

**PALM BEACH COUNTY CRIMINAL JUSTICE COMMISSION
LAW ENFORCEMENT PLANNING COUNCIL
FINAL SUMMARY MINUTES**

Thursday, April 25, 2013 - 9:30 a.m.

West Palm Beach Police Department
Community Room
600 Banyan Blvd., West Palm Beach

Members Present

Chief Steve Kniffin, Chairman, Palm Beach Shores Police Department
Chief Dan Alexander, Vice Chairman, Boca Raton Police Department
Chief Matt Immler, Boynton Beach Police Department
Chief Anthony Strianese, Delray Beach Police Department
(Represented by Assistant Chief Jeff Goldman)
Chief Brian Smith, Juno Beach Police Department
Chief Frank Kitzerow, Jupiter Police Department
Chief Carmen Mattox, Manalapan Police Department
Chief Richard Jenkins, North Palm Beach Public Safety Department
Chief Christopher Yannuzzi, Ocean Ridge Police Department
Director Kirk Blouin, Palm Beach Police Department
Chief Roger M. Crane, South Palm Beach Police Department
Chief Christopher Elg, Tequesta Police Department
Chief Vincent Demasi, West Palm Beach Police Department
Chief Larry Leon, Palm Beach County School District Police Department
Major Luis Ramil, Florida Highway Patrol
Mike Waites, Chief Investigator, State Attorney's Office 15th Judicial Circuit
Major Carol Owsiany-Himmel, Florida Division of Alcoholic Beverages & Tobacco
Timothy Donovan, Assistant Special Agent in Charge, Federal Bureau of Investigation
John McKenna, Assistant Special Agent in Charge, Drug Enforcement Administration
Edward Thompson, Assistant Special Agent in Charge, U.S. Immigration and Customs Enforcement
Glen Wilner, Assistant Chief, U.S. Marshals Service
Michael Fagan, Special Agent, U.S. Secret Service
Frank Miller, Patrol Agent in Charge, U.S. Border Patrol

Members Absent

Chief Robert Mangold, Atlantis Police Department
Director Michael Porath, Greenacres Department of Public Safety
Chief Garrett Ward, Gulf Stream Police Department
Chief Craig Hartmann, Highland Beach Police Department
Chief John Stewart, Jupiter Inlet Colony Police Department
Chief Wes Smith, Lake Clarke Shores Police Department
Chief Sean Scheller, Lantana Police Department
Chief Stephen Stepp, Palm Beach Gardens Police Department
Chief Clarence Williams III, Riviera Beach Police Department
Chief Thomas A. Ceccarelli, Palm Springs Public Safety Department
Sheriff Ric Bradshaw, Palm Beach County Sheriff's Office
Chief Charles Lowe, Florida Atlantic University Police Department
Michael Driscoll, Resident Agent in Charge, Florida Department of Law Enforcement
Major Jeffrey Hubert, Florida Fish & Wildlife Commission
Lieutenant Anthony Stafford, State Fire Marshall's Office
Robert Shirley, Resident Agent in Charge, Bureau of Alcohol, Tobacco, Firearms and Explosives
George Sanders, Supervisory Special Agent in Charge, Internal Revenue Service
Steven Randerson, Assistant Federal Security Director, Transportation Security Administration

Advisory Members Present

Director Larry Schroeder, Criminal Justice Institute of Palm Beach State College
Hon. Dave Aronberg, State Attorney, 15th Judicial Circuit
Joni Livingston, CJSTC Field Specialist, Florida Department of Law Enforcement
Feirmon Johnson, Chief Probation Officer, Florida Department of Juvenile Justice
Julie Hogan, Deputy Statewide Prosecutor, Attorney General's Office of Statewide Prosecution

Advisory Members Absent

Dr. Michael Bell, Palm Beach County Medical Examiner
Rolando Garcia, Deputy Chief, U.S. Attorney's Office
Rosalyn Baker, Circuit Administrator, Florida Department of Corrections

Guests

Assistant Chief Michele Miuccio, Boca Raton Police Department
Jeff Himmel, Assistant Special Agent in Charge, U.S. Department of Labor
Chief Assistant Brian Fernandes, State Attorney's Office, 15th Judicial Circuit
Chief Assistant Al Johnson, State Attorney's Office, 15th Judicial Circuit
Chief Assistant Adrienne Ellis, State Attorney's Office, 15th Judicial Circuit
Francis Morchette, Delray Beach Police Department
Steve Wunderlich, Homeland Security Investigations
Penny Anderson, ISS - LEX Project
Denise Vidal-Bennette, ISS - LEX Project
Duane Little, Florida Department of Law Enforcement
Colonel Jim Stormes, Palm Beach County Sheriff's Office
Ed Allen Gulfstream Police Department
Assistant Chief Rick Facchine, Palm Beach Gardens Police Department
Captain Eric Coleman, Palm Beach County Sheriff's Office
Major Wendy Unger, Boynton Beach Police Department
Major Frank Briganti, Delray Beach Police Department
Captain Sarah Mooney, West Palm Beach Police Department
Supervisory Special Agent Chris Klettheimer, Federal Bureau of Investigation
Stewart Saalfeld, Court Program Specialist II, Court Administration
Mike Edmondson, State Attorney's Office, 15th Judicial Circuit
Captain Mike Coleman, Delray Beach Police Department
Kristin Solomon, Guardian Ad Litem Program
Tonya Cajuste, Guardian Ad Litem Program
Louis Tomeo, Director, Clerk & Comptroller Palm Beach County
Major Tony Araujo, Palm Beach County Sheriff's Office
Eileen Berry, U.S. Secret Service
Captain Tom Mitchell, Delray Beach Police Department
Captain Martin Tierney, West Palm Beach Police Department
Jim Kelly, Executive Director, Palm Beach County Association of Chiefs of Police
Algie Poole, Guardian Ad Litem Program
Jim McClure, LETTR, Inc.
Patrick Doyle, Intelligence Analyst, West Palm Beach Police Department
Assistant Chief Mary Santos-Olsen, West Palm Beach Police Department
Jessica Minei, Senior Crime Analyst, Palm Beach Gardens Police Department
Commander Pat McCutcheon, Palm Beach County School District Police Department
Major Christopher Smith, Jupiter Police Department
Chief Ted Gonzalez, Jupiter Island Police Department

CJC Staff Present

Michael Rodriguez, Executive Director
Katherine Hatos, Senior Criminal Justice Analyst

I. Welcome and opening comments by Chief Steven Kniffin, Chairman

Chief Kniffin thanked Chief Demasi and the West Palm Beach Police Department for hosting the meeting.

II. Roll Call

III. Introduction of Guests

IV. Approval and/or additions to the agenda

The April 25, 2013 agenda was approved.

V. Approval of the minutes of the meeting of March 28, 2013

The March 28, 2013 minutes were approved.

VI. Chairman's Comments

- a. Welcome to Timothy Donovan, Assistant Special Agent in Charge of the Federal Bureau of Investigation.
- b. Chief Kniffin announced that he will be retiring on June 1st for personal reasons and May 23rd will be his last meeting as LEPC Chair. He thanked everyone for their support and confidence.

VII. Presentations

- a. High Intensity Drug Trafficking Area (HIDTA) Update: *Timothy Wagner, Director, South Florida HIDTA*

Director Wagner provided an overview of HIDTA funding and the local impact of sequestration for Palm Beach County. Sequestration is causing a \$9M cut this year to the Office of National Drug Control Policy (ONDCP) which funds HIDTA and programs other than law enforcement (e.g., treatment and prevention). The HIDTA Directors' Association advocated taking these cuts from the discretionary funds rather than the HIDTA baseline budgets. A compromise was reached wherein half the cut is coming from national discretionary projects (e.g. drug trafficking in Indian reservations, prescription drugs, etc.); and the remaining taken from HIDTA budgets.

In anticipation of these cuts, South Florida surplus funds have been backed up and vacancies haven't been filled for the last couple years. The total cut is \$350,000 and half of that amount is being spread across other budgets.

Director Wagner is recommending the discretionary portion of operational budgets (travel, overtime) be cut with a guarantee to all initiatives that at least that amount will be replaced by surplus funds when overtime is spent to zero. Surplus funds would also carry them through if the same cut is issued for 2014. Unfortunately, the President's proposal would increase the overall

ONDCP budget for prevention and treatment, but include a drastic cut of 19% for HIDTA funding. Director Wagner recommended sending support letters as soon as possible to congressmen advocating for HIDTA. Chief Kitzerow requested a copy of the sample support letter which Katherine Hatos will send out. Director Wagner asked that agencies also send him a copy of their letters.

b. Guardian ad Litem Program: *Circuit Director, Kristen Solomon*

The Guardian ad Litem Program (GAL) is a state agency appointed in dependency cases where children have been abused, abandoned, or neglected by their parents. Their role is to represent and advocate for the best interests of children as they go through the dependency court system to ensure that they are getting proper services and appropriate placement. A unique aspect of the program is that it is comprised primarily of volunteers, and part of the reason they are at the LEPC meeting is to inform the community and reach out to community partners about who they are and how they can work together. In Palm Beach County, there are currently 1,500 children involved in the dependency system but there are only 1,100 volunteers so there are about 400 children that do not have volunteer child advocates. Ms. Solomon asked members to pass on the information if they know anyone interested in becoming a volunteer child advocate.

c. DUI Diversion Program: *Adrienne Ellis, Chief Assistant State Attorney, 15th Judicial Circuit State Attorney's Office*

Chief ASA Adrienne Ellis provided the highlights concerning a new DUI diversion program for the State Attorney's Office. She referenced three circuits in Florida that have implemented programs, and compared the pros and cons of the three programs. She then explained the 15th Circuit SAO program including their program goals, thought process, proposed DUI deferred prosecution (Tier I: BAC below .150 & Tier II: refusals and BAC between .150 and .200), program qualifiers, how the program works, and its pros and cons. The program is for first time offenders only.

VIII. New Business

- a. Chief Immler asked Major Unger to provide a brief on some issues with STAC web. Major Unger mentioned they are in the process of training uniform services and was advised that the State Attorney's Office was looking at changing how felony folders are submitted possibly requiring an individual scan for each item, and wasn't sure if they should stop training. Chief Kitzerow recommended having a future presentation from the State Attorney's Office.

- b. Chair Kniffin noted a request to add the U.S. Department of Labor to federal agencies which would entail a by-laws change. A motion was made and carried.

IX. Old Business: No old business discussed.

X. Committee/Workgroup Reports

- a. Book and Release Committee: No report was presented.
- b. Recruitment and Retention Committee: Chief Yannuzzi advised that they received the information from all agencies and a report will be presented at the next meeting after resolving a few issues with individual reports.
- c. Traffic Committee: Chief Crane reported that he has responded to requests from departments for information on court dismissals. He recommended that agencies use ShowCase to see exactly why the citation was dismissed. Chief Crane will provide the information quarterly to agencies that have requested reports.
- d. Court Systems Task Force: Chief Immler reported that the committee met last month. Presentations were made from the different drug courts which all seemed to be working very well. He thought they were excellent programs but that the issue will be continuing funding from CJC or elsewhere.
- e. Property Crimes Workgroup: Chief Kitzerow deferred to Chief Immler who is the Chair of the subcommittee on the agreements. Chief Immler reported that they are considering whether or not to do some sort of a strike team/combined force to address mutual crime issues. In the past, they have used the countywide mutual aid agreement, mutual aid requests for operational assistance, and taskforces organized by PBSO. Notification of incidents in the various jurisdictions and the assignment of primary and secondary investigative responsibility were important issues for the Chiefs. Chief Immler named the members of the workgroup: Chief Demasi, Chief Williams, Chief Leon, Chief Crane, and staff members. A series of recommendations were developed: (1) Adopt a definition of critical incidents; (2) Assign the primary and secondary responsibilities for investigations of these critical incidents. Chief Immler will provide a copy to Katherine Hatos to send out for review. He also requested the issue be put on the agenda at a future meeting. Chief Kitzerow thanked the workgroup, and reminded everyone that the recommendations came as a result of the meetings associated with the regional and countywide crime fighting strategies.
- f. Sexual Assault Response Team: No report was presented.
- g. Sex Offender Population: No report was presented.

XI. Liaison Updates

- a. Data Sharing: Chief Kitzerow reminded everyone about the LEX countywide Intel meeting that will be held about 10 minutes after the LEPC meeting. They are anticipating the new portal and the additional features that they have been working on, e.g., BOLOs, to be operational by the end of May.
- b. Child Abuse Protocol: No report was presented.
- c. Criminal Justice Commission: Vice-Chairman Alexander reported that the CJC met earlier this week. The federal formula grant options aren't known at this time. There was discussion concerning civil citation/JFO and the Commission decided to let staff investigate the options relevant to those issues. An update was provided on the status of House Bill 361 that provides an exemption of the Sunshine Law for certain members of the CJC.
- d. Criminal Justice Institute: Director Schroeder reported that one of their part-time/night academy graduates 23 on Wednesday night. The 911 Dispatch Academy graduates a class of 12 on Thursday night of which only 3 are employed if anyone is looking for Dispatchers. They received a CO yesterday for their new facility; class 1 began July 9, 1973 and the three classes that are still in session will move over probably Monday or Tuesday.
- e. High-Intensity Drug Trafficking Area: Nothing added to earlier report.
- f. High School Criminal Justice Academies: No report was presented.
- g. Communications/Interoperability: No report was presented.

XII. Training Announcements

- a. Social Media Training for Law Enforcement (*on blue paper*)
- b. Chief Yannuzzi provided information on the Anti-Stalking Collaborative that is presenting the Statewide Technology and Safety Institute: Bringing the Toolkit to Life on June 7th. He noted that there may be a \$40 fee for the lunch.

XIII. Member Comments

Chief Schroeder announced that tomorrow at 8:00 am is the grand opening ceremony for the new academy. Everyone is welcome.

XIV. Attachments

- a. Legal Eagle April 2013 Edition (*on white paper*)
- b. Guardian Ad Litem (*on orchid paper*)

c. DUI Diversion Program (*on green paper*)

XV. Adjournment

Next Meeting: May 23, 2013 (Clayton Hutchinson Agricultural Center, Exhibit Hall
"B", 559 North Military Trail, West Palm Beach)