

FINAL/APPROVED for May 21, 2014
THE VIRGINIA BOARD OF CORRECTIONS

The Virginia Board of Corrections (Board) met on Wednesday, May 21, 2014 at the Department of Corrections (VADOC) Headquarters office, 6900 Atmore Drive, Richmond, Virginia 23225.

MEMBERS PRESENT: Peter G. Decker, III, Chairman
Felipe Q. Cabacoy
William E. Osborne
Carl R. Peed
Kurt A. Boshart

MEMBERS ABSENT: Linda D. Curtis
Ann Gardner
Cortland C. Putbrese
Reverend Anthony C. Paige

VADOC STAFF PRESENT: Harold W. Clarke, Director
A. David Robinson, Chief of Corrections Operations
Dreana L. Gilliam, Board Support
Bill Wilson, Local Facilities Unit
Brooks Ballard, Local Facilities Unit
Beverly Hill-Murray, Compliance & Accreditation Unit
Jim Bruce, Policy & Initiatives Unit
Kim Lipp, Architectural and Engineering Services

GUESTS PRESENT: None

CALL TO ORDER

Chairman Decker called the meeting to order at 1:01p.m.

DETERMINATION OF QUORUM

Chairman Decker determined there was a quorum present.

WELCOME AND INTRODUCTIONS

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

Following the introductions, Mr. Alan Katz was thanked for his many years of service.

Chairman Decker advised the members that the agenda would be amended to conform to the Director's schedule.

DIRECTOR'S UPDATE

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Director Clarke thanked the members for adjusting the agenda to accommodate his schedule. He reported things are very going well and although challenges are expected and do occur they addressed accordingly. Mr. Clarke advised the members that this afternoon he and Mr. Robinson are scheduled to brief the Governor's staff and the Secretary of Public Safety on the medical services contract with Corizon Health Services. Corizon is currently having difficulty living up its contractual services and notified DOC on June 2 that they are terminating the contract with the Department. Corizon provides medical services to 17 of the 43 DOC institutions. Corizon previously presented the most cost effective bid, and as a result was selected to begin providing medical services for DOC. Corizon has been providing medical services for one year and to date have done a good job providing those services. Corizon is struggling financially and it is reported they will have a projected loss of \$14 million. A request for proposal (RFP) was sent out and 17 responses have been received.

Mr. Clarke reports being extremely pleased with the progress being made throughout the Department. Because of the initiatives implemented 3 years ago, the Department has changed significantly. The Department is making continue progress and seeing results. It was recently determined that efforts to decrease the use of force are showing positive results as the number of incidents continues to decrease each year. Mr. Clarke stated that he is very proud of the work being done by Dave Robinson, Cookie Scott and other key leaders of the agency.

<u>Year</u>	<u># of Use of Force Incidents</u>
2010	76
2011	56
2012	36
2013	Upper 20's
2014	14 (to date)

Mr. Clarke continues to receive requests from other Departments of Corrections for information regarding Virginia's Step-Down program current in place at Wallens Ridge and Red Onion. Since receiving the Star Award from the Southern Legislative Conference for the Step-Down program, as many as eight jurisdictions in as many months have come to Virginia to spend as much as one week to review the re-entry program. Mr. Clarke is scheduled to visit New York's Department of Corrections in two weeks. It has also been recently reported that Virginia has the second best recidivism rate (22.8%) in the country. Mr. Clarke is proud of the road VADOC is taking. Although there have been challenges along the way, nothing has been insurmountable or cause for alarm. Director Clarke opened the floor for questions. Receiving none, Mr. Clarke concluded his report.

PUBLIC COMMENT PERIOD

No public comment made

LIAISON COMMITTEE UPDATE

Mr. Osborne provided a summary of the May 21, 2014 Liaison Committee meeting. His report provided an overview of the Funding and Budget Issues Report, Prison/Local Jail Population Report, the Jail Construction Update, the Family Restoration Network/Pathway presentation and the request from the OSIG for review of the Mental Health Services in Local and Regional Jails Standards (2014-BHDS-004).

Mr. Osborne reported that five members of the Board of Corrections were present at the Liaison Committee meeting.

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Mr. Osborne reported that the OSIG has requested the Board of Corrections to review and provide input

Regarding Mental Health Services in Local and Regional Jails (2014-BHDS-004).

Mr. Osborne advised the members that Dr. Owen Cardwell and Mr. Eric Samuelson of Family Restoration Network/Pathway provided a lengthy presentation regarding their re-entry program and handouts are available.

Mr. Osborne reported that Ms. deSocio provided an update of events since our last meeting. As of May 21, no budget has been determined and additional funding needed for the 4th quarter payments was approved. Revenue projections are not looking as well as expected. Thirteen facilities have not certified in all three months for the 4th quarter payment.

Mr. Osborne reported the out-of-compliance number was reported at 4,803 as of May 12, 2014 and Richmond City will begin transferring inmates mid June.

ADMINISTRATION COMMITTEE UPDATE

No Administration Committee meeting was held.

Kim Lipp, Chief, 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 And as requested by the Department of General Services, move that the full Board revoke the prior resolution to surplus and convey 2.206 acres and hereby approves the declaration as surplus and subsequent conveyance of approximately 1.00 acre located at Powhatan Correctional Center adjacent to Shiloh Baptist Church, Powhatan County, Virginia, under terms deemed appropriate by DGS, to Powhatan County. The Director of the Department of Corrections may execute all documents in furtherance of the declaration of surplus and conveyance of this parcel.

Upon a motion by Mr. Boshart and duly seconded, the members voted unanimously to approve the proposed resolution for 1.00 acre at Powhatan Correctional Center to be declared surplus. The members voting "AYE" were Mr. Decker, Mr. Cabacoy, Mr. Peed, Mr. Osborne, and Mr. Boshart.

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

Mr. Boshart offered the following Committee recommendations for Board approval:

Board motion to Approve Pamunkey Regional Jail Authority Waiver Request

The Board of Corrections grants a waiver of Standard 6VAC15-80-211, Value Management Analysis, of the Standards for Planning, Design, Construction and Reimbursement of Local Correctional Facilities, 1994, to allow the Prince William Manassas Adult Detention Center to proceed renovation of its temporary building without performing a Value Management Analysis. This approval of waiver shall not be construed as a future variance to Board Standards 6VAC15-80-2011 for this facility or as a current or future variance for any other facility.

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Upon a motion by Mr. Boshart and duly seconded, the members voted unanimously to approve the above recommendations. The members voting “**AYE**” were Mr. Decker, Mr. Cabacoy, Mr. Peed, Mr. Osborne, and Mr. Boshart.

Board motion to approve the Prince William-Manassas Adult Detention Center’s request for state funding for the life safety upgrades to their temporary facility. This approval recognizes a total eligible cost of \$99,286, of which 50% or \$49,643 would be eligible for state reimbursement. Such reimbursement is subject to the availability of funds and compliance with Board Standards for Planning, Design, Construction and Reimbursement of Local Correctional Facilities, 1194 and Sections 53.1 -80 through 82 of the Code of Virginia.

Upon a motion by Mr. Boshart and duly seconded, the members voted unanimously to approve the above recommendations. The members voting “**AYE**” were Mr. Decker, Mr. Cabacoy, Mr. Peed, Mr. Osborne, and Mr. Boshart.

Board motion to approve the Community Based Correction Plan for the Prince William Manassas Regional Adult Detention Center Board and its member jurisdictions in support of their need to construct a 204-bed addition.

Upon a motion by Mr. Boshart and duly seconded, the members voted unanimously to approve the above recommendations. The members voting “**AYE**” were Mr. Decker, Mr. Cabacoy, Mr. Peed, Mr. Osborne, and Mr. Boshart.

Board motion to grant a waiver of Standard 6VAC15-80-211, Value Management Analysis, of the Standards for planning, Design, Construction and Reimbursement of Local Correctional Facilities, 1994, to allow the Pamunkey Regional Jail to proceed with its renovation without performing a Value Management Analysis. This approval of waive shall not be construed as a future variance to Board Standards 6VAC15-80-211 for this facility or as a current or future variance for any other facility.

Upon a motion by Mr. Boshart and duly seconded, the members voted unanimously to approve the above recommendations. The members voting “**AYE**” were Mr. Decker, Mr. Cabacoy, Mr. Peed, Mr. Osborne, and Mr. Boshart.

Board motion to approve the Community Based Correction Plan for the Pamunkey Regional Jail Authority in support of their need to renovate a multipurpose room into a 12-bed dormitory.

Upon a motion by Mr. Boshart and duly seconded, the members voted unanimously to approve the above recommendations. The members voting “**AYE**” were Mr. Decker, Mr. Cabacoy, Mr. Peed, Mr. Osborne, and Mr. Boshart.

Unconditional Certification as a result of 100% compliance for the following;

Southampton County Jail and Jail Annex

Unconditional Certification for the following;

Page County Jail
Floyd County Lockup
Blue Ridge Regional Jail/Lynchburg Adult Detention Center
Friends of Guest House

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Upon a motion by Mr. Boshart and duly seconded, the members voted unanimously to approve the above recommendations. The members voting “**AYE**” were Mr. Decker, Mr. Cabacoy, Mr. Peed, Mr. Osborne, and Mr. Boshart.

Board motion to grant Norfolk City Jail appeal on Standard 6VAC15-40-540: Food Service Equipment and personnel, 6VAC15-40-1080: Emergency plans and fire drills and 6VAC15-40-1100: Fire Safety Inspection.

Upon a motion by Mr. Boshart and duly seconded, the members voted unanimously to approve the above recommendations. The members voting “**AYE**” were Mr. Decker, Mr. Cabacoy, Mr. Peed, Mr. Osborne, and Mr. Boshart.

STATE INSPECTOR GENERAL (OSIG) recommendations

Following a comprehensive discussion of the OSIG’s report “Review of Mental Health Services in Local and Regional Jails (2014-BHDS-004) it was determined that further discussion would be deferred until Board appointments have been made and an ad hoc committee could be developed.

APPROVAL OF MARCH BOARD MINUTES

Chairman Decker presented the March minutes for review and approval. Chairman Decker advised the members that a correction to page 2, paragraph 1 (Public Comment Section) would be revised to reflect “independent audit.” Ms. Gilliam would make the necessary revisions to the minutes.

Upon a motion by Chairman Decker and duly seconded, the members voted unanimously to approve the March Board meeting minutes as corrected. The members voting “**AYE**” were Mr. Decker, Mr. Cabacoy, Mr. Peed, Mr. Osborne, and Mr. Boshart.

ADDITIONAL ITEMS FOR DISCUSSION

Director Clarke advised the members that following the retirement of Debra Gardner, Board Support is now being handled by Chief of Corrections Operations, Dave Robinson.

Chairman Decker polled the members for any additional comments and/or concerns. None being heard he thanked Alan Katz for his years of service. He thanked the DOC staff for their support over the years and advised it has been a pleasure to work with them all.

Mr. Osborne took a moment to thank everyone in the event this is his last meeting. Mr. Osborne reported it has been an honor to serve the Commonwealth.

Mr. Boshart advised the members that he could repeat the previously stated sentiments. Mr. Boshart reported learning a lot during his first term and appreciating the help and guidance received. Mr. Boshart reports being very impressed with the Directors initiatives and will walk away with a greater understanding.

Mr. Cabacoy concurred with all of the previously made statements and gave everyone his best wishes.

FUTURE MEETING DATES

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July 16, 2014
August 20, 2014
September 17, 2014
November 19, 2014

ADJOURNMENT

There being no further business to discuss before the Board of Corrections, upon a motion by Chairman Decker and duly seconded, the meeting was adjourned by unanimous vote at 1:26pm. The members voting “**AYE**” were Mr. Decker, Mr. Cabacoy, Mr. Peed, Mr. Osborne, and Mr. Boshart.

APPROVED:

(Signature copy on file)

Carl R. Peed, Chairman

Linda D. Curtis, Secretary