

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

**FINAL MINUTES**

**Thursday, September 2, 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 Frank Kitzerow Vice- Chair  
Chief Daniel Alexander  
Danny Auer, Special Agent In Charge (Proxy) George Sanders  
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) Steve Randerson  
Chief Graig Hartmann  
Chief Steve Kniffin (Proxy) Dave Kelley  
Chief Rick Lincoln  
Chief Charles Lowe (Proxy) Keith Totten  
Chief Jay Pickens (Proxy) Mark Hall  
Director Phillip A. Ludos  
Chief Robert Mangold  
John McKenna, Assistant Special Agent in Charge (Proxy) Bob Masters  
Chief James Kelly  
John Modlin, Patrol Agent in Charge (Proxy) Agent John Dair  
Major Luis Ramil (Proxy) Stephanie Redday  
Chief Wes Smith  
Chief Stephen Stepp  
Edward (Eddie) Thompson, Resident Agent In Charge  
Chief Clay Walker  
Mike Waites, Chief Investigator  
Chief Garrett Ward  
Chief Dennis Weiner  
Chief Clarence Williams, III (Proxy) Leonard Mitchell  
Glen Wilner, Assistant Chief Deputy  
Chief Christopher Yannuzzi

**Members Absent**

Stephen Barborini, Resident Agent in Charge  
Chief Joseph Benevento  
Sheriff Ric Bradshaw  
Chief Delsa Bush  
Major Jeffrey Hubert  
Chief Charles Lowe  
Matthew Lynch, Resident Agent In Charge  
Chief William McCollom  
Dana Morrison, Special Agent Supervisor  
Chief Robert O'Neill  
Major Carol Owsiany-Himmel  
Lt. Anthony Stafford  
Chief Anthony Strianese

## **Advisory Members Present**

Rosalyn Baker, Circuit Administrator  
Joni Livingston, Florida Department of Law Enforcement (FDLE)  
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

### **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 August 5, 2010.**

### **VI. Chairman's Comments**

### **VII. Presentations**

- A. Homeless Protocol:** Captain Lindskoog, PBSO. It was noted that members were asked at the last meeting of the LEPC to review the protocol and be ready to provide comments to Captain Lindskoog et al. As well, it was agreed that following this review, the LEPC would recommend the creation of a sub-committee to help draft procedures concerning the use of the Homeless Resource Center (HRC) on 45<sup>th</sup> Street. Ms. R Baker, from Department of Corrections (DOC) reminded members that if they encounter homeless individuals that they should contact DOC at (561) 791-4750 to confirm the sex offender status of the individual of interest. Chief Alexander, Boca Raton Police Department, expressed concern about "personal property" and how law enforcement is to transport both the individual and their property to the HRC. It was also noted that the Protocol reads more like a statement of principles or guidelines on how to deal with the homeless population in non-arrest situations rather than a protocol; which is more focused on standards and procedures. It was suggested that most police departments already have guidelines related to the approach of homeless individuals for officers working on the street/frontline. Captain Lindskoog acknowledged that that was one of the goals of the protocol and he agreed that a sub-committee would be the place to draft the details on procedures. Director Ludos, Greenacres Police Department, also noted the example of seizing identification such as suspended and expired Drivers License. Furthermore, others expressed a concern over the resources and time needed to transport homeless to the HRC. Chief Immler noted that we look at procedures

within protocols as obligations, which in this case will include issues such as security and transportation. He recommended that the protocol be drafted to include the current text as guiding principles and to develop, with the help of the sub-committee the standards and procedures as the specific protocol on how the HRC will be used and how law enforcement will interact with the HRC. The following agencies agreed to volunteer to participants from agencies around the county:

**Chair:** Captain Jeff Lindskoog  
Michael Gauger, Chief Deputy, PBSO  
Sergeant Castro, PBSO  
Kim Meyer, West Palm Beach Police Department  
Officer Jennings, Atlantis Police Department (nominated by Chief Mangold)  
Commander Leonard Mitchell, Riviera Beach Police Department  
Captain Mark C. Hall, Village of Palm Springs  
Chief Alexander, Boca Raton Police Department  
Rosalyn Baker, Department of Corrections

The sub-committee will be conveyed by Captain Lindskoog in the coming weeks to start the development of the standards and procedures related to the protocol.

- B. **Vulnerable Adults Protocol:** Chief Walker, Chair of the previously titled Elder Abuse Protocol committee provided the Council an update of the final draft distributed before this meeting. He noted that each chief and the sheriff have two copies that they should sign and return to him before the end of the meeting. He also noted that a training PowerPoint presentation was also developed to help with the implementation of the protocol; which will be required by the FDLE as of June 2011. Chief Walker noted that the protocol is similar to what was done with the Child Abuse Protocol. Chief Yannuzzi, Ocean Ridge Public Safety was concerned about the reporting timeframe and was wondering if the Protocol could mirror the child abuse protocol or that of the Rapid Response method for child deaths. Colonel Jim Stormes also noted that the importance of DCF transmitting the information immediately following the incident, since this serves as a check and balance. The State Attorney also commented that deaths should also be reported to his office? Chief Walker agreed with members that his committee would incorporate these helpful comments and that he will come back next month the revised text.
- C. **Red Light Cameras:** Sara Blumberg, Administrative Traffic Hearing Officer informed the Council that they will start hearing red light camera infractions shortly. She reported that to date they have 260 cases, 1 pleading not guilty and 1 legal challenge underway. They will be holding an open house on September 21, 2010 in Court room 2D (Main Courthouse) between 1PM and 4PM. She asked officers to bring the video evidence on a thumb drive and burned CD, since this will be required for the record. We are hardwiring for the Internet. Ms. Blumberg noted that law enforcement will have to bring their city legal counsel to

address potential legal arguments from defendants' defense counsel. Chief Crane noted that this is another example where we are in traffic court without proper legal representation since the cities are not in a position to staff legal counsel. State Attorney confirmed that his office does not have jurisdiction over these cases as they are infractions (non-criminal traffic) and he cannot justify resources for this priority. Director Ludos commented that red light cameras are the same as other traffic infractions and we should not become overly concerned about the presence of legal counsel from the city. He noted that this is something the cities will have to determine if it warrants the investment of appointing legal counsel for their specific cases. No further action was recommended.

- D. **Juvenile Assessment Center (JAC) Committee:** Chief Kelly, School Board Police, informed members that initially the JAC Committee allocated \$455,000 for security at the JAC. Regrettably, we have learned recently that this requires an additional amount of \$58,000 to cover the cost of security. We have worked with Department of Juvenile Justice, and Mr. Johnson agreed to redirect the outstanding balance from an amount that was initially allocated to JAC operations (maintenance, etc.) to cover the shortfall. Chief Kelly asked members if they would support the redirection of these funds to security from JAC operations – as such, the LEPC unanimously approved the recommendation by Chief Kelly.

## VIII. Updates / Discussion

- A. **Domestic Violence Committee Update:** No update.

## IX. Committee Reports

- A. **Traffic Committee:** No update given that issues concerning traffic were discussed earlier.
- B. **Elder Abuse Investigation Protocol Committee:** No further discussion as the Vulnerable Adults Protocol was discussed earlier.
- C. **Book and Release Committee:** Chief Crane noted that this issue is being considered by the Criminal Justice Commission on September 27, 2010.

## X. Old Business

- A. **LEPC Representation on Criminal Justice Commission:** Chief Stepp, Michael L. Rodriguez, Executive Director, CJC and Deputy Carmen (Vinnie) Veneziano, CPOA. Chief Stepp argued that there is a need to include the current chair of the LEPC as a voting member of the Criminal Justice Commission. He noted that currently, the president of the chief's association sits as the representative for law enforcement at the CJC. He noted that the incoming president has a steep

learning curve and that they lack representation on the CJC by the LEPC. Chief Stepp noted that the Crime Prevention Officers Association (CPOA) is a voting member of the CJC. He suggested that the CPOA would be much better served by having a seat at LEPC, rather than the CJC. State Attorney was in agreement that there should be a two year presence of the Chiefs association and the LEPC and that while he is a “big supporter of CPOA”, he was not sure if the CPOA should be a voting member of LEPC since it is a special topic area, rather than the lead of an agency. There was also a question if LEPC could include an ex-officio member (non-voting) to have an additional voice. Both the Commission Chair and the Executive Director expressed a desire to include an ex-officio member since it would only require a bylaw change – thus avoiding the Board of County Commissioners and opening up the actual ordinance. State Attorney suggested that this matter be deferred until November, as he expected that there would be a discussion by the Commission this fall about the future of the Commission and its focus and objectives. Chief Kitzerow noted that the LEPC can defer the issue and that regardless of what happens this fall, we should request a full time voting member of the CJC for LEPC. Members expressed an agreement with deferring this issue and that any request in the future to the CJC should include a full voting member to represent the LEPC on the Criminal Justice Commission.

## **XI. New Business**

### **B. No new business.**

## **XII. Liaison Updates**

**High School Criminal Justice Academy’s:** Rosalyn Baker (see attached report)

**Crime Prevention Officers Association:** Deputy Carmen Veneziano reminded members that 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:** It was noted that there will be training in the month of September, 2010 (27, 28, 29 & 30). For more information, please contact Chief Strianese.

**Municipal Public Safety Communications Consortium (MPSCC):** Chief Mangold noted that there have been a number of upgrades in the County with no cost to users.

**Data Sharing:** Chief Kitzerow noted that LEX continues to expand the number of users across the County and that Chief Weiner will be heading the LEX board in the coming

months. Part of this work will include rolling out the LEX system across the County (100%) coverage, and to determine how this will fit into other Florida and National systems in the future.

**Criminal Justice Commission:** Chief Kitzerow (no report).

### **XIII. Member Comments**

Colonel Jim Stormes asked that HIDTA (High-Intensity Drug Trafficking Area) be added to the Liaison Updates since he had a couple of comments. Colonel Stormes asked agencies to contact Corrections if they anticipate that their operations will result in 50 or more arrests. He also noted that as of August 27, 2010 there is no longer PBSO patrols in parks. He noted that there may be an opportunity to enter into Memorandum of Understanding (MOU) to better enforce and patrol these areas. It was suggested that a Mutual Aid Letter may help facilitate agencies working together rather than having to enter a MOU.

### **XIV. Attachments**

- A. Draft Homeless Protocol for Agencies.
- B. Draft Vulnerable Protocol for Agencies.
- C. High School Criminal Justice Academy Update
- D. Criminal Justice Institute Update
- E. Title 19 Cross Designation Training Phase II

### **XV. Training Announcements**

Agent Thompson, United States Customs, informed LEPC that they will be offering training for officers who have been Cross Designated for more than two years (see attachment). The training will be held Tuesday, September 28, 2010 and Wednesday, September 29, 2010.

### **XVI. Adjournment**

**NEXT MEETING: October 7, 2010**