



PALM BEACH COUNTY CRIMINAL JUSTICE COMMISSION

CORRECTIONS TASK FORCE/ Public Safety Coordinating Council

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

Wednesday, November 4, 2009; 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.
Vice-Chairman Chris Kneisley, Major, Palm Beach Sheriff's Office
Rosalyn Baker, Florida Department of Corrections
Ted Booras, Judge, 15th Judicial Circuit
Bob Bozzone, Executive Director, Comprehensive Alcohol Rehabilitation Program
Maureen F. Brickous, County Probation, PRIDE Integrated Services, Inc.
Patrick Cannan, Workforce Alliance
Jeffrey Colbath, Judge, 15th Judicial Circuit (*attended at 12:30pm*)
Tommy Richards, Palm Beach County Bail Bond Association
Jill Richstone, State Attorney's Office
Alton Taylor, Executive Director, Drug Abuse Foundation
Charles Trotta, Manager, Palm Beach County Pretrial Services Agency
Shelley Vana, Commissioner, Palm Beach County
Barbara White, Public Defender's Office

MEMBERS ABSENT:

Roger M. Crane, Police Chief, Palm Beach County Chiefs of Police Association
Louis Tomeo, Office of the Clerk and Comptroller, Director Criminal Court Services

GUESTS PRESENT:

Colleen Farnsworth, DCF, Legal
Barry Fondiller, Jail Counselor, Palm Beach Sheriff's Office
David Gillert, Palm Beach County Sheriff's Office
Ken Huxold, Pride Integrated Services Inc.
Shelby King, Palm Beach County Sheriff's Office
Barry Krischer, Palm Beach Sheriff's Office
Bea Lovelace, Office of the Clerk and Comptroller
Jane Musgrave, Palm Beach Post
Mike Nefzger, Palm Beach County Bail Bond Association
Elizabeth Parker, State Attorney's Office
Nicole Saunders, Director, Palm Beach County Justice Services
David Sleeth, Capt. Palm Beach Sheriff's Office
Michelle Spangenberg, Court Administration

CJC STAFF PRESENT:

Katherine Hatos, Criminal Justice Analyst
Jenise Link, Sr. Criminal Justice Analyst
Michael Rodriguez, Executive Director

- I. Chairman Duncan welcomed the members and guests of the task force.**
- II. The agenda was approved without additions or deletions.**
- III. The minutes of the October 7, 2009 meeting of the CTF/PSCC were approved.**
- IV. Reports**

A. Jail Population Report

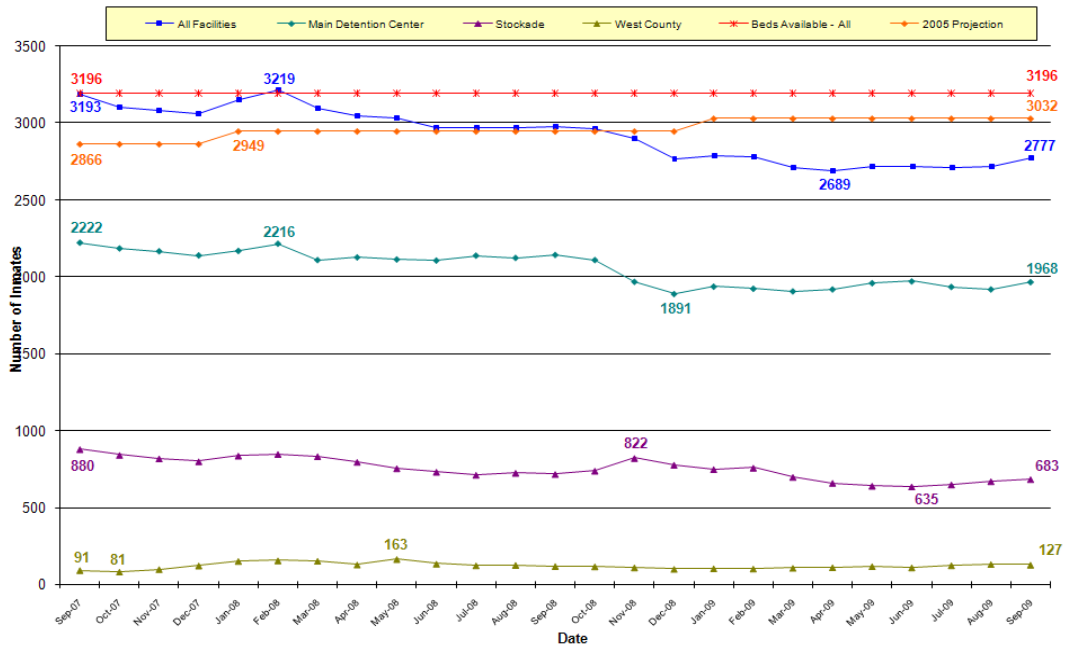
Major Kneisley reported that the total population of the jail today is approximately 2800 which is slightly lower than last months' population.

See charts/graphs following from previous month:

Palm Beach County Criminal Justice Commission Corrections Task Force/Public Safety Coordinating Council							
Palm Beach County Correctional Facilities Monthly Population Report January - September 2009							
Data Source: Palm Beach County Sheriff's Office, Corrections Department							
Facility	September Average Daily Population	Jan - Sep Average Daily Population	EXISTING CAPACITY			FUTURE CAPACITY	
			Number Beds*	September Percent Occupied (ADP/Capacity)	Jan - Sep Percent Occupied (ADP/Capacity)	Number Beds*	Jan - Sep Percent Occupied (ADP/Capacity)
Main Detention Center	1,968	1,939	2,114	93%	92%	2,114	92%
Stockade Detention Center (Including 96 bed Drug Farm)	683	682	944	72%	72%	944	72%
West County Detention Center	127	114	138	92%	82%	262	43%
COUNTYWIDE TOTAL	2,777	2,734	3,196	87%	86%	3,320	82%

*Does not include 106 beds for medical.

Palm Beach County Criminal Justice Commission
 Corrections Task Force/Public Safety Coordinating Council
Average Daily Populations by Date and Facility
 Data Source: Palm Beach County Sheriff's Office, Corrections Department



B. Jail Counselor Report

The Jail Counselor, Mr. Fondiller, provided a report that showed the status of DCF transfers and misdemeanor booking averages. Mr. Fondiller reported that the total average of days misdemeanants spent in jail in October was 3.44 days. He added that the average number of days for misdemeanants between booking and sentencing was 4.76 days. Mr. Fondiller reported that no inmates were waiting to be transferred to the state hospitals and four inmates were transferred to the state hospitals in October. He also reported that no inmates were waiting to be returned from DCF and three inmates were returned from DCF last month.

C. Juvenile Detention

Department of Juvenile Justice Superintendent, Mr. Flowers was not present at the meeting but forwarded a monthly report of the detention center's population which showed the monthly average in October was at 61 juveniles.

D. Pretrial Services Report

The Pretrial Services Manager, Mr. Trotta, provided members with a printed report detailing the Supervised Release Pretrial Services Program. The report notes that it is current as of November 2nd. He reported that there are a total of 1,130 defendants on Supervised Own Recognizance (S.O.R.) and that 1,001 of these are out of custody. Twenty-one individuals were on S.O.R. and were in custody for the following reasons:

S.O.R. to Treatment	3
Bonds or No Bonds on Other Charges/Holds	18

V. New Business

A. Senate Bill 494 regarding Pretrial:

Senate Bill 494 requires all pretrial release programs established by ordinance of a county commission or by administrative order of a court to facilitate the release of defendants from pretrial custody to conform to the policies and restrictions established in the act. It requires that the defendant meet certain specified criteria in order to be eligible for pretrial release. Mr. Trotta discussed the details of the bill and noted that its affects may have an adverse impact on the jail population. Of particular interest he noted was that defendants in custody with a money bond attached is approximately 30%. Chairman Duncan explained that the list of criteria outlined in the bill for the pretrial release program has an extensive list of disqualifiers.

Judge Booras noted that in reference to first appearances, this could impact the defendants that are currently receiving SOR and those that have a monetary bond would likely increase. Major Kneisley stated that this have an impact on the jail population. Commissioner Vana explained that it is best to work on these bills before they reach the committee level. Chairman Duncan suggested approaching the issue in reference to the safety of the public. Mr. Rodriguez stated that the bill has currently been withdrawn, however Commissioner Vana explained that it can still come back as an amendment it should still be monitored.

Members voted in favor to send a letter to the Criminal Justice Commission for its' consideration to the legislature. Ms. Richstone, State Attorney's Office dissented on the vote.

B. Proposed 2010 Corrections Task Force/Public Safety Coordinating Council Meeting schedule

Members were provided with a proposed meeting schedule for next year. No comments.

C. Introductory discussion concerning identifying alternative funding for Correctional Programs:

Mr. Rodriguez provided the Task Force with an update from the Board of County Commissioners (BCC) budget workshop. He stated that the county is facing a \$80-150 million deficit next year. The Sheriff's Office budget will be significantly decreased and commented that programs such as the SAAP program will likely be targeted for elimination. In addition, during the jail expansion, there will be less bed capacity. He suggested that the Task Force develop recommendations for the BCC. Ms. Link added that the Commissioners specifically pointed out that the House Arrest/Ankle Monitoring program should be expanded and that the Sheriff was receptive to this.

Mr. Nefzger suggested that the judicial circuit seek funds from the state for additional State Attorneys, Public Defenders and Judges.

Mr. Krischer was invited to speak on funding alternatives that were explored in the past on behalf of the CJC. He explained that in the past while the CJC studied permanent funding solutions extensively, the primary option was to create a taxing district that was similar in scope to the Children's Services Council. Mr. Krischer noted that at the time, the focus of the tax would have been for juvenile programs. He explained that a similar taxing district could be used to pay for programs such as the drug farm. However, the taxing district option never was approved by the Board of County Commissioners. The County did establish a \$1 million fund. In today's economy adding an additional tax to citizens would be futile. He commented that if the tax was set up when the CJC recommended it in the past, there would not be such a large deficit for criminal justice programs.

Mr. Rodriguez asked if it was too early to start the process again since it would take a few years to make it on a ballot. Mr. Krischer noted that it is not likely that the Economic Council would assist us this time right now. We would need to have support first before moving forward. Mr. Taylor mentioned a budgeting process that used a percentage for criminal justice programs to go towards substance abuse and mental health.

Chairman Duncan suggested that the CTF recommend to the CJC that we establish an Alternative Funding Solutions Committee.

VI. Additional member and guest comments

Chairman Duncan informed members that the next meeting is scheduled for December 2nd at noon.

VII. Adjournment

JL, CJC 11/4/09