

M I N U T E S

MONDAY, May 22, 2017

PALM BEACH COUNTY CRIMINAL JUSTICE COMMISSION

McEaddy Conference Room
12th Floor, 301 N. Olive Avenue
West Palm Beach

Members Present:

Rosalyn Baker
Rachel Docekal (By Phone)
Douglas Duncan
Joseph Ianno, Jr.
Keith James
Randolph Johnson, Sr.
Kevin Jones
Nellie King
Frank Kitzerow
Barry Krischer
James Martz
Frank Mercurio
Sarah Mooney
Christina Morrison
Gerald Richman
Greg Starling
Lee Waring
Erica Whitfield

Members Absent:

Dave Aronberg
Ric Bradshaw
Sharon Bock
Barbara Cheives
Jeffrey Colbath
Michael D'Alonzo
George Elmore
Carey Haughwout
Rolando Garcia
Al Jacquet
Dave Kerner
John McKenna
Karl Martin
Robert Shirley

Guests Attending:

Judge Krista Marx, 15th Judicial Circuit Court
Michael Gauger, Chief Deputy, PBSO
Louis Tomeo, Clerk & Comptroller's Office
Mark Strach, Florida Department of Corrections
Lynn Powell, State Attorney's Office
Mike Edmondson, State Attorney's Office
Brian Fernandes, State Attorney's Office
Maria Stevens, PBC Drug Court
Ted Gonzales, PBC Law Enforcement Exchange
Major Braxton K. Davis, PBC School District Police
Sergeant Robin Griffin-Kitzerow, PBC School District Police
Chief Lawrence Leon, PBS School District Police
Angela Bess, PBC School District
Latrona Hayes, PBC Public Safety Department
Craig Spatara, PBC Public Safety Department
Arlene Griffiths, PBC Public Safety Department
Debra Oats, Court Administration
Jon Van Arnam, Deputy PBC County Administrator
David Bernhardt, PBC County Commission
Denise Coffman, County Attorney's Office
Dave Talley, PBC CareerSource

Staff Present:

Danny Kreshak, Financial Analyst
Damir Kukec, Research and Planning Manager
Allison Orr, Administrative Assistant
Rosalind Murray, Senior Criminal Justice Analyst
Jackie Price, Criminal Justice Analyst
Katherine Shover, Senior Criminal Justice Analyst
Andres Rodriguez, FAU Student Intern
Pamela Williams, Temporary Staff
Bert Winkler, Criminal Justice Analyst

- I. Chairman Lee Waring called the meeting to order and extended a welcome to members and guests.
- II. Roll call was taken and a quorum was present.
- III. Chairman Waring invited guests to introduce themselves.
- IV. The Agenda for the May 22, 2017 meeting was unanimously approved after motion by Mr. Joseph Ianno, Jr. and a second by Mr. Randy Johnson.
- V. The Minutes of the April 24, 2017 meeting were unanimously approved after a motion by Mr. Randy Johnson and a second by Ms. Rosalyn Baker.

VI. Chairman's Comments:

- A. Chairman Waring congratulated Chief Judge Jeffrey Colbath and others involved for their receipt of three of the five Davis Productivity Awards from Florida TaxWatch, Courts Category. Programs awarded were: Therapeutic Court, Driving Under Suspended License and Operation Fresh Start, the latter two being MacArthur Safety and Justice Challenge initiatives.
- B. Chair Waring expressed his appreciation on behalf of the membership to Chief Judge Jeffrey Colbath for his outstanding service to the CJC; Judge Colbath will continue to serve on the MacArthur Safety and Justice Challenge Core Team.
- C. Chair Waring introduced Judge Krista Marx who will become the 15th Judicial Circuit Court Chief Judge effective July 1, 2017, and welcomed her to the CJC membership.

VII. Executive Director Comments:

- A. Executive Director Kristina Henson was unable to attend this meeting. Mr. Damir Kukec, Manager of CJC Research and Planning, gave an update on the upcoming 33rd Citizen's Criminal Justice Academy to be held for four weeks in the Glades western community, beginning June 5, 2017.
- B. Mr. Kukec reminded the CJC membership this meeting is the final full session until after the traditional summer break. The CJC full session meetings will resume on Monday, September 25, 2017.

VIII. Old Business:

- A. Mr. Kukec introduced Sergeant Robin Griffin-Kitzerow, from the Palm Beach County Youth Court (PBCYC). Sergeant Kitzerow presented the PBCYC and its Civil Citation diversion program. All youthful offenders are given the opportunity to meet eligibility criteria, regardless if they are direct filed or referred. The Youth Court arbitrates cases with the families, to assess levels of support and rehabilitative needs. Sergeant Kitzerow outlined the participation of youth in actual court proceedings. PBCYC has an abundance of service providers, and is continually looking for new providers. Of particular mention is the newest provider, the Boy Scouts of America, which involves team and esteem building skills. Sergeant Kitzerow made a provider comparison of PBCYC with others in the state; PBCYC provides all recorded resources as any other county, however she noted not every county possess all the same resources. The program is currently running under 10% recidivism rates. Data comparatives measured with the rest of the state was requested by Chair Waring.

- B. Mr. Bert Winkler gave an update on the most recent activities involved with the MacArthur Safety and Justice Challenge. The visit to the Denver All Sites meeting on May 7-9, 2017 was a success and work is progressing on the grant application due June 1. Mr. Winkler outlined the opportunity he had in Denver to meet with the Policy Research Inc. team, technical advisors to the MacArthur Safety and Justice Program. This team is interested in the FUSE project, and is planning to make a site visit to Palm Beach County, because it is the only jurisdiction of the MacArthur Sites that is addressing the housing concerns of substance abuse persons in the criminal justice system.

IX. New Business:

- A. Ms. Nellie King spoke to the members outlining the Court System Task Force recommendation to include the nine applicants on the Court List of Batterer's Intervention Programs (BIP). There is no data to support the effectiveness of either the shorter anger management or the longer BIP program. The question raised is whether or not Legislative action is required. Commissioner Dave Kerner has drafted a resolution to address the lack of oversight due to statutory changes. Mr. Barry Krischer made a motion to provide the list of the nine providers of programs to the Chief Judge to determine use thereof, a second was made by Mr. Gerald Richman. There was discussion of the validity of the CJC to make recommendations based on the affidavits of the providers received. PBSO Chief Michael Gauger suggested a program be based on substance abuse curriculum. Mr. Doug Duncan said he was uncomfortable with the CJC making the recommendation at this time. Assistant County Attorney Denise Coffman reiterated the limitations imposed by the Florida Legislature, that the County can only make a list of providers, and until a change is sought through legislative means, this is the only option available, because local governing bodies have no statutory authority to certify providers. Chief Frank Kitzerow suggested making a disclaimer on the provider list. Ms. Rosalind Murray clarified that the nine providers had

previously been vetted by the Department of Children and Families, at the time they were certifying vendors. It was determined that recommending the list to the Courts is not the action needed. The original motion and second was withdrawn by Mr. Krischer and Mr. Richmond. Mr. Gerald Richman made a new motion to seek legislative action to authorize the collection of data and authority to be able to make meaningful recommendations to the court system for both anger management and BIP providers. A second was made by Ms. Christina Morrison, motion passed unanimously.

X. Update on CJC Initiatives:

- A. Co-Chair Chief Frank Kitzerow gave an update on the activities of the Community Engagement Task Force (CETF). The first significant public event is being held on June 22 from 5:30 pm to 7:30 pm in Delray Beach. Chair Waring encouraged all CJC members to attend.

XI. Member Comments:

Barry Krischer shared a letter received from Mr. Clay Walker of DCF regarding a proposed through the Palm Beach County Opioid Task Force, recommending a needle exchange program be considered. Chair Waring asked Deputy County Administrator Mr. Jon Van Arnam to comment on this issue. Mr. Van Arnam said the BOCC likely will not take further action on this issue as there is interest expressed by some non-profits and the University of Miami to establish such a program that is already in use Miami-Dade County. The current BOCC priorities are in the direction of piloting medically necessary treatment and prevention initiatives and the continued support of the Sober Homes Task Force and related law enforcement issues. Chair Waring recommended County Administration further inform where the CJC can be of assistance as plans evolve. Assistant County Denise Coffman said it was illegal for the County to administer needles and that the University of Miami only has the authority to do so under a specially mandated pilot program.

XII. Adjourn:

With no further Member comments, Chair Waring adjourned the meeting at approximately 9:05 a.m.