

**COMMONWEALTH OF VIRGINIA
BOARD OF CORRECTIONS
JAIL REVIEW COMMITTEE MEETING**

Regular Meeting.....January 7, 2020

Location6900 Atmore Drive, Richmond, Virginia

Presiding.....William Dean, Chairman

Present.....John F. Anderson, Jr. Board of Corrections Member
Olivia J. Garland, Ph.D., Board of Corrections Member
Heather Masters, MD, SFHM, FACP, Board of Corrections Member
Karen Nicely, LPC, Board of Corrections Member
Bobby Vassar, Board of Corrections Member
Steve Goff, Board of Corrections
Kemba Jennings, Board of Corrections
Emmanuel Fontenot, Department of Corrections
Brian Flaherty, Department of Corrections
Donna Foster, Department of Corrections

Conference Call - Phillip Figura, Board Counsel, Office of the Attorney General

The meeting was called to order and Chairman Dean welcomed all attendees.

The December 18, 2019 minutes were brought before the Committee for approval.

Upon a *Motion* by Chairman Dean and duly seconded, the attending members voted unanimously to *Approve* the December 18, 2019 Jail Review Committee meeting minutes.

Public Comment

None

Presentation

None

Closed Session

The following was offered by Mr. Anderson as a motion:

I MOVE that the Jail Review Committee begin *CLOSED* session pursuant to Virginia Code Section 2.2-3711(A)(16) to discuss or consider medical and mental health records; and pursuant to Virginia Code Section 2.2-3711(A)(8) to consult with legal counsel regarding specific legal matters requiring the provision of legal advice by such counsel.

Upon a *Motion* by Mr. Anderson and duly seconded, the attending members voted unanimously to *Approve* the above recommendations.

Pursuant to Virginia Code Section 2.2-3712(F) I MOVE that the presence of the following individuals will reasonably aid this board in considering the subject of the closed session:

Names of the individuals to be included:

**Phillip Figura (via conference call)
Kemba Jennings
Steve Goff
Donna Foster**

Upon a *Motion* by Mr. Jett and duly seconded, the attending members voted unanimously to *Approve* the above recommendations.

Reconvene Open Session

Upon the members' return to open session, Mr. Anderson offered the following in the form of a motion:

I MOVE that the Jail Review Committee reconvene our open session having concluded a closed session to discuss or consider medical and mental health records and to consult with legal counsel regarding specific legal matters requiring the provision of legal advice by such counsel. I MOVE that this committee and its individual members certify that during the closed session, the Jail Review Committee limited its discussion to matters lawfully exempt from the public meeting requirements and identified in the closed session motion. If a Member cannot so certify, I ask that they state the reason specifically on the record and that the recorder take role.

Upon a *Motion* by Mr. Jett and duly seconded, the attending members voted unanimously to *Approve* the above recommendations. All attending Board of Corrections' members *Certified* that the closed session discussion was limited to medical, mental health records and legally exempt matters.

Actions

I make the following recommendations in the form of a Motion by Chairman Dean:

The Jail Review Committee investigated the following cases by reviewing institutional, medical, and mental health records and other relevant evidence of the circumstances surrounding each death. The Jail Review Committee further finds that investigation did not reveal any evidence indicating that the facility was out of compliance with the regulations promulgated by the Board. NOW THEREFORE, I MOVE that the following cases be recommended to the Full Board for closure as a result of the following cases:

Case	Location	Date of Death
18-0063	Rappahannock Regional Jail	11/23/18
18-0065	Roanoke City Jail	12/3/18
19-0019	Norfolk City Jail	6/12/19

The Jail Review Committee investigated the following cases by reviewing institutional, medical, and mental health records and other relevant evidence of the circumstances surrounding each death. The Jail Review Committee further finds that investigation revealed evidence indicating that the facility was out of compliance with the regulations promulgated by the Board. NOW THEREFORE, I MOVE that the following cases be recommended to the Full Board for closure as a result of the following cases:

Norfolk City Jail

19-0002 – date of death 1/15/19

6VAC-15-40-1045 - Supervision of Inmates
6VAC-15-40-5- Compliance Documentation

19-0015 date of death 5/8/19

6VAC-15-40-1045- Supervision of Inmates

General Discussion

None

Other Comments

There being nothing further, the meeting was *Adjourned*.