

THE VIRGINIA BOARD OF CORRECTIONS

The Virginia Board of Corrections (Board) met on Wednesday, October 15, 2014 at the Department of Corrections (VADOC) Headquarters office, 6900 Atmore Drive, Richmond, Virginia 23225.

MEMBERS PRESENT: Carl R. Peed, Chairman
John F. Anderson, Jr.
Reverend Dr. Yvonne Jones Bibbs
Ann Gardner
Reverend Anthony C. Paige
Phyllis J. Randall
Bobby N. Vassar

MEMBERS ABSENT: Cortland C. Putbrese

VADOC STAFF PRESENT: Harold W. Clarke, Director
A. David Robinson, Chief of Corrections Operations
Donna P. Foster, Board Support
Brooks Ballard, Local Facilities Unit
Donna C. Lawrence, Compliance and Accreditation Unit
Beverly Hill-Murray, Compliance and Accreditation Unit
Tama Celi, Statistical Analysis and Forecast Unit
Scott Richeson, Re-Entry and Programs Unit
Rebecca Hancock, Policy and Initiatives Unit
Dawn Kriigel, Policy and Initiatives Unit
Tom Young, Architectural and Engineering Services

GUESTS PRESENT: Richard Vorhis, Senior Assistant Attorney General
Tonya D. Vincent, Deputy Secretary of Public Safety
Emily Melton, Office of the Governor
Nicky Zamostny, Office of the Governor

CALL TO ORDER

Chairman Peed called the meeting to order at 1:02 p.m.

DETERMINATION OF QUORUM

Chairman Peed determined there was a quorum present.

WELCOME AND INTRODUCTIONS

Chairman Peed welcomed everyone and asked the guests to introduce themselves.

Chairman Peed asked the members and attendees to keep presentations brief due to poor weather conditions.

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APPROVAL OF AUGUST BOARD MINUTES

Chairman Peed presented the August minutes for review and approval.

Upon a motion by Chairman Peed and duly seconded, the members voted unanimously to approve the August Board meeting minutes. The members voting "AYE" were Ms. Randall, Mr. Anderson, Ms. Bibbs, Rev. Paige, Ms. Gardner, Mr. Vassar and Mr. Peed.

LIAISON COMMITTEE UPDATE

Ms. Gardner provided a summary of the October 15, 2014 Liaison Committee meeting. Her report provided an overview of the Funding and Budget Issues Report, Prison Population Report, the Jail Construction Update, Offender Management Services Update, Ice Detainer Considerations and the FCC Commission Review.

Mr. Peed announced that Bill Wilson has been appointed to the Liaison Committee and will serve in his capacity for the next four years. The committee offers congratulations to Mr. Wilson on his new position as Superintendent at RSW Regional Jail.

Ms. Gardner reported that budget forecasts have been difficult due to the LIDS/CORIS interface. Also, there are budget shortfalls for per diems.

Ms. Gardner reported that Brooks Ballard provided the construction update, noting that construction at Central Virginia Regional Jail has had some delays and the revised completion date is now June of 2016.

Ms. Gardner reported that Jim Parks warned of facility closings and possible state layoffs. He added that new construction at Keen Mountain Correctional Center will help to provide additional bed space.

Ms. Gardner reported that there is no new information regarding the ICE detainer issue. Mr. Wilson will update the Board of the Attorney General's official opinion regarding ICE detainees.

Ms. Gardener reported that Tim Trent advised the committee of the elimination of interstate FCC commissions and the current review of intrastate commissions, which provide about \$13 million to the state budget. Mr. Trent will be attending a meeting on October 20, 2014, in Atlanta, GA to discuss inmate phone call issues.

ADMINISTRATION COMMITTEE UPDATE

No Administration Committee meeting was held.

Tom Young, Capital Operations Manager, Architectural & Engineering Services, offered the following recommendations for Board approval:

BE IT RESOLVED, we, the Board of Corrections, "Pursuant to §53-1.18 of the Code of Virginia hereby approve the purchase of certain parcel of land situated in the City of Richmond, Virginia, containing approximately 1.396 acres commonly known as 121 Wyck Street and 6866 Everglades Drive, Richmond, Virginia 23225, as shown on attached Exhibit A. The Director of the Department of Corrections may execute all documents in furtherance of the acquisition of this parcel to be acquired for relocation of the Richmond Probation and Parole office.

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Upon a motion by Ms. Randall and duly seconded, the members voted unanimously to approve the proposed resolution for the purchase of 1.396 acres located at 121 Wyck Street and 6866 Everglades Drive, Richmond, Virginia 23225. The members voting "AYE" were Ms. Randall, Mr. Anderson, Ms. Bibbs, Rev. Paige, Ms. Gardner, Mr. Vassar and Mr. Peed.

BE IT RESOLVED, we, the Board of Corrections, "Pursuant to §53.1-5, 53.1-18 and 53.1-19 of the Code of Virginia hereby approve the acquisition of 0.374 acre parcel of land in order to resolve an old encroachment matter that occurred during the initial construction of Camp 17. The Director of the Department of Corrections may execute all documents in furtherance of the acquisition of this parcel.

Upon a motion by Mr. Vassar and duly seconded, the members voted unanimously to approve the proposed resolution to approve the acquisition of 0.374 acre parcel of land in order to resolve an old encroachment matter that occurred during the initial construction of Camp 17. The members voting "AYE" were Ms. Randall, Mr. Anderson, Ms. Bibbs, Rev. Paige, Ms. Gardner, Mr. Vassar and Mr. Peed.

CORRECTIONAL SERVICES COMMITTEE UPDATE/Policy & Regulations LOCAL FACILITIES SECTION – STAFFING/FUNDING AND UNANNOUNCED INSPECTIONS:

Ms. Randall offered the following Committee recommendations for Board approval:

**Unconditional Certification as a result of 100% compliance for the following;
Virginia Beach Lockup #3 to include male and female juveniles in accordance with Section 16.1-249G of the Code of Virginia
Mt. Vernon District Lockup**

Upon a motion by Ms. Randall and duly seconded, the members voted unanimously to approve the above recommendations. The members voting "AYE" were Ms. Randall, Mr. Anderson, Ms. Bibbs, Rev. Paige, Ms. Gardner, Mr. Vassar and Mr. Peed.

**Unconditional Certification for the following;
Albemarle-Charlottesville Regional Jail**

Upon a motion by Ms. Randall and duly seconded, the members voted unanimously to approve the above recommendations. The members voting "AYE" were Ms. Randall, Mr. Anderson, Ms. Bibbs, Rev. Paige, Ms. Gardner, Mr. Vassar and Mr. Peed.

The Board of Corrections has opted to take no action on a request by Mr. Lawrence Everette on behalf of Rubicon, Inc. to appeal the decision to de-certify the facility. The appeal will be reconsidered in the November meeting following the receipt of his written appeal to the Compliance and Accreditation Unit and their recommendation to the Board.

Board motion to grant a one-time exemption to Petersburg Jail Annex to Standard 6VAC15-40-1100 of the Code of Virginia, The facility shall have a state or local fire safety inspection conducted every twelve months. Localities that do not enforce the Virginia Statewide Fire Code shall have an inspection performed by the State Fire Marshal's Office.

Upon a motion by Ms. Randall and duly seconded, the members voted unanimously to approve the above recommendations. The members voting "AYE" were Ms. Randall, Mr. Anderson, Ms. Bibbs, Rev. Paige, Ms. Gardner, Mr. Vassar and Mr. Peed.

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The Board of Corrections, in recognition of the outstanding achievement of 100% compliance with Standards, approves the suspension of the 2014 Annual Inspection for the Virginia Beach City Lockup #3, Mount Vernon District Lockup, Montgomery County Jail, Chesapeake Correctional Center and Fluvanna County Lockup.

Upon a motion by Ms. Randall and duly seconded, the members voted unanimously to approve the above recommendations. The members voting "AYE" were Ms. Randall, Mr. Anderson, Ms. Bibbs, Rev. Paige, Ms. Gardner, Mr. Vassar and Mr. Peed.

PRESENTATIONS

Dr. Tama Celi, Statistical Analysis and Forecast Unit, provided a comprehensive overview of the recidivism data and analysis.

Scott Richeson, Re-Entry and Programs Director, provided a comprehensive overview of re-entry and programs.

DIRECTOR'S UPDATE

Director Clarke reported that he is very proud of what is happening throughout the Department. He has staff that really cares about the mission to support offenders which results in reduced recidivism. He is concerned about the recent reductions in the Governor's budget reductions which will cause the closure of four facilities and reduce resources available for achieving some of the Department's goals. He advises of a second round of reductions that will focus on programs. Mr. Clarke is working on a rebuttal to show his support of the goals set by the Department and how reductions to programs will erode the ability of the VADOC to increase lasting public safety by helping one person at a time.

The facilities that will be closed are the main Powhatan Correctional Center, the medical and the reception facilities will remain open, the Culpeper Women's facility, White Post Men's Diversion Center and Cold Springs Work Center # 42.

Director Clarke reports being extremely proud of the progress with the PREA (Prison Rape Elimination Act) program and advised that the Virginia Department of Corrections leads the nation with eighteen facilities audited and eighteen facilities certified. This exceeds the number of facilities certified for the Federal Bureau of Prisons.

Mr. Clarke noted that the VADOC was recently involved in the creation of a model sponsored and supported by the National Institute of Corrections, implementing evidence based practices throughout the communities in Virginia, starting in Charlottesville. The Department recently sponsored a meeting including judges, police, prosecutors and others from the community encouraging the formation of evidence based decision making teams to compete for federal support. The Urban Institute is reviewing organizational development to accommodate implementation of changes that support evidence based practices. Staff support for these changes were recently polled at 84%. This is an increase over the previous year which was in the lower seventy percentile. While he is excited about the progress being made, he is dismayed by the level of funding reductions, particularly to programs.

Director Clarke opened the floor for questions. Receiving none, Mr. Clarke concluded his report.

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PUBLIC COMMENT PERIOD

No public comment made

ADDITIONAL ITEMS FOR DISCUSSION

Mr. Vassar congratulated Director Harold Clarke on his receipt of the E. R. Cass Award, the highest honor awarded by the ACA (American Correctional Association), on August 19, 2014 during the 144th Congress of Corrections in Salt Lake City, Utah.

FUTURE MEETING DATES

November 19, 2014

ADJOURNMENT

There being no further business to discuss before the Board of Corrections, upon a motion by Chairman Peed and duly seconded, the meeting was adjourned by unanimous vote at 1:26pm. The members voting "AYE" were Ms. Randall, Mr. Anderson, Ms. Bibbs, Rev. Paige, Ms. Gardner, Mr. Vassar and Mr. Peed.

APPROVED:

Signature on File

Carl R. Peed, Chairman

John F. Anderson, Jr., Secretary