

**Minutes of Public Meeting of the  
Constable Ethics, Standards and Training Board  
December 16, 2015**

A public meeting of the Constables Ethics, Standards and Training Board (CESTB) was convened on December 18, 2015 at 10:04 a.m. 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 Ken Sumner and Constable Mike Cobb. Present via teleconference were the following members of the CESTB - Constable Scott Tipton, Constable Brandon Schmoll, Christine Shipley and Judge Barbara Brown. The following staff was present – Tracy Unmacht. Members of the public present included Constable John Acton, Attorney Colleen Thomas and Gilbert Zermeno of CBS5 News. Absent were the following members of the CESTB – Dan Field and Stuart Goodman.

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

**Minutes of Previous Meetings:** Constable Sumner made a motion to approve the minutes from the November 18, 2015 CESTB meeting. Constable Cobb seconded the motion. The motion carried unanimously.

**Financial Report:** Staff presented the financial report prepared by the Department of Administration for the month ending November 2015. Constable Sumner made a motion to approve the financial report. Constable Schmoll seconded the motion. The motion carried unanimously.

Constable Schmoll asked when the next equipment grant cycle would be funded – our contracts are currently under revision and review is pending by the AG office before we can introduce the next cycle.

**Constable Complaints:**

**CNA169-2016 - McCloskey:** A subcommittee met prior to this meeting and, upon reviewing the supplemental response from the constable, voted to recommend this complaint be dismissed and the complainant be referred to the elections board for resolution. Constable Cobb made a motion to accept the recommendation by the subcommittee and dismiss the complaint. Constable Tipton seconded the motion and it carried unanimously.

**CNA175-2016 - Munoz:** A subcommittee met prior to this meeting to review the complaint and constable response and decided to continue the investigation.

**CNA164-2016 - Acton:** A subcommittee met prior to this meeting to review the supplemental constable response and voted to recommend the board issue a warning to Constable Acton for failing to serve documents in a timely manner. Constable Schmoll made a motion to accept the recommendation by the subcommittee to issue a warning to Constable Acton. Christine Shipley seconded the motion and it carried with 1 opposed.

**CNA177-2016 – Clark:** Constable Sumner reported this new complaint was just received and request for constable response has been sent. It will be referred to the appropriate subcommittee for review.

**Board Meeting Time/Day Change:** Staff had circulated a potential time change for future board meetings but it was not agreeable to all board members. Since not everyone is available to discuss, staff will look for additional possible times/days and forward to the Board for input.

**Administration Report:** Staff reported the new database capability to allow constables to enter their training hours is live but she is awaiting instructions from technical staff on how the constable user information will be set up. Staff forwarded a draft of the updated administrative procedures to the board and asked board members to submit their feedback. Staff also asked for clarification of the names that should be used when referring to the subcommittees as some members expressed confusion. Constable Sumner made a motion to refer to the subcommittee reviewing complaints against rural constables be named the Rural subcommittee, and the subcommittee reviewing complaints against constables in Maricopa County be referred to as the Urban subcommittee. Constable Tipton seconded and the motion carried unanimously without further discussion.

**Call to the Public:**

No comments were received by members of the public.

**Adjournment:** Constable Sumner made a motion to adjourn the meeting. Constable Cobb seconded the motion. The motion carried unanimously. Meeting was adjourned at 10:20 a.m.

Dated this 20<sup>th</sup> day of January, 2016  
Constable Ethics, Standards and Training Board

By

  
Chairman Ken Sumner