BOARD OF SUPERVISORS
COUNTY OF NEW KENT
VIRGINIA

R-44-11

At the regular meeting of the Board of Supervisors of the County of New Kent in the Boardroom of the Administration Building in New Kent, Virginia, on the 9th day of November, 2011:

Present:	Vote:
David M. Sparks	Aye
James H. Burrell	Aye
Stran L. Trout	Aye
W. R. Davis, Jr.	Aye
Thomas W. Evelyn	Aye

Motion was made by Mr. Trout, which carried 5:0, to adopt the following resolution:

RESOLUTION PROVIDING FOR THE IMPLEMENTATION OF THE COMPREHENSIVE COMMUNITY CORRECTIONS ACT FOR LOCAL RESPONSIBLE OFFENDERS, THE PRETRIAL SERVICES ACT AND THE ESTABLISHMENT OF THE COLONIAL COMMUNITY CRIMINAL JUSTICE BOARD

WHEREAS, the Virginia General Assembly has adopted legislation entitled the Comprehensive Community Corrections Act for Local Responsible Offenders, Article 9 (§9.1-173 et. seq.) of the *Code of Virginia*, 1950 as amended (the "CCC Act"), and the Pretrial Services Act, Article 5 (§19.2-152.2 et. seq.) of the *Code of Virginia*, 1950, as amended (the "Pretrial Services Act" and, together with the CCC Act, the "Acts"); and

WHEREAS, §9.1-174 and §19.2-152.2 of the *Code of Virginia*, 1950 as amended (the "Virginia Code"), require counties and cities approved for a jail project pursuant to §53.1-82.1 to develop and establish services in accordance with the Acts; and

WHEREAS, § 9.1-178 and §19.2-152.5 of the Virginia Code require that each county and city establishing and operating local community-based probation and pretrial services establish a Community Criminal Justice Board (the "Board"), and in the case of

multi-jurisdictional efforts, that each jurisdiction have an equal number of representatives or, in the alternative, mutually agree upon the number of appointments to the Board;

NOW, THEREFORE, BE IT RESOLVED that the Counties of Charles City, James City, New Kent, and York, and the Cities of Poquoson and Williamsburg (individually, a "Participating Locality" and together, the "Participating Localities") agree to implement the services and programs required by the CCC Act and the Pretrial Services Act with the County of James City acting as the administrator and fiscal agent on behalf of the Participating Localities pursuant to§ 9.1-183 of the Virginia Code.

BE IT FURTHER RESOLVED that the Colonial Community Justice Board (the "CCCJB") is hereby established and the Participating Localities mutually agree to the following appointments to the CCCJB:

1. One representative from each Participating Locality;

2. Three Ninth Judicial Circuit judges, one of whom shall be drawn from a Juvenile and Domestic Relations Court, one of whom shall be drawn from a General District Court, and one of whom shall be drawn from a Circuit Court;

3. The Chief Magistrate of the Ninth Judicial Circuit;

4. One Commonwealth's Attorney from one of the Participating Localities;

5. A public defender or an attorney experienced in the defense of criminal matters who is a licensed, active member of the Virginia State Bar and who regularly practices in the courts of the Participating Localities;

6. One Sheriff from one of the Participating Localities. If no Sheriff is available, then the regional jail administrator responsible for the jail which serves the Participating Localities shall fill this appointment;

7. The chief law enforcement officer from one Participating Locality;

8. A Community Services Board Administrator from one Participating Locality;

9. A representative of a local adult education program serving at least one Participating Locality

BE IT FURTHER RESOLVED that this Resolution supersedes and replaces all prior Resolutions approved by the Participating Localities relating to the establishment of required services and the formation of the Colonial Community Criminal Justice Board.

BE IT FURTHER RESOLVED that this Resolution is enacted in anticipation of the execution of a Governance Agreement between the Participating Localities setting forth in greater detail the administration of the Colonial Community Corrections program and the fiscal responsibilities of the Participating Localities, which Agreement the County Administrator is authorized to negotiate and execute.

G. Cabell Lawton, IV
County Administrator /Clerk of the Board

Thomas W. Evelyn
Chairman