

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

**DRAFT MINUTES**

**Thursday, October 7, 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  
Stephen Barborini, Resident Agent in Charge  
Chief Kirk Blouin  
Steven Burdelski, Senior Supervisory Resident Agent  
Sheriff Ric Bradshaw  
Chief Delsa Bush  
Chief Roger M. Crane  
Michael Driscoll, Resident Agent in Charge  
Pete Garcia, Federal Security Director  
Acting Chief Mark Hall  
Chief Graig Hartmann  
Major Jeffrey Hubert (Proxy) inaudible  
Chief Steve Kniffin  
Matthew Lynch, Resident Agent In Charge (Proxy) Keith Totten  
Chief Charles Lowe  
Director Phillip A. Ludos  
Chief Robert Mangold  
John McKenna, Assistant Special Agent in Charge  
John Modlin, Patrol Agent in Charge (Proxy) Bobby Fuery  
Chief Robert O’Neill  
Major Carol Owsiany-Himmel  
Major Luis Ramil  
Chief Stephen Stepp  
Chief Anthony Strianese  
Edward (Eddie) Thompson, Resident Agent In Charge  
Chief Jeff Tyson  
Chief Clay Walker  
Mike Waites, Chief Investigator  
Chief Dennis Weiner (Proxy) D Harris  
Chief Clarence Williams, III  
Glen Wilner, Assistant Chief Deputy  
Chief Christopher Yannuzzi

**Members Absent**

Danny Auer, Special Agent In Charge  
Chief Joseph Benevento  
Chief James Kelly  
Dana Morrison, Special Agent Supervisor  
Acting Chief Rick Ricciardi  
Chief Wes Smith  
Lt. Anthony Stafford  
Chief Garrett Ward

## Advisory Members Present

Rosalyn Baker, Circuit Administrator  
Rolando Garcia, Deputy Chief  
Hon. Michael McAuliffe, State Attorney

## Advisory Members Absent

Dr. Michael Bell, Palm Beach County Medical Examiner  
Feirmon Johnson, Chief Probation Officer  
Joni Livingston, Florida Department of Law Enforcement (FDLE)  
Director Larry Schroeder

- 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 September 2, 2010
- VI. Chairman's Comments
- VII. Presentations
  - a. **Florida Sunshine Legislation Training:** Leonard W. Berger, Assistant County Attorney, Palm Beach County. Mr. Berger provided a quick overview of the Sunshine Legislation and its various components (a hand out was provided to all members present and it is attached to the minutes. He summarized the law as requiring that all actions associated with the LEPC must be made in the "sunshine" meaning that members cannot communicate (e.g., verbal, email, tweets, etc) about an issue that will be considered by the LEPC, all meetings must be properly noticed (or advertized), opened to the public, and minutes from the meeting must be prepared following each meeting. He noted that it also covers all steps of the decision making process. Mr. Berger informed members that "willfully" violating the Sunshine legislation can result in prosecution as a second degree misdemeanor and a civil penalty (500 per violation). Lastly, he noted that any contract or agreement that can be traced to a violation of the Sunshine law can result in contract or agreement that is void. Following the presentation, there were several brief questions which were addressed by Mr. Berger.
- VIII. New Business
  - a. **Table Top Exercise:** Agent Burdelski, Federal Bureau of Investigation. Agent Burdelski noted that in light of the recent threat assessments he suggested that it may be a good idea to organize a table top exercise at the Sheriff's Office or Palm Beach County Emergency Operations Center (EOC).

The table top exercise would simulate a terror incident and would include the responders and each individual law enforcement agency in the county. Members agreed that it was a good idea and that they would participate. Agent Burdelski noted that he would organize the table top for early 2011.

## IX. Old Business

- a. **Request for Violent Crime Data (Updated):** Michael Rodriguez, Executive Director, Criminal Justice Commission. Mr. Rodriguez provided an overview of this request and that it relates to the on-going monitoring and evaluation of Youth Violence Prevention Project. He noted that this request is an update that stems from the data that was requested in 2005 from every agency, and that the original data provided helped to develop the current program. As such, the update was need to better measure the impact of the Youth Violence Prevention Project in the county overall. Some Chiefs of Police expressed concern over the breadth and scope of the request. Sheriff Bradshaw indicated that it require his agency a great deal of resources to assemble the requested information and that some of the information will have to be redacted. In response to these concerns, Mr. Rodriguez and Mr. Kukec (Research and Planning Manager) noted that they would work with the agencies to easy the resource impact that they were unsure why information would now need to be redacted. They noted that the initial request in 2005 included juvenile and other information between 1999 and 2005, and as such, all they were requesting was an update of the same information. However, they did note that this request does include both violent crimes with and without firearms. Other Chiefs were wondering why there is a need for such detailed information and what type of analyses would be conducted using the data. Some Chiefs noted that they are treating this issue as a public records request and that there is no need to inquire about how the information will be used (or not) and that they are obligated to respond. It was also noted that some agencies will be required to charge the Criminal Justice Commission for the cost of assembling and redacting the requested information. Mr. Rodriguez emphasized that Criminal Justice Commission staff would work with the agencies to get the bulk of the data, so long as agencies are willing to share this information. Chief Immler closed the discussion and asked the Criminal Justice Commission to come back in November to discuss the request and present new recommendations.

## X. Committee Reports

- a. **Book and Release Committee:** Chief Crane. Informed members that the Chief Judge was about to sign the administrative order related to the Book and Release project. He noted that some of the adjustments include the stalking as an offense that would require a bond hearing and thus preclude an individual to participate in the project. Chief Crane noted that he will distribute the Administrative Order once it is signed to members of the LEPC.

- b. **Domestic Violence Committee:** Barry Krischer, PBSO. In Mr. Krischer's absence, Chief Yannuzzi noted that the Committee is meeting later this month at the Children's Services Council to discuss and finalize the contents of the protocol. At this time, there were no plans to bring it back before the LEPC for approval.
- c. **Homeless Protocol Committee:** Captain Lindskoog, PBSO. In Captain Lindskoog's absence, Ms. Baker (DOC) informed the LEPC that the Committee met initially and that they had a productive meeting. The Committee worked on the standards and procedures as directed by the LEPC along with staff from the County and the Department of Children and Families.
- d. **Traffic Committee:** Chief Crane. The Chief reported the results of the first hearing related to the Red-Light Cameras in West Palm Beach. The hearing room was set-up with the proper electronic equipment (e.g., thumb drives) to present video and electronic evidence and documentation. He also noted out that while there were 8 subpoenas, only 2 showed; and all of the accused showed without legal representation (pro se). Chief Crane noted that the on-going issue will be the cost of administering the hearings and defending the cases – especially those that have their court costs converted to community service.
- e. **Vulnerable Adult Protocol:** Chief Walker. Chief Walker noted that the Committee was still working on the changes that were requested by the LEPC and that they hope to be back in November 2010.

## XI. Liaison Updates

- a. **Data Sharing:** Chief Kitzerow. He noted that they were working through some issues related to Metatomix and he would have more information on this issue next month. Chief Kitzerow reported that all agencies in Palm Beach County are now part of the LEX network either as data contributors or users. The LEX committee is continuing with its work and that includes training and implementation; and applying analytics and comp stat in the future. Chief Immler noted that region by region across Florida more and more agencies will be connected through the LEX system. He noted that Florida of Law Enforcement (FDLE) will be assisting with this by various regions. It was mentioned that there would be further data sharing with license plate information using LEX as the umbrella.
- b. **Child Abuse Protocol:** Chief Strianese. The Chief noted that training was provided in the last four days of September in South County and it was well attended. For those that were unable to attend, Chief Strianese asked that everyone attended this training, especially new hires.
- c. **Crime Prevention Officers Association:** Chief Stepp. Chief Stepp asked Deputy Veneziano, President of the CPOA, noted that the Expo in Palm Beach Gardens was well attended and a great success. Next year, the Association will try to hold two expos, one in North and one in South County.

Deputy Veneziano thanked all those that participated and encouraged other to get involved next year.

- d. **Criminal Justice Commission:** Chief Kitzerow. No report.
- e. **Criminal Justice Institute:** Director Schroeder. The report was attached to the agenda package and Director Schroeder was not in attendance.
- f. **High-Intensity Drug Trafficking Area:** Colonel Stormes, PBSO. Colonel Stormes informed members that the next HIDTA executive committee is on October 27, 2010.
- g. **High School Criminal Justice Academy's:** Rosalyn Baker, DOC. Ms. Baker noted that she did not have anything to report, and that high schools were always looking for speakers and internships.
- h. **Municipal Public Safety Communications Consortium:** Chief Mangold. Chief Mangold stated that they finally settled on the local of the South County tower site and the WPTV tower is connected and will be on air as of tomorrow. He also noted that there is a tower at Seminal Pratt and SR 80 which will go live before the end of the week. These last two towers will provide a countywide footprint/coverage.

## XII. Training Announcements

- a. Chief Immler asked members to look at the training announcement in the agenda package concerning Domestic Violence.

## XIII. Member Comments

- a. Colonel Stormes raised the Sheriff's Child Abduction Protocol and associated response. He asked members if LEPC would be interested in seeing the presentation and reviewing the Protocol. Members suggested that they were interested in the presentation and perhaps the Protocol can be distributed in advance of the next meeting. Chief Immler directed staff to include this item on the next agenda and distribute the protocol ahead of the next meeting.
- b. It was noted that Miami Dolphin's Charity will be holding an event on November 20 and 21, 2010. There is a need for assistance with traffic control. 100% for funds raised will go to cancer research.
- c. Agent John McKenna, from the Drug Enforcement Administration, asked LEPC if they would like to receive an intelligence briefing on recent drug trafficking trends in this area. Chief Immler asked staff to set-up a law enforcement only meeting after next month's meeting.

## XIV. Adjournment

Next Meeting: November 4, 2010.