



# *Arizona Peace Officer Standards and Training Board*

2643 East University Drive Phoenix, Arizona 85034-6914 Phone (602) 223-2514

## **MINUTES OF THE APRIL 17, 2024, MEETING OF THE ARIZONA PEACE OFFICER STANDARDS AND TRAINING BOARD PHOENIX, ARIZONA**

A public meeting of the Arizona Peace Officer Standards and Training Board was convened on April 17, 2024, at the Arizona Peace Officer Standards and Training Board, located at 2643 E. University Drive, Phoenix, AZ.

### Members Present (in person):

Commander Matthew Figueroa, Jail Commander, Coconino County Sheriff's Office  
Detective Joseph Krajcer, Tempe Police Department  
Division Chief Bill Mundell, representing Attorney General Kris Mayes, Arizona Attorney General's Office  
Ms. Leesa B. Weisz, Public Member

### Members Present (via online video/telephone conferencing):

Sheriff Mark Dannels, Cochise County Sheriff's Office, Chairman  
Mr. Randy Schoch, Public Member  
Sheriff Doug Schuster, Mohave County Sheriff's Office

### Members Absent:

Detective Benjamin Cook, Pinal County Sheriff's Office  
Colonel Jeff Glover, Arizona Department of Public Safety  
Professor Kevin Robinson, Arizona State University  
Director Ryan Thornell, Arizona Department of Corrections Rehabilitation & Reentry

### Staff in Attendance (in person):

Matt Giordano, Executive Director  
Sean Donegan, Deputy Director  
Richard Bradshaw, Compliance Specialist  
Ryan Clark, Training Specialist  
Mike Deltenre, Compliance Specialist  
Marissa Escandon, Administrative Assistant  
Mike Giammarino, Compliance Manager  
Alfred Grijalva, Compliance Specialist  
Cathy Hawse, Compliance Specialist  
Arlene Heckel, Compliance Specialist  
Darcy Nichols, Compliance Manager  
Mark Post, Compliance Specialist  
Michael Rodriguez, Training Specialist  
Tim Shay, Compliance Specialist  
Sandy Sierra, Executive Assistant

Dave Toporek, Compliance Specialist  
Lori Wait, Basic Training Manager

Legal Counsel:

Mark Brachtl, Assistant Attorney General  
Joe Dylo, Assistant Attorney General  
Diane DeDea, Independent Legal Advisor  
Ben Norris, Independent Legal Advisor

A. Call to Order

Chairman Dannels called the meeting to order at 10:02 a.m. and asked Detective Krajcer to lead everyone in reciting the Pledge of Allegiance.

B. Introductions, Presentations and Announcements

*Matt Giordano, Executive Director*

- Roll-call was taken. Seven Board members are present; four are here in person and three are participating via telephone/video conferencing. Colonel Glover, Detective Cook, Professor Robinson and Director Thornell are absent.
- The positions of large city and small city Chiefs of Police remain vacant on the Board. The office of Boards and Commissions is aware of these vacancies and we will continue to push for these positions to be filled.
- Diane DeDea, who has been our Independent Legal Advisor for the past year, will be leaving the Attorney General's Office and this is her last meeting. Diane did a great job for us and she will be sorely missed. Her replacement will be Ben Norris. Ben has handled multiple cases for AZPOST in the past and we are very excited to have him join us.

C. Executive Director's Report

*Matt Giordano, Executive Director*

- The Legislature is currently on hiatus and they reconvene on Wednesdays to handle some business. They have not started budget discussions yet, but we are hopeful we will receive our normal allocated budget for next year.
- The new on-line reporting system for yearly training audits is working very well. The new system allows us to audit a larger group of officers. We are very excited because this new technology is quicker and more efficient.
- AZPOST is hosting the International Association of Directors of Law Enforcement Standards and Training (IADLEST) annual conference this year in Phoenix. The conference will be held on June 2-5 at the Arizona Grand Resort in Phoenix. All Board members and staff are invited to attend.

D. Consent Agenda

Ms. Weisz made a motion to accept the Consent Agenda. The motion was seconded by Division Chief Mundell and passed unanimously.

The following items were approved:

1. Minutes of the Board meeting held on March 20, 2024.

2. Consent Agreements for Voluntary Relinquishment/Denial of Peace Officer Certification. The following individuals, without admitting to any misconduct, requests the Board accept their request to permanently relinquish their Arizona peace officer certification:

- |             |                    |                                           |
|-------------|--------------------|-------------------------------------------|
| 1. 2023-186 | William B. Vega    | Tucson Police Department                  |
| 2. 2024-029 | Kevin N. McGraw    | Tolleson Police Department                |
| 3. 2024-046 | Joseph A. Jaurigue | Phoenix Police Department                 |
| 4. 2024-066 | Leroy Malone Jr.   | Grand Canyon University Police Department |
| 5. 2024-067 | Jason Marcy        | Coconino County Sheriff's Office          |
| 6. 2024-068 | Joseph E. Stickler | Bullhead City Police Department           |

3. Petitions for Waiver pursuant to R13-4-105(C). The Applicant's only disqualifying conduct is legally consuming marijuana more than six months, but within two years of appointment, in violation of R13-4-105(A)(10):

Applicant Ariana Cousins                      Casa Grande Police Department

- E. Review, Discussion and Possible Action on a Petition from the Sedona Police Department pursuant to A.A.C. R13-4-103(G) for Applicant Raquel Oliver.

Assistant Attorney General Mark Brachtl addressed the Board regarding a Sedona Police Department petition for Applicant Raquel Oliver. Applicant Oliver is not able to pass the Peace Officer Physical Aptitude Test (POPAT) due to a knee injury. Chief Stephanie Foley, Sedona Police Department, addressed the Board to request that the petition be granted.

Ms. Weisz made a motion that based upon the petition submitted by the Sedona Police Department and pursuant to A.A.C. R13-4-103(G), the Board grant a restricted peace officer certification for Lt. Raquel Oliver. This certification restricts Lt. Oliver from being assigned any duty likely to result in the need to apply physical force. The motion was seconded by Detective Krajcer and passed unanimously.

- F. Final Action Cases:

1. 2023-239 – Jesus I. Belloc – AZ Department of Public Safety

The Board considered comments from Assistant Attorney General Mark Brachtl, attorney for the Arizona Peace Officer Standards and Training Board, who provided a brief overview of the proposed consent agreement. Mr. Edmundo Robaina, attorney representing Mr. Belloc, was available to answer any questions. Ms. Weisz made a motion to accept the proposed consent agreement for an 18-month suspension of Mr. Belloc's peace officer certification. The suspension shall be in effect beginning October 25, 2023, and ending April 25, 2025. The motion was seconded by Mr. Schoch and passed with one nay vote recorded for Division Chief Mundell.

2. 2023-225 – Todd W. Morrow – Scottsdale Police Department

The Board considered comments from Assistant Attorney General Mark Brachtl, attorney for the Arizona Peace Officer Standards and Training Board, who provided a brief overview of the proposed consent agreement. Mr. Chad Smith, attorney representing Mr. Morrow, also addressed the Board. Detective Krajcer made a motion to accept the

proposed consent agreement for an 18-month suspension of Mr. Morrow's peace officer certification. The suspension shall be in effect beginning November 20, 2023, and ending May 19, 2025. The motion was seconded by Commander Figueroa and passed unanimously.

3. 2022-225 – Anthony E. Kirkland – Maricopa County Sheriff's Office

The Board considered comments from Assistant Attorney General Mark Brachtel, attorney for the Arizona Peace Officer Standards and Training Board, who provided a brief overview of the proposed consent agreement. Ms. Kathryn Baillie, attorney representing Mr. Kirkland, also addressed the Board. Commander Figueroa made a motion to accept the proposed consent agreement for a 24-month suspension of Mr. Kirkland's peace officer certification. The suspension shall be in effect beginning January 7, 2022, and ending January 7, 2024. The motion was seconded by Detective Krajcer and passed unanimously.

G. New Charging Cases:

1. 2023-235 – Adam J. Barzar – Tucson Airport Authority

The Board considered comments from Compliance Specialist Cathy Hawse, who provided a brief overview of the case. Ms. Weisz made a motion to Initiate Proceedings against Mr. Barzar's peace officer certification. The motion was seconded by Division Chief Mundell and passed unanimously.

2. 2023-234 – Nathen S. Truss – AZ Department of Public Safety

The Board considered comments from Compliance Specialist Arlene Heckel, who provided a brief overview of the case. Division Chief Mundell made a motion to Initiate Proceedings to deny peace officer certification to Mr. Truss. The motion was seconded by Detective Krajcer and passed unanimously.

3. 2023-227 – Jeffrey A. Maddux – Glendale Police Department

The Board considered comments from Compliance Specialist Tim Shay, who provided a brief overview of the case. Commander Figueroa made a motion to Initiate Proceedings against Mr. Maddux's peace officer certification. The motion was seconded by Mr. Schoch and passed unanimously.

H. Future Agenda Items

Executive Director Giordano stated currently there no new agenda items to add, but he would like to follow-up on an issue brought up earlier reference an agency not marking a termination report for cause. This is not an isolated incident. We have noticed some agencies not recognizing when they should or should not mark "yes" for misconduct. This is something that will be discussed when I attend the regional meetings around the state, to make agency heads aware of this issue and to ensure all agencies are being consistent.

I. Adjournment

The meeting was adjourned at 10:44 a.m.