



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, June 4, 2014; 12:00 P.M.

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
Ted Booras, Judge, 15th Judicial Circuit
Brian Fernandes, Office of the State Attorney
Vice-Chairman Chris Kneisley, Major, Palm Beach Sheriff's Office
Jenise Link, Manager, Palm Beach County Pretrial Services Agency
Brandy Macaluso, Victims Rights Coalition
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

MEMBERS ABSENT:

Bob Bozzone, Executive Director, Comprehensive Alcohol Rehabilitation Program
Rev. Chaney, Clergy Representation
Jeffrey Colbath, Administrative Judge, 15th Judicial Circuit
Glenny Cueto, Professional Probation Services, Inc.
Michelle Dryer, Workforce Alliance
Leonard Hanser, Administrative Judge, 15th Judicial Circuit
John Kastrenakes, Judge, 15th Judicial Circuit
John Pruitt, Chief, Jupiter Inlet Colony Police Department
James Martz, Judge, 15th Judicial Circuit
Caroline Shepherd, Judge, 15th Judicial Circuit

GUESTS PRESENT:

Colleen Farnsworth, DCF Legal
Federico Forero, for Glenny Cueto, Professional Probation Services, Inc.
Alan Fuhrman, Captain, Palm Beach Sheriff's Office
Steve Rapp, for Judge John Kastrenakes, Judge, 15th Judicial Circuit
Stewart Saalfield, Court Administration
Alfonso Starling, Captain, Palm Beach Sheriff's Office

CJC STAFF PRESENT:

Michael L. Rodriguez, Executive Director
Damir Kukec, Research and Planning Manager
Candee Villapando, Criminal Justice Analyst
Craig Spatara, Criminal Justice Programs Manager

I. Welcome, opening comments

Vice-Chairman Chris Kneisley started the meeting and asked members and guests to introduce themselves.

II. Roll Call and Introduction of Guests

Damir Kukec announced that he will be taking over for Shahzia Hashmi.

III. Approval and/or additions to the agenda

IV. Approval and/or additions to the April 2, 2014 minutes of the Corrections Task Force/Public Safety Coordinating Council meeting

Brian Fernandes asked for clarification regarding the statement on page 3 under New Business regarding the 12th floor jail population. He said the minutes stated that there has been an increase of over 50% in direct files, but he knows that at least from the beginning of the current administration (SAO) that there has been a decrease of about 50% in direct files; but that later on in the minute it was stated that direct files have decreased although the 12th floor population has increase. Mr. Fernandes just wanted to make sure that the minutes accurately reflected what was discussed in the meeting. The minutes of the April 2, 2014 meeting were approved with the exception of the clarification requested by Mr. Fernandez, which Damir Kukec said he will verify. Chair Douglas Duncan joined the meeting at this point but asked Vice-Chair Kneisley to continue presiding.

Note: Staff reviewed the recording for the April 2, 2014 meeting and found Ms. Oakes did say that there was a *decrease* of direct files of over 50%; not an increase, as was indicated in the draft minutes. The minutes had been revised accordingly to accurately reflect what was discussed as requested by Mr. Fernandes.

V. Reports

A. Jail Population Report

Major Chris Kneisley reported that the jail population was 2,200 for April and 2,227 for May, a typical increase for this time of the year.

B. In House Arrest Report

Total In-House Arrest population is 202 inmates: 103 pretrial; no direct filed juveniles; 93 county sentenced; 2 probation; and 4 DJJ.

C. Pretrial Services Report

Jenise Link reported that as of yesterday, there were a total of 972 defendants on SOR; 625 of these individuals were on SOR only, and 347 were on SOR with accompanying money bond. Of the 625 on SOR only, 10 remain in custody awaiting

treatment or due to other charges or holds; and of the 347 on SOR with money bond, 90 remain in custody. Total SOR population out of custody was 872.

D. Juvenile Detention Center Report

Vice-Chair Kneisley referred to the report included in the packet.

E. Misdemeanor Probation Report

Federico Forero reported that they have 2,512 active cases as of today, and outstanding warrants of 7,205. Tommy Richards remarked that seemed a little high, and Michael Rodriguez clarified if that was a cumulative total through the years; Mr. Forero said they got these from the previous provider. Barbara White suggested forming a committee to look at this and clean it up; Vice-Chair Kneisley recommended verifying the numbers in the system first. Mr. Fernandes noted that they are internally looking at the outstanding warrants in their office to see which ones they can close.

Mr. Rodriguez asked Ms. Link if she can find out the amount of the money bonds for those that are on SOR with money bonds. Ms. Link said she will find out and bring it to the next meeting. Mr. Richards asked if the money bond is the only thing that is holding the defendants. Ms. Link replied that about 75% cannot make the bond, and about 25% have another charge.

VI. Old Business

A. Jail population report

Mr. Kukec referred to the summary of the subcommittee meeting included in the packet. He invited Mr. Fernandes, Capt. Fuhrman, and Ms. Link who were at the meeting to provide input, and apologized to Commissioner Shelley Vana and Barbara White for the late email notice for the meeting. Mr. Kukec said that they went over the old report and discussed what sections to include in update, such as: trend analysis of who were in the jail between 2009 and 2013; book and release program data with the help of Capt. Fuhrman; racial makeup of those admitted to the jail; breakdown of misdemeanor and felony offenses by case type; description of each facility with Capt. Fuhrman's help; admissions of individuals with mental health and substance abuse issues. Colleen Farnsworth asked if the numbers will include individuals who were committed to DCF and only in the jail for 15 days prior to transport to a forensic facility. Mr. Kukec responded they will only look at data available in the jail database system and was not sure if it included that detailed information. Vice-Chair Kneisley said they will be counted in the admission, and typically those that are committed to DCF are in their mental health housing, to which Capt. Fuhrman concurred. At this point, Mr. Forero reported that they have 190 active VOPs and 4,210 past term cases; altogether with active cases totaling to about 7,000 cases.

Mr. Kukec continued his report on the jail population subcommittee meeting. The report will look at the juvenile population, under 18 years of age; bond amounts for individuals; calculate length of stay per jail bed; average daily population; and look at issue of recidivism and homeless population. Alton Taylor asked if any correlations will be done with substance abuse or just drugs or drug related charges. Mr. Kukec replied they can do most serious offense or whether the admissions include a drug related charge. Ted Booras commented that the number of homeless individuals may be disproportionately high if based on self-reporting. Capt. Fuhrman remarked that they take steps to document the individuals address, e.g., for bond purposes, etc., from intake to release. Mr. Rodriguez suggested cross-referencing with the County which also tracks the homeless population. Mr. Fernandes added that at least we will see a trend from the report. Mr. Rodriguez asked if the numbers will include individuals in the jail with mental health issues, to which Mr. Kukec said that they will try to do that. Mr. Taylor asked if he could get a copy of the method or formula that will be used, to which Mr. Kukec said yes. The committee plan to have a draft by September.

B. 12th Floor Jail Population

Mr. Kukec reported they have begun preliminary work and are looking at jail data for a report. He announced the names of individuals that were recommended to be included in the subcommittee: Brenda Oakes, Lynn Powell, Capt. Fuhrman, Barbara Gerlock, Angela Bess, Cristy Altaro, Father Leo Fisher, Greg Starling, and Schnelle Tonge. Mr. Kukec invited anyone interested to contact him, and apologized to any one that was missed. He said the issue was to determine among those who were admitted to the jail, how many end up in the 12th floor and look at information such as length of stay, most serious offense, release reason, average daily population, amount of bond, demographic background such as race, sex, and age. Mr. Kukec encouraged input on what else should be added to the report and noted they will be working on the report during the summer and have a draft in the fall. Major Kneisley noted that juvenile adjudicated as adults are included in that population and need to be identified. He said that Florida jail standards indicate juveniles adjudicated as adults shall be housed with the general population, but they chose to keep them in the 12th floor because of their age, 16 or 17 years old. Mr. Richards asked what is on the 12th floor. Major Kneisley responded there are two housing units with 96 beds set aside for juveniles under 18 years direct filed, felony charges; does not include misdemeanors; female juveniles are in the medical ward; treat as adult juveniles, but based on age size, and lack of criminal sophistication they keep with the other juveniles. Ms. White and Commissioner Vana thanked Major Kneisley for doing this. Mr. Rodriguez asked when this policy was the policy change made; Capt. Fuhrman said about three years ago.

VII. New Business

No new business.

VIII. Updates

A. Detention Center programs

No update was presented. Commissioner Vana noted that the representative has not been at the meeting for a while. Mr. Kukec said he was in communication with him yesterday via email with the understanding that he will be at the meeting. Chair Duncan said he will send him a letter.

IX. Additional member and guest comments

The committee agreed not to meet in the remainder in summer, and will meet again in the fall.

X. Adjournment