



**Pinellas Police Standards Council  
Pinellas County Sheriff's Office  
Administration Building  
10750 Ulmerton Road  
Largo, FL  
Agenda: Wednesday, May 10, 2017 – 8:30 AM**

1. **Call to Order** – Chairman Jeff Undestad
2. **Approval of PPSC Minutes** – Draft Attached
3. **2017/18 PPSC Budget Review and Approval**
4. **Annual Nomination and Election of PPSC Chair and Vice Chair**
  - **Committee Chairs – Reappointment confirmation and/or open seat consideration**
5. **PASS Update** – Director Waters
6. **Committee Reports** –
  - ❖ **Legislative Committee** – Chief Haworth
  
  - ❖ **Training** – SPC Dean Brian Frank
  
  - ❖ **Standards Review Committee** – Chief Rob Vincent
  
  - ❖ **Finance** – Chief Bill Sohl

❖ Pinellas County Safety & Emergency Services – Director Jim Fogarty

❖ Pinellas County Justice Coordination – Operations Manager Deborah Berry

**7. New Business**

**8. Old Business**

**9. Roundtable**

**10. Adjourn**

**Next Meeting**  
**Wednesday, June 14, 2017 – 8:30 AM**  
**Tampa Bay Regional Planning Council**  
**4000 Gateway Centre Boulevard, Suite 100**  
**Pinellas Park, FL**



**Pinellas Police Standards Council**  
**Wednesday, April 12, 2017 – 8:30 AM**  
**Tampa Bay Regional Planning Council**  
**4000 Gateway Centre Boulevard, Suite 100**  
**Pinellas Park, FL**

**ATTENDANCE:** Chief Bill Sohl (Belleair PD), Chief Probation Officer Melissa Fuller (DJJ), Chief David Hendry (USF St. Petersburg PD), Chief Kevin Riley (Kenneth City PD), Chief Anthony Holloway (St. Petersburg PD), Chief Rick Stelljes (Pinellas Schools PD), Chief Jeff Undestad (Largo PD), Field Representative Scott Ballard (FDLE), Director Jackie Weinreich (PC-Safety & Emergency Services), Chief Rob Vincent (Gulfport PD), Manager Deborah Berry (PC Justice Coordination), State Attorney Bernie McCabe (6<sup>th</sup> Judicial Circuit), Chief Terry Hughes (Indian Shores PD), Captain Robert Yawn (USF St. Petersburg PD), Dean Brian Frank (SPC College of Public Safety Allstate Center), Chief Armand Boudreau (Treasure Island PD), Rick Hart (Chief Investigator SAO), SSRA James Castano (FBI), Captain Charlie Caulk (FHP), Detective Ed Miller (Tarpon Springs PD), Deputy Chief Donald Hall (Clearwater PD) Sheriff Bob Gualtieri (Pinellas County SO), Director Jim Fogarty (PC Safety and Emergency Services), Andrea Baker (Guest - RCS), Kirk Smith (Guest - RCS President), Christi Snyder (Guest – RCS), Barbra Hernandez (Guest – Director PC Marketing and Communications)

1. **Call to Order** – Chairman Jeff Undestad
  
2. **Approval of Previous Month PPSC Minutes** –  
Motion to approve by Chief Riley and second by Chief Boudreau – The Council unanimously approved the March 8, 2017 PPSC Minutes.
  
3. **Guest Speakers** –
  - ❖ Director Weinreich introduced Jim Fogarty as the new Director of Safety and Emergency Services replacing retired Director Mike Cooksey. She advised that Director Fogarty is a former City of Clearwater Deputy Fire Chief who spent the last decade leading a large emergency medical services system in the State of Washington.
  
  - ❖ Director Weinreich provided a brief presentation and demonstration of the WAVE smart phone application that allows users to receive and transmit on the public radio system. She advised the initial activation cost of WAVE is \$995.00 per talk group (channel) and \$236.00 per device. There is also an annual maintenance fee that is based upon the number of talk groups and phones requested.

Director Weinreich listed the following steps for agencies to acquire the WAVE application:

1. Agencies are required to sign an inner local agreement with Pinellas County Radio & Technology.
2. Radio & Technology will authorize the talk groups and number of devices (licenses) requested with Motorola.
3. Radio & Technology will provide all associated training with the use of WAVE.
4. Motorola will complete their portion of the activation and billing will be direct to the requesting agency from Motorola.

Director Weinreich stated the system will be open for new enrollment on a quarterly basis and the system is currently set up to accommodate 500 devices countywide.

- ❖ Chief Slaughter invited Religious Community Services (RCS) President Kirk Smith to give a brief presentation/update of the services RCS provides. Mr. Smith advised RCS was founded 50 years ago by a network of churches and houses of faith. Since inception, it has grown to provide services for between 100,000 to 115,000 people annually with a work force of 70 people. He stated the three core programs instituted within RCS are the food bank, housing shelter and thrift store.

Mr. Smith stated in addition to private donations they also receive funding from government contracts and grants which often require upfront cost allocation while waiting for government reimbursement. He humbly appeals for any support the Council may be able to offer to gain more visibility toward their community outreach. Mr. Smith provided handout material for the Council (see attached) and advised he sincerely appreciated the opportunity to speak in front of the Council.

- ❖ The Council approved a request from Assistant County Manager John Bennett to have Director Barbra Hernandez provide a brief presentation of “Penny IV”. Director Hernandez conducted a PowerPoint overview (see attached) of the quality of life accomplishments “Penny for Pinellas” has compiled since voter approved in 1990. She advised Penny for Pinellas is used when applying for grants and that one third of the revenue generated is derived from visitors and tourists. Director Hernandez stated the county has scheduled an open forum and an online survey for people to be involved in the process. Director Hernandez stated their public education and outreach effort is predicated upon providing essential information so that voters can make a well informed decision on November 7, 2017.

#### 4. **PASS Update** – Director Waters

- ❖ Director Waters discussed the monthly PASS Activity Report and supplemental material. In brief, he advised that although new PASS applicants remained steady compared to the same time period last year, EOT verifications were notable higher. Director Waters advised PASS has performed 45 EOT verifications this year compared to 25 during the same period examined last year. He advised applicants hired from within the PASS Pool were on par with last year with 25 hired so far compared to 24 hired last year.

## 5. Committee Reports –

### ❖ Legislative Committee – Chief Haworth

- In Chief Haworth's absence, Sheriff Gualtieri stated that it was suffice to say the 2017 Florida Legislative Session is in flux right now with many bills teetering between stalling out or advancement. State Attorney McCabe echoed this statement and advised that hopefully by the PPSC May meeting there will be more to discuss about legislative outcomes.

### ❖ Training – SPC Dean Brian Frank

- Dean Frank advised that a new police academy recruit session to set to begin next week. He advised that the Allstate Center has added a DRE class (June 5 – 15) sponsored by IPTM. Dean Frank stated his office is continuing to review their budget to accommodate and present highly sought after and beneficial training for the Pinellas County law enforcement community.

### ❖ Standards Review Committee – Chief Rob Vincent

- Chief Vincent advised that there are two candidate appeals scheduled for today.

### ❖ Finance – Chief Bill Sohl

- Director Waters spoke on behalf of the Budget Committee's pending presentation of the 2017/18 PPSC budget set to take place May 10, 2017. Director Waters provided each Council member with the 2017/18 Draft Budget Package that contained a budget summary along with the draft budget and supporting documentation. He advised the PPSC 2017/18 draft budget is very similar to the current budget with one significant variance toward the budget allocation within polygraph services.

Director Waters stated that the polygraph procedural change, moving polygraph exams from the conditional hire point to within the initial background process, has added significant costs compared to prior polygraph budget allocations. He advised the Council fully anticipated this when Resolution 2016-4 was considered and adopted in August 2016. Director Waters stated that the procedural change has had the desired effect of safeguarding the quality of candidates entering the law enforcement academy and also for employment consideration. Director Waters advised there are numerous other law enforcement academies throughout the state that either have recently initiated or have an existing polygraph requirement prior to law enforcement academy entrance.

Chief Vincent asked for Council consideration toward a balanced budget requirement. He advised that this is based upon the yearly projections that show the Council using reserves to satisfy proposed expenditures. Director Waters advised that although yearly projections have indicated using reserves to satisfy expenditures the fiscal year ending actuals reflect the opposite with acquiring retained earnings. The Council discussed the aspect that revenues received by PASS (special assessment and applications) with the exception of membership fees are difficult to project due to their inherent fluid nature.

The Council appeared satisfied to continue the existing budget practice but asked Director Waters to create a spreadsheet denoting the purposed budgets verses actual budgets for the last five years. The Council requested the spreadsheet in advancement of the May 10, 2017 meeting for final determination. (Spreadsheet was provided to the Council on April 13, 2017, via e-mail dissemination).

Director Waters added that PASS has also streamlined many investigative processes creating cost savings while enhancing the comprehensives of the background investigations. An example used by Director Waters was where postage expenditures have been drastically reduced by the implementation of POBITS that utilizes e-mail as the primary form of correspondence.

- ❖ Pinellas County Safety & Emergency Services – Director Jim Fogarty
  - Director Jim Fogarty reintroduced himself to the Council and advised that he is getting acquainted with his new role. He advised that one project his office is currently undertaking, although related to the fire safety side, is controlling the calls for service for increased response effectiveness and efficiency of service. Director Fogarty stated that he is not sure if this same exploration could be performed with law enforcement calls for service but it’s something he would like to study.
- ❖ Pinellas County Justice Coordination – Operations Manager Deborah Berry
  - N/A

**6. New Business**

- N/A

**7. Old Business**

- ❖ Chief Vincent addressed the topic of VIPER PC advisories that was tabled at the March 8, 2017 PPSC meeting. He inquired if the Council had a preference for establishing a countywide protocol for agencies assisting one another with VIPER PC advisories?

Sheriff Gualtieri advised that law enforcement already has the “fellow officer rule” which should suffice for VIPER PC advisories. He stated the ultimate responsibility lies with the law enforcement officer/agency placing the PC advisory within VIPER. Law enforcement officers carrying out VIPER PC advisories from other agencies should always use due diligence and ensure the PC advisory is “facially sufficient”. He stated a VIPER PC advisory should essentially be viewed no differently than an arrest warrant. Chief Undestad joined Sheriff Gualtieri in the assertion that the onus should be on the law enforcement officer/agency entering the PC advisory within VIPER.

Sheriff Gualtieri stated the Counsel should ensure a consensus driven time limitation date for VIPER PC advisories but as to a general procedural policy, this should be left to the discretion of individual agencies. The Council agreed to keep the current standing of VIPER PC advisories and to ensure the message of personal responsibility makes its way to the law enforcement officers entering the PC advisories within VIPER. The Council also agreed to consider performing a review of the current time limitation affixed to VIPER PC advisories at a date yet to be determined.

**8. Roundtable**

- ❖ Deputy Chief Hall advised that there are still seats available reference the previous month's announced Train the Trainer "FCASV Trauma Informed Sexual Assault Investigations" scheduled for May 1-5 2017 at the Pinellas County Sheriff's Office.
- ❖ Chief Hendry introduced Captain Robert "Bobby" Yawn as his second in command with the retirement of Reginald Oliver. Chief Hendry stated Captain Yawn worked for the Osceola Sheriff's Office for 28 years.
- ❖ State Attorney McCabe stated that among the many legislative bills that agencies should be following, the civil citation legislation and the legislation effort to move the threshold of grand theft from \$300.00 to \$1,000.00 should capture much attention.

Sheriff Gualtieri echoed State Attorney McCabe's comments and advised that if the threshold for grand theft is raised to \$1,000.00, serious consideration will have to be given to exclude misdemeanor thefts from qualifying for the Pre-Arrest Adult Diversion Program. Additionally, with reference to the civil citation legislative effort, the idea that a 17-year-old juvenile caught prowling in a family's residential backyard at 3:00 AM cannot be arrested but rather given a civil citation because it's their first offense is not in the best interest of public safety or societal norms.

- ❖ Chief Undestad stated, in reference to Sheriff Gualtieri's comment regarding the Pre-Arrest Adult Diversion Program, that the Tampa Bay Times recently published an article denoting the initial success of the program. Chief Undestad stated that Sheriff Gualtieri deserves much credit for the implementation of the program and its positive start.

Sheriff Gualtieri thanked Chief Undestad for his kind words and advised that the success has been attributed to a countywide effort from State Attorney McCabe to each agency within the Council. He advised that the "override" mechanism (an onsite jail representative having the authority to release an intended misdemeanor incarceration in favor of the Pre-Arrest Adult Diversion Program) has been rarely used which is a very deserving compliment to each agency's awareness and use of the Pre -Arrest Adult Diversion Program.

- ❖ Chief Vincent gave a brief update regarding his recent attendance of a FPCA Board meeting. He advised that among the many topics discussed was the aspects surrounding the arrest of Punta Gorda Police Chief Tom Lewis. Chief Vincent stated the board discussed a seemingly diminished statewide commitment toward the Arrive Alive Campaign.

Captain Caulk interjected that although not being able to comment on other areas of the state, his troop (C) locally is leading the state in this campaign. He advised that Troop C is receiving support from the area law enforcement community.

Chief Vincent advised FPCA is considering writing a letter of concern to the IACP regarding their recently published Model Policy for the Use of Force. He advised that the FPCA found many areas within the model policy disconcerting and in opposition to current law enforcement practices. Chief Vincent stated the FPCA is hopeful that a letter may sway the IACP to consider amending the model policy toward more commonly agreed upon use of force principles shared by law enforcement agencies.

Sheriff Gualtieri interjected that while giving credit to the FPCA for their proposed letter of concern, he believes the IACP will not revise its model policy. He stated that the FSA was among the 15 to 20 law enforcement entities participating in the use of force model policy task force commissioned by the IACP. Sheriff Gualtieri stated there were many parts to the policy that the FSA opposed to include the permitting of warning shots. He advised the FSA rejected the model policy but the IACP still approved and published it.

- ❖ Chief Stelljes gave a brief overview of the arrests within the Pinellas County school system. He advised that for the school year, August to March, they have recorded 381 arrest which is up from 339 recorded during the same time period last year. Chief Stelljes advised that of the 381 arrests, 44 were for VOP. He advised that on a positive side, recorded arrests are down 40% since the start of the Collaborative Agreement (approved June 2014).
- ❖ SSRA James Castano advised that the Tampa FBI Office will be hosting a Gang/Human Trafficking informational meeting on April 27, 2017 at 1400 hours. He advised that he will disseminate an e-mail advertising the event.
- ❖ Director Waters advised he received a request from Pinellas County Emergency Management Director Sally Bishop to encourage and/or ensure all Pinellas County law enforcement agencies are signed members of either the Florida Sheriffs Association (FSA) Statewide Mutual Aid Agreement or the Florida Police Chiefs (FPCA) Statewide Mutual Aid Agreement. Director Bishop stated that an agency's signature on a statewide mutual aid agreement will ensure eligibility for any reimbursements from a Federal declaration. She asked that agencies please confirm their statewide signature status with her office at 727-464-5550 or by e-mail at [sbishop@co.pinellas.fl.us](mailto:sbishop@co.pinellas.fl.us).

Director Waters advised that he contacted FDLE and spoke with Mutual Aid Operations Review Specialist Harvey Jones regarding Director Bishop's inquiry. Specialist Jones advised FDLE has receipt/recorded of the active FSA Statewide Mutual Aid Agreement signed by all 67 counties. He advised FDLE does not currently have a receipt/record of the FPCA Statewide Mutual Aid Agreement.

Chief Vincent stated that he will follow up with the FPCA regarding this inquiry.

## 9. **Adjourn**

Chief Vincent and Chief Undestad

**Next Meeting**  
**Wednesday, May 10, 2017 – 8:30 AM**  
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