

M I N U T E S

MONDAY, September 26, 2011

PALM BEACH COUNTY CRIMINAL JUSTICE COMMISSION

McEaddy Conference Room
12th Floor, 301 N. Olive Avenue
West Palm Beach

Members Present:

Rosalyn Baker
Peter Blanc
Delsa Bush
Mike Driscoll
Douglas Duncan
George Elmore
Rolando Garcia
Carey Haughwout
Fairmon Johnson
Randolph K. Johnson, Sr.
Nellie King
William Kramer
Kathleen Kroll
Wesley Lauer
Michael McAuliffe
Gerald Richman
Chuck Shaw
Lee Waring
Clarence Williams

James Barr, Ex-Officio Executive Committee

Guests Attending:

Sarah Alsofrom, State Attorney's Office
Madie Berry, Pride Integrated Services
Jim Kelly, PBC School District
Un Cha Kim, Clerk and Comptroller (for Clerk Bock)
Chief Frank Kitzerow, Jupiter Police Department/LEPC
Chief Steve Kniffin, Palm Beach Shores Police Department
Jennifer Loyless, Public Defender's Office
Pat Sheffield, Juvenile Detention Alternatives Initiative
Geoff Sluggett, Sluggett & Associates

Members Absent:

Stephen Barborini
Mack Bernard
Sharon Bock
Ric Bradshaw
Steven Burdelski
Barbara Cheives
Marti LaTour
John McKenna
Valentin Rodriguez
Priscilla Taylor
Carmen Veneziano
Susan Yoffee

Staff Present:

Michael L. Rodriguez, Executive Director
Arlene Griffiths, Administrative Secretary
Katherine Hatos, Criminal Justice Analyst
Jenise Link, Sr. Criminal Justice Analyst
Craig Spataro, RESTORE Initiative Program Manager
Mike Szakacs, Financial Analyst II
Becky Walker, Criminal Justice Programs Manager
Kathryn Aguila, Student Intern

- I. Vice Chairman Douglas Duncan called the meeting to order at approximately 8:05 a.m. Welcome was extended to members and guests.
- II. Roll call was taken and a quorum was present.
- III. Vice Chairman Duncan invited guests to introduce themselves.
- IV. The agenda was unanimously approved after motion by Mr. R. Johnson and second by Mr. Elmore.
- V. The minutes of the May 23, 2011 meeting were unanimously approved after motion by Mr. Elmore and second by R. Johnson.
- VI. Under Vice Chairman's Comments, Mr. Duncan congratulated Marti LaTour on her recognition by Cambridge Who's Who for excellence in sales management.
- VII. Executive Director's comments:
Mr. Rodriguez reported staff success in obtaining the following:
 - A. A \$200,000 competitive grant from the US Department of Justice (DOJ) under the Adult Drug Court Discretionary Grant Program. This is a two-year grant to enhance drug court participants with prescription drug issues, which Mr. Rodriguez said will be a big help since there is no dedicated funding source for drug court treatment. He noted that Public Safety is working closely with the CJC on this grant.
 - B. An \$86,000 competitive grant from the Department of Juvenile Justice (DJJ) for an Alternative to Secure Detention Program. This is a renewal of a current grant that was to expire in September 2011.
 - C. A \$50,000 Second Chance Act Grant from DOJ for Juvenile Reentry, primarily to complete a strategic plan for juvenile reentry from detention and incarceration for kids coming back to Palm Beach County.
- VIII. Business Consent Item
There was no business consent item.
- IX. Old Business
 - A. Finance Committee Update
Mr. Rodriguez reported that after discussion with CJC Financial Analyst Michael Szakacs, a decision was reached to delay scheduling a finance committee

meeting until all invoices for reimbursements are received and a more accurate balance of unexpended funds can be determined.

B. Review of items under consideration by CJC and its Taskforces/Committees

Mr. Rodriguez presented the issues handled by CJC committees/task forces.

In response to the Corrections Task Force issues, Public Defender Haughwout highlighted the issue of people in custody for a certain period of time that was looked at by the Corrections Task Force. She expressed concern that such case specific issue should have resided in the Public Defender's office and remarked that the CJC should be careful about cases of such nature that it gets too involved in.

State Attorney McAuliffe commented that the Public Defender, the Chief Judge and himself could talk about many of the issues listed and be very productive. He noted that his concern is not with the list but rather what are on the list for information sharing versus those for future vetting and recommendation. He further suggested that the list be categorized to show a clear distinction.

Vice Chairman Duncan advised that the bond schedule was reviewed and is now off the table.

Chief Judge agreed with the Public Defender and State Attorney, adding that if many of the issues can be characterized as informational only and not advisory, it would allow him to do the things he need to do more effectively and more efficiently.

After further discussion, members were in favor of having the list categorized.

Mr. Rodriguez observed that the bulk of work done is for information sharing, and that the voting issues are usually non controversial. He agreed to proceed with categorizing of the issues for presentation at a later meeting.

X. New Business

A. CJC Bylaws

At the September executive committee meeting, Mr. Rodriguez advised members of an issue regarding a conflict with the bylaws and the ordinance as it relates to years served as officers not being considered time served as a member. To this end, Mr. Rodriguez suggested that a committee be established to review the bylaws and make recommendations accordingly. Vice Chairman Duncan agreed and added that he would leave the naming of the committee to Chair Barbara Cheives.

B. LEPC Bylaws and Resolution change

LEPC Chairman, Chief Frank Kitzerow presented the language change to the bylaws as recommended by the Council. The changes call for striking out of the wording "to advise and recommend to the Palm Beach County Criminal Justice Commission law enforcement matters including." Chief Kitzerow noted that this language change will no longer place the LEPC as an advisor to the

CJC, but that it will still carry out its mission without the application of the Sunshine Law to the LEPC's meetings.

State Attorney McAuliffe added that this is an attempt to make the bylaws purpose more information sharing and issue identification.

Mr. Rodriguez advised that the LEPC's resolution would also be changed to add three new members.

Members unanimously approved the changes as presented after motion by Chief Judge Blanc and second by Mr. R. Johnson.

XI. CJC Initiatives/Updates

A. Pride Scope of Work and Contract Management Document

Mr. Rodriguez advised that the Pride scope of work and contract management documents were prepared by the Probation Advisory Board and CJC staff. He said that they relate to the new contract for misdemeanor services that will be going out for Request for Proposal (RFP). Members were asked to send comments or changes to Mr. Rodriguez. He further noted that the Purchasing Department was provided with the scope of work and that the CJC will request an extension of the contract for up to six months at the next Board of County Commissioners meeting, to allow enough time for the RFP process.

B. JAC Security Fund

Mr. Rodriguez announced that DJJ has identified the additional funds to cover the JAC security for this year, but remarked that it is still an ongoing issue for future years due to the lack of dedicating funding. He noted that a conference call is scheduled for October 11th with DJJ Secretary Wansley Walters regarding the JAC move to 45th Street, and said that it is the opinion of Ms Audrey Wolf that the move would alleviate the security issues. He also said that Ms. Wolf made a presentation at the last LEPC meeting regarding the issue, and that everyone is in favor of keeping the JAC, the related services, as well as the move. He said that the School District will be donating modular to the project.

Public Defender Carey Haughwout asked for her office to be included in the conference call with Secretary Walters.

Vice Chairman Duncan suggested that an update be provided at the October's meeting.

C. Mr. Rodriguez presented the first draft of the program evaluation and asked that members review for discussion at the next meeting. He expressed concerns with the preciseness of the reporting of some projects, but remarked that it was CJC's first attempt at obtaining logic models and performance measures for the projects being funded.

Mr. Waring suggested that it might prove more useful to assign the evaluation

to a committee for review and recommendations to Commission members. At the Vice Chair's request, the following members volunteered to sit on the review committee:

- ✚ Lee Waring
- ✚ Carey Haugwout or representative
- ✚ Chuck Shaw
- ✚ Jim Barr
- ✚ Michael McAuliffe or representative

XII. Member's Comments:

Mr. Chuck Shaw commented on a piece of legislation that was passed at the last session requiring that adult education student throughout the state pay a fee in order to take classes. He noted that while it doesn't pose a great problem at the adult education centers, it does create an issue with inmates in the county jails, Stockade and other facilities. He said that the Sheriff has identified temporary funding to pay the fees for people taking adult education classes, and said the office serves between 100 and 200 adults annually at a cost of \$40 to \$45 per person. He asked that the CJC consider this issue which may need to be addressed long term. Approximately \$15,000 will be needed to continue providing adult education in the jails, which he said not only impact adult but juveniles in jails as well.

Mr. Rodriguez reported that the issue was discussed with the jail, and that his understanding is that the Sheriff is willing to provide the funds, but that there are issues with residents versus non-residents which is making it difficult to proceed because of the cost involved.

Mr. Shaw said that if adult education students can't prove Palm Beach County residency they have to pay, but noted that the School District is working with the Department of Education to solve the issue.

Mr. Kramer inquired if this requires 100 percent funding.

Judge Kroll clarified that many of the children are treated as adults, but cited it also as a humongous impact to the juvenile population who fall behind early in their lives and are unable to complete high school, and are unable to pay for classes to obtain their GED.

Mr. F. Johnson added that his department is seriously affected as the legislators give mandates but no money to carry out the mandates.

CJC staff will proceed with looking at the issue and bring back information to the CJC.

There being no further item for discussion, the meeting adjourned at approximately 8:40 a.m.