



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, March 4, 2009; 12:00 P.M.

- SUMMARY MEETING MINUTES -

MEMBERS PRESENT:

Chairman Douglas Duncan, Roth and Duncan, P.A.
Rosalyn Baker, Florida Department of Corrections
Maureen F. Brickous, County Probation, PRIDE Integrated Services, Inc.
Lucy Chernow Brown, Administrative Judge, Circuit Criminal
Patrick Cannan, Workforce Alliance
Roger M. Crane, Police Chief, Palm Beach County Chiefs of Police Association
Chris Kneisley, Major, Palm Beach Sheriff's Office
Nancy Perez*, Judge, County Court Criminal Division (**via video conference*)
Tommy Richards, Palm Beach County Bail Bond Association
Jill Richstone, State Attorney's Office
Alton Taylor, Executive Director, Drug Abuse Foundation
Louis Tomeo, Office of the Clerk and Comptroller, Director Criminal Court Services
Charlie Trotta, Manager, Palm Beach County Pretrial Services Agency
Barbara White, Public Defender's Office

MEMBERS ABSENT:

Bob Bozzone, Executive Director, Comprehensive Alcohol Rehabilitation Program
Gene Thompson, Chaplain, Palm Beach Sheriff's Office
Shelley Vana, Commissioner, Palm Beach County

GUESTS PRESENT:

Colleen Farnsworth, Department of Children and Families, Legal
Anthony Flowers, Superintendent, Dept. of Juvenile Justice
Barry Fondiller, Jail Counselor, Palm Beach Sheriff's Office
Gwen Freitas, Public citizen
David Gillert, Palm Beach Sheriff's Office
Ken Huxold, Pride Integrated Services Inc.
Shelby King, Palm Beach County Sheriff's Office
Bea Lovelace, Office of the Clerk and Comptroller
Elizabeth Parker, State Attorney's Office
Nicole Saunders, Justice Services Director
Michelle Spangenberg, Criminal Court Manager, Court Administration

CJC STAFF PRESENT:

Damir Kukec, Research and Planning Manager
Jenise Link, Sr. Criminal Justice Analyst
Michael Rodriguez, Executive Director
Candee Villapando, Criminal Justice Analyst

- 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 February 4, 2009 meeting of the CTF/PSCC were approved.**
- IV. **Reports**
 - A. **Jail Population Report**

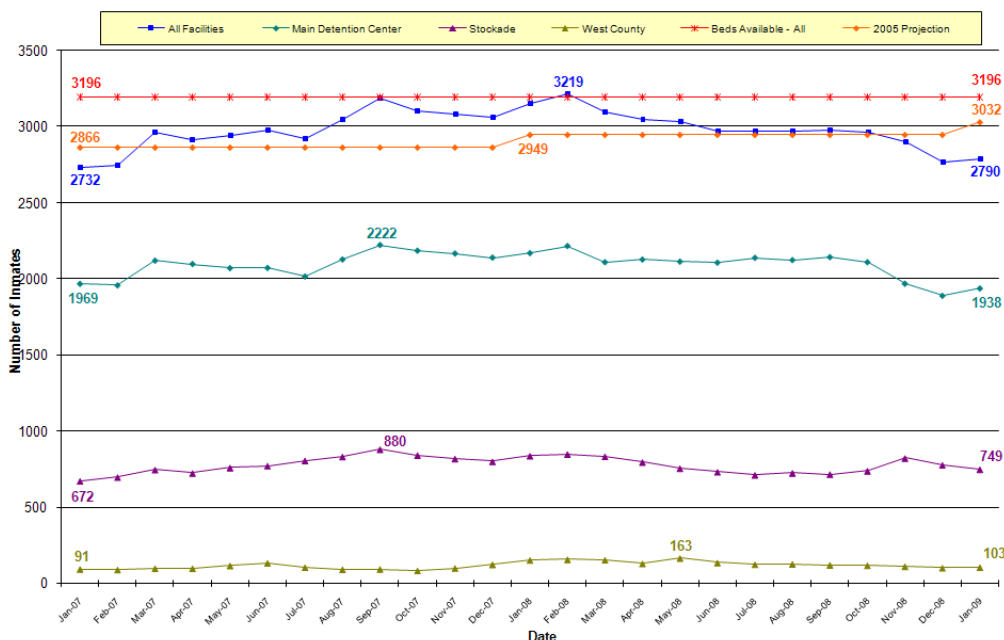
Major Kneisley reported that the total population today of the jail is 2,707 which he noted represents a decrease of bookings of approximately 1,000 per month. He stated that at this time last year, the population was higher and that across the state, jails were showing similar trends in their populations.

See Charts/graphs following:

| Palm Beach County Criminal Justice Commission Corrections Task Force/Public Safety Coordinating Council | | | | | | | |
|--|--|--|-------------------|---|---|-----------------|---|
| Palm Beach County Correctional Facilities Monthly Population Report January 2009 | | | | | | | |
| Data Source: Palm Beach County Sheriff's Office, Corrections Department | | | | | | | |
| Facility | January Average Daily Population | January Average Daily Population | EXISTING CAPACITY | | | FUTURE CAPACITY | |
| | | | Number Beds* | January Percent Occupied (ADP/Capacity) | January Percent Occupied (ADP/Capacity) | Number Beds* | January Percent Occupied (ADP/Capacity) |
| Main Detention Center | 1,938 | 1,938 | 2,114 | 92% | 92% | 2,114 | 92% |
| Stockade Detention Center (Including 96 bed Drug Farm) | 749 | 749 | 944 | 79% | 79% | 944 | 79% |
| West County Detention Center | 103 | 103 | 138 | 75% | 75% | 262 | 39% |
| COUNTYWIDE TOTAL | 2,790 | 2,790 | 3,196 | 87% | 87% | 3,320 | 84% |

*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, misdemeanor booking averages, and a table of the corrected January misdemeanor bookings (the report that was provided last month was miscalculated). Mr. Fondiller reported that the total average of days misdemeanants spent in jail in February was 3.06 days. The average number of days for misdemeanants between booking and sentencing was 2.8 days. Ms. Parker reported that her office has been receiving reports from the Sheriff's office and has been tracking the sentenced population closely with Chief Assistant State Attorney Jill Richstone.

C. Juvenile Detention Report

Department of Juvenile Justice Superintendent, Anthony Flowers supplied a report that showed the average population of the juvenile detention center in February was at 73. (A copy of the full report is attached to the end of the minutes). In addition, he provided that 19 juveniles are awaiting placement, 8 are on direct file and 13 juveniles are in the alternatives to detention program.

D. Pretrial Services Report

The Pretrial Service 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 March 2nd. He stated that there are a total of 1,294 defendants on Supervised Own Recognizance (S.O.R.) and that 1,067 of these are out of custody and are not occupying jail space. He further reported that there are a total of 645 defendants on S.O.R. only and 649 that have a money bond attached to the S.O.R. Thirteen individuals were on S.O.R. and were in custody for the following reasons:

| | |
|--|---|
| Probation/Parole Violation | 1 |
| S.O.R. to Treatment | 2 |
| S.O.R. to Oakwood | 1 |
| Bonds or No Bonds on Other Charges/Holds | 7 |
| Serving Time on Other Charges | 1 |

V. New Business

A. Nominations for Corrections Task Force Vice-Chair

Members nominated and elected Major Chris Kneisley to serve as the Task Force's Vice Chairman.

B. Discussion and Overview of current process for in-patient and out-patient treatment assessments and placement from the jail.

The Task Force discussed the treatment assessment process and heard about the pretrial assessment and the Substance Abuse Awareness Programs (SAAP) at the jail. Mr. Trotta reported that an evaluation of last month's number of S.O.R. in custody individuals pending release showed 7 individuals awaiting treatment beds. He found that two of these were in drug court. Two were in custody pending a SAAP evaluation, two were not pending a SAAP evaluation and the other one had already been released by the time he performed his review. He clarified that he does not track how long these individuals are awaiting the evaluations, it could be only one day.

Mr. Gillert explained that the SAAP program is a substance abuse awareness program under the Sheriff's office. In the program assessments are completed based on an order from the court. He provided members with an annual outcome survey of the program. He reported that when they are notified of the court order, it is entered into a database and they notify the assessment component which is Pride Incorporated as to individuals that have been court ordered to receive an assessment.

Pride completes the assessment and provides that information to him. His office, in turn notifies the court through a judicial status notification as to when the individual was assessed and the assessment results. Mr. Gillert stated that he has met with Ms. Spangenberg from Court Administration to discuss a single point of entry for all evaluations. At the time, the SAAP

evaluations are tracked but if they do not go through SAAP, then the Sheriff's office does not have the responsibility of tracking the individuals. Members stated that in the interest of the individual, if the evaluation falls outside of the SAAP program, it is the individuals' attorney that should keep up with the status of the assessments.

Chairman Duncan asked Judge Perez how often they are seeing private assessments requested and she responded that it is rarely. She noted that the language and the judicial education of the evaluations is important. She has recommended to the Chief Judge that in these cases the judiciary be asked to order a SAAP evaluation and if the individual is going to be placed in an in-patient treatment facility, that a court order reflects that. She mentioned that her concern were S.O.R.s to Oakwood, since this is for a mental health reason. Mr. Taylor mentioned that Oakwood and the South County Mental Health Center have staff at the jail to assist with following up on those placements.

Members discussed streamlining the court order for all cases to go through a SAAP evaluation. Chairman Duncan mentioned that private attorneys would object to that in the interest of their clients' rights. Ms. Parker asked if SAAP could collect the statistics on all the evaluations so that there is one central mechanism to look at to see if someone is being held in jail for an extended period of time awaiting treatment placement. Mr. Huxold and Mr. Gillert explained that evaluations can normally be completed within 5 days.

Judge Perez cautioned that if the language was changed that required each individual to be seen within 5 days for their evaluation, and if that time passed the case would be before the judge again, that this could cause an expanded docket for cases that should be on S.O.R. However, we should be cognizant of the individuals that are in custody longer than required.

The Task Force will continue to consider the procedural component of the assessments. Chairman Duncan requested that the Jail Counselor keep track of all the individuals that are ordered for an assessment for the next month and report back to the Task Force next month.

C. Review and discussion of alternative programs

Chairman Duncan referred to a report forwarded by the State Attorney that contained information on alternative programs for drug court and reentry efforts. He discussed a program that has been established in New York called the Drug Treatment Alternative-to-Prison program that diverts non-violent, addicted offenders into long-term community-based substance abuse treatment in lieu of incarceration. Chairman Duncan suggested that the Task Force discuss the option to expand our current drug court program to reach individuals that have a drug charge but that also have companion charges that currently would exclude them from being eligible for the program.

Ms. Saunders noted that the Drug Court Advisory Board has recently been re-convened and is being chaired by the Chief Judge to address expansions of the program. She mentioned that the Board has subcommittees that discuss specific issues such as operations, funding, and partnerships. Chairman Duncan asked that a representative from the Corrections Task Force attend the Drug Court Advisory Board meetings. Ms. White noted that Ms. Grant attends on behalf of the Public Defender's office.

The Task Force referred the second program titled ComALERT for Community and Law Enforcement Resources Together, which was contained in the report to the Reentry Task Force for consideration.

D. Misdemeanor FTA bonds per F.S. 903.046

Ms. Spangenberg reported that an issue has surfaced that may have an impact on the jail population. Misdemeanor Failure To Appear (FTA) bonds are being set by the Clerk for \$200.00, pursuant to Florida Statute 903.046 the bond should be set at \$2,000.00. She has asked the Clerk's Office to track the misdemeanor FTA bonds for so we can get an idea of exactly how many cases this would be. Chairman Duncan placed this item for discussion at the next monthly meeting.

VI. Additional Member and guest comments

There were no additional comments made.

VII. Adjournment

JL, CJC 3/4/09

Attached report from Department of Juvenile Justice:



**Palm Beach Regional Juvenile Detention Center
Population Statistical Report
2/1/2009 Through 2/28/2009**

| Shift | Population | T/R | Admissions | Releases |
|---|-------------------|------------|-------------------|-----------------|
| Sunday, February 01, 2009 | | | | |
| A Shift | 66 | 0 | 0 | 0 |
| B Shift | 66 | 0 | 1 | 1 |
| C Shift | 66 | 0 | 2 | 5 |
| Total Admissions / Releases for 2/1/2009 (3 detail records) | | | 3 | 6 |
| Monday, February 02, 2009 | | | | |
| A Shift | 63 | 0 | 1 | 3 |
| B Shift | 61 | 0 | 3 | 2 |
| C Shift | 62 | 0 | 1 | 2 |
| Total Admissions / Releases for 2/2/2009 (3 detail records) | | | 5 | 7 |
| Tuesday, February 03, 2009 | | | | |
| A Shift | 61 | 0 | 3 | 1 |
| B Shift | 63 | 0 | 6 | 5 |
| C Shift | 64 | 0 | 6 | 3 |
| Total Admissions / Releases for 2/3/2009 (3 detail records) | | | 15 | 9 |
| Wednesday, February 04, 2009 | | | | |
| A Shift | 67 | 0 | 3 | 3 |
| B Shift | 67 | 0 | 3 | 5 |
| C Shift | 65 | 0 | 1 | 4 |
| Total Admissions / Releases for 2/4/2009 (3 detail records) | | | 7 | 12 |
| Thursday, February 05, 2009 | | | | |
| A Shift | 62 | 0 | 1 | 3 |
| B Shift | 60 | 0 | 4 | 0 |
| C Shift | 63 | 1 | 6 | 0 |
| Total Admissions / Releases for 2/5/2009 (3 detail records) | | | 11 | 3 |
| Friday, February 06, 2009 | | | | |
| A Shift | 70 | 0 | 3 | 8 |
| B Shift | 65 | 0 | 5 | 4 |
| C Shift | 66 | 0 | 3 | 0 |
| Total Admissions / Releases for 2/6/2009 (3 detail records) | | | 11 | 12 |
| Saturday, February 07, 2009 | | | | |
| A Shift | 69 | 0 | 1 | 1 |
| B Shift | 69 | 0 | 1 | 1 |
| C Shift | 69 | 0 | 3 | 0 |

Monday, March 02, 2009

Page 1 of 5

| | | | | |
|--|-------------------|------------|-------------------|-----------------|
| Total Admissions / Releases for 2/7/2009 (3 detail records) | | | 5 | 2 |
| Sunday, February 08, 2009 | | | | |
| A Shift | 72 | 0 | 4 | 5 |
| B Shift | 71 | 0 | 1 | 3 |
| C Shift | 69 | 0 | 3 | 1 |
| Total Admissions / Releases for 2/8/2009 (3 detail records) | | | 8 | 9 |
| Monday, February 09, 2009 | | | | |
| A Shift | 71 | 0 | 3 | 0 |
| B Shift | 74 | 0 | 3 | 4 |
| C Shift | 73 | 0 | 5 | 2 |
| Total Admissions / Releases for 2/9/2009 (3 detail records) | | | 11 | 6 |
| Tuesday, February 10, 2009 | | | | |
| A Shift | 76 | 0 | 1 | 2 |
| B Shift | 75 | 0 | 9 | 4 |
| C Shift | 80 | 0 | 3 | 1 |
| Total Admissions / Releases for 2/10/2009 (3 detail records) | | | 13 | 7 |
| Wednesday, February 11, 2009 | | | | |
| A Shift | 82 | 0 | 0 | 4 |
| B Shift | 78 | 0 | 7 | 6 |
| C Shift | 79 | 0 | 4 | 0 |
| Total Admissions / Releases for 2/11/2009 (3 detail records) | | | 11 | 10 |
| Thursday, February 12, 2009 | | | | |
| A Shift | 83 | 0 | 1 | 0 |
| B Shift | 83 | 1 | 0 | 6 |
| C Shift | 78 | 0 | 4 | 0 |
| Total Admissions / Releases for 2/12/2009 (3 detail records) | | | 5 | 6 |
| Friday, February 13, 2009 | | | | |
| A Shift | 82 | 0 | 1 | 4 |
| B Shift | 79 | 0 | 3 | 10 |
| C Shift | 72 | 0 | 1 | 0 |
| Total Admissions / Releases for 2/13/2009 (3 detail records) | | | 5 | 14 |
| Saturday, February 14, 2009 | | | | |
| A Shift | 73 | 0 | 2 | 4 |
| B Shift | 71 | 0 | 1 | 2 |
| C Shift | 70 | 0 | 1 | 0 |
| Total Admissions / Releases for 2/14/2009 (3 detail records) | | | 4 | 6 |
| Sunday, February 15, 2009 | | | | |
| Shift | Population | T/R | Admissions | Releases |

Monday, March 02, 2009

Page 2 of 5

| | | | | | |
|--|--------------|-------------------|---------------------|-------------------|-----------------|
| | A Shift | 71 | 0 | 3 | 0 |
| | B Shift | 74 | 0 | 2 | 1 |
| | C Shift | 75 | 0 | 5 | 0 |
| Total Admissions / Releases for 2/15/2009 (3 detail records) | | | | 10 | 1 |
| Monday, February 16, 2009 | Shift | Population | T/R | Admissions | Releases |
| | A Shift | 80 | 0 | 0 | 2 |
| | B Shift | 78 | 0 | 2 | 1 |
| | C Shift | 79 | 0 | 2 | 1 |
| Total Admissions / Releases for 2/16/2009 (3 detail records) | | | | 4 | 4 |
| Tuesday, February 17, 2009 | Shift | Population | T/R | Admissions | Releases |
| | A Shift | 80 | 0 | 3 | 5 |
| | B Shift | 78 | 0 | 4 | 9 |
| | C Shift | 73 | 0 | 0 | 1 |
| Total Admissions / Releases for 2/17/2009 (3 detail records) | | | | 7 | 15 |
| Wednesday, February 18, 2009 | Shift | Population | T/R | Admissions | Releases |
| | A Shift | 72 | 0 | 0 | 2 |
| | B Shift | 70 | 0 | 3 | 4 |
| | C Shift | 69 | 0 | 4 | 2 |
| Total Admissions / Releases for 2/18/2009 (3 detail records) | | | | 7 | 8 |
| Thursday, February 19, 2009 | Shift | Population | T/R | Admissions | Releases |
| | A Shift | 71 | 0 | 1 | 3 |
| | B Shift | 69 | 0 | 2 | 1 |
| | C Shift | 70 | 0 | 4 | 1 |
| Total Admissions / Releases for 2/19/2009 (3 detail records) | | | | 7 | 5 |
| Friday, February 20, 2009 | Shift | Population | T/R | Admissions | Releases |
| | A Shift | 73 | 0 | 7 | 4 |
| | B Shift | 75 | 1 | 3 | 4 |
| | C Shift | 75 | 0 | 1 | 1 |
| Total Admissions / Releases for 2/20/2009 (3 detail records) | | | | 11 | 9 |
| Saturday, February 21, 2009 | Shift | Population | T/R | Admissions | Releases |
| | A Shift | 75 | 0 | 0 | 1 |
| | B Shift | 74 | 0 | 1 | 0 |
| | C Shift | 75 | 0 | 4 | 0 |
| Total Admissions / Releases for 2/21/2009 (3 detail records) | | | | 5 | 1 |
| Sunday, February 22, 2009 | Shift | Population | T/R | Admissions | Releases |
| | A Shift | 79 | 0 | 0 | 0 |
| | B Shift | 79 | 0 | 3 | 1 |
| | C Shift | 81 | 0 | 2 | 3 |
| Total Admissions / Releases for 2/22/2009 (3 detail records) | | | | 5 | 4 |
| Monday, February 23, 2009 | Shift | Population | T/R | Admissions | Releases |
| | A Shift | 80 | 0 | 1 | 1 |
| | B Shift | 80 | 0 | 8 | 3 |
| | C Shift | 85 | 0 | 1 | 5 |
| Total Admissions / Releases for 2/23/2009 (3 detail records) | | | | 10 | 9 |
| Tuesday, February 24, 2009 | Shift | Population | T/R | Admissions | Releases |
| | A Shift | 81 | 0 | 0 | 6 |
| | B Shift | 75 | 0 | 7 | 7 |
| | C Shift | 75 | 0 | 2 | 4 |
| Total Admissions / Releases for 2/24/2009 (3 detail records) | | | | 9 | 17 |
| Wednesday, February 25, 2009 | Shift | Population | T/R | Admissions | Releases |
| | A Shift | 73 | 0 | 1 | 2 |
| | B Shift | 72 | 0 | 6 | 14 |
| | C Shift | 64 | 0 | 1 | 2 |
| Total Admissions / Releases for 2/25/2009 (3 detail records) | | | | 8 | 18 |
| Thursday, February 26, 2009 | Shift | Population | T/R | Admissions | Releases |
| | A Shift | 63 | 0 | 2 | 1 |
| | B Shift | 64 | 0 | 0 | 1 |
| | C Shift | 63 | 0 | 1 | 0 |
| Total Admissions / Releases for 2/26/2009 (3 detail records) | | | | 3 | 2 |
| Friday, February 27, 2009 | Shift | Population | T/R | Admissions | Releases |
| | A Shift | 64 | 0 | 4 | 1 |
| | B Shift | 67 | 0 | 6 | 4 |
| | C Shift | 69 | 0 | 3 | 0 |
| Total Admissions / Releases for 2/27/2009 (3 detail records) | | | | 13 | 5 |
| Saturday, February 28, 2009 | Shift | Population | T/R | Admissions | Releases |
| | A Shift | 72 | 0 | 4 | 0 |
| | B Shift | 76 | 0 | 0 | 0 |
| | C Shift | 76 | 0 | 0 | 0 |
| Total Admissions / Releases for 2/28/2009 (3 detail records) | | | | 4 | 0 |
| Average Population: | | 72.01 | Total Admissions: | | 217 |
| Per Shift | | 72.05 | Average Admissions: | | 2.5833 |
| | | | Total Releases: | | 207 |
| | | | Average Releases: | | 2.46429 |
| | | | Per Shift | | |

Monday, March 02, 2009

Page 4 of 5

