



**Pinellas Police Standards Council
Tampa Bay Regional Planning Council
4000 Gateway Centre Boulevard, Suite 100
Pinellas Park, FL
Agenda: Wednesday, June 12, 2019 – 8:30 AM**

1. **Call to Order** – Chairman David Hendry

2. **Approval of PPSC Minutes** – Draft Attached (requires motion and vote)

3. **Guest Speaker** – Chief Kevin Riley invited FDLE CJIS Director Charles Schaeffer to provide a brief update to the current FDLE audits

Pinellas County Forensic Laboratory Director Rita Newman will provide a brief annual update of the services provided by her office.

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 Rick Doyle

❖ 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 (requires motion and vote)

Next Meeting
Wednesday, July 10, 2019 – 8:30 AM
Tampa Bay Regional Planning Council
4000 Gateway Centre Boulevard, Suite 100
Pinellas Park, FL



**Pinellas Police Standards Council
Pinellas County Sheriff's Office
Administration Building
10750 Ulmerton Road
Largo, FL 33779
Wednesday, May 8, 2019 – 8:30 AM**

ATTENDANCE: Sheriff Bob Gualtieri (Pinellas County SO), Chief Anthony Holloway (St. Petersburg PD), Chief Michael Haworth (Pinellas Park PD), Chief Dan Slaughter (Clearwater PD), Chief Armand Boudreau (Treasure Island PD), Chief Rick Doyle (Belleair PD), Dean Brian Frank (SPC College of Public Safety Allstate Center), Chief Jeff Undestad (Largo PD), Chief Deputy Dan Simovich (Pinellas County SO), Captain Maurice Hensley (FHP), Chief Robert Kochen (Tarpon Springs PD), Chief Investigator Rick Hart (6th Judicial Circuit), Senior Supervisory Resident Agent Joe Boland (FBI), Director Michael Dibuono (SPC College of Public Safety Allstate Center), Director Jackie Weinreich (PC Radio and Technology), Operations Manager Deborah Berry (PC Justice Coordination), Deputy Chief Eric Gandy (Clearwater Police PD), Major Jeff Young (Tarpon Springs PD), Chief Rick Swann (Indian Shores PD), Chief Kevin Riley (Kenneth City PD), Chief Probation Officer Melissa Fuller (DJJ), Reserve Officer David Romine (Indian Shores PD), Ken Burke (Clerk of Circuit Court and Comptroller for Pinellas County), Director Kim Swain (Clerk of the Court),

- 1. Call to Order** – Chairman Kevin Riley –
Chief Riley introduced newly appointed Town of Indian Shores Police Chief Richard Swann to the Council. Chief Swann gave a brief introductory statement expressing his excitement of leading the Indian Shores Police Department as well as being an active member of the Pinellas Police Standards Council.
- 2. Approval of Previous Month PPSC Minutes** –
Chief Deputy Dan Simovich introduced a motion to approve the April 10, 2019 PPSC Meeting Minutes and it was seconded by Chief Armand Boudreau. The Council unanimously approved the April PPSC Minutes.
- 3. PPSC Budget Review and Approval (requires motion and vote)**
Director Mike Waters stated he previously provided as well as summarized the draft copy of the projected FY 2019/20 PPSC at last month's PPSC meeting. He stated the Council recommended a partial revision to "Consideration 1" (see attached amended PPSC FY

2019/20 DRAFT Budget) to keep membership fees intact but allow agencies to redeem the cost of agencies sponsored candidates up to the amount of the individual agency membership fee prior to incurring any additional costs for background investigative services.

The Council discussed the aspects of this revision along with the potential budgetary implications. Sheriff Gualtieri was quick to address the dire strait the PPSC/PASS was in just a short time ago and cautioned the Council against reducing revenues. He stated this is especially true when factored against rising operational costs and potential pay increases to PASS Staff as denoted with raising the PASS investigator base pay.

The Council took up discussion on the matter and a point was raised that some agencies have difficulty explaining/advancing a membership fee while still paying for agency sponsored candidates. Countering comments quickly came against this point stating agency leaders need to stress to their leadership administrators the true cost of employing a background investigator and the level of service provided by PASS.

Sheriff Gualtieri suggested the Council adopt a one-year trial period of Consideration 1 to measure the potential long term budgetary implications. He advised the discussion today supports a potential minimum impact as long as agencies abide by using the agency sponsored classification sparingly for high employment interest candidates. The Council unanimously agreed with Sheriff Gualtieri's suggestion and asked Director Waters to amend the budget summary to reflect the one-year trial period within Consideration 1.

Director Waters advised the second revision/addition performed at last month PPSC meeting dealt with revising and merging two account classifications (promotional and advertising) into one account (promotional/advertising expense). A \$1000.00 cap would be placed into this account and funds would be used in accordance with Chapter 72-666, Laws of Florida (Pinellas Police Standards Council). It also allows the PPSC Chairperson and/or PPSC Executive Director to expend funds not to exceed \$100.00 without Council approval. The Council took up discussion of the revision/addition and there were no concerns raised.

Chairperson Chief Riley asked if there were any other questions or issues regarding the DRAFT PPSC FY 2019/20 Budget and none were raised. He asked for a motion to approve the PPSC FY 2019/20 as presented. Chief Robert Kochen initiated the motion to approve the budget and Chief Armand Boudreau seconded the motion. The Council unanimously approved the PPSC FY 2019/20 Budget.

4. Annual Nomination and Election of PPSC Chair and Vice Chair (requires motion and vote)

Chief Boudreau nominated Chief David Hendry for PPSC Chair and Chief Deputy Dan Simovich seconded the motion. The Council unanimously approved Chief Hendry as PPSC Chair for the year commencing June 1, 2019 through May 30, 2020.

Chief Anthony Holloway nominated Chief Luke Williams for PPSC Vice Chair and Chief Rick Doyle seconded the motion. The Council unanimously approved Chief Williams as PPSC Vice Chair for the year commencing June 1, 2019 through May 30, 2020.

- Committee Chairs – All current Committee Chairs reaffirmed their commitment to serve for the year commencing June 1, 2019 through May 30, 2020 and there were no challenges to Chairs held.

5. PASS Update – Director Mike Waters

- ❖ Director Waters stated PASS remains active with a steady flow of agency sponsored candidates as well as self-sponsored candidates.

6. Guest Speakers –

The Council welcomed back again Mr. Ken Burke, Pinellas County Clerk of the Circuit Court and Comptroller and Director Kimberly Swain, Pinellas County Clerk and Comptroller's Office Senior Manager. The Council took up their ongoing discussion related to the current FDLE audits and what has transpired since their previous PPSC Meeting (April 10, 2019):

- ❖ Director Swain advised all couriers that transport Pinellas County law enforcement and court related documents have been fingerprinted and are now CJS-certified. Director Swain personally thanked Chief Deputy Simovich and the PCSO for providing the mobile units to fingerprint their courier staff.
- ❖ Chief Riley advised FDLE Director of Criminal Justice Information Services Division Director Charles Schaeffer has accepted an invitation to speak at the PPSC June 12, 2019 meeting. He stated Director Schaeffer is eager to meet with the Council and is sympathetic to the concerns raised by the Council. Chief Riley stated FDLE SAC Mark Brutnell and FDLE ASAC John Vecchio could not attend today's meeting but also wished to convey their complete understanding of the concerns raised by the Council. Chief Riley stated their office is committed to working together toward viable and mutually inclusive resolutions.
- ❖ Mr. Burke stated as a sidebar to Director Schaeffer's upcoming planned PPSC attendance, the Council may wish to discuss the State's uniform arrest affidavit endeavor where Pinellas County is the pilot test site. He stated the arrest affidavit used within Pinellas County may very well become the model used throughout the State. Sheriff Gualtieri stated VIPER can be adjusted to meet the requirements of the pilot project. Chief Deputy Simovich echoed Sheriff Gualtieri's comment advising their IT department has already preliminary reviewed the data transparency requirements for compatibility compliance within VIPER.

7. Committee Reports –

- ❖ Legislative Committee – Chief Haworth
 - Chief Haworth distributed a document containing a brief assessment of the bills passed in the 2019 Florida Legislative Session. He stated several bills had law enforcement significance to include but limited to legislation on needle exchanges

(SB 366 Infectious Disease Elimination Programs), State Hemp Program (SB 1020), Federal Immigration Enforcement (SB 168) and Public Safety (HB 7125).

- Sheriff Gualtieri stated the bills mentioned by Chief Haworth require prudent reading by law enforcement agency executives as there is a lot of mechanics within each of the legislative acts. He stated with reference to HB 7125 Public Safety (encapsulates a multitude of introduced bills), a debt of gratitude is to be given toward State Representative Chris Sprowls for his leadership involvement. Sheriff Gualtieri stated there was a lot of pressure applied within this year's legislative session to amend/transform many existing laws ranging from prison reform to sentencing guidelines. Representative Sprowls ensured the safety concerns of law enforcement and overall community were well represented and communicated during the HB 7125 legislative process.

Sheriff Gualtieri stated HB 7125 creates a 16-person Criminal Punishment Code Commission to look at punishment codes and make recommendations. He stated the FSA and the FPC should make every effort to have at least one seat at this table. Sheriff Gualtieri stated the created commission has an approximate two-year time table to submit a report with their findings.

Sheriff Gualtieri stated the needle exchange legislation (SB 366 Infectious Disease Elimination Programs), it is modeled after the Miami Dade Pilot Program. He stated, in brief, a person found in possession of a needle, syringe, or any other associated item provided by an authorized exchange entity is not considered unlawful drug paraphernalia and therefore no arrest can be made. Sheriff Gualtieri stated there are many conditions placed upon authorized exchange entities and each county commission (67 within Florida) have to individually "opt-in" to participate in the needle exchange program. He advised the legislation does not allow for mobile needle exchange operations.

Sheriff Gualtieri stated while not anticipating the Pinellas County Commission will "opt-in" to this legislative act, he suggested the Council should be ready for a formal position should debate occur. He foresees significant law enforcement challenges such as how do we, law enforcement, differentiate a needle exchange authorized needle/syringe compared to an unlawful drug paraphernalia needle/syringe. Sheriff Gualtieri stated the roll out of this legislative act needs to be examined by the law enforcement community.

Sheriff Gualtieri explained with reference to SB 1020 - State Hemp Program, the legislative act allows for persons to possess hemp as long as the total THC (delta-9-tetrahydrocannabinol) concentration does not exceed .3% of the dry weight. He stated this is an immediate concern and issue for law enforcement as field presumptive kits only test whether THC is present and do not give a percentage calculation. He stated, therefore, any presumptive test would have to occur by lab testing. Sheriff Gualtieri stated he has already received communication the current lab operational structure does not lend itself to performing quantitative lab testing of THC percentages within hemp.

Sheriff Gualtieri stated with reference to SB 168 - Federal Immigration Enforcement, the act, while predominantly pertaining to the jail, ensures state and local entities and law enforcement agencies cooperate with federal government officials to enforce, and

not obstruct, immigration laws. He said, in brief, there are to be no sanctuary cities and significant sanctions will apply for failure to assist the federal government enforce immigration laws.

Sheriff Gualtieri discussed the aspect of HB 441 - E911 Systems, advising the legislative act is an outgrowth of the Stoneman-Douglas Commission Report. The act requires a countywide agreement whereby any agency, having a communications center, can access another agency's communication center to transmit emergency call information over their primary dispatch/communications channel. The specific language within the act states "transfer should include voice, text message, image, video, caller identification information, location information..."

Sheriff Gualtieri stated the act requires each sheriff, in collaboration with all first responder agency heads in their county, to develop and execute a written agreement outlining the protocols to be followed. The act stipulates every sheriff shall provide their interlocal agreements to FDLE by January 1, 2020.

Sheriff Gualtieri stated a separate meeting(s) needs to be performed to facilitate the requirements of HB 441. His office will notify agency leaders in the near future to begin this process. He advised agency leaders should be thinking of other associated members/stakeholders within their department that may contribute to this endeavor.

Sheriff Gualtieri discussed the aspects of HB 487 - Carrying of Firearms by Tactical Medical Professionals, advising SWAT Medics are now authorized to carry firearms. He stated this act is something many agencies, maintaining SWAT members with tactical paramedics, have been advocating for a long time.

Sheriff Gualtieri discussed the aspects of HB 851 - Human Trafficking, advising it places a requirement for all new law enforcement officers, within one year of employment, to successfully complete 4 hours of training in identifying and investigating human trafficking. He stated all current law enforcement officers are required to have this additional 4-hour block of training successfully completed by July 1, 2022.

❖ Training – SPC Dean Brian Frank and Coordinator Mike Dibuono

- Coordinator Mike Dibuono stated FDLE has performed a revision/update to the Defensive Tactics lesson plan requiring Defensive Tactic Instructors complete a 3-day Defensive Tactics Instructors Update Course. Any Defensive Tactic Instructor not complying with the 3-day course update within the specified time period will be subject to defensive tactics instructor certification deactivation.

Coordinator Dibuono stated the SPC Allstate Center has been selected to offer the 2-day "Single Officer Response to an Active Shooter Course". He stated they have set the training for June 23rd and 24th 2019 and SPC is now accepting student enrollment.

Dean Frank cautioned this course is very challenging placing physical as well as emotional stressors on students. He asked to please keep this in mind when choosing agency student participation. Dean Frank advised they will be using the new shoot house located at the SPC Hart Building and it's truly an exceptional environment. He

stated SPC is researching the potential to use “trust” funds for the training and will advise on the outcome.

❖ Standards Review Committee – Chief Rob Vincent

- N/A

❖ Finance – Chief Rick Doyle

- Chief Doyle advised he recently sent an e-mail to the Council concerning the prospect of performing a review of the PPSC/PASS pay scale. He stated feedback received thus far has been generally supportive. The feedback did reflect the Council’s ultimate responsibility is to exercise diligent stewardship of the budget to ensure long term fiscal stability.

Chief Doyle stated the last formal pay scale study presented to the Council was in 2005. He stated periodic research commenced through the years but no formal presentation/outcome resulted. Sheriff Gualtieri stated the Council could solicit an outside vendor to perform another pay scale study or his office may be able to perform the task. He stated his office performed some research within the past few years of the PPSC/PASS pay scale and might be able to work from these numbers to provide a current pay scale comparison for the Council.

The Council thanked Sheriff Gualtieri and voiced unanimous support favoring his office to perform the research study. Sheriff Gualtieri advised Chief Deputy Simovich will check with his staff and communicate directly with Director Waters to complete this endeavor.

❖ Pinellas County Safety & Emergency Services – Director Jim Fogarty

- Director Jackie Weinreich advised Chuck Freeman, Pinellas County 911 Director, has announced his planned retirement.

❖ Pinellas County Justice Coordination – Operations Manager Deborah Berry

- Manager Berry advised the Justice Assistance Grant (JAG) Countywide FY18 applications for funding were approved by FDLE. She stated agencies, selected by the Substance Abuse Advisory Board (SAAB) to receive funding, may seek reimbursement for expenses for the time period of October 2017 through September 2020.

Manager Berry stated the JAG Countywide FY19 solicitation for funding closed last week. She stated the agencies selected for funding will be announced at the SAAB meeting on May 10, 2019. Manager Berry advised the funding time period is October 2018 through September 2020.

8. New Business

- ❖ Chief Riley advised that Chief Luke Williams (not present) asked to hold a separate meeting with the Council to discuss 911 communication center protocols before his anticipated meeting with the Early Learning Coalition. Sheriff Gualtieri stated this inquiry best incorporated within planned addressment of HB 441 (discussed earlier). The Council agreed and Sheriff Gualtieri stated he would reach out to Chief Williams on the inquiry.
- ❖ Chief Dan Slaughter informed the Council of his recent attendance of a drug abuse forum presented by BayCare on providing urgent care. He stated BayCare is looking to promote

this topic regionally and Chief Slaughter sees a very good benefit to the entire State of Florida.

- ❖ Sheriff Gualtieri announced he will make two dates available for his presentation of the findings of the Marjorie Stoneman-Douglas High School Commission for Pinellas County law enforcement officers to attend. Chief Riley asked if this presentation would be open to local elected and administrative leadership entities and Sheriff Gualtieri stated “yes”.

9. Old Business

- ❖ N/A

10. Roundtable

- ❖ Deputy Chief Eric Gandy stated the MOU on the Mobile Crisis Response Team is still pending.
- ❖ Chief Haworth stated he wished to thank the Pinellas County Sheriff’s Office and the State Attorney’s Office for their assistance and support during last month’s active shooter incident within the City of Pinellas Park.

11. Adjourn

Chief Doyle and Chief Riley

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