



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, September 2, 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
Roger M. Crane, Police Chief, Palm Beach County Chiefs of Police 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
Charles Trotta, Manager, Palm Beach County Pretrial Services Agency
Barbara White, Public Defender's Office

MEMBERS ABSENT:

Tommy Richards, Palm Beach County Bail Bond Association
Shelley Vana, Commissioner, Palm Beach County

GUESTS PRESENT:

Cheryl Caracuzzo, State Attorney's Office
Colleen Farnsworth, Department of Children and Families, Legal
Anthony Flowers, Superintendent, Department of Juvenile Justice
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
Bea Lovelace, Office of the Clerk and Comptroller
Robert Manley, Lt., Palm Beach County Sheriff's Office
Nicole Saunders, Director, Palm Beach County Justice Services
David Sleeth, Captain, Palm Beach County Sheriff's Office
Michelle Spangenberg, Court Administration
Susan Spencer-Wendel, Palm Beach Post

Ruby Starks, Captain, Palm Beach County Sheriff's Office
Tammy Waldrop, Major, Palm Beach County Sheriff's Office

CJC STAFF PRESENT:

Shahzia Hashmi, Intern
Katherine Hatos, Criminal Justice Analyst
Tarrie Johnson-Mack, Intern
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 May 6, 2009 meeting of the CTF/PSCC were approved.**
- IV. Reports**

A. Jail Population Report

Major Kneisley reported that the total population of the jail remains lower than the jails' capacity.

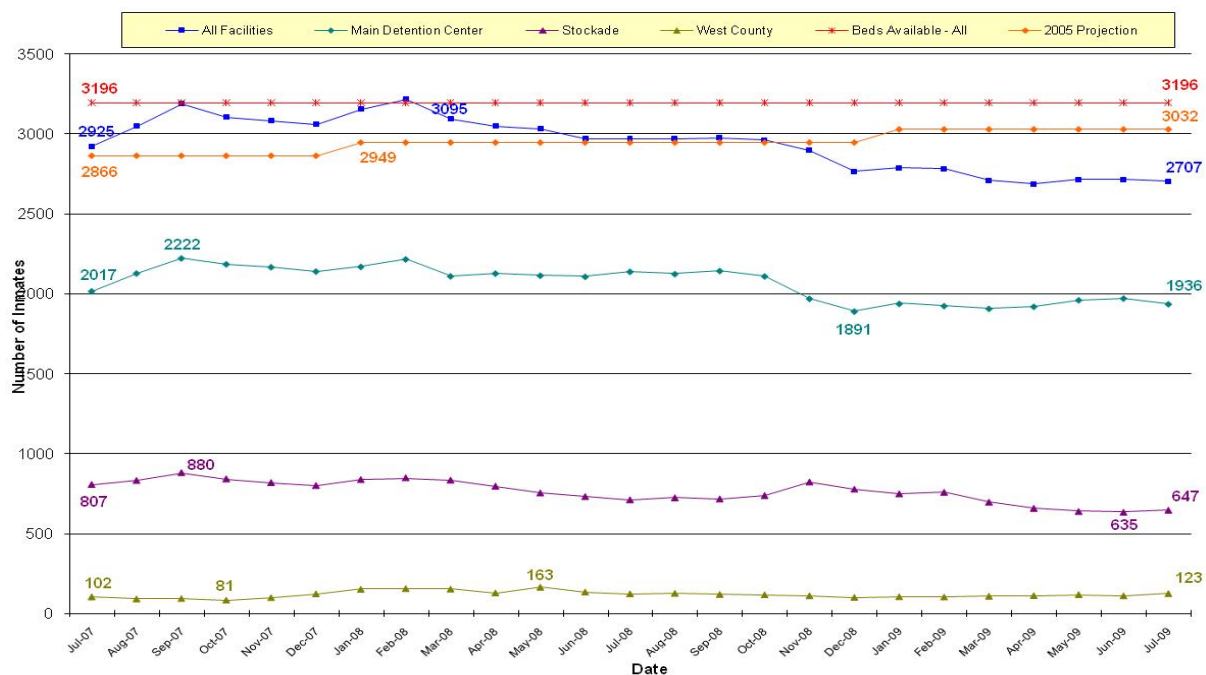
See charts/graphs following from previous month:

Palm Beach County Criminal Justice Commission
 Corrections Task Force/Public Safety Coordinating Council
Palm Beach County Correctional Facilities Monthly Population Report
 January - July 2009
 Data Source: Palm Beach County Sheriff's Office, Corrections Department

Facility	July Average Daily Population	Jan - Jul Average Daily Population	EXISTING CAPACITY			FUTURE CAPACITY	
			Number Beds*	July Percent Occupied (ADP/Capacity)	Jan - Jul Percent Occupied (ADP/Capacity)	Number Beds*	Jan - Jul Percent Occupied (ADP/Capacity)
Main Detention Center	1,936	1,937	2,114	92%	92%	2,114	92%
Stockade Detention Center (Including 96 bed Drug Farm)	647	683	944	69%	72%	944	72%
West County Detention Center ^a	123	110	138	89%	79%	262	42%
COUNTYWIDE TOTAL	2,707	2,730	3,196	85%	85%	3,320	82%

^aDoes not include 106 beds for medical.
^a24-day average.

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 August was 3.03 days. He added that the average number of days for misdemeanants between booking and sentencing was 4.17 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 August. He also reported that no inmates were waiting to be returned from DCF and two inmates were returned from DCF in August.

C. Juvenile Detention

Department of Juvenile Justice Superintendent, Anthony Flowers supplied a report that showed the average population of the juvenile detention center from May through August. He reported that the current average population is at 34 which is the lowest population level he has experienced in his entire career.

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 August 31st. The report showed that there are a total of 1,069 defendants on Supervised Own Recognizance (S.O.R.) and that 948 of these are out of custody. Fifteen individuals were on S.O.R. and were in custody for the following reasons:

Probation/Parole Violation	1
S.O.R. to Treatment	5
Bonds or No Bonds on Other Charges/Holds	9

V. Updates

A. Bookings by Statute required by FDLE:

Captain Starks provided the Task Force with an update regarding the discrepancies in the booking statute requirements by the Florida Department of Law Enforcement. Captain Starks discussed Inmate booking and the FDLE charging tables. FDLE is now requiring arrest data to be transmitted electronically and it must be very accurate. Booking charges must now come from the FDLE charging tables. Not all agencies are using the FDLE tables which is problematic. Capt. Starks stated that the State Attorney's office (SAO) has been working with the Sheriff's office diligently to identify and mitigate the discrepancies. Ms. Richstone (SAO) mentioned that this is a problem that has occurred for many years. This statewide issue is being addressed in a separate subcommittee chaired by the State Attorney's Office. Chief Crane added that the Law Enforcement Planning Council is also discussing this issue as it relates to police agency information management systems.

B. Legislation Relating to Department of Corrections, CS/SB 1722:

Ms. Link provided the Task Force with a copy of a new bill that could have an impact on the county jail. She noted that, in part, the bill relates to third degree felonies and allows judges discretion on sentencing certain offenders under the legislative change. Ms. Baker added that she will provide a copy of the Department of Corrections' informational outline of the legislations' meaning.

VI. New Business

Impact of the elimination of the Drug Farm and SAAP program:

Ms. Link presented an impact analysis report on the possibility of the SAAP program elimination for fiscal year 2010. She provided a background on the program with data on the usage of the services. She also provided positive information on the compliance, accreditation and success rates for the program. In her report, she noted that a comparison of the recidivism rates for the SAAP is at 31% while the general population of the jail is at 51%.

Ms. Link presented a breakdown of the annual costs associated to the program. She also provided the members with a description of five scenarios depicting the range of impacts to the jail population. Ms. Link then described the scenarios in reference to estimated and current costs. She explained how much the jail population would rise for each scenario. In conclusion, she stated that while eliminating the SAAP would result in an immediate cost saving of \$2.6 million, there is a real potential of greater costs in the future related to increased recidivism and jail overcrowding.

Ms. White suggested that the Task Force explore alternative ways of funding the Drug Farm in the upcoming years. Mr. Bozzone agreed that there might be alternate ways of funding the community based program aspects of SAAP due to the importance of the program. He suggested that this could result in a cost savings if it was not operated under the Sheriff.

Ms. Richstone commented that part of the Drug Farm's success is because it is operated by law enforcement. Chief Crane stated that what is in place works well and that this Task Force does not need to reinvent a new program when we have one in the county that is operating so well.

Members discussed and voted unanimously to send a letter, including the impact analysis report as an attachment, on behalf of the Task Force to the Sheriff and to the Board of County Commissioners in support of SAAP. (A letter of support on behalf of the Task Force was sent to the Sheriff and to the Palm Beach County Board of County Commissioners recommending that the County keep SAAP operational on September 4th).

VII. Old Business

- A.** Changes on Misdemeanor FTA bonds per F.S. 903.046:
Barbara White of the Public Defender's office supplied members with a draft change to the Florida Statute in reference to the bonds set for failure to appear cases for the Task Force's review and discussion at the next monthly meeting.
- B.** Comparison of other counties percentage in jail on no bond:
Major Kneisley of the Palm Beach Sheriff's Office provided comparative information from other counties in Florida on inmates that are in custody with no bond. He commented that Palm Beach County averages 51% of jail inmates are held without a bond and noted that Hillsborough County averages 67% and Jacksonville averages 42% for the same category.

VIII. Additional member and guest comments

Judge Colbath stated that his courtroom was chosen as a pilot project site for video conferencing on judicial proceedings for defendants. He discussed the new pilot program and is examining possible ways to reduce the number of felony inmates needing transportation for hearings from Gun Club to the main Courthouse. They will be seeking to provide opportunities for defendants to have confidential communications with their attorney and to participate in a hearing. The technology is expected to be installed by the end of October. Chairman Duncan informed members that the next meeting is scheduled for October 7th at noon.

IX. Adjournment

JL, CJC 9/2/09