

Summary of Discussion
Broward County Charter Review Commission
Public Safety Subcommittee Meeting
Wednesday, June 13, 2007
Broward County Governmental Center- Room 430
3:00 PM - 4:30 PM

Members Present:

Dr. Mark Lieberman, Chair
Mayor Debby Eisinger, Vice-Chair
Commissioner Hayward Benson
Ms. H.K. "Petey" Kaletta
Commissioner Ted Mena
Mr. Wil Trower

Members Absent:

Mr. Robert Penezic, Esq.

Others Attending:

Richard Carpani, Director Communication Technology, BSO
John Curry, Executive Director of Administration, BSO
Ed Curran, Lauderhill Fire Rescue
Mike Conlan, Deputy Chief, Miramar Fire Rescue
Ronald DeShong, Battalion Chief Miramar Fire Rescue
Chedley Etienne, Administrative Assistant, CRC
Tom Gallagher, Pembroke Pines Fire Department
Yolanda Grooms, Administrative Specialist, CRC
Maria Gross, Assistant Director, CRC
Bruce Moeller, Fire Chief, City of Sunrise
Phyllis A. King, Transcriber, PKING Consulting
Chief John Picarello, Pembroke Pines Fire Department
Kim Rubio, Regional Communications Manager, BSO
James E. Saunders III, Esq.
Patricia G. West, Executive Director, CRC
Mel Wilson, Esq.

(A copy of the sign-in sheets identifying those present is filed with the supplemental papers to the summary of this Subcommittee Meeting.)

A meeting of the Broward County Charter Review Public Safety Subcommittee "Committee," "Subcommittee," or "PSSC," was held at 3:00 p.m. on Wednesday, June 13, 2007 at the Broward County Governmental Center, Room 430, Fort Lauderdale, Florida 33311.

I. Call to Order/Roll Call

The Chair, Dr. Mark Lieberman called the meeting to order at 3:05 p.m. with a quorum present and requested the roll call by Phyllis A. King. Acknowledging a quorum, the Chair opened the floor to the dais for revisions / corrections and Approval of the May 30 Summary of Discussion.

II. Approval Summary of Discussion from Meeting of May 30, 2007

Mr. Mena MOTIONED to accept with correction to a scrivener's error on page 3 to change "Debbie" to "Debby." Mr. Benson SECONDED, and the motion carried unanimously to approve the Administrative Issues/Governance Subcommittee May 30th Summary of Discussion.

The Chair opened the floor to Mr. Wilson for presentation of item III.

III. Follow-up Presentation by Mel Wilson, Esq., Special Counsel

Mr. Wilson: At the last meeting we briefly went over some of the things in the opinion that we had issued. I want to bring the members of the Subcommittee up to speed as to some of the things I didn't mention, and just provide the context in which that was provided.

If you recall the legal review stems from, I think, some of the discussions and the issues that had been identified for this Public Safety Subcommittee in prior meetings. There were about five issues that were identified including **Coordination of Emergency Services, Fire Rescue Coordination, Minimum Standards, Accountability as it related to Fire Fighters, and Inter-Governmental Interaction**. So from that – and we were asked to give an opinion that allowed the Committee to create a frame work from which it could go forward to make recommendations regarding Charter Amendments or proposals.

We took the issues and framed them into the two questions that we had provided that addressed Minimum Standards, Closest Unit Response, Standard Level of Services, and the Coordination of the Services, as well as the Records Management and Communication.

The second question really went more to the issue of the Fire Rescue Council being delegated authority to implement Minimum Standards that would affect Fire Rescue, and I think, we – as

the opinion indicated, favorably answered that question as well. We attempted to provide some background, and the purpose of the opinion was to indicate what the Subcommittee, and therefore, the CRC, could do. We did not recommend any language; this is the responsibility of this Committee. We thought it was somewhat important, to provide some historical background, and we provided the background of what your predecessor Charter Review Commission concluded, or came to recommend as a result of some prior draft language. We wanted to share that with you and it was on page 2 of our opinion. We provided that only for background information to indicate to you what the prior Commission started to consider in the way of draft language compared to what's in the Charter, and what they came up with.

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The additional background information we wanted this Committee to be aware of was that a lot of these issues have been the result of some intensive legal opinions in the past. The prior – 2002 Committee provided a Special Counsel to address the issue of whether or not these issues can be addressed by the Charter Review Commission, or whether or not it was intruding on the authority and powers of the cities. There was an opinion by Paul Kreiling, Esq. which said pretty much the same thing that we said in our opinion. Thus, those issues that I outlined at the beginning of my talk and the conclusion thereof are not new opinions. We essentially brought you forward and refreshed the Committee's recollection as to what had occurred previously. Interestingly, the Attorney for the City of Margate came on the heels of that 2002 opinion with an opposite opinion based upon arguments you have heard.

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When the draft language was introduced, the City of Margate Attorney felt that it crossed the line over into areas that affected providing services by the individual cities. Thus, although we don't have the full record, it appears that the Charter Review Commission requested an opinion from the Attorney General's Office. The Attorney General's Office weighed in on this issue of where the County through a Charter Amendment wants to regulate a particular area and the magical or the keywords that seem to be reflected, "*because it furthers the end of government*" whether or not that some how usurps or intrudes upon the authority and the rights of a city, and, therefore, would trigger a dual referendum. In other words, were you to recommend Minimum Standards that would be applicable to all of the municipalities, it would require not only the vote of the County, and a vote to have it approved and implemented in Charter; but it would also require the affected municipalities to pass a referendum. Well, that was the question – as we have determined, which was presented to the Attorney General's Office. The Attorney General responded and here is what the Attorney General said after the two prior opinions:

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"The adoption of a Charter provision creating the Broward County Fire Services and Standards Council to develop County-wide Standards regulating the provision of fire and rescue services

addressing such issues as Uniform Fees, Standard Dispatch, and Minimum Level of Emergency Services does not constitute a transfer of powers as contemplated” and they cited the Constitutional provision. So, essentially what the Attorney General’s Office was saying in 2002, is that by implementing these Standards in Broward County, it does not trigger the dual referendum provision. We thought that context and that background were important.

There has been a lot of discussion regarding County home-rule, and Municipality home-rule, and in our opinion we are not remotely suggesting that the two don’t exist. However, as we read the case law and some of the prior opinions where the County determines that an area is conducive to uniform enforcement, the citizens of the County, and that’s the citizens through a Charter Amendment, or through this Charter, can enact regulations that are one, not inconsistent with Florida Statutes or any other special law by the Legislature. So that’s how we have interpreted the County home-rule authority.

While cities have broad authority with respect to the Charter, the way we have interpreted the issue of the City home-rule vs. the County, is that in Broward County where you have a Charter, the citizens of the County have said that “we want the right – we the citizen, to opt for” then, the term that is used in the case law is *County Preemption of Municipal Regulatory Powers*. That is why we have tried to limit the authority in which the Charter Review Commission can go forward, and that is, you are regulating a particular area. What you are not doing – we suggest, is you are not taking over the services from municipalities to the County, or usurping the provision of services, or transferring those services from the City to the County. The cities still should have the right – and do have the right - to provide those services. What the courts have seemed to say is that– like in others areas, e.g., gun control, in areas of beach restoration, that the Counties can exercise some regulatory control as it relates to those services. I guess, the way that I kind of see it is, it’s the power to preempt as opposed to the power to provide the services.

If you extend the City home-rule argument to a logical end, I think you almost would have to say that the cities have veto power when it comes to Charter Review provisions. But the Charter language even suggests that there are areas where the County ordinances will preempt city ordinances. So we see this as a regulatory issue, not an issue where the County would be saying to the City, the services which are being provided to the citizens are being removed from the Cities to the County. When you do that – I think we should keep in mind if we do that, we would be stepping over the line, and would require a referendum by the Cities – and the Cities would be rightful to challenge that usurpation for power.

Mr. Benson asked Mr. Wilson if there is a difference between the delivery of services and the provisions of the services that are to be delivered.

Mr. Wilson: The way that the courts have – again tried to explain the difference, the delivery of services and the provision – the word provision is short for providing and...

Mr. Benson asked if there are standards of the services that are delivered. **Mr. Wilson:** That is the word that is used Standards vs. Delivery – I think there is a difference that we see in some of the case law. Mr. Benson then asked if the County through its Charter could in fact, identify the standards to be used in the delivery of the services that are expected or demanded. **Mr. Wilson:** That would be carried out by the individual municipalities, and I think the answer to that is, generally yes. Mr. Benson asked if the CRC could set standards. **Mr. Wilson:** Yes.

Mr. Mena expressed confusion with Mr. Wilson's in-depth explanation and asked for clarification in layman terms.

Mr. Wilson: Attorneys have often been accused of being somewhat long winded, so I certainly can clarify. That is one of the reasons why we put it in writing in the opinion. If I may, one of the things that I wanted to mention afterwards, and you can tell me whether or not this would simplify, is, if we are talking about shifting Regulatory Powers, Setting Minimum Standards, Setting Levels of Services, that is something appropriate for this Subcommittee and the Charter. If we are talking about Shifting Services, providing the actual Fire Rescue or EMS services from the municipalities to the County that is inappropriate.

Mr. Mena asked if there is something we can implement in the new Charter.

The Chair explained the purpose of Mr. Wilson's response; he then asked if the PSSC put language in the amendment saying, can the Fire Rescue Council (FRC) have the authority to make mandates such as Minimum Standards without bypassing the County Commission.

Ms. Eisinger referred to Article 5 of the Charter; she added that the County is not carrying out the services; they are just creating the level of standards.

The Chair advised that these are two separate issues.

Mr. Mena stated that there should be minimum requirements and standards for Fire and Police.

The Chair again stated that these are two separate issues and reminded the dais of the PSSC charge. He advised that Minimum Standards for the Police must be brought to the full CRC for

a vote. Mr. Mena expressed a concern with Police Minimum Standards and coordination. The Chair agreed with Mr. Mena that there should be more discussion on the issue; he added the Minimum Standards for Police cannot be addressed.

Ms. Eisinger advised that in the last Charter the County voted to create a Fire Rescue Council; she added that there is no Law Enforcement Council.

The Chair advised that the discussion now is about if the PSSC has the power to give the Fire Rescue Council authority.

Mr. Wilson: And that's – in addition to just explaining the background – I think the background was important because you have parties on both sides of the issue. I wanted to give you that context as it relates to the Council and giving the Council additional authority. I can provide some clarification on that issue and that is – I think at the end of the day, - that this body, both the Subcommittee and the full Committee, probably only have the authority to give the Council a – Either you do it through the County, or you propose it as a Charter Amendment, but you only have the authority to go through the Broward County Commission to create whatever Authority, Agency, and Board that you want to give the authority to set these Minimum Standards. Now the question at the last meeting that was – follow up question, that was proposed is, what about giving that Board or that entity the authority to make final decisions, that would be above or outside the realm of the Broward County Commission.

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Part of the clause to that is that there is a mechanism under the law to do that. It is just beyond the authority that this Subcommittee has and the Charter Review has and that is through an Independent Special District that only can be created by the Legislature. Only the Legislature can create an Independent Special District – as it relates to Fire Rescue – that's all we are talking about – that would have the authority to implement these measures outside of the purview of the Broward County Commission. The Broward County Commission has the authority just like municipalities to create Special Districts. We like to refer to them as dependent or independent but they are dependent districts, Dependent Districts are created by the governing body and the governing body controls those districts. That's simply what we are suggesting. There is a specific provision in the Florida Statute which says, as it relates to Fire Rescue, that you have to go through the Legislature in order to create an independent – that is outside of the purview of the Broward County Commission district, and beyond the scope of this body.

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Mr. Wilson: The County Commission ultimately has authority whether – the Charter has to be approved by the citizens, but they can create a Council that would make recommendations.

Mr. Benson stated that the County Commission has to approve and set standards for Fire Rescue.

Mr. Wilson: I believe the way it would work Commissioner, is that the Fire Rescue Council will probably make recommendations. It would go before the County Commission and be proposed as to open into law or what have you. But, ultimately the County Commission would have to have a say, you're correct.

Mr. Benson stated that the Commission can set standards through whatever mechanism; he added that the Municipalities would deliver the services based on those standards. He further stated in order to ensure the actual delivery of the standards through the municipalities, the County Commission cannot make demands unless a Special District is established.

Mr. Wilson: No, what I tried to say is that I was responding to a specific question that suggested as to whether or not whatever entity that is created could they do things – set standards, that would not have to be reviewed or subject to review or approval by the County Commission. *And the answer to that limited question was, the only way that it can be done is that there would have to be an Independent Special District created by the Legislature.*

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The Chair asked Mr. Wilson if he thought an Amendment for Minimum Standards would go through if there was language advising the voters of the desire to have Minimum Standards which were developed / decided by the FRC.

Mr. Wilson: We think that would be inappropriate for the Charter.

The Chair explained that the CRC would not decide what the minimum standards are, as that would be done by the FRC. He asked Mr. Wilson to clarify his veto comment, and if the municipalities would have to abide by those standards.

Mr. Wilson: I think that whatever is in the Charter and is authorized in the Charter, I think the municipalities would be governed – would be subject to the Charter. I was only responding on the veto issue – I was attempting to respond to – I think there has been some discussion from the Cities that talk about the Cities home-rule authority So, because the Cities have home-rule authority this is an area for Fire Rescue, for it to say this is an area where the County through its Charter or otherwise can't go into or can't address. I was simply saying that would amount to

veto power, and the Courts seem to say no, that is not correct; the County can regulate and all we are talking about is regulating. The County can regulate it, just as the County does with Gun Control and any other areas in terms of regulation. The issue for the County is what is best to further the ends of government? The way that the Cities seem to have attempted to challenge it is saying County – and I think the Cities agree that the County can regulate, and when I say regulate I – Minimum Standards would fall under regulation. But what the Cities seem to try to suggest is you are doing more than regulating you are intruding upon the Cities provision of services, and that seems to be the argument that comes back in the cases that we have looked at.

Mr. Benson asked who monitors and makes sure everything is done, and can compel compliance.

The Chair suggested adding a date and/or limiting timeframe.

Mr. Wilson: If the question is whether you set timeframes and tables, I think generally you can set some time tables. As a matter of fact, in the prior language there was a 2-year provision. When you read that language, but again for whatever reason, that language did not make it out of the Charter Review Commission.

Mr. Trower asked Mr. Wilson if the language in the Charter can be strengthened quite a bit by way of allowing the FRC to set the standards, allowing them to monitor the standards, allowing them to recommend to the County Commission enforcement or add some kind of sanctions if they are not met.

Mr. Wilson: That's correct – that is generally correct. What I tried to do is indicate to you what you can do, not whether you should do it.

Mr. Trower suggested strengthening the Charter up to the final point, which is that the FRC can do all up to taking action against municipalities, which has to be done by the Commission.

Mr. Wilson: They could make recommendations to the Commission and the Commission would put it in to some ordinance. The other thing I would probably just clarify is that there is a provision as we read earlier in *Section 2.09* which speaks to Boards and it talks about Boards, Committees, Authorities, and Agencies that the County Commission and it's part of opinion as well – have the ability to create by ordinance those Boards, Committees, Authorities, and Agencies.

Mr. Trower advised that this is separate from the Charter created Board. He added that it seems like the Fire Rescue Council has more weight than some of the other Councils that Boards create.

Mr. Wilson: But it still would have to go through the Board.

A brief discussion ensued with comments made by Ms. Eisinger and Mr. Benson regarding procedures that involve the County Commission.

Mr. Wilson: There is a qualifier as I said earlier as it relates to Fire Rescue; the Legislature has weighed in on this issue.

The Chair introduced today's speaker Mr. John Curry.

IV. Presentation by John Curry, Executive Director of Administration, BSO, Pete Corwin, Pete Corwin, Assistant to the County Administrator, Rick Carpani, Director, Communications Technology Division

Mr. Curry: Let me just start off for a second and say that Rick Carpani will be here from the Fire Rescue Council's meeting and Pete Corwin the Assistant County Administrator will be here also. Just to start out, I wanted to mention our organizational structure in BSO. We have approximately 6,000 plus employees, we have four major departments. There is the Department of Law Enforcement, there is a Department of Administration of which I'm the Executive Director and I'm a civilian so I'm not sworn Police or Fire. We have our Fire Department which was transferred to us in 2003 by the County; it's about 700 Fire Fighters, and we have the Detention and Community Control which is about the 10th largest Detention Facility in the United States. So that's how we are broken down. So in the future, if you need anything from us administratively, I can be the glue to see who should be here, Dr. Lieberman, whether it's our Fire Chief or our Colonel in charge of Law Enforcement or whatever.

At the last meeting we were asked to come by and give a presentation regarding our Vision for the Public Safety Communication Strategic future if you will. I'm going to try to keep this real simple. We've had this function since 2004. You met Rick Carpani; we hired him from the private sector; he had an excellent private sector approach to where we wanted to go. In starting out with him and his mission with us he took a grass roots approach to get out to the Cities, to build the Vision, to build support of all the Municipalities, School Board, Hospital District, whatever, as far as where we needed to go in the future. He had developed this Vision.

In the past when we had asked the County – and Pete Corwin is liaison with the County – because we are under contract with the County to provide that service. We had this document and I said where do we go now? We need to get to the County Commission to present this policy document, and running parallel with that the 5 year Capital Plan. This is going to be 10's of millions of dollars with it. Our advice was to go before the Fire Rescue Council, which I think is meeting and discussing this as we speak right now, to make a presentation to them and to get our document, our Vision to the County Commission. At our last meeting we spoke to the Public Safety Communications Committee – and Rick Carpani has copies and I apologize for that, that's in place right now.

This Committee is an ad hoc Committee at best. Broward County has approximately 6 Interlocals with Cities and commissioned the Committee and said guess what you are a voting member on the Committee. Well I can't find any functions or guidance or what that Committee does at all on it.

The Chair asked Mr. Curry if he was referring to the **Regional Public Safety Communication Committee**.

Mr. Curry: Yes that's what they call it. But there's nothing defined as to its mission, its responsibilities, the technical direction, etc. It just mentions in these 6 Interlocals and have about 8 more now, that they would be voting if you have an Interlocal. So Rick Carpani - we called together the Cities; we get the grass roots approach; we want to get everybody – it has to be a horizontal decision in this area, otherwise it's just not going to work. That we have done, and we are now going to the Fire Rescue Council. We are going to make this presentation to the Board of County Commissioners and I will be meeting with County staff to present the 5 year Capital Program.

Your Committee asked us if we can make any suggestions for the future. I took a look at the Charter and I read about the Fire Rescue Council and it talks about communications in the first paragraph – and I'm not a lawyer and I am not going to word **smith** it – I'm an Administrator - and to break it down. But it was unclear to me as to what that Communications role on the Fire Rescue Council was. Certainly post 911 communications was the unknown, that factor came up; it just started peaking why it was it so important to have an infrastructure in communications. In our office this function falls under Administration. Police and Fire are our masters, those are the people we serve in the Cities, but it's under an Administrative mechanism.

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Our recommendation would be that a Council be created a rather simple – a **Regional Public Safety Communications Council**. This would sort of parallel the definitions if you will – that you see in the Fire Rescue Council, but this Council would be an Advisory Council directly to the Board of County Commissioners. It elevates Communication Technology in our world; it brings it to the forefront. Our membership on the Council, we are talking about Regional Standards etc. Membership would be your municipalities, of course, a member of every Municipality, a Representative of BSO, School Board, Hospital District or whatever, but it would give a focus to Communication Technology and where we need to go in the future. It would bring outside of the Fire Rescue Council, if you will. I looked at the membership but each of the Cities have different types of individuals; some Cities may have a Fire Chief come in and represent the communication; some Cities may have Police; some Cities may have a civilian to come in. But it's our suggestion, if you will – now I met with – not only Rick Carpani, but I met with Pete Corwin because we're under the County by contract to provide this service and he is in accord with this. So something to consider is to take this ad hoc Committee, Public Safety Communications Committee, make it a Regional Council within the Charter to provide an Advisory mechanism to the Board of County Commissioners. The last time we made the presentation, and I hope I don't miss-speak because Rick's not here, but we talked about developing a seamless inter-operable voice with all these technical things, hardware and software platforms, standard operating procedures, etc. The folks that do that, the actual people that know are very technological and knowledgeable, Police Chiefs, the Fire Chiefs or whomever. Those are people that are designated by the Municipalities. So as an option to be considered by the Subcommittee – this could be a Council – A Regional Council, if you will, with an Advisory role to the Board of County Commissioners on the infrastructure. If it doesn't happen right now, we are in the Fire Rescue Council with Rick Carpani.

[Mr. Rick Carpani entered at this time 3:55pm]

Mr. Curry: Anyway, Dr. Lieberman, members of your Subcommittee, basically, in a nutshell that could be something for you to consider regarding the elevation of this function into a Council format.

The Chair asked how the new Council would work with the Fire Rescue Council.

Mr. Curry: Well to us, it would make sense to have the Communications Council who would serve Police, Fire Districts and anybody – Rick help me on this; anybody that could apply for a FCC license – is that how you say it? Anybody who could apply for an FCC license, but it would

serve many masters and bring it all together into one. I don't know how active the Fire Rescue Council has been in the area of communications – Rick did they approve the Visions today?

Mr. Carpani: They approved at least the D-marks that we defined.

The Chair pointed out that it is defined in the Charter.

Mr. Curry: I read that in the first paragraph, but I'm unsure as to how you wed Police, Fire, and the other functionalities that govern into one. There is something not correct – I understand what it says and I don't know how much of a role they have had in the past. We're attempting to bring a grass roots approach right now through the Council because it's the mechanism we have, and when you asked for some type of consideration as to where it might be, this might be a consideration.

The Chair advised that it sounds like a good suggestion and asked if there were any questions from the dais.

Ms. Eisinger asked why not merge the 2 Council's and restructure the Fire Rescue Council.

Mr. Curry: Mayor, it's a good point and it is something that we wrestled with because here we have a whole Fire Rescue Council, but we don't have a Law Enforcement Council if you will. Then there is the Communications function which weds everyone together, and we were trying to – somewhat like a puzzle, putting together the pieces to come up with what we think. I'm not suggesting this but I'm just saying – you know really, when you see Fire Rescue Council EMS, there are issues that are very unique to the Fire Service and to the EMS Service. Law Enforcement, I'm sure there are similar issues. On the administrative infrastructure that we are talking about here, we just wanted to, however, elevate it to the forefront that this was important. This was very costly and we see tremendous savings down the road with the Cities by having this commonality of the infrastructure, etc. So from a private sector business approach, we do see some hard savings.

Mr. Carpani: I apologize for being late. I got held over in the Fire Rescue Council. The Regional Public Safety Communication Council that we are proposing here is extremely important because we have representation today on what's called our Public Safety Committee from all of the municipalities in Broward County. So the Strategic Vision that I went over the last time we met, they all helped and participated in drafting and forming that Strategic Vision. In my opinion –my humble opinion, the only way that we're going to continue to move Public Safety Communications to the forefront and keep everyone where we need to be is by having

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consensus across all of Broward County. I know that seems difficult to attain and it is. But in these meetings – and there's a number of Chiefs in here that can speak to it – in these meetings what I'm hearing is – Rick it's not that we can't do it – we can't do it right now, but here are some ideas on how we can get to that point where we all want to be. So there's a grass roots approach to all of the Cities and municipalities that are participating who want to move this initiative forward. Unfortunately, what we are stuck with is a lot of times, there's no teeth to this Committee; now we're just an ad hoc Committee. When I first got here about 10 months ago, within the current Interlocal Agreements, I noticed there was a reference in there to a Public Safety Communications Committee and I thought wow, what a great vehicle – this isn't Rick Carpani coming to Fire Rescue Council and saying I recommend ABC, you must implement; you must take my word for that. It's going to work. I'm coming now as a group of Cities, and this isn't Rick Carpani's idea or suggestion. This is a number of municipalities in Broward County that all agree this is the right way to proceed from a practical standpoint – from an actual user standpoint, not from the political side or the policy-making, but technically, what needs to be done to improve Public Safety Communications.

So I see a little bit of difference between what the Fire Rescue Council's Charter would be vs. what this Council's Charter would be. As I wrote on here, the *Public Safety Communications Council, the Charter would be to operate this County-wide infrastructure, not to set the policy or the direction of where we are going in terms of the level of service that's provided by our Fire Rescue folks but the tools that they use to meet those standards that you set forth.*

Ms. Eisinger clarified that, essentially, one is setting policies and the other is to implement.

Mr. Carpani: To set the technology direction – to implement those policies and procedures and to ensure from an ongoing perspective that this isn't a one time or a 2 or 3 year initiative. This has to be perpetual. In other words, systems need upgrading every 4 to 5 years. There's a life cycle to the communications tools that Public Safety requires.

The Chair inquired if the communications systems are all the same.

Mr. Carpani: They are using the same communication medium. They do have separate applications, i.e. the Department of Law Enforcement has what they call a Law Records Systems. The vendors that make the Law Records Systems – that Law Records System don't also support Fire records. There are other boxes or platforms that support Fire records; so from an application perspective they may use different applications, but the overall medium they use

to communicate back to those applications would be the same. It's just like the internet that was my analogy last time.

The Chair asked if Fire Rescue and Police have different visions of what they need and if they could have a conflict.

Mr. Carpani: They do have different needs because they're different disciplines, but they all have the need to communicate from a voice perspective. They all have the need to receive streaming video or digital images. So there are a number of common elements that they both can utilize.

The Chair stated that he wanted to make sure that if a new council is implemented, that it would meet the needs of communication for Fire Rescue.

Mr. Carpani: As part of the participants of this Council, you have both Law Enforcement as well as Fire Rescue participants that are currently on the Committee today. So it's not just – we don't have a myopic view. It's not just to support Fire Rescue. Everything we are doing is to support all entities as it relates to Public Safety Communications.

Mr. Curry: What was confusing, Dr. Lieberman, was reading what the mission of the Fire Rescue Council is, where it talks to communications, and then developing this concept which seems to emulate what's already in the Rescue Council. Rick's job basically is to have that infrastructure and that medium in place and make suggestions. But there's where we have to be user friendly to both Police and Fire across the Board, as well as the School Board and a number of others.

The Chair asked if there were any other questions.

The Chair asked if it would be smarter to just have a larger committee that includes Fire Rescue and Police. Ms. Eisinger stated that this was what she was questioning; if there is a duplication of services, and how does it mix the membership of one Council with the next?

Ms. Kaletta referred to Mr. Carpani's handout pages 2 and 3. She suggested reversing the position of the Regional Public Safety Communication Committee between the Fire Rescue Council and County Commission.

Mr. Curry: It would certainly elevate communications if that was formulized as an Advisory Committee – theoretically ,you could always have a Public Safety Council and beneath that

have a Fire Rescue – Fire and Communication. Because each of those is technically laden, or we need Rick to keep his grass root people that have been supporting and helping him by writing that up through the process. But anything like that, yes, ma'am, would definitely be the right direction.

Mr. Trower stated that the Fire Rescue Council clearly is depicted in the Charter and needs to be addressed. He suggested that there may be a need to come up with a construct for Law Enforcement as well, and maybe it's all under Public Safety as that is what this section of the Charter is under anyway. Mr. Trower suggested possible reconfiguration of the broader concept. He advised that the Communications Committee should not be driving the Fire Rescue Council because the dais is dealing with Minimum Standards, Response Time and a lot of things that are not *Communications*. He asked why the Regional Communications Committee is not a Subcommittee of the Fire Rescue Council. Mr. Trower stated that the Communications Committee is populated with people that the Fire Rescue Council should be concerned about. He also suggested hearing from Law Enforcement and then looking at the entire structure and working through the issues.

The Chair advised that he's not sure if a Subcommittee would work, but suggested possibly adding more members to the Fire Rescue Council, changing the scope, adding Police and making it a Broward County Public Safety Council, or whatever title is desired.

Mr. Mena expressed that he wants to see a Council with other regional / municipal Police Departments.

A discussion ensued regarding inclusion of Law Enforcement.

Mr. Trower MOTIONED, Mr. Mena SECONDED for the PSSC to go back to the full CRC to talk about inclusion of Law Enforcement, and the motion passed unanimously.

Further discussion ensued and it was agreed that municipal Police Departments will be invited to the next meeting.

Mr. Curry: When we get into Law Enforcement - I mean BSO is only one cog in the wheel as there is a Chief of Police Association.

The Chair advised that no vote from the main Committee is needed.

Ms. Kaletta expressed concern that the PSSC will not have time to formalize its suggestions by September; she stated that Law Enforcement is already incorporated in a lot of the issues. Ms. Eisinger agreed with Ms. Kaletta. Ms. Kaletta stated that she feels timelines are necessary, and she asked why they were removed.

The Chair advised that the CRC has another version that was watered down; he added that the County Commission had a say of what the final verbiage was. Ms. West added that this time they will not.

Mr. Mena explained that this is not about getting input from Police Departments; he suggested including some kind of Council to include the two main public services departments in the County.

Mr. Trower stated that they need Coordination and Collaboration. Maybe the solution is taking Section 5.03, which is Broward County Fire Rescue Council and renaming it to Broward County Public Safety Council, and adding new members to they can represent the areas that are not being looked at. He advised that what the PSSC is trying to do is set up a structure to carry Broward County for the next 6 years. He added that there are other issues beyond communication, such as standard and staffing issues that a well structured oversight Council reporting directly to the Commission could actual help.

Mr. Benson agreed to expand the Section to call it *Public Safety*, as to limiting it to Fire Rescue as it is now. He added that there is a need in his opinion to add Law Enforcement to the equation, to make it more representative.

The Chair asked what would be the scope of the new Public Safety Committee.

Mr. Benson replied Fire, Law Enforcement, Communications and Technical support.

Mr. Trower moved to go back to the full CRC to ask permission to discuss Law Enforcement as a sixth item on the list. Ms. West stated that he could just make a recommendation.

Mr. Mena stated that the purpose would be the same, just a different name.

Mr. Trower withdrew his MOTION.

Mr. Mena MOTIONED, Mr. Trower SECONDED that the previous motion be withdrawn and the new motion is to review/change the Broward County Fire Rescue Council to the Broward County Public Safety Council and the motion passed unanimously.

Mr. Wilson: Before you move on, the Charter has a Section 5.01 that deals with Law Enforcement, 5.03 that deals with Fire Rescue. By changing the name are you also suggesting that the Charter Review Commission re-organize where Law Enforcement is as well...

Ms. Kaletta stated that 5.01 and 5.02 are already addressed. She stated that the dais just needs to look at 5.03 Fire Rescue Council to see about changing that one to Public Safety which would encompass both 1 and 2.

The Chair stated that you have one member appointed by the Sheriff or should there be 2; how would that work?

Ms. Eisinger suggested that the input from the Law Enforcement and all municipalities is very important. She suggested having a roundtable discussion and inviting different speakers, similar to the Roundtable meeting held with AGSC. She advised that everyone has to be a stakeholder because there is a potential impact on municipal home-rule which the PSSC certainly needs to be sensitive to in any recommendations it makes. She also suggested making the next meeting 2 hours long.

Ms. West advised that she will find out who those representatives are and set a meeting date.

Next Meeting

Following a brief discussion the dais agreed that the next meeting date and time will be coordinated through email.

V. Discussion of Report on Recommendations for Purposed Ballot Topics

Tabled to the next meeting

VI. Public Comment

Mike Conlan, Deputy Chief of Miramar Fire-Rescue: One thing I would like you to take into consideration, if you do any changing, is that our particular City, has an Interlocal Agreement with Broward County and we have been working very well together on technology changes. So if you change anything in the Charter – because it's all based upon what the voters voted on back in 2002, it may have an impact on our Interlocal Agreement and what services we all are sharing today and what we expect in the future. So all I'm saying is, when you go through that, take that into consideration that it doesn't hamper what's already signed between the municipalities.

Ms. West reminded Mr. Conlan that this is why the municipalities are coming to the meetings to assist the dais and ensure that this can't happen. Mr. Mena assured Mr. Conlan that this is about getting together.

VII. Adjournment

There being no further discussion the meeting was adjourned at 4:34 pm.

The minutes of this meeting are recorded on CRC-PSSC CD # 6.13.07 (BCGV CTR)