

## Annual Report - 2021

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### Board, Commission, Agency, Authority, or Committee Name:

Jefferson Area Community Criminal Justice Board

### Committee Members:

**Tommy Barlow**, Supervisor, Government Representative, Louisa County Government

**Carl T. Bayer**, Citizen Representative, Orange County

**Marna Bentley**, Region Ten, Community Services Board Representative

**Clarissa Berry**, Commonwealth's Attorney, Madison County Representative

**Ross Carew**, Executive Director, Offender Aid and Restoration (OAR)

**D. Michael Caudill**, Goochland County Commonwealth's Attorney

**Avnel A. Coates**, Chief Magistrate, 16th Judicial District

**Honorable Dale Durrer**, Judge, General District Court Representative

**Marie Durrer**, Supervisor, Government Representative, Greene County

**Neal S. Goodloe, Jr.**, Criminal Justice Planner, Staff to the CCJB

**Jeff Haislip**, Commonwealth's Attorney, Fluvanna County

**Joe Hatter**, Charlottesville Police, Law Enforcement Representative

**Jim Hall**, Retired Police Chief, Nelson County Citizen Representative

**Col. Martin Kumer**, Superintendent, Albemarle-Charlottesville, Regional Jail Representative

**Sena Magill**, City Council, City of Charlottesville Government Representative

**Lieutenant E. "Tripp" Martin**, Albemarle Police Department, Albemarle County Representative

**Stephanie McDonald**, Chief Probation Officer, Probation & Parole District 26, Member at Large

**Kevin McGhee (Chair)**, Supervisor, Madison County Government Representative

**Hosea Mitchell**, Citizen Representative, Charlottesville

**Honorable Richard Moore**, Judge, Circuit Court Representative

**Amy Morris**, Chief Probation Officer, Probation & Parole District 9, Member at Large

**Nick Reppucci**, Assistant Public Defender, Defense Attorney Representative

**Jesse Rutherford**, County Supervisor, Nelson County Government Representative

**Sherri Stader**, Director-Victim/Witness Assistance Program, Fluvanna County Citizen Representative

**Theodore Voorhees**, County Administrator, Orange County Government Representative

#### Meeting Frequency:

The Jefferson Area Community Criminal Justice Board meets quarterly, on the second Wednesday of the first month of each quarter.

Meeting in 2021 were held on January 13<sup>th</sup>, April 14<sup>th</sup>, July 14<sup>th</sup>, and October 13<sup>th</sup> (all via Zoom).

#### Meeting Attendance:

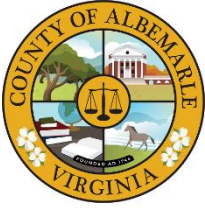
Albemarle County's government representative was present for all four meetings in 2021.

#### Summary:

During 2021, the Jefferson Area CCJB utilized its strategic plan to guide the development of greater regional collaboration among agencies in both the criminal justice and behavioral health fields. Our initiatives included:

- The CCJB supported the establishment of a new Drug Court in Fluvanna County, the development of a plan to establish a joint Drug Court serving both Orange and Madison Counties, and helped Nelson County conduct a preliminary feasibility study for a Drug Court in that jurisdiction.
- The CCJB directed the Criminal Justice Planner to prepare a first-of-its kind Annual Report for both the Albemarle-Charlottesville and Central Virginia Regional Jails, which included a ten-year analysis of crime trends, jail bookings, length of stay and bed day expenditures, to identify key drivers of incarceration. That work product was discussed among CCJB members to gain a better understanding of the similarities and differences between ACRJ and CVRJ.
- The CCJB directed the preparation of Annual Reports for each of the eight jurisdictions participating in the CCJB (The City of Charlottesville and Counties of Albemarle, Fluvanna, Greene, Louisa, Madison, Nelson and Orange), including data specific to each jurisdiction.
- The CCJB also directed a follow-up analysis that measured the impact of the COVID-19 pandemic on crime and incarceration rates at both jails.
- The CCJB worked with the University of Virginia Department of Systems Engineering to conduct research measuring the preponderance of serious mental illness at both ACRJ and CVRJ, which also measured the percentage of those inmates identified as in need of community-based behavioral health treatment that were successfully linked to the Region Ten Community Services Board.

- Utilizing a grant from the Charlottesville Area Community Foundation, the CCJB oversaw the development of an improved behavioral health intervention effort at ACRJ, designed to identify inmates in need of treatment prior to their release, while ensuring that they were provided with case management services designed to improve post-release treatment linkage.
- The CCJB supported the continued development of the Albemarle-Charlottesville Therapeutic Docket to divert misdemeanor and lower-level felony defendants from the standard criminal justice process, and ensure that they receive appropriate clinical and case management services.
- Generally, the CCJB supported member jurisdictions in navigating the uncertainty of COVID era, discussing challenges that were common among the agencies represented, and working toward a regional approach to addressing those challenges.
- The CCJB facilitated the sharing of both criminal justice and behavioral health data across jurisdictions, and between the two jail footprints.
- The CCJB directed the Criminal Justice Planner to assess trends in illegal drug use in each of the eight member jurisdictions. This analysis revealed the emergence of methamphetamine as the most-abused narcotic in jurisdictions along the Blue Ridge Mountains, with opioids being more predominate in the Piedmont.



## Annual Report - 2021

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Board, Commission, Agency, Authority, or Committee Name: **Thomas Jefferson Water Resources Protection Foundation (TJWRPF)**

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### Committee Members:

1. Joe Thompson **PRESIDENT**
2. Charlotte Rea **VICE-PRESIDENT**
3. John Easter **TREASURER**
4. Jeff Sitler **SECRETARY**
5. Amanda Welch
6. David Stone
7. Andy Wright
8. Ches Goodall
9. Rich Collins
10. Mark Wastler (*TJSWCD Recommended - Pending Appointment by Albemarle BOS*)

### Meeting Frequency:

Provide the committee's meeting times and the number of meetings the committee has had in the past year.

Meetings Are Typically Quarterly. However, due to the pandemic, we have reduced the number of meetings per year. We met once last year on August 18, 2021. We have our next meeting scheduled for January 31, 2022.

### Meeting Attendance:

List each committee members attendance at each meeting.

Attendees are listed at the top of our minutes (see attached).

**Summary:** Provide a summary of the committee activities of the past year to include committee milestones, accomplishments, and challenges.

The attached TJWRPF Minutes provide a summary of the accomplishments and challenges. We can provide in a different format next year if needed.

THOMAS JEFFERSON WATER RESOURCES PROTECTION FOUNDATION

Board of Directors Meeting – **Wednesday, August 18, 2021, 1:00 p.m.**

Location: Virtual Meeting via Zoom

**Start Time: 1:02 PM**

**Attendance:**

**Directors:** Joe Thompson, John Easter, Charlotte Rea, Jeffrey Sitler

**TJSWCD Staff:** Marie Abowd, Anne Coates, Chris Gyurisin

**Call to Order**

**Additions/Changes to Agenda:** Add Updated VOF Model Easement Deed to section IV.

**Roll Call Vote on Attendance:** Ms. Abowd called the roll to confirm a quorum of Directors. Attendance was confirmed as listed above. There was not a quorum of the full membership, the Executive Officers were present.

**Discussion and Action Items:**

I. Approval of Minutes – August 19, 2020

A. *Ms. Rea made a motion to approve the August 19, 2020 Minutes as presented. Mr. Easter seconded the motion. The motion passed unanimously by the following roll call vote: Yes- 4, No- 0*

II. Treasurer's Report

A. Treasurer's update on status of funds – Mr. Easter

1. *Mr. Easter made a motion to approve the FY21 Foundation Statements as presented. Mr. Sitler seconded the motion. The motion passed unanimously by the following roll call vote: Yes- 4, No- 0*

B. Update on Investment Opportunities – All Directors

1. Mr. Easter explained there are so far no additional investment opportunities. He reminded the Board about restrictions on investments because of the type of organization the Foundation is, but to let the Board know of any comments, suggestions, or ideas. Ms. Rea asked if other similar organizations had viable approaches that the Foundation could explore. Mr. Thompson answered that there were no viable options the Board could find. Ms. Coates had an idea to consider recruiting directors with fundraising backgrounds to fill the Foundation's vacancies and to look at donations. Ms. Coates also updated the Board about Mrs. Moyer successfully adding a donate button on the TJSWCD website which Mr. Thompson encouraged the Board to promote. It would be helpful if the Foundation Directors provided specific language to Mrs. Moyer to accompany the donate button on the Website.

C. Update on Fee Structure/Cost Calculator (if needed, Mr. Thompson and Mrs. Moyer)

1. Mr. Thompson provided an update to the Board about meeting with Mrs. Moyer to go over the cost calculator. Changes have not yet been finalized but will be shared with the Board to review and eventually finalize. Add to Next Meeting Agenda.

III. Board Appointments

A. Vacancies

1. Ms. Coates updated the Board about Ms. Slaughter's term expiring and stepping down with a recommended individual to take her place. Mr. Thompson agreed to follow-up with the recommended individual. Ms. Coates also informed the Board about Mr. Murray stepping down, decreasing the number of District Directors on the Board, creating a TJSWCD board representative vacancy. Mr. Murray has agreed to continue to assist with the easement inspections. Ms. Coates let the board know about Mr. Van Yahres' term expiring as well, creating another vacancy.

a) *Mr. Easter made a motion to approve changing Mr. Thompson's position from City of Charlottesville representative to Thomas Jefferson SWCD Board representative. Mr. Sitler seconded the motion. The motion passed unanimously by the following roll call vote: Yes- 4, No- 0*

2. Ms. Rea asked if easement inspections were listed or need to be added in the bylaws as director duties. Mr. Thompson rationalized that the bylaws reference dues that can be set by the Board and these responsibilities would be in lieu of monetary dues. Ms. Rea shared her concerns for the Board needing to be careful not to exclude any individuals from serving on the Board if they are not physically able to do on-site inspections. Mr. Thompson replied there could be other duties or activities listed in the bylaws such as fundraising or reporting that members could contribute their time towards instead of physically inspecting easements. Ms. Coates agreed there are opportunities for director involvement such as reaching out to new property owners about the easement they acquired from ownership changes or assisting in file history research for inspection follow-ups. Ultimately want to engage members. Mr. Thompson asked the Board if the bylaws should be updated to include these duties. Ms. Rea pointed out the last sentence in the first paragraph of the bylaws state “custodial duties” could be covered under that with some further explanation. Ms. Coates asked the Directors if new language should be sent out to the Board for feedback. Mr. Thompson requested Ms. Coates send out an explanation of the “custodial duties” statement in the bylaws to the Board for wordsmithing. Ms. Coates asked the Directors for recruiting purposes would the bylaws currently in place be shared with potential new Board members. All agreed to wait for final editing before sharing new bylaws, but to be clear during recruitment about participating duties while using the current bylaws in the meantime.

B. Update director contact info

1. Of the directors present, each confirmed their contact info is up to date. Mr. Thompson asked Ms. Abowd to send out the director’s sheet to the rest of the directors that were not able to attend to confirm their current contact information.

IV. Easements

A. New Easements – Update

1. Ballenger Creek Nature Preserve

a) *VOF has informally indicated their willingness to hold this easement, applicant would like to have a "fall back" if the VOF Board of Trustees changes course*

b) Mr. Thompson described the Ballenger Creek Nature Preserve application. He read the Attorney General Office’s legal opinion regarding the application, which stated the biggest concern being the TJSWCD liability limitation as a recognized ‘landowner/easement holder’ for a property with public access. Ms. Coates asked if the fee calculator accounted for public access since the calculator is not yet finalized. Mr. Sitler asked about Tadpole’s responsibility for overall maintenance of the public access portion of the property which Mr. Thompson replied is the LLC’s responsibility not the Foundation’s. Mr. Sitler asked what benefit would the Foundation gain by taking on this easement if VOF does not. Mr. Thompson answered the protection of surface water and guarantee that the land would remain protected from changing its use or being developed, there are also federal and state tax breaks for the owners. Mr. Easter asked why VOF might decline the application to hold the easement. Mr. Thompson explained a reason for VOF to not accept the application could be because of the property being less than the 100 acre minimum requirement, but the public access aspect is favorable due to VOF prioritizing public outdoor engagement. The Executive Committee present would like to know the costs involved in taking on the easement and have a quorum available for full consideration because of its significance.

2. Updated VOF Model Easement Deed

a) Mr. Thompson explained how VOF updated their model easement deed (website link and template below) and asked the Board if changes would be needed for the Foundation’s easement deeds. He mentioned how the Board would need to consider staff time to modify existing deeds and landowner willingness to sign a new deed. The Board requested to see what changes were made in VOF’s model easement and how those

changes would be reflected on the Foundation's current deeds since it is an older version of VOF's model deed. Mr. Thompson asked if Ms. Coates could conduct that comparison. Ms. Abowd will share with the Board the links and template.

<https://vof.app.box.com/v/model-easement>

<https://www.vof.org/protect/easements/model-open-space-easement/>

B. Easement Inspections

1. Ms. Coates asked the Board what the next steps would be for inspections involving potential violations and/or follow-up? She also suggested staff could create a checklist or form for inspectors so that it is clear what the next steps would include when potential violations are a possibility. The Board agreed that a checklist would be helpful.

It was agreed by the Board that inspectors should review both paper and electronic files prior to the inspection by making an appointment with Ms. Abowd in the Charlottesville office. They also agree that if there is a potential violation, the inspector should again review both paper and electronic files to determine if there indeed is a violation or not. If a violation or potential violation is determined, the inspector should first follow-up with the landowner by phone call and then send a letter afterwards to document the discussion and next steps. Mr. Thompson also suggested that prior to phone calls and/or letters, the exact language from deed be quoted as appropriate. The letter should also include a copy of the deed. Staff can assist with providing sample letters on TJ Letterhead to inspector to use to draft the follow-up letter. It would be helpful if inspectors requested sample letters in advance. After the letter has been drafted by the inspector and contact information has been included and the letter is signed, staff can print and drop in the mail.

Mr. Sitler described the potential violations at the easements that he and Mr. Murray inspected. The Board concluded the next steps would be for hard copy file research to be done so that Mr. Sitler could obtain any info about the history of the easement and landowners that may have been missing from the electronic inspection packets.

2. Wrap up from FY21 (July 1<sup>st</sup>, 2020 – June 30<sup>th</sup>, 2021)

- a) Buck Mountain Creek- Add to FY22 since it was not completed as scheduled in FY21.
- b) Eaglehurst (Rosenblum) - Needs follow-up for mowing around viewing structure. Mr. Sitler agreed to schedule an appointment with Ms. Abowd in the Charlottesville office for file history research and then proceed with phone call, return to site with Mr. Thompson, and prepare a follow-up draft letter.
- c) Houchen's Place Subdivision - inspection completed. No follow-up needed.
- d) Mallory's Ford - inspection completed. No follow-up needed.
- e) Merry Oaks - inspection completed. No follow-up needed.
- f) Mountain Vista - Lot 1 may need follow-up for ATV tracks with a letter quoting the deed. Mr. Thompson stated if there is a necessity for the landowner to access the area with motorized vehicle, the landowner needs to contact the District to request permission first. Mr. Sitler agreed to come by the Charlottesville office for file history research and proceed with phone call and follow-up letter.
- g) Shiloh Church Road - inspection completed. No follow-up needed.
- h) Steger Creek - inspection completed. No follow-up needed.
- i) Sunrise Farm - Lot 5 may need follow-up for roads in buffer with a letter quoting deed; if necessity for access is required landowner needs to contact District to request permission for specific purpose (betterment of easement, cleaning up trash). Mr. Sitler agreed to come by the Charlottesville office for file history research and proceed with phone call and follow-up letter. Mr. Sitler noted both lots 4 and 5 may now be owned by

the same person. Mr. Sitler will work with Ms. Abowd to update the Master List (of easement ownership).

j) Wal-Mart Distribution Center - since beaver activity was noted on just one tree and there is no public access so no danger, Mr. Thompson recommended that a follow-up is not needed for this easement. Board members present agreed.

k) Watt's Farm Road (Easton) - needs follow-up for landowner's interest in expanding their easement property. The Directors would be grateful if Mr. Goodall can schedule an appointment in the Charlottesville office with Ms. Abowd to do file research for mowed path and determine if mowing is an allowed activity and what the next steps would be depending on the result of his research.

3. One Drive- did not address due to lack of time. Add to next meeting Agenda.

C. Sign-Up for FY22 (July 1<sup>st</sup>, 2021 – June 30<sup>th</sup>, 2022)

1. 5 In-lieu Letters - after FY21 inspection wrap up discussion, 6 are now needed.

2. 8 In-person visits- after FY21 inspection wrap up discussion, 12 are now needed, with the FY21 violations requiring the same inspector to conduct FY22 inspection on those easements.

Ms. Abowd will contact previous inspectors for FY22 remaining sign-ups (Buck Mountain, SOCA, and Riverview).

3. 5 TBD- after FY21 inspection wrap up discussion, 4 require FY22 in-person inspection, 1 can be FY22 letter-in-lieu (Wal-Mart Distribution Center).

V. Director Reports

Mr. Thompson would like to schedule the next meeting to be in 3 months as a Zoom meeting, the week before Thanksgiving in November (not the week of). Ms. Abowd will work on sending the Board a Doodle Poll for potential dates/times.

**Adjourn 3:01 PM**