ALLEGHENY COUNTY

JAIL OVERSIGHT BOARD SPECIAL MEETING

Tuesday

February 27, 2024

Gold Room

4th Floor

Allegheny County Courthouse

436 Grant Street

Pittsburgh, Pennsylvania 15219

1   **MEMBERS OF THE BOARD IN ATTENDANCE:**

2   County Executive Sara Innamorato

3   President Judge Susan Evashavik DiLucente

4   Judge Kelly Bigley

5   Controller Corey O'Connor

6   Councilmember Bethany Hallam, for County

7   Council President Pat Catena

8   Man-E, Citizen Member

9   Rob Perkins, Citizen Member

10   Barbara Griffin, Citizen Member

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15   **COURT ADMINISTRATION IN ATTENDANCE:**

16   William Crum

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1   P R O C E E D I N G S

2   (4:08 o'clock p.m.)

3   JUDGE EVASHAVIK DILUCENTE: Okay.

4   We're calling the meeting to order. Roll call.

5   Rob Perkins?

6   MR. PERKINS: Present.

7   JUDGE EVASHAVIK DILUCENTE: Man-E?

8   MAN-E: That's an initial.

9   JUDGE EVASHAVIK DILUCENTE: That's

10   what I was looking for, okay, and I can't find

11   it. That's why I was delaying calling roll call.

12   Okay, Citizen Man-E.

13   MAN-E: Present.

14   JUDGE EVASHAVIK DILUCENTE:

15   Councilwoman Hallam?

16   MS. HALLAM: Present.

17   JUDGE EVASHAVIK DILUCENTE: CEO

18   Innamorato?

19   MS. INNAMORATO: Present.

20   JUDGE EVASHAVIK DILUCENTE:

21   Controller Cor -- oh, my God.

22   MR. O'CONNOR: I'm here.

23   JUDGE EVASHAVIK DILUCENTE:

24   Conners.

25   MR. O'CONNOR: O'Connor.

1   JUDGE EVASHAVIK DILUCENTE: Judge

2   Kelly Bigley. Kidding.

3   JUDGE BIGLEY: Present.

4   JUDGE EVASHAVIK DILUCENTE: Okay.

5   Before we start, I'm going to call to everybody's

6   attention the fact that I just discovered the

7   Sunshine Act requires that all of our meetings be

8   published in a newspaper of general circulation,

9   and it's my understanding in speaking with the

10 Controller's Office that our meetings have never

11 been published in a newspaper of general

12 circulation.

13   They are posted on the court

14 website. They are posted on the Controller's

15 website. The agenda is posted, so all those

16 things are done in accordance with the law, but

17 the newspaper has been lacking for several years

18 now, as far as I'm able to ascertain. So that

19 would include this meeting tonight.

20   We're not taking any action at this

21 meeting tonight, so I propose that we stay and

22 continue our work session because it's been

23 noticed in the way that this meeting has been

24 noticed for several years. I think that going

25 forward, we should advertise all of our meetings

1   in accordance with the Sunshine Act.

2   I will also say we're not taking

3   any official action tonight, and the remedy for a

4   violation of the Sunshine Act is any action that

5   you took would be void, so we're not going to run

6   that risk tonight because we're not voting on any

7   items. It's just a discussion.

8   Does anybody disagree with

9   proceeding? Please speak now or forever hold

10   your peace.

11   (No response.)

12   JUDGE EVASHAVIK DILUCENTE: Okay.

13   Moving right along. And I will coordinate with

14   the Controller's Office as to how exactly we're

15   going to go about publishing since it's never

16   been done. I'm not sure who's responsible for

17   it. It costs money, but we'll figure it out.

18   Okay.

19   MS. HALLAM: Judge Evashavik, can I

20   just suggest one thing while you guys are working

21   on that? While the Post-Gazette is on strike,

22   maybe we could consider the Tribune Review as our

23   paper of general circulation.

24   MS. INNAMORATO: It has to be

25   printed.

1   MS. HALLAM: It has to be printed?

2   MS. INNAMORATO: It's the state

3   law.

4   JUDGE EVASHAVIK DILUCENTE: Yeah,

5   we could do the Courier.

6   MS. INNAMORATO: Yeah, there's a

7   lot of -- there's a lot of consternation that has

8   happened around it, but -- because some

9   municipalities don't -- some counties and

10   municipalities actually no longer have a paper

11   that is printed. So it needs to -- the State law

12   needs to change.

13   MS. HALLAM: Yeah. To get with the

14   times.

15   MS. INNAMORATO: Yeah.

16   JUDGE EVASHAVIK DILUCENTE:

17   Exactly.

18   MS. HALLAM: So can we just try to

19   explore something that's not the Post-Gazette

20   while they're on strike?

21   JUDGE EVASHAVIK DILUCENTE: Yeah.

22   The Pittsburgh Courier, is that the name?

23   MS. INNAMORATO: Yes.

24   MS. HALLAM: Yes.

25   JUDGE EVASHAVIK DILUCENTE: We can

1   publish there because that is a paper of general

2   circulation.

3   MS. HALLAM: Okay. I think that's

4   awesome.

5   JUDGE EVASHAVIK DILUCENTE: Okay.

6   Great. Okay.

7   First up on the agenda is the

8   By-laws and Rules. To the new members, you

9   received my chicken scratch in the -- over the

10   e-mail, okay?

11   I'm just going to go through if

12   any -- unless anybody minds. What happened is we

13   were trying to get a subcommittee meeting

14   together to go over these Board rules, and we

15   just couldn't get it together, so one day,

16   Councilwoman Hallam and Judge Bigley and I met,

17   and we went over these.

18   And I took notes, and rather than

19   having them typed, I just basically tried to make

20   them legible and sent them out to everybody. I

21   can't say that I agree with all of them, okay,

22   and I will voice my disagreement as we go along

23   with certain parts of them. But just does

24   everybody have it in front of you? Does anybody

25   have my scratched-up version?

1   MS. INNAMORATO: I do not.

2   MS. HALLAM: I have it in my

3   e-mail.

4   JUDGE EVASHAVIK DILUCENTE: Okay.

5   I'll share.

6   MS. HALLAM: Yeah. So basically,

7   what this is is the typed-up version of the

8   scratched-up version. So I took out the sections

9   you scratched out. You can compare it

10   side-by-side.

11   JUDGE EVASHAVIK DILUCENTE: It's

12   okay. I believe you. But let me just -- okay,

13   what I did is the first section is the Board. It

14   sets forth the Board -- the members of the Board.

15   And then the next one is the Board powers and

16   duties, which we all agreed, this is in the

17   statute. Why do we need to repeat it all in our

18   Rules? We're bound by it. That's the law. It

19   doesn't need to be a part of our Board rules. So

20   we just took it out.

21   Same thing with the section

22   entitled Warden. That's in the statute. We

23   don't need to repeat it.

24   Board meetings and the public. We

25   took out B. We didn't think that, you know, if

1   you missed a meeting, you should have to give two

2   days prior written notice of your anticipated

3   absence.

4   C we changed from two days to 48

5   hours and said that any special meetings or

6   executive sessions will be held in accordance

7   with the Sunshine Act.

8   Then let's see, D, a quorum is

9   established. That's the law.

10   We added E. Board meetings may

11 proceed without a quorum. However, Board action

12 requires a quorum as set forth in D above. D is

13 typed. You can read it.

14   Okay. Then F says, unless

15 permitted by Title 61 or other applicable law, no

16 Board member may appear or participate in any

17 meeting by proxy or substitute representative.

18   Okay. There's a lawsuit going on

19 right now, FYI to everybody. It is my

20 understanding -- and it's about Ken -- here's the

21 bottom line. The Jail Oversight Board statute

22 says that only the County Council President and

23 the President Judge may send a designee to these

24 meetings. It says the County Executive, the

25 County Controller, and the Sheriff. It doesn't

1   provide for them to send a designee. So in the

2   past, certain of those offices have sent

3   designees. There's a lawsuit pending. It's my

4   understanding that there's preliminary objections

5   scheduled this Friday, and they'll be resolved

6   this Friday, hopefully. Well, they probably

7   won't be resolved, who knows.

8   But the Sheriff points to a statute

9   that pertains -- I don't have these sections, and

10   I'm not sure exactly where they are in the law,

11   but the Controller, the Sheriff, and the County

12   Executive all point to various sections of the

13   law that say that, for instance, the Sheriff, my

14   Chief Deputy has authority to do anything that I

15   can do. Therefore, my Chief Deputy should be

16   able to attend this meeting on my behalf.

17   The County Executive points to some

18   provision in the Home Rule Charter that allows

19   for sending designees.

20   I don't know how the Court is going

21   to rule, but however the Court rules, we're bound

22   by that. So to me, that's the end of it. We

23   can't make a rule that's contrary to the law, so

24   that's why I'm suggesting that we just say or

25   other applicable law. But that's the background.

1   MS. HALLAM: Yeah. I will say one

2   thing about saying and other applicable law. I

3   think that we start off these by-laws by saying

4   we're following Title 61. And I know that -- I

5   think it's Title 1 of the PA Code where it talks

6   about, like, the Rules of Statutory Construction

7   and that the specific always prevails over the

8   general.

9   And so we have a specific statute

10   that governs this Board, and so that prevails

11   over anything else general about the Controller

12   duties, Sheriff duties, or Executive's duties.

13   JUDGE EVASHAVIK DILUCENTE: And I

14   know that's your position, but that will be

15   decided by the Court.

16   Is that not in front of the Court

17   right now?

18   MS. HALLAM: That is in front of

19   the Court. But I just want to make sure that we

20   don't write bylaws that then the Court tries to

21   use in lieu of --

22   JUDGE EVASHAVIK DILUCENTE: Oh.

23   MS. HALLAM: I would like to keep

24   it just we say that this Board was created in

25   compliance with Title 61, and we stick to

1 Title 61 and let the Court rule.

2   JUDGE EVASHAVIK DILUCENTE: Okay.

3 All right.

4   MS. INNAMORATO: So does that

5 mean -- for the sake of clarification, does that

6 mean removing no Board member may appear or

7 participate in any meeting by proxy or substitute

8 representatives?

9   MS. HALLAM: No, it says keep that.

10 Unless permitted by Title 61, no Board member may

11 appear, participate in any meeting by proxy or

12 substitute representative.

13   JUDGE EVASHAVIK DILUCENTE: I

14 propose saying unless permitted by Title 61 or

15 other applicable law, meaning if the Court says

16 the County Executive, per the Home Rule Charter,

17 can send a designee, that's another applicable

18 law.

19   So everybody can decide on that. I

20 think it should say other applicable law.

21 Bethany wants it to say Title 61.

22   JUDGE BIGLEY: I don't think this

23 would necessarily be -- I don't think we can

24 exclude the phrase other applicable law.

25   JUDGE EVASHAVIK DILUCENTE: Do

1   you --

2   MS. HALLAM: I just don't think you

3   can have other applicable laws when this is the

4   superseding -- you know, anything else is

5   preempted by Title 61. I think the County

6   Administrative Code cannot supersede it.

7   JUDGE BIGLEY: I think you'd be --

8   and it's not necessarily -- I think you're right,

9   but it's not to the exclusion of all other laws.

10   So I don't think --

11   MS. HALLAM: Okay. So Title 61 or

12   other applicable law.

13   JUDGE BIGLEY: Or other applicable

14   law.

15   MS. HALLAM: Cool. Gotcha.

16   JUDGE BIGLEY: But otherwise, I

17   think you're right. I don't think it would

18   necessarily be -- I don't think I would exclude

19   the phrase other applicable law. I think it

20   would control the Title 61 meetings.

21   I don't know, Rob, you're a lawyer.

22   Chime in.

23   MS. HALLAM: Yinz are all lawyers.

24   JUDGE EVASHAVIK DILUCENTE: I don't

25   think it matters. I think the Court of Common

1   Pleas will probably decide.

2   MS. HALLAM: Yeah, others will

3   decide and then the Court will decide. Soon, we

4   think, too.

5   JUDGE EVASHAVIK DILUCENTE: Yeah.

6   I mean, I think we're going to be bound by

7   whatever the Court decision is no matter what we

8   write in here. But I would not want to -- I

9   would like to include other applicable law

10   because otherwise if the Court rules in favor of

11   the three officers, our Board rules will be

12   contrary to the Court ruling.

13   MS. HALLAM: That's fair. I think

14   that's very fair.

15   JUDGE EVASHAVIK DILUCENTE: Okay.

16   MS. HALLAM: So actually, though,

17   that little phrase would go after 1721-28, unless

18   permitted by 61 PA --

19   JUDGE EVASHAVIK DILUCENTE: Or

20   other.

21   MS. HALLAM: -- or other applicable

22   laws.

23   JUDGE EVASHAVIK DILUCENTE: Yes.

24   MS. HALLAM: Okay. So that doesn't

25   go at the end.

1   MR. O'CONNOR: Can we just remove

2   it until the Court rules and then change it? We

3   can always amend the Board bylaws. Why not take

4   it out until the Court rules and then come back?

5   JUDGE EVASHAVIK DILUCENTE: Well,

6   what -- take out the whole --

7   MR. O'CONNOR: I'm just saying

8   delete E at this moment. We're going to get a

9   ruling in a couple months. We can put it back

10   in, or whatever the ruling is goes directly into

11   this.

12   MS. HALLAM: I know when we talked

13   at our meeting, what we talked about is how -- is

14   specifically about like subcommittee meetings and

15   other committee meetings too, and that's why we

16   thought that we should say this kind of broadly

17   until then instead of saying nothing because we

18   kind of wanted to put our guidelines in place

19   while we were waiting for -- it to play out.

20   JUDGE EVASHAVIK DILUCENTE: I -- I

21   vote that we leave in other applicable law and

22   leave it in because that way --

23   MS. HALLAM: You don't vote,

24   though.

25   JUDGE EVASHAVIK DILUCENTE: I know.

1 Well, not today, but how we were going to propose

2 this for a vote.

3   MS. HALLAM: Cool.

4   MS. INNAMORATO: Just a point.

5 And, you know, I do have to say that we did vote

6 as a Board that we were creating a subcommittee

7 on bylaws, and myself and --

8   MR. O'CONNOR: Weren't invited.

9   MS. INNAMORATO: Yeah. We weren't

10 included in this discussion.

11   JUDGE EVASHAVIK DILUCENTE: Just so

12 you know, you were included on the e-mails

13 inviting you to the discussion.

14   MS. INNAMORATO: I know, but I --

15   JUDGE EVASHAVIK DILUCENTE: I

16 mean --

17   MS. INNAMORATO: I'm very

18 scheduled.

19   JUDGE EVASHAVIK DILUCENTE: I know

20 you are, but this wasn't done secretly. Both of

21 you were included.

22   MS. INNAMORATO: I know it wasn't

23 done secretly, but it wasn't --

24   MR. O'CONNOR: But we couldn't

25 attend, or else there was a quorum.

1   MS. INNAMORATO: Yes. And I think

2   what we -- what we see is that, right, we have

3   our teams that are here. They're at every

4   meeting. They help us do the work because we

5   have many obligations outside of just this, as

6   everyone else does. But, you know, I don't want

7   to create something that prohibits a member of my

8   team who is knowledgeable in doing work from

9   being able to participate in a dialog when I am

10 not available. And that way the Executive's

11 office can be present and, you know, not

12 necessarily giving that individual

13 decision-making power but, you know, by writing

14 this are -- is then -- I -- are we excluding

15 members of my team from being able to come to a

16 subcommittee meeting --

17   JUDGE EVASHAVIK DILUCENTE: Not --

18 by adding other applicable law, we're saying that

19 if the Court says they can, then they can.

20   MR. O'CONNOR: Then why not wait

21 until the Court says either way?

22   JUDGE BIGLEY: Are you talking --

23 she's just talking about the Jail Oversight Board

24 meeting. She's talking about subcommittee.

25   JUDGE EVASHAVIK DILUCENTE:

1 Subcommittee meetings.

2   MR. O'CONNOR: That's also.

3   JUDGE BIGLEY: Maybe we can

4 amend -- can we talk about that? Is that --

5   MS. HALLAM: Sure. That's what

6 this meeting is for.

7   JUDGE EVASHAVIK DILUCENTE: Yeah.

8   MS. HALLAM: I would also like to

9 say, if that is on the table, remember that that

10 also means that I can send somebody, or Man-E can

11 send someone, or Rob can send someone.

12   If that is the argument to take it

13 out, remember that that opens it up to any of us

14 sending anyone that we want on our behalf as

15 well -- that it would then not be unique to

16 whatever the Court rules on those three specific

17 offices.

18   So I just want to remind folks of

19 that because I feel like you may be cool with

20 like a member of your staff going, but if I send

21 someone on my behalf to represent me, you might

22 not be cool with that.

23   MS. INNAMORATO: Well, I think it

24 has to do with -- a differen- -- like

25 differentiates between like you're already a

1   designee of the President of Council.

2   MS. HALLAM: Uh-huh.

3   MS. INNAMORATO: Correct?

4   MS. HALLAM: Uh-huh.

5   MS. INNAMORATO: And then we are

6   ex-officio members, so we are here by the nature

7   of our position that we're elected to. And then

8   we have community members who are appointed,

9   right?

10   MS. HALLAM: Uh-huh.

11   MS. INNAMORATO: So I think we're

12 talking about specifically ex-officio, where you

13 are already a designee of the President. So you

14 couldn't necessarily sub-designee, correct?

15   MS. HALLAM: But I could because

16 I'm not a representative of the President. I am

17 a member of this Board because he designated me

18 to be the member of this Board. I'm not

19 necessarily here as his proxy. I am here as a

20 member of the Board because I was like duly

21 authorized to be there, so therefore, I am an

22 equal member, as is anyone else, as are the

23 community members.

24   MS. INNAMORATO: I'm not saying

25 that. I'm not talking about anyone's -- like

1 everyone is equal.

2   MS. HALLAM: Uh-huh.

3   MS. INNAMORATO: It's just a matter

4 of you are here by the nature of the appointment

5 of the President of Council. And, you know, our

6 community members are here because we chose to

7 appoint them, and Council chose to approve their

8 appointments.

9   MS. HALLAM: Sure.

10   MS. INNAMORATO: And then there are

11 people like myself, the judges, the sheriff, the

12 controller, who are here because of the nature of

13 the position that we hold. And that is, I think

14 different when you're talking about a designee

15 than you're talking about someone who is

16 appointed by another government entity.

17   MS. HALLAM: Then by definition, you

18 are arguing that we are inequal members of the

19 Board.

20   MS. INNAMORATO: No.

21   MS. HALLAM: If you are saying that

22 you have a different --

23   MS. INNAMORATO: That's not what

24 we're arguing.

25   MS. HALLAM: -- place here.

1   MS. INNAMORATO: Everyone has a --

2   everyone has a vote. We're just saying that if

3   you're -- you know, this is common on many other

4   boards. You know, I can send a representative.

5   And at times, right, like it varies

6   on the bylaws whether that person can act as a

7   voting member, or they are just there in place to

8   review and report back. So they're -- I think

9   that's just a nuance that we should discuss and

10   consider.

11   MS. HALLAM: Yeah. I also think,

12   again, we are really unique on this Board, as

13   different than other boards, that we have a

14   controlling state statute that authorizes who

15   gets designees, who doesn't, and that they are

16   all equal member of the Board.

17   And I'm not talking about voting

18   power as much as just equal presence, equal

19   weight, equal authority, and equal vote. I think

20   that's -- if we are saying we are all equal

21   members, then that would apply to every single

22   member of the Board and not just the judges and

23   the county row offices.

24   JUDGE BIGLEY: We all know

25   (inaudible), right?

1   MS. HALLAM: Uh-huh. Agreed.

2   JUDGE BIGLEY: Of all three

3   (inaudible), right?

4   MS. HALLAM: Right.

5   JUDGE BIGLEY: So I think we're all

6   agreeing that we're all equal.

7   MS. HALLAM: Uh-huh.

8   JUDGE BIGLEY: But I think we also

9   recognize that we all have different roles in

10   some ways on this Board, right? Like we're all

11   bringing something unique to it, correct? And

12   we're all bringing like kind of a different

13   perspective.

14   And there is, I think -- I

15   recognize that there are times I don't I think

16   there's going to be a time I can send -- in other

17   words, I don't have someone on my staff that's

18   going to bring anything different to the Board,

19   but I recognize that the County Executive, there

20   might be someone on her staff, in other words,

21   that might bring something to a subcommittee

22   meeting that has some knowledge that maybe she

23   doesn't have or experience or something -- or

24   maybe even, maybe Corey, at some point -- I don't

25   know about the Sheriff -- but maybe somebody or

1   other on this Board might.

2   The good thing about us writing

3   these is that if we chart our own path, in other

4   words, within the law, we can write our own rules

5   that let us --

6   MS. HALLAM: Agreed.

7   JUDGE BIGLEY: -- write our path.

8   MS. HALLAM: Which it says right

9   here.

10   JUDGE BIGLEY: So I'm thinking that

11   maybe we can say that with only within some

12   limits people can designee for certain purposes,

13   a subcommittee or whatever, designees for certain

14   purposes, something that we know is for a

15   specific reason and it's not something that's

16   problematic. Do you know what I'm saying?

17   MS. HALLAM: I would, but I

18   would --

19   JUDGE BIGLEY: You know it's

20   useful.

21   MS. HALLAM: I would just point to

22   how problematic that exact thing you're

23   referencing was in the past.

24   JUDGE BIGLEY: Right.

25   MS. HALLAM: That was like one of

1   the number one issues.

2   JUDGE BIGLEY: (Inaudible.) I

3   think we can define it in a way that it's not

4   going to be a repeat of anything or that we know

5   it's going to bring something of value to as

6   opposed to anything that (inaudible.)

7   MAN-E: I want to comment a little

8   bit. I want to start off by saying I think we

9   should leave it in, but I also agree with your

10   amendments under applicable law. That makes

11   sense to me.

12   Of course, I'm not a student of the

13   law. I don't know, and the perspective that I

14   bring to the Board is not just as a community

15   member but as an impacted person. And I want us

16   to all remember who it is we're talking about,

17   who it is we're supposed to be representing, you

18   know what I'm saying?

19   And I'm not trying to be shady.

20   I'm not trying to -- you know what I'm saying,

21   you know, throw shade in anybody's direction, but

22   if you're talking about, you know, subverting or

23   passing off your duties to somebody else, you

24   know what I'm saying, your duty should be to the

25   people who are in the ACJ and in these programs,

1   you know what I mean?

2   So, you know, from my perspective,

3   I think we should want to be here, and we should

4   want to give these people the best representation

5   that we can, you know what I mean? And of

6   course, I'm not against, you know, other people's

7   input. Maybe somebody is more passionate and

8   more knowledgeable about a particular subject,

9   and I understand that, but if the State statute

10   says we are supposed to be here except, you know

11   what I'm saying, I know president -- or President

12   Judge and President of the County Council, and I

13   think we should follow that, you know what I'm

14   saying? And not only that, I think we should

15   want to.

16   JUDGE EVASHAVIK DILUCENTE: By the

17   way, Barb Griffin is also present.

18   MS. GRIFFIN: Thank you, and I

19   apologize for being late. This language would

20   not prohibit a member of the Board from sending a

21   person with knowledge about a topic to a meeting

22   to provide information or to gather information,

23   right? It's just saying you can't -- that person

24   cannot be there to take an official action, to

25   vote or count for a quorum, or things like that?

1   JUDGE EVASHAVIK DILUCENTE: Well,

2   that's not what it says. So we would need to

3   change it because it actually says --

4   MS. HALLAM: Appear or participate.

5   JUDGE EVASHAVIK DILUCENTE: Appear

6   or participate. So if we want to limit it to

7   voting, we can change it. It's with the pleasure

8   of the Board.

9   MS. HALLAM: I don't want to limit

10   it to voting just because the lawsuit is about

11   appearance and participation. So they can sit in

12   the public, like anybody else can.

13   And again, like there are staff

14   members from those representatives here in the

15   audience right now, but they're sitting out there

16   where staff go. This is for the Board members.

17   That's for staff.

18   MS. GRIFFIN: Right.

19   JUDGE EVASHAVIK DILUCENTE: Well,

20   do we want to take a straw vote --

21   MR. O'CONNOR: No, we're not

22   voting. You said we're not taking a vote.

23   JUDGE EVASHAVIK DILUCENTE: No, no.

24   I understand, Mr. O'Connor. I mean about the

25   final language, because I think everybody

1 anticipates that we're going to be voting next

2 week. We don't have to do that. We can table

3 it, but somebody needs to prepare the document to

4 be voted on, so I need to know the consensus of

5 the Board, Mr. Connors.

6   MS. GRIFFIN: Can we post it -- do

7 we want to put it on the next meeting on the

8 agenda?

9   MS. HALLAM: What was that?

10   MS. GRIFFIN: Do we want to put it

11 on the agenda for the next meeting?

12   MS. HALLAM: I think the purpose of

13 this meeting was to discuss things to be on

14 March's agenda, right? That's what I think

15 unless anybody else thinks different.

16   JUDGE EVASHAVIK DILUCENTE: But if

17 we can't reach a consensus, it doesn't have to be

18 on the agenda.

19   MS. HALLAM: Yeah. Yeah.

20   JUDGE EVASHAVIK DILUCENTE: That's

21 what we're trying to ascertain, what everybody's

22 pleasure is.

23   Mr. Perkins.

24   MR. PERKINS: I had a question for

25 how the subcommittees would do their work. Would

1   this language exclude -- I was thinking if we had

2   a health committee and we wanted to invite a

3   physician to be a part of our working group and

4   contribute to the subcommittee, is this -- would

5   this language prohibit that? That they couldn't

6   participate or --

7   MS. HALLAM: In my opinion, no.

8   For example, on County Council, we have the

9   members of the committee, which again, can't be a

10   quorum of the committee, but we have the members

11   of the committee and then we have invited guests.

12   So sometimes we invite the County

13   Manager. Sometimes we invite an expert on the

14   topic we're talking about. Sometimes we invite a

15   committee member to opine on it. So those are

16   the invited guests. They're not members of the

17   body and they are not taking any votes. They're

18   not participating as members of the Board. They

19   are there as we invited them to participate.

20   JUDGE EVASHAVIK DILUCENTE: I think

21   that we need to carve out under the committee

22   section of this.

23   MS. HALLAM: I think so.

24   JUDGE EVASHAVIK DILUCENTE: It's

25   not carved out --

1   MS. HALLAM: That's a good idea.

2   When we get to that.

3   JUDGE EVASHAVIK DILUCENTE: -- so

4   it would need to be amended to provide for that.

5   MS. HALLAM: Okay.

6   MS. INNAMORATO: Yeah.

7   MS. HALLAM: So when get to 4.

8   MS. INNAMORATO: Yeah. I was going

9   to say with the subcommittee that we don't

10   want -- this isn't testifiers and people would

11   come in and out. This would be people who we

12   would agree to appoint to a subcommittee that

13   would maintain that position until that

14   subcommittee wasn't -- dissolved.

15   JUDGE EVASHAVIK DILUCENTE: There

16   are not members of the JOB.

17   MS. INNAMORATO: Yes.

18   JUDGE EVASHAVIK DILUCENTE: Yeah.

19   I think that's a good idea.

20   MS. HALLAM: That's good, too,

21   because then we could have more people without

22   hitting a quorum, you know?

23   MS. INNAMORATO: Yes. Yeah, they

24   can meet, and then they can do -- they can serve

25   as working groups.

1   JUDGE EVASHAVIK DILUCENTE: Yeah.

2   Does everybody like that idea?

3   (No response.)

4   JUDGE EVASHAVIK DILUCENTE: Yes.

5   MS. INNAMORATO: Yes.

6   MS. HALLAM: I think so. So these

7   are -- who picks who those people are?

8   JUDGE EVASHAVIK DILUCENTE: Well,

9   we'll get to that. I don't think --

10   MS. HALLAM: All right. Yeah.

11   Let's move on.

12   JUDGE EVASHAVIK DILUCENTE: -- it's

13   still -- well.

14   MS. HALLAM: Oh, I mean, move on to

15   the thing we were talking about.

16   JUDGE EVASHAVIK DILUCENTE: Oh,

17   okay.

18   MS. HALLAM: Move back.

19   JUDGE EVASHAVIK DILUCENTE: Okay.

20   Okay. I don't know what the consensus is, so how

21   about I just say --

22   MS. HALLAM: I will go down and

23   say, in my opinion, I think we should keep it as

24   is or other applicable law, the controlling

25   statute that we know is the controlling statute

1 of the Board, and then pending the outcome of the

2 Court case or other applicable law, which is

3 literally what the Court's deciding.

4   JUDGE EVASHAVIK DILUCENTE: Okay.

5   MS. HALLAM: That's in my opinion.

6   JUDGE EVASHAVIK DILUCENTE: Man-E,

7 what's your vote?

8   MAN-E: Yeah, I agree with that,

9 and the applicable law.

10   JUDGE EVASHAVIK DILUCENTE:

11 Mr. Perkins?

12   MR. PERKINS: Let me just make sure

13 I understand.

14   JUDGE EVASHAVIK DILUCENTE: This is

15 not an official vote. This is just to say how we

16 should amend these. And you could change your

17 mind when we vote on it.

18   MR. O'CONNOR: Well, there's

19 pending litigation. We can't be voting on

20 pending litigation. If we -- if we place a straw

21 vote right now and there's a litigation that's

22 happening next week, that could determine the

23 outcome of the litigation.

24   MS. HALLAM: And then it would undo

25 that piece.

1   MR. O'CONNOR: That's why this

2   should just be on hold and go from there.

3   JUDGE EVASHAVIK DILUCENTE: Okay.

4   It's not going to determine the outcome of the

5   litigation, and the proposed amendment is not

6   contrary to anything that the Court would do.

7   That's what you're not following.

8   The way that this is written, no

9   matter what way the Court comes down, our rules

10   are in compliance with the future Court ruling.

11   Does anybody have a question about

12   that?

13   MS. GRIFFIN: No, I would just add

14   as a new Board member who is in the process of

15   absorbing and taking in --

16   MS. HALLAM: It's a lot.

17   MS. GRIFFIN: -- a lot of new

18   information, it would be my preference to not

19   have it on the March agenda and give us more time

20   to consider it. But that's my view.

21   MS. HALLAM: That's fair.

22   JUDGE EVASHAVIK DILUCENTE: I mean,

23   and the POs are Friday, I might add. So I mean,

24   it might be that it would get on the April

25   agenda. That could very well be. So it could be

1   tabled until April.

2   MS. GRIFFIN: Okay.

3   MS. HALLAM: Don't table. Hold.

4   JUDGE EVASHAVIK DILUCENTE: Hold.

5   MS. HALLAM: Table, you need

6   two-thirds. To hold, you just simply move it to

7   the next one.

8   JUDGE EVASHAVIK DILUCENTE: Okay.

9   So I'll go this way this time.

10   Ms. Griffin, you'd like to hold

11   this until the Court decision; is that correct?

12   MS. GRIFFIN: Not necessarily to

13   the Court decision, but beyond the March meeting.

14   JUDGE EVASHAVIK DILUCENTE: You

15   need more time to digest all this.

16   MS. GRIFFIN: That's my sense for

17   now.

18   JUDGE EVASHAVIK DILUCENTE: Okay.

19   Judge Bigley?

20   JUDGE BIGLEY: I'm fine, but I

21   think we should still continue to go through

22   and --

23   JUDGE EVASHAVIK DILUCENTE: Oh, I

24   agree. Do you -- I agree.

25   JUDGE BIGLEY: I'm fine with it.

1   JUDGE EVASHAVIK DILUCENTE: With

2   holding off on voting next week?

3   JUDGE BIGLEY: Yeah. The next

4   meeting is March. I'd say we just run through.

5   JUDGE EVASHAVIK DILUCENTE: Mr.

6   O'Connor?

7   MR. O'CONNOR: I'm not giving

8   comment.

9   JUDGE EVASHAVIK DILUCENTE: Okay.

10   County Executive Innamorato, would

11   you like it to be on the agenda in March or would

12   you like to defer it?

13   MS. INNAMORATO: I think we

14   should -- I think we should hold.

15   JUDGE EVASHAVIK DILUCENTE: Okay.

16   MS. INNAMORATO: And I do think,

17   pending the outcome of the case.

18   JUDGE EVASHAVIK DILUCENTE: Okay.

19   MS. INNAMORATO: Because

20   then we're --

21   MS. HALLAM: The bylaws until the

22   case is resolved?

23   JUDGE BIGLEY: No.

24   JUDGE EVASHAVIK DILUCENTE: Well,

25   at least not in March.

1   MS. INNAMORATO: Yeah.

2   JUDGE EVASHAVIK DILUCENTE: Okay.

3   I think we should also hold.

4   MS. HALLAM: I'm ready to move

5   forward with or other applicable law.

6   MAN-E: I'd like it not to be on

7   March's agenda.

8   JUDGE EVASHAVIK DILUCENTE: Mr.

9   Perkins?

10   MR. PERKINS: I'd like to hold too.

11   JUDGE EVASHAVIK DILUCENTE: Okay.

12   So I think we're going to hold off. This is not

13   going to be on the March agenda. I think we have

14   a consensus on that, but let's still go through

15   it.

16   MS. HALLAM: Okay.

17   JUDGE EVASHAVIK DILUCENTE: Okay.

18   Hopefully, maybe F will be resolved for us by the

19   Court.

20   MS. HALLAM: E.

21   JUDGE EVASHAVIK DILUCENTE: Sorry.

22   Well, no. E is Board meetings may proceed

23   without a quorum. However, Board action requires

24   a quorum as set forth in D above. You probably

25   couldn't read my handwriting.

1   MS. HALLAM: Oh. The last --

2   JUDGE EVASHAVIK DILUCENTE: Okay.

3 Then the next thing is the Robert's Rules of

4 Order apply.

5   Public participation. Obviously,

6 our monthly meetings are open to the public. The

7 agenda has to be published at least 24 hours in

8 advance. Public comment will take place at every

9 meeting. Members of the public may address the

10 Board for up to three minutes.

11   I don't know what everybody thinks

12 about this provision that was in -- that was

13 proposed. The Board, after majority vote, may

14 limit the total testimony period of a public

15 meeting to the last 30 minutes. If anybody is

16 opposed to that, I guess --

17   JUDGE BIGLEY: We left it in

18 because we said if we don't want it, we don't

19 have to vote on it.

20   MS. HALLAM: Yeah. I'm never going

21 to vote to limit public comment, but if a

22 majority of the Board is, why --

23   JUDGE EVASHAVIK DILUCENTE: Okay.

24 I'm just calling everybody's attention to it.

25   MS. HALLAM: Yeah. That's how I

1   think.

2   JUDGE EVASHAVIK DILUCENTE: Okay.

3   And then last, public comments shall be limited

4   to matters within the Board's jurisdiction.

5   Anybody want to comment on anything

6   else in that section?

7   (No response.)

8   JUDGE EVASHAVIK DILUCENTE: No.

9   Okay. Board organization --

10   MAN-E: Hold on. My fault. My

11   fault. Real quick. You say the Board, after

12   majority vote, may limit the total testimony

13   period to a public meeting to last 30 minutes.

14   Can you explain that a little bit more, please?

15   JUDGE EVASHAVIK DILUCENTE: I guess

16   that just means that we could -- let's say we had

17   some urgent issue, and we needed a lot of time to

18   discuss it. This is hypothetical. I didn't

19   draft this, by the way, so I'm not sure the

20   person who drafted it, what their intent was, but

21   I would presume that if we didn't have a lot of

22   time on some particular evening, we could say

23   after majority vote public comment shall not

24   exceed a total of 30 minutes, which would be ten

25   people at three minutes each.

1   MAN-E: Yeah. I don't really like

2   that.

3   JUDGE EVASHAVIK DILUCENTE: Okay.

4   MAN-E: Yeah, I don't agree with

5   that.

6   JUDGE BIGLEY: You could always

7   vote no.

8   MAN-E: Yeah, yeah, yeah.

9   Definitely.

10   JUDGE BIGLEY: The majority of the

11   Board would have to vote for the limitation by

12   the comment -- the rule.

13   MAN-E: I have no doubt, yeah,

14   yeah, yeah.

15   JUDGE EVASHAVIK DILUCENTE: But you

16   want it out?

17   MAN-E: Yeah, yeah. Especially

18   since, you know, everybody who comes to speak are

19   usually people who, you know, have vested

20   interest in the people that we're supposed to

21   represent on the Board. I don't think we should

22   limit their time at all especially -- I was just

23   in a meeting yesterday. I left after three

24   hours, and it -- and I wasn't even up to speak

25   yet, you know what I'm saying? But it was so

1 important, that's why everybody came out to

2 speak. I don't think we should limit speaking

3 power, especially when this is like your only

4 opportunity to address the Board, you know what I

5 mean? Yeah.

6   JUDGE EVASHAVIK DILUCENTE: Okay.

7 What's everybody's pleasure? I could go either

8 way.

9   Ms. Griffin?

10   MR. O'CONNOR: Take it out.

11   JUDGE EVASHAVIK DILUCENTE: Take it

12 out?

13   MS. GRIFFIN: Yeah, unless you

14 could provide some sort of advanced notice. So

15 if we know there was an agenda that at least the

16 public could be alerted that testimony is

17 limited, but you know, so they don't come and

18 waste time, but --

19   JUDGE EVASHAVIK DILUCENTE: Okay.

20 Take it out. I think the consensus is take it

21 out. Okay. That's out.

22   Does anybody disagree?

23   MR. PERKINS: Nope.

24   JUDGE EVASHAVIK DILUCENTE: Okay.

25 Good.

1   Okay. Board organization. And

2 officer -- sorry. Okay. So this proposal is

3 that we elect a Chairperson, a Vice Chairperson

4 and a Secretary. Each officer is elected to a

5 two-year term. The Chairperson runs -- sorry,

6 the Vice Chairperson runs the meeting in the

7 Chairperson's absence. The Secretary is the

8 secretary. If there's a vacancy in any of the

9 above positions, the Board shall elect a new

10 officer to fill the unexpired term as set forth

11 in Number 2 above.

12   MS. HALLAM: I just wanted to add

13 on that thing. There was one thing from our

14 meeting that was not in there that I put in this

15 one. It was within 30 days of the vacancy, like,

16 to actually give us a timeline, if you remember

17 to have to --

18   JUDGE EVASHAVIK DILUCENTE: I mean,

19 in my notes, obviously, I missed it.

20   MS. HALLAM: Yeah. So it says

21 is -- what I had is the Board shall, in the event

22 of a vacancy in any of the officer positions, the

23 Board shall elect a new officer to fill the

24 expired term within 30 days of the vacancy

25 occurring.

1   So basically, no matter when it

2 happens in the month, we're going to have another

3 meeting and so we will get to do it at that next

4 meeting.

5   JUDGE EVASHAVIK DILUCENTE: Okay.

6 I'm going to say even though I would appear to

7 have a vested interest in this as the President

8 Judge, I want to say for the record to everybody

9 here, it's my understanding that the President

10 Judge has been the Chairperson of this meeting

11 since this Board's inception. The Court provides

12 a lot of information and prepares for this

13 meeting. I kind of feel that, you know, you

14 have -- the Court is a neutral unbiased arbiter,

15 okay, in the general sense of how there's three

16 branches of government, and the branches of

17 government are all represented on this Board

18 also. And I just -- I feel like it gives the

19 Board stability to have the Judge as the

20 Chairperson.

21   Trust me, the extra work is not

22 something I relish. I'm just put -- I'm putting

23 it out there. That's my opinion and I will live

24 by the vote of the Board, okay? Just so

25 everybody knows. I just think it gives the Board

1   some stability.

2   MS. HALLAM: I'll go first. I'll

3   just say I think the two-year terms, because I

4   know they were initially proposed as one-year

5   terms, and we talked about -- we changed them to

6   two so that we could have the stability.

7   I think, like, when you look to

8   Robert's Rules, so if we were to take this out

9   and default to Robert's Rules, we would still

10   have this because this is what the standard

11   practice is is to elect a chair and a vice chair.

12   I will say from a personal

13   perspective, it's not always about who the

14   President Judge is, because I agree with you on a

15   lot of that, but remember you are one of the two

16   members who get to designate someone. And I have

17   lived through a Board where the person who

18   thought they were the Chair, despite us not

19   really having one, really, you know, put a bad

20   taste in a lot of people's mouths and there was

21   nothing any of us could do about it.

22   So at least this gives us every two

23   years, if we think the person isn't doing a good

24   job, then we can vote in a new person.

25   JUDGE EVASHAVIK DILUCENTE: I

1   understand your reasoning.

2   MS. HALLAM: Yeah. So I have very

3   personal reasons against it.

4   JUDGE BIGLEY: I thought we also

5   did -- I could be wrong, but I thought we also

6   named the person who was --

7   AUDIENCE MEMBER: We can't hear.

8   Can you use the microphone?

9   JUDGE BIGLEY: I thought we also

10   did it --

11   JUDGE EVASHAVIK DILUCENTE: You're

12   still not talking --

13   JUDGE BIGLEY: I thought that we

14   also had discussed the fact that the person who

15   would be the elected members could only be the

16   people who were designated in the statute. We

17   had discussed this.

18   JUDGE EVASHAVIK DILUCENTE: You

19   mean --

20   JUDGE BIGLEY: In other words, not

21   one of the -- I thought we --

22   JUDGE EVASHAVIK DILUCENTE: Are you

23   proposing that it be limited to the County

24   Executive or the President Judge or the Sheriff

25   or the Controller?

1   JUDGE BIGLEY: Yes. I thought

2   that's what we had --

3   JUDGE EVASHAVIK DILUCENTE: Or the

4   President of County Council. I don't know.

5   MS. HALLAM: Again, I think we're

6   trying to make these positions on the Jail

7   Oversight Board not equal again. And remember,

8   we are all very --

9   JUDGE BIGLEY: No, it's not talking

10   about equality. It's talking about consistent

11   with what it was. Because remember, it's

12   changing. This has always been this way since

13   this was the prison before -- before it was the

14   Jail Oversight. So now, we're completely

15   upending it.

16   And I think when we were talking

17   about it, we talked about the difference in the

18   appointments between the change from a County

19   Executive, the delay when the County Executive

20   changes, to appointments to people from the

21   community, the approval process for those people.

22   In other words --

23   MS. HALLAM: No community members,

24   is what you're saying?

25   JUDGE BIGLEY: Yes, because when

1 the County Executive gets elected, that County

2 Executive appoints community members, and there's

3 a delay between those community members coming in

4 and getting approved by County Council.

5   MS. HALLAM: I thought that's why

6 we did two years.

7   JUDGE BIGLEY: And so we talked

8 about those being the people specifically in the

9 statute that are delineated, the County Exec, one

10 of those specific people because that would cause

11 a delay on the three community members that

12 aren't part of the Board until sometime later.

13   MS. HALLAM: Well, I thought

14 what -- the way that was resolved was that when

15 we would vote, then they wouldn't be -- because

16 we have to do it every January. Those community

17 members wouldn't be on the Board yet.

18   So if that's the concern, I don't

19 think that really will ever come up because they

20 just wouldn't be here to be appointed if they

21 weren't on there by January.

22   Because if you look at Number 2, it

23 says their term would be from January to

24 December, which would mean we would vote for them

25 in the January meeting.

1   JUDGE BIGLEY: No, I think -- I

2   just --

3   MR. O'CONNOR: Are you saying like

4   if they overflow, or are you saying you're just

5   limiting the Chairperson to one of the elected --

6   JUDGE BIGLEY: To one of the

7   elected.

8   MR. O'CONNOR: -- and not a

9   resident member?

10   JUDGE BIGLEY: Right.

11   MR. O'CONNOR: That's what you're

12   saying?

13   JUDGE BIGLEY: Right. It was

14   because of those concerns. I thought that's

15   something we spoke of.

16   MS. HALLAM: No. I mean, I don't

17   think that we ever talked about that. But if

18   that does satisfy your concern, there will never

19   be a time where that will be an issue because we

20   have the provision that if a vacancy happens in

21   30 days, like, for example, somebody's term

22   expires, they -- the way that it works in

23   Allegheny County is when your term expires,

24   you're only off the Board when a replacement is

25   appointed. So there is never an overlap.

1   Like even with when -- for example,

2   County Executive Innamorato put the three new

3   community members on, the previous community

4   members were still members of this Board even

5   into the beginning of her term. They just chose

6   not to participate anymore. They were still the

7   members of this Board because that's in the

8   County Code that the appointment lasts not at the

9   expiration of the term but when a replacement is

10   appointed.

11   JUDGE BIGLEY: Oh, I understand.

12   I'm just saying that's why I had said --

13   JUDGE EVASHAVIK DILUCENTE: Okay.

14   MS. INNAMORATO: I don't know if

15   that considers resignations though, so if folks

16   resigned at the end of the last Executive's term.

17   MS. HALLAM: Uh-huh.

18   MS. INNAMORATO: Right. Like they

19   could have still been acting Board members on an

20   expired term, right, but there could be --

21   MS. HALLAM: Official resignation.

22   MS. INNAMORATO: -- resignations.

23   We still are delayed by going through the process

24   that we're beholding to to submit our nominees to

25   County Council because County Council only meets

1   twice a month, right? So we do have a delay in

2   that.

3   So there is an -- like, I don't

4   want to say that that would never happen because

5   I do see circumstances in which that could happen

6   where we don't have everyone appointed like we

7   saw this year.

8   MS. HALLAM: Yeah. I very much

9   hear what you're saying, but doesn't Number 5

10   take care of that? Let's say Rob is the Chair of

11   the Board. He resigns. We then within 30 days,

12   the remaining members of the Board have to

13   approve his replacement.

14   MS. INNAMORATO: I'm thinking more

15   of the scenario where in January, if the folks

16   who are appointed to the Board voted to create

17   the -- voted on the leadership, the Chairperson,

18   the Vice Chairperson, the Secretary, it would

19   have excluded all of the community members.

20   MS. HALLAM: Correct.

21   MS. INNAMORATO: Yes. So if we

22   were following this --

23   MS. HALLAM: You're just saying

24   that --

25   MS. INNAMORATO: If this was in

1 place, then we would have had the vote in January

2 by the way that these bylaws are written.

3   MS. HALLAM: Okay. I'm sorry. I

4 misunderstood Judge Bigley to have been talking

5 about, like, actually, that position becoming

6 vacant.

7   JUDGE EVASHAVIK DILUCENTE: Well

8 they're talking about two different things.

9   MS. HALLAM: I think they too are

10 talking about two different things, yeah.

11   JUDGE BIGLEY: But that's something

12 I think we need to work through that section.

13 Since we're not going to look at it until next

14 month, maybe we can address it.

15   MS. HALLAM: Yeah. I don't think

16 we should exclude the community members from

17 Board organization.

18   MR. O'CONNOR: Just to clarify. So

19 first of all, I think, Bethany, you'll second

20 this. We're finally doing this, which is a good

21 thing --

22   MS. HALLAM: Yeah.

23   MR. O'CONNOR: -- because these

24 were drafted a year ago.

25   MS. HALLAM: Well, if we are.

1   We'll see.

2   MR. O'CONNOR: Well, yeah. But so

3   the Secretary, I know that that's typically my

4   office. Do we want to keep that because we do

5   all the records? We post. We do everything

6   like that. I mean, with the call-in -- you

7   know, the court recorder. We have to get

8   somebody to video these meetings, and we pay for

9   that out of our office, so --

10   MS. HALLAM: And provide the notice

11   now.

12   MR. O'CONNOR: Yeah. So I just

13   wondered, the Secretary, do you want to designate

14   that because I think that was in the --

15   MS. HALLAM: I would compromise.

16   MR. O'CONNOR: -- statute anyways,

17   but -- I mean, I'm not going to give my staff

18   extra work if we're not -- not that we want to do

19   more work, but if somebody else is the Secretary,

20   that will alleviate a lot of stress for my

21   office.

22   JUDGE EVASHAVIK DILUCENTE: No, I

23   agree with Mr. O'Connor.

24   MS. HALLAM: I agree with him.

25   JUDGE EVASHAVIK DILUCENTE: I mean,

1   he's the -- nobody else could really do that

2   except the County Executive, the President Judge.

3   I mean --

4   MS. HALLAM: We could do that.

5   JUDGE EVASHAVIK DILUCENTE: -- I am

6   perfectly happy to permanently designate the

7   County Controller.

8   MR. O'CONNOR: I don't know if my

9   staff is.

10   MS. HALLAM: I think you could -- I

11   think it's also --

12   MR. O'CONNOR: But that's the --

13   it's been -- we know the system at this point.

14   And look, 20 years from now, it could be somebody

15   different.

16   JUDGE EVASHAVIK DILUCENTE: It

17   would be difficult.

18   MR. O'CONNOR: But that's what I

19   would say.

20   MS. HALLAM: I would also say, with

21   keeping the Secretary, Controller, I think that

22   eliminates any concern about electing a Chair and

23   Vice Chairperson because then that is the

24   consistency. The -- making sure the notices

25   always go out, that we always have a clerk. We

1 already always have minutes. We always have, you

2 know, everything. That's the consistency is

3 whoever is in the Controller's Office

4 consistently has to, you know, regardless of

5 elections every two years.

6   So I'd be cool with that. The

7 Controller is the Secretary but then keep the

8 rest. The Controller's Office or the Controller,

9 how do you want to say it, shall serve as the

10 Secretary, and the Secretary shall act --

11   MR. O'CONNOR: I mean, we could

12 write up -- I'm sorry. We could write something

13 up and send it. I don't -- we don't need to do

14 it right this second.

15   MS. HALLAM: Yeah. So you're

16 saying in front of Number 4, the Controller is

17 the Secretary.

18   MR. O'CONNOR: Just I know that's a

19 duty that we've been doing, so...

20   JUDGE EVASHAVIK DILUCENTE: Yeah.

21 I think it would be very hard to transition that

22 duty from office to office, and there would be a

23 lot of mistakes -- problems made.

24   MR. O'CONNOR: I mean no disrespect

25 to a resident, but that's a lot of work for a

1   resident -- a citizen member.

2   JUDGE EVASHAVIK DILUCENTE: No, no,

3   no. I agree with you. I agree with you.

4   JUDGE BIGLEY: I don't think anyone

5   wants it.

6   JUDGE EVASHAVIK DILUCENTE: Okay.

7   Let's just do this. Okay. So I am suggesting

8   that the President Judge remain the Chairperson.

9   I will certainly not be offended by anybody who

10   votes against that, but let's take -- get a

11   consensus, not votes.

12   MS. HALLAM: Okay.

13   I will say that I would be honored

14   to vote for you as Chairperson when the vote

15   happens, but I absolutely think that we should

16   elect a person, even if it is you.

17   JUDGE EVASHAVIK DILUCENTE: That's

18   okay. Okay.

19   MS. HALLAM: I think it should stay

20   an election.

21   MAN-E: Yeah. I agree very much.

22   However you want to do it.

23   JUDGE EVASHAVIK DILUCENTE: Mr.

24   Perkins?

25   MR. PERKINS: I agree with that.

1   JUDGE EVASHAVIK DILUCENTE: County

2   Executive Innamorato?

3   MS. INNAMORATO: I feel agnostic on

4   this one at the present moment. I do agree with

5   Corey's need to be the Secretary because it does

6   make sense because we do have, like, we come with

7   staff and, you know, you have to --

8   JUDGE EVASHAVIK DILUCENTE: Yeah,

9   yeah.

10   MS. INNAMORATO: -- be in

11   compliance constantly.

12   JUDGE EVASHAVIK DILUCENTE: All

13   right. So you're not sure?

14   MS. INNAMORATO: I'm unsure.

15   JUDGE EVASHAVIK DILUCENTE: Mr.

16   O'Connor?

17   MR. O'CONNOR: Yeah. I mean, I

18   could go either way. Can we figure out --

19   JUDGE EVASHAVIK DILUCENTE: You can

20   be unsure --

21   MR. O'CONNOR: How is it written

22   here?

23   JUDGE EVASHAVIK DILUCENTE: --

24   right now. It's okay. I'm just trying to see

25   like --

1   MR. O'CONNOR: Yeah. I mean, I

2   understand Judge's point, but I also understand

3   Bethany's point on how to do this and have -- I

4   don't mind a constant conversation about it

5   because it renews people's position on the Board.

6   It keeps the sitting judge at this point, you

7   know, doing their job, which we didn't see for

8   months before. So I could go either way. I'm

9   fine.

10   JUDGE EVASHAVIK DILUCENTE: All

11   right. Well I won't -- then I won't hold you to

12   anything.

13   Judge Bigley?

14   JUDGE BIGLEY: I'm fine with the

15   President Judge remaining.

16   JUDGE EVASHAVIK DILUCENTE: Ms.

17   Griffin?

18   MS. GRIFFIN: I would be inclined

19   to let other members of the Board potentially be

20   elected as President. And I would note that the

21   terms, the two-year term, would create an

22   unevenness in the sense that the public members

23   are appointed for a three-year term. I don't

24   know if that can be renewed. It probably can,

25   but there may be a situation where, you know,

1   someone ends their term on the Board in the

2   middle of their term, two-year term in a

3   position.

4   JUDGE EVASHAVIK DILUCENTE: Well,

5   that goes to Judge Bigley --

6   MS. HALLAM: So keep it like this.

7   JUDGE EVASHAVIK DILUCENTE: --

8   which we didn't really get a consensus on.

9   Okay. But I'm -- there's four

10   people who are saying we do not want the PJ to

11   always be the Chair. There's two who are saying

12   the PJ should be the Chair, and there's two who

13   are abstaining. So we don't really have a

14   consensus on that.

15   So I don't know. I don't know how

16   to resolve these things.

17   MR. O'CONNOR: We have time to

18   figure this out.

19   JUDGE EVASHAVIK DILUCENTE: I know.

20   I know. I know. But guess what --

21   MS. HALLAM: No abstentions without

22   a valid reason. That is in Robert's Rules.

23   JUDGE EVASHAVIK DILUCENTE: We

24   never have any, like, work sessions, which I'm

25   also going to propose that we start having.

1   MR. O'CONNOR: Oh, yeah. I think

2   the subcommittees, that's probably the biggest

3   conversation we need to have tonight -- one of

4   them.

5   JUDGE EVASHAVIK DILUCENTE: All

6   right.

7   MR. O'CONNOR: But setting those up

8   and having them meet and report back to the Board

9   monthly would be helpful.

10   JUDGE EVASHAVIK DILUCENTE: Okay.

11   All right. Well, then, that's up in the air,

12   okay, the Chairperson. But I think there's a

13   consensus that the Secretary is always going to

14   be the Controller; is that correct?

15   MS. HALLAM: No, I'm going to push

16   back on that now. I don't actually agree with

17   it.

18   JUDGE EVASHAVIK DILUCENTE:

19   (Laughter.)

20   MS. HALLAM: What? I'm serious.

21   If I abstain from saying what the Secretary

22   has -- should do.

23   JUDGE EVASHAVIK DILUCENTE: Okay.

24   Well, everything is up in the air. Let's go on

25   to committees.

1   MS. HALLAM: What? It is such a

2   simple question. That's funny.

3   JUDGE EVASHAVIK DILUCENTE: Okay.

4   The committee -- let's see. The Chair shall

5   appoint the committee members. We took out -- I

6   mean, subject to final approval by the Board,

7   what's everybody want to do? I don't really

8   care.

9   MS. HALLAM: I will start by saying

10 especially if -- if we are going -- like, I know

11 that when we talk about these committees the

12 Chairperson does have a lot of authority here

13 when it comes to committees. I'm only

14 comfortable with that language if it is an

15 elected Chairperson.

16   Again, we could have someone be

17 running these meetings for years and years and

18 years and doing so poorly when you're no longer

19 President Judge.

20   JUDGE EVASHAVIK DILUCENTE: Well,

21 it's okay. We can leave in there subject to

22 final approval. It could be a vote.

23   MS. INNAMORATO: I don't have the

24 state statute in front of me that governs all of

25 this, but you know, knowing that it's the

1   Executive's authority to appoint the community

2   members, is there any restriction or outline on

3   the appointment of some committee members to the

4   JOB?

5   JUDGE EVASHAVIK DILUCENTE: No.

6   MS. INNAMORATO: That's not

7   outlined in the State at all?

8   JUDGE EVASHAVIK DILUCENTE: No.

9   No.

10   MS. HALLAM: No, not at all. It

11   doesn't even reference it.

12   MS. INNAMORATO: Okay.

13   MS. HALLAM: But I have it up if

14   you want to just like peruse it.

15   JUDGE EVASHAVIK DILUCENTE: Okay.

16   So do we want to say we want to vote?

17   MR. PERKINS: I have a question.

18   JUDGE EVASHAVIK DILUCENTE: Okay.

19   MR. PERKINS: Why was it decided

20   that the Chairperson would have the power to --

21   JUDGE EVASHAVIK DILUCENTE: I don't

22   know.

23   MR. PERKINS: -- appoint every

24   committee and then appoint all the members?

25   JUDGE EVASHAVIK DILUCENTE: I don't

1   know.

2   MS. HALLAM: I mean, I can say from

3   past practice it always was kind of just like,

4   hey, who wants to be on this committee? Like, I

5   could unilaterally say, hey, we're creating this

6   committee and then it would be like, hey, who

7   wants to be on it? And it was so random. There

8   was no structure whatsoever.

9   JUDGE EVASHAVIK DILUCENTE: I think

10   basically probably anyone who volunteered would

11   be allowed to be on the committee. I don't think

12   it was ever really an issue.

13   MS. HALLAM: Yeah.

14   JUDGE EVASHAVIK DILUCENTE: But

15   maybe it will be down the line, so why don't we

16   leave, you know, subject to final approval by the

17   Board. That way, the Chairperson doesn't

18   dictate.

19   MS. HALLAM: So can you say -- what

20   is that? Is that the last sentence in --

21   JUDGE EVASHAVIK DILUCENTE: (a).

22   MS. HALLAM: -- 1(b).

23   JUDGE EVASHAVIK DILUCENTE: Sorry.

24   1(a). The Chairman of the Board shall, from the

25   Board members, appoint the committee member

1   subject to final approval by the Board.

2   MS. HALLAM: The majority of the

3   Board?

4   JUDGE EVASHAVIK DILUCENTE:

5   Majority of the Board.

6   MS. INNAMORATO: May I also offer a

7   suggestion. So in the State House, and it sounds

8   silly, but it's -- there's a committee on

9   committees, right? So we would have a

10   subcommittee that we could define whether it's --

11   you know, maybe it's the permanent members, three

12   of the permanent members who would bring a slate

13   to the Board for approval for the subcommittees.

14   So final approv- -- that way it's a little more

15   democratic. There's more voices from folks who

16   are on the Jail Oversight Board. They can make a

17   slate of recommendations for each subcommittee,

18   and then it goes in front of the Board for

19   approval.

20   JUDGE EVASHAVIK DILUCENTE: I'm

21   fine with that.

22   MS. HALLAM: I know on County

23   Council we do the President picks who's on the

24   committees. That's why I thought we modeled it

25   after this -- after like what the County does,

1   but...

2   JUDGE EVASHAVIK DILUCENTE:

3   Listen --

4   MS. HALLAM: I think we took out --

5   isn't that something that we took out, a

6   nominating committee?

7   JUDGE EVASHAVIK DILUCENTE: Yes.

8   We took out a nominating committee.

9   MS. HALLAM: Which is, I think,

10   what the County Executive is maybe referencing.

11   MS. GRIFFIN: I just wondered if

12   someone would address why the standing committees

13   were taken out and what was the reasoning behind

14   that?

15   MS. HALLAM: What are the standing

16   committees? You mean, like 4?

17   MS. GRIFFIN: Why we're not having

18   standing committees.

19   JUDGE EVASHAVIK DILUCENTE:

20   Because --

21   MS. GRIFFIN: I'm not necessarily

22   saying we have to. I'm just curious as to --

23   JUDGE EVASHAVIK DILUCENTE: I'll

24   tell you. Okay, Number A was inspections and

25   investigations. It said a Board -- the Board

1   shall have a standing committee to perform

2   semiannual inspections.

3   In my opinion, the statute says

4   every Board member must go to the jail at least

5   twice a year. So I thought that that was

6   contrary to the law.

7   B, a standing committee to evaluate

8   and administer these rules. I just thought that

9   was unnecessary. And anybody can feel free to

10   disagree with me. And when I say "I," I mean

11   Judge Bigley and Councilwoman Hallam and I.

12   Nominations. It says the Board

13   shall establish a standing committee to nominate

14   the Chairperson, Vice Chair, Secretary, as well

15   as the citizen members, okay? The citizen

16   members appointments are two the County Executive

17   by the statute and so this is contrary to law.

18   We can't take away the County Executive's power.

19   Additional committees. The Board

20   may establish additional committees as it deems

21   necessary. I think that's self-explanatory and

22   redundant, and of course we can.

23   So those are the reasons. If you

24   guys want to add to that because you were with me

25   when we discussed those, feel free to.

1   JUDGE BIGLEY: Yeah, the one tried

2   to take away the County Executive's right to --

3   JUDGE EVASHAVIK DILUCENTE: Right.

4   JUDGE BIGLEY: -- select the three

5   Board members.

6   JUDGE EVASHAVIK DILUCENTE: Right.

7   JUDGE BIGLEY: That's in direct

8   contravention to the statute.

9   JUDGE EVASHAVIK DILUCENTE:

10   Correct.

11   MS. GRIFFIN: Right. I understand

12   that this draft may have come from, you know,

13   some other places that don't really make sense

14   for us, but I don't know, I might want to

15   consider a little bit more whether there are

16   other standing committees that we might want to

17   have but haven't thought it through yet. But

18   I'll think about it and let you know if I come up

19   with anything.

20   JUDGE EVASHAVIK DILUCENTE: Sure.

21   MS. HALLAM: I can talk to you

22   about like the committees we have had

23   historically because there have been some in,

24   like -- I don't know, you guys can all correct me

25   if I'm missing any. So we -- and again, it was a

1   super informal -- it was just like in a meeting.

2   Hey, we're going to have this committee and we're

3   going to start meeting, was how it had always

4   happened. And anybody could come to the meetings

5   that you wanted to, but there were the certain

6   members who volunteer at the jump to like be the

7   voting members of the committee.

8   We had an Incarcerated Individual's

9   Welfare Fund Committee, which was kind of like

10   how should we spend this money that we generate

11   from commissary profits and now also phone

12   profits.

13   We had a Suicide Prevention

14   Subcommittee, which was -- you know, originally,

15   that was one of the main recommendations in a

16   review of the jail was you got to get your

17   suicide rate down. I think that that's something

18   that we've actually maybe done well at over the

19   years, but it wasn't because of the Suicide

20   Prevention Subcommittee.

21   The next thing was -- do you

22   remember? Do you guys remember?

23   AUDIENCE MEMBER: The library.

24   MS. HALLAM: The Library

25   Subcommittee is the newest one that was created.

1   I'm missing one.

2   JUDGE EVASHAVIK DILUCENTE: Who's

3   on these committees? Are they defunct?

4   MS. HALLAM: I mean, I was on all

5   of them. It was just kind of who wanted to do --

6   Exit Interview Subcommittee.

7   MS. GRIFFIN: So I like -- if we

8   could have ad hoc --

9   MS. HALLAM: They were so random.

10   MS. GRIFFIN: Yeah. There

11   certainly should be something in there like the

12   additional committees. You can create ad hoc

13   committees, but I would just want to consider and

14   think about a little bit more, like, whether

15   there are ongoing issues -- ever issues that we

16   need to make sure we have a committee that's

17   looking at this all the time. So I'm going to

18   think more on that.

19   MR. O'CONNOR: So do you think --

20   could it be helpful to redline and like get --

21   what was the prior one that was sent out and what

22   was deleted?

23   MS. HALLAM: That's what she

24   e-mailed.

25   MR. O'CONNOR: I know, but this is

1   just some stuff is crossed out and scribbled.

2   MS. HALLAM: So that's what I typed

3   up.

4   MR. O'CONNOR: It's not like

5   redlined. I know, but it doesn't have what was

6   in there and what was deleted. Do we have any of

7   that, like a redlined version?

8   JUDGE EVASHAVIK DILUCENTE: No, the

9   only thing you have is what I sent out. And

10   guess what? I don't know how to redline.

11   MR. O'CONNOR: Okay.

12   JUDGE EVASHAVIK DILUCENTE: I

13   don't.

14   MR. O'CONNOR: So maybe we can do

15   something like that so it's easier to follow.

16   Like you're saying the Nomination

17   Committee was deleted, but then -- and, Bethany,

18   I like that you did this, but it doesn't say

19   anything about that.

20   MS. HALLAM: Well, we deleted it,

21   so I just didn't --

22   MR. O'CONNOR: I know. But if it's

23   still with something sent out --

24   JUDGE EVASHAVIK DILUCENTE: It's

25   hard to follow.

1   MR. O'CONNOR: Yeah, it's hard to

2   follow what you deleted and what you didn't.

3   JUDGE EVASHAVIK DILUCENTE: You

4   have to follow my chicken scratch.

5   MR. O'CONNOR: I know. Sorry,

6   Judge.

7   JUDGE EVASHAVIK DILUCENTE: That's

8   okay. I get it.

9   MR. O'CONNOR: Not bad.

10   JUDGE EVASHAVIK DILUCENTE: Okay.

11   JUDGE BIGLEY: Well, the line

12   through it is the biggest indication that it was

13   struck out because there was a line through it.

14   JUDGE EVASHAVIK DILUCENTE: Okay.

15   But it seems to me that you -- the previous Board

16   has established some standing committees. Is

17   that accurate?

18   MS. HALLAM: Yes.

19   JUDGE EVASHAVIK DILUCENTE: Or were

20   they not seeing --

21   MR. O'CONNOR: Yeah. There were at

22   least four. They exist.

23   JUDGE EVASHAVIK DILUCENTE: Okay.

24   So we do have standing committees?

25   MR. O'CONNOR: Yeah. I mean, I can

1   read the committees.

2   JUDGE EVASHAVIK DILUCENTE: Can you

3   read them again?

4   MR. O'CONNOR: Yeah, Bylaws, Exit

5   Interviews, IIWF, and Books are the four that I

6   have.

7   MS. INNAMORATO: Incarcerated --

8   MR. O'CONNOR: I do have a note

9   about Suicide Prevention, but I don't know that

10   we ever did a committee on that.

11   MS. HALLAM: I think it -- well, we

12   did before you were on the Board.

13   MR. O'CONNOR: Right. So those --

14   MS. HALLAM: So yeah. That was a

15   year before.

16   MR. O'CONNOR: -- are the four that

17   I -- or five that I have. But the only ones -- I

18   have IIWF, myself, Councilwoman, and the Sheriff.

19   Exit Interviews, myself,

20   Councilwoman.

21   Bylaws, myself, the County

22   Executive, Judge Bigley, and Councilwoman Hallam.

23   And on Book, we just have a sidebar

24   on that, that there's four members, but the jail

25   administration needed to be at those meetings to

1   have that conversation.

2   So that's the records that we have

3   on those committees.

4   MS. HALLAM: And Suicide

5   Prevention, I can tell you for a fact, I'm the

6   only one left that was on it.

7   MR. O'CONNOR: Yeah. So that's --

8   MS. HALLAM: It was Barb Parees

9   when she was Deputy County Manager; Terri Klein

10   when she was a community member.

11   MR. O'CONNOR: Yeah. I don't even

12   have that. I just have it blank.

13   JUDGE EVASHAVIK DILUCENTE: Does

14   everybody want to keep those committees? Does

15   everybody feel there's a need to keep all of

16   these committees? And it's no --

17   MR. O'CONNOR: I think we just have

18   to put people on them and make them meet.

19   JUDGE EVASHAVIK DILUCENTE: Yeah.

20   MR. O'CONNOR: That's the biggest

21   thing there.

22   JUDGE EVASHAVIK DILUCENTE: I was

23   going to say if everybody thinks we should keep

24   these committees, then everybody think about what

25   committee you want to be on.

1   MS. HALLAM: All of them.

2   JUDGE EVASHAVIK DILUCENTE: And we

3   can get them going again. I think that would be

4   really helpful.

5   MS. INNAMORATO: The other thing on

6   the agenda --

7   MS. HALLAM: I will say that one of

8   the things that's in this provision that I think

9   is important and is one of the main reasons why

10   the subcommittees were way less structured than

11   they could have been was because there was never

12   a real Chairperson of each committee, and the few

13   that had kind of like anointed Chairpersons didn't

14   want to be it. And so therefore the meetings

15   just didn't happen. And that's really where the

16   substance of what we do on this Board should be

17   happening, and it didn't.

18   So I will add that, why I support

19   the -- that we need a Chairperson of every

20   subcommittee regardless of who that is.

21   JUDGE EVASHAVIK DILUCENTE: Okay.

22   I agree with that.

23   MS. GRIFFIN: Judge, I have one

24   more thing I wanted to add. And I hate that I'm

25   stepping out here as a new member but I'm just

1   going to go for it.

2   I would like the Board to perhaps

3   consider adding to the bylaws -- I know our

4   duties and responsibilities are set out by

5   statute, but a statement of -- a Mission

6   Statement or a Statement of Principle, guiding

7   principles or a statement of, you know, things

8   that guide our decision-making in this process,

9   the things that are -- that we value the

10   incarcerated individuals, the community, our

11   staff, and kind of have a statement of purpose of

12   guiding principle.

13   So I -- I haven't -- I've got a lot

14   on my plate, so I'm going to maybe perhaps draft

15   something up and propose it that sounds like this

16   Board would be interested in.

17   JUDGE EVASHAVIK DILUCENTE: Okay.

18   Everybody okay with that?

19   MS. HALLAM: Yeah. Just make sure

20   it doesn't conflict with what the statute says

21   we're supposed to be doing.

22   MS. GRIFFIN: Absolutely.

23   MS. HALLAM: Okay. And then it

24   will be open for discussion.

25   MS. GRIFFIN: Yep.

1   JUDGE EVASHAVIK DILUCENTE: Okay.

2   Next is the Liaison job description.

3   MS. HALLAM: Can we do that one

4   last because that's the messiest one and these

5   other two I think are we can hammer out.

6   JUDGE EVASHAVIK DILUCENTE: Fine.

7   Incarcerated Work Assignments.

8   MS. HALLAM: Okay. Did everybody

9   get the e-mail that I sent with the materials?

10   They were the same materials that I provided to

11   County Council when we allocated the funding for

12   this. If you see the packet that has like the

13   County of Allegheny piece of paper on the front

14   of it, that is showing -- because I know when I

15   was talking to some folks in preparation for this

16   meeting -- I want to remind everybody that when

17   we talk about worker pay and uniforms, both of

18   those things were funded by the county and are in

19   the 2024 budget.

20   So what this first sheet is is

21   saying when the operating budget was enacted,

22   which was the December 12, 2023, and the actual

23   operating budget that we approved is attached

24   behind it. And if you turn to the fourth --

25   fifth to last page and you see Jail, you'll see

1   that they literally have dedicated line items in

2   the jail's budget, which is what Controller

3   O'Connor had asked me to do when we had been

4   discussing this previously. I gave a lot of

5   pushback saying, no, let's approve it first, and

6   then I'll get the money. But instead -- it

7   worked. Council gave the money, so we have

8    $1 million for Incarcerated Worker Pay.

9   I will say based off of my

10   proposal, there is zero chance we can spend that

11   this year because we're already so far into the

12   month, so we will actually way under-spend that.

13   And then Incarcerated Individual

14   Uniform was given $500,000. And based off of

15   quotes which will be in the preview of the County

16   Executive since they do contracts, they'll pick

17   like who provides the uniforms. We will just be

18   dictating colors, but the actual cost has already

19   been taken care of.

20   So I want to make sure when we're

21   having any deliberations about worker pay, we're

22   not talking about the money because that has been

23   handled. So that's what this packet is.

24   The things I sent in your e-mail

25   were, One, the jail's current policy about how we

1   pay, our Inmate Labor is what it's called, so the

2   incarcerated workers who are in the jail right

3   now. The jail has a policy around it. It does

4   not include paying them right now.

5   Also, in that e-mail, you will see

6   that I cited the provision that we are uniquely,

7   in the whole, entire country, the only county

8   that when we pay our county workers, we have to

9   follow a really strict pay schedule to do it. It

10   is up to us how much we want to pay them, but for

11   incarcerated folks who have dependents,

12   75 percent of any wages that they make in the

13   jail have to go to their dependents. They only

14   get 25 percent of it.

15   For folks who are incarcerated

16   workers who do not have dependents, they don't

17   get any of the money while they're actually in

18   jail. It's more of a savings account and a ramp

19   up to help them once they're released. They get

20   one-third of the total wages that they made at

21   release; one-third three months later; and

22   one-third three more months later.

23   That's another thing that I want to

24   make sure we're not getting into the weeds about.

25   We cannot change that. I wish we could. If I

1   was a state legislator, I would be pushing to

2   change that because it's only a county of the

3   second class in Pennsylvania of which we are the

4   only one.

5   So let's not dispute -- let's not

6   debate how much this costs. It's already

7   allocated and let's not debate how and when we're

8   going to pay them because we truly unfortunately

9   cannot do anything about that.

10   I also attached the document that

11   shows the Pennsylvania Department of Corrections

12   and how they pay their workers. I again want to

13   point out that folks who are incarcerated at the

14   State and Federal level who are doing very

15   similar jobs, if not the same jobs as the people

16   in the Allegheny County Jail, do get paid for

17   their labor. They are overwhelmingly on an

18   hourly rate. There are some SCIs in Pennsylvania

19   that pay a per-day rate, which is where I got the

20   idea after some concerns were raised about how to

21   keep track of their time, punch in and punch out.

22   We've been working on this for, you know, almost

23   two years now, so I can promise you that any

24   question you have about this, I have already

25   researched, have the information on, and am happy

1   to share it. But I just wanted to start out this

2   discussion with that.

3   The proposal that was funded, like

4   how I got the calculation for the million dollars

5   was $10 a day. So regardless of what job they

6   work, if they're doing laundry, if they're

7   working on the pod, if they're working in the

8   kitchen, if they're serving food, if they're

9   doing basic maintenance, whatever job they're

10 doing, no matter how many hours they work a day,

11 if they work a day, they get $10 for the day.

12   I've been in discussion with the

13 Treasurer's Office to figure out if escrow is the

14 best way to kind of handle it since we will be

15 holding onto their wages until they're released.

16 The Controller's Office will be really integral

17 in the conversation about the disbursements to

18 dependents, but -- so basically, what I would

19 like to do is I would like to pick a date that we

20 think this can be implemented by. June 1st is

21 the one I'm throwing out there. Mind you, this

22 is about a year later than I would have liked to

23 do this, but June 1st, I feel like gives us

24 March, April and May to figure out those

25 logistics of actual program implementation. But

1   I would really like to vote on this at the March

2   meeting. So any questions anyone has -- again, I

3   do not want to reinvent the wheel. I literally

4   want to copy the Pennsylvania Department of

5   Corrections process and just do $10 a day.

6   So I would take any questions from

7   anybody about it?

8   JUDGE EVASHAVIK DILUCENTE: Do you

9   have one County Exec?

10   MS. INNAMORATO: I do. So as we're

11   going through this of how to like -- so the money

12   is allocated. That's not the issue. Where we're

13   running into challenges is in actually defining

14   how the process is going to work because we have

15   standards. When you call someone an employee,

16   you get access to pension. We have a minimum

17   wage of $18 an hour, you know, healthcare, fair

18   labor standards, everything that applies to a

19   "employee." So, you know, we'd be interested in

20   exploring kind of a program that would provide

21   compensation that would give credit to commissary

22   accounts.

23   MS. HALLAM: We legally cannot do

24   that.

25   MS. INNAMORATO: That's where we

1 believe that we can do that and it actually makes

2 it easier to do -- and then you get -- have

3 someone who -- you know, they're allowed to take

4 out their commissary after, you know, they exit

5 the facility, which would then bypass the

6 different -- you know, having to work with, W-2s,

7 1099s, all the other things involved with having

8 someone as an employee and work through that HR

9 process.

10   MS. HALLAM: Yeah. I very much

11 understand that. That is definitely one of the

12 things that we will have to figure out because

13 they will have to be W-2'd. They will. That's

14 why I had that conversation with the IRS to make

15 sure there weren't any benefit implications once

16 they were released and get this money in the lump

17 sum.

18   But I will say that in the e-mail

19 that I sent -- so I said I sent the JOB the

20 controlling statute, but I also sent the one

21 that's called Inmate Labor. It's specifically

22 Subchapter A about county correctional

23 institutions. So it doesn't talk about

24 employees. It's basically -- it just says labor.

25 So if they are doing labor, whether you call it a

1   program or you call it a job, they have to be

2   paid according to this. That's the only problem

3   there is they are doing labor, right? They're

4   preparing food. They are doing laundry. They're

5   cleaning the jail. They're doing the

6   maintenance. They're painting the jail. Some

7   are dock workers. Some are, you know, hall

8   workers, but they're doing labor. And so I do

9   not believe that there is a way around that.

10   It doesn't talk about employees.

11   It just calls -- it says Inmate Labor in County

12   Correctional Institutions and it says the

13   authorities in charge shall fix the wages. So

14   that's us and we're saying 10 bucks a day.

15   JUDGE EVASHAVIK DILUCENTE: I don't

16   mean to throw a monkey wrench into this, but

17   what's our job? Our job is to ensure the health

18   and safekeeping of the inmates, right? Work --

19   work is included in that because it's under

20   Title 37, and it says that written local policy

21   must require that inmates who participate in a

22   work program receive compensation. That's the PA

23   Code. The jail does have a policy about

24   compensation. You passed it out.

25   MS. HALLAM: Uh-huh.

1   JUDGE EVASHAVIK DILUCENTE:

2   Allegheny County Bureau of Corrections

3   compensation right now is, believe it or not,

4   they get a second meal and contact visits.

5   But here's my question. Do we as

6   the Jail Oversight Board have the ability to

7   direct the compensation? Is that our function as

8   the Jail Oversight Board or is it the County

9   Executive or County Council's function? I don't

10   know that it's our function, that we have the

11   authority and the power to do this.

12   I'm not saying we don't. I'm

13   saying I really don't know.

14   MS. HALLAM: Yeah. So the -- I

15   mean, for example, the policy that you're reading

16   from?

17   JUDGE EVASHAVIK DILUCENTE: Yes.

18   MS. HALLAM: A functioning Board

19   would have, you know, wrote that policy. That is

20   what we are supposed to do. It specifically says

21   in the statute we're supposed to set the

22   policies.

23   So we could literally change this

24   policy to say that their compensation is $10 per

25   day.

1   JUDGE EVASHAVIK DILUCENTE: But we

2   are to set policies regarding health and safety

3   of inmates. Like how does this pertain to

4   health --

5   MS. HALLAM: I don't believe that

6   that's actually what the statute says, that our

7   policies are just to be the health and safety.

8   JUDGE EVASHAVIK DILUCENTE: Well,

9   that's what we are, oversight. We -- our powers

10   and duties include the operation and maintenance

11   of the prison and alternative housing facilities

12   and the oversight of the health and safekeeping

13   of inmates.

14   MS. HALLAM: I agree with that, but

15   I think you skipped over the really operative

16   word here is the Board administrative powers and

17   duties shall include the "operation" and

18   maintenance of the prison. So everything having

19   to do with the operation of the jail is

20   absolutely within our preview. And this is how

21   the jail is operating is with unpaid incarcerated

22   labor.

23   JUDGE EVASHAVIK DILUCENTE: Okay.

24   I would like to -- I don't know -- I'm not

25   disagreeing with you.

1   MS. HALLAM: Oh, no. I know you're

2   just pointing out something. That's the point of

3   this meeting.

4   JUDGE EVASHAVIK DILUCENTE: I'm

5   saying I don't know. Like it makes me a little

6   nervous. Do we have the power to do this? Is it

7   our function? Maybe it's your function as County

8   Council.

9   MS. HALLAM: Our function was to

10   fund it, and we did that.

11   JUDGE EVASHAVIK DILUCENTE:

12   Maybe --

13   MS. HALLAM: So we did what we were

14   told to do.

15   JUDGE EVASHAVIK DILUCENTE: Okay.

16   I don't know. I don't know.

17   MS. HALLAM: Yeah. So I think

18   operations is the key word there is -- we should

19   be writing all these policies.

20   Again, that is my goal for this

21   Board when it is now functioning. We have

22   subcommittees. We're writing the policies.

23   We're setting the standards. We're doing all the

24   things that we are to do.

25   And I would argue that the

1   safekeeping of the incarcerated individuals is

2   absolutely affected by them being valued for

3   their labor and being set up to succeed when they

4   leave, which is -- is unfortunate as it is, how

5   we have to pay them. I would love to put the

6   money on their books and allow them to get extra

7   phone calls home, allow them to buy extra food

8   from commissary, but we can't.

9   JUDGE EVASHAVIK DILUCENTE: Why do

10   you say we can't?

11   MS. HALLAM: Because the thing that

12   I sent here --

13   JUDGE EVASHAVIK DILUCENTE: Which

14   would be --

15   MS. HALLAM: -- under this is,

16   Title 61, Part 3, Inmate Confinement. Chapter 31

17   is Inmate Labor. This was one of the e-mails

18   that I think -- yes.

19   So now go down to Inmate Accounts.

20   So this is about county correctional

21   institutions. Inmate Accounts. Three-fourths of

22   the amount credited to each inmate, or the entire

23   amount if (d), Inmate Accounts under 3104.

24   JUDGE EVASHAVIK DILUCENTE: Thank

25   you.

1   MS. HALLAM: 3104(d).

2   JUDGE EVASHAVIK DILUCENTE: Okay.

3   MS. HALLAM: Yeah, Inmate Accounts.

4   So it says -- okay, three-fourths of the amount

5   credited to each incarcerated person or the

6   entire amount if the person so elects, shall

7   constitute a fund for the relief of any person or

8   persons dependent upon the incarcerated

9   individual and shall be paid to such persons

10   establishing dependency to the satisfaction of

11   the authorities at such time and they may

12   prescribe.

13   So that's the first part.

14   Three-fourths of anything you make if you have a

15   dependent, or all of it, if you choose, but at

16   least three-fourths has to go to your dependent.

17   In the case of an incarcerated

18   person has no person dependent on him, the

19   incarcerated person's wages shall be deposited

20   for his benefit and shall be paid to him as

21   follows: One-third at the time of his discharge;

22   one-third three months later; one-third six

23   months later. So like basically, the three-month

24   ramp-up. We cannot supercede that. That's state

25   law.

1   So again, I would love to do that

2   different --

3   MS. INNAMORATO: I think what I

4   would suggest is that we have our team outline

5   where -- and have our legal look at it of here's

6   how we would institute the program because County

7   Council has done their duty of allocating the

8   monies and defining -- putting some guide rails

9   on a program and now it's up to the

10   administration to say here's how we advise the

11   regulations. Here's how the money will be

12   distributed. Here's how it will essentially

13   function.

14   And so I think that what we could

15   do is I could go to the powers that be in our

16   administration and draft, you know, get that

17   drafted on what that would look like and then --

18   JUDGE EVASHAVIK DILUCENTE:

19   Mr. O'Connor has to leave. I just wanted to ask

20   him, like, can you do all this, W-2s for all

21   these people? Like what are your thoughts on

22   this?

23   MR. O'CONNOR: I think that's a

24   conversation. I mean, obviously, when it's an

25   internal --

1   JUDGE EVASHAVIK DILUCENTE: I'm

2   sorry. I know you have to go.

3   MS. INNAMORATO: I think we want to

4   find a way where we can compensate people for

5   their labor who's currently residing in the ACJ

6   at the rate of $10 a day. We want to do it that

7   is in legal compliance but also doesn't hold us

8   to -- you know, we also can't be in violation of

9   our Human Resources laws and things around

10   worker's comp and pension and healthcare and

11   everything.

12   So, you know, I think where it

13   makes sense is having us, you know, outline the

14   program, here's what this would look like and

15   have the JOB review it.

16   MS. HALLAM: So but you agree that

17   this is the Jail Oversight Board's preview to

18   approve such a program? Because I think that is

19   unquestionable and I can't tell if you're trying

20   to say you think the Executive can do it without

21   the Board.

22   MS. INNAMORATO: I think that --

23   yeah, I think that might be more of a legal

24   question.

25   JUDGE EVASHAVIK DILUCENTE: Well,

1   that's -- and that's --

2   MS. HALLAM: Which you're in luck

3   because I also legislated that this Board is now

4   required to have a Solicitor. So we should also

5   do that too.

6   JUDGE EVASHAVIK DILUCENTE: I

7   agree.

8   MS. HALLAM: Because I'm getting

9   really frustrated sitting up here.

10   JUDGE EVASHAVIK DILUCENTE: I'm

11   tired of researching all this stuff.

12   MS. HALLAM: Yeah. This is getting

13   really -- yeah.

14   JUDGE EVASHAVIK DILUCENTE: He

15   knows.

16   MS. HALLAM: He doesn't want

17   anything to do with it, and I don't blame him.

18   MR. CRUM: Oh, I've been looking up

19   plenty for you. I have to raise my hand to get

20   in line.

21   JUDGE EVASHAVIK DILUCENTE: Would

22   you like to raise your hand?

23   MR. CRUM: I'd like to ask a

24   question.

25   JUDGE EVASHAVIK DILUCENTE: Do you

1   guys mind? Mr. Crum is my -- what's your title?

2   MR. CRUM: Consigliere.

3   JUDGE EVASHAVIK DILUCENTE: Okay.

4   MS. HALLAM: But also a constituent

5   and a resident of Allegheny County and,

6   therefore, in this public meeting, you may

7   address the Board.

8   MR. CRUM: Question for you,

9   perhaps. Setting aside whatever the powers and

10   duties of the judicial -- sorry, the Jail

11   Oversight Board and the plain meaning of what

12   oversight is, but when we talk about the duties

13   and powers under Section 1724, I'm sure there can

14   be a reasonable debate about what the parameters

15   and limits of what those duties and powers are.

16   MS. HALLAM: Yeah.

17   MR. CRUM: But that's a discussion

18   for a more general conversation. Let's cut to

19   the quick on what is this funding that is being

20   presented by the legislative branch of local

21   government through the executive branch of local

22   government, that now has these assets.

23   The question becomes what

24   responsibility or power does this Jail Oversight

25   Board have in distributing that? Therein lies

1   the question, because once you determine that

2   question is going to determine how far the

3   parameters of this Board's power are.

4   MS. HALLAM: Yes.

5   MR. CRUM: They could be

6   hypothetically unlimited, and you could have

7   meetings until the cows come home. The question

8   is, have you far exceeded the parameters of

9   oversight based on statutes in 1724.

10   MS. HALLAM: Yeah.

11   MR. CRUM: So when we take a look

12 at the proposal that came out regarding the

13 funding, if you look specifically at the statute

14 at 61-PS-1304.

15   MS. HALLAM: Uh-huh.

16   MR. CRUM: That you yourself

17 brought to the attention of the Board, and you

18 looked at subsection (b), could you read for me

19 what the title of the subsection (b) says for the

20 record?

21   MS. HALLAM: Are we looking at

22 Title 61 that governs the Board's duties or are

23 we looking at the one about the pay?

24   JUDGE EVASHAVIK DILUCENTE: 3104.

25   MS. HALLAM: 3104. I thought you

1   said 1304. I'm sorry. Yes.

2   MR. CRUM: Maybe I misspoke.

3   MS. HALLAM: Inmate Labor in County

4   Correctional Institutions.

5   MR. CRUM: Correct.

6   MS. HALLAM: Authority to County

7   Commissioners, which we are a Home Rule, so we do

8   not have County Commissioners. We have a County

9   Executive and a County Council.

10   MR. CRUM: Okay. Subsection (b)

11   indicates authority to County Commissioners. It

12   says the County Commissioners or Chief

13   Administrator.

14   MS. HALLAM: Uh-huh.

15   MR. CRUM: Of the county

16   correctional institution shall. We understand --

17   MS. HALLAM: Yes.

18   MR. CRUM: Let me finish.

19   MS. HALLAM: I don't dispute.

20   MR. CRUM: Shall is not negotiable.

21   MS. HALLAM: Correct.

22   MR. CRUM: So that one -- and I'm

23   trying to understand, but it says county

24   correctional institution, what or who is the

25   county correctional institution.

1   MS. HALLAM: So if I can answer

2   that. I would actually say that's irrelevant

3   because if you look at the 1, 2, 3 that it's

4   saying they shall do, none of that has anything

5   to do with what we're talking about. It's

6   determining the amount, kind, and character of

7   machinery to be erected; arrange for the

8   purchases and installation of machinery; and

9   provide for the sales of articles and material

10   produced. So that specific subsection is about

11   in other jails and prisons they actually make

12   stuff. You know, you see in movies, license

13   plates and stuff like that. That is what is up

14   to the County Commissioners or Chief

15   Administrator to the county correctional

16   institution.

17   MR. CRUM: So if I understand that

18   argument, it is that services which the inmates

19   are providing is not incorporated in subsection

20   (b).

21   MS. HALLAM: Correct.

22   MR. CRUM: Or you don't apply it.

23   MS. HALLAM: Correct. It says

24   nothing about services. It's specifically about

25   machinery for the industries, and it's about what

1   to do with the stuff the incarcerated individuals

2   make as a product of their labor, but not

3   services.

4   MR. CRUM: You distinguish

5   subsection (b) from subsection (c) and

6   distinguish it from subsection (d) and

7   distinguish it from subsection (e) or do you read

8   them in totality?

9   MS. HALLAM: I distinguish them as

10   the separate subsections that they are but

11   understanding that it all pertains to the

12   totality of 3104, which is Inmate Labor in County

13   Correctional Institutions.

14   So everything else -- I mean, I

15   also agree. I'm reading just the literal

16   interpretation of what it says here, and I think

17   that (b) also specifically aligned with -- if you

18   look at (a) in the general rule, the subsections

19   of that are also all about manufacturing and

20   production and not about what we're doing in the

21   Allegheny County Jail.

22   The funding says the County

23   Commissioners. We did that. The inmate

24   accounts, that's what we're talking about now.

25   But yeah, I really do think that -- it is very

1   specific about (b) for the industries and

2   machinery and is not talking at all about

3   services provided.

4   MR. CRUM: I understand that

5   position. I guess my question is that if all of

6   those subsections under 3104 are not applicable,

7   but you are carving out subsection (b) as not

8   being in any way relevant to (a), (b), (c), or

9   specifically (d).

10   MS. HALLAM: No, I'm not saying

11   that. Like, for example, (d) would be relevant

12   to (c), (b) and (a). I think they're all

13   relevant to each other.

14   MR. CRUM: So the institution that

15   has the accountability for the administration of

16   (a), (b), (c), (d) or (e) only applies to (a) --

17   I'm sorry, is applied to only (b) -- I'm sorry,

18   would only apply to inmate accounts -- would not

19   apply to inmate accounts?

20   In other words, we can agree that

21   the plain language says that county correctional

22   institutions shall and you're carving that out.

23   You're saying we don't pay attention to that. So

24   let's move onto Inmate Account subsection (d).

25   MS. HALLAM: Uh-huh.

1   MR. CRUM: If it says there the

2 authorities in charge of the county correctional

3 institutions shall fix the wage, the question is

4 who is that county correctional institution?

5   MS. HALLAM: We're the authorities

6 in charge of it. We set the operations, the

7 maintenance, the safekeeping, the policies. We,

8 as this Board, do everything as pertains to --

9   MR. CRUM: Is not the case of --

10 this Board is oversight.

11   MS. HALLAM: I mean, that is the

12 title of this Board, the Jail Oversight Board,

13 but when you read the duties under the Jail

14 Oversight Board statute, it's much more than just

15 oversight.

16   MR. CRUM: So the Jail Oversight

17 Board is functioning as a legislative body?

18   MS. HALLAM: No, it's functioning

19 under the statute Title 61 that gives us our very

20 specific -- which I agree with you are quite

21 broad authorities as pertains to the jail.

22   It's the same reason we confirm the

23 warden, the same reason that we, you know,

24 dictate what happens with the Incarcerated

25 Individual's Welfare Fund, the same ways that we

1   have unilateral access to the jail at any time we

2   want for inspection.

3   Yeah, I don't actually think

4   anything in here is contradictory. I would say

5   to your point specifically about 3104(b), if, you

6   know, this Board would determine that we want to

7   institute a program like you mentioned for labor

8   where they make something, where they're making,

9   you know, license plates as their labor in the

10   jail, I absolutely believe it would be up to the

11   County Commissioners to say under the authority

12   of the County Commissioners to determine the

13   amount, kind, and character of the machinery to

14   be erected to do that and the industries to be

15   carried on in the county correctional

16   institution. I think it would be up to them to

17   arrange for the purchase and the installation of

18   the machinery at the expense of the County, and I

19   believe it would be up to them to provide for the

20   sale of articles and material produced.

21   I do absolutely think that because

22   this statute specifically gives that specific

23   authority.

24   MR. CRUM: But when we look at

25   subsection (e) Special Administrative Fund.

1   MS. HALLAM: Uh-huh.

2   MR. CRUM: The authorities in

3   charge of a county correctional institution may

4   establish a fund for the purpose of carrying out

5   this section.

6   MS. HALLAM: Uh-huh.

7   MR. CRUM: And may provide for the

8   purchase of machinery and materials and payment

9   of wages from such fund.

10   MS. HALLAM: Uh-huh.

11   MR. CRUM: My question is the

12   funding that you obtained through the legislative

13   body of the County --

14   MS. HALLAM: Uh-huh.

15   MR. CRUM: -- that's going through

16   the executive branch of the County --

17   MS. HALLAM: Uh-huh.

18   MR. CRUM: -- is that a special

19   administrative fund that the legislative body on

20   which you sit created for purposes of the funding

21   of the $10 a day?

22   MS. HALLAM: No, because it's in

23   the jail's general budget. It is not a special

24   administrative fund. It's money that was

25   allocated to the jail's general budget.

1   MR. CRUM: So is it the case that

2   you are asserting that the Jail Oversight Board's

3   responsibilities, powers, and duties are to be

4   the conduit for any funding or any legislative

5   acts or executive acts that are passed? They

6   have to come through the Jail Oversight Board for

7   a vote for them to be enacted?

8   MS. HALLAM: Anything that has to

9   do with the operation of the jail, period, has to

10   come in front of this Board, yes.

11   MR. CRUM: So --

12   MS. HALLAM: For example, I believe

13   that County Council could give $10 million, and

14   the Jail Oversight Board could do nothing with it

15   because it is inevitably up to us.

16   MR. CRUM: So are you taking the

17   position on behalf of -- well, as your

18   responsibilities entail you, that the Solicitor

19   would be in a position at the current state of

20   funding at $1,500 a month to be able to defend

21   the position that you are striving that the Jail

22   Oversight Board has pretty unlimited power when

23   it comes to the execution of the Legislative

24   Branch's determination on County Council, the

25   Executive branch's decisions on County Council,

1   and/or the Judiciary's functions in determining

2   whether that which is passed through the Jail

3   Oversight Board was legally appropriate?

4   Do you believe that the County

5   and/or you have or can get the funding to pay for

6   a Solicitor to defend that position to have

7   section -- I'm sorry, Title 61, Section 1724

8   grants this Board unlimited power to do that of

9   anything that pertains to the operation and

10   maintenance of the Allegheny County Jail?

11   MS. HALLAM: I would actually even

12   go further than that and say that it is

13   irrelevant what the Legislative Branch and the

14   Executive Branch wants as pertains to the Jail

15   Oversight Board.

16   I maintain, as I did throughout

17   this entire conversation about incarcerated

18   worker pay going back years, that we didn't even

19   need County Council to allocate the funding. If

20   this Board voted to implement paying $10 a day to

21   incarcerated workers, the County would be

22   required to fund that.

23   Similarly, to a -- not similarly.

24   It's not the same. But like for example when a

25   contract is entered into, a Collective Bargaining

1   Agreement, the County is then required to fund

2   that Collective Bargaining Agreement because that

3   is the controlling law about the pay for that

4   subsection of workers. I believe that this is

5   the exact same, that if the Jail Oversight Board,

6   you know, leave out Controller O'Connor's

7   argument from months past, County Council has to

8   fund it first. I do not believe that was

9   necessary. I maintained that at the time as

10   well.

11   So I would say that it --

12   regardless of what the Legislative Branch does,

13   regardless of what the Executive Branch does, I

14   would fully expect our Solicitor to go to Court

15   to litigate the broad powers that this Board is

16   granted until Title 61.

17   MR. CRUM: I'm sure you're familiar

18   with the cost of solicitors and --

19   JUDGE EVASHAVIK DILUCENTE: Okay.

20   Well, we're going to move on.

21   MS. HALLAM: We're going to have to

22   get a cheap one. I do know that.

23   JUDGE EVASHAVIK DILUCENTE: We're

24   going to move on.

25   MS. HALLAM: I took a compromise to

1   pass that legislation.

2   MR. CRUM: I'm sorry for --

3   MS. HALLAM: No, I appreciate the

4   pushback for sure. I want to make sure that all

5   these questions are answered. Unfortunately,

6   this is something I think about in my sleep, so I

7   very much have thought that out.

8   MR. CRUM: Thank you.

9   MS. HALLAM: Thank you, though,

10 very much.

11   JUDGE EVASHAVIK DILUCENTE: Okay.

12 I think the bottom line is that County Executive

13 Innamorato wants to review this proposal with the

14 Law Department and get back to us. Is that

15 accurate?

16   MS. INNAMORATO: Yes.

17   MS. HALLAM: I mean, I will just

18 say that I will agree collegiately to not put

19 this on the agenda for the March meeting so that

20 your office can have time to do that, but I do

21 also feel like this has been delayed so much

22 further past where we initially planned to

23 implement it. So regardless, I will have this on

24 the agenda for April is the one thing I will say.

25 So that gives us a little over a month.

1   MS. INNAMORATO: Sorry. And we are

2   responsible for administering such functions, so

3   we need to make sure it's in compliance --

4   MS. HALLAM: No, I get that.

5   MS. INNAMORATO: And that it's all

6   figured out.

7   MS. HALLAM: Yeah.

8   MS. INNAMORATO: On the executive

9   and administrative side.

10   MS. HALLAM: Sure.

11   JUDGE EVASHAVIK DILUCENTE: Sure.

12   Next is uniforms.

13   MS. HALLAM: Oh, this is the

14   easiest thing to talk about. So glad we're on

15   this one.

16   Again, this is operations,

17   maintenance, safekeeping of incarcerated

18   individuals. Checks all the boxes we've been

19   talking about now. This one is the most simple

20   out of all of them. We have over-funded this

21   initiative. The quotes that I got were closer to

22     $250, $300,000.

23   Again, I do believe that the actual

24   purchasing power and contractual power for

25   getting these uniforms is solely in the hands of

1   the Executive's Office, but again, this Board can

2   say these are the color uniforms that need to be

3   worn in the jail.

4   We are simply implementing the

5   Department of Corrections current policy. They

6   switched to more neutral colors. I, in that

7   e-mail shared the rationale behind that. We, in

8   previous meetings, have had public commenters who

9   had came here and talked. They were -- there's

10   some study of color. I forget what it's called,

11   but who have come and said, like, is kind of like

12   angry, bad, aggression. And that there has been

13   a shift, not just in Pennsylvania, but across the

14   country, to kind of try to neutralize not just

15   the uniforms in jails and prisons, but even the

16   colors of the walls in jails and prisons.

17   So this one is very simple. The

18   money is already allocated. Something that folks

19   may not know who are new on this Board is that

20   there are many different colors that are worn

21   within a jail. If you're on DHU, you know, like

22   segregation, you wear certain uniforms. If you

23   are a child in the Allegheny County Jail, you

24   wear a different color uniform. If you are a

25   hall worker, if you are a kitchen worker, if you

1 are a dock worker, if you are a pod worker, all

2 of those things have set color uniforms. They

3 are all pretty neutral-ish colors. You know,

4 there's like gray. Other than DHU, which I think

5 we would probably get pushback if I tried to

6 change that because they are uniquely stripes --

7 so this is only proposing to change the main

8 uniforms for the jail and the children's uniforms

9 because currently, the children are wearing that

10 color and now it's going to be everyone.

11   So my official proposal is can

12 we -- to change the reds in the jail to tan and

13 to change the children's uniform to yellow, to

14 neutral kind of not off-putting colors?

15   And again, the money is already

16 allocated. The data and evidence is there. And

17 again, we are following down the line of what the

18 Pennsylvania Department of Corrections has

19 already implemented in their facilities.

20   JUDGE EVASHAVIK DILUCENTE: Any

21 questions?

22   MS. HALLAM: Does anyone want to

23 push back on that one?

24   JUDGE EVASHAVIK DILUCENTE: Well,

25 I'll push back on the colors.

1   MS. HALLAM: Of course, Judge. Go

2   ahead. Go ahead.

3   JUDGE EVASHAVIK DILUCENTE: One of

4   the reasons that the jail uniforms are red is so

5   that if there's an escape, they're easily

6   identifiable. I feel like that the jail garb

7   looks like scrubs.

8   MS. HALLAM: Sure. Yeah.

9   JUDGE EVASHAVIK DILUCENTE: So then

10   maybe if it's -- maybe if it's tan, that's not

11   easily enough identifiable. That's my only --

12   MS. HALLAM: What color do you

13   propose?

14   JUDGE EVASHAVIK DILUCENTE: Well, I

15   don't know because I didn't read your whole color

16   spectrum.

17   MS. HALLAM: It was like this much.

18   You did that on purpose.

19   JUDGE EVASHAVIK DILUCENTE: I know.

20   I just -- I feel like it just needs to be

21   something other than tan because tan is -- it's

22   so nondescript and blends in.

23   MS. HALLAM: But in -- they do that

24   all the DOCs, which, you know, I'm sure they have

25   more escapes than we have at the ACJ.

1   I would, you know, be open to like

2   doing a flip-flop, like yellow for everyone and

3   tan for the kids, which is what the kids are now.

4   So that would be my only pushback against the tan

5   isn't recognizable enough because there are

6   already people wearing that color in the jail.

7   So that would be my only pushback.

8   If it's a big concern, I am not set on tan for

9   them and yellow for the kids. I would flip-flop

10   them.

11   JUDGE EVASHAVIK DILUCENTE: Okay.

12   MS. HALLAM: But I don't want like

13   the red. That is the one color that is like

14   aggression, raises your blood pressure.

15   JUDGE EVASHAVIK DILUCENTE: I read

16   that. I mean, or it could be stripes because

17   stripes is easily identifiable.

18   MS. HALLAM: There's already stripes

19   in DHU. They specifically want them to be

20   stripes.

21   JUDGE EVASHAVIK DILUCENTE: No other

22   stripes.

23   MS. HALLAM: But right now, again,

24   the kids are tan. So there's already tan and it

25   has been acceptable as easily enough identifiable

1   for the children housed in the jail.

2   JUDGE EVASHAVIK DILUCENTE: Okay.

3   What's anybody else think?

4   MS. GRIFFIN: Is it like a bright,

5   bright yellow, or is it a mild yellow?

6   MS. HALLAM: It can be any yellow

7   you want to pass this and get something done in

8   this way.

9   MS. GRIFFIN: Yeah. I do like the

10   idea of having the tan for the children. It

11   seems like a more calm color. Yellow can be a

12   little bit loud so. And maybe that fits more for

13   adults to have that -- more identifiable in the

14   case of escape.

15   So, you know, I don't know. I

16   didn't read the study either. I don't know if

17   incarcerated individuals or youth have had any

18   input on what color they would want, but I do

19   like the idea of flipping those colors.

20   JUDGE EVASHAVIK DILUCENTE: Okay.

21   So --

22   MS. INNAMORATO: Is there any say

23   on the -- on blue, green?

24   MS. HALLAM: Those colors are

25   already used by the different workers in the

1   jail. So like gray, green, orange, stripes.

2   What's another color, somebody who goes into the

3   jail? What other color do we see people in?

4   Yeah, stripes. All those colors are for

5   different -- again, there are other people who

6   wear different colors than the regular colors.

7   And most of the colors are used up. And so when

8   we're -- if the goal is to be like less

9   offensive, that's why it was tan and yellow.

10   Again -- but yeah, I am open to

11   other colors, but beware that many colors are

12   already used. So if it's up to me, I would

13   really like everyone to be tan and the kids to be

14   yellow. If it will get you to vote for it when

15   you normally wouldn't, if I flip-flop it, I am

16   open to that. But again, I want to make sure

17   it's not like a scream-at-you yellow because

18   that's the whole point of this is to kind of

19   soften --

20   JUDGE EVASHAVIK DILUCENTE: Calm.

21   MS. HALLAM: -- the jail. Calm the

22   jail. Yeah, and it's been shown to reduce acts

23   of violence, reduce aggression, blood pressure.

24   So there's a lot of studies from people a lot

25   smarter than me on this topic.

1   And so yeah, if you want to

2   flip-flop? Otherwise, I'm going to propose it as

3   tan for everyone, yellow as the kids, and ask

4   that in March, we vote on at least something.

5   Does anyone --

6   MS. GRIFFIN: I don't feel that

7   super strongly about it. You know, I would

8   prefer a softer yellow -- a softer yellow --

9   MS. HALLAM: Like an Easter yellow

10   kind of yellow? Is that what you're thinking?

11   MS. GRIFFIN: Yeah, just -- and

12   plus young people -- I imagine they care about --

13   even incarcerated what color they're wearing. I

14   don't know what -- you know, what would make them

15   feel better wearing -- I don't know. Maybe

16   that's in the study somewhere. I'll take a look

17   at it. Are we voting on this today?

18   MS. HALLAM: We're not voting on

19   anything today, but it will be on the March

20   agenda, so if anyone is not for it now, tell me

21   and this is where I'd like to kind of workshop it

22   prior to.

23   JUDGE EVASHAVIK DILUCENTE: Did

24   anybody ask the jail what colors they'd like?

25   MS. HALLAM: Yeah. So the jail is

1   who gave us the breakdown of all the different

2   colors that are used. Whenever we started having

3   conversations with the jail, it got really messy

4   because we were also trying to do the staff at

5   the jail's uniform change at the same time as

6   this. Lots of things happened in that, so I

7   backed away from that and are specifically

8   focusing on these uniforms.

9   JUDGE EVASHAVIK DILUCENTE: Okay.

10   Well, I like yellow for adults and tan for

11   children.

12   MS. GRIFFIN: Yeah.

13   MR. PERKINS: Sounds good to me.

14   JUDGE EVASHAVIK DILUCENTE: Okay.

15   MAN-E: Yeah, I personally like it

16   the other way around, but I don't care that much.

17   So long as it's not red.

18   MS. HALLAM: Can we pick a yellow?

19   Can we all agree on the yellow?

20   MS. INNAMORATO: Can I just say,

21   can we consult with the jail and then get a quote

22   for the different colors that exist, and that

23   way, we can understand kind of the cost

24   associated with it and really get a rundown and

25   have all of the information that we need in front

1   of us of like here are the different populations

2   and where we have different colors?

3   MS. HALLAM: If that is a concern,

4   I do have that list that I can share with you.

5   But again, I cannot get quotes because that is

6   solely up to the County Executive.

7   MS. INNAMORATO: Exactly. So I

8   would like to go and take the --

9   MS. HALLAM: But I -- the money

10   doesn't matter.

11   MS. INNAMORATO: I would like to go

12   through that process of getting the quotes.

13   MS. HALLAM: But the money is

14   already there. We know that we have more than

15   enough money there. That is not the issue here.

16   We're specifically just saying what are the

17   colors? We want to do this. Not to exceed the

18   amount that has been allocated in the budget. We

19   can put that in our Motion.

20   Do you like yellow for everyone and

21   tan for the kids or vice-versa?

22   Judge, you like yellow for everyone

23   and tan for the kids?

24   JUDGE EVASHAVIK DILUCENTE: I do.

25   MS. HALLAM: And you like it the

1   other way, but you don't care?

2   MAN-E: Yeah, I like tan for

3   everyone.

4   MS. HALLAM: Okay. Rob?

5   MR. PERKINS: I don't have a strong

6   opinion, but no red.

7   MS. HALLAM: Yeah. Anyone else?

8   JUDGE EVASHAVIK DILUCENTE: Judge

9   Bigley?

10   JUDGE BIGLEY: I'm good.

11   MS. HALLAM: Do you care one way or

12 another, tan for everyone, yellow for kids? You

13 said you liked it the other way, right?

14   JUDGE BIGLEY: I like yellow for

15 everyone and tan for the kids.

16   MS. GRIFFIN: That was my choice

17 too. Yellow for everyone, tan for the kids.

18   MS. HALLAM: Okay. I am going to

19 put a Motion on March's agenda, yellow for

20 everyone, tan for kids. Is there any way we can

21 make it like a not ridiculous yellow? Does

22 anybody have suggestions on language to make it

23 like a, what do you want to say, soft yellow? I

24 don't know how you guys want to say that.

25   MR. PERKINS: Yellow.

1   MS. HALLAM: "Yellow" yellow,

2   Pittsburgh yellow.

3   JUDGE BIGLEY: Steeler yellow.

4   MS. HALLAM: Steeler yellow, I

5   think might be difficult.

6   JUDGE EVASHAVIK DILUCENTE: That's

7   bold.

8   MS. HALLAM: You know, that's a

9   very specific color. There's literally like a

10   brand that has a Pittsburgh yellow, Pittsburgh --

11   JUDGE EVASHAVIK DILUCENTE: I'm

12   sure the company that makes them only -- they

13   probably don't offer ten shades of yellow.

14   I'm --

15   MS. HALLAM: I'm thinking like, you

16   know, we're crossing guard yellow, I don't want

17   that.

18   MS. GRIFFIN: How about the yellow

19   on Man-E's shirt?

20   MAN-E: I would say like pastel,

21   like a soft pastel.

22   MS. HALLAM: Yeah, or this. I like

23   this too.

24   JUDGE EVASHAVIK DILUCENTE: Just

25   not bright.

1   MAN-E: Like the 1Hood yellow?

2   MS. HALLAM: I'm not writing 1Hood

3   yellow.

4   MAN-E: Yeah, let's put that on the

5   agenda, 1Hood yellow.

6   MS. GRIFFIN: Just not too light to

7   confuse it with tan.

8   MS. HALLAM: Right. That's why I

9   don't want to get too soft in the yellow. So how

10   about just a regular yellow?

11   JUDGE BIGLEY: Not the color of

12   this room.

13   MS. HALLAM: Not -- yeah, the gold

14   room. We'll put all these curtains in the jail

15   too.

16   JUDGE BIGLEY: We're getting too

17   specific.

18   JUDGE EVASHAVIK DILUCENTE: Okay.

19   Let's move on.

20   MS. HALLAM: Yellow for everyone.

21   Tan for kids.

22   JUDGE EVASHAVIK DILUCENTE: Okay.

23   MS. HALLAM: Okay. Gotcha. Thank

24   you.

25   JUDGE EVASHAVIK DILUCENTE: Next is

1   the staffing. That's the medical issue that -- I

2   believe that the Controller and Beth --

3   Councilwoman Hallam had a meeting with the

4   medical staff --

5   MS. HALLAM: Oh, yeah.

6   JUDGE EVASHAVIK DILUCENTE: --

7   people and you all were recommending that we have

8   a Medical Staff subcommittee?

9   MS. HALLAM: Love that. I will --

10 you know, that's the one thing I will commend the

11 County Executive for like really bringing a

12 diverse group of community members to here, but

13 there is so many needs on this Board for like

14 different areas of expertise, and I think that

15 she did a really great job like picking a wide

16 array of people to be here.

17   But if she got five appointees, I'm

18 sure she would have probably put somebody with

19 medical experience here.

20   JUDGE EVASHAVIK DILUCENTE: I'm in

21 favor. I think everybody -- is everybody in

22 favor of that?

23   MS. HALLAM: Yeah. So what would

24 it look like? Would it be like members, this

25 whole Board, or would it be like the whole

1 committee is a medical group of people? Like

2 would it be -- would it be a hybrid of us and

3 them, or would it be just them? What do you guys

4 think?

5 JUDGE EVASHAVIK DILUCENTE: I

6 thought it would be a couple of Board members on

7 the subcommittee and then some medical

8 professionals. Is that --

9 JUDGE BIGLEY: Yep.

10 MS. GRIFFIN: Yes.

11 JUDGE EVASHAVIK DILUCENTE: That's

12 just reading what was disseminated.

13 MS. HALLAM: I like that a lot.

14 Who would pick those medical professionals? We

15 would vote on them as a Board, like kind of take

16 applications?

17 JUDGE EVASHAVIK DILUCENTE: Where

18 are we going to -- yeah, I guess.

19 JUDGE BIGLEY: Why don't you have

20 just the people on this subcommittee that are

21 part of the Board decide? That way, you don't

22 have to involve us.

23 It's so hard for us -- can we agree

24 to even exchange e-mails and get them answered.

25 JUDGE EVASHAVIK DILUCENTE: I know.

1   MS. HALLAM: Oh, the story of my

2   life, yeah.

3   JUDGE BIGLEY: So if it's holding

4   up the process and we trust the people that are

5   on the subcommittee, let the people that are on

6   the Medical Subcommittee decide who the medical

7   people are that are on, right?

8   MS. HALLAM: Yeah.

9   JUDGE EVASHAVIK DILUCENTE: I can

10   live with that. What does everybody think?

11   JUDGE BIGLEY: So the County

12   Executive and the people on the Medical

13   Subcommittee can decide who the people are

14   there -- the community people that are going to

15   participate. I think that way, that will cut out

16   the middleman.

17   JUDGE EVASHAVIK DILUCENTE: Okay.

18   Does everybody like that?

19   MS. HALLAM: Yeah. The one thing I

20   will ask is, you know, just to streamline the

21   process. Like, I'm just having like kind of

22   trauma from flashbacks because when we got the

23   liaison is like we really did need somebody who

24   like filtered requests. So I would only ask that

25   there be like someone -- I don't know, the

1   Controller's Office isn't here, so I don't want

2   to really like speak for them even though most of

3   the office is actually here, but I don't know if

4   that's something they'd be willing to do or...

5   I just want somewhere, someone who

6   is responsible for, like, hey, these 50 people

7   would like to be considered by the subcommittee

8   to be on it.

9   JUDGE EVASHAVIK DILUCENTE: A

10   chairman.

11   MS. HALLAM: A Chair of the --

12   JUDGE BIGLEY: A Chair of the

13   subcommittee?

14   JUDGE EVASHAVIK DILUCENTE: Who

15   could do that.

16   MS. INNAMORATO: I mean, this is

17   why, like I think with the liaison, like, maybe

18   should be the person who is doing the

19   administrative work for this body because it's

20   too -- it doesn't work when it's just e-mail

21   chain --

22   MS. HALLAM: Yeah.

23   MS. INNAMORATO: -- between all of

24   us, right?

25   MS. HALLAM: Agreed.

1   MS. INNAMORATO: There should be --

2   it should be filtered through a central person

3   who then can make sure that information is

4   disseminated in a timely manner, that things get

5   scheduled.

6   MS. HALLAM: I don't dispute that

7   at all.

8   MS. INNAMORATO: So could we -- is

9   that something that we can look at with the job

10   description and add that administrative function

11   to it?

12   MS. HALLAM: Yeah. For now, are

13   you guys cool with just assigning it to her to be

14   like, hey, maybe we can put a call out, like who

15   wants to be on this --

16   MS. INNAMORATO: Well, I will say

17   that we have a list as a starting point for folks

18   who would be considered for a community because

19   of the community process that we went through to

20   gather resumes and for all of the Boards,

21   Authorities and Commissions for the County.

22   MS. HALLAM: Yeah, that's a really

23   great start. And I think all of those people

24   should be sent to the liaison, but I'm just

25   asking about the public call as well for other

1   people who maybe weren't included in that group

2   to be able to still be considered for this

3   committee.

4   MS. INNAMORATO: Maybe we can use

5   the Allegheny For All as a depository for it.

6   It's still active and we receive -- we receive

7   resumes for both jobs and Boards, Authorities and

8   Commissions every day.

9   MS. HALLAM: Okay. So maybe we can

10   do that and then have an e-mail, or you can

11   e-mail Karen and just have her collecting them,

12   and we put a deadline on it or something. Like,

13   hey, you've got to apply by -- what do you think

14   is a fair date?

15   MS. INNAMORATO: When would we want

16   the committee to be active?

17   MS. HALLAM: ASAP.

18   MS. INNAMORATO: So we'd want to

19   make the appointments in April?

20   MS. HALLAM: Well, it doesn't have

21   to be done at the regular meeting if it's the

22   Chairperson of the Board -- of the subcommittee

23   who is choosing them.

24   MS. INNAMORATO: But it has to be a

25   report thing of some committee members need to be

1   approved by the Board.

2   MS. HALLAM: Didn't we change -- we

3   don't have any bylaws. That's not really true.

4   We could just make a committee and agree.

5   MS. INNAMORATO: That's true, but

6   that was a concern that was brought up by

7   everyone.

8   JUDGE EVASHAVIK DILUCENTE: Do they

9   have like the air conditioning on ten in here?

10   MS. HALLAM: I've been sweating all

11   day. I'm not complaining about this at all.

12   JUDGE EVASHAVIK DILUCENTE: Okay.

13   So we're saying that -- you're proposing that the

14   liaison be the one that collects the applications

15   and filters them?

16   MS. HALLAM: Uh-huh.

17   JUDGE EVASHAVIK DILUCENTE: Am I

18   hearing that accurately?

19   MS. INNAMORATO: Yeah. I mean,

20   that could be the point of first review.

21   JUDGE EVASHAVIK DILUCENTE: Okay.

22   MS. INNAMORATO: If we want that to

23   be. I'm saying that -- I think more broadly I

24   want the liaison to function as -- have an

25   administrative function for this Board --

1   MS. HALLAM: Same.

2   MS. INNAMORATO: -- and be able

3   to -- you know, that's the person we go to if we

4   need to reach the rest of the members and

5   coordinate and make sure materials are

6   distributed.

7   So if this is an administrative

8   function of the Board that, you know, we're using

9   that individual to manage this, we'd then not add

10   additional work or have the work live under one

11   person's office.

12   JUDGE EVASHAVIK DILUCENTE: Okay.

13   I gotcha. All right. Well, I think everybody

14   agrees with that?

15   MS. HALLAM: What, the liaison is

16   collecting --

17   JUDGE EVASHAVIK DILUCENTE: Yes.

18   But the liaison is not really going to filter the

19   applications, just collect.

20   MS. HALLAM: Right. Just collect.

21   MS. INNAMORATO: Yep.

22   MS. HALLAM: Just because, just

23   like some background, that has been like a thing

24   that we're trying to smooth out is like the

25   liaison shares all the information that they have

1   with all members of the Board.

2   JUDGE EVASHAVIK DILUCENTE: I think

3   that's been correct.

4   MS. HALLAM: No, you did. I just

5   wanted to make sure the County Executive --

6   JUDGE EVASHAVIK DILUCENTE: I

7   will --

8   MS. HALLAM: -- knew that. I

9   wasn't arguing.

10   JUDGE EVASHAVIK DILUCENTE: How

11   about then -- oh, no, no. I know you weren't.

12   How about if at the next meeting we appoint -- we

13   create a subcommittee.

14   MS. HALLAM: March?

15   JUDGE EVASHAVIK DILUCENTE: The

16   March meeting. And I don't know, do we want

17   three Jail Oversight Board members? I know we're

18   not going to pick now, and then we'll say we're

19   going to -- why don't we designate how many

20   non-Jail Board people will be on the

21   subcommittee?

22   JUDGE BIGLEY: Uh-huh.

23   MS. HALLAM: What's the name?

24   Medical?

25   JUDGE BIGLEY: Medical Staffing?

1   MS. HALLAM: Jail Healthcare?

2   JUDGE EVASHAVIK DILUCENTE: Okay.

3   Jail Healthcare Subcommittee.

4   MS. INNAMORATO: Healthcare

5   Advisory Subcommittee was the name we were using.

6   JUDGE EVASHAVIK DILUCENTE: Okay.

7   Healthcare Advisory Subcommittee.

8   Okay. So, I don't know. We could

9   decide this at the meeting, how many people you

10   want. I don't know. If it's too big, it becomes

11   ineffective because you can never get anybody

12   together to go accomplish anything.

13   MS. HALLAM: Correct.

14   JUDGE EVASHAVIK DILUCENTE: I don't

15   know. What's everybody think?

16   MS. HALLAM: I think there should

17   be four JOB members max so that they -- every

18   time the Healthcare Advisory Board meets it

19   doesn't have to be Sunshine'd and, therefore, you

20   only have -- you never have a quorum of the

21   Board.

22   JUDGE EVASHAVIK DILUCENTE: Okay.

23   Do you want four other people? Do you want

24   three?

25   MS. HALLAM: I think you want an

1   even amount, so either three or five. Is that

2   too big?

3   JUDGE EVASHAVIK DILUCENTE: Oh,

4   three or -- well, you said an even number.

5   MS. HALLAM: Oh, sorry. I think

6   you want an uneven amount.

7   JUDGE EVASHAVIK DILUCENTE: Oh, un.

8   MS. HALLAM: In case there's ever

9   like a vote that the Advisory Board is taking. I

10   really don't know. I never created an Advisory

11   Board.

12   JUDGE EVASHAVIK DILUCENTE: Well,

13   we're not really giving them the ability to vote.

14   MS. INNAMORATO: Yeah, we're not --

15   JUDGE EVASHAVIK DILUCENTE: We're

16   just presenting to the whole Board

17   recommendations.

18   JUDGE BIGLEY: I would do three,

19   then give you guys if you need to expand with as

20   many community members as you want.

21   JUDGE EVASHAVIK DILUCENTE: Okay.

22   Yeah, I like that. How about we start with three

23   community members, but the subcommittee has the

24   ability to expand in its discretion.

25   JUDGE BIGLEY: Like to as many

1 community members as you need --

2   MS. HALLAM: To do your job.

3   JUDGE BIGLEY: Yes. So if you want

4 to add ten medical people, however many you want

5 to do to get the job done, you know, however.

6   JUDGE EVASHAVIK DILUCENTE: Okay.

7 So we're going to establish a Healthcare Advisory

8 Subcommittee. There's going to be four JOB

9 members on it. We're going to authorize three

10 community members but it's going to be within the

11 subcommittees discretion to expand on the number

12 of community members. The Jail Liaison is going

13 to be the repository and collector of

14 applications for the public -- the community

15 members spots.

16   MS. HALLAM: Cool.

17   JUDGE EVASHAVIK DILUCENTE: Right?

18 Okay. We're all good?

19   JUDGE BIGLEY: That will be decided

20 on by the -- by the --

21   JUDGE EVASHAVIK DILUCENTE: By the

22 subcommittee.

23   JUDGE BIGLEY: By the subcommittee

24 Board members. They'll decide who the people

25 are.

1   JUDGE EVASHAVIK DILUCENTE: Okay.

2   We're good? All right. So then we have the

3   liaison job description which --

4   JUDGE BIGLEY: Oh, my God.

5   MS. HALLAM: This is a lot.

6   JUDGE BIGLEY: This can go on --

7   JUDGE EVASHAVIK DILUCENTE: Well,

8   can I just say preliminarily, that I think it

9   should really be cut down.

10   MS. HALLAM: Well, for the sake of

11   her own understanding, it's a lot.

12   JUDGE EVASHAVIK DILUCENTE: It's so

13   detailed and complicated. And first of all, is

14   the jail liaison an employee or a subcontractor?

15   I don't know.

16   MS. HALLAM: An employee of -- so,

17   okay. This was something that was -- when we

18   created the position was very highly contentious,

19   and I actually think that if we're going to be

20   talking about it, maybe we should talk about

21   changing this.

22   But currently the Jail Oversight

23   Board liaison is an employee whose salary and

24   benefits have their own line item under the

25   Sheriff. So it was because at the time he was

1 the only member of the Board who volunteered to

2 house the position in his department.

3   I actually think something we

4 should consider is maybe going outside of any of

5 us and maybe seeing if the Treasurer's Office

6 would house them just so that they're more

7 supervised. Just so that it's somebody who is

8 outside of the members of the Board, because I

9 worry, and this was something that was proposed

10 whenever we first were discussing creating this

11 position, that because this person is housed

12 under the Sheriff, who is but one member of the

13 Board, that it appears as if she reports to him

14 when it was made very clear she reports to all of

15 us equally.

16   So that's just a proposition that

17 we don't need to maybe figure out right now, but

18 it's something --

19   JUDGE EVASHAVIK DILUCENTE: But the

20 Sheriff doesn't pay her salary; is that correct?

21   MS. HALLAM: The Sheriff does pay

22 her salary.

23   JUDGE EVASHAVIK DILUCENTE: But the

24 Sheriff is reimbursed, right?

25   MS. HALLAM: No. The Sheriff -- it

1   is a line item in the Sheriff's budget.

2   JUDGE EVASHAVIK DILUCENTE: Oh.

3   MS. HALLAM: Jail Oversight Board

4   -- actually, you might be able to see it in that

5   thing I printed out. It might actually be -- if

6   you take the packet that I gave you and look at

7   the Sheriff, I actually think I saw it in there.

8   Hold on. Is it alphabetical? No.

9   JUDGE EVASHAVIK DILUCENTE: That's

10   okay. I believe you.

11   MS. HALLAM: Well, I just want to

12   show you it so that we know -- Court of Common

13   Pleas, Controller, County Council. Yeah, do you

14   see Sheriff? $123,250, Jail Oversight Board

15   liaison personnel and fringes. It's a line item

16   in the Sheriff's Department budget.

17   JUDGE EVASHAVIK DILUCENTE: Okay.

18   MS. HALLAM: So it is not

19   reimbursable. It is not a contracted position,

20   but right now she is working under no job

21   description or MOU. She's just kind of doing

22   what we ask.

23   JUDGE EVASHAVIK DILUCENTE: Okay.

24   JUDGE BIGLEY: Can I say something?

25   JUDGE EVASHAVIK DILUCENTE: Sure.

1   JUDGE BIGLEY: I think that we can

2   figure out something other than parking somebody

3   somewhere. There has to be a better solution

4   than -- you know, if we have somebody who falls

5   under us, then putting them somewhere -- do you

6   know -- I think there -- we have to put our heads

7   together and figure something out rather than

8   parking an employee under some faux department

9   somewhere and saying you put them in your

10   department and act like they work for you.

11   So that's the only thing I was

12   saying. I find that to be a problem, and I think

13   that was the problem initially that I had when I

14   said, well, who does she work for and the Sheriff

15   said, well, she's in my office. And I said,

16   well, does she work for you? And he goes, well,

17   no. I go, what do you mean? This whole thing --

18   so then what do I say to the Treasurer when I say

19   does she work for you and they'd say, well, no,

20   but she's in our office.

21   You know, if an individual works

22   for the Jail Oversight Board, the individual

23   works for the Jail Oversight Board. So the

24   question is if we're going to have -- whether

25   it's a Solicitor or a liaison. We have to be

1 prepared that those individuals work for the

2 Board.

3   So I think we need to figure that

4 out rather than put them under somebody else's

5 line item.

6   MS. HALLAM: Uh-huh.

7   JUDGE BIGLEY: And then pretend

8 that they -- do you know what I'm saying?

9   MS. HALLAM: I agree with you very

10 much.

11   JUDGE EVASHAVIK DILUCENTE: Yeah,

12 but they're paid by the Sheriffs.

13   MS. HALLAM: The only problem is --

14   JUDGE EVASHAVIK DILUCENTE: She's

15 paid by the -- I think it's a problem that she's

16 paid by the Sheriff myself.

17   MS. HALLAM: Yeah. And that was --

18 again, we had to create it somewhere

19 administratively. So don't look for like just

20 this part of the conversation. Don't look at it

21 as like her actual functions of her job duty, but

22 administratively, that position needed to be

23 housed somewhere, like in the HR organizational

24 structure or whatever you want to call it. We

25 needed somewhere to house it.

1   Originally, we thought the Courts

2   was the most appropriate place, and Judge Clark

3   did not want it there. We --

4   JUDGE BIGLEY: Then you do agree

5   that somebody then needs to figure out --

6   MS. HALLAM: Well, the solution

7   is --

8   JUDGE BIGLEY: -- that's not okay

9   for somebody to say, well, you have this, but

10   somebody else needs to pretend and then house

11   somebody.

12   MS. HALLAM: I agree. And the

13   solution is the Jail Oversight Board needs to

14   have a budgetary allocation in the budget.

15   That's really the solution, to pay for both the

16   liaison and the solicitor and whatever else.

17   I mean, paying to record the

18   meetings. That shouldn't fall on the

19   Controller's office. Paying for, you know,

20   somebody to type up the transcripts. That

21   shouldn't be within them. We should have a

22   department that is the Jail Oversight Board and

23   we do not.

24   And that is the reason that it has

25   to be placed somewhere. It's just

1 administratively. But you're right. It does

2 give the perception of some sort of impropriety

3 or some sort of unequal distribution of authority

4 to the Sheriff's Office or wherever she's housed.

5   That was the only reason that in my

6 discussions with the Treasurer's Office about

7 these escrow accounts for the worker pay, we had

8 brought up is it a possibility that we could

9 house this person there because it's somebody who

10 is not on the Jail Oversight Board.

11   So just -- again, not something set

12 in stone. Just like an option to throw out

13 there. Something to think about, because I think

14 any one of our offices -- you put her under

15 County Council, you're going to say, I have more

16 authority. You put her under the Courts, it's

17 going to be you guys. You put her in the Exec's

18 office -- no matter where --

19   JUDGE BIGLEY: That concerned me.

20 I said, you know, tomorrow --

21   MS. HALLAM: Yeah.

22   JUDGE BIGLEY: -- like say tomorrow

23 she says, well, I need FMLA, who do I call?

24   MS. HALLAM: The Sheriff's HR

25 people.

1   JUDGE EVASHAVIK DILUCENTE: Right.

2   MS. HALLAM: But she doesn't --

3   JUDGE EVASHAVIK DILUCENTE: And

4   that's --

5   MS. HALLAM: I agree with you.

6   That's wrong.

7   JUDGE EVASHAVIK DILUCENTE: That

8   shouldn't be.

9   JUDGE BIGLEY: But according to

10   them, she doesn't. She doesn't work for them.

11   She works for Jail Oversight. So this is the

12   confusion that it creates. And I felt bad, not

13   just for us, but for her. You're right. It did

14   create, I think, to some degree, a perception of

15   who did she work for.

16   MS. HALLAM: Right.

17   JUDGE BIGLEY: That wasn't fair to

18   the Board or to her.

19   MS. HALLAM: Or to the Sheriff.

20   JUDGE BIGLEY: Yes. And so I

21   think --

22   MS. HALLAM: Originally, he was

23   just going to use funding in his salary's

24   allocation to pay her, and I was like, no, I'm

25   going to put a line item there, so you don't have

1   to take from other positions for her. That was

2   the whole reason for the own line item because he

3   was just going to take that $123,000 out of his

4   own budget, and I didn't think that was fair.

5   JUDGE EVASHAVIK DILUCENTE: So he

6   didn't take it out of his budget?

7   MS. HALLAM: He did not. We

8   allocated that funding specifically and

9   separately.

10   JUDGE BIGLEY: So then somebody

11   needs to change our structure so that we can put

12   it under ours and then there can be -- it can be

13   clear that, you know, these positions, whether it

14   be a solicitor or a liaison, that they report to

15   the Board, that the fall under the Board, you

16   know, and then there's no doubt.

17   MS. HALLAM: Yeah, I agree.

18   I think that is also something for

19   maybe the County Executive's Office to look into.

20   I can ask the Council Office as well since we,

21   you know, approved the budget presentation, but I

22   don't know the answer to that off by heart, like

23   how you would create -- well, County Council has

24   the authority under the Charter to create any

25   department that it deems necessary, or eliminate

1   any department that it deems necessary.

2   I don't know if creating a

3   budgetary section for the Jail Oversight Board is

4   the same as creating a department, but if anybody

5   of a legal mind would like to opine.

6   JUDGE BIGLEY: I don't know. We

7   don't need a lot. We just need enough for those

8   two. That's all.

9   MS. HALLAM: Yeah. And again,

10   maybe some other things.

11   JUDGE BIGLEY: No, that's all.

12   MS. HALLAM: Wait a minute. You

13   don't want like JOB swag and stuff like that?

14   Judge Bigley walking around in JOB swag.

15   JUDGE BIGLEY: Yeah. I don't know

16   about that.

17   JUDGE EVASHAVIK DILUCENTE: Okay.

18   Well, in any event, I think we really need to

19   pare down this -- my opinion, pare this thing

20   down.

21   JUDGE BIGLEY: I think by law.

22   MS. INNAMORATO: Well, I think we

23   have, like, right, this is a MOU, so it has more

24   details and then like the rules and

25   responsibilities are kind of outlined in the job

1   description.

2   JUDGE EVASHAVIK DILUCENTE: Yeah.

3   MS. INNAMORATO: So, I mean, it

4   sounds like there's a lot of -- a lot of unknowns

5   still of where, you know, ultimately, this person

6   lives.

7   JUDGE BIGLEY: Can I say something

8   else? On Page 5, it says the liaison shall be

9   independent of both the Board and the Jail, and

10   I'm like she works --

11   MR. PERKINS: Yeah. Should be

12   loyal to us, not to the --

13   JUDGE EVASHAVIK DILUCENTE: Right.

14   MR. PERKINS: -- to the jail.

15   JUDGE BIGLEY: She wouldn't be

16   independent of us.

17   MR. PERKINS: Yeah.

18   JUDGE EVASHAVIK DILUCENTE: And

19   also, like, she has to comply with all these

20   professional and ethical codes such as -- like, I

21   mean, my God, there's like five of them in there.

22   She has to take reasonable measures to ensure

23   that we, members of the Board, comply with the

24   law.

25   MR. PERKINS: Yeah.

1   MS. HALLAM: She can't do the stuff

2   that's in there.

3   JUDGE EVASHAVIK DILUCENTE: Of

4   course, she can't.

5   JUDGE BIGLEY: I do think we all

6   agree that she needs to -- the one thing I think

7   we need -- that at least I think, is there needs

8   to be one -- there needs to be a central way for

9   her to get complaints, that we need to know how

10   they're being addressed. They need to be sent

11   back to us as a group, right, because that was

12   one of the issues is, I guess the perception that

13   those weren't coming as a group.

14   But I think also is our

15   understanding of how these complaints are getting

16   to her. In other words, what are the different

17   avenues that the liaison can get these

18   complaints.

19   And also, what number are they

20   coming in at? So, in other words, I know there

21   was talk about the inmates being able to get the

22   complaints to her on their tablets. Apparently,

23   the jail is saying that there's no way for her to

24   be able to do that.

25   MS. HALLAM: The jail lies.

1   JUDGE BIGLEY: I know. Well --

2   MS. HALLAM: The jail lies. So

3   right now, they're saying that if they want to

4   submit requests to the liaison, like the

5   incarcerated people, they have to fill out this

6   piece of paper and it's just like

7   administratively ridiculous.

8   There's a way that they could put a

9   request on the tablet, but the jail is telling

10   them that they can't.

11   MS. INNAMORATO: I do know, so we

12   tried to get the survey on the tablets, and we

13   ran into errors, but they dropped off paper

14   surveys. So we have more than 450 responses from

15   residents from the ACJ. So it might -- there

16   might be a limitation of the technology because

17   we tried to work through it for a month to get

18   the survey on and we just ended up with paper and

19   pencils.

20   MS. HALLAM: But I thought that

21   the -- I thought that the problem with that was

22   that was too much, like the survey was too much?

23   This is literally like one tiny piece of paper.

24   MS. INNAMORATO: It had to do with

25   access to the internet and using -- using a form

1   that was web-based.

2   MS. HALLAM: Google form.

3   MS. INNAMORATO: Yeah. So that

4   would be -- if you had something maybe embedded

5   on the tablets, but then I don't know how you get

6   it to a centralized location if it's not

7   connected to the web. So that was where that --

8   that's went -- that's my very high-level

9   knowledge of what happened, so we defaulted to

10   paper surveys and made them available.

11   And like I said, we do have

12   400-and-some responses so far. So it's working.

13   JUDGE EVASHAVIK DILUCENTE: I

14   thought the jail's explanation made sense. I

15   don't remember what it was about why they could

16   not allow it --

17   MS. HALLAM: They were saying it

18   had something to do with -- to make it like -- I

19   thought -- I thought that what their issue was

20   that they couldn't collect that information via

21   the tablets without them also having access to it

22   and we didn't want them to have access to it

23   because it's like a secret complaint to the Board

24   kind of thing. That's what I thought their

25   hang-up was. I may be wrong.

1   JUDGE EVASHAVIK DILUCENTE: I

2   thought they said the programmer -- the

3   programmer -- the program wouldn't allow for it

4   in some capacity.

5   MS. HALLAM: That's what the County

6   Exec was saying her problem was.

7   But what I would say is, I mean,

8   someone in the jail can send me an e-mail right

9   now. Why can't they e-mail the liaison?

10   JUDGE BIGLEY: I thought --

11   MS. HALLAM: Yeah, you can send me

12   a text or an e-mail.

13   JUDGE BIGLEY: -- there's always

14   some way we can account that every complaint is

15   being addressed.

16   MS. HALLAM: Right.

17   JUDGE BIGLEY: That's what we want,

18   right?

19   MS. HALLAM: Yes.

20   JUDGE BIGLEY: It's that we know

21   that -- or, you know, an issue was raised and now

22   we know that it's been addressed, where up until

23   now, none of us had any clue.

24   MS. INNAMORATO: So they can e-mail

25   you?

1   MS. HALLAM: Uh-huh.

2   MS. INNAMORATO: From the tablet?

3   MS. HALLAM: Yeah, like GTL

4   messaging.

5   MS. INNAMORATO: Well, then they

6   could just message --

7   JUDGE EVASHAVIK DILUCENTE: Well,

8   then they could message her.

9   MS. HALLAM: Yeah. Just like they

10   filed grievances via their tablets, they send

11   messages to their counselors via their tablets.

12   They can also send external messages to like any

13   of us.

14   JUDGE BIGLEY: Can't we have an

15   e-mail for the Board --

16   MS. HALLAM: We don't.

17   JUDGE BIGLEY: For the public --

18   no, for the Public Comment, can't we have a

19   central e-mail just for --

20   MS. HALLAM: Yep.

21   JUDGE BIGLEY: -- the liaison, not

22   her personal, but --

23   MS. HALLAM: And put her on

24   everybody's approved visitor --

25   JUDGE BIGLEY: -- like issues at

1 whatever, and it would be all -- anything they

2 want investigated, that would directly go into a

3 box that we would also know the number -- in

4 other words, and a notice would also get sent to

5 Karen.

6   JUDGE EVASHAVIK DILUCENTE: Okay.

7   JUDGE BIGLEY: You know what I'm

8 saying?

9   JUDGE EVASHAVIK DILUCENTE: That is

10 a separate issue from the MOU. That's how does

11 she conduct her job.

12   MAN-E: Yeah, that's what I was

13 going to say. That's actually my question. Do

14 we know how the process works currently?

15   MS. HALLAM: A piece of paper. We

16 have a copy of a piece of paper.

17   MAN-E: All right. Like after she

18 gets the complaint?

19   JUDGE EVASHAVIK DILUCENTE: No, we

20 don't get it.

21   MS. HALLAM: We don't ever see the

22 complaint.

23   JUDGE EVASHAVIK DILUCENTE: We

24 don't ever see it.

25   MS. HALLAM: We see her when she

1   writes a report.

2   JUDGE BIGLEY: That's why we're

3   trying to create a process that's more

4   electronic, but the jail was saying there was no

5   way to do it.

6   MAN-E: So do we know if she writes

7   a report of every complaint?

8   MS. HALLAM: We do not know that.

9   MAN-E: I gotcha.

10   JUDGE BIGLEY: Other than if we

11   get -- other than if we get a copy, we don't

12   know.

13   MAN-E: Only reason I'm asking is

14   because quite a few people I've spoken to in the

15   jail have submitted a lot of complaints and have

16   zero follow-up, you know what I mean? So I am

17   curious about like how the process works, how we

18   can make that process better, and also like hold

19   her accountable if she's not doing what she's

20   supposed to be doing.

21   JUDGE EVASHAVIK DILUCENTE: And we

22   all agree with that.

23   MS. HALLAM: I agree 100 percent.

24   JUDGE EVASHAVIK DILUCENTE: And she

25   complained to me at one point about not getting

1   messages -- like she wants to be able to get the

2   messages on the tablet because she feels that

3   they're not getting to her. Like they're getting

4   lost.

5   MS. HALLAM: As mail does. As

6   interoffice mail does get lost in the jail. It's

7   lost in the sauce.

8   JUDGE EVASHAVIK DILUCENTE: No. It

9   would be nice if they could do it electronically

10   and we could all get a copy of it.

11   MS. HALLAM: Yeah.

12   JUDGE EVASHAVIK DILUCENTE: Okay.

13 But aside from that, that's the mechanics of how

14 she does her job. The topic that we're on today

15 is the MOU. Somebody needs to take a stab at

16 this.

17   MS. HALLAM: Now, if you say --

18   JUDGE EVASHAVIK DILUCENTE: Who

19   wants to take a stab at writing this?

20   MS. HALLAM: I'd be willing to work

21 with a couple folks. I don't want to -- I don't

22 think I should do it by myself, and then I'll

23 just be like, you're all attacking me, anything

24 that you don't like about what I do. So I'm not

25 going to do that, but I will be willing to, like,

1   spearhead a, like, Google.doc where we do like

2   suggestions. Do you know how to do that, how you

3   can, like, not actually change it, but you can

4   just say I suggest this change?

5   JUDGE EVASHAVIK DILUCENTE: No, but

6   you can teach me.

7   MS. HALLAM: Yeah. It's pretty

8   easy. I can teach you how to do it.

9   I would be willing to spearhead

10   either a small group or the full group of that

11   because I think that this document is way too

12   long, first of all, but also for us to go through

13   the nitty-gritty of --

14   JUDGE EVASHAVIK DILUCENTE: Right.

15   I don't even want to go through this.

16   MS. INNAMORATO: It's an employment

17   agreement, yeah. It's like pretty -- it needs to

18   be kind of pretty detailed. I don't think this

19   long, but it's a lot to go through in a working

20   session like this.

21   MS. HALLAM: Well, I would also

22   point out that she's had the job for some time.

23   JUDGE EVASHAVIK DILUCENTE: Right.

24   JUDGE BIGLEY: I don't know how

25   much of this you can stick her with.

1   JUDGE EVASHAVIK DILUCENTE: A year

2   later --

3   JUDGE BIGLEY: Also, a lot of this

4   has to do with the selection -- two pages of it

5   has to do with the selection process, so it's

6   kind of moot.

7   MS. HALLAM: Well, in case we ever

8   get a new one.

9   MS. INNAMORATO: Well, in the job

10   description, too, it does say that the JOB can

11   assign different tasks to the liaison if given in

12   writing within the month.

13   JUDGE BIGLEY: But I think the

14   biggest thing that cries out is a system. There

15   has to be a system, and I'm not aware that

16   there's any like system at all. And I find it

17   hard to believe that there can't be a system.

18   MS. HALLAM: Uh-huh.

19   JUDGE BIGLEY: And like I said,

20   even if it entails once a -- even if she gets

21   something in writing, she should be entering it

22   into the database, right? And if it's not given

23   to her in writing, if it's sent by e-mail, that

24   could go into whatever database --

25   MS. HALLAM: Sorry. We're

1 listening to you, Judge Bigley, I swear, out of

2 this ear.

3   JUDGE BIGLEY: So I say that we

4 create immediately an e-mail that inmates can

5 e-mail all issues to her.

6   JUDGE EVASHAVIK DILUCENTE: Okay.

7 But that's a separate issue.

8   MS. HALLAM: Well, no, I think -- I

9 do agree that it is relevant to this because it

10 will be in their job description responsible for

11 answering e-mail and written forms, but I will

12 say --

13   JUDGE BIGLEY: Complaints.

14   MS. HALLAM: They can't just e-mail

15 anyone like you, and I can e-mail anyone. It's

16 like they need to be on your, like, approved

17 phone list to message them.

18   JUDGE EVASHAVIK DILUCENTE: Okay.

19 We need the jail here to tell us the

20 capabilities.

21   JUDGE BIGLEY: They can't do it on

22 the tablet?

23   MS. HALLAM: They do it on the

24 tablet, but it is not like they have the Gmail

25 app on the tablet and just send out an e-mail to

1　everybody they want. It's like an approval.

2　　　　　　　JUDGE BIGLEY: Well, then why

3　can't --

4　　　　　　　JUDGE EVASHAVIK DILUCENTE: We need

5　the jail here to answer your questions, not to be

6　rude. But we can't answer these questions.

7　　　　　　　JUDGE BIGLEY: Well then it should

8　be a requirement that once the liaison gets

9　anything, even if it is in writing, that that be

10　entered into something.

11　　　　　　　MS. HALLAM: I agree.

12　　　　　　　JUDGE EVASHAVIK DILUCENTE: Okay.

13　　　　　　　JUDGE BIGLEY: So we'll do it two

14　ways, okay? Once we get a system -- immediately

15　that once she gets one, it be entered. Until we

16　can work out a system with the jail where they

17　create a system that it can be entered by the

18　inmates, for now she can enter it in so that we

19　can see how things are addressed and what the

20　resolution was. That's what we want to do.

21　　　　　　　MS. INNAMORATO: So what I can do

22　is I can go to the Acting Warden. I can ask him

23　to create a process or for the liaison and we can

24　see what is possible and where, you know,

25　headaches are. We can also bring in the

1   Department of Information Technology, who is

2   responsible for this stuff, to see what is

3   possible. But it seems like that's something

4   reasonable that we could handle administratively.

5   JUDGE BIGLEY: And we can see -- a

6   lot of the complaints would be coming from family

7   members who do have access to e-mail.

8   MS. HALLAM: That's a good point.

9   That's a good point. I do agree with that. So

10   maybe they're for two separate purposes. Because

11   I know probably half of the complaints that I get

12   are from people outside of the jail on behalf of

13   a loved one.

14   JUDGE BIGLEY: Like when the people

15   call me on a three-way, right --

16   MS. HALLAM: Oh, I've never seen

17   anybody do that. That is a violation of jail

18   policy. I've never seen that.

19   JUDGE BIGLEY: You know, I --

20   people get around it, so I'm saying family

21   members will get the complaint on behalf of the

22   resident. So in the meantime, what the liaison

23   can do is enter it into a database that we all

24   have access to too, so we can see what the

25   complaint was, what the resolution was.

1   MS. HALLAM: Yeah.

2   JUDGE EVASHAVIK DILUCENTE: Okay.

3   And then in the meantime, Bethany has agreed to

4   take a stab at re-writing this. Does anybody

5   want to help her?

6   MS. GRIFFIN: Yes.

7   MS. HALLAM: Yes. Barbara.

8   JUDGE EVASHAVIK DILUCENTE:

9   MR. PERKINS: I'll help.

10   JUDGE EVASHAVIK DILUCENTE: Okay.

11   Bethany, Barb, and Rob are all going to rework

12   this document and submit a proposal to us.

13   Wonderful.

14   Thank you.

15   MS. INNAMORATO: I would ask that

16   once you guys get the document to a place that

17   you like, if you would give it to us so that we

18   can run it through our Human Resources and make

19   sure it's in compliance.

20   MS. HALLAM: Yeah.

21   MS. INNAMORATO: Okay. Thank you.

22   JUDGE EVASHAVIK DILUCENTE: Okay.

23   I think that's it.

24   MS. HALLAM: Great guys. Just so

25   you know, this is the first-ever full Board work

1   session in possibly the history of the Jail

2   Oversight Board, just so you know, ever.

3   JUDGE EVASHAVIK DILUCENTE: Oh,

4   okay. Sorry. That's not it.

5   Okay. John Wetzel, I can't even

6   tell you, we have to meet with John Wetzel. He

7   will help us so much.

8   MS. HALLAM: That's what Joe does.

9   JUDGE EVASHAVIK DILUCENTE: I know.

10   MS. HALLAM: But I don't want Joe

11   Wetzell to think that he's like dictating

12   everything. I want him to work collaboratively

13   with us, so can we kind of like smooth our stuff

14   out and then bring John in?

15   JUDGE EVASHAVIK DILUCENTE: He's

16   just going to come in --

17   JUDGE BIGLEY: He's very nice.

18   MS. HALLAM: Oh, I know. I like

19   him a lot.

20   JUDGE EVASHAVIK DILUCENTE: Listen,

21   he's just going to come in and give us --

22   MS. HALLAM: A presentation?

23   JUDGE EVASHAVIK DILUCENTE: -- a

24   presentation --

25   MS. HALLAM: Oh, okay.

1   JUDGE EVASHAVIK DILUCENTE: --

2   okay, about here are, you know, good practices,

3   et cetera, okay?

4   MS. HALLAM: But again, if we're

5   saying that the Jail Oversight Board doesn't have

6   the authority to do anything about that, why

7   would we waste our time?

8   JUDGE EVASHAVIK DILUCENTE: We're

9   not saying that. We're talking about it. We're

10   talking about it.

11   Okay.

12   MS. HALLAM: I'm down. I would

13   love to be there.

14   JUDGE EVASHAVIK DILUCENTE: So can

15   I -- he told me to pick three dates and give him

16   three dates, and he will make one of them work,

17   okay?

18   JUDGE BIGLEY: Fine.

19   MS. HALLAM: Four o'clock.

20   JUDGE EVASHAVIK DILUCENTE: Any

21   time we want. So everybody --

22   MS. HALLAM: Okay. Next week, I'm

23   on spring break from school. So my evenings are

24   freer. The following week, I just need to be

25   done by 6:00 every night.

1   JUDGE EVASHAVIK DILUCENTE: Well,

2   I'd like to be home like, you know --

3   MS. HALLAM: Daytime or evening?

4   JUDGE EVASHAVIK DILUCENTE: I think

5   for our purposes, for everybody to be here it

6   needs to be at like 4:00. Doesn't everybody in

7   this room have a job in the daytime?

8   MS. HALLAM: Yes. Many. Many

9   jobs.

10   JUDGE EVASHAVIK DILUCENTE: So, I

11   mean, unless it's really far out and you can take

12   the day off --

13   MS. HALLAM: I can always do it on

14   my lunch break, just -- I don't want my

15   schedule --

16   JUDGE EVASHAVIK DILUCENTE: It's

17   going to take a couple hours.

18   MS. HALLAM: Oh, then I cannot do

19   my lunch break.

20   JUDGE EVASHAVIK DILUCENTE: Okay.

21   So can people make it here by 3:00?

22   JUDGE BIGLEY: I can.

23   MS. GRIFFIN: Yes.

24   MAN-E: I can.

25   MS. HALLAM: Not always, but, yeah.

1   JUDGE EVASHAVIK DILUCENTE: Okay.

2   Well let's pick a couple days when you can make

3   it here at 3:00. I don't want to make it next

4   week. It's too soon for him.

5   MS. INNAMORATO: Monday the 11th is

6   my soonest day.

7   JUDGE EVASHAVIK DILUCENTE: Okay.

8   Let's give him Monday, March 11th.

9   MS. HALLAM: I can't ever do

10   Mondays.

11   JUDGE EVASHAVIK DILUCENTE: Why

12   not?

13   MS. HALLAM: Because I have early

14   class on Mondays.

15   JUDGE EVASHAVIK DILUCENTE: I don't

16   care. How about March 12th? I'm just going to

17   throw dates.

18   MS. HALLAM: I would -- I could do

19   March 12th at 3:00. But Sara's schedule is maybe

20   who we should start with.

21   JUDGE BIGLEY: That's my son's

22   birthday. Sorry.

23   JUDGE EVASHAVIK DILUCENTE: We'll

24   start with Sara. You give us a day.

25   MS. INNAMORATO: I can be here at

1   4:00 on the 13th.

2   JUDGE EVASHAVIK DILUCENTE: Okay.

3   March 13.

4   MS. HALLAM: I can do 4:00 on the

5   13th. I just have class at 6:00, so if it's

6   going to be two hours, I can do that.

7   MS. GRIFFIN: I'm not available on

8   the 13th.

9   JUDGE EVASHAVIK DILUCENTE: You're

10   not?

11   MS. GRIFFIN: No. Sorry, I'm

12   traveling that day and also the 14th. But the

13   following week, the week of March 18th, I'm

14   pretty much wide open.

15   MS. HALLAM: The 15th?

16   JUDGE EVASHAVIK DILUCENTE: No,

17   we're not coming on Friday at 4:00. I lay down

18   the law on that.

19   JUDGE BIGLEY: Bethany, when you're

20   old, Friday at 4:00, you're getting ready for

21   bed.

22   MS. HALLAM: Oh, I wish I had that

23   luxury, Judge Bigley.

24   JUDGE BIGLEY: Isn't that true?

25   Let's look the week of the 18th.

1   MS. HALLAM: We table outside of

2   the jail every Friday at 5:00, so on your way

3   home from work, you want to come and like meet

4   some folks getting released from jail you can

5   come.

6   JUDGE BIGLEY: I'm usually falling

7   asleep.

8   MS. HALLAM: We're sometimes

9   falling asleep there, too.

10   JUDGE BIGLEY: We're so pathetic.

11   MS. HALLAM: It's not pathetic.

12   JUDGE BIGLEY: I used to go out

13   like on Friday nights, Bethany.

14   MS. HALLAM: Yeah.

15   JUDGE BIGLEY: When I was young.

16   JUDGE EVASHAVIK DILUCENTE: Okay,

17   March 20 -- okay. We're not going to be able to

18   get everybody --

19   MS. HALLAM: March 20th --

20   JUDGE EVASHAVIK DILUCENTE: March

21   20th at 3:30 will be one date. Just give me one

22   more and I'll tell him to pick it.

23   JUDGE BIGLEY: I'll make it work.

24   MS. HALLAM: What is this again,

25   John Wetzel?

1   JUDGE EVASHAVIK DILUCENTE: Yes,

2   but I'm going to give him a second date. He

3   wanted three. I've already narrowed it down to

4   two.

5   MS. HALLAM: Wait, Judge Bigley

6   left. Can we get her back?

7   JUDGE EVASHAVIK DILUCENTE: She'll

8   be here.

9   MS. HALLAM: John Wetzel, 3:30.

10   MS. INNAMORATO: And then the next one available

11   is the 28th.

12   MS. HALLAM: I have no school, so I

13   can do --

14   JUDGE EVASHAVIK DILUCENTE: Can you

15   do 3:00 on 3/28?

16   MS. INNAMORATO: As of now, yeah.

17   MS. HALLAM: Okay, Thursday the

18   28th.

19   JUDGE EVASHAVIK DILUCENTE: Okay,

20   you guys.

21   MS. HALLAM: At 3:30.

22   JUDGE EVASHAVIK DILUCENTE: Okay.

23   I'm going to give John Wetzel a choice, March

24   20th at 3:30 or March 28th at 3:00. Okay

25   everybody? So block it out, and I'll get back to

1 you as soon as I can.

2   MS. HALLAM: Got it. Thank you.

3   JUDGE EVASHAVIK DILUCENTE: Is that

4 it?

5   MS. HALLAM: Are we going to

6 schedule another one of these meetings?

7   JUDGE EVASHAVIK DILUCENTE: Oh,

8 yeah. I think we need to have regular work

9 sessions. I'm sorry, but like look how we got

10 things accomplished.

11   MS. HALLAM: I agree. I just think

12 that if those are the dates that we're looking

13 at, that is way too far away to wait for another

14 work session.

15   JUDGE EVASHAVIK DILUCENTE: These

16 are John Wetzel dates.

17   MS. HALLAM: I know, but those were

18 also just our next available dates as a full

19 Board.

20   JUDGE EVASHAVIK DILUCENTE: Oh.

21   MS. HALLAM: So my concern is, you

22 know, do we take the one that we don't use and

23   make it our working session? You know, if one is

24   John Wetzel, is the other one our working

25 session? Can we do that?

1   JUDGE EVASHAVIK DILUCENTE: Can you

2   guys live with that?

3   MS. GRIFFIN: That would work for

4   me.

5   MS. HALLAM: So then mark off both

6   of those dates.

7   JUDGE EVASHAVIK DILUCENTE: Okay.

8   Mark off both days, you guys. So one will be a

9   work session, and one will be John Wetzel. Great

10   idea.

11   MS. HALLAM: Teamwork.

12   JUDGE EVASHAVIK DILUCENTE: Okay.

13   I think we're done. We're adjourned.

14   Thank you everybody.

15   MS. INNAMORATO: Motion to adjourn.

16   (Whereupon, the working session was

17   concluded at 6:17 p.m.)

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C E R T I F I C A T E

I hereby certify that the

proceedings and evidence are contained fully and

accurately to the best of my ability in the notes

taken by me via an audio recording of the within

cause and that this is a true and correct

transcript of the same.

_____
Diane G. Galvin
Notary Public

Commonwealth of Pennsylvania - Notary Seal
Diane G. Galvin, Notary Public
Allegheny County
My commission expires July 22, 2026
Commission number 1055705
Member, Pennsylvania Association of Notaries

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The minutes of Tuesday, February 27, 2024's Jail Oversight Board meeting are provided by the County of Allegheny Office of the Controller Corey O'Connor.

Sincerely,

Corey O'Connor
Allegheny County Controller