

Criminal Justice Services Board

June 11, 2009

Members Present

Mr. Barry Green (Vice-Chairman)
Ms. Nancy St. Clair Finch
The Honorable Robert L. Bushnell
Mr. Jeffrey Dion
Ms. Carol Sievers (proxy for Helen Fahey)
The Honorable Sherman Carl Vaughn, Sr.
Chief James R. Lavinder
Mr. Edward M. Macon
Ms. Cookie Scott
The Honorable Marlene Randall
Dr. Jay Malcan
Mr. Jonathan McGrady
Lt. Col. Robert Northern (proxy for Col. Flaherty)
Mr. Walter A. McFarlane
Sheriff Charles W. Phelps
Mr. Alan Katz (proxy for Marla Decker)
Mr. Kevin S. Hodges
Mr. Christopher R. Webb
The Honorable Marcus D. Williams
The Honorable Jackson H. Miller

Members Absent

Sheriff Beth Arthur
Ms. Danielle Ferguson
Lt. Jerri Smith
Sgt. Charles J. Condon
Chief A.M. "Jake" Jacocks
The Honorable Beverly Sherwood
The Honorable Kenneth W. Stolle
The Honorable Janet D. Howell

DCJS Staff Present

Leonard G. Cooke
B.J. Northington
Priscilla Bowers
Loretta Lynch
John Colligan
Leon Baker
Gayle Turner
Fran Ecker
Janice Waddy
Dan Catley
Lisa McGee
Ashaki McNeil
Eleanore Ashman
Paula Harpster
Carol-Lee Raimo

Guests Present

George Haudricourt
Jonathan Friedman
Nick Marrone
Joseph Giltner
Sean Dunn

Call to Order

In the absence of Chairwoman Sheriff Arthur, Vice-Chairman Green called the meeting to order at 11:00 a.m. and welcomed everyone to the meeting. He then reminded guests that a sign-in sheet was located at the front entrance and asked individuals to please sign in for the purpose of the minutes, including DCJS staff.

Vice-Chairman Green reminded Board members to please state their name when making a motion and when seconding, to please speak clearly for the purpose of the minutes and to ensure that their microphone was turned on at their seating area. He further reminded staff and persons speaking from the floor to please step up to the podium when speaking so that the microphone would pick up their voice for the purpose of the minutes.

Vice-Chairman Green then asked Priscilla Bowers to take the roll. Ms. Bowers proceeded with roll call and stated that there was a quorum with 20 members present. Vice-Chairman Green thanked Board members for attending the meeting today and also thanked those individuals who were sitting in as proxies for representatives of the Board: Ms. Carol Sievers (proxy for Helen Fahey) and Lt. Colonel Robert Northern (proxy for Colonel Flaherty).

Vice-Chairman Green mentioned that the department received information from the Office of the Secretary of the Commonwealth (SOC) regarding the six Board Members whose terms were due to expire on June 30, and for the one vacant position on the Board that will replace Judge Yeatts as representative from the Judiciary which became vacant in November, 2008. He stated that the department was informed by the SOC that all of the members whose terms were due to expire in June were reappointed for another four years, effective July 1, 2009 – June 30, 2013 to include: Sheriff Phelps, Chief Jacocks, Sherman Vaughn, Charles Condon, Robert Bushnell and Nancy Finch. He also mentioned that Judge Clarence N. Jenkins, Jr. from the Richmond Circuit Court had been appointed to replace Judge Archer L. Yeatts. He further stated that all of the members have been notified by the SOC of their reappointment and/or new appointment.

Vice-Chairman Green then asked the Board to join him in congratulating those members who were reappointed, and the newly appointed members. He mentioned that the department would be sending out a letter of welcome to Judge Jenkins and providing an orientation session for him at his convenience. Judge Jenkins was unable to be present today, but advised us that he would be attending the September meeting.

Vice-Chairman Green then thanked the Board for their patience as the department attempted to utilize a more efficient way of getting grant documents to the members for review. He stated that the web-based system that had been created had a few bugs that are still being worked out. The department will continue to send the grant materials in both formats until the issues are resolved and everyone is comfortable with it.

Approval of Minutes

Vice-Chairman Green called for any corrections, deletions or additions to the minutes of the May 14 meeting of the Criminal Justice Services Board. Delegate Miller stated that he was marked as being absent from the meeting, however, he arrived late. Also, Ms. Randall's name was omitted

from the “members’ absent” list. There were no other corrections, deletions or additions to the minutes. Vice-Chairman Green then called for a motion to approve the minutes of the **May 14, 2009** Criminal Justice Services Board meeting. Mr. Vaughn made the motion and Mr. Dion seconded the motion.

Vice-Chairman Green stated that it had been motioned and seconded that the Board approve the minutes of the May 14, 2009 minutes of the Criminal Justice Services Board with the corrections noted above.

Director’s Report

Vice-Chairman Green called upon Director Leonard Cooke to give a brief Director’s Report. Director Cooke thanked Vice-Chairman Green, members of the Board, guests and staff for taking the time to be present at the meeting. He stated that he is always grateful for the Board’s participation in these meetings.

Board Appointments

Director Cooke noted that the Board would soon have a new member: Judge Clarence Jenkins, of the Richmond Circuit Court who was appointed by the Governor to replace Judge Archer Yeatts. He thanked Judge Yeatts (in his absence) for his service and stated that he looks forward to Judge Jenkins joining the Board. He also mentioned that several current members had been appointed for another 4 year term and mentioned that we will continue to benefit from the wisdom and expertise of Ms. Finch, Mr. Bushnell, Chief Jacocks, Mr. Vaughn, Sgt. Condon and Sheriff Phelps; and that we were happy to have them serve on the board for another term.

Rural Policing -Ron Dionne

Director Cooke mentioned that on today’s agenda there would be a presentation on Law Enforcement Training for Rural Communities given by Mr. Ron Dionne. This presentation was also given to the members of the Committee on Training this morning in a more detailed version. Mr. Dionne is from the Federal Law Enforcement Training Center in Georgia and will brief the Board on this training and also spend some time after the meeting briefing members of the staff, as well. Director Cooke then thanked Mr. Dionne for taking the time to come and talk to the Board and the staff regarding this useful Law Enforcement Training.

New Way of Communicating Grant Information

Director Cooke mentioned that the agency was testing a new way of getting grant summaries to Board members. He stated that members were sent an e-mail with information about the special website we have created, from which they can access the summaries and lists of grants that are on the Board’s agenda. He said he knew a few of the members had problems accessing the documents and, stated clearly that, there are a few bugs that we need to fix before we start relying on this method totally. He said; we are hoping that, eventually, this will prove to be a useful way to give members ready access to this information and eliminate the need to bury them in paper every time we have grant applications for the Board to consider.

Director Cooke also mentioned that he understood that stacks of paper have been a concern to many of the Board members and for the agency as well. The costs of copying, time spent and paper are substantial when there are many grant applications for members to act on. He further reported that once we get the problems ironed out, members would be able to view the one-page summary for each grant application on the agenda, as well as the list showing all the applications in a particular grant program, and the subcommittee recommendations.

He further mentioned that members would be able to print all of the summaries if they preferred to review them on paper; or they could just print the summaries of those they had questions about or were particularly interested in. Director Cooke informed the Board that in light of the bugs some of the members reported, paper copies were available in case individuals were unable to view the material on-line. He encouraged members that the department would aim to get the problems they encountered, resolved before the next meeting in September.

Coming Events

Director Cooke reported the following upcoming events on the departments' agenda for the next couple of months:

- 2009 School and Campus Safety Training Forum. The Forum is scheduled for July 27- 30, 2009 at the Hampton Convention Center.
- DCJS is working with the Department of Alcoholic Beverage Control in the planning and logistics for the annual Youth Alcohol and Drug Abuse Prevention Program Conference scheduled for July 23-26 at Longwood University.
- The Victim Assistance Academy is scheduled for July 26th through the 31st at the University of Richmond.
- The Governor's Campus Preparedness Conference, sponsored by the Office of Commonwealth Preparedness is scheduled for August 3rd at Virginia Commonwealth University.
- We've been asked by the OCP to facilitate panels on Campus Threat Assessment and Crisis Intervention Teams on Campus.

Not An Annual Report

Finally, Director Cooke mentioned that he wanted to let Board members know that staff is compiling a report that will provide a comprehensive look at work performed by the agency. He said; many people know DCJS through their contact with the agency on a fairly narrow range of subjects or issues. However, the agency's responsibilities are very broad, touching virtually all aspects of the criminal justice system, as well as social and mental health services, schools and private security businesses of which we want the report to reflect. Director Cooke stated that the department is looking to have this report available for members at the September meeting.

Agency Website

Director Cooke reported that the agency's website is "under construction." He said; we are re-organizing it so that it will reflect the agency's new organizational structure we had mentioned previously. Board members and constituents will soon see changes that we hope will better reflect the way we are set up and will be more useful. This concluded Director Cooke's report.

Vice-Chairman Green thanked Director Cooke for his report and asked the Board if they had any comments or questions. There were none.

Committee Reports

Committee on Training (COT)

Vice-Chairman Green called upon Sheriff Charles Phelps to give a brief report on the Committee On Training.

Sheriff Phelps reported that the COT met this morning prior to the full Board. There were a number of presentations to include a report on the **Academy Recertification**. The Virginia Association of Directors of Criminal Justice Training (VADCJT) requested to revisit their suggestions on academy recertification standards and present them at the June meeting of the COT. Mr. Ron Staton, VADCJT President, presented the report on the Subcommittees' suggestions. A copy of the letter from the VADCJT to Sheriff Phelps and a copy of the association's recommendations on academy recertification standards were distributed to the members. After discussion on the various areas of training exemptions, field training for officers and academy recertification standards, Mr. Staton asked that the recommendations be approved by the COT. The recommendations were unanimously approved by the COT.

Sheriff Phelps then made a motion that the Board approved the recommendations as approved by the COT. Mr. Bushnell seconded the motion. Vice-Chairman Green then called for questions or comments. There were none.

Recusals: Mr. Edward Macon

Vice-Chairman Green then stated that it had been motioned and seconded that the Board approve the changes made to Academy Recertification Standards.

Sheriff Phelps reported that Leon Baker gave a brief report on the **Academy Recertification Process**. It was noted that one of the recommendations that the DCJS made was to abolish the Academy Recertification Committee. Another suggested was made that the committee be used in a more productive manner in the future. The COT members agreed.

Sheriff Phelps mentioned that under new business, there was a presentation given on **Rural Communities Law Enforcement Training**. Mr. Ron Dionne, Chief of the State and Local Training Management Division, Federal Law Enforcement Training Center (FLETC) gave a detailed presentation on Rural Communities Law Enforcement Training to include the topics of Rural Policing Institutes, a National Needs Assessment, Training Development, and Outreach.

Sheriff Phelps mentioned that Mr. Dionne was also slated to give a brief presentation to the full Board today.

Sheriff Phelps noted that there was some general discussion pertaining to the report on **Meeting Related to Interest in a Separate Court Security Certification**. The next item on the agenda was the **Addendum to Curriculum Review Committee** of which Ms. Kirkendall was called upon to inform the members on the Curriculum Review Committees of the need for an addendum. Ms. Kirkendall reported that during the May meeting of the COT, she inadvertently omitted the names of individuals serving as alternates on the committee. She asked for the committee's approval of the following individuals: Mr. Karl Vickers, Captain Moser, and Corporal Lester to serve as alternatives. A motion was unanimously approved by the COT to be referred to the full Board for approval.

By way of a motion, Sheriff Phelps asked the Board to accept the addendum to the Curriculum Review Committee for those individuals serving as alternative members. Mr. Hodges seconded the motion. Vice-Chairman Green stated that it had been motioned and seconded that the Board accept the addendum to the Curriculum Review Committee membership to include alternative members.

Sheriff Phelps mentioned that Judy Kirkendall also gave an update on the **Report Related to Numbering Changes in the Standards**. This dealt with the numbering sequence of the standards whenever an item was added or deleted. Mr. Paul Ludwig gave an informative report on the **Firearms Review Committee**.

Lastly, Sheriff Phelps advised that annually, the COT is required to vote on the offices of Chairman and Vice-Chairman. He noted that Chief Jacocks and himself, whose terms were due to expire on June 30, 2009, had been reappointed to serve on the Criminal Justice Services Board (CJSB). He stated he was elected to serve as Chairman, and Chief Jacocks was elected to serve as Vice-Chairman of the COT. There were no public comments. This concluded Sheriff Phelps' report.

Vice-Chairman Green thanked Sheriff Phelps for his report and called for questions or comments. There were none.

Nominations and Appointments

Vice-Chairman Green then called upon Sheriff Phelps to give a report on the Nominations and Appointments Subcommittee.

Court Appointed Special Advocate/Children's Justice Act Advisory Committee (CASA/CJA) (Handout - Bio)

Sheriff Phelps reported that the CJSB has the authority to appoint members to the Advisory Committee to the CASA/CJA Programs. Included in Board member packets was a bio for one nominee of the CASA/CJA Advisory Committee. The nominee, Dr. Donna Gilles was nominated for the position of Children with Disabilities Professional Representative of which she would serve a four year term, if appointed. Sheriff Phelps stated that the Nominations and

Appointments Subcommittee met to review the candidate's qualifications and found the nominee to be outstanding. On behalf of the Nominations and Appointments Subcommittee, Sheriff Phelps made a motion to accept the nomination of Dr. Donna Gilles.

Vice-Chairman Green called for questions or comments. There were none. He then called for a second motion. Ms. Scott seconded the motion.

Vice-Chairman Green stated that it had been motioned and seconded that the Board accept the recommendation to appoint the members as stated above.

Private Security Services Advisory Board (PSSAB)

(Handout - Bios)

Sheriff Phelps reported that the CJSB has the authority to appoint members to the Private Security Services Advisory Board. Included in Board member packets were bios on the individuals nominated. Effective July 1, 2009, there would be 3 vacant positions on the PSSAB. The vacancies will occur in the following areas:

- Private Security Business Representative
- Private Investigative Representative
- Electronic Security Business Representative

A total of four (4) applications were received. The Nominations and Appointments Subcommittee reviewed all applications for the vacancies prior to making a recommendation to appoint members to the PSSAB. Based on this evaluation, the following individuals and term of appointments were recommended to the full Board:

Electronic Security Business Representative (1 vacancy)

Seth P. Oginz - July 1, 2009 - June 30, 2013 (re-appointed, originally appointed in 2007).

Private Investigator Representative (1 vacancy)

Charles E. Ciccotti - July 1, 2009 - June 30, 2013 (re-appointed, originally appointed in 2007)

Private Security Business Representative (1 vacancy)

Daniel Schmitt - July 1, 2009 - June 2012

On behalf of the Nominations and Appointments Subcommittee, Sheriff Phelps made a motion to accept the nominations of Mr. Seth Oginz, Mr. Charles Ciccotti, and Mr. Daniel Schmitt.

Vice-Chairman Green then called for questions or comments. There were none. He then called for a second motion. Ms. Randall seconded the motion. Vice-Chairman Green stated that it had been motioned and seconded that the Board accept the recommendations to appoint the members as stated above.

Certified Crime Prevention Community Program

Vice-Chairman Green called upon Mr. Walter McFarlane to give a brief report on the Certified Crime Prevention Community Program.

Mr. McFarlane reported that the Subcommittee met on June 9, 2009 and reviewed three items. The Subcommittee members present were Chairman McFarlane, Sheriff Phelps, Mr. Vaughn, Mr. Quagliator (proxy for Ms. Decker) and Chief Lavinder (via teleconference). Minutes were taken by Rick Arrington, DCJS Program Analyst, who also presented the 3 items to the Subcommittee for action. He reported the following:

Item 1: The **City of Hampton** had been granted an extension by the Subcommittee on May 13, 2008 to submit its application for recertification at the June 2009 CJSB meeting. Hampton used the extension wisely to complete needed work in the reporting process which demonstrated its commitment to this certification. Among many other programs, Hampton has focused heavily on its business efforts and has developed a special relationship with the businesses in addressing crime against tourists and in creative preventative patrols.

Hampton has also increased its efforts in the areas of Neighborhood Watch and Security Assessments which contributed to the 15% decrease in residential burglaries, 8 % decrease in commercial burglaries, and 11% decrease in robberies over the evaluation period. Hampton has, as most communities, realized tough economic times, but has not let that dampen its resolve to apply new technologies in the fight against crime. It not only increased the size and efforts of its Crime Analysis Unit, but has leveraged its efforts into obtaining over \$620,000 in grants to address the unit's needs. Finally, its collaborative truancy and delinquency prevention efforts have reduced unexcused absences from school by 12.2% in elementary, 7.1% in middle, and 10.1% in high schools.

Based on this information, the Subcommittee voted to re-certify the City of Hampton. By way of a motion, Mr. McFarlane asked the Board to approve the recommendation of the Subcommittee to recertify the City of Hampton. Mr. McGrady seconded the motion. Vice-Chairman Green then called for questions or comments. There were none.

Recusals: None

Vice-Chairman Green stated that it had been motioned and seconded that the Board approve the recertification of the City of Hampton as a Certified Crime Prevention Community. Representatives from the City of Hampton were acknowledged and thanked the Board for their re-certification.

Item 2: **The City of Portsmouth** was originally due for re-certification in September 2008. On August 12, 2008, Interim Police Chief William Corvello requested the Subcommittee extend its opportunity to apply for recertification until February 20, 2009. This request was granted and Chief Corvello was notified of the new due date on August 22, 2008. As of February 20, 2009, only 5 elements had been completed as final and a substantial amount of essential materials and information had not been received. Portsmouth was granted a further extension from the March 2009 CJSB meeting until June to allow it time to complete its submissions.

Mr. McFarlane mentioned that although Portsmouth provided information on a number of exemplary programs, the Subcommittee was very much troubled by Portsmouth's failure to meet Core Element 12 which deals with Accreditation. When it originally applied for and received its initial certification, it had noted that it was then seeking Accreditation. Four years have passed from the time of its original certification and it has yet to be accredited. Program guidelines for the original certification stated, "Local Law Enforcement agency must either be accredited or seeking accreditation from the Virginia Law Enforcement Professional Standards Commission (VLEPSC) or Commission on Accreditation for Law Enforcement Agencies (CALEA).

Mr. McFarlane further mentioned that extensive discussion by the Subcommittee focused on the fact that Portsmouth had been given ample opportunity to become accredited. Based upon the foregoing, a motion to decertify the City of Portsmouth was reluctantly made and was carried unanimously. This vote was undertaken with the further caveat that, due to the City Police Division's recent change in leadership and the importance of the role that a strong leader plays in accreditation, the Subcommittee granted Portsmouth an exception to the normal provision that the applicant start all over, and thereby, initiate the process as if it was its first application. By granting this exception, Portsmouth may reapply as if its request is a request for recertification by June 2010, if it has received its accreditation at that time.

By way of a motion, Mr. McFarlane asked the Board to accept the recommendation of the Subcommittee to decertify the City of Portsmouth and to grant them the exception to allow them to take advantage of the opportunity to reapply for recertification by June, 2010 if they had received its accreditation at that time. Mr. Webb seconded the motion.

Recusals: Ms. Marlene Randall

At this time it was noted that the City of Portsmouth had representatives in the audience of whom were prepared to speak on behalf of their accreditation process. Present was Captain Sean Dunn and Mr. Joe Giltner, Accreditation Manager. Mr. Giltner gave a brief report on the history of the accreditation process and the challenges of the program. He stated that they believe they could achieve accreditation by December, 2011 however, they do not believe they could accomplish this within a 12 month period. Captain Dunn asked that the Board consider accreditation to the City of Portsmouth and to work with them on this issue, given the circumstances.

Mr. Bushnell made a comment and stated that he was impressed with the report of the City of Portsmouth regarding accreditation and the importance of it. He then put a substitute motion on the table that the Board re-certify the City of Portsmouth. Ms. Randall then made a comment on behalf of Portsmouth and stated that the City has had some serious challenges with the numerous changes in leadership over the last couple of years. She appealed to the Board in favor of recertification of the City of Portsmouth.

Mr. Leon Baker, Division Director, Law Enforcement and Regulatory Services, DCJS made a brief comment and asked that Mr. Rick Arrington, Accreditation Manager, DCJS to take the podium and to speak to the accreditation process and the efforts of the City of Portsmouth. Mr. Arrington stated that Portsmouth did have policies in place to reach accreditation, however, they have had many obstacles in the process. He also reminded the Board of the reason for, and the importance of accreditation. There were several comments and questions made by the

following Board members: Mr. Bushnell, Mr. Hodges, Mr. McFarlane, Mr. McGrady, Mr. Green, Mr. Vaughn, Delegate Miller, Mr. Macon and Mr. Dion. The questions that were posed by the Board were satisfactorily answered by Mr. Arrington and Mr. Joe Giltner. After much discussion and hearing the comments, questions and answers, the Board took a vote to replace the original motion with the substitute motion. The substitute motion failed by a vote of 10 to 8 in favor of the original motion to decertify the City of Portsmouth. All was in favor.

Vice-Chairman Green stated that it had been motioned and seconded that the Board de-certify the City of Portsmouth with an exception to the normal provision as stated above. By granting this exception, Portsmouth may reapply as if its request is a request for re-certification. Accordingly, the City may take advantage of this opportunity to reapply for re-certification by June 2010 if it has received its accreditation at that time. Vice-Chairman Green thanked the representatives from the City of Portsmouth for their report and encouraged them to continue their efforts in seeking re-certification.

Item 3: Mr. McFarlane reported that the **Town of Christiansburg** has been in the process of putting together its application for an original certification but has been unable to complete its certification due to its coordinator having personal and medical issues preventing his working on the certification. Chief Sisson advised DCJS that the coordinator had just returned to work and requested an extension for the opportunity to apply by the March 2010 meeting of the CJSB.

The Subcommittee voted unanimously to extend Christiansburg the opportunity to submit its application no later than February 15, 2010. Submission by this date will allow review by the Subcommittee so that it may make a presentation for approval or disapproval by the Board at its March 2010 meeting. Mr. McFarlane, on behalf of the Subcommittee, thanked Mr. Arrington for the very extensive work he did in preparing the materials for presentation to the Subcommittee. He then made a motion for the Board to accept the recommendation of the Subcommittee to grant an extension to Christiansburg. Mr. McGrady seconded the motion.

Recusals: None

Vice-Chairman Green stated that it had been motioned and seconded that the Board accept the recommendation of the Subcommittee to grant an extension to the Town of Christiansburg until February 15, 2010.

Vice-Chairman Green thanked Mr. McFarlane for his report and mentioned that in light of the extensive discussions that the Board had regarding the program guidelines for re-certification, perhaps the department should go back to review and update the guidelines.

Presentations

Criminal Justice Services Board (CJSB) By-Laws Amendments

Vice-Chairman Green called upon Ms. Turner to give a brief overview of the changes to the CJSB By-Laws that were presented, discussed and revisions agreed upon at the last Board meeting. These amendments were to be brought back before the Board for approval at this

meeting. Ms. Turner presented the revisions to the Board and asked that they approve the amendments.

Mr. Dion made the motion to approve the amendments to the by-laws and Ms. Scott seconded the motion. Vice-Chairman Green thanked Ms. Turner for her report and called for comments or questions. There were none.

Recusals: The Honorable Marcus Williams
 Mr. Edward Macon

Vice-Chairman Green stated that it had been motioned and seconded that the Board approve the amendments to the CJSB By-Laws.

Rural Communities Law Enforcement Training

Vice-Chairman Green called upon Sheriff Phelps to give a brief introduction of Mr. Ron Dionne, Chief, State and Local Training Management Division, Federal Law Enforcement Training Center (FLETC). Sheriff Phelps introduced Mr. Dionne and advised the board that a more detailed, informational presentation was given to the Committee on Training this morning.

Mr. Dionne stated that rural law enforcement officers are an underserved population in obtaining quality training. He mentioned that the State and Local Training Management of FLETC was hoping to change this by making training available to the rural law enforcement agencies. Mr. Dionne gave a brief presentation to cover the following areas:

- Rural Policing Institutes
- National Needs Assessment
- Training Development
- Outreach

Several questions were raised and comments made by Board members that were answered by Mr. Dionne. Mr. Dionne thanked Director Cooke for his assistance in allowing this information to be presented to the Board. He also thanked the Board for their time and attention regarding this important training being offered to Rural Law Enforcement Agencies and asked that they share this information with other Law Enforcement Agencies here in Virginia. Vice-Chairman Green thanked Mr. Dionne for his presentation.

Consideration of Grant Applications

Advisory Committee on Juvenile Justice(ACJJ)

Vice-Chairman Green called up Dr. Jay Malcan to give a brief report on the following grants: Dr. Malcan reported that the Advisory Committee on Juvenile Justice (ACJJ) met on May 20, 2009, to review the recommendations of the Grants Subcommittee and recommends funding the following grants:

Juvenile Justice and Delinquency Prevention (JJDP) Title II - The ACJJ reviewed 18 applications for funding and recommends funding 14 Title II continuation grants as shown in Board member summaries. The ACJJ recommended not funding 1 Title II continuation grant as shown in Board member summaries. The locality recommended for denial was given the opportunity to appeal the denial, but did not do so.

Dr. Malcan further mentioned that the ACJJ recommends funding 3 new Title II applications as shown in Board member summaries and noted that the content of one of the new Title II projects is likely to change after feedback from the ACJJ has been presented to the locality. The Petersburg program will probably be amended to no longer focus on the Youth Court portion of its proposal but, instead, have its primary emphasis on mentoring.

Dr. Malcan made a motion that the Board approve the recommendations as stated above. Vice-Chairman Green called for questions or comments. There were none. He then called for a second motion. Mr. Vaughn seconded the motion.

Recusals:	Mr. Christopher Webb	Campbell County
	Dr. Jay Malcan	Petersburg
	The Honorable Marcus Williams	Fairfax
	Ms. Marlene Randall	Portsmouth
	Mr. Barry Green	All grants

Vice-Chairman Green stated that it had been motioned and seconded that the Board accept the recommendations of the ACJJ to approve the grants as stated above and to deny the one grant mentioned above.

Juvenile Accountability Block Grants (JABG)

Dr. Malcan reported that the ACJJ reviewed 4 applications for funding and recommends funding 1 discretionary JABG continuation grant and 3 new discretionary JABG applications as shown in Board member summaries.

By way of a motion Dr. Malcan asked the Board to approve the recommendations of the ACJJ for the above mentioned grants. Vice-Chairman Green thanked Dr. Malcan for his report and called for questions or comments. There were none. He then called for a second motion. Mr. Webb seconded the motion.

Vice-Chairman Green stated that it had been motioned and seconded that the Board accept the recommendations of the ACJJ to fund the grants as stated above.

Corrections Subcommittee

Vice-Chairman Green called upon Mr. Chris Webb to give a brief report on the Corrections Subcommittee grants. Mr. Webb reported that the Corrections Subcommittee met on May 27. Members present were Mr. Sherman Vaughn, Lt. Jerri Smith, Mr. Walter McFarlane, and himself. Sheriff Beth Arthur tuned in via telephone. DCJS staff was also present. Mr. Webb reported on the following grants:

The Comprehensive Community Corrections Act (CCCA) Pretrial Services Act (PSA)

Mr. Webb also mentioned, that in addition to the \$21,286,293 for CCCA/PSA awards there was an additional amount of \$1.5 million in state general funds for new pretrial positions to be allotted to existing pretrial agencies that the Subcommittee had to make decisions on. He stated that the grant announcement for this additional money was sent to all pretrial agencies on April 20 and the grants were due back to DCJS on May 15th and 29 agencies applied for this grant. The maximum amount was \$60,000 per FTE for a total of 24 FTE's and 23 agencies applied for a total of 30 positions, but only 24 were awarded to the following:

Albemarle	James City
Chesterfield	Loudoun
Fairfax	Lynchburg
Fauquier	Norfolk (2)
Frederick	Prince George
Fredericksburg	Pulaski
Greensville	Richmond
Halifax	Rockingham
Hampton	Salem
Hanover	Staunton
Henrico	Virginia Beach (2)

Mr. Webb noted that Fredericksburg, Hampton, Pulaski, and Richmond each applied for 2 positions but the staff recommended reducing them to one as the application did not justify two positions; Virginia Beach applied for 3 positions, but staff recommended awarding only 2 positions for the same reason. Prince William applied for one position, but was not recommended, as the application did not meet the requirements to increase pretrial placements; and they were applying to fund the intensive pretrial program which is not state funded. Six pretrial agencies that were eligible did not apply for additional funding: Alexandria, Arlington, Chesapeake, Gloucester, Mecklenburg and Portsmouth.

The block of CCCA/PSA grants was approved for \$21,286,293 as recommended. The additional \$1.5 million for pretrial was approved as recommended for the 23 agencies to receive support for new pretrial staff.

Mr. Webb made a motion for the Board to accept the recommendations of the Subcommittee to fund the grants as stated above. Vice-Chairman Green called for questions or comments. There were no questions posed by the Board, however, Vice-Chairman Green made an inquiry regarding the grants and the reductions that were made. Questions were answered satisfactorily by Ms. Paula Harpster. Vice-Chairman Green then called for a second motion. Dr. Malcan seconded the motion.

Recusals: Ms. Marlene Randall Portsmouth
 The Honorable Marcus Williams Fairfax
 Mr. Chris Webb Lynchburg

Vice-Chairman Green stated that it had been motioned and seconded that the Board accept the recommendations of the Subcommittee to fund the grants as stated above.

Offender Reentry and Transition Services (ORTS -Formerly “PAPIS”)

Mr. Webb reported that these grants were on-going, level funded grants and the only change to note was that the grant program was returning to the title “PAPIS Virginia Prisoner Reentry Program”. He mentioned that DCJS staff explained that after 25 years of continuing funding, this constituency is well practiced and consistent in the quality of their applications and the operations of their programs. In addition, PAPIS formed new partnerships with DOC to assist with their pre-release programs at selected jails and have become the transition programs of choice with the Governor’s Reentry Pilot Council sites. By way of a motion, Mr. Webb asked the Board to accept the recommendations of the Subcommittee to fund these grants.

Vice-Chairman Green called for questions or comments. There were none. Vice-Chairman Green then called for a second motion. Mr. Vaughn seconded the motion.

Recusals: Ms. Cookie Scott
Mr. Ed Macon
Ms. Marlene Randall Portsmouth
The Honorable Marcus Williams OAR - Fairfax

Vice-Chairman Green stated that it had been motioned and seconded that the Board accept the recommendations of the Subcommittee to fund the grants as stated above.

Byrne/Justice Assistance Grants (Byrne/JAG) - For Informational Purposes Only

Mr. Webb indicated that the department was informed the previous Friday regarding the Byrne yearly allocation. Therefore, announcements would go out late. He further stated that Virginia received \$24.2 in Recovery Act Funds, however, those funds were allotted by action of the General Assembly.

He further mentioned that 118 smaller localities would receive \$368,000 leaving \$23.9 million and out of that, \$23.3 million would go to the Compensation Board to fill 611 full-time positions and 74 part-time Sheriff’s Office positions throughout the Commonwealth. An additional \$514,800 may be awarded to restore funding to a transitional therapeutic community like Gemeinschaft Home. He said; announcements would go out via e-mail to advise continuation grantees to prepare their applications. The review and award process, however, would be delayed. The committee was informed that they do not anticipate any continuation grants not being qualified for funding.

Residential Substance Abuse Treatment (RSAT) Program

Mr. Webb stated that over the past five years, the program funding was reduced from \$2.5 million down to \$217,000. Of the 3 current RSAT grants, 2 will end this year. The City of Petersburg is about to end their 2nd year. The program is working effectively and their reports have been timely. They received a 25% match of City funds. They have implemented an interesting new component; Puppy Pals, which engages TC participants in training and preparing “rescued” dogs for placement with local families. The program is pleased with the participant’s constructive and enthusiastic engagement with this activity. DCJS staff suggested to the Subcommittee that due to diminished federal RSAT, DCJS may not choose to initiate new jail-based

programs with future RSAT awards to Virginia. Instead, DCJS will likely solicit applications from previous RSAT-funded therapeutic communities at DOC and DJJ to update training materials. The Subcommittee approved the grant and recommended that it be brought before the full Board for approval. By way of a motion, Mr. Webb asked that the Board accept the recommendation of the Subcommittee to fund the grant as stated above.

Vice-Chairman Green thanked Mr. Webb for his report and called for questions or comments. There were none. He then called for a second motion. Mr. Hodges seconded the motion.

Recusals: Mr. Ed Macon
Ms. Marlene Randall Portsmouth
Ms. Cookie Scott

Vice-Chairman Green stated that it had been motioned and seconded that the Board accept the recommendations of the Subcommittee to fund the grant as stated above.

Victim/Witness Subcommittee

Vice-Chairman Green called upon Mr. Dion to give a brief report on the Victim/Witness Subcommittee grants.

Mr. Dion reported that the Victims Services Subcommittee met on June 8th. Ms. Finch and Ms. Ferguson served on the subcommittee along with himself. The Subcommittee met to review the following:

Victims of Crime Act (VOCA) Continuation Grants supporting:

Sexual Assault Crisis Centers for FY2010 and FY2011, and;

Victim/Witness Programs for FY2010

The committee also reviewed:

“One-Time” American Recovery and Reinvestment Act Grants supporting:

Sexual Assault Crisis Centers

Victim/Witness Programs, and;

VSTOP Programs combating violence against women

Mr. Dion briefly addressed the Subcommittee’s recommendations related to each program area:

VOCA Continuation Funding for Sexual Assault Crisis Centers in FY2010 and 2011

Mr. Dion reported that the Subcommittee reviewed the staff recommendations for 38 continuation applications. Since DCJS had not received official notice of the FY2010 VOCA award prior to releasing guidelines, applicants were only allowed to apply for funding level to

their FY2009 awards. The federal and state award for this grant program in FY 2010 is \$3,239,927. He said; this funding level allows us to give every applicant a 3% increase over their requested amount.

Mr. Dion mentioned that five programs are being recommended for substantial increases because they currently (and historically) have been funded at less than one full-time equivalent employee. It is incredibly difficult to respond to the needs of all victims of sexual violence in a program's service area with only a part-time staff person. These programs are Hanover Safe Place, Loudoun Abused Women's Shelter, People, Inc. in Grundy, Safehome Systems in Covington, and the Arlington Violence Intervention Program.

Mr. Dion further mentioned that two programs were considered for de-funding: Citizens Against Family Violence in Martinsville and DOVES in Danville. Neither of these programs submitted their applications by the due date. The subcommittee agreed to award one year of funding to each program. The subcommittee recognized that if these grants are not awarded, an entire region of Southside Virginia will go without services for victims of sexual violence. These programs will be on probation and under intense monthly scrutiny by their grant monitor. Any future failure to comply with DCJS requirements will result in the withholding of funds. The will bring recommendations related to continuation funding for these two programs back to the Board next year.

All 38 applications are recommended for funding in the amount of \$3,221,693. There are no appeals. It is estimated that funding for the second year of the grant, FY2011, will remain at the FY2010 award level, assuming sufficient federal and state resources are available for award and program performance is satisfactory. Therefore, the Board will be voting on both years of this two-year grant program.

Mr. Dion then made a motion that the Board approve the award totaling \$3,221,693 annually to support the 38 applicant programs in FY2010 and FY2011.

Mr. Dion also made a motion that the Board authorize staff to make adjustments to the FY2011 awards, if necessary, based upon the actual amount of funding available. Vice-Chairman Green called for questions or comments. There were several questions posed by Board members regarding clarification on the voting item which was satisfactorily answered by Mr. Dion.

Vice-Chairman Green then called for a second motion. Ms. Scott seconded the motion.

Recusals:	Ms. Marlene Randall	Portsmouth
	The Honorable Marcus Williams	Fairfax, Falls Church
	Mr. Jeff Dion	Sexual Assault/Victim Assistance

Vice-Chairman Green stated that it had been motioned and seconded that the Board accept the recommendations of the Subcommittee to fund the grants as stated above.

VOCA Continuation Funding for Victim/Witness Programs in FY2010

Mr. Dion reported that the subcommittee recommends a total FY2010 award of \$9,243,790 to continue supporting 106 grant programs.

At last June's Board meeting, the Board approved an annual award of \$8,501,111 to provide continuation grant funding to 102 local Victim/Witness Programs and four statewide victim assistance programs for the two year, FY2009 -FY2010, award cycle. This award level amounted to an 8% reduction, when compared to the amount awarded in FY2008, and was selected due to the expected reduction in the amount of federal VOCA funds available for FY2009. The Board also accepted a subcommittee recommendation to allow staff the flexibility to adjust awards depending on the actual VOCA awards received.

Mr. Dion mentioned that Federal VOCA funding available to Virginia for FY2010 will increase. Consequently, combined available resources are sufficient to allow DCJS to restore the 8% reduction imposed in FY2009, and we recommend restoring awards to their FY2008 level totaling \$9,243,790. Mr. Dion made a motion that the Board approve the award of \$9,243,790 to support 106 applicant programs in FY2010. Mr. Webb seconded the motion. Mr. Macon and Ms. Randall abstained from voting.

Vice-Chairman Green called for questions or comments. There were none. It was then determined that a vote was not necessary because the Board approved these awards back in 2008.

"One-Time" American Recovery and Reinvestment Act Grants supporting Sexual Assault Crisis Centers

Mr. Dion reported that the subcommittee reviewed the staff recommendations for 11 applications. The Recovery Act funds are a one-time grant program covering two fiscal years, FY2010 and FY2011. Therefore the Board will be voting on both years of this two-year grant program. The federal award for this grant program totals \$253,445. Applicants were also required to provide a cash, or in-kind match.

Four applications are recommended for funding in the amount of \$253,445: The Collins Center in Harrisonburg, Response in Norfolk, Sexual Assault Resource Agency in Charlottesville, and the Women's Resource Center in Radford.

Mr. Dion stated that he was also pleased to note that three additional applicants- Hanover Safe Place, Loudoun Abused Women's Shelter, and the Arlington Violence Intervention Program- will receive a significant increase in funding through increased awards under the continuation Sexual Assault Grant Program which was discussed a few moments ago.

There were no appeals. All available funds were allocated. By way of a motion, Mr. Dion made a motion that the Board approve the awarding of funds in the amount of \$253,445 to support the four applicant programs recommended for funding in FY2010 and FY2011. Vice-Chairman Green called for questions or comments. There were none. He then called for a second motion. Ms. Finch seconded the motion.

Recusals: None

Vice-Chairman Green stated that it had been motioned and seconded that the Board accept the recommendation of the Subcommittee to fund the grants as stated above.

“One-Time” Recovery Act Grants Supporting Victim/Witness Programs

Mr. Dion reported that there were eighteen Victim/Witness Programs in need of additional staff, based on DCJS’ Victim/Witness Program Staffing Needs Assessment, and were eligible to apply for funding. DCJS received a total of 9 applications seeking \$738,354. Available federal funds total \$413,706.

DCJS staff considered a number of factors in addition to the application score, in reaching funding recommendations. These included: geographic distribution of available funds, number of additional staff needed, current program performance and cost effectiveness, and current unemployment rates.

Mr. Dion mentioned again, that the Recovery Act will fund a one-time grant program covering two fiscal years, FY2010 and FY2011. Six applications are recommended for funding in the amount of \$413,706: Chesapeake, Chesterfield County, Fredericksburg, Hampton, Harrisonburg/Rockingham County, and Richmond City. By way of a motion, Mr. Dion made a motion that the Board approve the awarding of funds in the amount of \$413,706 to support the six applicant programs recommended for funding in FY2010 and FY2011.

Vice-Chairman Green called for questions or comments. There were none. He then called for a second motion. Mr. Hodges seconded the motion.

Recusals: The Honorable Marcus Williams

Vice-Chairman Green stated that it was motioned and seconded that the Board approve the recommendations of the Subcommittee to fund the grants as stated above.

“One-Time” Recovery Act Grants supporting VSTOP Programs Combating Violence Against Women

Mr. Dion reported that the Subcommittee reviewed the recommendations for 77 Recovery Act V-STOP applications. The Recovery Act V-STOP Grant Program is administered separately from the regular V-STOP program and will support staff positions addressing violence against women in law enforcement agencies, prosecutor offices, the courts, and victims’ services programs for an 18 month period beginning July 1, 2009 and ending December 31, 2010.

The federal allocation for the Recovery Act V-STOP Grant Program is \$2,975,220. A total of 77 applications were received requesting \$5,753,282. 46 of these applications are recommended for funding in the amount of \$2,749,451 in the following categories:

- 6 in the Law Enforcement category
- 12 in the Prosecution category
- 4 in the Courts category
- 20 in the Victims Services category
- 4 in the Discretionary category

A balance of \$225,769 remains in the law enforcement category. Additional guidelines for one year grants for CY 2010 will be developed to allocate this balance to appropriate law

enforcement programs. By way of a motion, Mr. Dion asked that the Board approve the awarding of funds in the amount of \$2,749,451 to support the 46 applications recommended for funding for the 18 month grant period.

Vice-Chairman Green called for questions or comments. Mr. Macon inquired about the courts category, as to who they were and whether any were for the Supreme Court. Mr. Dion responded. Vice-Chairman Green then called for a second motion. Ms. Finch seconded the motion.

Recusals:	Mr. Ed Macon	Supreme Court
	The Honorable Marcus Williams	Fairfax
	Lt. Colonel Robert Northern	Va. Chiefs
	Mr. Jeff Dion	Sexual Assault, Prince William

Vice-Chairman Green stated that it had been motioned and seconded that the Board approve the recommendations of the Subcommittee to fund the grants as stated above.

Old/New Business

Vice-Chairman Green asked the Board if there were any old/new business to be discussed. There was none. He then called for public comment. There was none.

Administrative Hearing

Vice-Chairman Green reminded the Board that there would be an Administrative Hearing at the next meeting: The Department of Criminal Justice Services vs. Millie S. Sparks. The Executive Committee is scheduled to hear this appeal at the conclusion of the September 10 Board meeting.

Ethics Training

Vice-Chairman Green mentioned that the department is looking to provide an Ethics Training session for Board members on December 10, immediately following the normal business of the Board. Please mark your calendars that this meeting will be for an extended period of time. Board members would be kept posted.

Next Meeting Date

Vice-Chairman Green mentioned that the next meeting of the Criminal Justice Services Board is scheduled for September 10, 2008.

Adjournment

There being no further business to be discussed, Vice-Chairman Green thanked the Board and the audience for attending the meeting today and called for a motion to adjourn. Mr. Dion made

the motion and Ms. Randall seconded. Vice-Chairman Green stated that it had been motioned and seconded that the meeting be adjourned at approximately 1:00 p.m.

Respectfully submitted,

Priscilla Bowers
CJSB Secretary

Approved by:

Barry Green, Vice Chairman