



**Pinellas Police Standards Council
Tampa Bay Regional Planning Council
4000 Gateway Centre Boulevard, Suite 100
Pinellas Park, FL
Agenda: Wednesday, July 19, 2017 – 8:30 AM**

1. **Call to Order** – Chairman Armand Boudreau
2. **Approval of PPSC Minutes** – Draft Attached
3. **Guest Speakers** –
4. **PASS Update** – Director Waters
5. **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

- 6. New Business**
- 7. Old Business**
- 8. Roundtable**
- 9. Adjourn**

Next Meeting
Wednesday, August 9, 2017 – 8:30 AM
Tampa Bay Regional Planning Council
4000 Gateway Centre Boulevard, Suite 100
Pinellas Park, FL



**Pinellas Police Standards Council
Wednesday, June 14, 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 Kevin Riley (Kenneth City PD), Chief Anthony Holloway (St. Petersburg PD), Chief Jeff Undestad (Largo PD), Chief Rob Vincent (Gulfport PD), Manager Deborah Berry (PC Justice Coordination), State Attorney Bernie McCabe (6th Judicial Circuit), Dean Brian Frank (SPC College of Public Safety Allstate Center), Director Michael Dibugno (SPC College of Public Safety Allstate Center), Chief Kochen (Tarpon Springs PD), Sheriff Bob Gualtieri (Pinellas County SO), Director Jim Fogarty (PC Safety and Emergency Services), Chief Michael Haworth (Pinellas Park PD), Chief Dan Slaughter (Clearwater PD), and ASAC Sharon Feola (FDLE), Assistant Senior Supervisory Resident Agent Susie Dreiling (FBI), Chief Rick Stelljes (PC Schools Police), Captain Robert Yawn (USF St. Petersburg PD), Provost Scott Fronrath (St. Petersburg College Allstate Center)

- 1. Call to Order** – Chairman Armand Boudreau
- 2. Approval of Previous Month PPSC Minutes** –
Motion to approve by Chief Undestad and second by Chief Stelljes – The Council unanimously approved the May 10, 2017 PPSC Minutes.
- 3. Guest Speaker -**
SPC Dean Brian Frank and Director Michael Dibugno gave a brief presentation on the prospects of developing a Telecommunications Academy/Course at St. Petersburg College Allstate Center. Dean Frank advised the tentative premise of the Telecommunication Academy was developed in direct coordination with Director Jim Fogarty to accomplish a unified training course facilitating the statutory 232 hours of minimum training requirements. The course is not designed to replace “in-house” agency training and is only meant to satisfy the basic Telecommunication requirements prescribed by statute. Director Dibugno stated the Telecommunication Academy should be viewed in the same vein as that of the law enforcement academy where basic principles are achieved and the specific department requirements are accomplished through post academy and FTO training programs.

The Council was unanimous in their support for consideration of a unified basic Telecommunication Academy. Some questions did arise to what, if any, role PASS would have toward telecommunication applicants. Dean Frank advised their intent is to have PASS

perform a background screening in the same manner as a law enforcement applicant for entrance into the law enforcement or corrections academy. The Council questioned the cost of the Telecommunications Academy plus PASS may be a financial inhibitor for people seeking a career in telecommunications. The Council, along with Dean Frank and Director Dibuono, stated more thought would have to be performed into this aspect for a viable solution.

4. PASS Update – Director Waters

- ❖ Director Waters stated PASS activity has remained steady with a slight increase in overall PASS applicants. He advised that on the revenue side a shortfall is seen comparing the same period between 2016 and 2017. Director Waters advised this is mainly attributed to more agencies had already paid their membership fees by this same time last year compared to presently.
- ❖ Director Waters advised that the legislative bill requiring the Criminal Justice Standards and Training Commission to implement, administer, maintain, and revise a basic ability examination (CJBAT) died in the last days of the 2017 Legislative Session (SB 350). He advised that he fully expects this bill to be reintroduced at next year's legislative session.
- ❖ Director Waters advised that while researching some historical resolutions performed by the Council he came across Resolution 2007-1, a resolution of support for the continuation of Penny for Pinellas. He asked that in light of the recent presentation by Pinellas County Marketing and Communications Director Barbra Hernandez on "Penny IV" is the Council inclined to perform another resolution of support? The Council agreed and Chief Slaughter raised a motion for a resolution of support for Penny IV (Penny for Pinellas) that was second by Chief Haworth. The Council, with the exception of Chief Vincent abstaining, unanimously approved the resolution (see attached).

5. Committee Reports –

- ❖ Legislative Committee – Chief Haworth
 - ❖ Chief Haworth advised that the Florida Legislators commenced a Special Session for unresolved 2017 Legislative matters including Amendment 2 Medical Marijuana. He advised the House and Senate compromised on many issues to pass a legislative bill covering medical marijuana that is fully expected to be signed by Governor Scott.

Chief Haworth summarized the medical marijuana legislation advising that it still bans smoking to the objection of many amendment supporters. The legislation allows 10 qualifying conditions for patients suffering chronic pain to receive either low-THC cannabis or full-strength medical marijuana. There will be 25 dispensaries per medical marijuana treatment centers and there will be no sales tax. There will be 10 new growers approved by October to add to the seven already in existence.

Chief Haworth stated that unless municipalities and/or counties have moratoriums in place (banning), dispensaries are to be treated in the same manner as pharmacies. Several of the Council members commented that the Medical Marijuana Bill was well written.

- ❖ Training – SPC Dean Brian Frank
 - ❖ Dean Frank advised Correction Academy Class #92 is graduating tonight (6/14/17) at the Allstate Center at 6pm. He advised Law Enforcement Academy Class #204 is scheduled to graduate next week on June 21, 2017.
- ❖ Standards Review Committee – Chief Rob Vincent
 - ❖ Chief Vincent advised that there are two appeals to be heard directly after the PPSC meeting.
- ❖ Finance – Chief Bill Sohl
 - ❖ Chief Sohl advised that he had nothing further to add to the already provided budget analysis.
- ❖ Pinellas County Safety & Emergency Services – Director Jim Fogarty
 - ❖ Director Fogarty advised his office is conducting a review of a recent 911 call/incident where the calling party, although not an active shooter incident, was making threats of their general desire to shoot people. He advised his office will not only review how the call was handled but what, if any, other measures/tools can be attached to these type of calls to ensure the caller's desire does not become a reality. Director Fogarty advised that he will report back to the Council on his findings.
 - ❖ Director Fogarty advised that with regard to EMS, the advisory council will meet on Thursday, June 15, 2017 to review/monitor the pending sale of Paramedics Plus.
 - ❖ Director Fogarty advised of an AARP grant that targets age friendly community programs. He stated the grant unfortunately has a very quick timeline for submission (within the next two weeks). He advised he would make this information available to the Council.
 - ❖ Director Fogarty advised that with July 4th just around the corner, fire services within Pinellas County are looking at where issues occurred last year between July 3rd to July 5th to proactively project areas to vigilantly monitor this year.
 - ❖ Director Fogarty passed out a copy of Pinellas County's "All Hazard Guide" to the Council members and advised that the flood areas have changed significantly.
- ❖ Pinellas County Justice Coordination – Operations Manager Deborah Berry
 - ❖ Manager Berry announced the offering of a grant funded class "Trauma Informed Care Training for SROs" scheduled for June 29-30, 2017. Manager Berry advised she would forward the training flyer to Director Waters for e-mail dissemination.

6. New Business

- ❖ Chief Holloway advised that his agency performed a warrant arrest last week where the arrested individual had a prescription inhaler containing marijuana. He advised the arresting officer confirmed the individual had a valid prescription/card for use of the inhaler. The arresting officer contacted the PCSO booking facility and was advised they have procedures in place to accommodate the inhaler prescription. The arresting officer transported the individual to the jail and transferred custody without incident. Chief Holloway expressed his thanks to Sheriff Gualtieri for having existing procedures in place for medical marijuana.
- ❖ Chief Slaughter inquired if other agencies were having an issue with homeless persons declining Safe Harbor during minor offense encounters with law enforcement officers. The Council remarked that they have seen an upsurge in homeless individuals declining the rehabilitative services of Safe Harbor and preferring incarceration at the county jail.

Sheriff Gualtieri stated he believes that this issue is cyclical in many respects. He stated homeless individuals are required to have personal responsibilities while staying at Safe Harbor whereas they have little to no personal responsibilities at the county jail. Sheriff Gualtieri, while stressing the jail is operating at near capacity, stated he will explore some options to include the possibility of re-enacting a prior program he initiated that helped convey upon homeless individuals the rehabilitative benefits of Safe Harbor compared to simple incarceration at the county jail.

- ❖ FDLE Field Representative Scott Ballard advised that there has been a slight delay in the release of the new ATMS program. He advised that the new rollout date is set for Friday, June 23, 2017. Field Representative Ballard stated he sincerely appreciated the overwhelming support he received from area agency representatives to ensure those officers up for certification renewal were performed to ensure no unanticipated conflicts with the new ATMS program.

7. **Old Business**

- ❖ The Council complimented Sheriff Gualtieri with regard to the recent St. Petersburg Times article “Sheriff Gualtieri taking lead in talks with ICE over immigrant detainees” published on Monday, June 12, 2017. The Council stated Sheriff Gualtieri provided very detailed remarks that hopefully will help the general public’s understanding of local law enforcement interaction with ICE.

Sheriff Gualtieri thanked the Council for the kind words and advised that the illegal immigrant detainee process between local law enforcement and ICE is extremely complicated. He stated that without going into a lot of detail, the crux of the matter is that 99% of the federal provisions within illegal immigration enforcement is civil and by its very design hampers interaction with state and local judicial systems. Sheriff Gualtieri stated a prime example is that civil arrest warrants, accompanying detainer requests, can only be issued by an ICE supervisor. He advised that unlike criminal warrants that are reviewed and signed by judges, there is no provision for judicial interaction with the ICE civil warrants. He advised that this is further exacerbated by ICE detainer requests can only be served by ICE.

Sheriff Gualtieri stated that state and local law enforcement officers can attend a federal training program “287 (G)” that upon successful completion allows officers to enforce immigration law, which includes serving ICE warrants. He advised that this program is very long and many state and local law enforcement agencies are not in favor of this

approach. Sheriff Gualtieri stated that a viable alternative allowing state and local judicial systems to work with ICE while shielding them from civil liability is currently being reviewed by the Department of Homeland Security. Sheriff Gualtieri stated that he is optimistic that Florida may be the beta test site for implementation of this viable interim measure pending any formal legislation from the United States Congress.

8. Roundtable

- ❖ Chief Boudreau expressed his thanks to the Council for the candidate referrals that were provided toward the vacant Treasure Island Police Lieutenant position. He advised that Richard Nestor, Pinellas County Deputy and former retired Sergeant for the Clearwater Police Department was selected for the position. Chief Boudreau stated that once Lt. Nestor gets acquainted with the Treasure Island Police Department, he looks forward to introducing him to the Council.

- ❖ Chief Riley stated for informational purposes that he recently had a media request regarding an agency related pre-employment polygraph test where the requesting entity challenged the exemption from public records disclosure of the question and answer test. Chief Riley stated that he provided the requesting entity with the legal standing (First District Court of Appeal Case No. 1D11-3714 and Florida Supreme Court Case No. SC12-651) and this seemed to satisfy the inquiry.

Chief Probation Officer Melissa Fuller inquired if the exemption would refrain her agency from viewing potential polygraph tests of pre-employment probation officer candidates. The Council advised that there should not be a conflict but she should also have a signed waiver of consent from the applicant, such as FDLE CJSTC 58 Form “Authority for Release of Information.”

9. Adjourn

Chief Kochen and Chief Boudreau

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