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ALLEGHENY COUNTY  
JAIL OVERSIGHT BOARD MEETING

Thursday

May 18, 2023

Gold Room

4th Floor

Allegheny County Courthouse

436 Grant Street

Pittsburgh, Pennsylvania 15219

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

2     Judge Elliot Howsie

3     Judge Beth Lazzara

4     Bethany Hallam for Councilman Catena

5     Stephen Pilarski for County Executive

6             Richard Fitzgerald

7     Ryan Herbinko for Controller Corey O'Connor

8     Sheriff Kevin Kraus

9     Terri Klein

10    Abass Kamara

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14    **JAIL ADMINISTRATION IN ATTENDANCE:**

15    Warden Orlando Harper

16    Chief Deputy Warden Jason Beasom

17    HSA Dr. Ashley Brinkman

18    Deputy Warden of Administrative Operations and

19             Employee Development Blythe Toma

20    Deputy Warden Clark

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1        **COMMUNITY CORRECTIONS PRESENTERS**

2        Candace Cosgrove - Passages to Recovery

3        Darren Hood - The Renewal Center

4        Steve Eswein - Electronic Monitoring

5

6

7        **PUBLIC SPEAKERS:**

8        Andy Howard

9        Art Ettinger

10       Joe Otte

11       Brad Korinski

12       Elizabeth Schongar

13       Barbara Finch

14       Sharon Bonavoglia

15       John Kenstowicz

16       Charles Lewis

17       Jodi Lincoln

18       Rachel Radke

19       Tim Stevens

20       Alan Guenther

21       Kyna James

22       Tanisha Long

23       Ann McStay

24       Marion Damick

25

P R O C E E D I N G S

(4:02 o'clock p.m.)

**WELCOME, CALL TO ORDER & RULES**

JUDGE HOWSIE: Good afternoon.

Good afternoon. We'd like to call the meeting to order.

So I'd like to begin by establishing some ground rules. We would like to give everyone an opportunity to speak during Public Comments. We'd ask that you limit your remarks to three minutes. There's a long list of people that intend to speak. Public Comments are just that, public comments. They will not be responded to or addressed, but you're free to say whatever you like as long as you treat people with the same respect that you would expect. We'd ask that you not talk over other people, no shouting, no interrupting other people while they're speaking. We'd just ask that everyone extend the same respect that they would expect in return.

So with that being said -- oh, and also, we're going to go out of order because a number of people have prior commitments, and so we're going to do the Old Business and New

1 Business prior to the Public Comments. So I  
2 apologize for any inconvenience that that might  
3 cause anyone.

4 So with that being said, let's call  
5 the meeting to order. I'll start with  
6 Gayle Moss.

7 (No response.)

8 SHERIFF KRAUS: Here.

9 JUDGE HOWSIE: County Executive  
10 Richard Fitzgerald.

11 MR. PILARSKI: Steve Pilarski.

12 JUDGE HOWSIE: President of County  
13 Council, Pat Catena?

14 MS. HALLAM: Bethany Hallam --  
15 Councilwoman Bethany Hallam.

16 JUDGE HOWSIE: Terri Klein.

17 MS. KLEIN: Present.

18 JUDGE HOWSIE: Abass Kamara.

19 MR. KAMARA: Present.

20 JUDGE HOWSIE: Judge Lazzara.

21 JUDGE LAZZARA: Present.

22 JUDGE HOWSIE: County Controller  
23 Cory O'Connor.

24 MR. HERBINKO: Ryan Herbinko for  
25 County Controller O'Connor.

1 JUDGE HOWSIE: All right. Thank  
2 you. With that being said, we'll begin with the  
3 Community Corrections.

4 MS. HALLAM: Point of order,  
5 Judge Howsie. I want to object to illegal  
6 representatives from two of the different seats  
7 sitting on this Board right now. A County  
8 Executive does not get a designee as per the  
9 statute. Neither does the County Controller.

10 JUDGE HOWSIE: Thank you.

11 With that being said, can we have  
12 the Community Corrections Report? Passages to  
13 Recovery.

14 **COMMUNITY CORRECTIONS REPORTS**

15 **PASSAGES TO RECOVERY**

16 MS. COSGROVE: Hello. I'm Candace  
17 Cosgrove from Passages to Recovery. Our current  
18 census is 32 alternative housing residents. We  
19 have 10 females, 20 males, 2 transgender, 4 TLF,  
20 2 are working. We currently have 32 employees in  
21 our residential treatment facility. We had no  
22 COVID reports from staff or clients.

23 We are currently working with the  
24 jail and Tadiso to provide methadone to those  
25 clients who request medicated assisted therapies.

1 We will begin working with Literacy Pittsburgh,  
2 and they will be offering digital skills courses  
3 to our residents. And after the completion of  
4 12 sessions, they'll actually receive a Northstar  
5 Digital Literacy Certificate in an effort to  
6 provide digital equity to underserved  
7 populations.

8 We will also be working with  
9 Goodwill, who is providing an employment  
10 boot camp for our residents who are ready to  
11 begin their job search.

12 There has also been a start of a  
13 spirituality group which is being offered by  
14 Pastor Rob Thornton at Cornerstone Baptist Church  
15 to work with individuals who incorporate  
16 spirituality into their recovery.

17 Six residents will potentially be  
18 attending the End Date Convention with staff this  
19 weekend. And that's it.

20 JUDGE HOWSIE: Any questions?

21 Ms. Hallam?

22 MS. HALLAM: Yeah. Hi. Thank you  
23 for being here. I just have one question. Have  
24 there been any deaths in your facility since the  
25 last Jail Oversight Board meeting?

1 MS. COSGROVE: No, there has not.

2 MS. HALLAM: All right. Thank you  
3 very much.

4 MS. COSGROVE: Uh-huh.

5 JUDGE HOWSIE: Any additional  
6 questions?

7 (No response.)

8 JUDGE HOWSIE: Thank you very much,  
9 ma'am.

10 **RENEWAL CENTER.**

11 MR. HOOD: Our program census at  
12 Renewal is 87 work release, 10 in inpatient, 97  
13 all together.

14 Our employment percentage for the  
15 past month was 73 percent, average wage being  
16 \$14.65 an hour.

17 No COVID among staff or reentrants  
18 were reported. We had the Trade Institute of  
19 Pittsburgh come to Renewal's Reentry Center and  
20 give a presentation to our county reentrants life  
21 skills group. The employee who presented on the  
22 services and opportunities that TIP offers was a  
23 former county reentrant. He was hired full-time  
24 by the Trade Institute of Pittsburgh as a job  
25 developer. He maxed out off of probation in 2018



1 and continues to succeed in his personal and  
2 professional life.

3 Every year Renewal holds the Betty  
4 Esper Scholarship for reentrants who are  
5 furthering their education in either academics or  
6 the trade industry. Interested reentrants have  
7 to write and submit a written essay, which will  
8 be judged by the Board of Directors. The winner  
9 of the essay will receive a \$1,000 monetary gift  
10 to help cover the costs associated with attending  
11 a college, university, or a technical school.  
12 Currently, Renewal has two contestants entered in  
13 the contest, and the front-runner being a county  
14 reentrant. The entry deadline for the  
15 scholarship is June 10th.

16 Over the weekend of May 6th,  
17 Pittsburgh hosted the Dick's Sporting Good  
18 Marathon Race. The event started on Saturday,  
19 May 6th, finishing on Sunday, May 7th. A total  
20 of 30 county reentrants participated in the  
21 14 hours needed in community service attributing  
22 to the event's overall success.

23 That's all I have.

24 JUDGE HOWSIE: Thank you very much.  
25 Any questions?

1 Ms. Hallam?

2 MS. HALLAM: Yes. Thank you for  
3 being here today. Have there been any deaths in  
4 your facility since the last Jail Oversight Board  
5 meeting?

6 MR. HOOD: Yes. We've had two.

7 MS. HALLAM: Okay. And have you  
8 been told the cause of death or manner of death  
9 of either of those two?

10 MR. HOOD: Yes, I have.

11 MS. HALLAM: And can you share that  
12 with us?

13 MR. HOOD: I cannot.

14 MS. HALLAM: Okay. Why can't you?

15 MR. HOOD: That information was  
16 passed on to the Federal Bureau of Prisons, and  
17 I'd have to defer that to our CEO of Renewal, who  
18 is present today.

19 MS. HALLAM: If your CEO of Renewal  
20 wants to come up and talk -- does anyone have any  
21 objections? I would love to ask them questions.

22 (No response.)

23 MS. HALLAM: Okay. You can bring  
24 them up.

25 JUDGE HOWSIE: If you could please

1 begin by stating your name and spelling your name  
2 for the record.

3 MR. WILLIAMS: Yeah. My name is  
4 Doug Williams, D-O-U-G, Williams,  
5 W-I-L-L-I-A-M-S.

6 JUDGE HOWSIE: Thank you, Mr.  
7 Williams. Before you begin, I do have a  
8 question. Why would you have passed that  
9 information on to the Federal Bureau of Prisons?

10 MR. WILLIAMS: The two individuals  
11 that unfortunately lost their lives in our care  
12 were under the jurisdiction and referred to our  
13 organization through the Federal Bureau of  
14 Prisons for their care. So when a death happens  
15 like that, our immediate responsibility is to  
16 report that to the Bureau of Prisons, and then  
17 their Communications Department has -- under  
18 contract with us we have to allow them to make  
19 any public comment when it comes to the  
20 circumstances of the death.

21 JUDGE HOWSIE: Thank you. Ms.  
22 Hallam.

23 MS. HALLAM: Yes, thank you so  
24 much, Judge Howsie.

25 So I do have a question. Do you

1 agree that Renewal as an alternative detention  
2 facility is under the purview of the Jail  
3 Oversight Board?

4 MR. WILLIAMS: Under the purview of  
5 the Jail Oversight Board, under the contract we  
6 have with Allegheny County and the Allegheny  
7 County Jail and the residents that are referred  
8 to us from the jail and the courts, yes.

9 MS. HALLAM: Okay. And in the  
10 statute, can you show me where it says that it's  
11 only folks who are referred from the County to  
12 your facility under our oversight?

13 MR. WILLIAMS: The statute that I  
14 believe that you're referring to is a State  
15 statute that refers to the responsibilities of  
16 counties, and if they have their jail population,  
17 then they fall under the -- they have a  
18 requirement to have some sort of a jail  
19 oversight, whether it's a Board or whether it's a  
20 committee of some sort depending upon the size of  
21 the county. But it's my understanding that it's  
22 by county only.

23 You know, we recognize and respect  
24 that going forward, and I think that we did do so  
25 with the first death that we had where the

1 individual jumped from a window, which, you know,  
2 I just want to point out, still has very  
3 traumatic effects on all of us that work there.

4 MS. HALLAM: Uh-huh.

5 MR. WILLIAMS: And the US  
6 Probations Officer that probably has not even  
7 returned to her job yet. So it's not something  
8 we take lightly. Fortunately, not a normal  
9 event.

10 But again, we will report those  
11 kinds of incidents to all jurisdictions,  
12 including the Pennsylvania Department of  
13 Corrections, Federal Bureau of Prisons, and  
14 Allegheny County.

15 In the case of that gentleman, we  
16 did report immediately to Allegheny County.

17 The second death of the federal  
18 resident, we failed to do so in the chaos, and  
19 about three or four days later, we did report  
20 back to the jail and -- to their inquiry and  
21 confirm that there was another federal resident  
22 that passed away.

23 MS. HALLAM: And why did you report  
24 back to the jail instead of the Jail Oversight  
25 Board?

1 MR. WILLIAMS: That's what our --  
2 that's what our contract -- that's what our  
3 policies with the jail requires us to do. We  
4 report, like if someone absconds or escapes from  
5 our places, we have certain written policies and  
6 procedures we need to follow. Certain names,  
7 phone numbers, et cetera, that we have to respond  
8 to. It's pretty well detailed.

9 We have contacts in the jail. We  
10 have contacts in our Department of Corrections  
11 and the Federal Bureau of Prisons that we're  
12 mandated to make those reports to them.

13 MS. HALLAM: Okay. So it was the  
14 jail who failed to report to the Jail Oversight  
15 Board?

16 MR. WILLIAMS: I can't answer that.

17 MS. HALLAM: I have a question  
18 since you're talking a lot about county versus  
19 state versus federal. Is it under your  
20 understanding as well that state-incarcerated  
21 individuals who are in Renewal Center are not to  
22 be reported to the Jail Oversight Board as well,  
23 or is it just specifically federal detainees?

24 MR. WILLIAMS: No. I just said  
25 that regardless of what the jurisdiction is, if

1 we have a similar type of incident, all  
2 jurisdictions under the care of Renewal, whether  
3 it's federal, state, or county, will be reported  
4 to all three jurisdictions.

5 But when it comes to the statute  
6 that you're referring to, my understanding of  
7 that is that that authority is with the contract  
8 that we have -- that you have with us for  
9 Allegheny County Jail for the oversight of  
10 Allegheny County residents.

11 MS. HALLAM: Okay. I appreciate  
12 your viewpoint on that. I disagree that the  
13 statute says that --

14 MR. WILLIAMS: Okay.

15 MS. HALLAM: -- anywhere, and that  
16 I've read it a million times. I know that  
17 language isn't in there, but I digress.

18 So in regards to people who are  
19 detained from the various entities, federal,  
20 state, and county, are the conditions at Renewal  
21 the same? Like, could you go in and look at  
22 someone? Are they housed in a different place?  
23 Do they receive different kinds of treatment  
24 depending on who is detaining them in Renewal?

25 MR. WILLIAMS: They each have

1 guidelines and certain procedures that we follow  
2 as far as how they're signed out into the  
3 community, how we hold them accountable for where  
4 they're at within our resident tracking system.  
5 Each jurisdiction has certain things. Some are  
6 more liberal than the others in regard to their  
7 freedom. I mean, it's just recently that  
8 everyone is allowed to have cell phones. You  
9 know, it used to be that was restricted.

10 So we follow the policies of each  
11 jurisdiction.

12 MS. HALLAM: Okay. So do they get  
13 the same hygiene supplies, bedding, meals, all of  
14 those things? Are they the same?

15 MR. WILLIAMS: Absolutely.

16 MS. HALLAM: Okay. Cool.

17 MR. WILLIAMS: Same access to  
18 medical care, mental health care, drug and  
19 alcohol treatment, et cetera.

20 MS. HALLAM: Okay. And what  
21 about -- what are your policies for notification  
22 of next of kin when there's a death in Renewal  
23 Center?

24 MR. WILLIAMS: We immediately  
25 notify next of kin. We personally do that, and



1 we have done that. To my knowledge, we've never  
2 not done that.

3 MS. HALLAM: Okay. And do you also  
4 fill out the Death in Custody Reporting Act that  
5 is required for deaths in custody?

6 MR. WILLIAMS: I can't say that for  
7 sure.

8 MS. HALLAM: There is -- everyone  
9 else -- I didn't know you were going to be  
10 speaking here, but everyone else has a copy of  
11 the report, the Death In Custody Reporting Act  
12 Requirement. These -- this is required by  
13 federal law that every death in custody -- that  
14 this is reported and turned over to the proper  
15 authorities. Do Renewal fill these out for  
16 people who die in Renewal custody?

17 MR. WILLIAMS: No. Any -- any  
18 death that we have is reported to that  
19 jurisdiction, reported to the city police. They  
20 respond. In both cases, the City Homicide Bureau  
21 did their investigations. The Medical Examiner  
22 is called, and beyond that, we're not involved in  
23 any of the reporting.

24 And many times we don't get a  
25 Certificate of Death or cause of death.

1 MS. HALLAM: Okay. So are you  
2 saying that if someone dies in Renewal Center  
3 custody, that it is not Renewal Center who is  
4 reporting it as a Death in Custody? So there's  
5 no recordkeeping of deaths in custody at Renewal  
6 Center specifically?

7 MR. WILLIAMS: I'd have to see your  
8 form and see whether we put that in our chart or  
9 not.

10 MS. HALLAM: Here. I can give you  
11 one --

12 MR. WILLIAMS: I don't know. I  
13 don't know.

14 MS. HALLAM: -- if someone -- if  
15 you want to --

16 So this is the document that is  
17 required by federal law to be filled out for  
18 every death in custody. That includes detention  
19 facilities, halfway houses, anywhere where  
20 someone is in custody.

21 It also is determined upon federal  
22 funding that's received by various institutions.  
23 If you are not in compliance with the Federal  
24 Death in Custody Reporting Act, you can be  
25 ineligible for federal funding.

1                   And it also includes people who are  
2 not declared dead in the detention facility but  
3 die as a result of an incident that happens in a  
4 detention facility, even if their death happens  
5 in the hospital later.

6                   MR. WILLIAMS: To be very honest  
7 with you, I am not going to be able to answer  
8 specifically whether we do that. I would doubt  
9 that we do at this point in time.

10                  MS. HALLAM: But as a CEO of  
11 Renewal, you've never seen this form before?

12                  MR. WILLIAMS: I have not.

13                  MS. HALLAM: Okay. That's all I  
14 have. Thank you.

15                  MR. WILLIAMS: Okay.

16                  JUDGE HOWSIE: Any additional  
17 questions?

18                  Ms. Klein?

19                  MS. KLEIN: Can you talk about what  
20 changes have been done to your facility to  
21 prevent any further?

22                  MR. WILLIAMS: Yeah. With the  
23 individual that jumped out of the seventh floor,  
24 you know, our windows -- we've never -- we've  
25 never had a chair thrown through a window. We've

1 never had someone attempt to go out a window at  
2 that height. We've had people on the back of our  
3 Boulevard of the Allies program climb out on a  
4 fire escape and go down, you know, jump on the  
5 roof of a neighboring building. You know, our  
6 windows are alarmed. Those particular windows in  
7 the front of the building don't open. They're  
8 quarter-inch or half-inch double panes, so  
9 there's a half-inch, then there's the inner part  
10 of it, and then another half-inch. That took  
11 some effort to go through.

12 We don't understand the  
13 circumstances of it. It happened in a moment's  
14 notice. The individual went into an office where  
15 the probation officer was, created some sort of  
16 an incident that the probation officer ran from,  
17 and within seconds, the door was slammed shut,  
18 and the next thing we know the person was on the  
19 sidewalk downstairs.

20 We've had a company come in that  
21 was referred to us by the Federal Bureau of  
22 Investigation that they use, and they come in and  
23 inspected all of our windows. And I'm not sure  
24 if it's completed yet, but last week they started  
25 on the 339 Boulevard of the Allies building

1 putting a film on the inside of the windows that  
2 we use at 704 on our ground floors, that it stops  
3 a low-caliber bullet from going either way, and  
4 it will also prevent someone from being able to  
5 put a chair through or lunge a body through. It  
6 will bounce them back. The window may break, but  
7 that film is not going to give way.

8 Short of going out and, you know,  
9 putting, you know, bullet-proof non-breakable  
10 windows in our entire facility, that's the best  
11 we can do at this point in time.

12 The other changes that we do, when  
13 we have someone, you know, that dies under other  
14 circumstances, we do a complete half-a-day long,  
15 sometimes a day-long debriefing of all the staff.  
16 All the contracting agencies, you know, have the  
17 opportunity to give us suggestions. We put in  
18 Plan of Corrections, Plan of Actions, and we're  
19 monitored on that pretty tightly as to whether  
20 we've put into -- to better practices. We do the  
21 best we can.

22 JUDGE HOWSIE: Ms. Hallam.

23 MS. HALLAM: Yeah. I forgot two  
24 other things. Are there any other deaths that we  
25 are not aware of that have happened in Renewal

1 Center?

2 MR. WILLIAMS: Absolutely not to my  
3 knowledge.

4 MS. HALLAM: So these -- so how  
5 long have you been the CEO?

6 MR. WILLIAMS: 20 years.

7 MS. HALLAM: And how many deaths  
8 have there been in 20 years?

9 MR. WILLIAMS: I'd have to go back  
10 and check our record. But, you know, I don't  
11 know, but every one of them has been reported.  
12 It's not a common thing, and normally it's death  
13 through, you know, normal causes and drugs.

14 MS. HALLAM: And when you say every  
15 death has been reported, who have those deaths  
16 been reported to?

17 MR. WILLIAMS: They get reported to  
18 the jurisdictions.

19 MS. HALLAM: Okay.

20 MR. WILLIAMS: Okay.

21 MS. HALLAM: So not necessarily  
22 reported according to the Federal Death in  
23 Custody Reporting Act, but you don't do that?

24 MR. WILLIAMS: That's correct.

25 MS. HALLAM: And then --

1 RENEWAL COUNSEL: I object. You --

2 MS. HALLAM: This isn't a  
3 courtroom. I'm sorry, sir.

4 RENEWAL COUNSEL: I'm sorry. I  
5 object. I'm counsel for Renewal, and I object.

6 MS. HALLAM: I'm sorry. Is he  
7 permitted to speak?

8 JUDGE HOWSIE: Excuse me. He can.

9 RENEWAL COUNSEL: You keep stating  
10 what the law is and what the law is not, and  
11 whether that is a correct statement or not is  
12 totally inappropriate. You can't make  
13 assumptions of law that -- as if you somehow  
14 wrote the law or knew what the law was and then  
15 expect my client and a not-for-profit community  
16 group like this to be held accountable for what  
17 your interpretation of the law is.

18 JUDGE HOWSIE: Excuse me. Excuse  
19 me.

20 MS. HALLAM: Okay. So -- sorry, I  
21 have the floor right now.

22 JUDGE HOWSIE: Excuse me. Excuse  
23 me. We cannot have other people speaking because  
24 you can't hear. He's involved with Renewal.  
25 He's permitted to speak. You can speak when you

1 have a public comment. Otherwise, we ask that  
2 you extend the same courtesy to people that you  
3 expect and don't talk over people.

4 AUDIENCE MEMBER: Okay.

5 MS. HALLAM: So I want to first of  
6 all object to the fact that we discuss Renewal as  
7 if it's some community organization when it is  
8 indeed a detention facility where people are  
9 detained by the various jurisdictions.

10 Second of all, I have no idea what  
11 you were talking about in your legal argument, so  
12 I'm just going to ignore that.

13 And third of all, I'm just trying  
14 to get like basic understandings of is this  
15 something new that we should be concerned about.  
16 It is absolutely under our purview. As the Jail  
17 Oversight Board, the statute again is very clear  
18 about that. But I just want to know, when is the  
19 last person that died in Renewal custody? Was it  
20 five years ago? Was it last year? Can you give  
21 me a vague understanding of when the last death  
22 was?

23 MR. WILLIAMS: No, not without  
24 going back and getting my facts correct. But if  
25 you would like to know that, I'll see if I can



1 give you the information. I'll have to talk to  
2 the jurisdictions.

3 MS. HALLAM: Yeah, if you could  
4 bring that to the next meeting, which is actually  
5 in two weeks, so it's pretty soon.

6 MR. WILLIAMS: I mean, the  
7 Allegheny -- the Allegheny County Jail certainly  
8 would be able to tell you over any given period  
9 of time the numbers of deaths that they've had in  
10 their alternative housing programs, not just  
11 ours, if there was others, okay?

12 The Department of Corrections has  
13 that responsibility to give that report and the  
14 Bureau of Prisons. Beyond that, I'm not going to  
15 promise anything that I can't give you.

16 MS. HALLAM: Okay. And also, are  
17 you aware that there is a video circulating of  
18 the most recent death of a person being revived  
19 by other incarcerated individuals at Renewal  
20 Center instead of Renewal staff?

21 MR. WILLIAMS: No.

22 MS. HALLAM: Okay. I just wanted  
23 to ask because that is a video that I think the  
24 rest of the Board should see as well -- as  
25 recently brought to my attention. It is a very

1 graphic video, so I don't want to like show it in  
2 the middle of a meeting or anything, but I do  
3 think that everybody should see that because I  
4 just feel like you're painting a very different  
5 picture than the information I've received from  
6 both staff and incarcerated individuals in  
7 Renewal.

8 MR. WILLIAMS: Well, I'm not going  
9 to base my opinion on that of what you get off of  
10 social media, okay?

11 MS. HALLAM: This wasn't from  
12 social media. This was from someone who is  
13 incarcerated in Renewal Center.

14 MR. WILLIAMS: And then it was put  
15 out on social media.

16 MS. HALLAM: It was not. It was  
17 given to me personally --

18 MR. WILLIAMS: Okay.

19 MS. HALLAM: -- and not on social  
20 media.

21 MR. WILLIAMS: And can you describe  
22 the circumstances to me and I'll reply because  
23 many times in the middle of the night or the wee  
24 hours of the morning, if a person goes into  
25 distress in any way, the only way sometimes we

1 find out is it's the people that are in their  
2 rooms. They immediately alert staff through a  
3 phone that's right outside the doorway. They  
4 call down, and we immediately respond. There  
5 have been numerous times, far greater than the  
6 deaths that you're talking about, which I regret,  
7 where we have saved lives, okay? Saved many  
8 lives, okay?

9 MS. HALLAM: Uh-huh.

10 MR. WILLIAMS: So I don't  
11 appreciate that kind of tone coming from you to  
12 tell you the truth. We take our -- we take our  
13 job very seriously, and every life is important  
14 to us. If there's a vid- -- there's been many  
15 videos that have been put out on social media  
16 that just like you guys tried to make a big deal  
17 of a pizza party after a federal death, the man  
18 that jumped. Do you know why that pizza party  
19 was put on social media? You know it. You  
20 answered it on one of your Tweets on your Twitter  
21 account. You know why it was put there? Because  
22 when the man jumped, people didn't get their  
23 meals. The whole floor was locked down, okay,  
24 for hours until the investigation was over, until  
25 I got out of the room where the man jumped. They

1 came up to me and said, the cafeteria is closed.  
2 We're out of cold lunches, late plates. Do you  
3 mind if we purchase some pizza so that people on  
4 the seventh floor where this happened can have  
5 something to eat, okay? Somebody then took a  
6 cell phone and filmed that and puts it out on  
7 social media that we were celebrating and having  
8 a party after this man died. I resent that,  
9 okay?

10 You can make that of what it is,  
11 but I have to make that statement. That's how  
12 false some of the stuff is. You don't -- you  
13 better get your facts straight. Don't  
14 sensationalize things that are not true. It's  
15 not fair to the people that live there, and  
16 95 percent of the people do very well in these  
17 programs. Thank you.

18 MS. HALLAM: Is there something  
19 specifically that I said that you believe is not  
20 true or sensationalized?

21 MR. WILLIAMS: Your story about a  
22 video on social media -- I just gave you a  
23 circumstance where when someone is probably being  
24 revived, it may be somebody that wakes up in the  
25 middle of the night and realizes that her

1 roommate is in distress. We train our residents  
2 in the use of Narcan. They're trained in that.  
3 They're trained in certain types of self-care.  
4 They will make attempts to help their bunkmates,  
5 their roommates until we can get notified and we  
6 get up there. We take over. We have all the  
7 equipment that's possible to save lives until the  
8 EMS gets there. That's it.

9 MS. HALLAM: All right. I  
10 appreciate that. I was merely just asking if you  
11 were aware there was a video. I didn't know you  
12 were going to go into all that. But thank you.

13 MR. WILLIAMS: You took it there;  
14 I'll take it there.

15 MS. HALLAM: Thank you very much.  
16 That's all I have. Oh, wait. One more thing.

17 Actually, you mentioned about how  
18 staff and people at Renewal were dealing with the  
19 trauma of that most -- of that first death in the  
20 jail.

21 MR. WILLIAMS: Yes, ma'am.

22 MS. HALLAM: Have you brought in  
23 any outside entities to assist with the trauma of  
24 the incarcerated individuals who witnessed it?  
25 Can you tell us a little bit about what

1 additional treatment and services they're getting  
2 as a result of that?

3 MR. WILLIAMS: Every one of our  
4 departments, the Department of Corrections,  
5 offered their trauma unit to our entire  
6 organization on both of these deaths. We have a  
7 great relationship.

8 The Federal Bureau of Prisons does  
9 the same thing.

10 We also have trained EEAP staff on  
11 our staff that we -- we offer all the EEAP and  
12 all the behavioral health support for any one of  
13 our residents that reaches out for it, and they  
14 have, and we've given it to them.

15 MS. HALLAM: Okay. Thank you very  
16 much for your help.

17 JUDGE HOWSIE: No additional  
18 questions?

19 (No response.)

20 JUDGE HOWSIE: Thank you very much.  
21 We'll now hear from Electronic  
22 Monitoring.

23 ELECTRONIC MONITORING.

24 MR. ESWEIN: Good afternoon, Board.  
25 Steve Eswein with the Probation Office.

1                   Nothing unusual to report, just  
2                   some numbers. We had 656 individuals enrolled in  
3                   the program. During the month, 29 successfully  
4                   completed, and we had 4 that were taken back for  
5                   various violations.

6                   JUDGE HOWSIE: Any questions?

7                   (No response.)

8                   JUDGE HOWSIE: Thank you very much,  
9                   sir.

10                  MR. ESWEIN: Thank you.

11                  JUDGE HOWSIE: All right. We'll  
12                  move down to Old Business. Judge Lazzara.

13                  **OLD BUSINESS**

14                  JUDGE LAZZARA: All right. So I am  
15                  reporting as the Chair of the Incarcerated  
16                  Individual's Welfare Fund. As anyone who has  
17                  been following these meetings knows, we have been  
18                  trying to put in place the position of Jail  
19                  Oversight Board Liaison. This is a position that  
20                  will help us determine exactly what is going on  
21                  in the jail. This is a fact-finding position.  
22                  They will go down and -- when people report  
23                  things, they will go down and check those things  
24                  out, come back, report to the Board so that we  
25                  have the absolute best facts that we can to make

1 decisions on. It's been a multi-year task trying  
2 to get this going. We are very excited that we  
3 finally were able to collect resumes, and I think  
4 there were over 60 resumes -- actually  
5 approaching 70 resumes -- that the members of the  
6 Incarcerated Individual's Welfare Fund  
7 subcommittee reviewed. We then conducted  
8 interviews, and we then had discussions.

9 And at this point, we have a  
10 recommendation to pass to the Board for the  
11 hiring of a Jail Liaison. And so I am making a  
12 Motion at this point in time to have the Board  
13 approve the recommendation of the Incarcerated  
14 Individual's Welfare Fund subcommittee's  
15 recommendation of Karen Duffola -- I always say  
16 her name wrong, I think, as our Jail Liaison.

17 JUDGE HOWSIE: Is anyone seconding  
18 the Motion?

19 SHERIFF KRAUS: I'll second.

20 MS. HALLAM: Point of order, Judge  
21 Howsie. This was not on the Agenda, vote on  
22 this. This is in violation of the Sunshine Act.  
23 We can't vote on something without announcing  
24 that it's going to be voted on.

25 JUDGE HOWSIE: Okay. I appreciate



1 your objection.

2 MS. HALLAM: And a second point of  
3 order, if that argument doesn't do it for you --

4 JUDGE HOWSIE: It doesn't.

5 MS. HALLAM: I have the Sunshine  
6 Act right here if you want to read it. We also  
7 cannot vote on something without hearing public  
8 comments first. That's why Public Comments are  
9 before the voting items, so you can't do that  
10 either, or the vote is invalid.

11 JUDGE HOWSIE: I appreciate your  
12 objections.

13 With that being said, a Motion has  
14 been made and properly seconded. All in favor  
15 for voting for Karen Duffola.

16 MS. HALLAM: You can't.

17 MR. HERBINKO: Before we vote, I  
18 have a statement from Controller O'Connor about  
19 this. First of all, Controller O'Connor is out  
20 on paternity leave right now with a newborn, but  
21 we've been heavily involved in this process since  
22 the very beginning, since a couple previous  
23 controller administrations, and we have serious  
24 concerns that the MOU that we proposed, the  
25 Memorandum of Understanding, is not going to be

1 followed for this. And it's just going to be the  
2 same old stuff day in and day out. If we don't  
3 have a proper framework in place with this  
4 liaison, then nothing is going to be  
5 accomplished. So we would want a MOU in place  
6 with this liaison before we even vote on it --

7 MS. HALLAM: Uh-huh.

8 MR. HERBINKO: -- or else it's not  
9 going to be anything worthwhile.

10 JUDGE HOWSIE: Okay. Thank you,  
11 Mr. Herbinko. But as you're aware, I'm sure, as  
12 is County Controller Corey O'Connor, the  
13 committee has met, repeatedly met with  
14 approximately five to ten people, to my  
15 understanding, interviewed those people,  
16 conducted thorough interviews. They narrowed it  
17 down to a list of potential candidates. County  
18 Controller O'Connor was not present for that  
19 vote. A vote was made, and based on that vote,  
20 one person was -- came out of the vote as the --

21 MR. HERBINKO: With respect --

22 JUDGE HOWSIE: If I may finish.

23 The one person that was voted for the position  
24 will be presented to the Board consistent with  
25 all prior interviews, discussions, and committee

1 meetings.

2 So if there's a concern about the  
3 MOU, you're more than welcome to discuss that  
4 with the Sheriff at a later date. The question  
5 for us now and today is yes or no to the person  
6 that the committee has nominated for the  
7 position.

8 So with all due respect, while I  
9 appreciate your concern, the question today and  
10 now is who votes in favor of Karen Duffola or who  
11 votes against her being hired for the position.

12 So with that being said, all in  
13 favor --

14 MS. HALLAM: I would like to have a  
15 statement. We, one, did not have discussion on  
16 it.

17 And two, I just want to make clear  
18 that everyone on this Board is okay with  
19 proceeding with a vote that, one, was not on the  
20 agenda and announced to the public in  
21 coordinate -- in following the law of the  
22 Sunshine Act.

23 And two, a vote that is being made  
24 ahead of Public Comment that may be about the  
25 vote.

1 JUDGE HOWSIE: Yes, we're okay with  
2 that.

3 MS. HALLAM: Is everyone okay with  
4 that? I would not like you to speak for the  
5 whole Board. I want to get everyone on the  
6 record saying you're okay with breaking the law.

7 JUDGE HOWSIE: Ms. Klein.

8 MS. KLEIN: I have a question. Is  
9 personnel exempt from this?

10 MS. HALLAM: They are exempt in the  
11 way that we are allowed to discuss and coordinate  
12 it in an executive session, but when it comes for  
13 a vote on here, you still need to have on the  
14 agenda that you're going to vote on something  
15 from executive session or from a personnel  
16 matter. The only thing that is exempt from it is  
17 the discussions of personnel matters, which we --  
18 were the meetings that we had in executive  
19 session.

20 JUDGE HOWSIE: Your objection is  
21 noted. Go ahead. I'm sorry.

22 MS. KLEIN: I guess I would like  
23 the opinion of the County Solicitor.

24 JUDGE HOWSIE: I apologize, but I  
25 don't think we need the opinion of the County

1 Solicitor because this is what we've agreed to.  
2 This was the process. Everyone on that committee  
3 was involved with the process of interviewing  
4 each candidate, and because certain people did  
5 not get the requisite number of votes, certain  
6 people are upset about that. But the process was  
7 fair. It was thorough. It was comprehensive.

8 And today is the day to vote to  
9 approve or not Karen Duffola.

10 AUDIENCE MEMBER: You need to obey  
11 the law.

12 JUDGE HOWSIE: I am.

13 AUDIENCE MEMBER: Yeah.

14 JUDGE HOWSIE: So with that being  
15 said, all in favor --

16 MS. HALLAM: No. We cannot proceed  
17 with this vote, Judge Howsie.

18 JUDGE HOWSIE: We heard your  
19 objection.

20 MS. HALLAM: But I would like  
21 everyone to acknowledge that they are violating  
22 the Sunshine Act in taking this vote. It was not  
23 put on the agenda for a vote. And even if you  
24 think that that doesn't matter, the public has  
25 every right to have their voices heard before a

1 vote is taken. We cannot ignore something that  
2 we have spent so much time on, we have worked so  
3 hard on, and now you want to rush it through with  
4 a smile on your face. That's so disrespectful.

5 JUDGE HOWSIE: All in favor.

6 MR. KAMARA: Aye.

7 JUDGE LAZZARA: Aye.

8 MS. KLEIN: Aye.

9 SHERIFF KRAUS: Aye.

10 MS. HALLAM: No.

11 JUDGE HOWSIE: All in favor.

12 MS. HALLAM: No.

13 JUDGE HOWSIE: Judge Lazzara,  
14 Abass Kamara.

15 MS. HALLAM: Steve Pilarski, you do  
16 not get to vote.

17 JUDGE HOWSIE: Terri Klein, Steve  
18 Pilarski, Sheriff Kraus.

19 MS. HALLAM: So shady.

20 JUDGE HOWSIE: All opposed?

21 MS. HALLAM: I am very opposed, and  
22 I would like to read my statement that you did  
23 not let me read, so that I can tell you exactly  
24 why I'm opposed.

25 JUDGE HOWSIE: Okay. Go ahead.

1 MS. HALLAM: Because I wrote a  
2 statement because I'm very angry.

3 JUDGE HOWSIE: Okay. Go ahead,  
4 read your statement.

5 MS. HALLAM: We have multiple law  
6 enforcement people sitting on this Board, and you  
7 let the law be broken meeting after meeting after  
8 meeting.

9 JUDGE HOWSIE: Okay.

10 MS. HALLAM: So I cannot protest  
11 this process in this supposed final choice  
12 strenuously or aggressively enough. What is  
13 being proposed here is the candidacy of someone  
14 who is personally known and worked with the head  
15 of the subcommittee. There was another candidate  
16 that everyone agreed was the most qualified, but  
17 two of the voting members of the subcommittee  
18 insisted that due to their perception of the  
19 political leaning of the candidate, they should  
20 not be recommended, even though there were no  
21 allegations or information demonstrating or  
22 providing any weight at all to their concerns.

23 Meanwhile, the candidate that you  
24 are now putting forward, clearly did not have an  
25 understanding of the position, did not understand

1 what the Jail Oversight Board meeting even was or  
2 did, and did not understand why there continues  
3 to be such a critical need for a competent  
4 professional and knowledgeable independent  
5 liaison to investigate allegations, assist in  
6 information production and support this Board to  
7 undertake its obligatory statutory duties.

8 Almost as concerningly as the clear  
9 disinterest in and ignorance of the liaison  
10 position and the overall is this candidate's  
11 relationship with some of those involved in the  
12 vetting and interviewing process. I know  
13 nepotism and patronage is just kind of the way we  
14 do things here in Allegheny County, so I'm sure  
15 that many do not recognize this as unseemingly or  
16 unacceptable. However, I do not accept this sort  
17 of seemingly unethical motivations or behavior,  
18 especially by the people who sit on this Board  
19 who are supposed to be upholding the law.

20 One of the primary advocates for  
21 this candidate essentially refused to consider  
22 even any other candidate, even a compromise  
23 candidate, essentially hijacking the process in  
24 the discussion from the very beginning.

25 Likewise, the inclusion of a legal



1       desig- -- an illegal designee in attempting to  
2       count their vote in the resume is blatantly  
3       contrary to the controlling State statute, as was  
4       the exclusion of the vote of an individual who is  
5       a legal member of the body simply because they  
6       were unable to make the specific meeting, and  
7       those three specific individuals wanted to ram  
8       through their effort with this unethical and  
9       illegal so-called vote on the matter.

10               Not only does this Board, with this  
11       vote, open itself up to legal liability for  
12       passing over a candidate who is clearly, without  
13       doubt, the most qualified but the manner by which  
14       this was all conducted carries at least the  
15       perception of possible unethical behavior, which  
16       will undoubtedly only serve to seriously,  
17       seriously undermine the credibility of not only  
18       this liaison but this whole entire Board.

19               I am disgusted. I am disappointed  
20       in the way this entire process has gone,  
21       including the way that we are voting right now in  
22       clear violation of the law. The Sunshine Act is  
23       not a long document. If you want to read it to  
24       be sure that what you're doing is wrong, please  
25       do it. I offer that. You should all be ashamed.

1 AUDIENCE MEMBER: (Applause.)

2 MS. HALLAM: You should all be  
3 ashamed.

4 AUDIENCE MEMBER: (Applause.)

5 JUDGE HOWSIE: I must say, I think  
6 what's disingenuous is that, Ms. Hallam, you  
7 participated in the process, and when your  
8 candidate was -- did not receive the number of  
9 votes, you attempted to hijack the process by  
10 threatening people, telling them to vote, change  
11 their votes.

12 At the end of the day, the  
13 committee interviewed every person that they  
14 deemed to be suitable and worthy of an  
15 opportunity to interview. They interviewed those  
16 people. At the end of that process, that  
17 committee discussed each applicant. They voted,  
18 and Ms. Duffola got the requisite number of  
19 votes. She is the person. The process was fair.  
20 It didn't become unfair because you don't like  
21 the candidate. So to that end, with the Motion  
22 being made and properly seconded, the Motion  
23 carries. Karen Duffola will be hired as the  
24 Court Liaison.

25 MS. HALLAM: So just one second.

1 JUDGE HOWSIE: Thank you.

2 MS. HALLAM: You made an  
3 allegation --

4 JUDGE HOWSIE: No, I didn't make an  
5 allegation.

6 MS. HALLAM: -- that I  
7 threatened -- so there were three people who  
8 voted for this candidate.

9 JUDGE HOWSIE: That's not how I  
10 said it.

11 MS. HALLAM: Okay. So you're  
12 making an allegation that I threatened them to  
13 change their votes, these three people right here  
14 who I know you must be talking about.

15 JUDGE HOWSIE: No, not these  
16 three --

17 MS. HALLAM: Did I do that?

18 JUDGE HOWSIE: Not these three  
19 people, but the point is, the process was fair,  
20 and it was consistent with the manner in which it  
21 was discussed. Your candidate did not get  
22 selected. End of discussion.

23 MS. HALLAM: It is not my  
24 candidate. The best candidate did not get  
25 selected, but you just made an allegation on the

1 record that I threatened people to change their  
2 votes. There are only three people who I could  
3 potentially want to change their vote. Which one  
4 of you three told Judge Howsie that I threatened  
5 you, because I don't remember that?

6 JUDGE HOWSIE: So with that being  
7 said, a Motion has been made, properly seconded,  
8 and it carries.

9 Now, as far as any additional Old  
10 Business, Judge Lazzara.

11 JUDGE LAZZARA: I just lost my  
12 numbers. I have the regular numbers -- here they  
13 are.

14 So every month, we provide the  
15 numbers on jail population. So the status of the  
16 jail population as of 4:30 p.m. on May 16th was  
17 as follows:

18 There were 1,512 people in the  
19 Allegheny County Jail and 126 people in  
20 alternative housing facilities. That excludes  
21 people with holds by the federal government.

22 6 percent, that is 93 percent --  
23 93 -- I'm sorry -- discrete people were in the  
24 jail itself serving a county sentence as a result  
25 of a new conviction. 26 percent, that is 33 of

1 126 people, were in alternative housing serving a  
2 county sentence. 21 percent of people in the  
3 jail itself had a hold. That's 322 people were  
4 in the jail with a hold from an external  
5 jurisdiction, including other counties of the  
6 State.

7 Two individuals in alternative  
8 housing also have a hold from another  
9 jurisdiction. 41 percent of the people in the  
10 jail were detained by Allegheny County Adult  
11 Probation. That is 624 individuals. These  
12 individuals were detained for violating probation  
13 on a crime for which they had previously been  
14 convicted. Of those 86 percent, or 535, were of  
15 moderate or high risk to re-offend based on their  
16 probation proxy risk scores. 25 percent of  
17 people in alternative housing were detained by  
18 Allegheny County Probation. That's 32 of 126.  
19 88 percent, or 28 of those 32 that were detained  
20 in alternative housing, were of moderate or high  
21 risk based on their proxy score.

22 27 percent of the people in the  
23 jail itself, that is 413 people, were held  
24 pretrial only, meaning they had no other reason,  
25 such as external holds or detainers, keeping them

1 in the jail. Of these people, under 3 percent  
2 screened as low risk for reoffense based on  
3 Allegheny County's Locally Validated Pretrial  
4 Risk Instrument.

5 15 percent of people in alternative  
6 housing, that is 19 of 126, were held pretrial  
7 only, and only 2 of those screened as low for  
8 risk of reoffense.

9 100 individuals, that is  
10 approximately 7 percent of the jail population,  
11 were currently being held in the Allegheny County  
12 Jail pretrial only on monetary bonds. Of these  
13 individuals, only 8 screened as low risk for new  
14 criminal activity. Only 3 of 126 people in  
15 alternative housing are held on monetary bond.  
16 You should be aware that every pretrial monetary  
17 bond case is reviewed for possible bond  
18 modification.

19 Comparing, we've always compared  
20 with prior to the pandemic, so as of  
21 March 16, 2020, there were 2,075 people in the --  
22 incarcerated, 1,859 in the jail itself, and 216  
23 in alternative housing. As of May 16th, the jail  
24 itself was 1,512, which is a 19 percent decrease.  
25 And the alternative housing population was 126, a

1 42 percent decrease.

2 The detainer population from the  
3 time right before COVID to now is a 30 percent  
4 decrease.

5 So those are the stats for the  
6 month.

7 JUDGE HOWSIE: Thank you very much.  
8 Any questions?

9 (No response.)

10 JUDGE HOWSIE: With that being  
11 said, there was nothing submitted for New  
12 Business, so we will now move on to Public  
13 Comments.

14 Again, I will remind you that  
15 Public Comments are to be limited to three  
16 minutes. If you signed this sheet, you will be  
17 permitted to speak. If you did not sign this  
18 sheet, unfortunately, you will not be permitted  
19 to speak.

20 So with that being said -- and I'm  
21 also -- you will hear a buzzer at the end of your  
22 three minutes, and at that time, we'd ask that  
23 you stop speaking. Please make sure that you  
24 state your full name, spell your last name for  
25 the record.

1 First and foremost, we'll call up  
2 Andy Howard from the Public Defender's Office.  
3 Mr. Howard.

4 PUBLIC COMMENT

5 MR. HOWARD: Good evening. Andy  
6 Howard, A-N-D-Y, H-O-W-A-R-D.

7 JUDGE HOWSIE: Thank you, sir.

8 MR. HOWARD: I'm the Senior Deputy  
9 of Trial Advocacy at the Allegheny County Office  
10 of the Public Defender. Today I'm here to speak  
11 about an issue that should be of major concern to  
12 the Board and various institutions that you  
13 represent. Out of respect for the three-minute  
14 time limit Art Ettinger, a veteran public  
15 defender in our Major Felony Unit, will pick up  
16 this state where I have left off at the end of my  
17 comment.

18 For the past half-decade, with a  
19 notable and understandable exception of the  
20 height of the COVID crisis measures, attorneys in  
21 the Public Defender's Office have been able to  
22 visit clients at any time between 8:30 a.m. and  
23 8:00 p.m. This calendar year, the Warden changed  
24 that by disallowing our entry into the jail  
25 during two critical business hours, 10:30 to



1 11:30 a.m. and 2:30 to 3:30 p.m., to conduct  
2 count. The Warden has stated to this Board and  
3 to me in a meeting that we have never been  
4 allowed in during count.

5 I've never felt so blatantly  
6 gaslit, whether it's a new policy change or a  
7 policy that was on the books that the Warden  
8 previously failed to enforce or chose not to  
9 enforce by documented agreement with then Chief  
10 Public Defender Elliot Howsie, is really  
11 immaterial.

12 I have personally visited many,  
13 many clients during count for years, and so have  
14 all of my colleagues, many of whom are here  
15 tonight. The jail certainly has visitor and  
16 level visit logs with our signatures, proving it  
17 to be the case.

18 Something changed this year, and we  
19 need it to be changed back or move count or make  
20 some accommodation, because we know from  
21 experience that they can.

22 Simultaneously, the Warden decided  
23 to close Level 1 video to encourage in-person  
24 visits, he said, but the real effect, well  
25 documented, and I can provide to the Board, is to

1 make remaining video pod overloaded and unable to  
2 accommodate the load, so attorney visits are  
3 being canceled.

4 The Warden also abruptly disabled  
5 screen-sharing during video visits, which means  
6 that we can't play video discovery to our  
7 clients. Instead, we have to get special  
8 approval from a Deputy Warden to bring a laptop  
9 into the facility and sit in person during the  
10 ever-narrowing visiting hours.

11 The Sixth Amendment is being  
12 squeezed to death. The attorneys in my office  
13 represent a very large proportion of the  
14 individuals incarcerated in the ACJ. Our  
15 attorneys carry a significant caseload which  
16 require a lot of court appearances which  
17 correspondingly requires a lot of need for  
18 communicating with clients. For us to meet our  
19 constitutionally mandated duty of providing  
20 zealous, competent representation, we have to  
21 meet with clients very frequently.

22 I can't imagine anyone incarcerated  
23 there deserves anything less than communication  
24 with their attorneys. The result of the Warden's  
25 weaponized policymaking and enforcement is that

1 our client's cases suffer, their rights are  
2 weakened, court appearances need to be postponed,  
3 sheriffs have to do additional transports, judges  
4 aren't clearing cases, tax dollars are being  
5 wasted, and court fees are piling up, and it  
6 cannot continue.

7 Thank you.

8 JUDGE HOWSIE: Thank you.

9 (Crowd applause.)

10 JUDGE HOWSIE: Art Ettinger.

11 MR. ETTINGER: Art Ettinger,

12 E-T-T-I-N-G-E-R.

13 JUDGE HOWSIE: Thank you.

14 MR. ETTINGER: My name is Art  
15 Ettinger. I'm an attorney in the Major Felony  
16 Unit at the Office of the Public Defender.

17 I recently celebrated my 21-year  
18 anniversary at the Office, and it's a daily honor  
19 representing the people that few members of our  
20 society care about.

21 Attorneys can no longer give  
22 paperwork to our clients during visits. We have  
23 to mail all of our legal documents to our clients  
24 in envelopes marked with our advanced requested  
25 bar code. The Warden claims that they need to

1 inspect these documents for contraband and that  
2 they aren't being read. We aren't even allowed  
3 to bring in, for our own critical use during  
4 visits, three-ring notebook trial binders,  
5 something that we used to be able to do.

6 Attorneys are uniquely aware of the  
7 misconduct in the jail. Our clients tell us all  
8 about it. The credibility of their claims are  
9 strong because they tell us under the auspices of  
10 attorney/client privilege. They don't want us to  
11 share their abuse with the court or this Board  
12 because they fear retaliation from the Warden and  
13 his staff. They tell us because we ask. They  
14 ask us not to repeat it.

15 Returning to the count issue, the  
16 policy is that no one can get past the lobby  
17 during count. I laugh at myself at times when I  
18 describe myself as having a hard day. Of course  
19 I have difficult days. I signed up for a  
20 difficult job. It shouldn't be difficult for me  
21 to visit my clients, though.

22 Count lasts from 10:30 to 11:30  
23 a.m. and 2:30 to 3:30 p.m. unless you show up  
24 during count at request entry. In those cases,  
25 count lasts 45 minutes longer, and the Warden

1 will personally make you wait. I experienced  
2 this delay recently on Wednesday, April 26th,  
3 when I, along with three other attorneys from my  
4 office, were forced to wait for an hour when we  
5 tried to enter the jail during count. I didn't  
6 finish my visits until 6:30 p.m. that night. And  
7 I don't mind working late. As previously stated,  
8 I signed up for a hard job. I do mind waiting  
9 for an hour in the jail's lobby when I could be  
10 meeting with clients.

11 The Warden claims that this policy  
12 has always been in place and that hundreds of our  
13 experiences, to the contrary, were anomalous  
14 failures of enforcement. The Warden asserts that  
15 previous occasions when he said that attorneys  
16 were allowed to come in during count never  
17 happened and that anyone who remembers otherwise  
18 is wrong or lying.

19 Because of the recent death in the  
20 jail, and out of respect for your time, Attorney  
21 Howard asked his fellow Public Defenders to  
22 reserve their own comments and experiences until  
23 subsequent meetings. We hope to have a  
24 resolution to our issue before the next meeting  
25 in June. However, if we can't find a solution,

1 we will be back to update the Board and the  
2 public.

3 We need this Board to take action.  
4 Compel the Allegheny County Jail to make  
5 necessary accommodations for the benefit of all  
6 parties.

7 Thank you.

8 (Crowd applause.)

9 JUDGE HOWSIE: Thank you.

10 All right. Joe Otte.

11 AUDIENCE MEMBER: What the system's  
12 done to me.

13 AUDIENCE MEMBER: What the system's  
14 done to me.

15 AUDIENCE MEMBER: There ain't no --

16 JUDGE HOWSIE: If we cannot stop --

17 AUDIENCE MEMBER: Ain't no --

18 JUDGE HOWSIE: Could you please  
19 have them removed?

20 AUDIENCE MEMBER: Ain't no  
21 grounding me in ground.

22 AUDIENCE MEMBER: (Audience  
23 singing.)

24 AUDIENCE MEMBER: Say, momma momma,  
25 can't you see? Momma momma can't you see? Say

1       momma momma can't you see?

2                   AUDIENCE MEMBER:   Who do you think  
3       you are?

4                   AUDIENCE MEMBER:   Don't touch him.  
5                   (Audience members removed.)

6                   JUDGE HOWSIE:   Mr. Otte.

7                   MR. OTTE:   Joe Otte.   J-O-E,  
8       O-T-T-E.

9                   First of all, I've had the same  
10       experiences as Andy Howard and Art Ettinger,  
11       although I haven't been a Public Defender for --

12                   JUDGE HOWSIE:   We can't hear you.  
13       Can you speak into the mic, please?

14                   MR. OTTE:   Yes.   So I've had the  
15       same experience as Art and Andy, although I  
16       haven't been a Public Defender for five years.  
17       And also, you know, up until just recently,  
18       private attorneys were actually allowed in during  
19       the count, although it's more important for  
20       Public Defenders because they have a typical  
21       workday.

22                   But the reason I actually came here  
23       is relating to medical issues in the Allegheny  
24       County Jail.   I have had numerous clients with  
25       medical issues in the Allegheny County Jail that

1 were not taken seriously. This has been an  
2 ongoing problem since I have been an attorney,  
3 but has been more acute lately, and I'm getting  
4 extremely frustrated with this.

5 I won't talk about my most recent  
6 incident with the Allegheny County Jail, but I  
7 will talk about one from early 2021. My client  
8 was in the Allegheny County Jail. He was a  
9 62-year-old with COPD, okay? The vaccine was not  
10 out yet. The Allegheny County Jail had not been  
11 distributing it yet, and my client was diagnosed  
12 with COVID-19. I learned that he was diagnosed  
13 with COVID-19 when he called me from 7-E on the  
14 jail -- I believe it's 7-E, and he told me that  
15 he was having shortness of breath and that he was  
16 afraid he was going to die. When I followed up  
17 with the Allegheny County Jail, they told me they  
18 had it under control. They did not have it under  
19 control.

20 The next day, he called me,  
21 desperately telling me he couldn't breathe and he  
22 thought he was going to die. I had to use my  
23 network of people that I trust to find Donald  
24 Stechschulte M.D.'s phone number, his personal  
25 cell phone number. And I had to call



1 Donald Stechschulte on his personal cell phone  
2 number to get my client medical attention.

3 And so when the jail responds to  
4 the latest death in the Allegheny County Jail,  
5 and they tell you they did everything they could,  
6 they're probably god-damned lying to you, okay?

7 So check everything they tell you,  
8 everything.

9 That's all.

10 JUDGE HOWSIE: Thank you.

11 (Crowd applause.)

12 JUDGE HOWSIE: Brad Korinski.

13 MR. KORINSKI: Brad Korinski,  
14 K-O-R-I-N-S-K-I.

15 JUDGE HOWSIE: Thank you.

16 MR. KORINSKI: I'm here to talk  
17 about the decades-long discussion that this Board  
18 has had with itself and the jail as to whether  
19 this Board is going to follow its governing  
20 statute and whether the jail is going to  
21 recognize that that statute governs the Board.

22 I think this is the only Board in  
23 Pennsylvania that doesn't believe in its own  
24 governing statute, and I propose that the Board  
25 make a resolution to vote to say we believe, as

1       absurd as it is, we believe that this statute  
2       governs our conduct and our affairs, and we  
3       believe that this statute requires us to have  
4       oversight over the jail.

5                   And if you can't believe in that,  
6       if you can't vote for that resolution, just like  
7       a juror that can't vote to follow the -- or can't  
8       follow the law because of their own conscience,  
9       recuse yourself. Resign from the Board. Do  
10      something else. But if you're going to be on the  
11      Board, follow the law. Follow the governing  
12      statute.

13                   And what will it take? We have the  
14      CEO of Renewal here. And maybe people disagree  
15      with what the man said, but he showed up. He  
16      answered tough questions. He was more forthright  
17      about a death at Renewal than we've ever heard  
18      anyone from the County Jail be forthright.  
19      Amazingly he didn't say this could end up in  
20      litigation. I can't say anything. He answered  
21      questions. He was the CEO, came in a tough spot.  
22      What will it take for our CEO of the County to  
23      ever show up? The statute says he should show  
24      up, and I know he's listening. I know he's  
25      listening at home.

1           You know, the only thing that  
2 motivates our CEO of our County is natural gas  
3 drilling and money. I live in the city, so he  
4 can't drill in my backyard. But if he shows up  
5 for the next five or six meetings, I promise,  
6 County Executive, that I'll make a donation of  
7 \$10,000 to the charity of your choice. Show up.  
8 Follow the law. (412) 760-7848. Text me. Have  
9 any doubts, text me. Text me yourself. \$10,000,  
10 charity of your choice, show up and do your job  
11 and follow the law.

12           Thank you.

13           (Crowd Applause.)

14           JUDGE HOWSIE: Elizabeth Schongar.

15           MS. SCHONGAR: Elizabeth Schongar,  
16 S-C-H-O-N-G-A-R.

17           JUDGE HOWSIE: Thank you, ma'am.

18           MS. SCHONGAR: One of the key  
19 demands of the APA is we demand that the  
20 Allegheny County Jail allow incarcerated people  
21 to immediately see a doctor at their request.

22           If this was the practice at the  
23 jail, James Washington likely would still be  
24 alive. As Bethany has stated, James Washington  
25 laid unconscious on the floor for several hours

1 as others in his cell tried to get medical  
2 attention for him. It wasn't until after 9 a.m.  
3 that emergency medical staff finally entered the  
4 cell. And James is not the only one.

5 Gerard Thomas passed away at the  
6 jail after asking for medical care for three  
7 days. The jail has a concentrated group of our  
8 most vulnerable, sick, and disabled neighbors.  
9 The jail must be run with their health and  
10 safety, as well as the health and safety of all  
11 staff as a top priority.

12 So I want a motion from the Jail  
13 Oversight Board stating that there is a goal to  
14 provide a doctor on demand at all times at  
15 Allegheny County Jail.

16 The County Controller must identify  
17 changes in the AHN contract who are needed to  
18 provide this care before the next Board meeting.  
19 Of course I just heard about him being on  
20 paternity leave. That might not be a reasonable  
21 deadline, but there should be a deadline for  
22 that.

23 The Board must request an estimate  
24 of the cost. The Controller must find the money,  
25 perhaps from positions that never get filled, and

1 the contract must be changed so incarcerated  
2 people will immediately see a doctor at their  
3 request.

4 JUDGE HOWSIE: Thank you, ma'am.  
5 Barbara Finch.

6 MS. FINCH: Good afternoon. Sister  
7 Barbara Finch, F-I-N-C-H.

8 JUDGE HOWSIE: Good afternoon.

9 MS. FINCH: I was an employee of  
10 the medical staff for ten years at the Allegheny  
11 County Jail, and I recently received a document  
12 composed by my former colleagues about the  
13 conditions within the jail, and I have to say  
14 that they're worse.

15 I will share a few of these things,  
16 and if anyone wants copies -- this was CC'd to  
17 you, Bethany. I don't know if you received it,  
18 but the rest of the Board has not heard it.

19 The first paragraph deals with the  
20 shortage of staff. There is not enough  
21 full-time, part-time or PRN staff. There's too  
22 much emphasis on agency nurses, which doesn't  
23 allow for a continuity of care or understanding  
24 of procedures. Many of the nurses have to work  
25 two, three, or even four duties during an

1 eight-hour shift. I experienced that. I left in  
2 2018, and that was my experience as well. At  
3 times I was the diabetic nurse. I was the only  
4 diabetic nurse in the building, and you wonder  
5 why you can't get around in time for everybody to  
6 get sufficient, timely medicine.

7 Secondly, the mental health staff,  
8 they're being asked to do med-pass in general  
9 population. That is wrong. Their emphasis  
10 should be with the mental health inmates.

11 Medical intake. It's been reported  
12 that hours go by, and there's no one to work in  
13 Medical Intake. There is no physician -- there's  
14 no pharmacy technician. There needs to be a  
15 pharmacy technician that gives all the supplies  
16 to the nurse that she can do, or he can do his  
17 job. There has not been a steady lab tech. It's  
18 important, especially when you have to have  
19 emergency blood tests or whatever, you should  
20 have someone staffed in that place.

21 There is -- since February, there  
22 has been 14 county employees resign.

23 Additionally, no director of nurses, assistant  
24 director of nursing, the health service  
25 administrator, the clinic coordinator, a detox

1 nurse, and a drug and alcohol director, all in  
2 this time.

3 And by the way, the administrators  
4 should be medically trained. To have a health  
5 service administrator that has no medical  
6 training is not appropriate.

7 There was approximately 125  
8 employees when the county first took over.  
9 There's less than half of that now.

10 So I am begging you -- I'm begging  
11 you that your responsibility is to find the money  
12 to have appropriate staff. And a nurse's  
13 position is not just task-oriented. You're going  
14 to have these emergencies because a nurse doesn't  
15 have time to do these assessments that he or she  
16 must make. So please amend this.

17 JUDGE HOWSIE: Thank you very much.

18 MS. FINCH: Remember Richard  
19 Lenhart.

20 JUDGE HOWSIE: Sharon Bonavoglia.

21 MS. BONA VOGLIA: Sharon Bonavoglia,  
22 B-O-N-A-V-O-G-L-I-A.

23 JUDGE HOWSIE: Thank you.

24 MS. BONA VOGLIA: It is not a good  
25 evening when I have three names to add to the

1 calling of those who have died under the  
2 jurisdiction of this Jail Oversight Board.

3           Knowing that the NCCHC Report led  
4 to a drastic decline in the suicides at the  
5 Allegheny County Jail, PIIN strongly suggests  
6 that the JOB bring the NCCHC into the Renewal  
7 Center as well.

8           As to the latest death inside ACJ,  
9 it is of paramount importance that the ACJ do a  
10 thorough and effective mortality review that is  
11 shared with the JOB, and most importantly, with  
12 the frontline staff that will need to be  
13 effectively trained in-house and in-person to  
14 implement the changes clearly needed.

15           I will quote from the NCCHC Report  
16 on Page 40, where it states, "Information  
17 pertaining to important operational issues,  
18 safety, staff safety, inmate safety, or the  
19 safety and security of the facility itself must  
20 be communicated. Staff, including line  
21 supervisors, indicated they don't hear  
22 information on critical incidents, specifically  
23 deaths and suicides, or follow-up or corrective  
24 information. This is a concern, especially with  
25 the lack of corrective information.



1                   Regardless of the circumstances, if  
2                   a policy or procedure is discovered as deficient,  
3                   it must be a point of communication to all  
4                   staff." This is all from the NCCHC Report last  
5                   line. "Not communicating corrective actions  
6                   could increase liability as it could appear as  
7                   deliberate indifference to what occurred."

8                   To claim that releasing James  
9                   Washington prior to his death at the hospital  
10                  might mean that a review is not needed. It is  
11                  unconscionable. Along with truly effective  
12                  mortality reviews are the needs for ongoing  
13                  anonymous surveying of current staff and in-depth  
14                  exit interviews. These are just a few of the  
15                  concerns PIIN has and will be part of our monthly  
16                  conversations with the JOB liaison. And those  
17                  monthly meetings with community members ought to  
18                  be part of the job description for the liaison  
19                  position, which was illegally documented today.  
20                  Shameful.

21                  Here are the names of the deceased.  
22                  Please keep their family and friends in the  
23                  forefront of your decisions as many of you  
24                  approach the end of your tenure in seats of power  
25                  over all the lives of those connected to the

1 Allegheny County Jail and other places of  
2 incarceration.

3 Richard Lenhart, Robert Blake,  
4 Cody Still, Daniel Pastorek, John Brady,  
5 Martin Bucek, Robert Harper, Vinckley Harris,  
6 Justin Brady, Paul Allen, Roger Millspaugh, Paul  
7 Spisak, Gerald Thomas, Jerry Lee Ross, Jr.,  
8 Victor Joseph Zilinek, Ronald Andrus,  
9 Anthony Talotta, William Spencer, James  
10 Washington, and Damon Leroy Kayes.

11 JUDGE HOWSIE: Thank you. John  
12 Kenstowicz.

13 MR. KENSTOWICZ: John Kenstowicz,  
14 K-E-N-S-T-O-W-I-C-Z.

15 As we are aware, James Washington,  
16 age 42, died recently. He was in Intake on  
17 Sunday, May 7th, tested positive for opiates, and  
18 died the following day.

19 The National Commission on  
20 Correctional Healthcare's recent mortality report  
21 concerning the jail noted the problem with detox  
22 nurses not working on the weekends. This report  
23 states the following: "The facility has a detox  
24 nurse working Monday through Friday day shift  
25 only. This sporadically timed assessment is

1 inadequate for the management of these patients."

2 Our review identified multiple  
3 patients whose detoxification was poorly managed.  
4 As a top priority, NCCHC recommended, "initiate  
5 detoxification monitoring and medication at the  
6 time of intake."

7 A critical question is what  
8 symptoms was James experiencing during  
9 withdrawal, and how were decisions made and care  
10 provided during withdrawal and detoxification,  
11 especially considering this was the weekend?

12 The doctor in charge of Intake  
13 needs to act humanely and do what is right and  
14 order detox to an outside hospital when the jail  
15 staff is not able to provide detox and monitor  
16 people's conditions effectively. Cost should not  
17 be considered. We are talking about life and  
18 death.

19 Will there be a mortality review  
20 done regarding James' death? According to the  
21 NCCHC mortality report, Allegheny County does not  
22 do mortality reviews, which is a violation of  
23 NCCHC standard 8JA09, Procedure Event of an  
24 Inmate Death. How is the jail going to learn  
25 about preventing deaths at our jail if they don't

1 do mortality reviews? I want to repeat that.  
2 How is the jail going to learn about preventing  
3 deaths at our jail if they don't do mortality  
4 reviews?

5 James' death also raises continued  
6 concern about the staffing crisis at the jail.  
7 The jail has had 88 vacancies for medical and  
8 mental health providers at the jail. The jail  
9 administration, the Jail Oversight Board, has  
10 been aware of this lack of staffing at the Intake  
11 Area for years dating back to NCCHC's 2019  
12 report. I quote: "We observed the nursing  
13 staffing was low in the Intake Area. Supervisors  
14 report a high attrition rate."

15 The critical question remains, how  
16 are we going to intervene to treat this major  
17 staffing crisis at our jail that is a cause of so  
18 many serious problems at the jail?

19 Last month I presented to you a  
20 very comprehensive job satisfaction survey for  
21 our correctional officers. 95 correctional  
22 officers have responded to the survey offering  
23 very insightful comments to the two open-ended  
24 questions of "What are your recommendations for  
25 improvement that would reinforce your decision to

1 continue to work at ACJ?" And, "For your peers  
2 that terminated employment at ACJ, why do you  
3 think they left?"

4 JUDGE HOWSIE: Thank you,  
5 Mr. Kenstowicz.

6 MR. KENSTOWICZ: What's that?

7 JUDGE HOWSIE: Thank you. Thank  
8 you for your remarks.

9 Charles Lewis.

10 MR. LEWIS: Yes. Hello. My name  
11 is Charles Lewis, L-E-W-I-S.

12 JUDGE HOWSIE: Thank you.

13 MR. LEWIS: I have much concerns  
14 about the Board. Last meeting I was here, and it  
15 was the first meeting that I have ever come to.  
16 I wanted to see how it was run. And, yeah, it's  
17 real bad.

18 First of all, what I had said, you  
19 are not supposed to have any comments to me about  
20 my opinion. When I left here, I went out that  
21 door. Someone followed me out into the hallway,  
22 one of your Board members. I'm not sure which  
23 one, but he approached me -- he came out there  
24 for that reason to approach me and tell me about  
25 what I had said and tell me I was wrong. I mean,

1        what kind of Board is this that you wait until  
2        someone gets out in the hall and not do it in  
3        front of the public? You have something to say,  
4        say it. I mean, you know, you're pushing Gestapo  
5        tactics, I mean, the way you just did with the  
6        people that were here, you know, the way you do  
7        this -- this woman up here, the way you answer  
8        her. You don't want to say it. You don't want  
9        to, you know, be involved in it. You don't want  
10       the repercussions from it. But I want to know  
11       why this person came to the hallway and questions  
12       me about what I had said, had anything to say  
13       about it. Why is that when you're not supposed  
14       to be doing that? Can you answer that now?

15                    JUDGE HOWSIE: No, I can't.

16                    MR. LEWIS: Was it you, Mr. Kraus?

17                    SHERIFF KRAUS: No.

18                    MR. LEWIS: Well, who was it?

19                    JUDGE HOWSIE: Who responded to  
20       public comments?

21                    MR. LEWIS: He said -- he told  
22       me -- he played Cowboy and Indians and told me  
23       that, oh, I'm the sheriff. That's all he told  
24       me. I asked him who he was. He said, I'm the  
25       sheriff. So what's that? You know, is that the

1 way Board members do? Is that the way all of you  
2 do? I know you really treat this woman here real  
3 bad when she asks questions. And you're being --  
4 trying to be above the law.

5 That's all I got.

6 JUDGE HOWSIE: Thank you very much,  
7 sir.

8 (Crowd Applause.)

9 JUDGE HOWSIE: Jodi Lincoln.

10 MS. LINCOLN: Hi. First off,  
11 congratulations to Council Person Hallam and  
12 Controller O'Connor on your successful elections.

13 I believe that Council Person  
14 Hallam's resounding win is a clear mandate on the  
15 public's desire for an end to the human rights  
16 abuses at Allegheny County Jail.

17 One of those abuses that has come  
18 to light over the past couple of meetings is the  
19 strip-searching of children who are being held at  
20 ACJ. Warden Harper has made his disdain for  
21 these children clear, ignoring presumptions of  
22 innocence and showing no concern for their  
23 well-being.

24 While courts across the country  
25 have placed minimal limits on strip searches of

1 children in detention, and court cases allowing  
2 strip searches of adults is used to justify these  
3 strip searches, it doesn't make it right.

4 The research says -- the research  
5 that has been done around strip searches  
6 performed on teenagers says that this can cause  
7 children to experience anxiety, depression, loss  
8 of concentration, sleep disturbances, difficulty  
9 performing in school, phobic reactions, shame,  
10 guilt, and other long-lasting emotional scars.  
11 Strip searches can also retraumatize children who  
12 are survivors of sexual abuse.

13 The negative consequences of strip  
14 searches can last for years. In the most  
15 egregious cases, staff members may use strip  
16 searches to intentionally abuse children creating  
17 an even greater risk of harm. Strip searches go  
18 against what we teach children about the right to  
19 bodily autonomy, to privacy and self-esteem. And  
20 this impact is heightened with teenagers who are  
21 going through puberty and their bodies are  
22 changing.

23 The American Bar Association and  
24 the Juvenile Law Center have published best  
25 practices and model alternative policies that



1 consider the well-being of children and emphasize  
2 only using strip searches in the most extreme  
3 cases. I printed out a few copies of these and  
4 would like to distribute them to the Board.

5 Thank you for your time.

6 JUDGE HOWSIE: Thank you.

7 Rachel Radke.

8 Thank you, ma'am.

9 MS. RADKE: Rachel Radke,  
10 R-A-D-K-E.

11 JUDGE HOWSIE: Thank you.

12 MS. RADKE: Hold on. These guys  
13 are tall today. Okay.

14 As a result of drug war policies,  
15 the opioid supply in Pittsburgh and nearly all  
16 major cities is nearly 100 percent made up of  
17 synthetic opioids like fentanyl. Despite its  
18 potency, fentanyl has a much shorter half-life  
19 than heroin causing users to go into withdrawal  
20 multiple times a day. Drug traffickers and  
21 dealers have attempted to solve this problem by  
22 adding Xylazine to the supply. Xylazine is a  
23 veterinary tranquilizer that is now present in  
24 the majority of Pittsburgh's illicit fentanyl  
25 supply. This presents a wide variety of new

1 challenges. ACJ, just update detox and overdose  
2 response protocols to meet the new challenge, or  
3 we will see greater rates of relapse, overdose  
4 and loss of life.

5           When people in active addiction  
6 come into the jail, most are experiencing  
7 withdrawal from both fentanyl and Xylazine.  
8 While the literature on treatment protocols is  
9 still emerging, addiction medicine and toxicology  
10 experts recommend that different drugs, like  
11 Tizanidine, Gabapentin, Phenobarbital, be used  
12 for management of Xylazine withdrawal. These  
13 aren't used for standard opioid detox. If this  
14 is not currently happening at the jail, then we  
15 are putting people through unnecessary pain and  
16 suffering.

17           Additionally, overdose response  
18 protocols have to be updated to match the new  
19 dangers. People who overdose on the current  
20 supply should be given both Narcan and rescue  
21 breaths until paramedics arrive. Every member of  
22 the ACJ staff should be carrying Narcan and be  
23 trained to administer these rescue breaths.

24           Now, let's talk about Vivitrol.  
25 Buprenorphine and Methadone are highly

1       efficacious forms of treatment for opioid use  
2       disorder. Vivitrol, in comparison to  
3       Buprenorphine and Methadone, is consistently  
4       found to be significantly less effective. People  
5       only given the option of Vivitrol relapse more  
6       often, spend less time in recovery, and overdose  
7       at nearly three times the rate of those on the  
8       other forms of MOUD. ACJ's claim that providing  
9       Vivitrol to all inmates with MOUD is sufficient  
10      as an approach to MOUD induction is dangerous and  
11      either insincere or naive.

12                        We have been fighting this epidemic  
13      long enough to know that that does not work. I  
14      understand that those of you who manage the  
15      jail's operations may have concerns about  
16      diversion, but fears of diversion cause  
17      Buprenorphine to be underutilized in jails, which  
18      we know leads to higher rates of post-release  
19      overdose. Several studies of the past couple of  
20      years have explored this issue and found that the  
21      facilities that expand their Buprenorphine and  
22      Methadone induction services have not found  
23      diversion to be a concern.

24                        Thank you.

25                        JUDGE HOWSIE: Thank you.

1 (Crowd Applause.)

2 JUDGE HOWSIE: Kimberly Andrews.

3 AUDIENCE MEMBER: She's not here.

4 AUDIENCE MEMBER: You kicked her  
5 out.

6 JUDGE HOWSIE: Fair enough.

7 AUDIENCE MEMBER: I'll take her  
8 time, though. Don't worry.

9 JUDGE HOWSIE: Joe Moritzi  
10 (phonetic). Forgive me if I mispronounced your  
11 name.

12 AUDIENCE MEMBER: He left.

13 JUDGE HOWSIE: All right. How  
14 about Tim Stevens?

15 MR. STEVENS: Good afternoon.

16 JUDGE HOWSIE: Hi.

17 MR. STEVENS: I have a  
18 recommendation that you not have that young man  
19 in this room again. I watched him. He does not  
20 have the sensitivity when you have emotional  
21 people in the room. That officer should not be  
22 in this room. Just a recommendation.

23 I want to continue the comments  
24 from John Kenstowicz. I thought they were  
25 important because I had seen his report. It

1 continues with data concerning the 12  
2 closed-ended questions concerning such matters as  
3 job benefits, forced overtime, all organized into  
4 pie charts. The comprehensive report, including  
5 an analysis of the data, will be provided to you  
6 at the next JOB meeting. After this report is  
7 completed, community groups will be asked or  
8 asking to work with the union, the medical and  
9 mental health staff of our jail to continue to  
10 work on the critical issue of staff retention and  
11 staff turnover. Isn't it time the Board works  
12 with the staff at the jail, the union, and  
13 community groups to confront this problem of the  
14 staffing crisis at our jail? What is more  
15 important?

16 I do want to ask -- I don't know if  
17 you all do this, but do you review the comments  
18 after the meeting, not necessarily the same  
19 meeting, but to review what people actually said  
20 so you can go over and see if there's some logic  
21 in things that you could actually do? I'm just  
22 wondering. If you didn't, you absolutely should.  
23 I hope the answer is yes.

24 Also, I'm hoping that what was  
25 shared earlier with regard to the staffing crisis

1 with nurses, and it happens on the weekends, it's  
2 handled so possibly, the death of James  
3 Washington on May 8th will not occur. We don't  
4 know if it would have or not, but the  
5 consideration of people being moved to a regular  
6 hospital on the weekend to have that situation  
7 checked, I think you should really look at that  
8 possibility as a way of saving lives.

9 The mortality review should be an  
10 absolute for the Jail Oversight Board. That  
11 should not be even a question. I hope that you  
12 will take that not only into consideration, but  
13 actually implement it.

14 Again, my hope is that all that you  
15 hear today, that you've heard the last few  
16 months, that you actually take a few hours  
17 together with nobody around and just review what  
18 people have said to you, because I'm sure you  
19 will agree a lot of it -- a lot of it is  
20 emotional because it should be. But a lot of it  
21 is logical and implementable. I ask that you do  
22 all the above.

23 (Crowd Applause.)

24 JUDGE HOWSIE: Alan Guenther.

25 MR. GUENTHER: Hi. My name is Alan

1 Guenther, G-U-E-N-T-H-E-R.

2 JUDGE HOWSIE: Thank you.

3 MR. GUENTHER: And I'm with the  
4 Quaker Working Group Against Racism, and the  
5 Pittsburgh Peace is Possible Coalition.

6 I just want to acknowledge all of  
7 the people who are here and if you would hold  
8 your signs up. So many people have worked so  
9 hard to bring change to this Board and to this  
10 jail.

11 Something wonderful happened two  
12 days ago. The public voted for Sara Innamorato,  
13 who promised the most complete and sweeping  
14 change in this County and to this jail. A new  
15 day is coming. These human rights abuses you are  
16 committing and the abuses of the law are going to  
17 end. Your time in power will be short, and it  
18 can't end soon enough.

19 (Crowd Applause.)

20 JUDGE HOWSIE: Kyna James.

21 MR. JAMES: "Kyna."

22 JUDGE HOWSIE: "Kyna." My  
23 apologies. Kyna James. Sorry about that.

24 MR. JAMES: My name is Kyna James,  
25 K-Y-N-A, J-A-M-E-S.

1 I'm the coalition organizer for the  
2 Alliance for Police Accountability. A shout-out  
3 to the coalition being here. I appreciate you  
4 all always showing up.

5 I don't -- I don't even know where  
6 to start. Like I -- okay, we can start with the  
7 CEO of the Renewal Center coming up here and  
8 telling bold-faced lies, okay? I talked -- and  
9 stop referring to him as the man that jumped out  
10 the seventh-floor window. He has a name. His  
11 name is -- was Thomas William Spencer, III, first  
12 and foremost, okay?

13 It is an absolute lie that they  
14 immediately notified next of kin. His mom called  
15 my phone saying that she called the facility from  
16 3:49 p.m. until 8:00 p.m. and was told by a  
17 friend of his what happened to him on Messenger  
18 on Facebook at 8:02 p.m. that night. So let's  
19 tell the truth.

20 It's also -- he also did not lock  
21 himself in a room. He was locked in a room after  
22 asking for help for 48 hours. So let's be honest  
23 about what's going on. Tell the truth.

24 Orlando Harper. We're still --  
25 still defying the solitary confinement ban. I



1 want to remind you all that each and every Jail  
2 Oversight Board member can be sued, as well as  
3 the Warden. And our patience is running very,  
4 very thin. So let's let that be known.

5           You spent more time writing that  
6 statement about James Washington, more time tried  
7 to get his charges dropped so that you could  
8 not -- so that you could relieve yourself of  
9 responsibility than you did trying to save that  
10 man's life. You threw in that report how you  
11 saved somebody back in February. You wrote in  
12 that report how you gave four doses of Narcan,  
13 but you didn't write in that report how you gave  
14 him Suboxone first, which he threw up because he  
15 wasn't in withdrawal, he was in overdose.

16           You can't write in that report how  
17 you left him there for four to six hours until he  
18 was then found unconscious and then proceeded to  
19 give him Narcan. So no, we do not congratulate  
20 you and your piss-poor staff. You are literally  
21 by far the worse -- in my eyes, man, you are the  
22 worst because you are a black man who treats our  
23 people like the bottom of the barrel. And I am  
24 so happy, so happy that you're about to lose your  
25 job. And we're coming for that pension, too,

1 sir.

2 (Crowd Applause.)

3 JUDGE HOWSIE: Tanisha Long.

4 MS. LONG: Before I begin, I'm  
5 going to let you know I'm taking six minutes  
6 because I'm taking Kim Andrews' three minutes  
7 back. She gave them to me. You already had it  
8 allotted. You don't care about the rules. Me  
9 neither.

10 JUDGE HOWSIE: You've got your  
11 three minutes.

12 MS. LONG: So that I'm getting six.

13 JUDGE HOWSIE: You'll have three.

14 MS. LONG: You can -- I mean, I'm  
15 still going to talk, but it is what it is because  
16 I don't care anymore. I do not care anymore.  
17 You are embarrassing. You have two sitting  
18 judges on this Jail Oversight Board who do not  
19 care about the rules. They do not respect the  
20 public. Public -- online public comments for  
21 this meeting were shut down way before the  
22 24-hour window, so people who would be here to  
23 speak, and this is why I'm taking some minutes  
24 back, people who would be here to speak, who  
25 would have their thoughts written down, they

1       couldn't even do that because you limited their  
2       right to publicly comment online.

3                        You rearrange the order of the Jail  
4       Oversight Board meeting to accommodate other  
5       people's schedules because you don't care about  
6       the public. You rearranged the date. I have a  
7       flight to catch in an hour, and I'm here because  
8       I care more about the people in this jail than  
9       you do. You have two sitting judges on here, one  
10      who sits on Mental Health Court but cannot  
11      understand how traumatizing it is to have white  
12      police officers physically pushing and putting  
13      their hands on two black people. You can't  
14      understand that trauma, but you sit on as a judge  
15      on Mental Health Court? You can't understand  
16      that? You can't understand the trauma that these  
17      families go through when they have to watch  
18      Ms. Hallam ask for answers about why their loved  
19      one has died in the jail, and Judge Howsie meets  
20      us with some what-aboutism to try to advocate for  
21      the lawyer. Are you his solicitor? Are you his  
22      lawyer? I thought he was right there.

23                       Everything this jail does -- this  
24      jail does is aided by you, Judge Howsie. It's  
25      aided by the people who sit on this Board and let

1 these things go off. You're responsible.

2 And I think it's deeply wild that  
3 you sit up here and believe that what you did  
4 here today will not come with consequences. It  
5 is deeply wild that you don't believe that I will  
6 be coming for you, the people here will not be  
7 coming for you, that you -- make the face you  
8 want. Remember your quote from the last Jail  
9 Oversight Board, don't let this robe fool you  
10 when you was walking outside the jail, because  
11 we've gotten people as judges around here.

12 JUDGE HOWSIE: When people threaten  
13 me, absolutely.

14 MS. LONG: I'm still talking.  
15 Don't interrupt me.

16 JUDGE HOWSIE: Absolutely.

17 MS. LONG: Still talking.

18 MR. JAMES: We do get what we want.  
19 Remember that.

20 JUDGE HOWSIE: We all do.

21 MS. JAMES: When we organize, we  
22 move, and we move for these families, and we move  
23 for the parents of kids in the jail who are  
24 calling me and telling me that their medical  
25 needs aren't being met, that their kids are being

1 strip-searched, while the Warden admits that he  
2 has a full-body scanner that he could be using,  
3 and instead he wants to strip kids naked. Why?  
4 For the trauma. Why do you interrupt  
5 Bethany Hallam? For the trauma. Why do you push  
6 through a liaison when that vote was even up for  
7 public discussion? We didn't even get to talk  
8 about it, but I've seen you sit here time and  
9 again and tell Bethany Hallam that she can't put  
10 a Motion on the agenda because it wasn't already  
11 there.

12 JUDGE HOWSIE: Thank you, Ms. Long.

13 MS. LONG: I've seen it.

14 JUDGE HOWSIE: Thank you. Thank  
15 you, Ms. Long.

16 MS. LONG: So the rules -- the  
17 rules are for you, right? They're not for all.

18 JUDGE HOWSIE: Thank you.

19 MS. LONG: This isn't a law for  
20 all. It's a law for Judge Howsie. And you sit  
21 up here, and you make --

22 JUDGE HOWSIE: Thank you.

23 MS. LONG: I'm still talking. You  
24 make rules in the way you want. And then outside  
25 in that hallway, these officers try to get Kim

1 Andrews to go into an elevator. If you knew that  
2 woman's history, and if you're not tired of  
3 getting sued, this jail was successfully sued for  
4 tasing her in an elevator, and then you just had  
5 your officers try to put her in an elevator. If  
6 you want to perpetuate trauma, take his job when  
7 he's done for it. Take his job. He got the  
8 pension. Judge Howsie just step down. Do that  
9 job. We're sick of it. I'm so tired of you.  
10 I'm so tired of you treating her with disrespect.  
11 And for the two men back there who spoke to her  
12 like she was trash, I don't know what level of  
13 white privilege made you think that you, as men,  
14 could step up here and speak to women who are  
15 councilwomen in the manner that you did. But the  
16 tone I didn't like was yours. When I said I was  
17 taking Kim Andrews' minutes, I meant it. Don't  
18 silence us. This is a public meeting. You're  
19 here for us. The Sunshine Act exists for a  
20 reason. For you to just push through votes, to  
21 say I don't care about the law. Why are you a  
22 judge, Bro? Seriously.

23 MR. JAMES: Make sure people are  
24 allowed to submit public comments.

25 MS. LONG: You've done everything

1 to limit the public's access to these meetings,  
2 from changing them, from not updating the meeting  
3 time and day on the Jail Oversight Board website,  
4 from not opening up public comments online, from  
5 changing the order. You've done everything to  
6 make sure that we don't get to participate in  
7 this process and that it operates under a veil of  
8 secrecy. I'm sick of you.

9 MR. JAMES: We will pack your  
10 courtroom.

11 MS. LONG: I'm sick of you.

12 MR. JAMES: We will pack your  
13 courtroom every day.

14 MS. LONG: That's it. That's all I  
15 have to say.

16 (Crowd Applause.)

17 JUDGE HOWSIE: Ann McStay.

18 (Crowd Applause.)

19 JUDGE HOWSIE: Ann McStay.

20 MS. MCSTAY: So I'm Ann McStay,  
21 A-N-N, M-C-S-T-A-Y.

22 JUDGE HOWSIE: Thank you.

23 MS. MCSTAY: After all of the  
24 articulate comments, the heartfelt comments, the  
25 distress that I've seen in the people here, and

1 not just people who have, you know, family or  
2 friends in jail, but people who defend them and  
3 people who are trying to keep them alive and not  
4 die from drug overdoses, that I as a citizen have  
5 come before you asking for example that our taxes  
6 be invested in improving not just the lives of  
7 these individuals who are incarcerated, but the  
8 lives of the people, the staff that take care of  
9 them so that when those incarcerated people are  
10 freed, when they come out, they have a chance to  
11 be better participants in our society. That's  
12 all I want. I want -- I want that investment to  
13 mean something. We invest in schools. We invest  
14 in all kinds of things, you know, progressive job  
15 opportunities, tech, all kinds of things. And  
16 these are the least of the least. Most -- a lot  
17 of the people grew up with no one caring for them  
18 or unable to care for them. The people -- maybe  
19 they didn't have parents able to, they didn't  
20 have the education. You and I have been to  
21 excellent schools. We have been fed and clothed  
22 since we were babies. But you've got in your  
23 hands people, who for whatever reason, didn't  
24 grow up like we did, and they're expected to  
25 abide by the law, and they haven't done so.



1 Whether they were mentally ill and did something  
2 strange, or they stole because they had a drug  
3 addiction, they didn't do the right thing in the  
4 regular world, but they were trying to survive.

5 We all have suits and good clothes.  
6 We have our medical care paid for. We have  
7 pensions before us. We have Social Security that  
8 we're sure we're going to get. And when you have  
9 people who don't, and they're not just the people  
10 in the jail, they're the children in this society  
11 who don't have the opportunities we do, who go to  
12 school hungry. There are people in this country  
13 who don't want free lunches for children. Our  
14 priorities need to be oriented toward the future  
15 and the investment for now as well as going into  
16 the future.

17 And what I ask as a citizen and a  
18 taxpayer and a human being is that you look at  
19 the people and listen to them, not because people  
20 get upset, but listen to what they're saying --  
21 that suggestion that you actually review what  
22 goes on in this meetings and you list for  
23 yourselves how many times health care was  
24 mentioned, how many times staffing issues. If a  
25 person cannot keep people employed, what does

1 that say? How do you address the system that you  
2 have responsibility for if you don't really talk  
3 about it and you don't say in public what you  
4 feel? What has broken my heart here is that some  
5 people are looking at their phones while we're  
6 talking, and some people are not looking at us.  
7 You all are very kindly -- very politely looking  
8 at me, but you don't always look at the people.  
9 You need to look inside them and yourselves, and  
10 when you hear something that is true and you  
11 don't support it, or you hear something that  
12 questions your decision, if there is a legal  
13 issue about who could sit on this Board, then  
14 talk to us in public and have the -- our  
15 solicitor, our lawyer for the County address it.  
16 We just go over and over, sliding over things  
17 that matter to us, or we wouldn't be here. There  
18 have got to be nearly 100 people here. We  
19 matter, and this is your County, and these are  
20 your children and your young people and your old  
21 people who sometimes don't do things right. But  
22 we have to do things right, or we have no, no  
23 right to be here, no reason to be here. You are  
24 paid by my taxes. Please remember that.

25 (Crowd Applause.)

1 JUDGE HOWSIE: Thank you.

2 Marion Damick.

3 MS. DAMICK: What can I say after  
4 that? Really. Today's reports to you have been  
5 coming from the heart. You've got to realize  
6 we're talking about human beings that you are in  
7 charge of. And I really feel that you don't --

8 Well, I would like to say, I know  
9 Fitzgerald. He's a neighbor. In all the years I  
10 have attended Board meetings, which were long  
11 because I'm 97. He's been here twice. He's  
12 always had a sub. You never know if the sub  
13 tells him what comes over. You never hear  
14 anything about it. We know -- I can't argue  
15 about him now because he's -- he won't be here.  
16 We're going to have a new change. Hopefully,  
17 that person, whoever it is, will take charge, and  
18 we'll really see that something is done with all  
19 these people. How you could sit there and listen  
20 to it and not think, My God, can't we change  
21 this? Yes, you can change it, and yes you should  
22 change it. And I'm praying to God that yes, you  
23 will. I thank you. Thank you, and really,  
24 really --

25 It's pathetic. I was going to

1 talk, you know, about what -- I just one thing  
2 good for the medical. Actually, I talked to a  
3 doctor, a friend of mine. I mean, he knew I was  
4 involved with legal stuff and other things with  
5 the jail, and he said, do you need anything? And  
6 I said, yes. We need you to volunteer -- to call  
7 up and see if you can be helpful, a sub or  
8 whatever at the jail. And he right then and  
9 there picked up the phone and called and left a  
10 message. And I saw him a little after --  
11 recently. I said, what happened? He said, well  
12 they sent me, you know, pages and pages that I  
13 have to fill out. But they did something. They  
14 did really reply to him. There's a chance that  
15 maybe he -- you can get -- if I can get one, you  
16 can get one. And if each one of you gets one,  
17 you finally have a medical staff that might be  
18 able to help the people there. I pray to you.

19 Thank you.

20 (Crowd Applause.)

21 JUDGE HOWSIE: Thank you.

22 **REVIEW OF THE MEETING MINUTES FROM APRIL 6, 2023**

23 JUDGE HOWSIE: Hopefully, everyone  
24 has had an opportunity to review the meeting  
25 minutes from the April 6th meeting.

1 Is there a Motion?

2 JUDGE LAZZARA: So moved.

3 JUDGE HOWSIE: Is there a second  
4 for the Motion?

5 MS. KLEIN: Second.

6 JUDGE HOWSIE: Any opposed to  
7 passing the meeting minutes from the meeting?

8 (No response.)

9 JUDGE HOWSIE: Motion passes.

10 With that being said, we'll have  
11 the Warden's Report.

12 **WARDEN'S REPORT**

13 WARDEN HARPER: Good afternoon,  
14 Board.

15 Visits. The jail hosted contact  
16 visits for juveniles for the third time in April.  
17 The jail also held its first contact visits for  
18 our kitchen workers on Saturday, May 13th.

19 Therapy Dog. Link, the AHN therapy  
20 dog made a second visit to work with the  
21 juveniles on April 25th. Link also came to the  
22 jail two times during Correctional Employees  
23 Week.

24 Correctional Employees Week. The  
25 jail recognized all of its employees during the

1 Annual Correctional Employees Week from May 8th  
2 through May 12th.

3 We held the annual memorial  
4 services outside and were able to invite retirees  
5 and family members for the first time in four  
6 years. Retirees and family members were also  
7 invited to a luncheon that followed the memorial  
8 service.

9 Finally, we had a full day of  
10 therapy dog visits for staff members on Friday.

11 Now I would like to turn it over to  
12 Deputy Warden Clark to talk about programs and  
13 services at the ACJ.

14 DEPUTY WARDEN CLARK: Good evening,  
15 Board.

16 For Reintegrative Services in  
17 April, the jail transferred 61 individuals to  
18 alternative housing and released a total of 25  
19 individuals to inpatient substance use programs  
20 through the Diversion Program.

21 Also in the month of April, the  
22 Medical Assistance Program in the jail assisted a  
23 total of 87 individuals with completing Medical  
24 Assistance applications to ensure that they have  
25 health insurance benefits upon release.

1 Reentry Services. Programming in  
2 the jail has returned to pre-pandemic status.  
3 This has allowed us to serve more individuals in  
4 the classroom setting. We are also reassessing  
5 services in programs that we provide to better  
6 meet the needs of the individuals that we serve.  
7 In doing so, we are looking to engage community  
8 partners to further expand upon the programs and  
9 services currently provided in the jail.

10 In June, contact visitation will be  
11 expanded to include program participants. With  
12 this expansion, contact visitation will occur in  
13 the jail every Saturday.

14 Voting for the Primary Election  
15 took place in the jail on Thursday, May 11th.  
16 Mr. Pitschke and the caseworkers facilitated the  
17 distribution and collection of 35 absentee  
18 ballots for individuals in the jail. Since the  
19 jail is resuming pre-pandemic operations, we are  
20 excited to be coordinating with voter advocacy  
21 groups that will assist us with voter  
22 registration and education for the general  
23 election in the fall. These organizations will  
24 assist us with presenting voter information  
25 directly to individuals on their housing units.

1           For the first time since the  
2 pandemic began, we will be hosting an in-person  
3 graduation ceremony for individuals who have  
4 graduated high school. The ceremony will take  
5 place June 7th, and each graduate will be  
6 permitted to have two loved ones come to the jail  
7 for this graduation ceremony and celebration. We  
8 currently have eight graduates that will be  
9 participating in the graduation ceremony.

10           In the fall, we will resume our  
11 partnership with Duquesne University, who will be  
12 facilitating inside-out classes in the jail.  
13 These classes focus on social justice issues and  
14 incorporate discussions and group projects into  
15 the educational process.

16           This month the Foundation of Hope  
17 pre-release program added an additional men's  
18 12-step meeting and mindful meditation group.  
19 Hope graduate classes for individuals who are  
20 leaders and graduates from the Hope program but  
21 still wish to continue to work on their personal  
22 development were expanded to include the  
23 Foundation of Life and Theotherapy, a  
24 multifaceted approach to healing.

25           This month PAR began providing the



1 Parents in the Know Program to our male and  
2 female population. This program focuses on  
3 healthy relationships and how to be a good role  
4 model for children.

5 In addition to Parents in the Know,  
6 PAR has also partnered with us to start  
7 educational groups for survivors of trauma with  
8 our female population. These groups encompass  
9 several topics, including how to deal with  
10 trauma, trauma and its effects on the brain,  
11 healthy relationships, self-esteem, and coping  
12 mechanisms.

13 Community Kitchen of Pittsburgh  
14 began Serve-Safe Training this week with the  
15 kitchen workers. The program teaches Department  
16 of Health required food handling and safety  
17 regulations. At the conclusion of the class, the  
18 participants will take a test to become  
19 Serve-Safe certified. This certification can be  
20 utilized to obtain employment post-release.  
21 Serve-Safe also offers a managerial class that  
22 will be offered to those who are interested in a  
23 career in restaurant management.

24 We are grateful to our community  
25 partners and program staff who provide services

1 and support to our population. We will continue  
2 to strive to obtain more opportunities to help  
3 meet the individual needs in our jail.

4 That concludes my report this month  
5 for programs. I'll turn it back over to the  
6 Warden for the remainder of his report.

7 WARDEN HARPER: Okay.

8 Chaplains Department. The  
9 Foundation of Hope, the jail's partner that  
10 provides chaplains services pre-release and  
11 after-care services, welcomed a new executive  
12 director in April. Reverend Dr. Luanda Butler  
13 joined the staff. Reverend Dr. Butler previously  
14 served as the Executive Director of the Hero  
15 House of Substance Abuse Intervention and  
16 Prevention.

17 Discharge and Release Center. The  
18 DRC assessed 346 individuals and distributed 70  
19 boxes of Narcan in April. Both these figures are  
20 the highest figures so far in 2023.

21 The DRC continues to make referral  
22 to the community partners for services and  
23 assistance, and to provide resources to assist  
24 individuals upon their release from the ACJ.

25 As noted last month, with the NCCHC

1       Reviews, they recommended that our staff provide  
2       as much privacy as possible when communicating  
3       with inmates about health care issues. As a  
4       result of this recommendation, we are in the  
5       process of eliminating all cell-side interviews.  
6       This process began with the mental health pods in  
7       March and has expanded to our segregated pods  
8       earlier this month.

9               Employee of the Month. Finally, I  
10       would like to announce that Correctional Officer  
11       David Kurselli and Licensed Practical Nurse Gwen  
12       Smittle have been named ACJ's employee of the  
13       month for the month of April.

14               I will now turn it over to Chief  
15       Deputy Warden Beasom for his report.

16               CHIEF DEPUTY WARDEN BEASOM: Thank  
17       you, Warden. Good evening Board.

18               Staffing Update. Our current cadet  
19       class of 13 is scheduled to graduate on Friday,  
20       May 26th, and they will be placed on the schedule  
21       on Sunday, May 28th.

22               Our next cadet academy is scheduled  
23       to begin on Tuesday, June 20th. And we held an  
24       additional physical agility test this afternoon.

25               State Transfers. We currently have

1 18 males, 1 female with 300 B's, 13 males with  
2 detainers, 5 males with open cases.

3 The longest wait time on a 300 B  
4 transfer was received on March 29th, and the  
5 shortest wait time is from yesterday, May 17th.

6 Federal Inmates. We currently have  
7 33, 19 of which are United States Marshal  
8 Services holds, and 14 are federal transfers for  
9 Allegheny County Court.

10 Use of Force numbers for April of  
11 2023 was 33.

12 I'll turn it over to Dr. Brinkman  
13 to continue the Deputy Report.

14 HSA DR. BRINKMAN: Hello,  
15 everybody.

16 For medications for opioid use  
17 disorder and the expansion of our efforts, in the  
18 month of April, there were 19 prescribed Oral  
19 Naltrexone with 2 individuals receiving Vivitrol  
20 injection prior to their community release. 112  
21 individuals were treated with Suboxone, with 14  
22 individuals treated with Sublocade. And of  
23 those, 6 patients transitioned from Suboxone to  
24 Sublocade.

25 Methadone continuation had treated

1 40 individuals with 21 current patients, and  
2 additionally 4 patients in alternative housing.

3 To continue expansion of services  
4 with those with opioid use disorder, we've  
5 projected estimates of eligible patients --  
6 patient participation from our past data that  
7 we've had in the last year. This has helped us  
8 to determine some of the resources and steps that  
9 we would need to proceed. Given the database on  
10 past patient admissions, our current access to  
11 resources would not support complete induction,  
12 and we'll be moving through a progressive plan to  
13 reach that goal.

14 To better illustrate the work  
15 needed to reach our goal, I wanted to list a few  
16 of the key milestones we'll need to reach over  
17 that process: Gaining access to the medication  
18 at the new volume, as there are some manufacturer  
19 maximums currently in place for us. We are  
20 working with our pharmacy to increase the current  
21 cap on medications available to ACJ.

22 Engaging in dialog with community  
23 providers to ensure they're willing, prepared,  
24 and able to accept the volume of patients upon  
25 release. These programs need to be both high

1 quality and low barrier to meet the needs of  
2 inmates returning to the community.

3 In our current state of continuing  
4 existing MOUD treatment, patients have  
5 established care teams in the community and they  
6 can be referred at discharge. We're working with  
7 DHS to coordinate communications with the  
8 community providers so an effective referral  
9 process is established to absorb that volume that  
10 we would be creating.

11 We'll need to hire some staff to  
12 support the significant increase for medication  
13 distribution and counseling services to accompany  
14 the medication-assisted treatments, and positions  
15 have already been posted but have had some  
16 difficulty filling due to lack of qualified  
17 candidates.

18 And finally, operational protocols  
19 will be revised to support the volume of services  
20 internal within the jail, and they're being  
21 developed as we expand the numbers eligible in  
22 our progressive expansion of eligibility  
23 criteria.

24 For Torrance, commitments and  
25 admissions during April, we had 4 patients

1 admitted and transferred, 5 patients were  
2 committed to Torrance State Hospital, 4 had their  
3 commitments for competency restoration rescinded  
4 due to clinical stabilization, and currently, 28  
5 are awaiting admission to Torrance State Hospital  
6 with the longest waiting since February 15th.

7 In March, we had one individual  
8 identified as a Tier V in our mental health tier  
9 system, and 41 unique individuals identified as a  
10 Tier IV in the system.

11 Our medical sick call requests as  
12 of this afternoon had 11, with the longest  
13 waiting four days. Our mental health requests  
14 had four, with the longest waiting seven days.  
15 Our psychiatrist requests have 175, with the  
16 longest waiting 22 days. Our mental health  
17 specialists request, which are follow-ups to the  
18 mental health ones, are 12 with the longest  
19 waiting five days.

20 As a part of our recruitment  
21 efforts, this month, our team attended a virtual  
22 job fair sponsored by CareerLink, and our  
23 department celebrated 2023's Nurses Week in  
24 addition to the Correctional Employees Week last  
25 week. This is an opportunity to bring awareness

1 to the unique specialty that correctional nursing  
2 is. In every setting, nurses make a greater  
3 impact on patients than the medical treatments  
4 that they provide because nursing is built upon  
5 foundations and emphasizing more than medicine.  
6 When you apply this dedication to a correctional  
7 setting, it means supporting social determinants  
8 of health that make our population more  
9 vulnerable than others, which means building  
10 patient confidence in maintaining their own  
11 health and empowering patients to break  
12 recidivism cycles. This dedication is  
13 demonstrated in more than their daily work or  
14 public recognition like I have offered in this  
15 meeting.

16 In the past year, two of our nurses  
17 have become certified correctional healthcare  
18 professionals, while others are currently  
19 studying for that process. Again, I can not pass  
20 this opportunity to identify the commitment that  
21 our healthcare staff have serving our patients.

22 So thank you all.

23 JUDGE HOWSIE: Dr. Brinkman -- oh,  
24 I'm sorry. I had a -- I thought you were done.  
25 My apologies. Go ahead, Warden. No, go ahead.



1 I thought she was done. Go ahead.

2 WARDEN HARPER: So, Your Honor, we  
3 are available for any questions that you may  
4 have, but I do want to say one thing, and I want  
5 to say one thing pertaining to the comments made  
6 by the Public Defender.

7 Before the COVID pandemic,  
8 professional visitors, to include the Public  
9 Defenders and other private attorneys, had the  
10 capability of coming to our jail to visit their  
11 clients in person and/or making a video request  
12 through the Level 5 Video station. But during  
13 COVID, we had difficulty making sure that all of  
14 our professional visitors, our lawyers and  
15 everybody had access to their clients. So we  
16 built a Level 1 Video Complex so that we could  
17 accommodate everybody to meet their clients on  
18 Level 1.

19 So with the lifting of the COVID  
20 mandate in there and et cetera and staffing  
21 issues, we closed Level 1 and we went back to  
22 pre-COVID, where attorneys, professional visits  
23 can make their appointments through the Level 5  
24 visits, video visits, or they can come in person.

25 But one of the things that I wanted

1 to say to the Public Defenders is this, we are  
2 willing to meet with them, and if there's  
3 anything else that we can do to accommodate them,  
4 we're willing to meet. So I just wanted to say  
5 that, Your Honor. So we are open for any  
6 questions that you may have.

7 JUDGE HOWSIE: Could you address  
8 their concern? I don't know if you have an  
9 answer, but could you address their concerns  
10 regarding their inability to visit during count,  
11 because I do know when I was involved with the  
12 Public Defender's Office, that was not as much of  
13 an issue, I have to say. So can you comment on  
14 that or address that concern?

15 WARDEN HARPER: One of the most  
16 important things as a correctional agency is the  
17 accountability of our incarcerated individuals.  
18 Now, if the attorney is already up on the level,  
19 they will be able to continue their visit with  
20 their client. But if the attorney is coming in  
21 while we're in the middle of accounting for  
22 everybody, there's no way we can move an  
23 individual to see that attorney while we're in  
24 the middle of accounting for everybody. So no  
25 movement is made during the count, and it has

1 never been, and that's best correctional  
2 practice.

3 JUDGE HOWSIE: Okay. Question. Is  
4 it possible -- is it possible that some of your  
5 employees possibly have not -- maybe have not  
6 gotten that memo, and during the count, they're  
7 asking attorneys to leave? Is that possible?

8 WARDEN HARPER: Your Honor,  
9 anything is possible, but what I would expect, if  
10 there's anything like that that comes up,  
11 notification is made to us, you know what I mean?

12 JUDGE HOWSIE: Okay. All right.  
13 I had another question for  
14 Dr. Brinkman. You mentioned that -- and I've  
15 done a little -- just a tiny bit of research  
16 regarding Sublocade and Suboxone, and you  
17 mentioned that a number of incarcerated  
18 individuals were switched from Suboxone to  
19 Sublocade. Can you speak as to why that's the  
20 best practice and why that decision was made?

21 HSA DR. BRINKMAN: Usually, that's  
22 a one-on-one decision that's made with their --  
23 the patient and the treatment team. Maybe the  
24 patient doesn't want a once-daily or twice-daily  
25 medication, and they would rather have a

1 long-acting injectable like Sublocade, where you  
2 only have to take it roughly every 28 days.

3 So it's more of an individualized  
4 basis. Others have been if they have not been  
5 able to be compliant with their treatment plan,  
6 and they have failed some of the other treatment  
7 measures, one of the last final options is to  
8 transition from Suboxone to Sublocade because it  
9 hadn't worked originally.

10 JUDGE HOWSIE: Okay. So I was  
11 informed that there was a concern regarding  
12 Suboxone that it could be given to other  
13 incarcerated individuals where Sublocade is  
14 injected, and it was less of a concern.

15 HSA DR. BRINKMAN: Correct. That  
16 is very true, but that's -- it's not -- your  
17 question is?

18 JUDGE HOWSIE: Absolutely. Okay.  
19 Last question. No, I have two questions, more  
20 questions. Voting, do you find that the number  
21 of people that voted in the primary, has that  
22 number increased versus past elections, or do you  
23 feel that it's pretty much been the same?

24 DEPUTY WARDEN CLARK: It has pretty  
25 much been the same comparable to other primary

1 elections.

2 JUDGE HOWSIE: Okay. And one more  
3 question for the Warden, if I may. So  
4 understanding that parties are not permitted to  
5 move around during count, is it still the  
6 practice that from the start -- I don't know what  
7 time that starts, but the start of business when  
8 visiting opens, is it still permissible for  
9 attorneys to visit during the entire day until --  
10 it used to be maybe 7:30, 8:00. Is that still  
11 the case? Because I know before you came, there  
12 was a policy of asking people to leave during the  
13 count -- and at different scheduled times during  
14 the day, people were being asked to leave. Is  
15 there an issue with the attorneys visiting during  
16 that open visiting period despite their inability  
17 to move around during count?

18 WARDEN HARPER: Attorneys can visit  
19 from like 8 a.m. all the way until 7 p.m. They  
20 just can't come in during the count.

21 JUDGE HOWSIE: Meaning not come in,  
22 meaning not move around in the building, but  
23 they're permitted to come in, but they would have  
24 to wait until count is over?

25 WARDEN HARPER: Yes.

1 JUDGE HOWSIE: And count is  
2 scheduled at a certain time every day?

3 WARDEN HARPER: Yes.

4 JUDGE HOWSIE: Okay. And how long  
5 does count usually take?

6 WARDEN HARPER: An hour, 45  
7 minutes, hour.

8 JUDGE HOWSIE: Okay. Well, I'm  
9 sure they may have some questions or concerns if  
10 they want to continue that conversation, maybe in  
11 a different forum. I think that's a fair  
12 statement. I think --

13 I appreciate their concern  
14 regarding seeing their clients.

15 WARDEN HARPER: Absolutely.

16 JUDGE HOWSIE: And so I think the  
17 goal is to meet in the middle on that issue.

18 WARDEN HARPER: And Your Honor,  
19 we're willing to meet with them again because we  
20 met with them once already. But we're willing to  
21 meet with them to try to resolve some of the  
22 issues.

23 JUDGE HOWSIE: Judge Lazzara.

24 JUDGE LAZZARA: I mean, I clearly  
25 have some questions about that because, you know,

1 I had never heard from as many attorneys that  
2 they can't do something with their case because  
3 they haven't had a chance to see their client as  
4 I have recently. You know, I mean, I understand  
5 during COVID that became a concern. Obviously,  
6 the jail was shut down, but then it seemed to  
7 really level off, and I wasn't hearing from any  
8 defense attorneys that they couldn't meet with  
9 their clients, and now all of a sudden, I'm  
10 getting that a lot. I mean, that's a ton of  
11 postponements.

12 All of our goal is to get people  
13 out of the Allegheny County Jail. I think that's  
14 the goal of every single person here, right? And  
15 we can't do that if cases have to be postponed  
16 because we cannot get attorneys to meet with them  
17 to discuss things. So I don't know what changed,  
18 but it is obvious to me sitting in the courtroom  
19 every day that something has changed and that we  
20 are having much more trouble getting people to  
21 see their clients.

22 So whatever it is, I'd like to get  
23 to the bottom of it and get it fixed so that not  
24 only the Public Defenders but the private  
25 attorneys also will have better access and faster

1 access to their clients.

2           Along those same lines, the other  
3 thing that I've been hearing consistently is  
4 about the computers that are brought in for  
5 discovery. You know, there is so much bodycam  
6 now, and there's so much video out there on every  
7 single case, and it is impossible for an attorney  
8 to sit there and go through that video with their  
9 client during visiting hours, so they get  
10 computers that are specially done so that they  
11 can't access -- the people that are looking at  
12 them can't access anything else, right? And my  
13 understanding has been from multiple people that  
14 their clients are not getting access to those  
15 computers to be able to look at their discovery.  
16 And that is absolutely so important because when  
17 you have, for goodness sake, a phone dump, you  
18 know, that has thousands upon thousands of pages  
19 and video and pictures, you can't give them a  
20 computer for an hour and expect them to be able  
21 to look at all of that stuff in an hour. It's  
22 going to take multiple. And my understanding is  
23 that the timing has been restricted on those  
24 computers when the -- when the incarcerated  
25 individuals have access to those computers.



1           So I don't know whether you can  
2 talk to that, whether you're aware of that, but  
3 that clearly is something that has to change  
4 because they need to have access to the discovery  
5 so that they can adequately prepare their cases.

6           CHIEF DEPUTY WARDEN BEASOM: Your  
7 Honor, I can speak to that.

8           JUDGE LAZZARA: I'm like hearing  
9 his voice. Where did it come from? Sorry.

10          CHIEF DEPUTY WARDEN BEASOM: Over  
11 here.

12          JUDGE LAZZARA: Sorry.

13          CHIEF DEPUTY WARDEN BEASOM:  
14 Everybody that has a court-ordered laptop at the  
15 facility is placed onto a schedule, which is  
16 typically during the 7 to 3 shift, okay? So the  
17 escorts from the levels that the particular is  
18 housed on come down and get the laptops, they  
19 take them up to the level, give them to the --  
20 give them to the individual. They review them  
21 for the eight hours. We pick them up shortly  
22 before 3:00 before shift change to return them to  
23 where they're stored, okay?

24                 If we're made aware that somebody  
25 needs more discovery, all they have to do is ask,

1 and we give them more access to it.

2 JUDGE LAZZARA: But what I've been  
3 being told is that they are not getting them from  
4 7 to 3, that they are getting them for maybe an  
5 hour or a couple days a week, or they only get  
6 them a couple of days a week. And literally  
7 everything now is so much video. I mean, Elliot,  
8 you see that all the time. It's just there's so  
9 much of it, and it takes forever to look at.

10 CHIEF DEPUTY WARDEN BEASOM: Sure.

11 JUDGE LAZZARA: And my  
12 understanding from -- and it's not just from one  
13 person. This is from multiple attorneys asking  
14 me why they can't have their clients have the  
15 laptops every day from that 7 to 3 period, which  
16 is what they thought they were going to have, and  
17 they're telling me that they're not having it.  
18 So that's what I would like to make sure happens.

19 CHIEF DEPUTY WARDEN BEASOM: We can  
20 definitely look into it. If you have particular  
21 instances I can -- I can take that information,  
22 and we can definitely investigate it.

23 JUDGE LAZZARA: Okay.

24 JUDGE HOWSIE: Do you know how many  
25 laptops you have that are available for it?

1 CHIEF DEPUTY WARDEN BEASOM: Last  
2 count I had was 63.

3 JUDGE HOWSIE: Okay. Okay. I got  
4 the impression there were only like maybe four or  
5 five, so.

6 JUDGE LAZZARA: Oh, no. There's --  
7 it's -- there are so many of them now because  
8 everything is video.

9 JUDGE HOWSIE: Okay. Thank you.

10 JUDGE LAZZARA: The other question  
11 that I had was about the Diversion Program, and  
12 it just -- it sort of disappointed me that there  
13 were only 25 people that were sent to Diversion,  
14 you know. So I know that when we see somebody in  
15 the courtroom, we will actually send an e-mail  
16 down and say, like, can you consider this person  
17 for Diversion? How else is it happening that  
18 people are identified for Diversion? And  
19 Diversion is where they're going to be sent to an  
20 inpatient treatment program outside of the  
21 Allegheny County Jail for substance abuse help.

22 And so 25 is great, but for some  
23 reason, I thought it was going to be way higher  
24 than that.

25 DEPUTY WARDEN CLARK: Your Honor,

1 our referrals for the Diversion Program come from  
2 the Court.

3 JUDGE LAZZARA: It has to only come  
4 from the Court?

5 DEPUTY WARDEN CLARK: Sometimes we  
6 will advocate on people's behalf, but generally,  
7 those are orders that come from the Judge through  
8 Motions. We get referrals through the Gagnon 1  
9 Hearing Process. And when those come through, I  
10 send those up to the Court Liaison Unit, who will  
11 then go to the Judge for approval. But once we  
12 get an approval from the Judge for those  
13 programs, we -- for Diversion Program, we see  
14 them, assess them, and get them placed.

15 JUDGE LAZZARA: Okay. Yeah, I  
16 mean, once you assess them, it seems to go fast,  
17 and I appreciate that. I just didn't know  
18 that -- where those were coming from. Is there  
19 any way to expand the consideration for people  
20 into Diversion, such as during intake --

21 DEPUTY WARDEN CLARK: We are  
22 looking --

23 JUDGE LAZZARA: When we discover  
24 that people have, you know, major substance abuse  
25 problems that we can sort of get them on that

1 diversion list and contact the court proactively?

2 DEPUTY WARDEN CLARK: Yes. We are  
3 looking at some diversionary measures to make  
4 that happen.

5 JUDGE LAZZARA: Do we have any  
6 timeframe on when that's going to happen?

7 DEPUTY WARDEN CLARK: Not at this  
8 time, but I will report that once we do.

9 JUDGE LAZZARA: Okay. Thank you.

10 JUDGE HOWSIE: Ms. Hallam.

11 MS. HALLAM: I didn't raise my  
12 hand.

13 JUDGE HOWSIE: But you will.

14 MR. HERBINKO: I have a question.

15 JUDGE HOWSIE: Mr. Herbinko.

16 MR. HERBINKO: I guess the Deputy  
17 Warden could probably answer this. Is there a  
18 written policy -- going back to the visitation  
19 issue, is there a written policy on the books  
20 that you could e-mail to the Board so that we  
21 could take a look?

22 CHIEF DEPUTY WARDEN BEASOM: I'm  
23 sorry, which policy?

24 MR. HERBINKO: The -- for the  
25 attorneys visiting, the defense attorneys

1 visiting. Do you have a written policy on the  
2 books?

3 CHIEF DEPUTY WARDEN BEASOM: I'm  
4 sure we have one referencing count time.

5 MR. HERBINKO: Okay. Can you  
6 e-mail that to the Board?

7 CHIEF DEPUTY WARDEN BEASOM: I can  
8 look into it, yes.

9 MR. HERBINKO: Okay. We would  
10 appreciate it. Thank you.

11 JUDGE HOWSIE: Ms. Hallam.

12 MS. HALLAM: Thank you so much.

13 So I do want to start with what the  
14 Public Defender showed up for today, because I  
15 could just tell that when yinz were answering,  
16 and they're all shaking their head, that it was  
17 not matching up what they've been experience  
18 (sic) and what the jail administration is saying.  
19 It seems very, very clear that that's the case.

20 So I just specifically want to ask  
21 so when an attorney and whoever -- I cannot tell  
22 anymore who questions are supposed to be  
23 addressed to -- whenever an attorney is there for  
24 a visit, let's say they get there before count.  
25 Count happens while they're in their meeting with

1 a client. Now they want to go see another client  
2 on a different pod, a different floor. Are they  
3 trapped where they're at when count happens?

4 CHIEF DEPUTY WARDEN BEASOM: You're  
5 asking if they're seeing a client on a particular  
6 level, that visit has ended, and we're in count  
7 time.

8 MS. HALLAM: Uh-huh.

9 CHIEF DEPUTY WARDEN BEASOM: The  
10 next visit is on a different level?

11 MS. HALLAM: Correct.

12 CHIEF DEPUTY WARDEN BEASOM: We can  
13 get them to that level, but their client will not  
14 come out until the count is cleared.

15 MS. HALLAM: So they are just  
16 sitting in the jail wasting their whole day  
17 waiting for you to clear count, which knowing how  
18 short-staffed you have been for so long, probably  
19 takes a long time.

20 CHIEF DEPUTY WARDEN BEASOM: I  
21 can't say what wasting their day is. We're  
22 accounting for our prisoners as the Warden said.  
23 So when we're done with that, then we'll resume  
24 the client visits.

25 MS. HALLAM: So I know that past

1 practices were that you would move the  
2 incarcerated individuals around to allow them to  
3 meet with their clients, because again, we don't  
4 want to have a backlog in the court. We don't  
5 want to have people sitting in the jail  
6 unnecessarily just because they are not able to  
7 meet with their clients. So is there some way  
8 that a, you know -- we can at least agree to what  
9 is happening right now versus what is supposed to  
10 be happening? Because it seems like there is  
11 some very different perspectives here.

12 CHIEF DEPUTY WARDEN BEASOM: I'm  
13 not sure where the disconnect is.

14 MS. HALLAM: I know. That's  
15 exactly what I'm trying to figure out; where is  
16 the disconnect?

17 CHIEF DEPUTY WARDEN BEASOM: Well,  
18 as the Warden said, we're willing to meet with  
19 the Public Defender's Office to see alternatives,  
20 okay? But movement of the -- of our population  
21 during count time is not one of those.

22 MS. HALLAM: Okay. But it is my  
23 understanding, and it seems that it was admitted  
24 in the words from the Warden that you already met  
25 with the Public Defenders, a representative from



1 the Public Defender's Office, and that these  
2 issues were not resolved.

3 CHIEF DEPUTY WARDEN BEASOM: We had  
4 a meeting, what, a few weeks ago, correct.

5 MS. HALLAM: And all of these  
6 issues were raised? Like nothing that you're  
7 hearing today was new? You've heard all of those  
8 complaints before?

9 CHIEF DEPUTY WARDEN BEASOM: Very  
10 similar, yes.

11 MS. HALLAM: Okay. And then what  
12 about the screen-sharing? I was told that  
13 something was -- that was discussed was  
14 specifically about the screen-sharing and that  
15 that's still, as of today, not something that  
16 they're able to do in the video visits.

17 WARDEN HARPER: So you know,  
18 Ms. Hallam, again, as I stated, all of the issues  
19 that was brought to our attention today or  
20 brought to our attention before, tomorrow -- I  
21 mean, not tomorrow, but sometime in the future,  
22 maybe tomorrow, I want to meet with the lawyers  
23 again so we can try to resolve this. So all of  
24 the issues that they brought up, we're going to  
25 meet so that we resolve them.

1 MS. HALLAM: But you knew about  
2 them before today --

3 WARDEN HARPER: Uh-huh.

4 MS. HALLAM: -- a month before  
5 today, and you still haven't resolved them, so  
6 why would I think that one more meeting would  
7 change that?

8 WARDEN HARPER: It may not change  
9 it. We may get together and not be -- not be  
10 able to come up with a resolution, but I assure  
11 you that we're going to meet with them again to  
12 try to come up with a solution. So I can't  
13 answer any of those questions until I sit down  
14 with them and actually meet with them again.

15 MS. HALLAM: Well, we have a Jail  
16 Board meeting two weeks from today since this one  
17 was so kindly delayed. So maybe you could do  
18 that before the next Jail Oversight Board meeting  
19 so they don't have to keep showing up after  
20 hours, after they're already off the clock, to  
21 come and complain to you.

22 WARDEN HARPER: We will try.

23 MS. HALLAM: Okay. Thanks so much.  
24 Appreciate it.

25 Next thing I want to talk about --

1 we didn't -- I didn't hear any online public  
2 comments. I know we're supposed to be reading  
3 online public comments. I don't know if anybody  
4 else on the Board remembers the last time one was  
5 read in a meeting.

6           Maybe, Judge Howsie, since you've  
7 been seeming to try to like take control of  
8 things here, can you speak as to why you haven't  
9 been acknowledging online public comments?

10           JUDGE HOWSIE: I haven't received  
11 any public comments.

12           MS. HALLAM: But you said that last  
13 meeting, and I know for a fact that you have,  
14 because I saw them.

15           JUDGE HOWSIE: I have not received  
16 any public comments.

17           MS. HALLAM: And how do you usually  
18 receive them?

19           JUDGE HOWSIE: Do you have a  
20 question for the Warden or the Deputy Warden?

21           MS. HALLAM: My question is -- this  
22 question is for you.

23           JUDGE HOWSIE: I didn't receive any  
24 public comments. I've answered your question.

25           MS. HALLAM: Do you receive them

1 directly from the portal when people fill them  
2 out?

3 JUDGE HOWSIE: No, I do not.

4 MS. HALLAM: Is someone supposed to  
5 send them to you from the portal after people  
6 fill them out?

7 JUDGE HOWSIE: We have access to  
8 the portal. We check, and we haven't received  
9 any.

10 MS. HALLAM: In months?

11 JUDGE HOWSIE: Do you have a  
12 question?

13 MS. HALLAM: Is there a reason you  
14 don't want to answer that question?

15 JUDGE HOWSIE: I answered the  
16 question.

17 MS. HALLAM: You're alleging that  
18 no online public comments were submitted for the  
19 past few months?

20 JUDGE HOWSIE: I answered your  
21 question. Do you have a question for --

22 MS. HALLAM: I know that that is a  
23 lie.

24 JUDGE HOWSIE: Okay.

25 MS. HALLAM: So the next thing is,

1 you know, we talk a lot about the NCCHC Suicide  
2 Review. They also, remember, did a mortality  
3 review. And so, you know, there was some really  
4 scary findings that they had after going into the  
5 Allegheny County Jail, specifically a couple  
6 things I wanted to point out and ask about to see  
7 if any of these things have been remedied.

8 So again, from the NCCHC Mortality  
9 Review, it's a concern about the procedure in the  
10 event of an inmate death. And as was mentioned  
11 earlier, James Washington recently died in the  
12 jail, which, again, hours into the meeting, and  
13 yinz haven't referenced it. It says, "The  
14 Allegheny County Jail does not do mortality  
15 reviews, and psychological autopsies are minimal  
16 if done at all. Not providing the information  
17 intended by the standard. Although the standard  
18 is not labeled essential, it is extremely  
19 important, especially considering the environment  
20 in Allegheny County. The same review is required  
21 for any deaths that occur off-site when the  
22 facility is responsible for the incarcerated  
23 individual."

24 So was this mortality review done  
25 in James Washington's death?

1                   WARDEN HARPER: So first of all, I  
2 want to correct you about an individual dying in  
3 our jail because the individual did not die in  
4 our jail, first of all.

5                   Secondly, I want to say we report  
6 out exactly what we're doing to implement some of  
7 the recommendations from the NCCHC, and the first  
8 recommendation that I reported to the Board was  
9 the creation of our Critical Care Unit. The  
10 second recommendation that I presented to the  
11 Board was the discontinuation of our cell-side  
12 interviews. So we're reporting out every month  
13 what we're doing.

14                   Now, the mortality review, of  
15 course that's something that we're going to try  
16 to do, you know? That's something we're going to  
17 do because that's a recommendation.

18                   So the answer to your question is  
19 yes, we're going to look into that.

20                   MS. HALLAM: I think you might have  
21 misheard my question because what I asked is was  
22 a mortality review done for James Washington's  
23 death?

24                   WARDEN HARPER: And what I just  
25 stated is we're going to look at doing that.

1 MS. HALLAM: So no, there was not a  
2 mortality review done for James Washington's  
3 death, is that what you're saying?

4 WARDEN HARPER: At this time, no,  
5 ma'am.

6 MS. HALLAM: Okay. And you do  
7 understand that the same review is required for  
8 deaths that occur off-site under your  
9 responsibility, correct?

10 WARDEN HARPER: I'm going to  
11 actually make sure that that's the case, but I  
12 will look into that.

13 MS. HALLAM: It's under JAO9,  
14 Procedure in the Event of an Inmate Death.  
15 "Important" it actually says in bold next to it,  
16 so I hope you read this part.

17 WARDEN HARPER: Again, I'm going to  
18 look into that. If that's what it says, that's  
19 what we'll do, ma'am.

20 MS. HALLAM: Okay. Thank you. I  
21 just haven't seen any before. I have never seen  
22 a mortality review come out of any of the deaths,  
23 especially in the past three years that we've  
24 talked so much about. So I'm just confused as to  
25 why -- why that hasn't happened yet. But it

1 seems that other entities are concerned as well.

2 The next question I have  
3 specifically about James Washington is because  
4 is -- his medical emergency that led to this  
5 death did happen in Intake -- this is another  
6 thing from the NCCHC Mortality Review, under  
7 Receiving Screening, again, this one says,  
8 "Essential." So I hope you read that as well.  
9 It says that "The amount of time an individual is  
10 kept in Intake exceeds most jail practices and  
11 places inmates at risk for not being treated or  
12 identified as requiring additional care. This  
13 practice falls short of the NCCHC standard." And  
14 yet another man has died in Intake.

15 And so I'm wondering if you can  
16 speak to what you changed since the NCCHC Review  
17 that said that your practices in Intake fell  
18 short until now?

19 WARDEN HARPER: I think I just  
20 reported the things that we just changed, Ms.  
21 Hallam.

22 MS. HALLAM: In Intake you did not  
23 report those things.

24 WARDEN HARPER: I'm going to say  
25 this again, Ms. Hallam. We've created a Critical



1 Care Unit. We've discontinued the cell-side  
2 interviews. I stated that if we're required to  
3 do a mortality review, we will do it. And we're  
4 trying everything in our power to expedite  
5 individuals in our Intake Department, and we are  
6 still committed of expediting individuals in our  
7 Intake Department and making sure that they go  
8 through the four medical processes in our Intake  
9 Department to include the medical clearance, the  
10 receiving screening, the mental health  
11 evaluation, and our physical assessment.

12 MS. HALLAM: Yeah, actually, I'm  
13 glad you pointed that out, because that was  
14 actually the issue that the NCCHC Mortality  
15 Review had was the bifurcation of this intake  
16 process and that it results in serious negative  
17 outcomes.

18 So yes, I very much understand it  
19 is a multi-tiered process, but that is the  
20 problem that they identified. You did not  
21 resolve it, and now someone is dead, and I'm  
22 asking you to specifically talk about what you  
23 have done differently in regards to intake  
24 processing, not cell-side visits, not whatever  
25 the Critical Care Unit is, but specifically

1 intake processes since that was outlined in the  
2 review.

3 WARDEN HARPER: Again, Ms. Hallam,  
4 we do everything in our power to expedite  
5 individuals going through our Intake Department.  
6 We make sure that they go through the four  
7 medical processes in our Intake Department, and  
8 that is what we're going to do. If there is any  
9 other recommendations that the NCCHC has  
10 recommended, we will look into implementing that.  
11 But I've answered the question.

12 MS. HALLAM: I disagree that you've  
13 answered the question, but I will move on to  
14 another thing from the report.

15 MR. HERBINKO: Excuse me, Bethany.  
16 Can I pop in real quick?

17 MS. HALLAM: Yeah, please, Ryan.

18 MR. HERBINKO: The Controller's  
19 Office did actually ask for a written report  
20 based on these changes, and we haven't received  
21 that report. When can we expect that?

22 WARDEN HARPER: What type of report  
23 are you asking for?

24 MR. HERBINKO: We asked for a  
25 written response based on these recommendations.

1                   WARDEN HARPER: So I've asked the  
2 Controller's Office to set up a meeting with the  
3 ACJ and the Sheriff's Department so that we can  
4 talk to the Controller about what our  
5 recommendations are. So as soon as the  
6 Controller's Office gives us some dates and  
7 times, we would like to meet with the Sheriff's  
8 Department so we can discuss what our  
9 recommendations are.

10                   MS. HALLAM: Ryan, I wouldn't hold  
11 your breath for that meeting.

12                   MR. HERBINKO: Oh, I'm absolutely  
13 not. Yeah. Back to you, Bethany.

14                   MS. HALLAM: Thank you so much.

15                   MR. HERBINKO: You're welcome.

16                   MS. HALLAM: Next thing from the  
17 NCCHC mortality review, this one is titled  
18 "Medically Supervised Withdraw and Treatment."  
19 Again, this one is labeled as Essential.

20                   It says, "The facility has a detox  
21 nurse working Monday through Friday day shift  
22 only." So now, Warden Harper, I don't know if  
23 you remember. I think it was like a week or two  
24 ago now, I was out and I got a call from someone  
25 in the jail that someone died in the jail, which

1 is always so weird when I get those calls from  
2 not you because you are obligated to report to  
3 the Jail Oversight Board when there's a death in  
4 custody. And so I got a call. I believe it was  
5 a Sunday, and I dropped what I was doing, went  
6 down to the jail. And so I was held in the  
7 employee entrance for an hour. And you smile  
8 about it, but I know it was you taking your good  
9 old time to get down to the jail in direct  
10 violation of the statute, right?

11 So I want to make sure, first of  
12 all, before we get into this, that you are aware  
13 that the statute says that my inspections are to  
14 be out of the presence of the Warden and his  
15 agents. Have you ever read the statute that  
16 governs this Board and our inspections?

17 WARDEN HARPER: I read the statute.

18 MS. HALLAM: Okay. So you're aware  
19 that it says that our inspections are to be out  
20 of the presence of the Warden and his agents?

21 WARDEN HARPER: And when you come,  
22 or any Board member comes, we are out of the  
23 presence of any Board member. We allow you to go  
24 answer any questions that you need to answer of  
25 the inmate population, and we're nowhere around

1 you, am I correct?

2 MS. HALLAM: You are incorrect. So  
3 when I got to the employee entrance, I was not  
4 allowed to move until you got there. I think it  
5 was actually Deputy Smith who got there first,  
6 and then you showed up, so I had to wait an  
7 hour -- I kept track -- until I was even allowed  
8 into the facility. I went through the metal  
9 detectors, did all my screenings, and I was still  
10 held there and nobody could understand why. The  
11 young women who were working at the desk were  
12 being so helpful to me calling everyone, asking  
13 them to come, and they were all told that you  
14 told them that I could not go anywhere until you  
15 guys got there.

16 WARDEN HARPER: One of the things  
17 that you have to remember, Ms. Hallam, is that we  
18 have a jail to run, and if I have limited  
19 captains and supervisory staff on shift, I'm not  
20 going to designate them to walk a Jail Board  
21 Member around taking them from their other  
22 important responsibilities. So I did make that  
23 determination to hold you until Deputy Smith got  
24 there and or I. I did do that because my staff  
25 needed to take care of other pertinent issues so

1 that we can have an efficient operation of the  
2 jail. So yes, I did make that decision.

3 MS. HALLAM: But yet your inability  
4 to do your job and ensure the jail is fully  
5 staffed shouldn't -- has no way to infringe on my  
6 statutory duties to inspect the jail. I mean,  
7 that's just not my problem to figure out. The  
8 statute is very clear. And you followed me  
9 around despite me telling you when you got  
10 there -- I had told you multiple times I do not  
11 want you going on my inspections with me. I do  
12 not want to walk onto pods with you. I do not  
13 want you listening in on the conversations that  
14 I'm having with incarcerated individuals. I have  
15 the right to inspect the facility wherever I want  
16 without you there or any of your agents. The  
17 statute is very clear on that, and yet not once  
18 have I been afforded that right.

19 So thank you for admitting that on  
20 the record. I will use that in my lawsuit  
21 against you in the future. But I just want to  
22 make sure that you know going forward, you are  
23 not allowed to do that.

24 And then coincidentally, as I'm  
25 waiting in that hour to be let into the jail, I

1 find out after I leave that that's when the Jail  
2 Oversight Board got an e-mail, not confirming  
3 that anybody died but just letting us know of a  
4 medical emergency that had happened. So I go  
5 through, and I, of course, go to Intake first  
6 because I knew that's where Mr. Washington died.  
7 And when I walk in there, there are people who  
8 had, first of all, been there for days. And  
9 again, there was not, as the report said, a detox  
10 nurse. Yet that concerns me because we know that  
11 Mr. Washington died from an overdose. So the  
12 fact that there was nobody there -- if he  
13 received Suboxone when he was in the jail -- so  
14 we know he had an active prescription for  
15 Suboxone, so why was no one there to detox him,  
16 to make sure -- he could have been still alive  
17 today.

18 So what are you doing to make sure  
19 that people who come in on the weekends, who  
20 don't come in Monday through Friday day shift  
21 only are getting proper detox meds, and meds  
22 especially for opioid use disorder?

23 HSA DR. BRINKMAN: I can't really  
24 talk about the specific treatments that he  
25 received, but what I can say is that there is a

1 difference between somebody receiving  
2 medication-assisted treatment and us using detox  
3 protocols. So if somebody is receiving  
4 medication-assisted treatment and may not be  
5 demonstrating signs of withdrawal, we may not do  
6 both treatment protocols.

7 MS. HALLAM: So you're using  
8 different medications for withdrawal detox than  
9 you are for MOUD? Like, are you giving people  
10 MOUD for detox?

11 HSA DR. BRINKMAN: No. What I'm  
12 saying is if somebody is coming in on  
13 medication-assisted treatment, we're going to  
14 utilize the medications that are being prescribed  
15 since they were being prescribed that on the  
16 street.

17 If there were no other signs or  
18 symptoms that we were able to assess and observe  
19 that required additional detoxing, then we're not  
20 going to institute detoxing protocols based on  
21 that assessment.

22 MS. HALLAM: But people are coming  
23 into the facility who are on medications for  
24 opioid use disorder on the street and then are  
25 sitting detoxing in Intake for two or three days.



1 I've talked to multiple people just in this past  
2 visit that that was happening to. So I'm  
3 wondering how are you doing detox when the people  
4 who need it the most are not getting it?

5 HSA DR. BRINKMAN: I'm not sure I'm  
6 following your -- your que- -- your line of  
7 questions.

8 MS. HALLAM: I'm wondering if  
9 you're using Suboxone for detox.

10 HSA DR. BRINKMAN: That's not a  
11 part of our detox protocol.

12 MS. HALLAM: Okay. So you are only  
13 using Suboxone for people who come in and have a  
14 prescription?

15 HSA DR. BRINKMAN: Yes.

16 MS. HALLAM: And what are you doing  
17 for them while they're sitting in Intake waiting  
18 for that prescription and going through detox  
19 symptoms?

20 HSA DR. BRINKMAN: When we learn  
21 that they are going through detox symptoms, we're  
22 able to do that assessment to get them initiated  
23 on the detox protocols.

24 MS. HALLAM: But that takes days.  
25 They have to go through days of detox and

1 withdrawal to get that?

2 HSA DR. BRINKMAN: Not necess- --  
3 no.

4 MS. HALLAM: But there's no detox  
5 nurse on the weekend, so how are you doing it?  
6 Over the weekends that's two or three days.

7 HSA DR. BRINKMAN: Because on the  
8 weekend, we have nurses in Intake. The detox  
9 nurses are -- Intake protocols the way we have  
10 set up right now, it's the nursing staff that are  
11 in Intake that are initiating the detox  
12 protocols, and our detox nurse is managing once  
13 they've moved on to the Intake units, so once  
14 they're moved up to housing units.

15 MS. HALLAM: But in this report, it  
16 says that you're supposed to have it all the  
17 time, 24/7. So able to help in Intake. Able to  
18 help when they're on the pods. Able to help when  
19 they're on the intake pods. It's not saying that  
20 you're only supposed to have somebody to assist  
21 with detox in the intake pods.

22 HSA DR. BRINKMAN: I understand  
23 that, and that's a part of what we were saying is  
24 there's a lot that is in that report. I think we  
25 can agree on, right? There's a lot to work on.

1 MS. HALLAM: Yeah.

2 HSA DR. BRINKMAN: So there's only  
3 so much that we can do at one time. So what we  
4 have started implementing, having been -- we  
5 haven't accomplished the things that we want to  
6 accomplish in Intake.

7 MS. HALLAM: But it's one thing,  
8 you know -- you know I get frustrated every month  
9 hearing yinz come and say that, right? Oh, we're  
10 working on it, we're working on it. I don't see  
11 any work getting done, but now somebody is dead  
12 as a result. And so that's why I'm trying to  
13 find out when are you going to do it, because you  
14 keep saying month after month, oh, it's coming,  
15 it's coming. Now someone is dead.

16 WARDEN HARPER: Again, Ms. Hallam,  
17 we're going to implement the recommendations from  
18 the NCCHC as quickly as possible.

19 MS. HALLAM: And can we have a  
20 timeline on that?

21 WARDEN HARPER: No, you cannot,  
22 ma'am. We cannot give you an accurate timeline  
23 as to when these will be implemented.

24 MS. HALLAM: Gotcha. Okay. So  
25 also a number was given out earlier about the

1 number of people helped by MOUD. I think it was  
2 112 people were on Suboxone. That was the number  
3 I got. And I just want to clarify, none of that  
4 is detox? That's all maintenance?

5 HSA DR. BRINKMAN: Correct.

6 MS. HALLAM: Okay. Gotcha. The  
7 next thing I was to ask about is specifically if,  
8 Warden, are you aware that the Department of  
9 Justice requires you to report the deaths of  
10 incarcerated people who die after being  
11 transferred to the hospital even if they're  
12 released from your custody?

13 WARDEN HARPER: We do report to the  
14 Department of Justice, yes.

15 MS. HALLAM: Even people who die in  
16 a hospital after being released from the jail?

17 WARDEN HARPER: People that's in  
18 our custody, yes.

19 MS. HALLAM: That is not what I  
20 asked. The statute -- the law says that even if  
21 they were released from your custody, you still  
22 have to report it as a death in custody.

23 WARDEN HARPER: That's what the  
24 statute says, yes.

25 MS. HALLAM: So, are you aware that

1 that's what you're supposed to do? I feel like  
2 you're playing word games here saying is within  
3 our custody.

4 WARDEN HARPER: I am aware. I am  
5 aware.

6 MS. HALLAM: You're aware that  
7 someone who dies in the hospital after being  
8 released from the jail you have to report?

9 WARDEN HARPER: It depends on when  
10 the individual passed away, so if the individual  
11 passed --

12 MS. HALLAM: It does not depend.

13 WARDEN HARPER: Well, I disagree.  
14 But what is your question?

15 MS. HALLAM: My question was if  
16 you're aware what the law is about reporting  
17 death in custody, and it seems like you are not.

18 WARDEN HARPER: And I said that I  
19 am aware.

20 MS. HALLAM: You said that it  
21 depends on how long the time was.

22 WARDEN HARPER: If somebody passes  
23 away a year from now, no, I don't think I have to  
24 report that.

25 MS. HALLAM: If they pass away a

1 year from now because of an incident that  
2 happened to them in the jail and were sent to the  
3 hospital from the jail --

4 WARDEN HARPER: Uh-huh.

5 MS. HALLAM: Absolutely, you have  
6 to report it.

7 WARDEN HARPER: Okay. Well, I will  
8 have to look into that, Ms. Hallam.

9 MS. HALLAM: Well, I'm telling you  
10 that that's the case, but you can also look into  
11 it.

12 WARDEN HARPER: I will.

13 MS. HALLAM: So who completes the  
14 Death in Custody Act Reports?

15 WARDEN HARPER: Our staff do.

16 MS. HALLAM: Is there a specific  
17 position or person or classification of staff  
18 that is responsible for that?

19 WARDEN HARPER: No, ma'am.

20 MS. HALLAM: So anyone in the jail  
21 could do that?

22 WARDEN HARPER: It could be one of  
23 several people. But no, it's not a particular  
24 person.

25 MS. HALLAM: Okay. Who completed

1 it for James Washington?

2 WARDEN HARPER: Nobody, right yet.

3 MS. HALLAM: So you have not  
4 reported his death yet?

5 WARDEN HARPER: I have not.

6 MS. HALLAM: And why is that?

7 WARDEN HARPER: I just haven't  
8 reported it yet.

9 MS. HALLAM: When do you plan to  
10 report it?

11 WARDEN HARPER: Next week.

12 MS. HALLAM: Next week it will be  
13 reported?

14 WARDEN HARPER: Hopefully, yes.

15 MS. HALLAM: Okay. Are you  
16 conducting a mortality review? I know you said  
17 you'll think about it, but do you have any solid  
18 plans for a timeline on it?

19 WARDEN HARPER: I just think I  
20 reported to you, Ms. Hallam, that if the statute  
21 says that I'm supposed to, I will do that.

22 MS. HALLAM: Okay. The NCCHC  
23 reported that you don't do it, so that's why I'm  
24 wondering if you're doing one this time.

25 WARDEN HARPER: I just said, if

1 we're required to do it, we will do that,  
2 Ms. Hallam.

3 MS. HALLAM: Okay. What changes or  
4 prevention measures are yinz taking to prevent  
5 future overdose deaths in the jail as a result of  
6 Mr. Washington's death?

7 HSA DR. BRINKMAN: We are taking a  
8 look at identification processes in Intake to  
9 see -- earlier identification was one of the  
10 areas we are looking at.

11 MS. HALLAM: And when you said  
12 identification, what do you mean by that?

13 HSA DR. BRINKMAN: So  
14 identification of the potential of some type of  
15 substance overdose, if that's what's relevant, as  
16 well as other critical conditions. So that's a  
17 part of the Critical Care Unit that the Warden  
18 was talking about earlier is that other  
19 medical -- critical conditions that we might be  
20 managing throughout the jail, we want to be able  
21 to identify them as early as possible, and that  
22 includes Intake. So whether it's substance risks  
23 for safety or other medical risks for safety,  
24 working on how we can better identify them down  
25 in Intake earlier.



1 MS. HALLAM: Okay. And are you  
2 also tracking folks who are dying in the jail  
3 from detox or overdose?

4 HSA DR. BRINKMAN: Yes.

5 MS. HALLAM: And how many people  
6 have died from detox or overdose in the past  
7 three years?

8 HSA DR. BRINKMAN: I don't have  
9 that in front of me.

10 MS. HALLAM: But it is something  
11 that you track, and you can bring that number to  
12 the next meeting?

13 HSA DR. BRINKMAN: I would -- I'd  
14 have to look for it. I'd have to go back  
15 through -- I'm not sure we went back three years,  
16 so I'll have to look.

17 MS. HALLAM: Okay. Oh, it's  
18 something that's new, starting to report that?

19 HSA DR. BRINKMAN: What do you  
20 mean, starting to report that?

21 MS. HALLAM: You said I don't know  
22 if we went back three years, so I was wondering  
23 if it's something you just started.

24 HSA DR. BRINKMAN: The information  
25 that I had readily available, I wasn't sure how

1 far back is what I'm referencing.

2 MS. HALLAM: Okay.

3 MR. HERBINKO: Bethany, can I hop  
4 in again?

5 MS. HALLAM: Yes, please, Ryan.

6 Thank you.

7 MR. HERBINKO: Thank you.

8 Warden, I think you got confused.  
9 There's a meeting with the Sheriff's Office  
10 regarding notifications. It's currently being  
11 scheduled with the three of us. However you  
12 stated that the jail would draft a response when  
13 the NCCHC presentation first occurred, and we  
14 have not gotten anything from you.

15 WARDEN HARPER: Again, I've asked  
16 for a meeting with --

17 MR. HERBINKO: That's not what I'm  
18 referring to. I'm referring to the NCCHC report.  
19 That meeting that you're referring to is with the  
20 Sheriff regarding notifications.

21 WARDEN HARPER: Oh, okay. So you  
22 talk about your request for us to give you a  
23 draft response pertaining to -- I will look into  
24 that.

25 MR. HERBINKO: Okay.

1                   WARDEN HARPER:   Okay.

2                   MR. HERBINKO:   When can you -- can  
3 you give me an estimate?

4                   WARDEN HARPER:   I cannot.

5                   MR. HERBINKO:   Okay.  I didn't  
6 think so.

7                   MS. HALLAM:    May I proceed?

8                   MR. HERBINKO:   Go ahead, Bethany.

9                   MS. HALLAM:    Thank you so much,  
10 Ryan.

11                   My -- the next question is -- is  
12 about we -- at the last meeting, we had asked for  
13 information about hospital runs.  Specifically,  
14 we were trying to get costs about transportation,  
15 how much we're spending on taking people to the  
16 hospital because we're not providing adequate  
17 medical care in the jail and so they're having to  
18 go outside of it.  So I was wondering why I  
19 hadn't received that report.  I mean, you had  
20 almost two months to provide it to me at this  
21 point.

22                   WARDEN HARPER:   We will try to get  
23 that report to you next Jail Oversight Board  
24 meeting.

25                   MS. HALLAM:    No, you were supposed

1 to give it for this one.

2 WARDEN HARPER: We did not provide  
3 it for this one, so we'll try to provide it at  
4 the next meeting, ma'am.

5 MS. HALLAM: Why did you not  
6 provide it for this one?

7 WARDEN HARPER: Because I forgot to  
8 do it, Ms. Hallam.

9 MS. HALLAM: You forgot to --  
10 forget to do a lot of things. But this is just  
11 not excusable that every meeting, the things that  
12 we're asking you to bring, you say you're  
13 bringing it to the next meeting and never do. So  
14 can you give me a timeline -- I would like that  
15 by the end of the month now that you have been  
16 reminded.

17 So for every time -- we got a  
18 report that shows that there have been 105  
19 emergency room runs from January 16th to  
20 April 15th. So now, every time there is an  
21 emergency room run, were the next of kin notified  
22 for each of those, or are they only notified if  
23 someone appears to be dying?

24 HSA DR. BRINKMAN: The next of kin  
25 notification policy is when we are informed from

1 the provider that they're in critical condition.

2 MS. HALLAM: So somebody could be  
3 in the hospital for days, and their family would  
4 not know?

5 HSA DR. BRINKMAN: According to  
6 our -- yes.

7 MS. HALLAM: Okay.

8 HSA DR. BRINKMAN: If you're in the  
9 hospital and not in critical condition, we're not  
10 notifying next of kin.

11 MS. HALLAM: Okay. And why -- who  
12 created that policy? Is that the jail's  
13 administration created that policy? Can someone  
14 speak to why that is that you're not informing  
15 family when their loved ones are going to the  
16 hospital?

17 JUDGE HOWSIE: Probably for the  
18 same reason that we --

19 MS. HALLAM: Judge Howsie, I did  
20 not ask you. You tell me not to ask you  
21 questions. I'm directing my question to them.

22 JUDGE HOWSIE: So it's probably for  
23 the same reasons that we discussed the last two  
24 meetings where it was indicated that because of a  
25 concern for safety and security, family members

1 would not be notified when people are in the  
2 hospital unless they're in critical care. And  
3 because of the concern for safety and security,  
4 people's families will not be notified.

5 I understand you don't agree. I  
6 understand you're opposed to it. I understand  
7 you don't like the answer, but the answer is not  
8 going to change because you're asking the  
9 question three more times three meetings later.

10 MS. HALLAM: Are you done?

11 JUDGE HOWSIE: That's the answer.  
12 That's the answer, and you just don't accept it,  
13 but it's the answer. I don't know what else you  
14 want him to say.

15 MS. HALLAM: I am a law-abiding  
16 citizen. I like to follow the laws of this great  
17 Commonwealth, and yet I seem to be the only  
18 person on this Board who does, which is, I'm not  
19 going to lie, the biggest surprise of my  
20 lifetime, but here we are. So please stop  
21 interrupting when I'm doing my law-abiding job --

22 JUDGE HOWSIE: I'm not.

23 MS. HALLAM: -- my statutorily  
24 obligated job. Just because you don't want to do  
25 yours, please do not interfere with mine.

1 JUDGE HOWSIE: Ms. Hallam, I'm not  
2 interrupting you --

3 MS. HALLAM: I am speaking to the  
4 Warden.

5 JUDGE HOWSIE: But you asked him a  
6 question. I'm giving you an answer.

7 MS. HALLAM: Exactly. I asked him  
8 a question. I want an answer from the Warden who  
9 was asked the question. You specifically --

10 JUDGE HOWSIE: Look, the meetings  
11 get dragged on needlessly with you asking the  
12 same question.

13 MS. HALLAM: You are wasting a lot  
14 of time right now telling me what I can and  
15 cannot do.

16 JUDGE HOWSIE: He's answered the  
17 question.

18 MS. HALLAM: You are an equal  
19 member of this Board as me.

20 JUDGE HOWSIE: The Sheriff answered  
21 the question. I don't know what else you're  
22 asking, what you -- what do you want a different  
23 answer? He's going to give you the same answer.

24 MS. HALLAM: I want the Warden to  
25 answer the question. I would like anyone on this

1 Board to back me up when he doesn't. That's a  
2 simple ask.

3 JUDGE HOWSIE: You got the answer.  
4 You just don't like it. He gave you the answer.

5 MS. HALLAM: I did not get an  
6 answer. But again, I am talking to the Warden.

7 JUDGE HOWSIE: Go ahead. Answer  
8 the question.

9 MS. HALLAM: I am talking to the  
10 Warden, so the next of kin is not notified when  
11 there are hospital runs. Is the Jail Oversight  
12 Board notified for these hospital runs?

13 WARDEN HARPER: The Jail Oversight  
14 Board and emergency contact is only notified when  
15 the provider from the hospital indicates for us  
16 to notify the emergency contact. That is the  
17 only time we notify the emergency contact and the  
18 JOB.

19 MS. HALLAM: And the numbers from  
20 the emergency room runs that are in the Warden  
21 Report, where do they come from? Are they  
22 like -- how are they tracked? How are they --  
23 those numbers kept?

24 HSA DR. BRINKMAN: We have the  
25 health care -- health record management of who is



1 going out to the hospital and trying to make sure  
2 that we stay up-to-date so that we can -- when we  
3 receive them back are able to continue their  
4 care.

5 MS. HALLAM: Okay. So it's like  
6 scraping the information in everybody's  
7 healthcare record? I don't understand.

8 HSA DR. BRINKMAN: No. If somebody  
9 goes out to the hospital, we are tracking that  
10 they're off-site now so that, you know, we can  
11 stay up-to-date on what their care is with the  
12 hospital.

13 MS. HALLAM: Okay. And then you  
14 pull the numbers from that?

15 HSA DR. BRINKMAN: Correct.

16 MS. HALLAM: Okay. Cool.

17 And then my next questions are  
18 about the Use of Force Chart, which I will say I  
19 do appreciate getting the breakdown of like -- I  
20 think that's -- you're the one doing that, the  
21 breakdown of the different pods and where things  
22 are happening, so I do very much appreciate that  
23 additional layer of information.

24 So who tracks these? Are these  
25 uses of force pulled from that big book that sits

1 on like the guard's desk in the pod where they  
2 track everything that like comes on and off the  
3 pod, or how are these tracked?

4 CHIEF DEPUTY WARDEN BEASOM: Each  
5 use of force incident results in an incident  
6 packet being generated, okay? That initiates our  
7 review process from the shift commander through  
8 the administration. Once the packet is reviewed,  
9 it's then indexed and then uploaded to our  
10 document retention system.

11 MS. HALLAM: Thank you very much.  
12 And then I know you do a lot of work with this.  
13 Have you ever noticed if uses of force are  
14 increasing, decreasing, staying the same? Do you  
15 track that over time?

16 CHIEF DEPUTY WARDEN BEASOM: I  
17 generate these reports every month, so they're  
18 staying about the same.

19 MS. HALLAM: About the same, okay.

20 And how do our use of force numbers  
21 compare with other Pennsylvania jails of similar  
22 population size?

23 CHIEF DEPUTY WARDEN BEASOM: I  
24 don't have a comparator in front of me. I don't  
25 know.

1 MS. HALLAM: So how would you know  
2 if, you know, the number of uses of force that we  
3 have is too many, and you need to address the  
4 issue?

5 CHIEF DEPUTY WARDEN BEASOM: I  
6 guess I would define -- how would you define too  
7 many?

8 MS. HALLAM: Yeah, that's what I'm  
9 asking you. How would you define too many if  
10 you're not comparing to other jails?

11 CHIEF DEPUTY WARDEN BEASOM: A lot  
12 of these use of forces are reactionary incidents,  
13 okay? I mean, there's nothing we can do to  
14 control that.

15 MS. HALLAM: To control when you  
16 use force. There's nothing you can do to control  
17 that?

18 CHIEF DEPUTY WARDEN BEASOM: What  
19 I'm saying is the majority of these incidents  
20 that we report on are -- are use of force  
21 incidents where we have an altercation on a  
22 housing unit, and we have to respond, and they  
23 don't listen to orders. We have to separate them  
24 physically, so we generate the use of force  
25 packet.

1 MS. HALLAM: Okay. And how many  
2 total officers have been disciplined for use of  
3 force over the past, say, five years?

4 CHIEF DEPUTY WARDEN BEASOM: I have  
5 no idea.

6 MS. HALLAM: Who keeps track of  
7 that, if there's any disciplinary measures that  
8 result as a result of the uses of forces?

9 CHIEF DEPUTY WARDEN BEASOM: I  
10 can't say that there's a chart that I can  
11 reference. I don't know.

12 MS. HALLAM: Okay. Do officers  
13 ever get disciplined because they have excessive  
14 uses of force?

15 CHIEF DEPUTY WARDEN BEASOM:  
16 Through the review process, if we find incidents  
17 where it has to be -- then we refer it to our  
18 disciplinary process, and through due process,  
19 then we -- it has happened, yes.

20 MS. HALLAM: Okay. I was just  
21 wondering if, when you're tracking where they  
22 are, if that's ever raising any red flags about  
23 specific officers that may be involved in use of  
24 force more than others.

25 CHIEF DEPUTY WARDEN BEASOM: No.

1 MS. HALLAM: Okay. Next thing is,  
2 so when I was there for my inspection -- I know  
3 it was last Sunday -- I noticed -- and it was  
4 like a recurring thing that happens every time I  
5 go. I feel like the jail is on lockdown every  
6 single weekend. And it's not just that I feel  
7 like it. It's what the people who are there tell  
8 me that every weekend -- I think even staff  
9 members were telling me -- that the jail is  
10 locked down. And yet when I look at the report  
11 of the solitary confinement report, I don't see  
12 any indication of that. Can somebody speak to  
13 using lockdowns on the weekends and why that's  
14 happening every weekend?

15 WARDEN HARPER: Ms. Hallam, there's  
16 no way that we can actually operate the jail if  
17 we don't have enough staff to operate the jail.  
18 Now, the statute states that as long as these  
19 indiv- -- we have to provide them four hours  
20 out-of-cell time. So any time that we don't  
21 provide individuals the four hours out-of-cell  
22 time, it is indicated on the report.

23 MS. HALLAM: I have the report here  
24 in front of me. I can pull up. It's not. But I  
25 do have the report here. It actually says no one

1 was intake -- no one was segregated in Intake.  
2 It says that there were -- safety and security is  
3 listed as the reasoning. I don't know if you're  
4 aware that staffing isn't one of the exceptions  
5 to the solitary confinement ban, and safety and  
6 security is also not one of the reasons. So  
7 those reports that you put on the website doesn't  
8 actually comply with the law, and I'm wondering  
9 if you got legal advice that told you that this  
10 was okay?

11 WARDEN HARPER: Did you look at the  
12 pod lockdown portion of that report?

13 MS. HALLAM: That's what I have on  
14 my phone right now.

15 WARDEN HARPER: And how many pods  
16 do you see on that pod lockdown report, Ms.  
17 Hallam?

18 MS. HALLAM: You mean how many  
19 different pods or how many instances of there  
20 being --

21 WARDEN HARPER: How many different  
22 pods do you see on that report, Ms. Hallam?

23 MS. HALLAM: A lot.

24 WARDEN HARPER: So therefore, we do  
25 comply with the referendum and reporting when

1 pods are on lockdown.

2 MS. HALLAM: You cannot do a  
3 pod-wide lockdown. We've talked about this  
4 before. And as I was so graciously reminded by  
5 Judge Howsie, I shouldn't have to repeat myself  
6 every meeting in reminding you that. You -- it's  
7 the whole facility, or it's individuals for very  
8 specific reasons. You cannot just lock down pods  
9 and say safety and security.

10 WARDEN HARPER: Ms. Hallam, we are  
11 not going to operate that jail if I don't have  
12 enough staff to operate that jail. If I don't  
13 have enough staff to open up those pods, I'm not  
14 going to open up the pods. I'm not going to do  
15 it.

16 MS. HALLAM: But you understand  
17 that you're breaking the law in doing that?

18 WARDEN HARPER: I'm not breaking  
19 the law. As long as I report it and give the  
20 reasons why as we did on the report -- you just  
21 said it, I'm not violating the law.

22 MS. HALLAM: You told me the reason  
23 was staff shortages.

24 WARDEN HARPER: Safety and  
25 security. So staff shortages and everything is

1 still safety and security.

2 MS. HALLAM: For a facility-wide  
3 lockdown.

4 WARDEN HARPER: Well, I'm not  
5 going -- I'm not going to open up the jail if I  
6 don't have enough staff to open up the jail.

7 MS. HALLAM: But you understand  
8 that that's not what the law says you can do.

9 WARDEN HARPER: I'm complying with  
10 the law. I reported it.

11 MS. HALLAM: And can you show me  
12 where in the law it says pod-wide lockdowns are  
13 allowed for safety and security?

14 WARDEN HARPER: I have nothing else  
15 to say about that, ma'am. We're complying  
16 with --

17 MS. HALLAM: I don't know if you  
18 heard that I just asked you a question. Can you  
19 show me where in the solitary confinement law --

20 WARDEN HARPER: I can -- I'm not  
21 going to answer anymore pertaining to that.  
22 We're complying to that, and I'm not going to  
23 open up the jail if we don't have the staff to  
24 open up the jail.

25 MS. HALLAM: All right. You



1 just -- you know, want to say the quiet part out  
2 loud things, I guess.

3 But also, I just want to -- you  
4 know, quote one specific part before I move on.  
5 The facility Warden shall document specific  
6 reasons why any lockdown is necessary and why  
7 less restrictive interventions are insufficient  
8 to accomplish the facility's safety goals.

9 Now again, this is for the  
10 facility-wide lockdowns, but can you show me  
11 where on this report are the specific reasons why  
12 the lockdowns were necessary and where you  
13 explain why less restrictive interventions were  
14 sufficient to reach your safety and security  
15 goal?

16 WARDEN HARPER: When I get a copy  
17 of the report, I'll be able to give you more  
18 detailed information as to how --

19 MS. HALLAM: It's online.

20 WARDEN HARPER: Okay. So I don't  
21 have that right now available to me, so we can  
22 talk about it at the next meeting.

23 MS. HALLAM: Are you going to  
24 actually be prepared at the next meeting to  
25 discuss things? It just seems that you come very

1       unprepared and do not take this Board or your job  
2       very seriously.

3                   Cool. All right. Next, so again,  
4       on this list there's also a bunch of individuals  
5       listed. It looks like there's about 100  
6       individuals listed. And I'm just wondering maybe  
7       if those individual-specific findings are listed  
8       somewhere. Is the report that's posted online  
9       incomplete, or is this the whole report that you  
10      did?

11                   WARDEN HARPER: If it's online,  
12      it's the whole report.

13                   MS. HALLAM: Okay. Yeah. So all  
14      the individuals that are listed as having been  
15      held in solitary confinement, there are nearly  
16      100 of them -- where are the individualized  
17      determinations for why they're being held in  
18      solitary confinement?

19                   WARDEN HARPER: I think it's right  
20      on the report, Ms. Hallam.

21                   MS. HALLAM: No, it's not.

22                   WARDEN HARPER: I think if you  
23      provide a name -- I think it's right on the  
24      report, or it's in the paragraph as to why  
25      they're --

1 MS. HALLAM: No, it's not. It just  
2 says medical, medical, medical, medical, medical,  
3 medical, medical, medical, medical, medical.

4 WARDEN HARPER: Okay. That's the  
5 response, Ms. Hallam.

6 MS. HALLAM: No. That's not what  
7 it says. That's not what the law says that you  
8 can do. You have to give individualized reasons  
9 for why.

10 WARDEN HARPER: Individuals --

11 MS. HALLAM: You cannot hold people  
12 just for mental health diagnoses.

13 WARDEN HARPER: If individuals are  
14 on the pod that are Tier IV and V and the doctors  
15 do not think that they're eligible to be  
16 out-of-cell, they're on the report. A doctor  
17 says that they cannot come out. That's why we're  
18 saying medical, medical, medical.

19 So this is a doctor, an MD, that  
20 says that they're not stable enough to come out.

21 MS. HALLAM: Or they're on Tier IV  
22 or V?

23 WARDEN HARPER: Or they were  
24 offered the out-of-cell time and did not take  
25 their out-of-cell time.

1 MS. HALLAM: That -- but you don't  
2 have that listed on here at all, that that's what  
3 happened. Your report just contradicts what  
4 you're saying.

5 Okay. At the next meeting, please  
6 bring the documentation that you used to justify  
7 the solitary confinement.

8 Can you also maybe point out -- for  
9 the next meeting of course -- where in the  
10 referendum it says that you can place somebody in  
11 solitary for behavioral reasons? Can you do  
12 that?

13 WARDEN HARPER: I'll have that at  
14 the next meeting.

15 MS. HALLAM: Cool. Thank you very  
16 much.

17 WARDEN HARPER: As a matter of  
18 fact, Ms. Hallam, everything that you would like  
19 for me to have at the next meeting, could you  
20 e-mail that information to me so that I can make  
21 sure that I have it?

22 MS. HALLAM: Are you going to  
23 actually do it if I e-mail it to you?

24 WARDEN HARPER: Could you e-mail  
25 that information to me so I can make sure that I

1 have it, ma'am?

2 MS. HALLAM: The list of all the  
3 things for you to bring to the next meeting?

4 WARDEN HARPER: And the quicker you  
5 do it, the better off I'll be in getting it done,  
6 so, okay?

7 MS. HALLAM: (Laughter.) All  
8 right. E-mail Warden. Okay. I'm just not even  
9 going to go there.

10 All right. Now, specifically about  
11 tablets, because I know people had asked about  
12 that before. And in a previous meeting -- I  
13 forget who it was -- someone who was at a  
14 previous meeting said that you were going to make  
15 sure that incarcerated individuals had a copy of  
16 the solitary confinement referendum on the  
17 tablets. Has that happened yet?

18 WARDEN HARPER: Of the referendum?  
19 We put the minutes on the tablets.

20 MS. HALLAM: Did I say minutes?

21 WARDEN HARPER: So what did you  
22 say, Ms. Hallam?

23 MS. HALLAM: The referendum  
24 language banning solitary confinement at a  
25 previous meeting was supposed to be put on the

1 tablets. As of my inspection a week and a half  
2 ago, it still was not and I'm wondering why.

3 WARDEN HARPER: Okay. I will look  
4 into that. I don't recall you asking that.

5 MS. HALLAM: Did you read the  
6 meeting minutes, because it is in there.

7 WARDEN HARPER: I don't recall  
8 that. I will make sure that it's on there next  
9 time, ma'am.

10 MS. HALLAM: Okay. Thank you very  
11 much.

12 The next thing is -- and I have  
13 gotten reports of this -- scattered reports over  
14 this for the past few months. I don't know who  
15 is left to speak about the visitation policies,  
16 but is it true that you can only be on one  
17 person's visiting list in the jail at a time?

18 CHIEF DEPUTY WARDEN BEASOM: That  
19 is the policy. If some -- if somebody on the  
20 outside has multiple family members in there, all  
21 they have to do is reach out. We can make  
22 notification to visits, and then we can open up  
23 those -- the other individuals that are inside  
24 the facility so they can be on multiple lists.  
25 But as a default, it's one person on one list.

1 MS. HALLAM: Why is that? I mean,  
2 I've seen multiple members of families in jail at  
3 the same time. Why is that the policy?

4 CHIEF DEPUTY WARDEN BEASOM: Just  
5 to have control of the list.

6 MS. HALLAM: But would you have any  
7 less control if you allowed people to be on  
8 multiple lists?

9 CHIEF DEPUTY WARDEN BEASOM: That's  
10 always been the process.

11 MS. HALLAM: Okay. And then you  
12 also can't put money onto commissary accounts.  
13 There's a big sign at the kiosk that says unless  
14 you're on their visiting list, correct?

15 CHIEF DEPUTY WARDEN BEASOM:  
16 Correct.

17 MS. HALLAM: So you can't put money  
18 on more than one person's books if you cannot be  
19 on more than one person's visiting list?

20 CHIEF DEPUTY WARDEN BEASOM: Yes.

21 MS. HALLAM: What is the rationale  
22 for that policy?

23 CHIEF DEPUTY WARDEN BEASOM: Same  
24 thing. It's just -- it was just a control  
25 measure so we know who is on what list.

1 MS. HALLAM: But again, why would  
2 you not know just because they were on multiple  
3 lists?

4 CHIEF DEPUTY WARDEN BEASOM: That's  
5 always been the way it is, so.

6 MS. HALLAM: So we should just keep  
7 on doing it.

8 CHIEF DEPUTY WARDEN BEASOM: I get  
9 very -- I get very few, very few requests to be  
10 on multiple lists.

11 MS. HALLAM: That's because people  
12 see the sign and think they're not allowed.

13 CHIEF DEPUTY WARDEN BEASOM:  
14 That's...

15 MS. HALLAM: I mean, that's how I  
16 even found out about it, and so I checked for  
17 myself and saw the sign.

18 CHIEF DEPUTY WARDEN BEASOM: Okay.

19 MS. HALLAM: So again, but you --  
20 just to be clear, I can say this to the families,  
21 you will waive that requirement if asked?

22 CHIEF DEPUTY WARDEN BEASOM: Yes.

23 MS. HALLAM: And how do those folks  
24 reach out to get on a second visiting list?

25 CHIEF DEPUTY WARDEN BEASOM: They



1 can call any one of the administrators.

2 MS. HALLAM: Cool. Is that just  
3 like -- can you -- is there a phone number for  
4 that?

5 CHIEF DEPUTY WARDEN BEASOM: For  
6 our individual numbers?

7 MS. HALLAM: Well, you said just  
8 for any of the administrators. Do they just call  
9 an individual --

10 CHIEF DEPUTY WARDEN BEASOM: They  
11 can call the 2000 line, and the operator can  
12 forward those calls to any of us.

13 MS. HALLAM: And you should just  
14 say can you send me to one of the administrators?

15 CHIEF DEPUTY WARDEN BEASOM: Just  
16 tell them what the issue is, and she'll be able  
17 to forward it to somebody.

18 MS. HALLAM: Okay. Thank you.  
19 Okay. Let me see what else I have here.

20 JUDGE HOWSIE: Terri, you have a --  
21 Ms. Klein?

22 MS. HALLAM: Oh, yeah. Ms. Klein,  
23 go ahead.

24 MS. KLEIN: Perhaps to alleviate  
25 confusion, could you change the signage that they

1 say, you know, if you want to make multiple  
2 visits, please call?

3 CHIEF DEPUTY WARDEN BEASOM: Yeah,  
4 we can look into changing the signage. We can  
5 look at updating the visiting tab on the website  
6 as well.

7 MS. KLEIN: That sounds like a  
8 great idea.

9 MS. HALLAM: Good idea, Terri.  
10 Yeah, I would definitely suggest changing the  
11 policy, but it seems that we can get around it.  
12 Thank you. Good point.

13 Next thing is I know another thing  
14 I had requested is information about grievances,  
15 total number of grievances filed, how many of  
16 those grievances were found valid, how many were  
17 rejected or denied, how many appeals to  
18 grievances were filed, how many appeals affirming  
19 and denying the grievance, and the findings of  
20 each of those appeals.

21 So I haven't received that. I  
22 don't know if you sent that.

23 CHIEF DEPUTY WARDEN BEASOM: So I  
24 looked in it, in IMS, in our operating system,  
25 and all I can do is I can look up by individuals.

1 I can see all the requests that they have filed  
2 and the responses to it, but as an overall  
3 encompassing --

4 MS. HALLAM: It doesn't give that.

5 CHIEF DEPUTY WARDEN BEASOM: I  
6 can't pull that information.

7 MS. HALLAM: Okay. So you have no  
8 way of finding out we approve or deny 90 percent  
9 of grievances filed to how many we resolve. No  
10 recordkeeping?

11 CHIEF DEPUTY WARDEN BEASOM: Not  
12 that I can get. No.

13 MS. HALLAM: Wow. Okay. Another  
14 thing that I had requested, again at a previous  
15 meeting, was for the dental practitioner to come  
16 to a meeting. What is the status of that?

17 HSA DR. BRINKMAN: I'll own that  
18 one. I completely forgot. I was focused on the  
19 other stuff. I'm sorry.

20 MS. HALLAM: Luckily, we have a  
21 meeting in two weeks, so can you make sure they  
22 come to that? Thank you.

23 HSA DR. BRINKMAN: I appreciate the  
24 reminder.

25 MS. HALLAM: Thank you very much.

1                   Okay. So a lot of when I go and  
2 talk to individuals in the jail -- like I spend  
3 time in Intake to find out about James  
4 Washington's death and found out a lot of  
5 information, which I'll be putting in my official  
6 report for next meeting, but a lot of folks were  
7 talking specifically about the new commissary  
8 contractor. And so I'm wondering if anybody can  
9 give us an update on Oasis, like what you know  
10 about them, what you've noticed has changed since  
11 the last commissary provider?

12                   WARDEN HARPER: I have not heard of  
13 any issues pertaining to commissary.

14                   MS. HALLAM: There's still no  
15 packages.

16                   WARDEN HARPER: Oh, okay.

17                   DEPUTY WARDEN TOMA: Are you  
18 referring to the families being able to purchase  
19 items in? We're working with them on that to  
20 come up with a menu. Due to restrictions,  
21 medical restrictions for the housing units, we're  
22 having difficulty how we can have that set up but  
23 still abide by the medical restrictions that are  
24 put on for those that are having -- based on the  
25 pod that they're on. So we are working with the

1 vendor right now to address that issue and put  
2 that up on the website.

3 MS. HALLAM: I'm confused. Before  
4 when it was Keefe, there were just like general  
5 packages. Like you could get a hygiene package,  
6 things like that, or you could get a snack  
7 package. There were general packages. Why is it  
8 dependent upon what pod?

9 DEPUTY WARDEN TOMA: Well, on  
10 Keefe, what would happen was if they were sent to  
11 a pod where that item was not permitted, it would  
12 be confiscated and put in a bin. So rather than  
13 put that burden on a family sending them  
14 something that they would not be able to have for  
15 a time until they were put off of those  
16 restrictions, we're trying to come up with a way  
17 that at the time the items are purchased  
18 everything will make it to that individual. So  
19 we're trying to be more efficient as to what we  
20 are putting on the website and how we're  
21 designing that packaging program.

22 MS. HALLAM: So are you saying that  
23 you're intending to design it so that no packages  
24 will have any items that are banned on any pods?

25 DEPUTY WARDEN TOMA: At least for

1 the medical restrictions, we don't want that to  
2 have to be a burden because it has to be then  
3 removed when it is delivered, which decreases  
4 efficiency, which decreases -- creates delays for  
5 when commissary is distributed. So we're being  
6 thoughtful and mindful when we are designing  
7 those packages that are going to be going up.

8 MS. HALLAM: And how long have you  
9 been working on this?

10 DEPUTY WARDEN TOMA: We just  
11 engaged in conversations probably in the past two  
12 months. That program, we did have some other  
13 items that took priority for the commissary  
14 vendor that we addressed through the -- you know,  
15 the complaint system. Those have been resolved,  
16 so now we're refocusing back on this item.

17 MS. HALLAM: Okay. Thank you. And  
18 while you're up here, what's up with the food  
19 service contract? Are we still getting a new  
20 one?

21 DEPUTY WARDEN TOMA: The contract  
22 is under negotiation for this new food service  
23 vendor. We anticipate a start date for them as  
24 June 28th. At this time the contract has not  
25 been signed or finalized, so I can't speak any

1 further on that except for the date of  
2 anticipated start.

3 MS. HALLAM: Can you tell me that  
4 date again, June what?

5 DEPUTY WARDEN TOMA: June 28th.

6 MS. HALLAM: June 28th is when it's  
7 going to start, but it hasn't been signed yet?

8 DEPUTY WARDEN TOMA: Correct.

9 MS. HALLAM: And I'm pretty sure  
10 that was the status at the last meeting, too.  
11 Have you guys been in negotiations for a while?

12 DEPUTY WARDEN TOMA: Correct.

13 MS. HALLAM: Okay. Is there  
14 something -- is there a hang-up?

15 DEPUTY WARDEN TOMA: No.

16 MS. HALLAM: No. Okay. Thanks.

17 JUDGE HOWSIE: Ms. Klein.

18 MS. KLEIN: And maybe you can't  
19 answer this, but with the food service, new food  
20 service contract, was there any talk about an  
21 evening snack as part of the contract?

22 DEPUTY WARDEN TOMA: That was not  
23 part of the RFP at the time.

24 MS. HALLAM: What about who is the  
25 contract with?

1 DEPUTY WARDEN TOMA: It has not  
2 been signed at this time, so I'm not at liberty  
3 to say that.

4 MS. HALLAM: You're not allowed to  
5 say who it's with?

6 DEPUTY WARDEN TOMA: That is the  
7 policy that until the contract is completed that  
8 we don't announce who it is with.

9 MS. HALLAM: Okay. About -- we had  
10 also asked if we could get a template of book  
11 rejection letters. I think that's under your  
12 purview too. I still haven't gotten that. Ms.  
13 Toma?

14 DEPUTY WARDEN TOMA: Yep.

15 MS. HALLAM: Yeah, I still haven't  
16 gotten the book rejection letters either that I  
17 have requested for months now, the list of books  
18 on the carts, identifying how the books are added  
19 or changed out, a library visit log. I haven't  
20 gotten anything about books about you saying  
21 we're getting a library. People are getting more  
22 books. So can you speak to that a little bit?

23 DEPUTY WARDEN TOMA: So as to the  
24 request as to a book rejection letter, we do send  
25 out facilities messages, which I'll be happy to



1 pull what that looks like to the individuals when  
2 a book is returned for administrative reasons.  
3 We have had no books that have been rejected for  
4 any other reasons except for administrative ones.

5 In regards to the library, we did  
6 finally get all of our shelving completed. For  
7 that library, we actually were able to unbox a  
8 significant amount of books to add to our  
9 library.

10 In regards to an inventory of the  
11 books, now that the library is completed and we  
12 are able to restock those shelves with the  
13 expanded shelving, we will be looking into the  
14 best way to catalog the books that are in the  
15 physical library. We do not have a plan at  
16 current of how we are going to address all the  
17 books that are within the facility on each pod.  
18 But that's why we have our Book Review Committee,  
19 and those are something that we're going to  
20 discuss further and how we're going to be able to  
21 address that.

22 What were the other items on your  
23 request?

24 MS. HALLAM: The list of the books  
25 on the carts that are going around to the pods.

1                   DEPUTY WARDEN TOMA:  Again, once we  
2                   are able to inventory the entire system, I don't  
3                   know that we will ever be able to tell what books  
4                   are on the carts because the books are transient  
5                   in nature.  If somebody takes it off, they move a  
6                   pod, they don't return it to the book cart that  
7                   was in there, so that's something that we are  
8                   exploring.  The initial ask of having the entire  
9                   catalog that is there being inventoried is our  
10                  first priority, and then we will address those  
11                  other ones as they proceed.

12                  MS. HALLAM:  And I know recently  
13                  the County just contracted with the Carnegie  
14                  Library of Pittsburgh to take over the Law  
15                  Library, so maybe that would be a good  
16                  opportunity.  I had mentioned it to the library  
17                  director --

18                  DEPUTY WARDEN TOMA:  Yep.

19                  MS. HALLAM:  -- and the Board for  
20                  the jail to work together with COP.

21                  DEPUTY WARDEN TOMA:  We had that  
22                  discussion today about reaching out to them as  
23                  well as reaching out to the Allegheny County  
24                  Library Association to discuss the best practices  
25                  of how we can curate and do other measures as

1 well.

2 MS. HALLAM: Cool. And I'm on the  
3 Board, and I'll be more than happy --

4 DEPUTY WARDEN TOMA: Awesome.

5 MS. HALLAM: -- to help facilitate  
6 those conversations.

7 DEPUTY WARDEN TOMA: Great.

8 MS. HALLAM: Let me know, okay?

9 DEPUTY WARDEN TOMA: Sure. If you  
10 have anybody that you can give me contact to and  
11 for that?

12 MS. HALLAM: Yeah.

13 DEPUTY WARDEN TOMA: I'd really  
14 appreciate that.

15 MS. HALLAM: Yeah, I can  
16 definitely -- I'll e-mail -- I'll put that on my  
17 e-mail list.

18 Okay. And then I think this -- my  
19 last questions are about tablets. Is that you,  
20 Deputy Warden Beasom? I think you've answered me  
21 about tablets before.

22 So it seems that there's a really  
23 serious issue with people not having access to  
24 tablets on multiple days. I know I read the  
25 contract that the County is in with the tablet

1 provider that says that they are in breach of  
2 contract if they are one, not fixing tablets  
3 within a certain period of time; and two, if less  
4 than 50 percent of the total tablets are  
5 operational at any given time, the tablet  
6 provider is also in breach.

7 And so I see so many people on so  
8 many different pods who don't have tablets  
9 because they're not working, they're broken. And  
10 so I'm just wondering if you have noticed that  
11 problem as well and if anything has been done to  
12 remedy that?

13 CHIEF DEPUTY WARDEN BEASOM: So we  
14 always work with the vendor when -- if we have  
15 damaged tablets, they take those tablets. They  
16 take them off-site to refurbish them or get new  
17 tablets replenished, but we're at the mercy of  
18 the supply and demand for the devices themselves.

19 MS. HALLAM: How long would you say  
20 it's taking for the tablets to get back when you  
21 send them away?

22 CHIEF DEPUTY WARDEN BEASOM: I  
23 couldn't say.

24 MS. HALLAM: Because I'm pretty  
25 sure, and again, it's either 7 or 14 days -- I

1 just don't remember off the top of my head which  
2 one it is, but it's a short window that they have  
3 to get the tablets back to you and have them  
4 fixed. So that might be something that yinz want  
5 to start keeping track of just to -- it sounds  
6 like they may be in breach. So I just -- I would  
7 be interested to see how long we're without how  
8 many tablets.

9 And then when it comes to tablets,  
10 you don't have your own tablet or do you? It's  
11 like --

12 DEPUTY WARDEN TOMA: Actually,  
13 right now, we're in the process of changing our  
14 current procedure. Right now, they're communal  
15 tablets. We actually did a full inventory of the  
16 facility and identify we had more tablets than we  
17 did have incarcerated individuals. People were  
18 holding onto multiple tablets. So to address  
19 this matter, we're working with the vendor to do  
20 single assignment tablets so that only -- you  
21 would be the individual to be able to sign on to  
22 that tablet. So that is where we are going so  
23 that we can ensure that each person has their own  
24 designated tablet.

25 MS. HALLAM: But if you have more

1 tablets than you have incarcerated individuals,  
2 why are there so many incarcerated individuals  
3 without tablets?

4 DEPUTY WARDEN TOMA: Because people  
5 are, like I said, are holding more than one  
6 tablet. If you can sign on --

7 MS. HALLAM: And there was no way  
8 of finding out that that was happening?

9 DEPUTY WARDEN TOMA: That's why we  
10 did a full inventory of the facility and  
11 identified it and we're moving forward with the  
12 process improvement of which one of those is to  
13 give individual sign-ons so that issue won't  
14 occur in the future.

15 MS. HALLAM: Okay. And then if  
16 someone's is broken, it will just --

17 DEPUTY WARDEN TOMA: We haven't --  
18 yeah, like you mentioned, we have an inventory of  
19 excess tablets that would be swapped out so that  
20 individuals could have access to that. We're  
21 also working with the vendor to identify other  
22 sources so that they can continue to have access  
23 to things like the law library and the -- since  
24 they wouldn't be able to have their assigned  
25 tablet to them.

1 MS. HALLAM: Okay. Cool. All  
2 right. Thank you.

3 WARDEN HARPER: So, Ms. Hallam,  
4 could I have that e-mail listing of everything  
5 that you want to include any other Board Member  
6 to me by close of business tomorrow since --

7 MS. HALLAM: No.

8 WARDEN HARPER: -- the JOB meeting  
9 is in two weeks?

10 MS. HALLAM: I will not be getting  
11 that to you by end of business tomorrow.

12 WARDEN HARPER: Can you give me a  
13 timeline of when I can get that?

14 MS. HALLAM: Yeah. I'll get back  
15 to you on that.

16 WARDEN HARPER: Okay.

17 JUDGE HOWSIE: Any additional  
18 questions?

19 Ms. Klein?

20 MS. KLEIN: I have a question. I'm  
21 not sure to whom this should be addressed, but  
22 one of the areas that the Incarcerated  
23 Individual's Welfare Fund Committee is looking to  
24 do is to replace the mattresses in the jail  
25 because we've had a lot of complaints about not

1 sleeping, and we all know how important sleep is.  
2 So I'm just understanding that the pillow needs  
3 to be included with the mattress, and I'm just  
4 wondering who would be the person who could  
5 provide us with what we would need to consider  
6 for it to meet the security needs?

7 DEPUTY WARDEN TOMA: We bid that  
8 out. The County bids that out, so we would  
9 have -- the procedure would be to utilize the  
10 vendor that we award the bid for that contract.

11 MS. KLEIN: But it would be coming  
12 out of the funds of the Incarcerated Individual's  
13 Welfare Fund, so I wouldn't think -- I don't want  
14 to speak for the committee because we haven't  
15 decided this, but I think we would want to  
16 consider the specifics of the mattress and  
17 then --

18 DEPUTY WARDEN TOMA: So there are  
19 security-grade mattresses. We could provide you  
20 with the responsive bidders who originally bid it  
21 on the original contract that we do have  
22 requirements with the pillow being inside of it,  
23 no rim, cut-proof, things like that that we can  
24 provide to the vendors. But we do have a vendor  
25 on contract who bid to purchase the beds for the



1 facility, of which we do repla- -- we have  
2 purchased mattresses within the past 18 months to  
3 two years to swap out every single mattress  
4 within the facilities, and it has a lifespan of  
5 about 18 months. So we're constantly purchasing  
6 those mattresses and swapping them out.

7 MS. KLEIN: And I think -- again, I  
8 don't want to speak for the committee, but I  
9 think we'd be looking to do an upgrade out of the  
10 Incarcerated Individual's Welfare Fund to improve  
11 the quality of sleep for people at the -- in the  
12 jail.

13 DEPUTY WARDEN TOMA: Then can I ask  
14 a question?

15 MS. KLEIN: Sure.

16 DEPUTY WARDEN TOMA: What would be  
17 the sustainability plan for that purchase  
18 considering the lifespan of the mattress?

19 MS. KLEIN: Exactly. That's -- it  
20 would be coming -- it would be -- I can see it as  
21 an ongoing expense.

22 DEPUTY WARDEN TOMA: So it would be  
23 a reoccurring expense that the Welfare Fund would  
24 be funding? Is that what --

25 MS. KLEIN: I could see that. I

1 don't want to speak for the -- or maybe we pay  
2 the difference over what the County pays -- would  
3 pay if we wanted to do an upgrade.

4 DEPUTY WARDEN TOMA: So you're also  
5 referring to purchasing a different mattress in  
6 its entirety?

7 MS. KLEIN: That's what I think we  
8 are -- yes.

9 JUDGE HOWSIE: My concern with the  
10 Welfare Fund is that because of the new  
11 commissary account -- contract, there are  
12 concerns about the profit margins and the amount  
13 of money that will be contributed to the Welfare  
14 Fund. So when you talk about the expenditures  
15 that occur on a monthly basis, and when that  
16 input -- the receivables decrease, you may be in  
17 a position where we can't afford to give people  
18 money for their tablets, and we can't afford to  
19 pay for the liaison.

20 So I just want to be mindful of our  
21 spending --

22 MS. KLEIN: I understand.

23 JUDGE HOWSIE: -- and the amount of  
24 money that's there, and also keeping in mind that  
25 that amount of money is going to decrease.

1 MS. KLEIN: I understand, but we've  
2 seen it stay around \$2 million.

3 JUDGE HOWSIE: Sure, based on the  
4 prior contract, but the new contract, I don't  
5 know that that will be the case going forward.  
6 It's just something to think about.

7 MS. KLEIN: I under- -- yep. I  
8 agree. You can't spend what you don't have.

9 JUDGE HOWSIE: Right. And so the  
10 question becomes, you know, you get mattresses,  
11 and then at what cost if there's not enough money  
12 to pay for other things? So I'm --

13 MS. KLEIN: I understand.

14 JUDGE HOWSIE: -- just putting that  
15 out there for you to consider. That's all.

16 MS. KLEIN: So it would be helpful  
17 to get any specifics that would be security that  
18 you would need.

19 DEPUTY WARDEN TOMA: I can provide  
20 the bid that went out the last time as well as --  
21 well, I can contact purchasing to get the bid and  
22 see if they have the responsive bidders from the  
23 original bid.

24 JUDGE HOWSIE: Anyone else?  
25 Mr. Herbinko?

1 MR. HERBINKO: Yeah. We requested  
2 that the addition -- addiction specialist be  
3 brought to one of the meetings. Can we arrange  
4 for he or she to be here at the next one or the  
5 next available meeting?

6 HSA DR. BRINKMAN: I responded that  
7 I shared that with AHN, and they've asked for any  
8 questions or concerns to be written in writing so  
9 that they can prepare.

10 MR. HERBINKO: Okay. All right.  
11 Thank you.

12 JUDGE HOWSIE: Ms. Hallam, did you  
13 have something?

14 MS. HALLAM: No. I was just  
15 scoffing at that response.

16 JUDGE HOWSIE: Anyone else have  
17 anything?

18 (No response.)

19 JUDGE HOWSIE: I just want to point  
20 out that we, as Board Members, have a statutory  
21 obligation to document our visits to the jail.  
22 It's our obligation. It's supposed to be  
23 documented, posted on the website. To date, I  
24 believe Ms. Hallam, this will be your fifth  
25 visit.

1 MS. HALLAM: Uh-huh.

2 JUDGE HOWSIE: And you've never  
3 placed any of your comments regarding those  
4 visits on the website. And I know how you're a  
5 stickler for the rules, but I think that members  
6 of the community need to maybe have a right --  
7 they're entitled to see that visit and what you  
8 saw. And other members of the Board do it when  
9 they visit. I want to encourage you to follow  
10 the rules and extend that same courtesy to the  
11 members of the community, which, to date, you  
12 have not done.

13 MS. HALLAM: I will try.

14 JUDGE HOWSIE: Well, don't just  
15 try. It's a rule.

16 MS. HALLAM: No, I'm going to try.

17 JUDGE HOWSIE: Don't just try.  
18 It's a rule. Do it.

19 MS. HALLAM: I'm going to try.

20 JUDGE HOWSIE: With that being  
21 said, Sheriff.

22 SHERIFF KRAUS: I make a Motion to  
23 adjourn.

24 MR. KAMARA: Second.

25 (Whereupon, the hearing was

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concluded at 7:06 p.m.)

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*  
-----  
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 Thursday, May 18, 2023'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