

AGENDA
FLORIDA DEPARTMENT OF LAW ENFORCEMENT
October 17, 2017

Attachments to the items below can be viewed at the following link:
<http://www.fdle.state.fl.us/cms/Cabinet/Cabinet-Packages.aspx>

ITEM 1 Respectfully submit the **Minutes of the August 16, 2017 Cabinet Meeting.**

(See Attachment 1)

RECOMMEND APPROVAL

ITEM 2 Respectfully submit an **Addendum to Florida Department of Law Enforcement's FY 18-19 Legislative Budget Request.**

(See Attachment 2)

RECOMMEND APPROVAL

ITEM 3 Respectfully submit the **Commissioner's FY 16-17 Annual Report and Leadership Assessment, FY 17-18 Performance Measures and Contracts Agreements and Purchases over \$100,000 for April 1 to June 30, 2017.**

(See Attachment 3)

RECOMMEND APPROVAL

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STATE OF FLORIDA

IN RE: MEETING OF THE GOVERNOR AND
CABINET

CABINET MEMBERS: GOVERNOR RICK SCOTT
ATTORNEY GENERAL PAM BONDI
CHIEF FINANCIAL OFFICER JIMMY
PATRONIS
COMMISSIONER OF AGRICULTURE
ADAM PUTNAM

DATE: TUESDAY, AUGUST 16, 2017

LOCATION: CABINET MEETING ROOM
LOWER LEVEL, THE CAPITOL
TALLAHASSEE, FLORIDA

REPORTED BY: NANCY S. METZKE, RPR, FPR
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FLORIDA DEPARTMENT OF LAW ENFORCEMENT

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3 GOVERNOR SCOTT: Next I'd like to recognize
4 Rick Swearingen with the Florida Department of Law
5 Enforcement.

6 Good morning.

7 COMMISSIONER SWEARINGEN: Good morning, again.
8 I have four items today. First, I
9 respectfully request approval of the minutes from
10 the June 14th, 2017 Cabinet meeting.

11 GOVERNOR SCOTT: Is there a motion on the
12 item?

13 ATTORNEY GENERAL BONDI: So move.

14 GOVERNOR SCOTT: Is there a second?

15 CFO PATRONIS: Second.

16 GOVERNOR SCOTT: Comments or objections?

17 (NO RESPONSE).

18 GOVERNOR SCOTT: Hearing none, the motion
19 carries.

20 COMMISSIONER SWEARINGEN: Thank you.

21 Next I respectfully submit Rule 11B-27 for
22 final adoption. At the June 14th meeting we
23 requested the withdrawal of this chapter to
24 continue working on 11B-27.0011.

25 If you remember, that was the language that

1 would address discriminatory or prejudicial
2 behavior by law enforcement officers; however, this
3 language is still not ready for final approval.
4 So we're requesting final approval of Sections
5 11B-27.002; 27.00211; and 27.003, which include
6 changes to the website, website address change and
7 some form changes.

8 11B-27.0011 will be repropose at a later
9 time.

10 GOVERNOR SCOTT: Is there a motion on the
11 item?

12 ATTORNEY GENERAL BONDI: So move.

13 GOVERNOR SCOTT: Is there a second?

14 CFO PATRONIS: Second.

15 GOVERNOR SCOTT: Comments or objections?

16 (NO RESPONSE).

17 GOVERNOR SCOTT: Hearing none, the motion
18 carries.

19 COMMISSIONER SWEARINGEN: Item 3, while the
20 Department has enjoyed recent successful
21 legislative sessions, one piece of leftover
22 legislation involves the registration of internet
23 identifiers by sexual offenders and predators. At
24 this point the Department is not proposing anything
25 for the upcoming session, but we are awaiting a

1 court decision by the U.S. District Court for the
2 Northern District of Florida regarding the
3 registration process. Depending on that ruling,
4 legislation may be necessary. The requirement for
5 individuals to register their email addresses and
6 social networking monikers is an important tool for
7 law enforcement in combatting the exploitation of
8 minors.

9 And my final item is the Department's fiscal
10 year '18/'19 legislative budget request. The
11 spreadsheet that was provided to you summarizes the
12 Department's new funding priorities totaling just
13 under \$25 million. That represents a nine-percent
14 increase to our current budget and reflects a 55/45
15 split between general revenue and trust funds
16 respectively.

17 Our 16 priorities can be divided into two
18 categories: Improving retention, recruitment and
19 development of members; and maintaining and
20 updating the Department's infrastructure and
21 technology. Additionally, one item not included on
22 the spreadsheet that is a top priority for the
23 Department is construction of a new FDLE Pensacola
24 facility totaling about \$30 million. This is
25 currently part of the Department of Management

1 Services' budget request.

2 In the interest of time, I'm happy to go
3 through our 16 priorities, or I can answer any
4 specific questions you might have.

5 GOVERNOR SCOTT: Is there a motion on the
6 item?

7 ATTORNEY GENERAL BONDI: So move.

8 GOVERNOR SCOTT: Is there a second?

9 COMMISSIONER PUTNAM: Second.

10 GOVERNOR SCOTT: Florida law requires the
11 Governor to independently submit budget
12 recommendations. Accordingly, I am abstaining from
13 the vote.

14 Any other comments or objections?

15 (NO RESPONSE).

16 GOVERNOR SCOTT: Hearing none, the motion is
17 approved with one abstention.

18 Thank you, Rick.

19 COMMISSIONER SWEARINGEN: Thank you.

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Construction of Pensacola Regional Operations Center

Issue Code 990S000

\$29,349,000 General Revenue



Issue. The 2016 Legislature appropriated \$3 million to initiate design work and the building of a new Pensacola Regional Operations Center (PROC) on state property. By constructing a new facility the state will realize an overall cost savings and acquire ownership of a real estate asset. PROC's growth in operations has outgrown the current leased space which is in need of costly renovations. After an independent market analysis was conducted to evaluate the current property available in Escambia and Santa Rosa counties, new construction was determined to be the most effective option as the analysis indicated available property was not suitable for FDLE's needs.

Since receiving the initial funding, the department formed a steering committee which includes representatives from the Department of Management Services (DMS) and operational subject matter experts. The steering committee had many meetings and conference calls to evaluate and assess space needs in conjunction with recommended industry standards and review draft design proposals to identify efficiencies and cost savings while meeting customer service requests. Based on work completed by the steering committee in conjunction with an architect/engineer selected by DMS, the current architectural designs estimate the need of an 84,704 square foot facility. The design process included feedback from site visits of current FDLE facilities, state owned office buildings and laboratory facilities. The department was able to hire a construction project management firm which is responsible for construction cost projections and the construction scheduling process.

PROC houses three main operations at its current facility: Investigations and Forensic Science (includes the Regional Crime Laboratory), Criminal Justice Information Services and Criminal Justice Professionalism which serve local, state and federal criminal justice agencies and citizens in 10 counties. The department is anticipating growth in domestic security functions and biology services and the current location is unable to accommodate expansion and suitable renovations to meet future workloads. Sufficient state space is not currently available within Escambia County and the current lease cost is \$35.69 per square foot, much higher than current DMS rate of \$17.18 and the current county commercial rate of \$22.00.

Resources. The department is requesting a continuation of funding for the new Pensacola regional facility in the amount of \$29,349,000 in general revenue for construction costs. The project will be managed by DMS, and upon completion of construction, the facility will be DMS-managed and become part of the Florida Facilities Pool. The total estimated cost is \$32.3 million for design and construction. An additional \$4.8 million FFE will be required for fixtures, furniture and equipment in FY19-20.

Results. Ensure safe and healthy working conditions for members. Improve and expand services for the benefit of the northwest region.

Risks. If the issue is not funded, FDLE will be forced to re-sign a new lease agreement with the same owner despite the building condition. Based on market research conducted by a DMS-contracted tenant broker, there are no suitable leases in the area to accommodate the agency's unique business needs of investigative and crime lab services.

Effective dates: Upon receipt of funds.

This issue is consistent with the Florida Strategic Plan for Economic Development to: (1) ensure state, regional, and local agencies provide collaborative, seamless, consistent, and timely customer service to businesses and workers and (2) improve the efficiency and effectiveness of government agencies at all levels.

FDLE Performance Measures - Annual FY 16-17

Number	Objective	Weight	Range	Result	Score	Weighted Score
1	Percentage of investigative resources dedicated to conducting major investigative activities	20%	5 = 70% or more 4 = 68-69% 3 = 66-67% 2 = 64-65% 1 = 63% and below	74.0%	5	1.00
2	Percentage of service requests completed as function of staffing and optimal performance	15%	5 = 15% and above 4 = 6-14% 3 = 0-5% 2 = -5 to -1% 1 = -5% and below	35.1%	5	0.75
3	Percentage of criminal history record checks responded to within the defined timeframe	10%	5 = 100% 4 = 98-99% 3 = 96-97% 2 = 94-95% 1 = 93% and below	97.3%	3	0.30
4	Percentage of Biometric Identification System searches performed in 10 minutes or less	10%	5 = 100% 4 = 98-99% 3 = 96-97% 2 = 94-95% 1 = 93% and below	95.0%	2	0.20
5	Percentage of time critical technology systems are online and accessible	10%	5 = 95-100% 4 = 90-94% 3 = 85-89% 2 = 80-84% 1 = 79% and below	99.9%	5	0.50
6	Number of training hours delivered to local, state and federal agencies	5%	5 = 800 or more 4 = 750-799 hours 3 = 700-749 hours 2 = 650-699 hours 1 = less than 650 hours	881	5	0.25
7	Percentage of officer certification applications processed within defined timeframe	5%	5 = 97-100% 4 = 94-96% 3 = 90-93% 2 = 89-86% 1 = 85% and below	98.4%	5	0.25
8	Percentage of customers with positive service rating	5%	5 = 95-100% 4 = 90-94% 3 = 85-89% 2 = 80-84% 1 = 79% and below	98.4%	5	0.25
Total		80%				3.50
Subjective Questions Total		20%				TBA
Annual Review Total		100%				TBA

Weighted Average Scale	
Expectations	4.6 and above
Expectations	3.6 - 4.5
Meets Expectations	2.6 - 3.5
Expectations	1.6 - 2.5
Fails Expectations	1.5 and below

FDLE Performance Measures - Annual FY 17-18

Number	Objective	Weight	Range	Result	Score	Weighted Score
1	Percentage of investigative resources dedicated to conducting major investigative activities	15%	5 = 70% or more 4 = 68-69% 3 = 66-67% 2 = 64-65% 1 = 63% and below			
2	Percentage of service requests completed as function of staffing and optimal performance	15%	5 = 25% and above 4 = 18-24% 3 = 11-17% 2 = 4-10% 1 = 3% and below			
3	Percentage of criminal history records compiled accurately	10%	5 = 97-100% 4 = 93-96% 3 = 89-92% 2 = 85-88% 1 = 84% and below			
4	Percentage of criminal history record checks responded to within the defined timeframe	5%	5 = 100% 4 = 98-99% 3 = 96-97% 2 = 94-95% 1 = 93% and below			
5	Percentage of Biometric Identification System searches performed in 10 minutes or less	5%	5 = 97-100% 4 = 93-96% 3 = 89-92% 2 = 85-88% 1 = 84% and below			
6	Percentage of time critical technology systems are online and accessible	10%	5 = 95-100% 4 = 90-94% 3 = 85-89% 2 = 80-84% 1 = 79% and below			
7	Number of training hours delivered to local, state and federal agencies	5%	5 = 800 or more 4 = 750-799 hours 3 = 700-749 hours 2 = 650-699 hours 1 = less than 650 hours			
8	Percentage of officer certification applications processed within defined timeframe	5%	5 = 97-100% 4 = 94-96% 3 = 90-93% 2 = 89-86% 1 = 85% and below			
9	Percentage of customers with positive service rating	10%	5 = 95-100% 4 = 90-94% 3 = 85-89% 2 = 80-84% 1 = 79% and below			
Total		80%				
Subjective Questions Total		20%				TBA
Annual Review Total		100%				TBA

Weighted Average Scale	
Significantly Exceeds Expectations	4.6 and above
Exceeds Expectations	3.6 - 4.5
Meets Expectations	2.6 - 3.5
Expectations	1.6 - 2.5
Fails Expectations	1.5 and below



CONTRACTS, AGREEMENTS AND PURCHASES OVER \$100,000

Q4 - FY 2016-17 (April 1 – June 30, 2017)

<u>P.O.#</u>	<u>VENDOR/SERVICE</u>	<u>AMOUNT</u>
710:0241	Baron Management, LLC Five year lease for Lakeland Field Office. <ul style="list-style-type: none">▪ Informal Quote▪ Term: 7/1/17-6/30/22	\$172,008
PO1395128	Bode Cellmark Forensics, Inc. Sexual Assault Kit (SAK) testing fees. <ul style="list-style-type: none">▪ Invitation To Bid▪ Term: 4/20/17-6/30/17	\$216,661
B139E5	Dell Marketing LP Purchase of Dell Computers for the FY 16-17 hardware replacement plan. <ul style="list-style-type: none">▪ Alternate Contract▪ Term: One Time Purchase	\$ 367,210
B107A9	Dell Marketing LP Purchase of Dell Computers for forensic labs. <ul style="list-style-type: none">▪ Alternate Contract▪ Term: One Time Purchase	\$ 102,069
B0E8EB	DNA Labs International, Inc. Non-Sexual Assault Kit (Non-SAK) testing fees. <ul style="list-style-type: none">▪ Alternate Contract Source▪ Term: 4/20/17-6/30/17	\$ 100,000
710:0227	Fort Knox Center Owner, LLC Five year lease renewal for office / lab space located in Tallahassee. <ul style="list-style-type: none">▪ Invitation To Negotiate▪ Term: 5/1/17-4/30/22	\$2,412,736
FDLE-002-16	GCOM Software, Inc. Workflow modifications to comply with legislative changes to Section 943.0515, FS, and functionality of the Computerized Criminal History (CCH) communications system to include real-time Extensive Markup Language (XML) write capability. <ul style="list-style-type: none">▪ Invitation to Negotiate▪ Term: 9/1/15-7/31/23	\$12,662,444
FDLE-029-17	GCOM Software, Inc. Enhancements in workflow design for new CCH system. <ul style="list-style-type: none">▪ Settlement Agreement▪ Term: One Time Purchase	\$432,500
PO1433725*	Global Information Services, Inc. Information Technology (IT) staff augmentation - Project Manager for IT Project Management Office. <ul style="list-style-type: none">▪ State Term Contract▪ Term: 6/5/17-6/30/18	\$213,200

710:0240	Killingsworth Agency, Inc. Five year lease renewal for Brooksville Field Office. <ul style="list-style-type: none"> ▪ Informal Quote ▪ Term: 7/1/17-6/30/22 	\$166,321
B0DC85	Life Technologies Corporation	\$161,380
B114CC	Laboratory supplies for Orlando, Pensacola, Tampa Bay and	\$100,418
B112C8	Tallahassee Regional Crime Laboratories.	\$101,884
B119AC	<ul style="list-style-type: none"> ▪ Single Source 	\$429,590
B11E78	<ul style="list-style-type: none"> ▪ Term: One Time Purchase 	\$180,539
PO1448827	LWRC International, LLC Purchase of 121 rifles. <ul style="list-style-type: none"> ▪ Invitation to Bid ▪ Term: One Time Purchase 	\$199,460
FDLE-016-17	MorphoTrak, Inc. Upgrade Biometric Identification Solution (BIS) testing for new CCH system. <ul style="list-style-type: none"> ▪ Single Source ▪ Term: One Time Purchase 	\$128,155
FDLE-017-17	MorphoTrak, Inc. Integration of current BIS to new CCH system. <ul style="list-style-type: none"> ▪ Single Source ▪ Term: One Time Purchase 	\$110,000
PO1432276*	Optimum Software Solutions, Inc. IT staff augmentation - Database Analyst for new CCH system. <ul style="list-style-type: none"> ▪ State Term Contract ▪ Term: 6/1/17-6/30/18 	\$190,000
FDLE-026-17	Porter Lee Corporation Maintenance and support of Laboratory Information Management System (LIMS), Evidence Management System (EMS) and the Radio Frequency Identification System (RFID). <ul style="list-style-type: none"> ▪ Single Source ▪ Term: 6/28/17-6/28/20 	\$558,315
AFE00C*	Rolland, DelValle & Bradley, Inc. Architect - Engineer services competitively procured by the Department of Management Services (DMS) for the new Pensacola Regional Operations Center. <ul style="list-style-type: none"> ▪ Consultant's Competitive Negotiation Act ▪ Term: 9/28/16-6/30/18 	\$1,975,831
B15943*	SHI International Corporation 1,500 Microsoft Exchange 2016 Licenses for email system. <ul style="list-style-type: none"> ▪ State Term Contract ▪ Term: One Time Purchase 	\$131,550
PO1446248	Smarsh, Inc. NetGuard service - Complete solution for the monitoring, capture and archiving of Short Message Service (SMS) and Multimedia Messaging Service (MMS) sent from mobile devices. <ul style="list-style-type: none"> ▪ Single Source ▪ Term: One Time Purchase 	\$177,480

*Minority Vendor