



CITY OF ESCALON

August 28, 2018

City of Modesto/ Stanislaus County
Joseph P. Lopez, City Manager
Jody L. Hayes, Chief Executive Officer
1010 10th Street
Modesto, CA 95354

RE: Request regarding an incident on August 15, 2018

Dear Mr. Lopez & Mr. Hayes,

Please find this letter as a response to your letter dated August 20, 2018. While we understand that the incident of August 15 has caused much grief for both of our agencies, we would like to express our concern as to the lack of professional courtesy afforded Chief Borges and the blatant political grandstanding being waged at our expense. This matter should have been addressed with a meeting between Chief Borges and Chief Carroll by reviewing the facts of the matter and then discussing the incident. I do appreciate the fact that Mr. Lopez contacted me ahead of time to advising of a letter on its way to me. As neighboring cities, we would like to maintain our valuable relationship and we understand that part of that is providing appropriate communication.

Attached to the letter is the incident report regarding the events of August 15, 2018. In summary, the Escalon Police Department attempted to assist two individuals in obtaining services at a motel in which they had the means to pay. On the way to the motel, the individuals changed their minds about which motel and ended up asking the officer to drop them off at the Rite Aid. Based on past interaction with the male individual, officers believed that he had obtained services in Modesto previously and he had also indicated that the female had also. Officers did confirm that the individuals had the means to pay for a room prior to taking them to Modesto and cleared the transport with supervisors.

It is not the practice of the Escalon Police Department to take homeless to other communities, but it is the departments practice to make reasonable efforts to arrange for shelter, food, or transportation for those persons who request assistance - to ensure their safety, general welfare, and to protect them from potential harm. These types of transports are consensual in nature and are not required to be accepted by the persons within our community. In other words, we do not force persons we encounter to be transported to another location against their will, in a non-custodial situation. Every reasonable attempt should be made, if transportation is given, to provide transportation to the nearest safe location, which would include transportation hubs or locations that provide services, such as shelter and food.

While we understand that the City of Modesto and Stanislaus County have serious issues with the homeless population, it was not our intent to add to the problem. This was an unfortunate situation of “no good deed goes unpunished”. Chief Borges and I have spoken and he has reiterated the policy regarding providing assistance for non-custodial transports to his staff including that the transportation should be to the nearest safe location within San Joaquin County. The City of Escalon participates in San Joaquin County’s efforts to make a difference in the homeless population and will continue to do so.

A separate link to a dropbox folder will be provided for the body camera footage from the incident at a later date. The subjects of the video are not arrestees, therefore there is an expectation of privacy. We are currently working to have the images obscured at this time. We estimate that we will have the video to you by September 10th, 2018.

We do apologize for the disruption that this incident has caused and hope that we can move forward as partners rather than adversaries.

Sincerely,



Tammy Alcantor
City Manager

cc: Modesto City Council
Stanislaus County Board of Supervisors
Escalon City Council



ESCALON POLICE DEPARTMENT

CAD INCIDENT REPORT

1808150014

08/22/2018

Location LOS ALTENOS MARKET, 1602 MAIN ST	Cross Streets FIRST ST/SECOND ST	City ESCALON
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Incident Type WELCHK - WELFARE CHECK	Call Taker D056	Dispatcher D056
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Date 08/15/2018	Priority 2	Primary Unit D1	Beat	Fire Zone	Area	Map	Source TELEPHONE CALL
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Caller Name JORDAN, TAMMY C/O ETRANS BUS	Caller Address 6201 Arapaho Ct, Manteca	Caller Phone 209-815-4008
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Dispositions Arrest Made	Weapon	Alm Level	Case Number 18-788
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Vehicles	Associated Incidents
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Incident Times	Special Circumstances															
Received 11:04:51 Created 11:06:57 Dispatched 11:07:58 En Route 11:08:09 On Scene 11:10:52 Closed 14:29:25 Rcvd-Closed 3:24:34	<table border="1"> <tr> <td>Persons</td> <td>Sex</td> <td>DOB</td> <td>Race</td> <td>DL</td> </tr> <tr> <td>Ciraolo, Dante Carlo</td> <td>M</td> <td>02/04/1961</td> <td>White</td> <td>N7398561/CA</td> </tr> <tr> <td>Reyes, Abel Isaac III</td> <td>M</td> <td>03/10/1980</td> <td></td> <td>B6691726/CA</td> </tr> </table>	Persons	Sex	DOB	Race	DL	Ciraolo, Dante Carlo	M	02/04/1961	White	N7398561/CA	Reyes, Abel Isaac III	M	03/10/1980		B6691726/CA
Persons	Sex	DOB	Race	DL												
Ciraolo, Dante Carlo	M	02/04/1961	White	N7398561/CA												
Reyes, Abel Isaac III	M	03/10/1980		B6691726/CA												

Unit Times	Officers	Dispatched	Enroute	On Scene	Clear	Disp-On Scene	Enrt-On Scene	On Scene-Clear	Disp-Clear
L30	L30	11:07:58	11:08:09	11:10:52	13:03:24	02:54	02:43	1:52:32	1:55:26
S3	S3	11:09:09	11:09:11	11:13:45	11:46:13	04:36	04:34	32:28	37:04
D1	D1	11:15:23		11:15:26	14:29:25	00:03	N/A	3:13:59	3:14:02

Incident Comments
 1 WMA IN SHORTS, LAYING OUTSIDE ON SIDWALK ON MAIN STREET SIDE OF MARKET, STATING HE IS IN PAIN, WILL ALSO BE A HMA AND WFA WITH HIM

TIME	#	EVENT	BY
11:06:58	1	Incident initiated at Los Altenos Market, 1602 Main St, Escalon	D056
11:07:58	2	L30 DISP. Los Altenos Market, 1602 Main St, Escalon	D056
11:08:09	3	L30 ENRT.	D056
11:09:09	4	S3 DISP. Los Altenos Market, 1602 Main St, Escalon	D056
11:09:11	5	S3 ENRT.	D056
11:10:10	6	S3 FIRE IS ON SCENE, STATES APPEARS TO BE TRANSIENTS,	D056
	7	POSSIBLY ASLEEP	
11:10:52	8	L30 ONSCEN.	D056
11:13:45	9	S3 ONSCEN.	D056
11:14:13	10	D056 CIRAOLLO, DANTE CARLO (02/04/1961) N7398561/CA added to	D056
	11	incident	
11:15:23	12	D1 DISP. Los Altenos Market, 1602 Main St, Escalon	D056
11:15:26	13	D1 ONSCEN.	D056
11:17:31	14	WRNT ABS WRNT #'S, TR1600031814 AND CR1800008444 SENT TO ESP0	D056
11:20:08	15	L30 C4.	D056
11:20:29	16	S3 C4.	D056
11:20:31	17	D1 C4.	D056
11:24:59	18	D1 10-27: REYES,ABEL - 03/10/1980	D056
11:24:59	19	D1 Wanted Check: REYES,ABEL - 03/10/1980	D056
11:24:59	20	D1 Missing Persons Check: REYES,ABEL - 03/10/1980	D056
11:24:59	21	D1 APPS: REYES,ABEL - 03/10/1980	D056
11:26:07	22	D1 10-27: REYES,ABEL - 03/10/1980	D056
11:26:07	23	D1 Wanted Check: REYES,ABEL - 03/10/1980	D056
11:26:07	24	D1 Missing Persons Check: REYES,ABEL - 03/10/1980	D056
11:26:07	25	D1 APPS: REYES,ABEL - 03/10/1980	D056

TIME	#	EVENT	BY
11:29:43	1	D1 10-27: B6691726	D056
11:29:43	2	D1 Wanted Check: REYES,ABEL - 03/10/1980	D056
11:29:43	3	D1 Missing Persons Check: REYES,ABEL - 03/10/1980	D056
11:29:43	4	D1 APPS: REYES,ABEL - 03/10/1980	D056
11:31:16	5	D1 REYES, ABEL ISAAC III (03/10/1980) B6691726/CA added to incident	D056
11:31:18	6	D1 PRISNR.	D056
11:31:26	7	D1 ENRT. 10-19 WITH ONE 10-15	D056
11:32:47	8	WRNT ABS FOR REYES SRNT #TR1700028659 SENT TO ESP0	D056
11:33:56	9	D1 OFFICE.	D056
11:39:40	10	D1 Case number 18-788 assigned to 1808150014	D056
11:44:27	11	L30 ENRT. PROVIDING CURTOUSY TRANS TO MCHENRY AND	D056
	12	ORANGEBURG FOR THE LAST OF CIROALOS	
11:46:13	13	S3 10-8.	D056
12:07:03	14	L30 ONSCEN.	D056
12:07:06	15	L30 ENRT. CITY	D056
12:14:57	16	D1 ENRT. CJ W/10-15	D024
13:03:24	17	L30 10-8.	D024
14:28:27	18	D1 ONSCEN. @ 1240, RIMS DOWN	D056
14:28:42	19	D1 ENRT. 10-19 @ 1257, RIMS DOWN	D056
14:29:25	20	D1 10-8.	D056
14:29:26	21	D1 Closed - Disposition 3	D056
[08/16/2018]			
11:37:47	22	2 WARRANT ABSTRACTS CANCELLED FOR DANTE CIRAOLLO (STKN	D024
	23	PD & EPD)- PER S3, SUBJ HAD COURT DOCUMENTS SHOWING HE	
	24	WAS PLACED ON THE COURT CALENDAR.	



ESCALON POLICE DEPARTMENT

2040 MCHENRY AVE ESCALON, CA 95320 209-838-7093

Case 18-788

MISDEMEANOR REPORT

OFFENSES	Offenses 978.5 PC	Description BENCH WARRANT FOR FTA/MISD-Outside Agency	Fel/Misd Misd	Date Occurred 08/15/2018	Time Occurred 1106	Incident # 1808150014	
				Date Reported 08/15/2018	Time Reported 1106		
	Related Cases						
				Date Printed 08/22/2018	Time Printed 08:51:50	Printed By A1	
				Latitude 0.000000	Longitude 0.000000		
Location Los Altenos Market, 1602 Main St, Escalon, CA 95320			Beat	Area	Disposition Cleared By Adult Arrest		Dispo Date 08/15/2018
Location Type	Location of Entry	Method of Entry	Point of Entry		Alarm System	Means of Attack (Robbery)	
Reporting Party Jordan, Tammy C/O Etrans Bus			Drivers License	Cell Phone	Email		
Residence Address 6201 Arapaho Ct, Manteca			Notified of Victim Rights	Residence Phone 209-815-4008	DOB	Age	Sex F
Business Name and Address				Business Phone	Height	Wt	Hair W
Assistance Rendered/Victim Disposition				Transporting Agency	Means of Attack (Assaults)		
Description of Injuries			Other Information				
Mentioned Caracciolo, Andrea Marie			Drivers License C5907159 CA	Cell Phone	Email		
Residence Address Transient, Escalon, CA 95320				Residence Phone	DOB 04/16/1967	Age 51	Sex F
Business Name and Address				Business Phone	Height 5'5"	Wt 165	Hair BRO
Suspect Arrested Reyes, Abel Isaac III				Action Taken BOOKING	Charges 978.5 PC		
Residence Address 2552 Alderwood Dr, San Jose, CA				Residence Phone	DOB 03/10/1980	Age 38	Sex M
Business Name and Address				Business Phone	Height 5'6"	Wt 190	Hair BLK
Identifying Features				Cell Phone	Drivers License B6691726 CA		Arrest Number
Aliases							
VEHICLES	Status	Vehicle Make and Model		License/State	VIN		
OFFICERS	Prepared By D1 - Hardgraves, Robert	Date 08/15/2018	Assisted By		Approved By S3 - Flores, Gustavo C.		Date 08/18/2018
	Routed To	Date	Routed To	Date	Notes		



ESCALON POLICE DEPARTMENT

2040 MCHENRY AVE ESCALON, CA 95320 209-838-7093
MISDEMEANOR REPORT

Case
18-788

Mentioned Ciraolo, Dante Carlo	Drivers License N7398561 CA	Cell Phone 149-7409	Email			
Residence Address Transient, Escalon, CA 95320		Residence Phone 408-417-6278	DOB 02/04/1961	Age 57	Sex M	Race W
Business Name and Address		Business Phone	Height 6'	Wt 200	Hair BRO	Eyes BRO

Empty reporting area for case details.



ESCALON POLICE DEPARTMENT

2040 MCHENRY AVE ESCALON, CA 95320 209-838-7093

NARRATIVE

18-788

On 8/15/18 at approximately 1106 hours, Officer Collins was dispatched to Los Altos Market (1602 Main Street) for a report of two suspicious people sleeping on the sidewalk. I responded to assist.

When I arrived on scene, Officer Collins was speaking with Dante Ciraolo and Andrea Caracciolo. They were sitting on the sidewalk with blankets and other miscellaneous property around them. While speaking with Dante and Andrea, another male subject arrived at our location. Dante stated that the subject's name was "Sharky" and that he was with them.

I contacted Sharky, who identified himself verbally as Abel Reyes. A CLETS inquiry revealed that Abel had an active warrant out for his arrest. I took him into custody without incident. I handcuffed him, checked them for fit, and double locked them. I then placed him in the back seat of my patrol vehicle and transported him to the Escalon Police Department for processing. Abel was then fingerprinted, photographed, and transported to the San Joaquin County Jail for the following warrant:

Warrant Information:

Warrant #TR1700028659

Charges: 12.12.100 Manteca Municipal Code (MMC) and 12.12.030 MMC

Agency: Manteca Police Department

Bail: \$5,000.00

Case status: Closed, by arrest.

Prepared By:

D1 HARDGRAVES, ROBERT

Date:

08/15/2018

Approved By:

S3 FLORES, GUSTAVO C.

Date:

08/18/2018

From: Galen Carroll
To: Mike Borges
Subject: Re: RE: Re:
Date: Thursday, August 16, 2018 5:43:33 PM

Good deal

Sent from my iPhone

> On Aug 16, 2018, at 5:44 PM, Mike Borges <mborges@cityofescalon.org> wrote:

>

> Your right and the entire contact is and I told them to ensure it's saved and not deleted.

>

> Sent from my iPhone

>

>> On Aug 16, 2018, at 5:39 PM, Galen Carroll <CarrollG@Modestopd.com> wrote:

>>

>> Whatever. Hope the entire contact is in video. If the roles were reversed you would be pissed too

>>

>> Sent from my iPhone

>>

>>> On Aug 16, 2018, at 5:07 PM, Mike Borges <mborges@cityofescalon.org> wrote:

>>>

>>> Well we have it on video there request to go to motel in Modesto. The only thing my officer should have did was take them to the Budget and not stopped 3 blocks short.

>>>

>>> Sent from my iPhone

>>>

>>> On Aug 16, 2018, at 4:43 PM, Galen Carroll
<CarrollG@Modestopd.com<<mailto:CarrollG@Modestopd.com>>> wrote:

>>>

>>> Really, come on we both know exactly what that was. If they needed a hotel they would've been at a hotel. It's not cool we have enough issues already without dumping people who have "worn out their welcome".

>>>

>>>

>>>

>>> Sent from my iPhone

>>>

>>> On Aug 16, 2018, at 3:02 PM, Mike Borges
<mborges@cityofescalon.org<<mailto:mborges@cityofescalon.org>>> wrote:

>>>

>>> They were headed to the Budget by Dennys, when they told my guy to drop them off there so he did. If we were just dumping them in town he would not have driven them to one of the busiest intersections to do it.

>>>

>>> From: Galen Carroll <CarrollG@Modestopd.com<<mailto:CarrollG@Modestopd.com>>>

>>> Sent: Thursday, August 16, 2018 3:00 PM

>>> To: Mike Borges <mborges@cityofescalon.org<<mailto:mborges@cityofescalon.org>>>

>>> Subject: Fwd: Re:

>>>

>>> Really?!?!

>>>

>>> Not happy at all with dumping homeless at Rite Aide. If the supposed story was they needed a hotel they would've been at a hotel. Very uncool

>>> Sent from my iPhone

>>>

>>> Begin forwarded message:
>>> From: Steven Stanfield <StanfieldS@Modestopd.com<<mailto:StanfieldS@Modestopd.com>>>
>>> Date: August 16, 2018 at 2:56:04 PM PDT
>>> To: Galen Carroll <CarrollG@Modestopd.com<<mailto:CarrollG@Modestopd.com>>>
>>> Subject: Fwd: Re:

>>>
>>> Steven Stanfield, Lieutenant
>>> Modesto Police Department
>>> Northeast and South Division Commander
>>> Stanfields@modestopd.com<<mailto:Stanfields@modestopd.com>>

>>>
>>> Begin forwarded message:
>>> From: Kalani Souza <SouzaK@Modestopd.com<<mailto:SouzaK@Modestopd.com>>>
>>> Date: August 16, 2018 at 10:19:59 AM PDT
>>> To: Steven Stanfield <StanfieldS@Modestopd.com<<mailto:StanfieldS@Modestopd.com>>>
>>> Subject: Re:

>>> <image001.png>
>>> Sent from my iPhone

>>>
>>> On Aug 16, 2018, at 10:16 AM, Steven Stanfield
>>> <StanfieldS@Modestopd.com<<mailto:StanfieldS@Modestopd.com>>> wrote:
>>> Escalon
>>>
>>> Sent from my iPhone