

BOARD OF POLICE COMMISSIONERS
6:45 P.M.
TUESDAY, APRIL 9, 2024
SCHIEFFELIN HALL
(CORNER OF FREMONT AND FOURTH STREET)

- I. CALL TO ORDER** Chairman Dustin Escapule called the Board of Police Commissioner Regular Meeting to order on Tuesday, April 9, 2024 at 6:45PM.
- II. PLEDGE OF ALLEGIANCE** Chairman Dustin Escapule led the Board of Police Commissioners and the general public in a recitation of the Pledge of Allegiance.
- III. ROLL CALL**
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|---------------------------|---------|
| Commissioner Colin Regan | Present |
| Commissioner Bill Barlow | Present |
| Commissioner Matt Faulk | Present |
| Commissioner Jim Newbauer | Present |
| Vice Chairman Jim Adams | Present |
| Chairman Dustin Escapule | Present |
- Also in attendance: Charissa Presti, Interim City Clerk

IV. APPROVAL OF MINUTES

A. DISCUSSION AND/OR ACTION: Approval of minutes from Tuesday, March 12, 2024.

MOTION by Commissioner Newbauer, **SECOND** by Commissioner Faulk, to approve the minutes for Regular Meeting for Tuesday, March 12, 2024.

DISCUSSION: None

VOTE: 5/0

MOTION: Carried

B. MARSHAL'S REPORT: The Marshal's Report – January 1, 2024 through February 29, 2024.

Crime report:

March: 170 Total Incidents / 74 Traffic Stops / 6 Motor Vehicle Accidents, 2 with injuries / 3 DUIs. The number of calls for service remained fairly steady compared to February when we had 175. Notable trends: Alcohol.

Reserve Hours:

Reserve Deputies worked 38.93 hours in March for a salary savings to the city of \$762.85.

Tinfoil Hats:

This is a tin foil hat that should have been a helmet. Suspect recklessly discharged a firearm in the city limits, grazing his own head. After he got stitches, he went to jail.

Events of significance in March:

- Pursuit: Bisbee chase came to Tombstone, where we spiked them. Everyone got to meet BP and go to jail.

- Pursuit: Another one came in from Bisbee. The driver saw the Marshals out with spikes, turned around, dumped his undocumented non-citizens on the side of the road, and fled back to Bisbee...where he got caught anyways.
- Pursuit: a 15-year-old from Tucson led Law Enforcement on a high-speed pursuit after coming through town at 85mph. He nearly struck a woman passed out face down in the road on Fremont and then almost hit an ambulance that didn't see him because he turned his lights off. He got spiked in St. David and said we couldn't do anything to him because he's a juvenile. He got booked and will be tried as an adult.
- Pursuit – Assist CCSO Deputy who had a car run him. The vehicle turned off Davis Road onto 80 and hit another car. We helped cuff the suspects, clear the vehicle, and conduct traffic control.
- Smuggling: 21-year-old driver from Tucson and his 4 passengers were turned over to BP for charges.
- Smuggling: 40-year-old man from Phoenix said he was out driving around, got lost and somehow ended-up in Tombstone where he happened to pick up 3 Hispanic men who were hitchhiking. He also had meth on him. He went to jail.
- Smuggling: 36-year-old from Tempe said he drove all the way down here to 'clear his head' and just happened to pick up 3 Hispanic men dressed in camouflage that needed a ride. Same bad story, same result. He went to BP jail.
- Smuggling: 16-year-old female from Tucson came down in a stolen car to pick up immigrants, which was captured on our License Plate Readers. She got booked.
- Smuggling: 20-year-old man from Phoenix came down in a stolen car to pick up immigrants, which was also captured on our License Plate Readers. He got booked.
- A local man shot down someone else's drone. He went to jail.
- A local man was being disorderly, again, and this time decided it wise to fight with the responding Deputies. He got booked for Aggravated Assault on a Peace Officer and Resisting Arrest.
- A local man insulted his neighbor by calling him a "Nazi" (expletive deleted). Turns out the man isn't even German. The offending party was cited for Disorderly Conduct.
- A local man punched a 67-year-old woman in the face. He went to jail.
- Loud altercation at the Circle K, some window pounding, several threats and an offer to fight led to a pair of citations for Disorderly Conduct.
- Man in a sleeping bag found on the sidewalk near the Circle K. He was alive, well, and all in one piece.
- A woman stopped in the middle of Middlemarch Road and fell asleep.
- A drunk local man passed out on the boardwalk. He was not very cooperative.
- A drunk local woman fell in a bar and split her head. She wasn't very cooperative, either.
- Another man fell over drunk and split his head. He went to the hospital.
- Yet another drunk resident fell and looked dead when the Deputy got on scene. It was this guy's first time this month, but definitely not his first time.
- DUI: Driving 90 in a 65mph zone and nearly striking a bridge drew the attention of our Deputy. The local female driver was over the legal limit and was charged accordingly.

- DUI drugs: Driver from Tucson pulled out in front of a Deputy. Specific charges are pending the results of the blood draw.
- DUI: A Ukrainian refugee wearing stiletto heels and a stuffed duck strapped over his groin had entirely too much to drink and had the empty bottles tossed around his car to prove it. He refused to cooperate, so a Search Warrant was obtained for his blood. He then decided he was feeling faint and went to the hospital. Specific charges are pending the results of the blood draw.
- Two intoxicated people on two separate nights called the Marshal's Office for a ride. Rides were provided. Seems like a better alternative than going to jail.
- Finally: Someone's last wishes of having their ashes spread on Allen Street was accomplished, to the horror of bystanders.

Other Item of Interest:

We were successful in getting two more grants awarded to the department. One is \$47,000 in overtime funds, which is inclusive of ERE and Mileage reimbursement. The other is for \$180,000 that will get us a rural rescue vehicle, 2 years of access to a specialized intel database, a large quantity of data storage for cell phone extractions, money for a second Cellebrite operator, ballistic helmets for the troops, and a few more new Motorola radios.

Does anybody have any questions for me? Yes, ma'am.

Margie Lane: I have a question about the trafficking, are those criminal charges or felony charges? (off microphone)

Vice Chairman Adams: They are felony charges.

Margie Lane: Asks if the traffickers go to jail (off microphone).

Vice Chairman Adams: It's a good question and the way that our county attorney's office deals with that, and let me back up even just a bit more. Our county attorney is the only county attorney in the state of Arizona that is prosecuting human traffickers. That being said, the incredible influx of those cases is way more than they could possibly handle. What we have, or they have is called early resolution court. In early resolution court they are offered a pre indictment plea. They get a pretty good deal and we get to clear the case, then send them off into whatever prison or probation. If it is their first offense of smuggling and they did not run from us, they typically are given probation. If they run from us at all, they go to prison. Running is a mandatory prison sentence. Obviously, if it's multiple offenses, which a lot of them are, Border Patrol actually takes those for prosecution, which you saw in some of my notes. We catch them a lot of times and Border Patrol goes ahead and takes them for federal prosecution. I don't know what happens to them after that.

Margie Lane: Is there anything that the private citizen can do to help?

Vice Chairman Adams: Yes, and it's for your own personal safety. Absolutely, do not cross the street, even if your light is green, without looking both ways. I don't even know what the number is anymore of how many people have been killed in Cochise County by people running red lights, running stop signs, and driving on the wrong side of the road, oftentimes with their lights off at night. They have rammed police and civilian cars. Just be extremely vigilant when you're driving. Check your rearview mirror often because they will come up behind you. If you're going 60 and they're going 110, they get up on you pretty quick and just be super aware. Most of them don't end up in Tombstone unless

they bail out for some reason. If they come through here, we usually try to spike them before they get to Tombstone, or we spike them after they leave Tombstone. We don't like to chase them through town. Sometimes they come in and we don't know they're coming, or they get here before we can get to them, so we wait till they get out of town before we engage. The one I talked about was going 85 down Fremont Street.

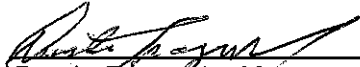
Margie Lane: Do you find that a lot of this happens in the evening, late in the evening, or early in the morning?

Vice Chairman Adams: It varies. There's really not a distinctive pattern to day of the week or time of the day. When there are patterns, they are short lived because law enforcement catches on and start focusing our efforts to those days or times, then they change it up. Same thing with the routes that they take. We've been very effective here in Tombstone with our license plate readers because they know that we are clocking those license plates coming through. We have canines, and very dedicated, diligent deputies here. Most of the time here lately, they've been going around us. That has always been my philosophy, "Go around or go to jail". They are taking heed to that. The numbers that are coming through are way down.

Mayor closes Marshal's Report.

MOTION TO ADJOURN

MOTION by Commissioner Barlow, **SECOND** by Commissioner Faulk, to adjourn. The Board of Police Commissioners was adjourned at 6:58 p.m.



Dustin Escapule, Mayor



Charissa Presti, Interim, City Clerk