

Minutes of Meeting

Monday, November 28, 2006 at 6:00 pm

I. Call to Order: Meeting was called to order at 6:02 pm.

II. Roll Call: All Board members were present. Also present were Chris Orton, Wayne Salisbury, and Tony Ventetuolo.

III. Secretary's Report: On a motion by Maurice Brousseau seconded by Augie O'Connor the Board voted 5-0 to accept the minutes of the October 30, 2006 Board meeting.

IV. Treasurer's Report: On a motion by Maurice Brousseau seconded by Casey Andrade the Board voted 5-0 to accept the financial report and balance sheet for the period ending October 31, 2006.

V. Executive Session: On a motion by Augie O'Connor seconded by Casey Andrade the Board voted 5-0 to go into Executive Session at 6:10 pm to discuss facility security issues and litigation. The Board came out of Executive Session at 6:18 pm and voted 5-0 to close the minutes of the executive session.

VI. Old Business:

- a. Project Banking:** The IXIS Funding report for the period of 10/01/06 through 10/31/06 was presented to the Board.
- b. Bank of America Account:** Activity sheets for the Bank of America account for the month of October, 2006 were provided. The approximate balance in that account is \$352,060.00
- c. Trustee Removal:** Mr. Ventetuolo reported that some additional information is being provided to US Bank by Mr. Meador. Chris Orton reported that he has had discussions with Danny Kim and US Bank relative to the removal which should take place within the next several days.
- d. Construction Account Verification and AVCORR adjustments:** It was noted by Mr. Ventetuolo that currently an effort is underway by Mr. Meador and AVCORR staff to verify all of the accounts related to the construction expansion budget. As noted, over the last several months there has been a marked increase in the activity in these accounts and therefore all balances are being verified with adjustments made where necessary. A final report will be presented at the next Board Meeting.
- e. Per Diem Negotiations:** It was reported by Mr. Ventetuolo that he has been in contact with BICE and a breakdown of the most recent proposal from BICE relative to per diem and transportation cost increases were presented to the Board. The financial ramifications and overall proposal issues were discussed and Mr. Ventetuolo asked for an authorization relative to the per diem and transportation proposal. On a motion by Maurice Brousseau seconded by Casey Andrade the Board voted 5-0 to pass the attached resolution

developed by Mr. Orton that outlines the revisions of a new tentative per diem, transportation rate and other language relative to issues on a go forward basis.

f. **USMS Status:** Mr. Ventetuolo indicated that the FY2005, which is the last “actual” year of costs for the Corporation, as well as the projected FY2007 costs were put in the Form 243 format as requested by the USMS and this package along with a letter asking for a predetermined rate was sent to the USMS Procurement Division.

g. **City Impact Fees:** Mr. Ventetuolo has been in contact with the City Finance Director in an effort to update the formula for City Impact Fees reflecting the new City budget and population figures.

h. **Expansion Project Status:**

1. **Levien-Rich observation report #16** was presented to the Board for their review and it was noted that as December 1, 2006 the project will be at 85% completion.

2. **AVCORR** provided a schedule of its monitoring relative to the various areas of work needed to be completed and percentage of completion. It now appears that **POD I** will be coming on line during the week of December 4, 2006 with **POD L** to follow about one week later.

3. The 29th and 30th has been scheduled for a walk through for **POD I** and **L** and the adjacent areas. It is noted that there is still much to do in the way of security issues related to the area before a certificate of occupancy can be made. It was also noted that the Fire Marshal and the Building Inspector will be going on a walk through during the 30th to determine whether or not they will authorize a partial certificate of

occupancy.

4. Mr. Ventetuolo discussed and provided letters from Cornell to AVCORR and AVCORR responses relative to Cornell proposal to make up over \$650,000.00 in the budget by cutting staff and other program services. It was noted that Cornell offered to make these cuts and requested that the \$650,000.00 be used to address their requested increase in profit. Mr. Ventetuolo discussed the fact that the staffing that was provided by Cornell was totally unprofessional and would represent a severe risk to the safety, security and efficiency of the operation. Mr. Ventetuolo also noted that the relief factors and other information that Cornell was relying on made no sense and were improper. As a result, the Cornell staffing has been sent by AVCORR to a third party correctional consultant firm and they were asked to provide input as to the appropriateness of the Cornell plan as it relates to ongoing security, safety and staffing efficiency. It is anticipated that a report on the plan will be provided to AVCORR during the week of December 4, 2006.

VII. New Business:

a. **DEM Status:** A remedial decision letter was provided to the Board and noted that the wetlands permit has been recorded with the City of Central Falls.

b. **Global Revenues:** Revenues for October, 2006 were provided to the Board and included in their package.

c. **Builder's Risk Inter-local Trust:** Mr. Orton discussed his

discussion with the Trust relative to the Builder's Risk Insurance. Mr. Orton will follow-up with a letter to the Inter-local Trust questioning the action anticipated by the Trust to insure that the Corporation is fully covered regarding Builder's risks and other liability.

d. Quarterly Report to Bondholders: The third quarter report developed by PAM was reviewed by the Board and noted that the termination action relative to the Cornell contract has been included in the report. It was also noted that the coverage rate for the third quarter was 119.11 and the year to date coverage was 135.54.

e. CF Police Liaison: A resolution provided by Mr. Orton relative to the Board's decision last month to authorize a police liaison was provided to the Board and noted a copy of the executed resolution was sent to the Mayor and the Chief of Police.

f. Donation Request: A letter was provided to the Board which was sent out to Holden Scholarship request and they were asked to resubmit their request after January 1, 2007.

g. Recruitment Video: The twelve (12) minute recruitment video developed by RDW for future use in recruiting staff to the Wyatt was shown to the Board members.

h. CD Roms Monthly Reports: CD ROMs of CFDF monthly meeting documents were passed out to the Board members.

i. FY2007 Budget Adoption: Mr. Ventetuolo discussed the various aspects of the proposed FY2007 budget and went over each line item and the rational for the figures being presented. After a discussion, on a motion by Maurice Brousseau seconded by Augie O'Connor, the Board voted 5-0 to adopt the FY2007 budget as provided.

j. Vermont Dept of Corrections: Mr. Ventetuolo discussed the discussions that he had with the Vermont Dept of Corrections relative to their potential of sending 20-40 medium to maximum custody detainees to the Wyatt. A rate was quoted as well as a discussion on any special programs or transportation that had to be provided to the Vermont inmates. Vermont is further considering this and AVCORR will be contacting Attorney Don Hunt to get some additional information relative to special programming and IRS impacts of providing housing to Vermont inmates.

VIII. Other:

a. Requisitions: On a motion by Augie O'Connor seconded by Casey Andrade the Board voted 5-0 to pay requisitions ORA-117, GRA-112, EPA-1115, CIF-154, CIF-155 and CIF-156.

IX. Adjournment: On a motion by Maurice Brousseau, seconded by Casey Andrade the Board voted 5-0 to adjourn at 8:05 pm.