

**PALM BEACH COUNTY CRIMINAL JUSTICE COMMISSION
LAW ENFORCEMENT PLANNING COUNCIL**

FINAL MINUTES

Thursday, August 5, 2010 – 9:30 a.m.

Clayton Hutchinson Agricultural Center
Exhibit Hall “B”
559 North Military Trail
West Palm Beach, Florida

Members Present

Chief Matt Immler- Chair
Chief Daniel Alexander
Stephen Barborini, Resident Agent in Charge
Chief Kirk Blouin
Steven Burdelski, Senior Supervisory Resident Agent
Chief Roger M. Crane
Michael Driscoll, Resident Agent in Charge (Proxy) Duane Little
Pete Garcia, Federal Security Director (Proxy) Dave Kelley
Chief Steve Kniffin
Chief Rick Lincoln
Matthew Lynch, Resident Agent In Charge
Chief Robert Mangold
John McKenna, Assistant Special Agent in Charge (Proxy) Bob Masters
John Modlin, Patrol Agent in Charge (Proxy) Agent John Dair
Chief Stephen Stepp
Edward (Eddie) Thompson, Resident Agent In Charge
Mike Waites, Chief Investigator
Chief Garrett Ward
Chief Clarence Williams, III (Proxy) Mike Madden
Glen Wilner, Assistant Chief Deputy

Members Absent

Chief Frank Kitzerow Vice- Chair
Danny Auer, Special Agent In Charge
Chief Joseph Benevento
Sheriff Ric Bradshaw
Chief Delsa Bush
Chief Craig Hartmann
Major Jeffrey Hubert
Chief James Kelly
Chief Charles Lowe
Director Phillip A. Ludos
Chief William McCollom
Dana Morrison, Special Agent Supervisor
Chief Robert O’Neill
Major Carol Owsiany-Himmel
Chief Jay Pickens
Major Luis Ramil
Chief Wes Smith
Lt. Anthony Stafford
Chief Anthony Strianese
Chief Clay Walker
Chief Dennis Weiner
Chief Christopher Yannuzzi

Advisory Members Present

Rosalyn Baker, Circuit Administrator
Hon. Michael McAuliffe, State Attorney
Director Larry Schroeder

Advisory Members Absent

Dr. Michael Bell, Palm Beach County Medical Examiner
Rolando Garcia, Deputy Chief
Feirmon Johnson, Chief Probation Officer
Joni Livingston

I. Welcome and opening comments by Chief Immler, Chairman

II. Roll Call

III. Introduction of Guests

IV. Approval and/or additions to the agenda

V. Approval of the minutes of the meeting of July 2, 2010.

VI. Chairman's Comments

VII. Presentations

- A. **Homeless Memorandum of Understanding:** Captain Lindskoog, PBSO. Captain Lindskoog provided members with an overview of the MOU and asked members to consider the MOU and to provide the Homeless Steering Committee with their comments about the day to day operation of the Homeless Resource Center on 45th Street in West Palm Beach. Ms. Claudia Tuck, Community Services and Ms. Audrey Wolf from the County's Department of Facilities and Operations provided a summary of the work that was completed to move the project ahead. All three invited the review and comments of members. Chair Immler requested that all three be invited back in September and that members were asked to review the document and to offer comments during the next meeting. Furthermore, it was suggested that Ms Rosalyn Baker could chair a sub-committee of the LEPC to look at the MOU more closely if so desired by members. Damir Kukec was asked to include this on the agenda for the September meeting and to remind members to review the document for the September meeting.
- B. **Prescription Drug Monitoring Program:** Representative Kelly Skidmore, District 90. Representative Skidmore provided an in-depth on the work that was being completed to implement the "Pill Mill" Bill SB 2272 which came into force on October 1, 2010. Regrettably, the new law is unfunded and that various funding sources, including federal and not-for-profit funds are being used to help with implementation. The law includes the Prescription Drug Monitoring and

Program (PDMP), revisions to existing drug laws and the establishment of a drug prescription database (see attachment for more detail).

- C. **Bond Schedule:** State Attorney Michael McAuliffe. After reminding members of the renewed interest in the Sunshine statute, he suggested that members that sit on both the LEPC and the Criminal Justice Commission not engage in active discussion concerning this matter since it will likely come before the Commission as a voting item. He noted that while it would not be a violation of the Sunshine law, since this is a publically noticed meeting, he did ask members listen to Assistant State Attorney Jill Richstone's presentation rather than partake in the discussions in order to comply with the spirit of the Sunshine Legislation. Ms. Richstone reported on the work that was being conducted by the State Attorney's Office to increase penalties (longer sentences) for various third degree felonies, including assault/battery on law enforcement office. She also noted that recently, the Corrections Task Force voted to decrease various bond amounts (see attached minutes from the Task Force for more information) and this was a concern with the State Attorney's Office.

Various questions were raised by members, and Chief Crane who is a member of the Corrections Task Force noted that the rationale for lowering the bond amounts is likely related to jail population control in anticipation of reduced budgets and the cutting of programs. During the discussion, Chief Alexander (1:04:31) moved to oppose the bond amount change from \$3,000 to \$1,000 for 3rd degree felonies. Chief Immler asked if everyone heard Chief Alexander's motion and repeated the motion to oppose moving the bond amount for 3rd degree felonies from \$3,000 to \$1,000. The Motion was second (1:04:44) and the Motion passed with no dissenting votes (1:08:19).

- D. **Gang Prevention Summit:** Marci Bahia, PBSO. She announce an upcoming Gang Prevention Summit (see attached flyer) which will be held October 8, 2010 at Grace Fellowship Church, 8350 Okeechobee Blvd, West Palm Beach (9:00AM to 12:30PM).

VIII. Updates / Discussion

- A. **Domestic Violence Committee Update:** Barry Krischer, PBSO. Mr. Krischer provided an overview of the Domestic Violence Protocol that focuses on keeping the victim safe and to help them access services. The Protocol will address the resource issues of smaller agencies and vendors (or points of entry) used to help victims. Next Meeting is at 9:00 AM on August 12, 2010 at the Children's Services Council.

IX. Committee Reports

- A. **Traffic Committee:** Chief Crane. The Committee has not met for sometime; however, they are working on an issue related to road fatalities that involve civil infractions. The State Attorney's Office has agreed to provide advice and training related to assembling and presenting evidence related to civil infractions, since the SAO does not have authority to get involved with these cases. It was noted that they should have a checklist that will be used to help officers prepare for court. Chief Crane provided a handout to members (see attached) which outlines the potential impacts of the recent ruling concerning red light cameras. This matter will be on the September 2010 agenda and members were requested to review it prior to the next meeting. Lastly, he noted that there are still issues related to the separation of road citations from Driving Under (DUI) the Influence offenses, which causes challenges for traffic court.

- B. **Elder Abuse Investigation Protocol Committee:** Chief Walker. Next meeting is on the 12th at 1:30PM at the Criminal Justice Commission.

- C. **Book and Release Committee:** Chief Crane. No Report.

X. Old Business

XI. New Business

- A. **LEPC Representation on Criminal Justice Commission:** Michael Rodriguez, Executive Director, Criminal Justice Commission. This matter was deferred to the next LEPC meeting since there were no representatives from the Crime Prevention Officer's Committee in attendance.

- B. **Request for Data:** Michael Rodriguez, Executive Director, Criminal Justice Commission. This request is related to the ongoing monitoring and evaluation of the Youth Violence Prevention Project.

XII. Liaison Updates

High School Criminal Justice Academy's: Rosalyn Baker (no new information)

Crime Prevention Officers Association: Chief Stepp. There will be a Crime Prevention expo at the Garden's Mall on Saturday October 2, 2010 (10-5).

Criminal Justice Institute: Director Schroeder (report was sent via email, see attached).

Child Abuse Protocol: Chief Strianese (no reports)

Municipal Public Safety Communications Consortium (MPSCC): Chief Mangold (no reports)

Data Sharing: Chief Kitzerow (no reports)

Criminal Justice Commission: Chief Kitzerow (no reports).

XIII. Member Comments

XIV. Attachments

- A. Draft Homeless Protocol for Agency's (submitted by PBSO).
- B. Prescription Drug Monitoring Program
- C. Statue and Minutes from June 2010 Corrections Task Force Meeting
- D. Gang Prevention Summit
- E. Traffic Committee: Red Light Camera cases (Administrative Traffic Hearing Officer)
- F. Draft Letter to Chiefs of Police and the Palm Beach County Sheriff from CJC

XV. Training Announcements

XVI. Adjournment

NEXT MEETING: September 2, 2010