

**Minutes of Public Meeting of the  
Constable Ethics, Standards and Training Board  
February 18, 2015**

A public meeting of the Constables Ethics, Standards and Training Board (CESTB) was convened on February 18, 2015 at 10:10 am at the offices of Capitol Consulting 818 North First Street Phoenix, AZ 85004. Present at the meeting were the following members of the CESTB: Constable Scott Tipton, Constable Dan Ryan, and Constable Ron Myers. Present via teleconference were the following members of the CESTB – Judge Gerald Williams, Constable John Nozar. The following staff were present –Tracy Unmacht. Absent were the following members of the CESTB – Sheriff John Drum, Dan Field, Christine Shipley, and Stuart Goodman. Members of the public present were - Todd Madeksza with the County Supervisors Association (teleconference), Jason Brown, Gilbert Zermemo, CBS 5 Investigative Producer, Norman Jones, Mary Labadee, and William Rucker.

The following matters were discussed, considered and decided at the meeting:

**Minutes of Previous Meetings:** Constable Ron Myers made a motion to approve the minutes from the January 21, 2015 CESTB meeting. Constable Dan Ryan seconded the motion. The motion carried unanimously.

**Financial Report:** Chairman Tipton presented the financial report prepared by the Department of Administration for the month ending January 2015. Santa Cruz County continues to ignore the request for their writ fees. Staff verified that numerous letters have been sent to various government officials at the county, citing the statute requiring them to do so, including the request last month to send a letter to the constables of the county letting them know their training will not be paid for if they don't submit their writ fees. Scott will contact the constables and also ask the attorney general's office to send a letter to the county. Constable Dan Ryan made a motion to approve the financial report. Constable Ron Myers seconded the motion. The motion carried unanimously.

**CESTB Training Bill:** Chairman Tipton didn't have any new information to report on the progress of the bill. Capitol Consulting has prepared a bill tracking link that Tracy will forward to the board.

**Training Records:**

Chairman Tipton reported upon reviewing 2014 training records there were several constables missing training hours. Constable Ron Myers suggested that due to change of management during 2014 it's possible some records were misplaced. Constable Ron Myers made a motion to send a letter to any constable who fell short of their recorded training hours allowing them 30 days to respond with proof of completion. At the end of 30 days complaints will be filed against those not meeting the requirement. Constable Dan Ryan seconded the motion. The motion carried unanimously.

**Expiring CESTB Board Terms Ryan/Myers:**

Chairman Tipton reported that the terms for Constable Dan Ryan and Constable Ron Myers expire on March 18<sup>th</sup>. Neither constable wishes to be re-appointed. They will continue to serve until their replacements are appointed by ACO.

**Constable Complaints:**

Chairman Tipton reported that the rural subcommittee has received requested evidence for 4 complaints against Constable Doug Clark: CNA126-2014, CNA128-2014, CNA134-2015 and CNA136-2015. They will convene at a future date to review the new information.

Chairman Tipton reported that Constable Jimmie Munoz stated in a letter dated January 20, 2015 that he was unable to attend the required January training session because he had to attend funeral services for the deaths of 2 close friends. Constable Dan Ryan researched the deaths and found obituaries confirming the deaths and services. Service times for one death would have prevented Constable Munoz from attending the Wednesday sessions. However, the times for the other services might have allowed for Constable Munoz to participate in at least some of the training, which he made no attempt to do. Constable Munoz also made no indication that his involvement was anything further than attending the services. This particular training is only offered every 2 years, so there isn't any alternative for Constable Munoz to receive the required training at this time. Constable Dan Ryan made a motion to refer the case to Chief Judge Davis. Constable John Nozar seconded the motion. The motion carried unanimously.

Chairman Tipton reported Mr. William Rucker requested the decision made at the January 21, 2015 board meeting regarding CNA140-2015 be reconsidered and provided additional information to support his position. Constable Ron Myers recused himself from this issue. The board agreed the information provided by Mr. Rucker did not provide anything new to be considered. Constable John Nozar made a motion to make a final closure for this case and not entertain any new discussions about it in the future. Constable Dan Ryan seconded the motion. The motion carried unanimously.

**Administration Report:** Staff reported they are looking into how to incorporate the complaint reporting into the website in the manner that was discussed at a previous board meeting. Constable Ron Myers has volunteered to help summarize the information into a presentable format.

**Call to the Public:** Mr. William Rucker read a written statement pointing out actions by Constable Clark on July 7, 2014 that he believes are criminal and should be referred to the county attorney or the attorney general. Mr. Jones also stated various actions that he believes Constable Doug Clark needs to be held accountable for. Mr. Brown, Ms. Labadee, and Mr. Zermemo had no comment.

The next Board meeting is scheduled for Wednesday March 18, 2015 at 10:00 am

**Adjournment:** Constable Dan Ryan made a motion to adjourn the meeting. Constable Ron Myers seconded the motion. The motion carried unanimously. Meeting was adjourned at 11:05 am

Dated this 18 day of March, 2014  
Constable Ethics, Standards and Training Board

By W. Scott Tipton  
Chairman Scott Tipton