



## **PALM BEACH COUNTY CRIMINAL JUSTICE COMMISSION**

### **CORRECTIONS TASK FORCE/ Public Safety Coordinating Council**

Palm Beach County Governmental Center  
301 N. Olive Avenue, 12<sup>th</sup> Floor, McEaddy Conference Room  
West Palm Beach, Florida 33401

Wednesday, February 3, 2016; 12:00 P.M.

[http://www.pbcgov.com/criminaljustice/task\\_force/corrections/](http://www.pbcgov.com/criminaljustice/task_force/corrections/)

### **- MEETING MINUTES -**

#### **MEMBERS PRESENT:**

**Chairman Douglas Duncan**, Roth and Duncan, P.A.  
**Rosalyn Baker**, Florida Department of Corrections  
**Paulette Burdick**, Commissioner, Palm Beach County  
**Brian Fernandes**, Office of the State Attorney  
**John Kastrenakes**, Judge, 15<sup>th</sup> Judicial Circuit  
**Tommy Richards**, Palm Beach County Bail Bond Association  
**Mamine Saintil**, Superintendent, Department of Juvenile Justice  
**Caroline Shepherd**, Judge, 15<sup>th</sup> Judicial Circuit  
**James Smigel**, Captain, West Palm Beach Police Department  
**Alfonso Starling**, Major, Palm Beach Sheriff's Office  
**Louis Tomeo**, Director Criminal Court Services, Office of the Clerk and Comptroller

#### **MEMBERS ABSENT:**

**Jeffrey Colbath**, Administrative Judge, 15<sup>th</sup> Judicial Circuit  
**Glenny Cueto**, Professional Probation Services, Inc.  
**Michelle Dwyer**, Workforce Alliance  
**Leonard Hanser**, Administrative Judge, 15<sup>th</sup> Judicial Circuit  
**Jenise Link**, Manager, Palm Beach County Pretrial Services Agency  
**Brandy Macaluso**, Victims Rights Coalition  
**Joseph Marx**, Judge, 15<sup>th</sup> Judicial Circuit  
**Alton Taylor**, Executive Director, Drug Abuse Foundation  
**Barbara White**, Public Defender's Office

#### **GUESTS PRESENT:**

**Cynthia Beddow**, Magellan Complete Care  
**Mevsim Bocaksiz**, Drug Abuse Foundation  
**Jerry Casal**, PBC Bail Bonds Association  
**Mike Edmondson**, Office of the State Attorney  
**Barry Echols**, PBC Bail Bonds Association  
**Colleen Farnsworth**, DCF Legal  
**Alan Fuhrman**, Captain, Palm Beach Sheriff's Office  
**Alan Johnson**, Office of the State Attorney

**John Rivera**, Public Defender's Office (for Barbara White)  
**Stewart Saalfied**, Court Administration  
**Helen Trainor**, Civil Rights Attorney  
**John Viola**, PBC Bail Bonds Association

**CJC STAFF PRESENT:**

**Kristina Henson**, Executive Director  
**Katherine Hatos**, Senior Criminal Justice Analyst  
**Damir Kukec**, Research and Planning Manager  
**Allison Orr**, Administrative Assistant  
**Candee Villapando**, Criminal Justice Analyst

**I. Welcome, Opening Comments by Chairman Douglas Duncan**

**II. Roll Call and Introduction of Guests**

Damir Kukec did the roll call and guests introduced themselves.

**III. Approval and/or Additions to the agenda**

The agenda was approved without changes.

**IV. Approval and/or Amendments to the December 2, 2015 Minutes of the Corrections Task Force/Public Safety Coordinating Council Meeting**

The minutes of the December 2, 2015 meeting were approved without amendments.

**V. Reports**

**A. Jail Population Report**

Major Alfonso Starling reported that the population as of that morning was at 2,106.

**B. In House Arrest Report**

Pay and go for January was 157. Total In-House Arrest population was 238; pretrial 131 (including 4 direct filed juveniles); 101 county sentenced – probation 4, DJJ 2; and zero AO.

At this point, Chair Duncan interrupted the reports to introduce Kristina Henson (formerly Gulick) as the newly approved Executive Director of the Criminal Justice Commission. Chair Duncan had the privilege of working with Ms. Henson on the Corrections Task Force years ago. He was delighted that the County

Commissioners approved Ms. Henson's tenure as Executive Director and look forward to continuing to work with her. Ms. Henson said a few words about her history with the CJC and, how excited she is to be back, and is looking forward to be working with each and everyone and moving the CJC forward.

**C. Pretrial Services Report**

No report was presented.

**D. Juvenile Detention Center Report**

Superintendent Saintil gave the report under the member and guest comments section. (See below.)

**E. Misdemeanor Probation Report**

No report was presented, but a hand out was included in the packet.

**VI. Old Business**

**A. Marchman Act & Baker Act Bill – Ann Berner/Becky Walker, Southeast Florida Behavioral Health Network (SEFBHN).**

No discussion; no representative from SEFBHN was available.

**B. Concerns on conditions at Palm Beach County Jails - Update – Major Alfonso Starling, PBSO**

Chair Duncan reported that he met with Undersheriff Mike Gauger. Also present at the meeting were Major Starling, Captain Fuhrman, Major Waldrop, Richard Lubin, and Carrie Sheehan. Kai Li Fouts was ill so she was unable to attend. Chair Duncan said they had a great meeting with candid conversations of some of the concerns that were raised in reference to the food, mental health treatment, overall treatment of guards, etc. Chair Duncan appreciated the meeting and the cooperation of the Sheriff's Office which is always what helped make this committee successful.

Major Starling elaborated on what Chair Duncan touched upon, e.g., 1) Food – The Sheriff's Office have ordered new trays to replace the old trays; but they are meeting the calorie intake for all individuals housed in the jail; 2) Mental health treatment – They have mental health staff available 24/7 fulfilling the needs of inmates and they have appropriate housing area for those that have serious mental issues. They will not be charging an individual who commits a crime inside of their facilities. Captain Fuhrman added that they have a process in place where they are able to transfer individuals with severe mental or physical health issues to the appropriate treatment facility. Regarding the mental health issues, Chair

Duncan clarified, and it was stressed at that meeting, that it was not an indictment of the Sheriff's Office as to any procedures, policies, or accusations, as much as they only wanted to have a dialog. And it was his impression that based upon their discussion, a great deal of deference will be given to the mentally ill inmate who commits a crime as to whether he will be charged or not. The defense attorneys at the meeting were more than satisfied that the appropriate discretion is being exercised by the officers. Regarding the food, the menus and the nutritionist's report will be made available for anyone to review. And like Captain Fuhrman mentioned at the last meeting, based on his experience in visiting other facilities in the State, our jail's food is usually more nutritious and serving is more; and that only sometimes the tray may take away from the presentation. Chair Duncan again thanked Major Starling and Captain Fuhrman, and the Sheriff's Office.

## **VII. New Business**

### **A. Operation Fresh Start – *Louis Tomeo, Clerk & Comptroller's Office***

The Clerk and Comptroller's Office, in conjunction with Judge Colbath, Judges of the 15<sup>th</sup> Judicial Circuit, State Attorney, Public Defender, Sheriff's Office, and Department of Motor Vehicle, is creating a special event on April 30<sup>th</sup>, Saturday. The purpose of Operation Fresh Start is to assist defendants who have outstanding nonviolent misdemeanor or criminal traffic warrants resolve their warrants WITHOUT being arrested. During this event, defendants may voluntarily appear in court; avoid jail time; establish a payment plan for fines and costs; and reinstate his/her driver's license. They will have court set up in Gun Club and in South branch from 8:00 to 4:00. They are requesting that the defendants call the Public Defender's Office which will be making appointments so that it will not be a chaotic event; the State and the Public defender will have time to review the case. They will be distributing fliers once finalized, and there will be a media blitz starting March 1<sup>st</sup>. They will be getting the word out, mailing notices and postcards to about 4,000 people who had warrants issued from 2014 to this year, targeting the most current. Kai Li Fouts from the Defense Lawyers Association is a member of the group and their association is helping the Public Defender that day. So it is really a great collaborative effort. Chief Assistant State Attorneys Brian Fernandes and Adrienne Ellis, and two other prosecutors will be there also. Mr. Tomeo noted that most (about 65%-70%) of the charges are driving while DL suspended, and then no valid DL. Tommy Richards asked if it will be once-a-month; Mr. Tomeo clarified that it will be a one-time event. Rosalyn Baker asked Mr. Tomeo to send to also send them the fliers, once finalized. Mr. Tomeo reassured everybody that they will get the fliers to everyone once they are finalized. Chair Duncan thanked everyone participating.

### **B. Bond Schedule Review**

Chair Duncan referred to the standing administrative order included in the packet. It is reviewed typically every year to see if there are some offenses that should come off the ineligible list, or some offenses that should be added to the ineligible

list. He suggested, as it has been done in the past, to set up a subcommittee with representatives from the State, defense, judiciary, probation, bondsmen, and anybody else interested, and just review the list and see if there are any changes that need to be made. Mr. Fernandes noted that he was on the last review subcommittee and would like to be on it again. Others who volunteered to be on the subcommittee were: Tommy Richards, Judge Kastrenakes, Captain Fuhrman, and Rosalyn Baker. Mr. Rivera will talk with Barbara White regarding the PD representative. Chair Duncan invited anybody else interested.

### **C. Membership – Clergy Representative Vacancy**

Mr. Kukec recalled that a few years ago it was suggested to the CJC that each of its committees have a representative from the clergy. The Corrections Task Force did have a clergy representative but it has been vacant for about a couple of years and they are now looking to fill that vacancy. Helen Trainor noted that she is an ordained Episcopal Deacon for the Diocese of South Florida. Chair Duncan invited her to consider applying for the vacancy once they have decided how to advertise the position.

### **VIII. Additional member and guest comments**

Mr. Kukec noted that Candee Villapando was able to get in touch with Becky Walker. They had been tied up and will not be able to come to today's meeting.

Chair Duncan acknowledged and welcomed Superintendent Saintil and asked her to share some information about her. Superintendent Saintil noted that she has been a Superintendent for six months; she relocated to Palm Beach area last August and has been with the Palm Beach detention center since then. Chair Duncan shared with Superintendent Saintil what previous Superintended have done for the committee, which is give a basic report of the juvenile detention center population. Superintendent Saintil reported that right now they have 37 juveniles – 34 males, and 3 females; 5 are committed, 2 belong to two different facilities.

### **IX. Adjournment**

**Next Meeting: March 2, 2016; 12:00 P.M.**