

APPROVED

LOCAL HUMAN RIGHTS COMMITTEE MINUTES
EASTERN STATE HOSPITAL
4601 Ironbound Road
Williamsburg, VA 23187-8791

November 18, 2010

MEMBERS PRESENT: Jajala Schweiger, Chair; Steven Bennett, Co-Chair; Charles Loundemon; John McMahon; Jason Mintel; Robin Bristow; Alice Callahan; Tijuana Gholson and Joyce Smith.

MEMBERS ABSENT:

STAFF PRESENT: Dick Roberts, Resident Relations Liaison; Stewart Prost, Human Rights Advocate; Patricia Bradby, Human Rights Advocate; and Lisa Webster, LHRC Facility Liaison-Support

1. Call to Order

The Local Human Rights Committee meeting was called to order at 10:30 a.m. with Jajala Schweiger, Chair presiding, for the purpose of hearing business as presented on the agenda and such other transactions or matters that may be presented to the Committee.

2. Agenda

The November 18, 2010 agenda was reviewed.

Action: Motion was made by Ms. Bristow and properly seconded by Mr. Bennett to approve the ESH LHRC Agenda for November 18, 2010 with the noted changes (ECT Hearing Discussion). The motion passed unanimously.

3. Minutes

The October 21, 2010 Minutes of the LHRC meeting were reviewed.

Action: Motion was made by Mr. Bennett and properly seconded by Ms. Bristow that the LHRC approve the October, 2010 Minutes with noted changes. All were in favor. The motion passed unanimously.

A motion was made by Ms. Schweiger and properly seconded by Mr. Bennett that the committee go into Executive Session to Discuss the ECT Review for LH.
All were in favor.

The motion was made by Ms. Callahan and properly seconded by Mr. Mintel, and passed for the LHRC to go into executive session pursuant to Virginia Code 2.2-3711(A) 4 for the protection of the privacy of individuals in personal matters not related to public business, namely for the purpose of hearing of authorized representatives, hearing of behavior modifications and/or conducting a hearing pursuant to the regulations. **Refer to Executive Session Minutes.**

Motion was made by Ms. Callahan and properly seconded by Mr. Loundemon and passed that we go into open session. The LHRC unanimously certified that, to the best of each member's knowledge, only private business matters lawfully exempted from statutory open meeting requirements and only private business matters identified in the motion to convene the executive session were discussed in the executive session.

Steve Bennett	So certify
Jajala Schweiger	So certify
Charles Loundemon	So certify
John McMahon	So certify
Jason Mintel	So certify
Alice Callahan	So certify
Ti'Juana Gholson	So certify
Joyce Smith	So certify
Robin Bristow	So certify

4. Eastern State Hospital Reports

Dick Roberts, Resident Relations Liaison presented the Disposition of the Abuse/Neglect Investigations Reports and the Facility Monthly Reports. He also presented the Formal and Informal Complaints Report for October 2010. (See the October 2010, LHRC packets).

Mr. Roberts announced that Janice Fleming, was hired as Asst. Chief Nurse Executive, for the Hancock Geriatric Treatment Center (HGTC) and Chris Bowman, a former ESH employee is the Nursing Home Administrator for HGTC.

The Eastern State Hospital's Report for October 2010 was accepted by committee members present.

5. Follow-up

Review of VOPA and Peer to Peer Report – A request was made to summarize what the resolution is for the Peer to Peer Reports in the future.

A motions was made by Mr. Mintel and properly seconded by Ms. Callahan that the resolutions needs to be reflected in the report for 2011. All were in favor.

A motion was made by Mr. Loundemon and properly seconded by Ms. Bristow that the committee go into Executive Session to Discuss the VOPA and Peer to Peer Report. All were in favor.

The motion was made by Ms. Callahan and properly seconded by Ms. Bristow, and passed for the LHRC to go into executive session pursuant to Virginia Code 2.2-3711(A) 4 for the protection of the privacy of individuals in personal matters not related to public business, namely for the purpose of hearing of authorized representatives, hearing of

behavior modifications and/or conducting a hearing pursuant to the regulations. **Refer to Executive Session Minutes.**

Motion was made by Ms. Callahan and properly seconded by Mr. Loundemon and passed that we go into open session. The LHRC unanimously certified that, to the best of each member's knowledge, only private business matters lawfully exempted from statutory open meeting requirements and only private business matters identified in the motion to convene the executive session were discussed in the executive session.

Steve Bennett	So certify
Jajala Schweiger	So certify
Charles Loundemon	So certify
John McMahon	So certify
Jason Mintel	So certify
Alice Callahan	So certify
Ti'Juana Gholson	So certify
Joyce Smith	So certify
Robin Bristow	So certify

6. Advocate Report

Resident Advocate

Mr. Prost announced that Kathryn Ketch, Secretary to the Regional Advocate for Region V is retiring. The process for replacing Ms. Ketch and a half time position between Central State and Eastern State has been posted and advertised.

SHRC

Mr. Prost announced that the cases that were heard in September and October are being appealed to the State Human Rights Committee December 10, 2010.

FOIA Training

FOIA Training was facilitated by Mr. Prost, Human Rights Advocate

7. Hearing Request by Mark Stevens on behalf of JR

The LHRC Chair made a recommendation to hold a hearing for JR on November 18, 2010. The hearing will start at 9:30 a.m. on that date in Building 1 – Room 102. The scheduled LHRC meeting will start immediately following the hearing. Training will start at 9:15 a.m.

Action: A motion was made by Mr. Loundemon and properly seconded by Mr. Mintel that a hearing for JR will be held on November 18, 2010 at 9:30 a.m. in Building 1 Conference Room 102. All were in favor.

**8. Open Forum
Clerical Support During Deliberation**

There was a lengthy discussion about the role of Ms. Webster during deliberations for Fact-finding Hearings.

Action: Mr. Roberts, will meet with Mr. Daye, Regional Advocate and Ms. Schweiger, ESH LHRC to discuss this issue.

9. Announcement(s):

Annual Holiday Party for the Geriatric Patients

December 16, 2010 from 1:30 p.m. – 2:30 p.m. in the Assembly Room – Building

1

10. Adjournment

Having no further business, a motion was made by Ms. Schweiger and properly seconded by Mr. McMahon that the meeting be adjourned. The motion passed unanimously. The meeting adjourned at 12:15 p.m. **The next scheduled meeting will be held Thursday, January 20, 2011 in Building #1- Room 102.**

Jajala Schweiger, Chair

12/03/2010

/LW

cc: LHRC Members
Hospital Director
Human Rights Advocate
Resident Relations Liaison/Resident Safety Coordinator