



PALM BEACH COUNTY CRIMINAL JUSTICE COMMISSION

CORRECTIONS TASK FORCE/ Public Safety Coordinating Council

Palm Beach County Governmental Center
301 N. Olive Avenue, 10th Floor, Criminal Justice Commission
West Palm Beach, Florida 33401

Wednesday, September 4, 2013; 12:00 P.M.

[HTTP://WWW.PBCGOV.COM/CRIMINALJUSTICE/TASK_FORCE/CORRECTIONS/](http://www.pbcgov.com/criminaljustice/task_force/corrections/)

- SUMMARY MEETING MINUTES -

MEMBERS PRESENT:

Chairman Douglas Duncan, Roth and Duncan, P.A.
Rosalyn Baker, Florida Department of Corrections
August Bonavita, Administrative Judge, 15th Judicial Circuit
Michelle Dryer, Workforce Alliance
Brian Feld, Professional Probation Services
Jenise Link, Manager, Palm Beach County Pretrial Services Agency
Tommy Richards, Palm Beach County Bail Bond Association
Alton Taylor, Executive Director, Drug Abuse Foundation
Louis Tomeo, Director Criminal Court Services, Office of the Clerk and Comptroller
Shelley Vana, Commissioner, Palm Beach County
Barbara White, Office of the Public Defender
Brian Fernandes, Office of the State Attorney

MEMBERS ABSENT:

Bob Bozzone, Executive Director, Comprehensive Alcohol Rehabilitation Program
Roger M. Crane, Police Chief, Palm Beach County Chiefs of Police Association
Rev. Chaney, Clergy Representation
John Kastrenakes, Judge, 15th Judicial Circuit
Vice-Chairman Chris Kneisley, Major, Palm Beach Sheriff's Office
Brandy Macalusso, Victims Rights Coalition
James Martz, Judge, 15th Judicial Circuit
Caroline Shepherd, Judge, 15th Judicial Circuit

GUESTS PRESENT:

Douglas Kane, Department of Juvenile Justice
Colleen Farnsworth, DCF Legal
Alan Fuhrman, Captain, Palm Beach Sheriff's Office
Yasmin Rivera, Florida Department of Corrections
Alfonso Starling, Captain, Palm Beach Sheriff's Office
Stewart Saalfield, Court Administration

CJC STAFF PRESENT:

Michael Rodriguez, Executive Director
Shahzia Jackson, Criminal Justice Analyst
Katherine Hatos, Law Enforcement Planning Council
Danielle Ouellette, Criminal Justice Intern
Samantha Santiago, Criminal Justice Intern

- I. Welcome, opening comments by Chairman, Douglas Duncan.
- II. The agenda was approved without any changes.
- III. The minutes of the August 8, 2013 meeting were approved.
- IV. **Reports**

A. Jail Population Report

Captain Alfonso Starling reported current jail population as 2,320. Pay-and-go was 268.

B. In House Arrest Report

Captain Starling reported total in house arrest population was 167; 70 pretrial; 2 direct filed juveniles; 87 county sentenced; 3 probation; 7 DJJ and 0 administrative order.

C. Pretrial Services Report

Jenise Link reported as of yesterday a total of 875 defendants on SOR; 502 of those individuals were on SOR only, and 373 were on SOR with a money bond. Of the 502 on SOR only, 10 remain in custody; 9 due to other charges or holds; 1 awaiting treatment. Of the 373 individuals with an accompanying money bond, 123 remain in custody. Total SOR population out of custody was 742.

D. Juvenile Detention Center Report

Chair Duncan welcomed Douglas Kane, representative from the Department of Juvenile Justice detention center, who was attending the meeting for the first time. Mr. Kane reported current juvenile detention center total population 41; 37 males, 4 females. Three juveniles were awaiting residential commitment placement; 2 for high-risk, 1 for maximum residential. They are in the process of filling 8 staff vacancies (out of a total of 70 full-time employees); 1 assistant superintendent position, and 7 juvenile detention officer positions. Chair Duncan remarked that the population of 41 was an all-time low, to which Mike Rodriguez concurred.

E. Misdemeanor Probation Report

Brian Feld reported active cases of 2,341 at the end of August. In August, PPS received 292 new cases and terminated 238 cases; 146 of which were successfully terminated, and 92 were revoked by court order. Chair Duncan thanked PPS for doing a good job.

V. Old Business

A. Administrative Order

Chair Duncan talked about an Administrative Order signed by Judge Colbath dated August 29, 2013 regarding procedures for arrests with warrants for violation of probation. The AO is a result of the recommendations made by the task force subcommittee that reviewed the issue, and the AO now reads: "All persons arrested on a felony violation of probation warrant or not released on bond or OR pursuant to said warrant shall be brought before the assigned divisional judge or judge covering the assigned division on the next business day following the defendant's arrest." So now felony VOPs are consistent with misdemeanor VOPs. Chair Duncan thanked Judge Colbath and commended the subcommittee for a job well done. Rosalind Baker requested for clarification to which Chair Duncan complied.

B. Bond Schedule

Brian Fernandes reported on an update to the bond schedule. There had been a statute appealed; statutory changes throughout the years; clear designation to those that are punishable by life (PBL) or life felonies, or capital felonies, as opposed to just F1 so the judges at first appearance understand the differentiation of a charge before them and why the defendant should be given a different bond or different schedule. Ms. Link asked for clarification about the difference between PBL and just Life, and the bond for domestic violence; Mr. Fernandes responded to Ms. Link's question. Captain Alan Fuhrman noted that it would be easier if the A.O. read Domestic Violence instead of being listed out. The committee voted and agreed unanimously to recommend to the Chief Judge the corrections and additions made to the bond schedule and procedures relating to first appearance release. Chair Duncan again thanked the bond schedule subcommittee. Mr. Rodriguez noted that the issue will go to the CJC on Monday and then to the Chief Judge.

C. Letter to Chiefs of Police regarding NTA

In the absence of Chief Crane, Chair Duncan recalled that the purpose of the letter was to remind the Chiefs to write and NTA instead of bringing someone to the jail, go through the booking procedures, and then be released on OR for which the NTA could be used, thereby cutting down on unnecessary use of resources. Tommy Richards added that it also slows down the process at the jail. Chair Duncan stated that the letter will be going out.

VI. New Business

No new business.

VII. Updates

Chair Duncan noted that the update would be the new AO on VOPs.

VIII. Additional member and guest comments

Ms. Link noted that Senator Evers will be at the CJC meeting on Monday to discuss legislative issues. Mr. Rodriguez confirmed that Senator Evers, Chair of the Criminal Justice Committee in the Senate will come to the CJC Executive Committee meeting on Monday at 8:00 am, and invited anyone interested to attend the meeting.

Rosalyn Baker requested for a copy of Administration Order 4.401, and Chair Duncan agreed and noted that the letter will go to the PD, SAO, probation, Criminal Defense Lawyers Association, etc.

IX. Adjournment