

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

**Thursday, October 22, 2015 - 9:30 a.m.**

West Palm Beach Police Department  
Community Room  
600 Banyan Boulevard  
West Palm Beach, FL

**Members Present**

Director Kirk Blouin, Chairman, Palm Beach Police Department  
Chief Brian Smith, Vice Chairman, Juno Beach Police Department  
Chief Robert Mangold, Atlantis Police Department  
Chief Dan Alexander, Boca Raton Police Department  
Chief Jeffrey Goldman, Delray Beach Police Department  
Chief Frank Kitzerow, Jupiter Police Department  
Chief Carmen Mattox, Manalapan Police Department  
Chief Richard Jenkins, North Palm Beach Police Department  
Chief Hal Hutchins, Ocean Ridge Police Department  
Chief Clarence Williams III, Riviera Beach Police Department (Represented by Acting Chief Robert Coppin)  
Chief Carl Webb, South Palm Beach Police Department  
Chief Bryan Kummerlen, West Palm Beach Police Department  
Troy Walker, Special Agent in Charge, Florida Department of Law Enforcement  
Major Camille Soverel, Florida Fish & Wildlife Commission (Represented by David Schaeffer)  
Michael D'Alonzo, Assistant Special Agent in Charge, Federal Bureau of Investigation (Representation)  
John McKenna, Assistant Special Agent in Charge, Drug Enforcement Administration  
Edward Thompson, Assistant Special Agent in Charge, U.S. Immigration and Customs Enforcement  
Robert Pearce, Resident Agent in Charge, U.S. Secret Service

**Members Absent**

Chief Jeffrey Katz, Boynton Beach Police Department  
Director Michael Porath, Greenacres Department  
Chief Garrett Ward, Gulf Stream Police Department  
Chief Craig Hartmann, Highland Beach Police Department  
Chief John Pruitt, 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 Duncan Young, Palm Beach Shores Police Department  
Chief Thomas A. Ceccarelli, Palm Springs Public Safety Department  
Chief Christopher Elg, Tequesta Police Department  
Sheriff Ric Bradshaw, Palm Beach County Sheriff's Office  
Chief Larry Leon, Palm Beach County School District Police Department  
Chief Charles Lowe, Florida Atlantic University Police Department  
Major Luis Ramil, Florida Highway Patrol  
Duane Little, Resident Agent Supervisor, Florida Department of Law Enforcement  
Bill Fraser, Chief Investigator, State Attorney's Office 15th Judicial Circuit  
Lieutenant Anthony Stafford, State Fire Marshall's Office  
Captain Rodney Tilley, Florida Division of Alcoholic Beverages & Tobacco  
Robert Shirley, Resident Agent in Charge, Bureau of Alcohol, Tobacco, Firearms and Explosives  
Glen Wilner, Assistant Chief, U.S. Marshals Service  
Ellie Michaud, Supervisory Special Agent in Charge, Internal Revenue Service  
Pete Garcia, Federal Security Director, Transportation Security Administration  
Xavier Morales, Patrol Agent in Charge, U.S. Border Patrol

## **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  
Rosalyn Baker, Circuit Administrator, Florida Department of Corrections

## **Advisory Members Absent**

Dr. Michael Bell, Palm Beach County Medical Examiner  
Rolando Garcia, Deputy Chief, U.S. Attorney's Office  
Gregory Starling, Chief Probation Officer, Florida Department of Juvenile Justice  
Julie Hogan, Deputy Statewide Prosecutor, Attorney General's Office of Statewide Prosecution

## **Guests**

Frank Millow, Palm Springs Police Department  
Deputy Chief Michele Miuccio, Boca Raton Police Department  
Ted Gonzales, LEX Countywide Program Director  
Nicole Bishop, Director Palm Beach County Justice Services  
Judge James Martz, 15<sup>th</sup> Judicial Circuit  
Captain Brian Kapper, West Palm Beach Police Department  
Jason L'Etoile, Palm Beach County Sheriff's Office  
Tom Melnichuk, Palm Beach Police Department  
Doug Rua, Palm Springs Police Department  
Clay Walker, Community Development Administrator Department of Children and Families - Circuit 15  
Captain Christopher Yannuzzi, Boynton Beach Police Department  
Stewart Saalfeld, Court Program Specialist II, 15th Judicial Circuit Court  
Richard Markoe, PBC Manager - Court Operations  
Kent Stanton, Florida Division of Alcoholic Beverages & Tobacco  
Assistant Chief Tony Kalil, West Palm Beach Police Department  
Major Leonard B. Mitchell, Riviera Beach Police Department  
Patrick Doyle, Intelligence Analyst, West Palm Beach Police Department  
Tamika West, West Palm Beach  
Major Braxton Davis, Palm Beach County School District Police Department  
Scott Penney, Public Defender's Office of the 15th Judicial Circuit  
Captain David Bernhardt, West Palm Beach Police Department  
Captain Tom Mitchell, Delray Beach Police Department  
Assistant Chief Javaro Sims, Delray Beach Police Department  
Assistant Chief Sarah Mooney, West Palm Beach Police Department  
Major Patrick McCutcheon, Palm Beach County School District Police Department  
Dale Allen, Jupiter Inlet Colony  
Jeanette Marshall, Temporary Professional, Public Safety Department  
Lynn Powell, State Attorney's Office, 15th Judicial Circuit  
Deanna Brown, Private Attorney  
Captain Houston Park, Palm Beach County Fire Rescue  
Mike Edmondson, Executive Assistant, State Attorney's Office, 15th Judicial Circuit

## **CJC Staff Present**

Katherine Hatos, Senior Criminal Justice Analyst  
Jacquelyn Esposito, Criminal Justice Analyst

- I. Welcome and opening comments by Director Kirk Blouin, Chairman
  - a. Chairman Blouin thanked Chief Bryan Kummerlen for hosting the meeting.
- II. Roll Call
- III. Introduction of Guests

- IV. The October 22, 2015 agenda was approved.
- V. Approval of the minutes of the meeting of September 24, 2015 was approved.
- VI. Chairman's Comments

Chairman Blouin reminded everyone of the protest today in Palm Beach Gardens which he hoped would remain peaceful. He urged all the municipalities to start training and make sure their gear is ready in case for any non-peaceful events.

- a. Reminded that next meeting will be held on **Friday, November 13<sup>th</sup> at the West Palm Beach Police Department's Community Room (600 Banyan Boulevard, West Palm Beach).**
- b. There will be no meeting in December; so the November meeting will be the last meeting for the year.

The liaison updates for SART and Child Abuse Protocol was moved up after the Chairman's Comments as Chief Jenkins will have to leave early.

- VII. Initiatives/Updates

- a. New Excited Delirium Response

Houston Park IV, Special Operations Captain of the Palm Beach County Fire Rescue, discussed the new PBC Fire Rescue Excited Delirium response. Captain Park mentioned that these cases are sometimes associated with flakka. They exhibit extreme violent behavior and superhuman strength that doesn't respond to pain. The high lasts 10-36 hours and they become severely depressed after they come off the drug. They worked with PBSO to develop a plan that took effect on October 8<sup>th</sup>. All fire rescue agencies in Palm Beach County have been made aware of the plan. It includes immediate response when excited delirium is suspected. PBSO will put a minimum of 6 deputies on scene. Captain Park advised that they will respond as if it was a shooting with response from Rescue, Fire Engine, EMS Supervisor and a Chief on scene. Sedation will be used for treatment. Captain Park mentioned the need to treat excited delirium cases aggressively due to medical issues of hypothermia, accelerated heart rate, and unnecessary stress to their heart. He requested ideas on how to keep it safe on the side of fire rescue and law enforcement personnel. Chief Alexander requested for the protocol to be sent to Katherine Hatos for dissemination to the agencies. He also asked about law enforcement equivalent of the protocol, and asked if that information could be distributed. Captain Park said he will also provide the Sheriff's Office's plan. He also briefly discussed their plan.

VIII. New Business:

a. Sexting

Chief Jenkins introduced Major Braxton Davis and ASA Lynn Powell. Major Davis, Palm Beach County School District Police Department, discussed sexting statute 847.0141 which addresses any nudity that is transmitted electronically. There are some exceptions in cases where the person didn't receive it intentionally, made an attempt to report, and didn't transmit the information. For the first offense, the offender is given 30 days to appear in court, complete a cyber safety program, or perform 8 hours of community service.

ASA Lynn Powell mentioned that a committee (State Attorney's Office, Public Defender's Office, Clerk's Office, and Court Administration) has been meeting about this issue and a process has been put in place. Two cases have been processed since the statute went into effect on July 1<sup>st</sup>. Since they didn't have a countywide form, the agency used their tobacco citation with the sexting statute. ASA Powell mentioned that the Clerk's Office will issue an IN number (non criminal infraction) for these cases to put them into CCIS so that it will be accessible to law enforcement. A hearing will be set 45 days out before one of the juvenile court judges. Within 30 days the youth has 3 options (8 hours community service, to pay a \$60 fine plus \$5 processing fee, or attend cyber safety course). Documentation must be submitted for the community service and course. At the hearing, the youth can contest or admit the charge. If the youth fails to attend the hearing, they are basically being found guilty and consenting to the crime. The judge can order one or a combination of the 3 sanctions. They could also suspend or revoke their driver's license for 30 days. Legal Aid Society has agreed to represent any youth that have questions or need representation. Law Enforcement will be notified if it is a second offense and as such the SAO will need a probable cause affidavit and supporting documentation.

Judge Martz asked if there is a place in the form that indicates the parents have been notified. Ms. Powell said that the statute doesn't require parental notification. Chairman Blouin said that as a matter of policy Judge Martz brought up an excellent point in that although it is not required, law enforcement should adopt that policy as part of their standard operating procedure.

IX. Old Business: None was discussed.

X. Liaison Updates

- a. Data Sharing: Chief Kitzerow thanked staff for their work on the project. North Palm Beach is completing the final phase of the process; their data will be added to LEX next week. The new version of LEX will be rolled out in November. The two main features include the ability for officers to be notified of new updated bulletins of specific interest, and the ability to perform a single global search of bulletins in RMS data. Training continues throughout PBC; thanks to Mr. Ted Gonzales. Tequesta, Ocean Ridge, and Highland Beach are in the process of training. There will be a short LEX briefing after the meeting.
- b. Recruitment and Retention Committee: Chairman Blouin reported on behalf of Chief Young. He referred to the attachment containing the update on staffing (funded positions and vacancies).
- c. Sexual Assault Response Team: Chief Jenkins referred to the attached SART update as well as the previously discussed information on the lethality questionnaire. He urged everyone to consider adoption in their general orders.
- d. Court Systems Task Force: None was presented.
- e. Child Abuse Protocol: Chief Jenkins provided the update for Chief Scheller. There was a child abuse liaison meeting on October 9<sup>th</sup>. No issues concerning the new protocol or rapid response initiative were reported. Chief Jenkins also mentioned that Chief Scheller's agency suffered the loss of an officer. Information will be sent out regarding the services.
- f. Criminal Justice Commission: Vice Chairman Brian Smith reported that CJC Executive Director Mike Rodriguez is moving on after many years of service, and they wish him the best of luck. The CJC is in the process of identifying a new Executive Director. The Annual Planning Meeting is going to be held in January; he will give an update on the exact date when it becomes known. Vice Chairman Smith expressed appreciation to the CJC for the funding of LEX. He also suggested that LEPC start talking about continued funding needs for LEX.
- g. Criminal Justice Institute: Director Schroeder reported that they had a graduation last week. They have a new class for law enforcement starting Monday; they have 36 bodies for that one. There was discussion about closing on Fridays, Saturdays, and Sundays during the summer term, which would have killed part of their program. They will continue their 6 law enforcement academies a year.
- h. High School Criminal Justice Academies: None was presented.
- i. Communications/Interoperability: Chief Mangold reported that the fleet map for West Palm had been completed and accepted. Personnel will be in Vegas next week at a fleet map training class. Instead of working with training

templates they will connect remotely and put the data directly into the system.

XI. Training Announcements

- a. Homicide Conference (*on white paper*)

XII. Member Comments

Reminded the committee again that next month's meeting will be the last meeting of the year, and that it also is on a Friday. They will have a 5 minute break which will be followed by the LEX meeting.

XIII. Attachments

- a. Staffing Report (*on green paper*)
- b. Sexting Non-Criminal Citation Forms (*on yellow paper*)
- c. SART Update (*on coral paper*)
- d. Domestic Violence Risk Assessment (*on purple paper*)

XIV. Adjournment

Next Meeting: November 13, 2015 West Palm Beach Police Dept's Community Room