

**Minutes of Public Meeting of the
Constable Ethics, Standards and Training Board
November 15, 2017**

A public meeting of the Constables Ethics, Standards and Training Board (CESTB) was convened on November 15, 2017 at 10:04 a.m. at the offices of Capitol Consulting 818 North First Street Phoenix, AZ 85004. Present were the following members of the CESTB: Constable Mike Cobb, Constable David Lester, Dan Ryan and Valerie Beckett. Present via teleconference were the following members of the CESTB - Sheriff Adam Shepherd, Judge Barbara Brown. CESTB members absent were Christine Shipley. The following staff was present – Tracy Unmacht. Members of the public in attendance included Constable Lennie McCloskey, Constable Kevin Jones, Constable Doug Middleton, Scott Davis. Member of the public present via teleconference was Vanessa Shaw with the County Supervisors Association.

A quorum was reached and the following matters were discussed and decided at the meeting:

Minutes of Previous Meetings:

Corrections: None

Dan Ryan made a motion to approve the minutes as presented from the September 20, 2017 CESTB meeting. Sheriff Shepherd seconded the motion. The motion passed unanimously without discussion.

Financial Report: Staff reviewed the August FY 18 reports from the Department of Administration Central Services Bureau (CSB) and reported everything is up to date. Valerie Beckett made a motion to approve the August financial report and Sheriff Shepherd seconded. The motion passed unanimously without further discussion.

Call to the Public: Constable Lennie McCloskey addressed the board encouraging them to reach out to him to discuss his position on how outside training grants should be approved prior to this subject being discussed at the December board meeting.

Grant Application for Organizational Training: One application was received from AZ Constables Association for organizational training requesting funding in total for the amount of \$72,080.70. Funds available for this cycle are \$95,000. Board members submitted their scores for the record.

Dan Ryan made a motion to approve the application in the amount requested. Sheriff Shepherd seconded.

Discussion – none

Motion passed unanimously.

Board Elections:

Chairman Cobb reported on the need to elect a Chairman, Vice chairman and Secretary. Constable Lester nominated Mike Cobb to serve as Chairman, Judge Brown seconded the nomination. Sheriff Shepherd made a motion to close nominations and Valerie Beckett seconded. There being no further nominations, Mike Cobb was re-elected as Chairman.

Dan Ryan nominated David Lester to serve as Vice Chair, Valerie Beckett seconded the nomination. Sheriff Shepherd made a motion to close nominations and Valerie Beckett seconded. There being no further nominations, David Lester was re-elected as Vice-Chair.

Valerie Beckett made a motion to postpone election of Secretary pending an inquiry to current Secretary Christine Shipley to see if she is interested in continuing to serve. Sheriff Shepherd seconded and the motion passed unanimously.

Rules:

Staff forwarded the latest draft of the rules. Sheriff Shepherd made a motion to move forward with this draft and Dan Ryan seconded. Motion passed unanimously. Staff will forward to the CESTB representative at the AG's office for review.

Constable Complaints:

Initial Screening of new Constable Complaints:

- a. Pinal County Submission of Error Logs John Acton – The CESTB received an error log from Pinal County which represented mistakes made by Constable Acton during the period January 2017 – September of 2017. The county did not file a formal complaint but passed along the information to the CESTB. The Board discussed the fact that Constable Acton continues to make the same errors in performing his duties despite additional training warnings from this board. The CESTB does have the purview to initiate a complaint when presented with information such as these error logs. Valerie Beckett made a motion to initiate a complaint against Constable Acton and Constable Lester seconded. The motion passed unanimously.
- b. Complaint received 10-27-17 Gregory Kelly vs Malles - Chairman Cobb reviewed the complaint and Dan Ryan made a motion to proceed with an investigation into the complaint. Sheriff Shepherd seconded and the motion passed unanimously.

Administration Report:

Staff reported about what to expect with the Rules process moving forward. Staff will forward rules to various entities for their review and comments.

Staff provided an update on the training record audit. There are several constables who are still deficient in their annual training requirements. Staff will send a second reminder letter to them.

Staff reported on a Maricopa county attorney opinion on how writ funds are collected and provided to the CESTB. The implications are a possible reduction in available funds to the CESTB exceeding \$100,000 per year. Staff has forwarded to our rep with the Arizona AG's office for his assistance.

Adjournment: Sheriff Shepherd made a motion to adjourn the meeting and Constable Lester seconded. The motion passed unanimously. Meeting was adjourned at 10:47 a.m.

Dated this _____ day of _____, 2017
Constable Ethics, Standards and Training Board

By



Chairman Mike Cobb