

## Janet Shelton

**From:** Carte Goodwin  
**Sent:** Sunday, August 12, 2007 11:39 PM  
**To:** Janet Shelton  
**Subject:** FW: DCJS\_PerdueSettlementPriorityList\_2007  
**Attachments:** DCJS\_PerdueSettlementPriorityList\_2007.doc

Put in WVSP-oxycontin file (see me if there's any confusion about which file). This needs its own folder – "DMAPS list of projects"

**From:** Joseph Thornton  
**Sent:** Wednesday, August 08, 2007 4:12 PM  
**To:** Carte Goodwin  
**Subject:** FW: DCJS\_PerdueSettlementPriorityList\_2007

Carte,

Attached is a list of DMAPS and associated projects for the Perdue Pharma settlement monies. They are not inclusive of State police requests for use of the funding, these projects are separate from their list of desires. We have done some preliminary research into the feasibility of the funding use, but it requires more legal knowledge than I have to determine usage. There is a meeting on this issue next week (Aug 15) with Puccio and others to discuss. Since the Governor will ultimately decide any use I am forwarding to you for further determinations. Call if you have any questions.

Thanks,

Joe

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**From:** Norb Federspiel [mailto:NFederspiel@wvdcjs.org]  
**Sent:** Thursday, July 26, 2007 3:14 PM  
**To:** Joseph Thornton  
**Subject:** DCJS\_PerdueSettlementPriorityList\_2007

Joe: Here is a beginning on evaluating projects that could be funded out of the Purdue Settlement money. I have talked with Deanna Eder at the US Attorney's office and the observations I've made to this point are reflective of our joint analysis. Further guidance from central justice will be coming and I will try to nail that down as soon as I get a name.

n  
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8/13/2007

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Joe:

I have begun a review of the items listed below for their capability to be funded with the Oxycontin money from the Western District of Virginia that was earned by the West Virginia State Police.

First: an administrative matter. Under the "permissible use policy", the money is not passed through to other organizations. Rather the recipient agency may re-imburse another unit of government for expenditures on approved projects. So, the State Police will need to be keeping track of all expenses from this windfall, whether they come from the state police portion or from pass-through projects approved by the Governor. They will also have to complete an annual report on all activities under the program. (Question for Carte Goodwin – does the WVSP have legislative authority to act in this pass through basis?)

Second: all projects must be approved by a US Attorney, and possible by the Deputy Attorney General. When we are ready to go, a new DAG 71 must be completed in detail on what is to be done with the money.

I will now go down the list of proposed activities with a tentative judgment on those that may be funded.

- **West Virginia Corrections Academy** – There has long been in need of a new physical plant due to extremely poor conditions and space issues. Currently, the Academy is located at Parchment Valley, in Ripley WV, and is being leased. The Regional Jails Training Academy is currently located at Glenville State College. A new facility, specifically designed to meet the training needs of the West Virginia Division of Corrections, the West Virginia Regional Jail Authority, and the West Virginia Division of Juvenile Services, would result in eventual cost savings through efficiencies of scale, as well as promote greater cooperation between the agencies. A new facility would also provide greater capacity for specialized training, computer training, meeting and conference space, and other unrealized benefits. **\$12,000,000** *I can't rule this one totally out. We would need guidance from a higher level at central justice. Typically, they want to support "law enforcement", and while these entities get the fruits of successful law enforcement, they themselves have limited law enforcement authority (power or arrest). Right now – Maybe! We also need to be cognizant of the ability to spend the money in a timely fashion. If the money comes in three separate checks, it may be difficult to control the cash flow within the required two year time frame.*
- **The Governor's Committee on Crime Delinquency and Correction** – Law Enforcement Training subcommittee would like to see funds to utilize in adding additional training capacity for both basic and in-service training. We are beginning to see a backlog in training of basic officers, and additional money would be utilized to sponsor at least two additional basic academies. In addition we would like to bring in some national experts for advanced in-service training for experienced officers. **\$500,000** *Direct training of law enforcement is a go. Since these are law enforcement officers, it doesn't matter what kind of LE training they get just so it goes to*

*their professional credential. We also must be careful to show we are not supplanting.*  
**YES**

- **The Governor's Committee on Crime Delinquency and Correction** – Community Corrections subcommittee would like to see to funds to add drug court capabilities to community corrections programs throughout the state. Currently there are only two drug courts in the state and the committee has not funded any of them. We would like to expand community corrections programming by encouraging local community corrections programs to add drug court to the current list of correctional alternatives that they offer. We anticipate that this amount of money could be spent over the course of two fiscal years. **\$2.5 million** *Community based drug treatment is a go. It meets the requirements as community based and supportive of and consistent with a law enforcement effort, policy or initiative.* **YES**
- **Purchasing three (3) buildings** - for Day Reporting Centers in Mercer, Hancock and either Kanawha or Wood Counties. This will not only provide community-based, cost-effective programming for the youth of West Virginia, it will enhance greatly the State's efforts to keep West Virginia youth in their homes and in the State. The cost of the three purchases would be approximately **\$250,000.00** each (**\$750,000 total**) *This would appear to be a yes. Should be do-able within the time frame and meets a law enforcement purpose for juvenile offenders who have been convicted.* **YES**
- **Validate the Risk Assessment** - This is concerning what the Supreme Court suggested for a guideline to follow in parole hearings. The validated Risk Assessment now in use by the parole board would put West Virginia in line with other states parole boards **\$25,000** *Probably a go. It should lead to better decision-making on the back end of a sentence and therefore reduced recidivism.* **YES**
- **Computer Upgrades to comply with new IMIS Program Standards** – New Microsoft Operating systems and standards are making older computers with legacy versions of the Microsoft Operating System obsolete for the Inmate Management Information System (IMIS) program. The WVDOC has many older computers that are obsolete from a hardware perspective as well. Funding is needed to replace these computers as well as institute a graduated technology refresh plan. **\$450,000** *This one is iffy. Its not that Corrections doesn't need good computer power, but it does go to the "law enforcement" prong of the test. IMIS does get correctional status information into central criminal records, but I would need higher approval on this one.*
- **Document Imaging System** – Over the decades of the DOC's existence, thousands and thousands of closed inmate files have entered storage. The Division does not have the storage space or resources to adequately archive this massive amount of paper. In addition, as the agency continues to grow, this problem magnifies at the same rate. A modern web-based document imaging system would allow us to correctly categorize and access these archives files as well as giving us the ability to access and transfer current information much more efficiently. **\$300,000** *No: routine operations of the Division of Corrections and doesn't seem to serve a law enforcement purpose.*
- **Denmar Electrical/Wiring System Upgrade** – The wiring/outlets and related items at the Denmar Correctional Center are still the original ones present when the facility was a state hospital. It is the recommendation of the power company that a total upgrade be performed for safety reasons. **\$400,000** *No: I see this as routine maintenance of a correctional facility. Higher authority needed to approve.*

- **Davis Center Renovation** - In order to use it as a Challenge Academy program when the present youth are transferred to the new Rubenstein Facility, renovations will be necessary. The Challenge Academy program will create a different type of intervention for juvenile justice youth in West Virginia and would be responsive to the requests of many circuit court judges and probation officers seeking residential placements for youth thus allowing many more youth to remain in State. The estimated cost of renovation to bring it up to more acceptable standards is **\$1,500,000.00**. *This is a maybe: Since its dealing with treatment of juvenile offenders, and would provide housing for them, I find this similar to trying to obtain local juvenile day report centers.*
- **Funding for 15 Automatic External Defibrillators (AED) With Wall Mounts** - An automatic external defibrillator is a portable automatic device used to restore normal heart rhythm to patients in cardiac arrest. This device automatically analyzes a patient's heart rhythm and advises the rescuer whether or not a shock is needed to restore a normal heart beat. How quickly an electric shock is provided can mean the difference between life and death. An AED uses visual and audible prompts to tell the rescuer the steps to take. Currently, there are only 12 AED devices strategically placed on the Capitol Complex. This does not provide sufficient devices for the entire complex. Additional AEDs would be placed in the East and West Wings, Main Capitol Building, 9, Buildings 5 and 6, and other pertinent locations. **\$13,500 - Wall Mounts: \$1,875** *No – but nice try. Haven't established a law enforcement link.*
- **Funding for 15 Evacuation Chairs** - Evacuation chairs allow individuals to be quickly and safely evacuated from single story or multiple level buildings. In the event of a fire or other cause for evacuation elevators should not be used for the emergency evacuation of a building. In these situations, individuals with limited mobility may be trapped or have to wait for a prolonged period of time in an area of refuge. The purchase of evacuation chairs will provide for a quick evacuation of individuals with a mobility related disability. **\$13,650** *No – see immediate above.*
- **New Charleston Work Release Location (to cover property acquisition and renovation)** - The Charleston Work and Study Release Center (CWRC) is a community based correctional facility under the direction of the WV Division of Corrections. The Center was first established in Charleston in 1972 but has been at the present location since 1982. The building is a two story, dormitory style, brick building, located at 607 Brooks Street, Charleston WV. The building is not owned by the Division of Corrections but is a leased property. Due to revitalization in the last couple of years, the area is a more desirable location. The new Charleston Powerpark is located across the street and the Clay Center is one block to the south. In addition, the Kanawha Valley Emergency Ambulance Authority (KVEAA) has purchased the property on the north, south, and west of the facility. The landlord has disclosed that he has been approached by KVEAA regarding the sale of the property. The facility houses 64 inmates and if the landlord decided to sell the property, the lease calls for only thirty (30) days notice. It would be extremely difficult (if not impossible) to find inmate housing in this period of time. A search of local properties suitable for re-location of the Charleston Work Release Center has revealed few sites. Various factors have been considered; location, size of structure, one or two story, proximity to public transportation, handicap assessable, city zoning, etc. One property that seems to fit all our criteria has been located on Bigley

Avenue in Charleston. It is a former grocery store and appears to be a good candidate for a new facility. It has been on the market for a number of years and the current asking price is \$750,000.00. It is estimated that it would cost \$1.5 - \$1.75 million to renovate the building. The monthly lease for the present facility is \$6,250.00 per month or (\$75,000.00/year). **Over 1.4 million dollars has been paid in leasing costs since 1982 at the present location.** It is felt that the eventual sale of the current location will be a reality and re-location of CWRC will be necessary. While the initial purchase of a property rather than leasing would be expensive, savings to state taxpayers could be realized over the course of a few years. Inmates pay rent and this could be utilized to help defray operating costs once the building was paid off. **\$2,500,000** *This is a maybe that needs further exploration. It fits the community based prong and should support reduced recidivism. Plus people get housing and job skills. I will investigate further.*

- **Mt. Olive Electrical Substation Replacement** – Mt. Olive has historically encountered numerous grounding problems due to power surges and lightning strikes. We have been advised that a new substation is necessary to resolve this situation. **\$2,800,000** *No – routine corrections.*
- **New Location for Beckley Correctional Center** – BCC is currently located in a DHHR owned building that we lease. It is aged and is in need of extensive repair and renovations. A new location and physical plant owned by the WVDOC would be more cost effective than extensive renovations and continued lease agreements. **\$1,000,000** *Probably not. Routine corrections*
- **Pruntytown Renovations** - The Pruntytown Correctional Center's physical plant is aging (major parts of the facility are over 100 years old) and it is in need of extensive renovations. The administration building, gymnasium, kitchen, Unit 24, and medical unit are all in need of various renovations and repair. **\$1,800,000** *No. Routine corrections*
- **Video conferencing system** – A comprehensive upgrade to the WVDOC's video conferencing system would provide a large cost savings from reduced travel for meetings and trainings. The system would include upgraded monitors and systems in all facilities as well as the capability for the Academy to connect with all sites at once to provide distance training. **\$200,000** *Hard to justify as law enforcement.*
- **Huttonsville Taunt Wire Intrusion Detection System** – Huttonsville Correctional Center does not currently have a "taunt-wire" system. This fencing technology detects when pressure is placed on the lines and alerts officers at the control station that there could be a possible security breach. With the continuing expansions at this facility, and the gradual evolution of its occupants to a higher security level, this system is needed to better guard the safety and security of the community. **\$900,000** *No – routine corrections.*
- **Denmar Gymnasium Addition & Denmar Window Replacement** – Denmar Correctional Center does not currently have an indoor gymnasium so recreational activities are not possible during the winter months. The windows at the Denmar Correctional Center are still the original ones present when the facility was a state hospital. It is a recommendation by the WV Department of Health that they be replaced. **\$1,750,000** *No law enforcement connection.*
- **Huttonsville HVAC System Upgrade and Water Treatment Plant connection to the local PSD** - Although Huttonsville has undergone numerous expansions,

much of the facility is still under the old heating system and has no cooling system at all. In addition, the Water Treatment Plant no longer meets the needs of the entire facility; a connection to the local PSD would provide enough water on a reliable basis. **\$1,400,000 No law enforcement connection**

- **Huttonsville Parking Lot Expansion and Resurfacing and Laundry Expansion**  
- The recent, and past, facility expansions at HCC have resulted in the institution outgrowing the available parking space and laundry capacity. **\$720,050 Maybe if you rented it out to law enforcement for a driver training facility. Otherwise not.**
- **EOC Upgrade and some of the equipment in it** - Some of the equipment here is getting old and out of date. We have purchased some items for our COOP and MCC. This project could cost between. Since the EOC supports all agencies in the state this would have a benefit for public safety for all. This would include furniture, plasma walls, VTC equipment etc. We are doing some of this with the Verizon funds. **\$150,000 - \$200,000 Maybe if you can tie this a little closer to law enforcement training and exercises dealing with riots and escapes. I'd need more guidance.**
- **Construction of a 10-15 bed Juvenile Center in the Northern Panhandle** - Replace the present Northern Detention Center in Wheeling. DJS needs a presence in this area to accommodate youth needing placement awaiting the court process. The present facility operated by Youth Services Inc. is not satisfactory as a physical plant and would not meet ACA standards if we were ever to attempt to obtain ACA accreditation. **\$6,500,000.00. Possibly as a youth based treatment, housing and drug treatment center. Would need more guidance.**
- Purchasing new and updated equipment for vocational educational programs at The Industrial Home for Youth and the Davis Center. Although the vocational educational programs fall under the auspices of the Department of Education, DJS has an opportunity to enhance greatly the vocational offerings in partnership with the Department of Education. We hope to have at least six vocational classes at IHY and four at the Davis Center. This will allow us to be more recognizable as a state-of-the-art program compared to "out-of-state" programs which thrive often due to their vocational programs. **\$1,000,000.00. This might work. It could be considered preventive in that the equipment would be used for programming for incarcerated youth, while teaching job skills and vocational skills. Needs more guidance.**
- **RRT Funding** - This would help fund some of the areas that are not funded now. Keeping the equipment in working order, help with backfill to the departments that have to send people when we have a call, also it would help to replace equipment that is out dated or used. The RRT is a state response unit, it needs to be funded by the state at some level. **\$600,000 Who does this belong to? Is it corrections rapid response team. I think anytime you have a riot or escape you are really into a law enforcement parameter. This might work.**
- **Governor's Helicopter** – Governor wants settlement funding dedicated to purchase a new helicopter. This request needs not only to determine the ability to fund, but under what circumstances would a helicopter be allowed under the stipulations of the settlement. Call me if you have questions or this doesn't make sense. **\$3 million RED Flag! First off it cannot be a Governor's Helicopter. If it is used predominantly by State Police for law enforcement activities, it is probably justifiable. Assurances and documentation of usage for law enforcement purposes would be a must. I don't know**

*what percentage of use the Governor could make of such a thing, but at very least I'm sure that WVSP would need to use it the majority of time in order to fly. State Police would have to document their need for the bird. Beware of public perception and awareness.*

- **Rand Caring education association:** This is a community based group that provides after school services to at risk children in the upper Kanawha valley. They probably need an additional \$36,000 to stay in business. If they are a 501 ©(3) or (4) organization, they could probably be recognized for funding a community based drug and crime prevention program for youth and be funded.

I will try to get further guidance tomorrow from the Asset Forfeiture and Money Laundering Section, Criminal division of the Department of Justice.