

November 18, 2009

A regular meeting of the Prison Board was held on Wednesday November 18th, 2009 at 9:00 A.M. at the Fayette County Commissioners Office Conference Room.

**Roll call was done and the following members were present:**

**Commissioner: Vince Zapotosky**  
**Commissioner: Angela M. Zimmerlink**  
**Deputy Controller: Jeanine Wrona**  
**Sheriff: Gary Brownfield**

**Others:       Acting Warden: Brian Miller**  
**Human Resource Director: Dominick Carnicella,**

**Absent:        District Attorney: Nancy Vernon**

**Came in During the Meeting:**  
**Commissioner: Vincent A. Vicites**

**Motion** made by Commissioner Vince Zapotosky and seconded by Commissioner Angela M. Zimmerlink to approve the October Minutes.

**On the Roll Call vote was:**

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| <b>Commissioner Vince Zapotosky</b>      | <b>yes</b> |
| <b>Commissioner Angela M. Zimmerlink</b> | <b>yes</b> |
| <b>Commissioner Vincent A. Vicites</b>   | <b>yes</b> |
| <b>District Attorney Nancy Vernon</b>    | <b>yes</b> |
| <b>Sheriff Gary Brownfield</b>           | <b>yes</b> |
| <b>Deputy Controller, Jeanine Wrona</b>  | <b>yes</b> |

**Motion Carried Unanimously**

**Motion** made by Commissioner Zapotosky and seconded by Commissioner Vicites to pay the October 2009 bills.

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| <b>Commissioner Vince Zapotosky</b>      | <b>yes</b> |
| <b>Commissioner Angela M. Zimmerlink</b> | <b>yes</b> |
| <b>Commissioner Vincent A. Vicites</b>   | <b>yes</b> |
| <b>District Attorney Nancy Vernon</b>    | <b>yes</b> |
| <b>Sheriff Gary Brownfield</b>           | <b>yes</b> |
| <b>Deputy Controller, Jeanine Wrona</b>  | <b>yes</b> |

**Motion Carried Unanimously**

**Sheriff Gary Brownfield** asked Acting Brian Miller if he collected any information on the insurance we spoke about at the last meeting.

**Commissioner Zapotosky** commented that the question at the last meeting was, how health insurance is set up for inmates, whether being treated in the hospital or in the prison.

**Acting Warden Brian Miller** stated, the current contract is with Prime Care and they pay the first \$2500.00.

**Commissioner Zapotosky** said he would like some type of statement or breakdown as to the cost we incurred based on medical treatments provided outside the facility in regard to inmate care.

**Acting Warden Brian Miller** stated, Mr. Dellarose explained that it could be open for discussion as far as Prime Care. He said you can make it where Prime Care pays the first \$50,000.00, though the premium would be higher.

**Commissioner Zapotosky** commented the premium is \$500,000.00 a year to insure roughly up to 260 individuals, that is a substantial premium cost and not all inmates are here 365 days a year.

**Acting Warden Brian Miller** stated he will get the figures that are needed.

**Commissioner Vicites** commented, years ago we had our own doctor and medical staff though that did not work, financially or for patient care.

**Commissioner Zapotosky** stated we are going to have to pay attention to part time employees; financially it has been a burden.

**Warden Miller** said there are 10 part time employees at this time though 1 is on Military leave in Afghanistan.

**Commissioner Zimmerlink** stated when we were going through the budget that issue was identified and Warren Hughes County Manager said he would meet with you and Dominick Carnicella Human Resource Director to get a break down of part time employees at the prison that had over time and decide how to handle the issue .

**Commissioner Zapotosky** stated we are paying approximately \$49,000.00 a month for Health Care, which is almost \$500,000.00 year.

**Acting Warden Brian Miller** said there are 254 inmates which are 225 males and 29 Females, 3 inmates housed in Greene County.

**Acting Warden Brian Miller** stated, October 23, 2009 we had an attempted suicide by inmate Jason Clark, he was moved from General Population into Disciplinary Segregation for a misconduct he received, all policies and procedures were followed.

**Sheriff Brownfield** asked Warren Miller, when a individual is brought in, and is addicted to a drug, are they to be observed for period of only 5 days,

**Warden Miller**'s reply was yes.

**Sheriff Brownfield** stated this issue needs reviewed, because there are certain drugs that take a lot longer to come down off of then 5 days.

**Commissioner Zapotosky** commented, to his understanding after the inmate was brought into custody then reviewed by the Psychiatrist which puts him in the level of detox or monitoring, after 5 to 7 days a release is issued to return to General Population, he said he is not sure a Psychiatrist has the means to make a determination regarding a drug addiction.

Warden Miller stated we also work with Fayette County Drug and Alcohol.

**Commissioner Zapotosky** stated we need to establish a prodigal or a better understanding when dealing with an addiction of an inmate.

**Warden Miller** agreed with Commissioner Zapotosky and stated, we will be talking about this issue to Fayette County Mental Health and the Psychiatric Doctor we have presently.

**Warden Miller** stated on November 14, 2009 we had an attempted suicide, a female, which was placed in suicide prevention watch. Again all policies and procedures were followed. Minutes later EMS arrived and at this time she is in Highlands Hospital for further Psychiatric evaluation, and is stable.

**Warden Miller** updated the Board concerning the prisons Annex Camera System which he feels is outdated.

**Warden Miller** explained that the Prison currently has a problem with their garbage that are out in the street and all over at times, he stated he called Veolia Sanitation and last week they delivered 2 dumpsters that have chains and locks on them, they were placed on the side of the Main Prison.

**Warden Miller** spoke about the issue of sick time is creating over time and its out of control, he said the way he wants to try to correct this problem is by going with a sick time points system.

**Commissioner Vicites** said this is a situation that would have to be mutually agreed upon, though it will be brought up at negotiations.

**Warden Miller** spoke about the hiring policy, which there is no Written Testing; Physical Agility Testing being we are a prison, these things are needed to protect our inmates.

**Commissioner Zapotosky** agreed with the Warden along with some type of Psychological Testing, he said qualified physically and qualified intellectually and mentally tested to coop with the issues that occur in a prison.

**Warden Miller** suggested to the Prison board Members, sometime in the future a training evaluation for the workers towards where we have a type

of debriefing on inmates. He stated the employees are living with these individuals 8 hours a day. He also added he contacted other prisons and some of the policies they use; they work out most of the time.

**Sheriff Gary Brownfield** stated by law you have to have Psychological testing.

**Warden Miller** commented there is a very high influx of inmates coming in now for fines, constables are bringing them in for someone's dog not having a license to females running a stop sign for \$125.00. He said if a guy has a hundred fine and we place him in jail for 2 weeks that could possibly cost the County \$12,000.00.

**Commissioner Zapotosky** stated the courts issue these arrests; it is a judicial issue that needs to be addressed.

**Commissioner Vicites** stated this is something we have been trying to work on these issues for the past several years to have a reasonable approach to this problem.

**Commissioner Zimmerlink** stated those issues have been brought up and they were stating to be addressed 4 or 5 years ago. She said possibly that this could be on the agenda at the CJAB Meeting and whichever magistrate attends could inform all other magistrates at their meetings.

**Motion** made by Commissioner Vicites and seconded by Commissioner Zimmerlink to break for an Executive session for disciplinary action, possibly termination of employment of 2 Correction Officers that was involved in a suicide

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| <b>Commissioner Vince Zapotosky</b>      | <b>yes</b> |
| <b>Commissioner Angela M. Zimmerlink</b> | <b>yes</b> |
| <b>Commissioner Vincent A. Vicites</b>   | <b>yes</b> |
| <b>District Attorney Nancy Vernon</b>    | <b>yes</b> |
| <b>Sheriff Gary Brownfield</b>           | <b>yes</b> |
| <b>Deputy Controller, Jeanine Wrona</b>  | <b>yes</b> |

**Motion Carried Unanimously**

**Motion** made by Commissioner Zimmerlink and seconded by Commissioner Zapotosky to reconvene the meeting at 10:20 am.

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| <b>Commissioner Vince Zapotosky</b>      | <b>yes</b> |
| <b>Commissioner Angela M. Zimmerlink</b> | <b>yes</b> |
| <b>Commissioner Vincent A. Vicites</b>   | <b>yes</b> |
| <b>District Attorney Nancy Vernon</b>    | <b>yes</b> |
| <b>Sheriff Gary Brownfield</b>           | <b>yes</b> |
| <b>Deputy Controller, Jeanine Wrona</b>  | <b>yes</b> |

**Motion Carried Unanimously**

**Motion** made by Commissioner Zapotosky and seconded by Commissioner Vicites to take action on Correctional Officer Gary O`Neil for termination effective immediately.

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| <b>Commissioner Vince Zapotosky</b>      | <b>yes</b> |
| <b>Commissioner Angela M. Zimmerlink</b> | <b>yes</b> |
| <b>Commissioner Vincent A. Vicites</b>   | <b>yes</b> |
| <b>District Attorney Nancy Vernon</b>    | <b>yes</b> |
| <b>Sheriff Gary Brownfield</b>           | <b>yes</b> |
| <b>Deputy Controller, Jeanine Wrona</b>  | <b>yes</b> |

**Motion Carried Unanimously**

**Motion** made by Commissioner Zapotosky and seconded by Sheriff Gary Brownfield to take action on Correctional Officer Barry Simon for termination effective immediately.

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| <b>Commissioner Vince Zapotosky</b>      | <b>yes</b> |
| <b>Commissioner Angela M. Zimmerlink</b> | <b>yes</b> |
| <b>Commissioner Vincent A. Vicites</b>   | <b>yes</b> |
| <b>District Attorney Nancy Vernon</b>    | <b>yes</b> |
| <b>Sheriff Gary Brownfield</b>           | <b>yes</b> |
| <b>Deputy Controller, Jeanine Wrona</b>  | <b>yes</b> |

**Motion Carried Unanimously**

**Commissioner Zimmerlink** asked the Prison Board Members, when individuals are brought in on Bench Warrants, I was told that the Judge has to make a ruling within 72 hours, or you are obligated to release them. The Prison Board Members replied as being correct.

**Commissioner Zimmerlink** stated she understands there was an inmate that did not have a hearing within the 72 hours and the individual was not released. She said she understands the prison was hesitant on releasing the individual obviously, the approval had to come from the Judge though it was brought to my attention there should be, perhaps if you do not receive anything within 48 hours, bring the attention to the Judge that assigned the Bench warrant.

**Commissioner Zapotosky** stated the Prison Board needs to work with Human Resources to set up interviews for the hiring of the Warden.

**Commissioner Zapotosky** made a motion and second by Sheriff Brownfield to immediately post and pursue the hiring of a new Warden for the Fayette County Jail.

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| <b>Commissioner Vince Zapotosky</b>      | <b>yes</b> |
| <b>Commissioner Angela M. Zimmerlink</b> | <b>yes</b> |
| <b>Commissioner Vincent A. Vicites</b>   | <b>yes</b> |
| <b>District Attorney Nancy Vernon</b>    | <b>yes</b> |
| <b>Sheriff Gary Brownfield</b>           | <b>yes</b> |
| <b>Deputy Controller, Jeanine Wrona</b>  | <b>yes</b> |

**Motion Carried Unanimously**

**Motion** to adjourn made by Commissioner Zapotosky and seconded by Commissioner Vicites.

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| <b>Commissioner Vince Zapotosky</b>      | <b>yes</b> |
| <b>Commissioner Vincent A. Vicites</b>   | <b>yes</b> |
| <b>Commissioner Angela M. Zimmerlink</b> | <b>yes</b> |
| <b>District Attorney Nancy Vernon</b>    | <b>yes</b> |
| <b>Sheriff Gary Brownfield</b>           | <b>yes</b> |
| <b>Deputy Controller, Jeanine Wrona</b>  | <b>yes</b> |

**Motion Carried Unanimously**