

Committee of the Whole
April 24, 2018

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COUNCIL OF THE CITY OF PHILADELPHIA
COMMITTEE OF THE WHOLE

Room 400, City Hall
Philadelphia, Pennsylvania
Tuesday, April 24, 2018
10:58 a.m.

PRESENT:

COUNCIL PRESIDENT DARRELL L. CLARKE
COUNCILWOMAN JANNIE L. BLACKWELL
COUNCILMAN DEREK S. GREEN
COUNCILMAN WILLIAM K. GREENLEE
COUNCILWOMAN HELEN GYM
COUNCILMAN BOBBY HENON
COUNCILMAN KENYATTA JOHNSON
COUNCILMAN CURTIS JONES, JR.
COUNCILMAN DAVID OH
COUNCILWOMAN MARIA D. QUINONES-SANCHEZ
COUNCILWOMAN BLONDELL REYNOLDS BROWN
COUNCILMAN MARK SQUILLA
COUNCILMAN AL TAUBENBERGER

BILLS: 180162, 180163, 180164

RESOLUTIONS: 180185

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COUNCIL PRESIDENT CLARKE: Good morning.
We are going to start now.

Hearing is called to order. This is a
Public Hearing of the Committee of the Whole
regarding Bills No. 180162, 180163, 180164 and
Resolution No. 180185.

Mr. Stitt, please read the titles of
the Bills and Resolution.

THE CLERK: Bill No. 180162: An
Ordinance to adopt a Capital Program for the six
Fiscal Years 2019-2024, inclusive.

Bill No. 180163: An Ordinance to adopt
a Fiscal 2019 Capital Budget.

Bill No. 180164: An Ordinance adopting
the Operating Budget for Fiscal Year 2019.

Resolution No. 180185: Resolution
providing for the approval by the Council of the
City of Philadelphia of a Revised Five Year
Financial Plan for the City of Philadelphia
covering Fiscal Years 2019 through 2023, and
incorporating proposed changes with respect to
Fiscal Year 2018, which is to be submitted by
the Mayor to the Pennsylvania Intergovernmental
Cooperation Authority (the "Authority") pursuant

to the Intergovernmental Cooperation Agreement, authorized by an Ordinance of this Council approved by the Mayor on January 3, 1992 (Bill No. 1563-A), by and between the City and the Authority.

COUNCIL PRESIDENT CLARKE: Thank you, Mr. Stitt.

Today we continue the Public Hearing of the Committee of the Whole to consider the bills read by the clerk that constitute proposed operating and capital spending measures for Fiscal 2019, a capital program and a forward looking capital plan for Fiscal 2019 through Fiscal 2024.

Today we will hear testimony from City Departments. We will have the First Judicial District, District Attorney's Office, Law Department, Defender Association and Aviation. That is quite a long list, so I am going to ask my colleagues if we can do something a little different today, so we can expedite this process early on since we are starting a little late.

I am going to ask if the first round, well, the first department, we can limit it to one round so we can kind of catch up if that's

okay? And I promise we will be lenient on the bell. Thank you.

(No opposing responses.)

COUNCIL PRESIDENT CLARKE: I see no disagreements. I want to thank you all for your cooperation.

The first person to testify today, Mr. Stitt, is?

THE CLERK: The Honorable Sheila Woods-Skipper.

COUNCIL PRESIDENT CLARKE: Thank you.

(Panel approaches Witness Table.)

COUNCIL PRESIDENT CLARKE: Good morning.

JUDGE WOODS-SKIPPER: Good morning, Council President and good morning Members of Council. As you know, my name is Sheila Woods-Skipper. And I am here today as the Chairperson of our Administrative Governing Board and the President Judge of our Court of Common Pleas. And I am representing the other members of our administrative governing board here today. Also in attendance with me is Kevin Cross, our Deputy Court Administrator for Financial Services to help answer questions from members of Council about our budget.

I should note, I understand that we are running a little bit behind schedule today. I've been asked to keep this brief, and I will. You do have copies of our written testimony. We did provide you with a revised copy as there was an error on the last page, so I just wanted you to note that for your record.

The mission of our courts is to adjudicate cases according to their jurisdiction and to ensure fair, timely and accessible justice to the citizens and litigants in the City and County of Philadelphia. And that has been a focus of my Administration, is to focus on access to justice and on setting goals and achieving outcomes for which we can be held accountable.

We are here today requesting for Fiscal Year 2019, \$161.7 million which consist of \$109.6 million for the General Fund and 52.1 million for grants revenue. And this awaits your approval. As you know, the FJD saves and generates funds by crediting to the General Fund \$44 million for filing fees, 31.2 million for fines and costs, and 13 million in reimbursements. Additionally, we save the City

and its agencies over \$6 million annually by waiving filing fees in the Court of Common Pleas and Municipal Court. In reality, we are really only requesting about \$55.4 million, or a third of the total funding for FY19.

I also should note that absent from the funding for FY19 is the 3 percent wage increase for our exempt non-union workforce. This wage increase was appropriated in our current FY18 budget and has not been released. At this time, I must strongly advocate on behalf of our affected employees to release these funds to our non-union employees who are earning less than their union counterparts and who are equally deserving of this long overdue wage increase.

I should note that the FJD is a strategically focused partner in government. And one of the things I did last year was to implement a high level team to develop a strategic plan for the First Judicial District. And I would like to just focus on that very quickly. You all received a copy of that, as well. The five tenets of this strategic plan include access to justice; expedition and timeliness; equality, fairness and integrity;

independence and accountability; public trust and confidence. And in the written report, you would see all the goals that have been set out and the outcomes that have spearheaded this effort to ensure that we are meeting the tenets of these goals. And we will continue to strive to do that.

I would also like to remind you that the FJD is also creating savings with other agencies. We are a cooperative and responsible partner in government by creating, collaborating and implementing programs that streamline case processing and reduce costs to other agencies. Our involvement in the CJAB MacArthur Criminal Justice Reform Grant Initiative has generated savings by reducing incarceration lengths of stay. In 2015, I will just say this statistic, the baseline Philadelphia prison population was 8,082. On March 31 of this year, that population has been reduced to 5,586. A reduction of 2,496 inmates or 30.9 percent. The population is actually lower today.

A number of factors have contributed to this reduction, but it's the FJD led and cooperative MacArthur Initiatives concerning

early bail review where individuals who are in custody on low bail amounts and no holding matters are provided with a hearing and can be released early on in the system. Also, we have generated a substantial reductions because of the electric monitoring that was also a part of the MacArthur Grant. In 2015, the average days in custody prior to being placed on electronic monitoring was 37 days. In 2017, it was 27 days. So, we are slowly making process -- progress in reducing the amount of time in custody. The MacArthur Grant funding provided 700 new technologically advance monitors that can be activated that will further impact the population in the prison.

So, we continue to evaluate other court programs to identify savings to other criminal agencies in the following areas: By creating reductions in prison transportation through videoconferencing and using case management to schedule -- to reduce police officer appearances and overtime. As the MacArthur Grant as well as CJAB continues to use and better identify individuals who are in custody and look at detainers on individuals to assess who can be

released and at what time. We continue to work with our justice partners to address any issues and concerns concerning detainers. And it really is the philosophy of our department, Adult Probation and Parole Department, that we use detainers and incarceration as a last resort as we are seeking to rehabilitate, not incarceration.

We are also looking at focusing on new justice initiatives that include Language Access Plan that was adopted by the Supreme Court in March of last year. And as a result of that, we have been expending resources and funds to make sure this plan is appropriately implemented. During the calendar year last year, we made sure there was -- that we with provided telephonic interpreting, that we were able to capture early on in the system who needs an interpreter and make that available. And that we establish notice of language rights that are included in all hearing notices.

We are also in the process of relocating our adult probation and pretrial services. In September, we entered into an agreement to relocate the offices from 1401 Arch Street to

714 Market Street. That building is now in the process of undertaking landlord -- undertaking a complete refurbishment, including mechanicals, electronical and plumbing systems. And we expect to occupy that building in the beginning of next year.

We've also developed an attorney/client video same-day interview program in conjunction with the Sheriff's Department where attorneys can visit -- can video conference with their clients in the building on the day they are scheduled for court. This eliminates bringing individuals in the courtroom where they are not necessary. But also, it was a solution to the situation with the elevators there, where there is no access to the basement by the lawyers.

We've also established guardian -- in our Orphans Court, Guardianship Monitoring Program, where we now have guardian investigator to review the inventory and annual reports filed by the guardians and to track their compliance with the statutory duty to file reports and ensuring that the guardian is really working in the best interest of the persons they are responsible for. In our Family Court Division,

we have implemented evening reporting centers to serve as community-based alternative to detention or placement for our youth, and to provide an extra layer of community-based supervision coupled with the GPS monitoring and providing additional services for our youth.

In our Municipal Court Civil Division, we have created a courtroom navigator to assist unrepresented landlords and tenants with basic information about the court process. The navigator will also provide referrals to services and resources. And the court has also instituted revisions to the landlord/tenant complaint to make sure that it is in compliance with all of the local ordinances. We have also ongoing dialogue concerning any issues or concerns with the Philadelphia Bar Association and the public interest groups that are involved.

We also in our traffic division of Municipal Court have instituted a program with our public schools where speakers go in to talk about and focus on driver safety and the perils of distract and aggressive driving. The court is committed to the welfare of our students, and

we seek to broaden the audience of this program. We continue in our Civil Commerce Court with the Civil Tax Sequestration Program which in the last three and a half years has collected over \$68 million, much of which -- half of which goes to the Philadelphia School District to help alleviate its funding.

We also on May 1, 2 and 3 along with our justice partner and other agencies will be having a safe return program that will take place at Enon Tabernacle Baptist Church. The purpose of this program is to allow individuals who have outstanding probation and parole bench warrants to come in, to surrender themselves in a safe environment and to receive favorable consideration. There will be resources available there as well as lawyers who will talk to each individual as they arrive to make sure that this is the opportunity that is appropriate for them. We are turning the church into a mini courthouse, and will have judges there to conduct onsite hearings and also cases can be resolved.

Additionally, I'd like to, in support of our strategic plan goal of supporting access to

justice by providing safe and secure facilities, I must alert the Administration about the concerns that we have about the declining condition of the Stout Center for Criminal Justice. The daily foot traffic here has taken a toll on the building and put a strain on the mechanical and operating systems, the elevators, the escalators, the courtrooms, the carpeting, the furniture and furnishing. It is a need of a serious investment in these areas and upgrades to its systems and infrastructure. As a tenant in this building, the Judiciary Express is a concern because we want to make sure that our employees are safe, and that individuals we invite into the building as clients, defendants or visitors are safe, as well.

Lastly, in addition to providing the delivery of fair, timely and accessible justice to Philadelphians, the FJD should be recognized for its contribution to offsetting its costs and generating revenue and savings for other City agencies. As outlined in the testimony, in the written testimony, an investment in our courts, judiciary and staff creates a return that positively impacts our justice partners, other

City agencies and our citizens. I thank you for the opportunity to present this oral and written testimony. And on behalf of the Philadelphia Judiciary, the Administrative Governing Board, the employees of the FJD, we respectfully seek Council's consideration and approval of our FY19 General Fund and Grants Revenue Budget.

I am happy to take your questions at this time.

COUNCIL PRESIDENT CLARKE: Good morning. Thank you.

JUDGE WOODS-SKIPPER: Good morning.

COUNCIL PRESIDENT CLARKE: I will be brief. Exempts, 3 percent increase. Thank you for bringing that up. Because if you didn't, I was.

How many employees do you have that would qualify, and I guess the Exempts versus the Union because I know I've been getting a lot of calls and a lot of inquiries. The most recent call I got somebody said was my fault that people weren't getting a 3 percent increase pursuant to the authorized and appropriated dollar figure. And I'm assuming the people may or may not know it's somehow related to the new

pension proposal as it relates to the hybrid.

So, can you tell me how many people that would actually impact?

JUDGE WOODS-SKIPPER: I would have Mr. Cross do that.

COUNCIL PRESIDENT CLARKE: I actually -- a lot of people don't realize, there are actually a lot of employees who work for City Council of Philadelphia that are also stuck in the morass of a new pension plan.

JUDGE WOODS-SKIPPER: Just so you know, before I let Mr. Cross respond to the numbers because he has those, I have been informing individuals as we discuss about what some of the concerns or reasons why that hasn't occurred.

COUNCIL PRESIDENT CLARKE: I just need to know how many.

JUDGE WOODS-SKIPPER: Very good.

COUNCIL PRESIDENT CLARKE: We got to get a sense of how many employees are actually impacted.

MR. CROSS: Councilman, Kevin Cross reporting. There are about 1,800 employees that are exempt employees for the First Judicial District of Philadelphia.

COUNCIL PRESIDENT CLARKE: A lot of people.

MR. CROSS: Of Pennsylvania.

COUNCIL PRESIDENT CLARKE: Okay. Thank you. I'm good.

Chair recognizes Councilwoman Blackwell.

COUNCILWOMAN BLACKWELL: Thank you, Mr. President. A general question.

We get complaints from the people affiliated the Juvenile Justice Center about folks being assigned there who are 18 and up not juveniles. And it's creating all kind of problems and they intimidate the younger people and all that.

Do you have any say over that? Can you help us with that?

JUDGE WOODS-SKIPPER: I would certainly raise it with Administrative Judge Murphy. If you can be more specific about what you are referring to.

COUNCILWOMAN BLACKWELL: They are intimidating the young people. And they are taking over in there and harassing them and beating them up because they are older and they are bigger. And the young people who are there

who are young teenagers are losing out because they are being -- they are under attack by older folks who are assigned there who are not juveniles.

JUDGE WOODS-SKIPPER: Very well. Is this occurring in the actual courthouse or --

COUNCILWOMAN BLACKWELL: I don't know where they are -- how they get there. But they are at Youth Study Center at 48th and --

JUDGE WOODS-SKIPPER: At Youth Study Center. Okay. We will look into that and get back to you.

COUNCILWOMAN BLACKWELL: Thank you.

JUDGE WOODS-SKIPPER: If you have any specific cases or individuals, that would be very helpful.

COUNCILWOMAN BLACKWELL: All right. I will ask. Thank you.

Thank you, Mr. President.

COUNCIL PRESIDENT CLARKE: Thank you, Councilwoman.

Chair recognizes Councilwoman Gym.

COUNCILWOMAN GYM: Thank you very much, Council President.

Good morning, Judge Woods-Skipper.

JUDGE WOODS-SKIPPER: Good morning.

COUNCILWOMAN GYM: Thank you so much for your tenure over the last five years. It's been a real pleasure to be able to spend my first time on City Council getting to know the courts through you.

JUDGE WOODS-SKIPPER: Thank you.

COUNCILWOMAN GYM: It's been really helpful. And I appreciate especially our partnership on the eviction work and some of the work we have done about addressing youth placement and, you know, would like to continue that partnership as you move into --

JUDGE WOODS-SKIPPER: Absolutely.

COUNCILWOMAN GYM: -- your new position. So one of -- later this month or later in May, I will be -- our Council Committee on Children and Youth will be taking a look at juveniles in residential treatment. We in 2016, about 950 youth were sentenced for juvenile delinquency. A number of them were placed in residential placement due to the lack of parents or guardians to take care of them.

And you know, one of the things that I note that we have been talking about is the

importance of having all children, even those that have some troubling backgrounds, they need family and family-like relationships to thrive. We also are fully aware that we have had some serious issues with some of our residential treatment facilities, whether it's Wordsworth or Vision Quest recently that have required the sudden closure of them.

Can you talk a little bit about whether the court has taken affirmative steps to ensure that youth are placed out of county only as a matter of last resort? And what efforts the court is taking to ensure that those placements address the trauma and emotional needs and social supports that those young people need at this time.

JUDGE WOODS-SKIPPER: I can speak generally about -- I think each judge as they are evaluating each individual and each child, is looking to do what's in the best interest of the child. And so, I think we are all concerned as a system, if individuals are placed in appropriate placements. And so, that is high on the radar to make sure that the placements are appropriate.

As I indicated, I think it would probably beneficial to have a conversation with some of the family dependency judges in terms of looking at what the law requires and how that evaluation process takes place. But I can assure you that we are all concerned and want to make sure that we are doing what's in the best interest.

COUNCILWOMAN GYM: Thank you. And I know that we had talked a little bit about coming up with some common measures of the performances of these residential treatment facilities, particularly the out-of-county ones. We've noticed there have been a lot of questions about the City's capacity and the State's capacity to effectively evaluate the educational component, for example.

So as we move later into the hearings, we would love to just stay in touch with you about how to make sure the courts are a part of that conversation.

JUDGE WOODS-SKIPPER: Absolutely. Thank you.

COUNCILWOMAN GYM: Thank you.
Similarly, we have been looking at our truancy

system. I know from your testimony, you spoke about the partnership between the City courts, the School District and DHS to prevent and address and reduce chronic truancy. Truancy is also one of the main reasons we found from a recent DHS study that this is a main reason why they end up in residential treatment facilities or begin to come into the system.

As a result of this partnership, have the courts seen a reduction in families who are referred for truancy-related issues?

JUDGE WOODS-SKIPPER: I'm not sure if I have those numbers to see if there was actually reduction. I do know that it's something that the judges are certainly concerned about and they consider and get information concerning. But I don't have those exact statistics. I'm not sure if they are in our general testimony, but I don't believe so. But I can certainly get that information to you.

COUNCILWOMAN GYM: Yeah. And some kind of a longitudinal sense, like, over the last five years, whether this partnership is improving that situation. Similarly, could you provide us with a number of cases that end up in

family court after having been in the regional truancy court and how many of those cases result in dependency? I think that would help --

JUDGE WOODS-SKIPPER: Very good.

COUNCILWOMAN GYM: -- us better understand how truancy moves from being, you know, a situation that happens at the school home and the child and then moves into the justice system. I think that's an important aspect that we are trying to better understand.

You and I talked about this when we met a little bit. But you know, I shared some of the concerns about the recent news investigations by ProPublica into the impact of immigrations and customs enforcement being present and picking up many people who are -- have no criminal record or history. They are often swept in through some of these, seems like, racial profiling sweeps that are going through, whether at traffic stops. They can't come in through other places.

And when we met with ICE, Councilwoman Quinones-Sanchez and I met with ICE two years ago, they were very clear that they were using probation as a means to track potential

violations of immigration. I understand that New York's Probation Department has a policy of limiting information shared with ICE officers, only allowing it if there is a judicial warrant and not prohibiting it, any initiation of it, by a probation officer. We talked about this a little bit.

But is the court open to taking a look at its policy to help set clear lines which limit and define the kind of communication with ICE so that we can go back and tell our communities that they don't have to be terrified about reporting for probation, which would bring them -- if they did that, would bring them into a whole another set of problems that they would then encounter?

JUDGE WOODS-SKIPPER: At this time, there is no written policy or unofficial collaboration between ICE and the Probation Department. The only time that the Probation Department gets involved in handling any ICE request is in the same manner they handle any other request from law enforcement agencies. That is where there is valid detainer or search warrant from another law enforcement agency.

And then they respond to specific inquiry, probationers of criminal convictions that disposition which are a part of the public record. And so, they don't treat the ICE warrant if it's a legal legitimate warrant any differently. And I know we have talked anecdotally about this. We have asked and we have met with some of the immigration advocates, and we have asked for specific instances and cases.

But as I have people researching, from -- in 2017, we were contacted by ICE about a dozen times where detainers were lodged. And as of earlier this week in 2018, only five ICE detainers had been lodged. And each of those incidents were for defendants who were under supervision with the Sex Offenders Unit. There have been no general supervision ICE detainers ever lodged. While we have heard these allegations or anecdotal stories about individuals reporting, we have no specific knowledge. And we still await.

And even we left that message with Immigration -- immigrant advocates to provide us with some specific information about specific

cases. And we will certainly look into them. We are leaving the doors of communication open. And we will continue to discuss what, if any, additional policy the courts in particular, the Adult Probation Department should develop as it relates to ICE. The communication doors are open. But I do encourage if there are specific cases or instances that anyone is referring to, that you get the information to us. Because otherwise, we can't really --

COUNCILWOMAN GYM: Sure. I appreciate that. And I would definitely appreciate the opportunity to stay in touch. I think that the issue is, is that ICE made it clear in the meeting with Councilwoman and myself that they were using probation. That they saw that as an open field for them to be able to pick up immigrants.

So, I'm not sure if it -- you know, like putting the oneness on some of the advocates that come up with the most extreme circumstance, that they can manage to find. You know, I am wondering if there is a way for us to keep working together because I think that's what New York did. That they decided to be proactive

when ICE made it clear, ICE's division made it extremely clear to us that they felt probation was absolutely their purview. They had no problem utilizing it. They plan to use it.

Whether or not we come up with specific indications of it, I would love to still keep talking to you about a proactive policy that we can use.

JUDGE WOODS-SKIPPER: Absolutely.

COUNCILWOMAN GYM: Thank you very much.

And then the last question I have is about the partnership that we have got on the City's Taskforce on eviction prevention and response. I think that it's been a really important effort to help us resolve the disputes between landlords and tenants and keep families in stable housing. I really appreciate the work that the court has done to make the Lawyer for a Day Project and the landlord/tenant legal services effective and helpful and located at the court so it's not, you know, drawing it from other places.

But one suggestion for additional reform that we have heard is a need for judges to review and approve the judgments by agreement so

that both parties understand their rights and the substances of what they are going into, so that the tenant, for example, doesn't feel pressured to agree to a rent that they can't possible make given their circumstances.

Again, is this something that we can continue to discuss such as improving the mediation process with the leadership -- with the court leadership?

JUDGE WOODS-SKIPPER: I am sure we can continue with those discussions. I know that Judge Neifield and her team meet regularly with all the interested parties, public interest, Bar Association and always working towards solutions for areas of concern. So, those doors are always open. And we can certainly continue that conversation.

COUNCILWOMAN GYM: Thank you very much.

Thank you, Council President.

COUNCIL PRESIDENT CLARKE: Thank you, Councilwoman.

Chair recognizes Councilwoman Quinones-Sanchez.

COUNCILWOMAN QUINONES-SANCHEZ: Thank you. I am going to be brief since Council

President asked us to be.

I appreciate all the budget details that you have provided. Can you tell me quickly, we -- in the City we have been looking at performance-based budgeting. What methodology do you utilize in capturing your budget numbers?

MR. CROSS: We do not use the performance-based budgeting, Councilwoman. But we do capture our performance measures. We do track our expenditures by the departments and by our smallest unit levels.

COUNCILWOMAN QUINONES-SANCHEZ: Speak into the microphone.

MR. CROSS: Yes. And we do capture our budget information at our unit levels. So, it could be a process where we can marry our outcomes with our budgeting matters, budget expenses and get to a point where we can get to performance-based budgeting.

COUNCILWOMAN QUINONES-SANCHEZ: That would be helpful. We are going through our little hiccups as we transition into that and have a pilot with some of our budget.

Last year when we closed out your budget because of the zero growth budget agreement that

we have, the courts were allowed to keep \$3 million. How is that money reinvested? And can you provide to the Chair the details around what those reinvestments got us?

MR. CROSS: We can provide that information to you.

COUNCILWOMAN QUINONES-SANCHEZ: Okay. Councilwoman talked about probation and ICE.

Question, is anyone monitoring the referrals by the court system into treatment as we deal with this opioid addiction? Councilman Green is doing some work around this issue. The issue of who gets referred for marijuana versus real treatment because we need the treatment services. Is there any review of that going on?

JUDGE WOODS-SKIPPER: So, we are constantly reviewing what we call our problem solving courts, trying to determine if we need to have additional courts, trying to ensure that individuals are being referred to the appropriate court. So, we try to look at individuals as early on as --

COUNCILWOMAN QUINONES-SANCHEZ: How about when they are getting referred to treatment? We just wanted to -- it would be

helpful if you could provide -- I am sure when Councilman does his hearings, we want to know who is being referred for marijuana. And if we are utilizing those types of resources that we need for opioid and some of the other work that we are doing. So it would be nice --

JUDGE WOODS-SKIPPER: I can see -- I will raise that in all the individuals we are doing the stats for. Because I don't know right now if we separate them out by drug, but I think that's slightly something we can do. And I can probably say anecdotally that the referrals for marijuana are probably getting much lower because of the opioid crisis.

COUNCILWOMAN QUINONES-SANCHEZ: That is what we were hoping. But it would be good if we can start putting those in categories and buckets so we can look at that as we move forward.

And then, in terms of some of your courts, whether it was the Eviction Court or some of the other things, the other work that we are doing with the courts, how -- what's the process that you've reviewed for performance for them -- you know, drug court, mental health

court?

Is there a matrix you are using around?

JUDGE WOODS-SKIPPER: That's one of the areas where I know that we need to do some consistent approaches to how we are looking at data. And it's one of the things -- I know we have applied for a grant to have a coordinator who can coordinate that process so that we are consistently looking at the same measures in each court. We have courts in Municipal Court, court in Common Pleas Court. You have different factors that come into play. In trying to find a mechanism or a methodology that will cap all the information across the board is what we are hoping to do.

Hopefully, we will get better at that. Each of the courts keep their own statistics. And -- but some of them are keeping statistics on different things. So, we want to make that more consistent.

COUNCILWOMAN QUINONES-SANCHEZ: Okay. One of the things that came up with the police overtime was the issue of police in courts. I am assuming you have been part of the conversation about readdressing whether we want

to do some of these preliminary hearings back at police districts. Have you been part of those conversations?

JUDGE WOODS-SKIPPER: I was part of at least one conversation quite a while ago. I know that Judge Neifield has been involved in conversations, as well. And I think these conversations are ongoing in terms of the feasibility of doing that. I think they will continue and hopefully come to some resolution around that.

COUNCILWOMAN QUINONES-SANCHEZ: Yeah. It was a pretty big number. I know when the Police Department comes up, it will be part of the many different conversation we are going to have.

Lastly, and you can submit this to the Chair so I am not taking up too much time. Is there a plan for diversity, particular Hispanic hiring? Your numbers are, you know, haven't moved.

JUDGE WOODS-SKIPPER: We continue to work on that. We make specific outreach to diverse communities and try to advertise in diverse neighborhoods when there are openings.

And we direct everyone, obviously, to the website where we do most of our online applications. So, there is a progressive effort to increase our diversity hiring and so. It certainly --

COUNCILWOMAN QUINONES-SANCHEZ: Do you use our City's personnel office, or you have your own?

JUDGE WOODS-SKIPPER: We have our own personnel office.

COUNCILWOMAN QUINONES-SANCHEZ: Do you have a civil service process similar, or is it all exempt?

MR. CROSS: It's all exempt.

JUDGE WOODS-SKIPPER: Right.

COUNCILWOMAN QUINONES-SANCHEZ: It's all exempt?

JUDGE WOODS-SKIPPER: Correct.

COUNCILWOMAN QUINONES-SANCHEZ: Okay.

And then, we should have a meeting and a discussion about that. I understand civil service is a little bit more complicated. But you know, is it recruiting on community college something, because those numbers are extremely low for the level of participation from our

community within the court, unfortunately.

JUDGE WOODS-SKIPPER: Absolutely.

COUNCILWOMAN QUINONES-SANCHEZ: Within the court system.

JUDGE WOODS-SKIPPER: And we certainly will continue those conversations. And certainly, welcome any suggestions you have in moving that forward.

COUNCILWOMAN QUINONES-SANCHEZ: Okay.
Thank you.

Thank you, Mr. President.

COUNCIL PRESIDENT CLARKE: Thank you, Councilwoman.

Chair recognizes Councilman Jones.

COUNCILMAN JONES: Thank you, Mr. President. And it's still morning, so good morning.

There is a slogan now that has been in the sports world particularly with the 76ers. And it is "Trust the Process." It's hard to chronicle when the process started, what draft pick it was or did we have to tank first. But, Mr. President, I want you to know that we were asked at the University of Penn's Law School, we were on a panel about criminal justice reform

and how things have evolved. In my mind of the process, it started with an organization -- started and was joined by others -- but CJAB. And for years you sat at that table along with your colleagues in the Defenders Association and Probation and Parole and talked about how we could do all of this. It took us a while to listen to you, but we have. And the results of all of this reform is because of the foundation that you guys started.

And I wanted to say that on the record for the public to know that we are glad about all of the new way of thinking about criminal justice. But what -- I am quantify it with the fact that things don't happen independently.

When you go on a, I'm going to have a stricter arrest policy, it impacts the prison. It impacts the courts. It impacts the DA. It impacts the Defender's Association. For the first time in government that I saw, all of these parties come in a monthly way in a room and talk about those impacts. I remember Justice Dougherty sitting right where you are saying if we just would use GPS technology, and I think it was like 400 of them, you would

reduce prison population. And he said it. You were cosigning on it. And I just want to say for the record, that I'm glad we are at this space in time right now, but I want to publicly thank CJAB for that.

Now having said that, our job ain't done. That we will constantly come in rooms and argue about issues such as ending cash bail in the City of Philadelphia to keep the move -- needle moving in the right direction. But what I love about what we are doing is that we are not afraid of new voices anymore. That we are actually listening to differences of opinion. And actually gleaning from those opinions sound public policy.

So, as we look at what the MacArthur Foundation has contributed to this process, as we look at in anticipation and a course correction from the new district attorney, I want to thank old partners for having the foresight to be in the right place at the right time so that we can all do the right thing. And I wanted you to hear that. Because some of the stuff, Mr. President, she would get mad at us about like jumping the gun, you know how we

are -- well, put it on me. Know how I am. But they were patient enough to let us all sing in the same choir. And I am thankful for that.

JUDGE WOODS-SKIPPER: Councilman, I thank you for those comments. And again, I concur in the importance of working collaboratively together. Because even if we don't all agree, we can work through the difference and determine what is in the best interest of everyone. And then recognizing that what the court does or what the DA does or what the defendants all has impact on some other agency and consider that impact before making decisions.

COUNCILMAN JONES: So, that's my Kum-ba-yah moment. Now I am going to challenge us to look at some different things.

Probation and parole and detainers, it is stated that yearly this is costing us 42,000 per person on average. I don't know how they came up with that. But approximately, 140 million a year in incarceration people with detainers.

Do you have a perspective on that?

JUDGE WOODS-SKIPPER: I am sure there is

a cost because there is a cost when people are detained. I think we have to also recognize that the number of people detained has been greatly reduced over the past years. And we will continue to work on programs for alternatives to incarceration, when it is appropriate and looking at factors to determine when it is appropriate to incarcerate.

I reiterate that the Probations Department motto is not to detain and incarcerate. People are given opportunities. And they don't -- that's not their first course of action. But also emphasize that in the past years, and particularly under MacArthur, the number of individuals detained has been greatly reduced. And I think that will continue to happen because of the progressive thinking and progressive programming.

COUNCILMAN JONES: So, we had an opportunity to along with members of your staff to go up to Luzerne County. Luzerne County isn't big like Philly over Pittsburgh or Allegheny County if you look at them, but their model of how they release-with-condition, which alleviates the stay of incarceration and

subsequent cash bail is amazing. And they -- so, if there is a -- you are either held because you are a danger to society and/or yourself, or you are let go with condition.

So me and you, we went out to the brew pub in my district. And you -- I found out that you were a Boston fan deep down. And one drink got into us and we started fighting. Now, you almost threw me off the deck because you are bigger than me. But the likelihood of me and you sober getting in that same fight wouldn't happen. So, for me or you to spend six months in jail, lose a job, lose an apartment or house, lose family relationships over that stay at a cost of arguably -- and July Wertheimer always kicks me about the exact -- I am say 130 a day does not make sense for a thousand dollar bail.

So, we are starting to look at maybe after that bar fight, because you a Boston fan, we have to stay away from the brew pub, a stay-away order. You might need anger management because you did almost throw me into the river. And those conditions allow you to come back and be president of this body. And for us to figure out how to put ourselves

together as human beings in a holistic justice model as opposed to the stagnant model we are currently using which kind of depletes the mission and causes other problems to incur.

So, I know the District Attorney who I am looking forward to his testimony is looking at that. I know that Keir Gray who is, like, been long term advocate for that, how do we figure this out in your story line to kind of get more towards Luzerne County's model.

JUDGE WOODS-SKIPPER: I think there are a couple things. As you know, as part of CJAB, there is a separate subcommittee on prison population that meets monthly, as well, and talk about some of the ways of decreasing the detained population. As a matter of fact, my numbers as of April 11, 2018 indicate that of the total prison population, now there is only about -- maybe -- only maybe too many, but 5 to 6 percent that are detained on warrants or detainers alone.

When we look at when our individuals are being released, of course we consider public safety. And the purpose of bail is to ensure an individual's appearance at court. So, one of

the other factors that we still can't lose sight of is that if an individual comes before the bail magistrate and also from other history and cases has ten failures to appear, then that has to be a factor that is going to be considered in that bail decision. But I think moving forward, we were all proactive in ensuring only people who must be detained will be detained. And I think that's where we are headed.

COUNCILMAN JONES: Mr. President, in conclusion, two things have to be done. This is the next level.

We have to cost account what these things mean. Do they save money? Do they cost more money? Where should that money come from? Those are budgetary commitments and decisions to a direction that has to happen. But if we are questioning the quantification of these efforts, these collective efforts, all you had to do was be down on the second floor when we announced we are closing the House of Correction, and you know that this is working and we are moving in the right direction.

So, I want to thank you.

(Applause.)

JUDGE WOODS-SKIPPER: Thank you,
Councilman.

COUNCILMAN JONES: Thank you,
Mr. President.

COUNCIL PRESIDENT CLARKE: Thank you,
Councilman.

For those that may be watching this on
TV, just want to make sure that you understood
that the scenario that the Councilman just
referenced was hypothetical. Never did we get
in a bar fight. Never did I threaten to throw
him in the river.

COUNCILMAN JONES: He's been mad at me
in the past.

COUNCIL PRESIDENT CLARKE: Sometimes
people catch snippets and the said, man, I
didn't know. I thought they were okay.

COUNCILMAN JONES: He's been mad at me
in the past.

COUNCIL PRESIDENT CLARKE: Thank you.
Thank you, Councilman.

Chair recognizes Councilman Green.

COUNCILMAN GREEN: Thank you, Council
President. I was going to make that comment on
the record as being your pro bono counsel that

the comments reflected by Councilman Jones do not reflect the Body of City Council or the actions of our Council President.

Good morning, Judge Woods-Skipper. I just have a couple questions I want to ask you. One, on March 5, Councilman Jones and I sent you a letter regarding questions regarding the Arraignment Court magistrates. And you sent a response letter back on March 12. And then President Judge -- Municipal Judge Neifield sent us a response on April 20. I just have some follow-up questions based on her correspondence and as part of testimony this morning.

Based on the information I received, Pennsylvania Rules of Criminal Procedure, Rule 528 allow the 10 percent deposit of bail. And then looking at the information provided under our local rules of criminal procedure, allows us to assess a fee equal to 30 percent or in the amount of 3 percent of the total amount of bail. One of the questions I've been trying to identify is how do we determine whether we are doing the 30 percent or the 3 percent as the local fee?

JUDGE WOODS-SKIPPER: You want to --

MR. CROSS: Can I give an example?

If bail is set at a thousand dollars and 10 percent has to be posted, there would be \$100. Then it would be that 30 percent of that \$100. So that's where the -- that's where the 30 percent. It's the amount of bail that is posted, is set for poundage is based on the amount that is collected.

COUNCILMAN GREEN: Right. But how do we determine it's going to be the 30 percent level or 3 percent of the total amount?

MR. CROSS: Because the \$30.00 that's collected is actually 3 percent of the thousand of the amount of the actual bail. So, it's 10 percent of what's posted or 3 percent of what the bail is.

COUNCILMAN GREEN: And then also, I guess my question is, what is that -- how are those dollars used?

JUDGE WOODS-SKIPPER: I'm sorry?

COUNCILMAN GREEN: That 30 percent, how are those dollars used?

MR. CROSS: It's returned to the City's General Fund.

COUNCILMAN GREEN: That's used for the

administration of the court, when you say return to General Fund. But we also provide the dollars to the First Judicial District for your operations. So, give me some perspective of how those dollars are used?

MR. CROSS: We could all easily say that those funds are used to offset the Court's budget, but they are also returned to the City's General Fund so that they can be used in any way. We collect the money on a monthly basis and distribute them at the end of each month and distribute it to the City's General Fund to the Treasurer's Office.

COUNCILMAN GREEN: In your -- I will go back to the budget detail. You have expenses that you incur as part of the Administration of this process, correct?

MR. CROSS: Correct.

COUNCILMAN GREEN: And so, what is that cost on a monthly or annual basis?

MR. CROSS: I am going to have to get back to you on that, Councilman. The bail that -- funds that are collected for bail are not associated directly with our budget. We are fully funded by the City of Philadelphia. So

these funds, if anything, would be just an offset to our budget. But are not returned to our budget directly.

COUNCILMAN GREEN: I will follow up on that question. In the correspondence we received from Municipal Court Judge Neifield, we got information how the arraignment court magistrates are assigned. To my understanding, they are assigned for four-year term. And then after the four-year -- prior to end of four-year term, they can be reappointed. There is a committee that evaluates that reappointment process.

Is there an opportunity for those outside the judicial branch or the Public Defender's Office, District Attorney's Office to comment or provide information on how those magistrates are being assessed?

JUDGE WOODS-SKIPPER: I believe there is an opportunity because of the committee and the courses that are taught involve not only the judge's but the lawyers from the District Attorney's Office and the Defender Offices. They are always invited to come in and engage in any conversations about concerns about the

process in an informal setting. There is always an opportunity for them to have a voice.

COUNCILMAN GREEN: But is there any opportunity for any members of the public or any other entities to make a commentary regarding how a magistrate, how he or she is performing their duties?

JUDGE WOODS-SKIPPER: I will bring clarity on that through Judge Neifield. I believe that any member of the public can make comments to the reviewing committee who will address any of those concerns based on the comments. And I guess, if necessary, could invite them in for some further discussion.

COUNCILMAN GREEN: And is there any type of public announcement regarding when that committee meets regarding magistrates for reappointments?

JUDGE WOODS-SKIPPER: That I'm not sure of. I will check to make sure. I don't want to give you incorrect answer. Let me check that to make sure.

COUNCILMAN GREEN: Councilwoman Sanchez talked a little bit about some work I am doing in reference to opioid addiction but also

connection to medical cannabis. But I also wanted to talk to you briefly regarding recent resolution that was introduced into this body, and we anticipate hearings in the Law and Government Committee regarding using THC as a screening process for probation and parole. I wanted to get your thoughts on that issue.

JUDGE WOODS-SKIPPER: On using, I'm sorry?

COUNCILMAN GREEN: THC, the chemical found in cannabis.

JUDGE WOODS-SKIPPER: I'm not sure how much of that is used at this point. I think I will defer my comment until I am more informed on that process, but I can get back to you on that.

COUNCILMAN GREEN: Okay. Would you or people from the First Judicial be able to participate in those hearings?

JUDGE WOODS-SKIPPER: I would need more detail about the nature and the specifics of the hearing. Because, one, if it's something that could come before the Court where someone would have to make a decision, it could be a conflict. So, I would need to know more specifics about

the nature of the hearing and what information you need from us.

COUNCILMAN GREEN: Well, the purpose of the hearing is to investigate and examine the use of THC screening for people who are on probation and parole and whether we should continue to use that going forward. We won't be having any conversation regarding any active management before the court. More of a policy perspective and getting input from various entities within our criminal justice system on that policy.

JUDGE WOODS-SKIPPER: I don't see why we could not have a policy discussion.

COUNCILMAN GREEN: Okay. Also, wanted to ask some questions. Currently, there is legislation in Pennsylvania General Assembly by Representative Taylor regarding Jenkins Law Library. My understanding is that fees are collected by the First Judicial District which are used by the Jenkins law Library. My understanding that the legislation will change that process.

Do you have any perspective on the legislation?

JUDGE WOODS-SKIPPER: I don't have any comment on that legislation. That is not something that the First Judicial District put forth. And we are not permitted to comment on that per our Supreme Court.

COUNCILMAN GREEN: I didn't hear the last part.

JUDGE WOODS-SKIPPER: We are not permitted to have any comment regarding that because it's a legislative matter. And we can't be involved in legislative matters.

COUNCILMAN GREEN: Okay.

Council President, I know there are some other members that want to ask questions. in the sake of time, I will allow them to ask questions and come back.

COUNCIL PRESIDENT CLARKE: Councilman, actually just before you walked in, there was, I believe to be, an agreement that we would just do one round on this first panel because we got started so late. And we actually have five panels today, and we are at twelve o'clock.

So, if you have some additional questions --

COUNCILMAN GREEN: I think --

COUNCIL PRESIDENT CLARKE: I promise to be lenient on the time. You had a couple other questions?

COUNCILMAN GREEN: I believe I think I know where some of my answers maybe going, so I will defer to.

COUNCIL PRESIDENT CLARKE: You're it. And I know the Councilwoman just sent me a little -- your time is not up yet.

COUNCILMAN GREEN: In reference to some of those questions, hopefully, we can have a follow-up meeting maybe in my office regarding some of the questions, maybe yourself or as well as Judge Neifield so we can kind of get to the bottom of these questions.

JUDGE WOODS-SKIPPER: Councilman, we are always open to further discussion and communication and keeping those lines open.

COUNCILMAN GREEN: Thank you.

COUNCIL PRESIDENT CLARKE: You good? Thank you, Councilman.

Councilwoman Gym, I think you have one follow up, brief follow up.

COUNCILWOMAN GYM: Just a point of clarification. Earlier you mentioned that the

Court honored the detainers that are lodged against some of the folks in probation. Could you clarify, are those ICE detainers or judicial detainers?

JUDGE WOODS-SKIPPER: I indicated that there were five ICE detainers that were honored in 2018 thus far.

COUNCILWOMAN GYM: Right.

JUDGE WOODS-SKIPPER: Those were detainers that were valid arrest warrants like any other agency that we would honor.

COUNCILWOMAN GYM: Generally, the policy does require us to require judicial warrant because the ICE detainers have had problems in the past that have gotten them in a number of troubles, including lawsuits. Maybe that's something we can meet to discuss.

Thank you, Council President.

JUDGE WOODS-SKIPPER: Thank you.

COUNCIL PRESIDENT CLARKE: Thank you, Councilwoman.

Want to thank you for your testimony. I do believe there is one callback day. So if there are any other additional things that may come up with respect to Councilmembers, you

could be called back. Obviously, whenever it is the need to have further conversation, you always made yourself available.

JUDGE WOODS-SKIPPER: Very well. I will continue to do that.

COUNCIL PRESIDENT CLARKE: Got the message about the exempt employees. There will be something on that very soon.

JUDGE WOODS-SKIPPER: Very well. Thank you. And to all Members of Council, I thank you for this opportunity. This will probably be my last opportunity to present as Chair of the AGB and President Judge as my term ends in November. Of course, unless there's a call back.

Thank you. It's been a pleasure.

COUNCIL PRESIDENT CLARKE: Thank you so much for your awesome work.

(FJD Panel exits Witness Table.)

COUNCIL PRESIDENT CLARKE: Okay. Thank you. Have a little quiet please. Can I have a little quiet, please, we still having a hearing.

Thank you.

Our next witness will be the District Attorney.

(Panel approaches Witness Table.)

COUNCIL PRESIDENT CLARKE: Good afternoon. Please proceed with your testimony.

MR. KRASNER: Good afternoon, Council President. It's always a pleasure to be here and have the opportunity to speak to Members of Council. We have submitted testimony. In order to be able to get to questions a little bit more quickly, I am going to go off those comments and say a few things.

There are various materials we want to present in terms of slides that are indicative of the direction we are trying to go and our budgetary needs. So, I will try to incorporate them in answers to questions. But I do want to say off of those remarks a couple of things that are very important for us to understand. Those are commentary about where we are historically, where the state is, where the City is.

There is a very important study that's going to be released by Columbia University later this week on the subject of probation and parole. It is my understanding that it is not only authoritative and correct, but it is going to name Pennsylvania as being if not the absolute worst, then one of the two or three

worst in the United States for excessive probation and parole, which would not be such a big deal if it weren't for the fact that excessive probation and parole does a lot of harm. It takes people who have effectively been rehabilitated and puts some many hurdles in front of them, they almost cannot help but trip.

That is something that I think some people in the system may know even after 30 years in the criminal courts. It's something I did not realize. Frankly, I became accustomed to what is normal in Pennsylvania, normal in Philadelphia. Well, let's talk about what else has been normal in Pennsylvania and Philadelphia.

It has been normal in Pennsylvania to have the second largest number of people doing life without parole sentences in the United States only behind Florida. And it has become normal to have as many people doing life without parole in Pennsylvania as 25 other states combined. It was normal for Pennsylvania to have the largest number of juveniles doing life without parole in the United States, which was also the largest number of people in the world.

That has become normal. And it's a big part of my daily job because our committee of highly qualified people has to consider what we are offering on resentencings over and over and over.

We are finding that what this state and the City has considered normal is not normal. It is not normal, and it causes tremendous damage to our economy. It causes tremendous damage to the relationships between police and communities that they are there to serve. It causes tremendous damage in almost every way you can imagine to the City of Philadelphia, including its public schools, including its capacity for treating addiction. And that is part of the reason that there has been a movement. And that that movement has made its way into the District Attorney's Office. Because that movement, which is very broad based and very diverse recognizes that this District Attorney's Office needs to go a different direction.

(Applause.)

MR. KRASNER: Now fortunately, we are blessed in many ways by having in the midst of

this situation, in the midst of this situation where Philadelphia had, no longer has, but had the highest rate of incarceration of the ten largest cities, the situation where the state has a 700 percent increase in incarceration, while the United States, an international embarrassment, has a 500 percent increase. In the midst of this, we have found in Philadelphia there is a political will, and that there is a team of leaders who are interested in going a different direction. It's curious because we have such a deep problem reminiscent of Mississippi and Alabama in the 1960s in many ways. And yet, you have the political will here to fix it, which is not what you had in Mississippi and Alabama in the 1960s.

I mean, in some ways it's a very, very hopeful situation. We look at Texas as an example of tremendous criminal justice reform in the last several years. But that has a lot to do with two things, how bad it was and the fact that there is forming in Texas a political will. There is greater political will here. And I am extremely grateful to have -- to view myself as being the newest partner or the newest team

member of a team that includes the members of this Council, that includes the Mayor, that includes the police commissioner, that includes people from MacArthur Foundation, includes so many other people who are trying to push in the right direction.

So, what is that direction? Well, let's talk about 115 days in or so about one of the things that I would view as an early win for this team. And I do mean it's a team. Can we go to Slide 7 and 8 please.

(Slides pulled up on screen.)

MR. KRASNER: At the time when we came in, there had been tremendous progress on the MacArthur goal to reduce incarceration in the City of Philadelphia by about 33 percent. Some very smart people who were doing work in the office as ADAs and had an interest in policy spent a little bit of time since we know we cannot change state law to make it illegal for there to be cash bail at this time, the political will is not there in Donald Trump's Pennsylvania. We spent a little bit of time trying to find a category of offenses that were not so serious that they really required people

to be in custody, but were the offenses that were trapping poor people in jail. And what we ultimately found was approximately 25 offenses that were not violent, that were not sexual assault defenses where it appeared that middle class and upper class people would get out on bail, but people who are broke would not. I say that because these were offenses where people were sitting in jail on a bail of \$10,000, meaning, they only had to pay a thousand to get out. Once we identified those offenses, we came up with a policy in the middle of February. And then we looked at what happened from the time we came into office in January through when that bail policy was passed and then we looked at what happened after.

Simply put, what happened before was there was a daily reduction in the population in the county jails of about six people. And after that, in the same period of time, there was a daily reduction of about 12 people. Now some of this was due to our bail policy, and some of it was also due to another policy that was announced around the same time around sentencing, a policy that recognized that the

Pennsylvania State sentencing guidelines are the problem. They are the problem. They are the reason Pennsylvania is outstripping these other states by having a 700 percent increase in incarceration rather than 500 percent, they are not passed by Philadelphia leaders. They are passed by leaders upstate, many of whom are not lawyers, make of whom have never worked in criminal justice, but all of whom have lost their coal mines and lost their industry. And they've come up with another industry. And that industry, sadly, is often to incarcerate people from Philadelphia --

(Applause.)

MR. KRASNER: -- thereby obtaining funding that will keep open their schools, that will keep open their bars, that will keep open their diners, and that will keep their residents employed but also simultaneously, because people incarcerated in those facilities are counted for census purposes in the county not where they come from but in the county where they are incarcerated, this became an engine for increasing political power through jury meandering by pretending Philadelphians lived in

their states when they couldn't vote in their jails. And it become a formula for increasing high rate funding by pretending that Philadelphians who resided in their jails and could not drive a car were their residents, thereby driving it up. This is the witch's brew of politics, of racism and of efforts of counties that are industrially and economically declining to find a way to better their situation at the expense at every single level of the future of the City of Philadelphia.

So our policy was, these sentencing guidelines are too high for non-violent offenses, for offenses that are not sexual assault offenses. You are to give offers that are the bottom end of the guidelines because they caused the problem. That policy plus the bail policy resulted in what we see here. What we see before are the tremendous and successful efforts of every person on this team going back years of MacArthur Foundation, the Mayor, Council and all the other players in the criminal justice system including the FJD and the Public Defenders Office. What you see after is what happens when you have a willing partner.

And these entities now have a willing partner. The Police Commissioner has a willing partner that is not going to look the other way when we found unjust, unconstitutional actions taken by police officers in the way prior DAs who worried more about politics than the truth did. There is a willing partner for people who want to reduce incarceration because, as it turns out, contrary to all the criticism that came with the time saying the City would be on fire and there would be zombies running the street, as it turns out, that has not happened.

May we see Slide 8, please.

(Slide shown.)

MR. KRASNER: This is a comparison of the actual situation of crime in the City of Philadelphia this year as compared to last. I am not for one minute claiming that this District Attorney or any other District Attorney really controls crime because that's not true. But what is true and what is scientific is that we find that despite these bail policies, despite these sentencing policies, violent crime is down 10 percent as compared to last year. We find aggravated assault, for example, if I am

reading that right is down 7 percent. And most importantly, on this particular batch of statistics, homicide is down 23 percent. Now, there is a publicly available website that has homicides down 13 percent. And I could get into the intricacies of that, but I won't. The bottom line is, it's down. And it's down despite policies that said cash bail is not necessary for these offenses. Down despite policies that said you are giving sentences that are too long for a whole variety of offenses.

So, we see that these policies can coexist with safety. And we see that we can partner together for things that will be successful. I will now keep whatever part of my promise is left, and I will stop to allow questioning. And hopefully, I can make some other points through my responses to questions.

COUNCIL PRESIDENT CLARKE: Thank you, sir. Thank you very much. In your newest capacity, welcome to the City Council of Philadelphia Budget Hearing. I don't know what you have heard, but it's an awesome opportunity to speak directly to the leadership of the legislative branch and, more importantly, to the

people because we are, in fact, on TV. So, thank you and welcome.

Thank you for the meeting we had the other day. I just want to talk about -- it was productive. As you know, may not know, the level of specificity that I referenced. But I've even lived to represent 22nd Police District all my life. And consistently, the 22nd Police District is right up at the top in terms of gun violence. And when you look at the overall City, you know, the numbers are down, things have changed. The simple reality, there are still parts of the City where there unfortunately are gunshots every night.

I actually met with a group of young people up at The Parkway School. And we talked about gun violence. And they were concerned that the level of interest and show of support for the shootings on the national level got all of this attention in terms of, you know, those individuals. But their position was, well, people are getting shot in my neighborhood every night. And we don't see the level of support and the attention being paid to those kids. I do have to talk about the other side of the

equation. And I want to thank you first of all for your presentation also.

Number of my colleagues have done a great job around this, particularly Councilman Jones. He had a formalized role in the criminal justice reform, the special committee. And done an awesome job with CJAB and whole nine yards. I see Ms. Bradford in the back who was actually one of our co-chairs for our special committee. And it is clear. And I am glad you referenced this whole issue about the, quote/unquote, and not here today, but the prison industrial complex. When a lot of the advocates in some of the more aggressive advocates talked about it. People kind of poo-pooed it.

But it is a reality. I agree with you a thousand percent. I remember when there were conversations around the census, when people were counting individuals that were shipped from Philadelphia and other municipal urban areas through those prisons. And they were being counted in the census. And it meant that those particular counties and townships got more money from the Federal Government based on the census. And so, I agree with you a thousand percent on

that. It is a problem and it is a prison industrial complex. So, I want to applaud you for lining that out.

But on the other side, I hate to use the term "but." There is a problem with shootings. And there is certain level of violence in some of these neighborhoods. Just a little recommendation to you. Be careful about touting the numbers because the numbers can change just like that in terms of homicides and other things. And unfortunately, I have seen it happen too often. We are excited about the numbers going down. And then you get two, three bad weekends that can turn around in a heartbeat.

So, I just want to talk to you real briefly about, you know -- again, we had a conversation. What are we going to do about, if anything at all, in terms of dealing with this gun violence, dealing with the people who simply don't want to conform with the neighborhood's norm; not the system norm, but neighborhoods norm where people want to have safe community and want to have a community where they can raise their children? And they want to have an

environment where they have an opportunity and have family and sustaining jobs, all of those good things all of us deserve.

Can you kind of talk to me about, you know, what we can possibly do and what we would like to do? I know we are limited based on these ridiculous laws as relates to the State of Pennsylvania, but we do have to figure something out.

MR. KRASNER: Yes. I would love to and I appreciate the opportunity to do so.

First of all, within the confines of what's been done traditionally, there is a joint gun violence taskforce between the Attorney General's Office and the Philadelphia District Attorney's Office. We have selected new leadership for that group within Philadelphia. And frankly, given them every resource we have. That new leadership came from very highly regarded homicide attorney who has spent his career dealing with the aftermath of shootings that are not prevented. It is a criminologically informed, statistically informed group working closely with an excellent lead investigator with Pat Mangold who has both

been a Philadelphia Police Officer, Homicide Detective and now is in the employ of the Attorney General.

This is a group of people who get it. They get the specifics. And they understand, as do I, that the key to this is to look for the people who are going to use the guns in the wrong way as opposed to the scattershot of just looking for anybody who has got guns. It is a more focused and effective way of trying to go after the problem. And it deals with the problem in terms of Philadelphia's reality, which is that we have a kind of a gang. But it is really more like a cohort of young men who are growing up potentially only two blocks from each other and are getting into conflicts that are sometimes related to criminal activity and drug turf and sometimes nothing more than disrespect or whose girlfriend is with whom and they are armed.

So, we amped that up. We put a lot of resources into it. We knew spring was coming. We tried to get ahead of it. And I am hopeful that with those sort of traditional approaches, we are going to be effective and successful

because I believe we have the right people there and they are doing the right kind of things.

There are some other things that we are looking at and need to look at even though it is only 115 days in. Frankly, this group and the DA's Office is not afraid to do it because we are not too worried about the NRA or what they think of us or run statewide. That is of no interest. And it makes it a lot easier to do things that, frankly, should have been done a long time ago.

This Council passed a 48-requirement for lost or stolen guns. The point of that is that straw purchasers sell guns like water on the street to criminals. And then whenever those guns are found on the body of someone who's been shot or they are connected to a shooting, those people who bought the guns say, oh, yeah, it got stolen. Got stolen, you know, four or five years ago. I just never reported. Well, that's nonsense. They sold it. And they bought seven other guns and sold them. They just haven't popped up on the bodies of people yet.

If there is a requirement that within 48 hours of a gun being lost or stolen, it makes it a little harder to be a straw purchaser. Means

when the gun does pop up later and you didn't report it, you have a problem. Now, the City Council's ordinance has limits obviously. And it's not as effective as, for example, a federal or statewide law that would put appropriate penalties on it, but it has some effect. It should be used. It should have been used already. It is something we are prepared to use moving forward regardless of the political problems. If you talk to people who have been hard nosed detectives or police officers in Philadelphia for a long time around violence, they will tell you, youth programs.

I have one say to me specifically, yeah, we are going to go after the hard heads. Of course, we are going to do that. I am tired of locking up kids. I am tired of locking up kids. We need to have effective youth programs that give young men, and it is young men, something to do other than hang out with the corner boys, have conversations with them, view them as role models. There has to be more to do. And you know, you can see that anyway from going into a community rec center with basketball floors broken and the cap -- the coach of the team who

works there for free, is periodically trying to fix it himself so the kids can continue to play. Or even in the quality of the basketballs that are all worn out and barely useable anymore.

We have to have youth programs, whether they are athletic or arts, you know, whether they are things that are additional or educational instruction, whatever it may be that give some kind of alternative to that. In terms of focused deterrence, we have with us Movita Johnson-Harrell, is the newly appointed Chief of our Victim Services. And frankly, a force of nature who has done remarkable work for victims already that the City has not seen in the past. There is more announcements coming.

But she also has quite a bit of experience with Focused Deterrents having focused on the issue herself after the murder of her son Charles, which followed the murder of two other family members in her life. Was personally involved with Focused Deterrents in a pilot in South Philadelphia. And as with many things, it's the details that matter. But there has been half hearted commitment to Focused Deterrents which proves successful in a pilot

program in South Philadelphia. There was a stick involved, but there should have been a little more carrot. And I think that a properly vetted Focused Deterrence Program, which this office would be delighted to join in offering with police departments, other agencies with the assistance of City Council and the Mayor, I think that can play a significant role.

There are national resources, such as the Prosecutors Against Gun Violence, which is a national organization which was founded by district attorneys in LA and New York that works with DAs and chiefs of police all over the country. I have been asked to be a member even before I came into office. And I invited Commissioner Ross to join me. These are major cities all over the country. These are good, smart DAs and good commissioners seeking national solutions and also trying to keep the NRA's national agenda of doing things like making silencers generally available in check. Isn't that a good idea in the middle of a mass shooting spree, to make silencers generally available. That is what your NRA are up to. If you don't have mayors and chief of police

stepping up and saying something about it because they are not afraid of the NRA politics, then you are not going to have any improvement. We have to go after gun shops in a way that has not occurred previously. And go after gun shows. Not the owners who are following all the laws and following the best practices like those that were given during the Bloomberg Administration and then rejected all across the city by gun owners under threat of the NRA. We have to be willing to engage. And if that means that there is going to be some level of surveillance, that means there is going to be efforts to check carefully and trace back as much as the law permits, then we are going to have to do that. We have to be willing to shake things up a little.

And finally, I will make another suggestion here that is not fully vetted. It's one that comes up in discussions with some of our best experts. There is Gun Court done right. There is Gun Court done wrong. We need to look at doing Gun Court right. By that, I mean, you look at the individual. You look at the case. You are not going to take the college

student with no prior record who bought a gun legally at a gunshot because he got beat up and wasn't checking carefully enough to know he needed a permit to carry when he safely carried that gun out of fear. You got to know the difference between that and a gangbanger. And if Gun Court simply goes after everybody indiscriminately without regard to the truth about whether they are criminals or they are people in any other county who would not be in violation of the law at all, then it will fail. If Gun Court is focused on people who are bona fide criminals using guns for the wrong purpose, then it can be effective.

The City of Philadelphia -- you know, and I invite Council and all leadership in the City to work on this issue with me. But the City of Philadelphia may, and I say may, have the model in what has been done in New Jersey, Chicago, Los Angeles and other locations where rather than focusing on restricting individual's user access to guns, they focus on the licensing of gun dealers under at least City-wide authority. A licensing that can do things like reduce thefts of firearms from gun shops, which

is nationally becoming more and more prevalent. A licensing that can provide some pressure on these gun shops not to engage in sloppy practices, not to engage in practices that are unwise from a social perspective. That is something that we are only beginning to explore. But I would be delighted to work with Council. And it is something that may get us around some of the preemption issues that seem to plague some of the other legislation. Because those preemption issues arguably go to individuals rather than commercial establishments.

We have a lot to do. And we have a lot to do in many different directions. This is an Administration that looks forward to working with Council and all the other partners and all the other agencies, even ATF, which has been told by our President to stand down. We look forward to working with all agencies that actually have an interest in reducing gun violence.

COUNCIL PRESIDENT CLARKE: Thank you. Just wanted to give you the opportunity of this forum to talk about in a public way some of the things that we discussed during the course of

our meeting so people understand that you are, in fact, interested in focusing on gun violence because there is this notion out there that that may not be the case. This is probably the best platform as relates to doing that. We obviously, will follow up and continue our conversation.

I forgot to mention Councilman Johnson who is actually head of Special Committee on gun violence that is much broader than simply focusing on the gun. At the end of the day, there is an underlying issue as to why the young person at some point in their life decides to pick up a gun and go out on the street and stand on the corner and wear that gun as part of the uniform of the day. It has to do with being involved in poverty, family structure, peer pressure. There were all kind of peer pressures, not having the opportunities. Looking at the end of the tunnel and not seeing the light, but seeing no way out.

We are clearly particularly being a legislative branch that appropriates dollars that will, in fact, get people on the direct path. You can look forward to us being a viable

partner in this very, very important issue. I want to thank you for laying out that particular issue.

MR. KRASNER: Council President, thank you very much. I appreciate that.

COUNCIL PRESIDENT CLARKE: You're welcome, sir.

Chair recognizes Councilman Greenlee.

COUNCILMAN GREENLEE: Thank you, Mr. President.

Good afternoon.

MR. KRASNER: Good afternoon, Councilman.

COUNCILMAN GREENLEE: Just had one question particularly on the issue of witness services. You talk in your written testimony about services for both victims and witnesses. Is there any -- I know there is a lot of problems sometimes with getting cooperation of witness. Do you have any thoughts about that issue yet, specifically on how you can improve that situation?

MR. KRASNER: Councilman, we do. As I mentioned previously, we have a force of nature in our new head of victim services. This is

someone who has not only lived the experience of being a victim of homicide with three different victims in her family, including her son, but as someone who has a Masters in Social Work from the University of Pennsylvania and has worked very effectively with a non-profit she founded called the Charles Foundation. Very well known and very close to Jennifer Storm who is the victim advocate for the Commonwealth of Pennsylvania. A person with whom I have been dealing, but frankly only through the contact that was made. And a person whose budget statewide to deal with these kind of services is going to explode from about 30 or 40 million dollars to almost \$130 million over the next few years.

Needless to say, that is a relationship that can be very important to the City of Philadelphia in terms of assisting witnesses and assisting victims of crime. But more immediately, what we have done is we have determined that while there are some truly excellent advocates within Victim Services, there were some people who are phoning it in who, frankly -- by phoning it in, what I mean is

every time we were trying to be in touch with victims in a case, they make a phone call. If it wasn't answered, then they would write that down and then they do it again and write that down. Through Movita's efforts, we switched direction when we found out that the contact wasn't being made. And we started to use DA's detectives to go to houses, bang on doors when it was obvious that either phone numbers had changed or been given to other people or whatever it may be. We have had significantly more effectiveness with that.

We had to change a few personnel that came from the prior Administration who had been doing things that way for some time. So that has been one of the aspects. We started a Crime Victims Advisory Committee which has not existed previously. We call it CVAC. Applications have been submitted by members of the community. And their purpose will be to advise us on an ongoing basis on policies how we deal with victims, how we deal with witnesses to try to improve that.

We have a significant problem going on at the Criminal Justice Center right now signaled to me by Movita Johnson-Harrell and

also other people within Victim Services, which is that there has been historically a large room located on one of the floors of the Criminal Justice Center, which was a safe space for witnesses and for victims. And somehow they got pushed out of it. And it became -- it started to be used for the purpose of police officers checking in. From what I understand, it really is excessively large for the needs of the police department in that regard. It is exactly what these victim and witnesses needed previously. We need to take that back, simply put. And those discussions are ongoing.

There need to be some improvements and relocation. It's something we are working on very actively as we all know. Historically, there have been instances when there was even funding available for relocation that wasn't used by the end of the year. We are trying to see what we can do in that regard. But I think perhaps most importantly, we need to look at the fundamental issue of what has been done for victims in the past in the Philadelphia District Attorney's Office, and what it is that victims need.

What has been done in the past is generally understandable, good, but it's limited. It's not the full extent of what we now know. And we know scientifically and we know from experts in the field, what victims need. What has been done in the past, unfortunately, is a culture that did not look at restorative justice. It did not look at all the need of the victim. It tended to focus on essentially trying to address the trauma, the suffering, the difficulties that victims were going through by offering them a bunch of years in jail for the defendant or saying, okay, we will seek the death penalty as opposed to looking more broadly at what they need.

And then I guess the question, of course, is what do they need? They need a few things. One of the things they need is a coherent explanation for why this occurred.

I can tell you as someone who was stabbed myself and, you know, suffered only slightly compared to so many people we see all the time. You can be shook for a couple years by what happened. You want to know why it happened. I never knew because the people who

did it during a robbery with me were never caught. But you would like to know. Was that mental illness? Was that addiction? Was that something else? What happened?

Victims want to know that they will be safe when perpetrator is released from custody. But they also want to know that other people will be safe. That is information. So, some of the things they might want to know is did this person get treatment in custody and was it effective? Did this person seek treatment? They may want an apology, some level of closure not a phony one but a real one. And we have a court system where that is almost not permitted. There are so many walls to a defendant ever really speaking to a victim and addressing that. That it's simply has not been provided.

These are things that victims need. And they boil down often to information. They want to know when people are being paroled. They are entitled to know when people are being paroled. And they also want to be protected in their capacity as witnesses and so on.

There are best practices around the country which, frankly, have not always been

followed in Philadelphia. We are trying to go there. We have tremendous interest possibly with outside foundational funding for certain type of restorative justice program for less serious offenses that have been found to be much more satisfactory to victims in places like Oakland, California and elsewhere. And also, produce lower recidivism among juveniles who have committed crimes as serious and occupied burglary or robbery with no weapon. These are scientifically vetted. They make victims happier. And as a consequence of that, we are now in the process of starting to have evaluation of the satisfaction of victims with how they are treated through the process.

We understand that mistakes have been made in this Administration and in prior Administrations. We are trying to do better every day. And we are committed if we have to, to putting more of our own resources certainly with help of City Council in this budget season. We are committed to putting more resources into those efforts. But we are looking at a fundamental shift in trying to address the trauma and all of the other needs that victims

have as opposed to using victims as witnesses where the only thing they really look forward to is a certain number of years and call that some sort of complete justice. It's part of justice, but it's not a complete justice.

COUNCILMAN GREENLEE: Okay. All right.
Thank you for that answer.

Thank you, Mr. Chairman.

(Councilman Henon sitting in as Chair.)

COUNCILMAN HENON: Thank you,
Councilman.

Chair now recognizes Councilman Jones.

(Councilman Jones temporarily stepped away.)

COUNCILMAN HENON: Chair recognizes
Councilwoman Gym.

COUNCILWOMAN GYM: Thank you very much,
Mr. Chair. And thank you very much,
Mr. Krasner, for your leadership over the past
few months. I know that I am glad that you
spoke to the political will that brought you
into office, and also brings you into this whole
community. I know my Council colleagues, in
particular our City departments, community
members, organizers have been committed to

criminal justice reform for years. I am confident that you are going to help us move that forward in significant ways. In particular, I wanted to thank you for your memo to the ADA's and the guidance around plea deal sentencing and supervision. I think that that has been an important aspect. Obviously, we are not going to be able to erase the history of over-policing and mass incarceration. But we can recognize that these policies have gone on too long. And that communities, especially black/brown communities, have paid too high a price for it. And I look forward to partnering with you as we meet, you know, these goals of reforming the system.

But you know, as we keep talking, I would like to focus most of my time on the ways that victims will be incorporated in your work. I think you spoke to that, to a certain measure for the Crime Victims Advisory Board. How do you see that board interfacing with the District Attorney's Office in-house agencies already as well as the community-based victims and witness services agencies? Do you already have the members selected for this board?

MR. KRASNER: My understanding is that we are collecting applications, and they have not been determined yet. As you know, we announced this probably about a month or so ago. We are hoping to do that soon. Honestly, I see the -- I see the CVAC as being a resource that provides us with an ongoing listening session on how we can do things better and what is not going well and what is going well. I don't pretend to stand in the shoes of someone who has lost a child to gun violence or who has suffered a sexual assault. I would never pretend to stand in those shoes. But it is -- my feeling is that by getting a diverse bunch of people with different experiences in the community, that we will constantly be in a position to evaluate ourselves and try to do better with that.

We have met with a lot of the outside and, you know, internally connected groups that are working to advocate for victims. We take their input very seriously, just as we have met at length and more than once with Jennifer Storm to talk about opportunities moving forward. In fact, we have had, you know, some significant

discussions around Marsy's Law, which is an effort to elevate to a constitutional level the rights of victims. It has emerged in various forms. But in the form in Pennsylvania, it seems to be pretty responsible and appropriate. And we have been supportive of that effort. So at many different levels, we are trying to do this.

I will say this, you know, I think that there may be an assumption on the part of some people. And I certainly don't mean anyone in this Council chamber. But I think there may be an assumption that when somebody spends their career as a defense attorney or as the civil rights attorney, that for some reason they would be ill suited to sticking up for victims. I respectfully ask people to give us the opportunity to give us a chance to do that. I don't think that that accurately describes a career that has consisted of sticking up for victims of HIV an AIDS and doing so for free.

I don't think it accurately describes the career of someone who has repeatedly stuck up for underdogs and people who are being pushed down by society, including members of Black

Lives Matter, Members of Occupy. I don't think it accurately reflects the career of someone who made a decision to move from the work they did previously in order to work with a movement that was trying to move towards a trauma-centered different approach to criminal justice that would be better for everybody.

We do not see a dichotomy in which victims are never offenders and offenders are never victims. And I know, Councilwoman, we have had this discussion ourselves. There is wide recognition that people who are hurt will hurt other people if there is no effort to address their trauma. I mean, I have personally represented someone who was eventually convicted of a homicide and raped as a 12 year old in an alleyway by a stranger. Trauma that was really never addressed.

So, it is crucial if you want to prevent crime, which I do, it is crucial to address the suffering and the experiences of victims in a way that is meaningful and appropriate. It stops future crime. It's just. It's right. It's the way we should treat people. It's certainly what it is that I hope that this

Administration will do and what I want to do.

COUNCILWOMAN GYM: Yeah, no. I agree. You know, you and I certainly share that passion. I think it would be fair given a more unusual background, but one in which, you know, folks supported in this City and overwhelming numbers to recognize, though, that a lot of people want to see an affirmative approach on this area from the District Attorney's Office. Centering the voices of victims, of course, is a key aspect towards gaining the political will to marry, you know, the reduction of mass incarceration with the true vision for what justice has to look like in our City.

A side question that I wanted to ask is that there's been a lot of concern about witnesses who come forward and their vulnerability to be able to testify in some of the most terrifying circumstances. That's, you know, especially when it impacts communities and neighborhoods when people are impacted by those that they know and sometimes love.

Can you talk a little bit about what your office is doing to improve the situation for a witnesses who do come forward?

MR. KRASNER: Well, I can. Part of this is an announcement that we have not made yet, and frankly very exciting. Unprecedented in history of the study, I cannot give the full announcement here, but I can say this. People within this Administration, even in a prior life and also in their current life, have achieved great success in trying to do something that we expect to start soon in the City of Philadelphia, which is the establishment of unique advocates to work with families of homicide victims all over the City. By work with, I mean this. I mean from the moment of the killing to go to the home of the family to explain to them what previously homicide detectives had to do to address their immediate traumatic reaction to help them go to the medical examiners office through the identification process, to help them immediately with any documentation requirements to try to get funding for funerals, to help them through a funeral, to help them interface with detectives when they probably barely have the will to walk.

This is good stuff. This should have been done a long time ago for a couple reasons.

One, it's the right thing to do.

Number two, our detectives are trying to solve homicides. When they don't solve them within 24 hours, they frequently don't solve them. Imagine the position of a detective who is not trained in trauma, who is just trying to do his or her job and trying to do it right away, and they have family collapsing all around them with a hundred questions hanging onto their arms as they are trying to get whatever information they need to investigate and get back out on the street. We have had a 37, maybe it's up to 40 percent homicide clearance rate in the City, which is not as good as it's been in the City and not as good as in other Cities. Although, to be fair it's better than some Cities in the United States. And that rate needs to go up.

What happens so often when we are not able to quickly get to the bottom of what the dispute was about, it was retaliatory killing and then there is another retaliatory killing. Those 24 hours are absolutely crucial. Through efforts of someone in this office, through efforts at the state level, we are very soon for

the first time going to have a group of people able to do this and to stick with that family for at least the first 45 days so that they can take some of this weight off the detectives so that they can help with suffering of the family and simultaneously do what your question addresses, Councilwoman, which is deal with how do you make them safe and secure.

It's a lot easier for them to be safe and secure if they don't have to simply rely on a phone call to a prosecutor. They only meet after there is charging. Sometimes charging doesn't happen for quite some time after a homicide. If they don't have to only rely on trying to call a single detective who can't be on shift 24/7. If they also have someone in an entire structure available to them full time.

Obviously, there is a whole lot of nuts and bolts within the office itself. You know, we are evaluating what has gone wrong. We know what's gone wrong in many instances is that resources that were there are simply not used. And it would be our intention to try to improve that, as well.

COUNCILWOMAN GYM: So, I had a couple of

other questions. But just to close this out a little bit, you know, in terms of -- I mean, I guess part of the issue is around some of these protections for witnesses who are going to go onto the stand. They may not be members of the family that has been victimized directly. But how are we working to protect some of the witnesses who have to take on enormous risk with minimal -- you know, it seems protections. We certainly had a number of cases that have been extraordinarily prominent in which, you know, it's been shocking to see witnesses either murdered or abused, terrorized in ways that create a culture of silence and silencing and make it even worse for the families.

Can you talk about more specifically about witnesses that go on the stand that aren't victims?

MR. KRASNER: I can say some things. There are other things I probably shouldn't say. I can tell you some techniques that are used in the past, I think used with perfectly good intentions weren't as successful as they might have been because locations were used repeatedly. Types of locations were used

repeatedly, either for protecting witnesses shortly before testimony or for relocation. That's not always the best strategy. Because doing the same thing over and over makes them much more susceptible to being harmed.

I can tell you that there have been occasions when, you know, the witnesses themselves because of the type of location engaged in activity that drew attention to them that shouldn't have been there. And so, while there a lot of good ideas around the type of locations to use, we are moving in direction of not being predictable and moving in the direction of locations where the temptation to engage in attention gathering behavior wouldn't be there. I think that's probably what I can say in that regard.

You know, we don't unfortunately have the full resources of the Federal Government has had for what everybody thinks is available on TV. And that is, you know, to permanently relocation with change of identity and so on. In many instances, witnesses don't even necessarily want to change their lives that much. But there is a lot more that can be done

in terms of accompanying them. The appropriate use of the grand jury process, which can sometimes shield them because it is not known to a defendant or a defendant's family or defendant's friends exactly when some of that grand jury testimony would occur or that it's even occurring because of secret procedure. Therefore, as opposed to having two major appearances at a preliminary hearing and also at a trial with possible continuances in their in the middle, where there could be danger, you can marry that down to one area where there is danger.

Ultimately, we also have to be willing and we are willing to go aggressively after anyone who is going to try to intimidate a witness in any kind of case. It goes to the fundamental accuracy of the criminal justice system that when people are intimidating witnesses, whether it's on Facebook, by cell phone, in person, by any other means, that we have to be willing to go after them hard for witness intimidation and for whatever underlying criminal conduct, whether it's terroristic threats or aggravated assault or whatever it may

be.

These, like, corruption these are practices that destroy the capacity of the court system to be accurate and effective. And they cannot be tolerated.

COUNCILWOMAN GYM: Thank you. I will ask further questions later.

COUNCIL PRESIDENT CLARKE: Thank you, Councilwoman.

Chair recognizes Councilwoman Blackwell.

COUNCILWOMAN BLACKWELL: Thank you.

I wanted to thank the DA for his creative leadership and for keeping his word from election day. We tried -- thank you for all that you are saying on victims and witnesses, too. We have heard a lot over the years in this area. We try to work with Movita a lot and Phyllis Gibson who works with her. And we look forward to only great things that come in the future.

Thank you again.

MR. KRASNER: That is too kind, but I guess you're welcome.

COUNCIL PRESIDENT CLARKE: Good? Thank you, Councilwoman.

Chair recognizes Councilwoman
Quinones-Sanchez.

COUNCILWOMAN QUINONES-SANCHEZ: Thank
you. Good afternoon.

MR. KRASNER: Good afternoon,
Councilwoman.

COUNCILWOMAN QUINONES-SANCHEZ: Want to
go to an issue that was important, and then I
have a question for Councilwoman Blondell
Reynolds Brown. So, I want to make sure it
doesn't come from my time.

Anyway, my district was plagued with
some of the utilization of the forfeiture fund.
Can you speak to what's the current status of
the fund? What was the financial impact to your
budget? And how are you going to be able to
make up those resources as we move away from a
bad practice?

MR. KRASNER: Councilwoman, thank you.

The issues around forfeiture, needless
to say, are that a lawsuit which so far has been
pretty effective, was brought against the City
arguing that the District Attorney's keeping
what it kills. By which I mean, forfeiting
houses and cars and cash and then being able to

dispense with the money themselves, including for their own salaries, was a fundamental conflict in violation with the Constitution. We have -- that litigation is ongoing. We have met with the City Solicitor's Office at length. And it is increasingly clear that the small amount of funds that remain from the Forfeiture Fund cannot be touched by the District Attorney's Office or used will ultimately end up in the hands of the City, it appears. And most likely, that moving forward this, frankly, weird practice where the District Attorney's Office unlike any other agency gets to keep the money that it gets from forfeiture will end. And any forfeiture monies will go into the General Fund for the City of Philadelphia.

So you know, we are at a moment of transition. The -- over a period of eleven years, District Attorney's Office took almost \$60 million in properties in vehicles and in cash from people. \$60 million. I mean, that's effectively about 5 million, maybe a little bit more per year which was at their disposal. It's not at our disposal anymore. The fact is, it was stealing. Not all of it, but maybe half of

it was stealing. And government should not steal from people. Grandmothers should not lose their houses. So, that is a good thing we are not stealing.

But it does mean we don't have stolen money in our pocket. And that means we have a hole in our pocket. And that means that we have to be able to do something about it. The policy of the District Attorney's Office moving forward is going to be that with very few exceptions, we will only forfeit from people who actually have been themselves convicted of a crime rather than what went on before. Which is, they would take money from people who weren't even charged with a crime or charged with a crime but were not convicted.

That is a fundamental violation of constitutional right.

COUNCILWOMAN QUINONES-SANCHEZ: So, how are you going to make up and is this Administration committed to making and helping you fill that hole? And how much is that?

You say it's averaged out 5 million. How much of that was salaries? And has the Administration committed to help you bridge some

of that gap?

MR. KRASNER: Well, we do not have a commitment from the Administration at that time to bridge the gap. We have raised a budget request of an in \$5 million to try to put us back on track in terms of funding that will help us to carry out many important things. The truth is, that we are going to be slimming down forfeiture because we are not interested in taking grandmom's house and destabilizing her neighborhood anymore when her grandson did something she didn't know about. So, we will be slimming that done.

But that by no means solves the problem. We have to be able to do the things that are necessary in order to galvanize this office and make it a serious contender for improving the City.

Let me just give you an example. Just an example of what is the impact of being able to be adequately funded so that we are able to carry out some of our policies. If you look at the resentencings of juvenile lifers that are occurring during this Administration, and they will -- the rest of them will be done within

this Administration, probably within the next 18 months, if we look at what was happening previously and what's happening now, there are certain instances in which we agree with the old Administration when they were asking for astronomically long sentences, 50 years, 65 years, things like that.

There are many, many instance in which we are asking for sentences that are more in line with what's being done across the country and other jurisdictions, 25 years, 30 years, things of that sort. If we look at those hundred sentencings, understanding just on the back of the napkin here doing the math, that on average they may end up being about ten years less on average then the prior Administration's, frankly, excessive requirements. Well, ten years times -- we have over a hundred to go, let's just say a hundred times a somewhat low price for incarceration of \$42,000, is what, \$42 million? \$42 million. We can sit here and we can talk about, oh, my goodness you want \$5 million. That is just one of the things we are doing that over the period of about 18 months will chart expenditures around that small

population of inmates towards that
42 million-dollar savings.

Look at the chart we put up previously
having to do with incarceration. When you start
to have a reduction of six people a day as
opposed to 12 people a day in county jails
without endangering people, when you start to do
that and that expedites the date when you can
close the House of Correction so that maybe you
can close it six months early, what we are
talking about in annual potential savings by
closing one prison, that maybe somewhere in the
area of 75 or a hundred million dollars. Just
give us credit for the six months, we are
talking another 37 and a half to 50 million
dollars being saved there.

COUNCILWOMAN QUINONES-SANCHEZ: So, the
Administration in their presentation said that
they added \$4.5 million. You are saying you
still have half a million dollar gap? Or what
is your request to Council over and above?

MR. KRASNER: Our request to Council is
5 million per year. My understanding of what we
have heard from the Administration is 4.5
million over five years.

COUNCILWOMAN QUINONES-SANCHEZ: Oh,
okay.

MR. KRASNER: What is being offered is essentially \$850,000 per year. Part of the reason that we are trying so hard to be adequately funded is that there are new programs and new needs that we have that are real. We really do want to try to protect seniors. We really do want to stop house thefts, which are endemic.

I mean, Philadelphia has a problem with phony deeds and house theft that is unlike any other City I have seen. And you know, perhaps most importantly, if there is any legacy that this Administration leaves, its most important legacy will be the people we bring in.

We have done a close and careful study of how recruiting was done previously of diversity, of compensation for people. And you know, the picture, frankly, is not good. The picture is of an office that was more interested in politics than it was in professionalizing things. And I say that for this reason. We have a -- in fact, we have a graph on this. We have -- there has been an extremely local search

for talent. May we go to Slide No. 4, please.

(Slide is shown.)

MR. KRASNER: As opposed to a national search for talent, this is where Philadelphia District Attorney's Office has been hiring attorneys. And frankly, within that zone, they have been looking very selectively at certain schools which often reflect schools that were attended by people within the Administration itself. If we look at the next slide which is Slide 5, that will show you where we are recruiting and where we intend to recruit.

Why are we doing this? One of the important reasons is we want the best talent we can get. Another important reason is that we want diversity. We want diversity in our office. I had the opportunity to go speak with some NFL players at Harvard Law School not too long ago. I cannot tell you the number of Philadelphians at Harvard Law School or Boston University or Northeastern who came up to me wearing Eagles jerseys. These are people from Philly, these are our talented kids from Philly who went to Boston to go to these great law schools. And they want to come back. Whether

they were at Harvard or not, they came to watch the speech. They came up after to talk to me. Came up saying they wanted to come back. Nevertheless, turns out this DA's Office has not recruited at Harvard Law School ever. And according to my conversations with the woman who is in charge of public interest work at Harvard Law School, has even rejected applications coming from Harvard Law School. That just doesn't make any sense. You don't take your best kids from Philly who go to these great schools and say you cannot come back.

We have great schools here, too. But it's okay to have a diversity of where people have been educated. It's okay to have a diversity of academic talent and perhaps, at least as important, it's okay to go see students of color who are at Harvard Law School and Yale Law School and Stanford Law School and the University of Texas and throughout the south and who are at all these schools where this office has never gone for no good reason. It's okay to go there and say we want you. We will take your applications.

That -- if we can bring in people who

have been doing their homework when they were 14 and are going to work six days a week and are super-committed to the mission of this office, what we are going to see is that you won't be wasting that 40 million because they will know the bad guys. They will go after the bad guys hard. But they are going to know when to exercise power with restraint. And the dollar savings that come from that approach, the reinvestment in schools so 16 year olds don't want to drop out and pick up a gun and they might actually finish their education, will stop crime. But we need that support.

We need to be able to not only compensate a staff that has been very much underpaid in the first 15 years, we need to equalize discriminatory compensation against women in that office, discriminatory compensation against people of color in that office. And we need to bring in the best and the brightest. And there are so many talented people of color all over the country. Want to know why we have almost no Latinos in the office? Well, look where we did not recruit? We didn't recruit in California. We didn't

recruit in Texas. When we went to New York, there is only one or two schools we would go to. What do you expect?

This was not actually an accident. This was intentional. This was a -- the people in charge wanting to replicate themselves and wanting to have the kind of office where they would not be challenged, where nobody would run against them when they ran for office. That is the opposite of what we need. We need an on ramp for Philadelphia talent at the highest level to come back to this City and make this office an absolute top shelf office.

COUNCILWOMAN QUINONES-SANCHEZ: Thank you. I will come back in the next round.

Just wanted to ask, Councilwoman Blondell Reynolds Brown wanted to get update on your conversations around truancy, particularly in relationship to DHS and the School District of Philadelphia.

MR. KRASNER: I can say -- and I will try to be quick. I can say I have met with Dr. Hite and have spoken to a number of member of Council and others who have a deep interest in this issue. The challenge here is to stop

truancy as much as possible while simultaneously not repeating mistake of the past where everything becomes an arrestable offense. And kids who should not necessarily be in a criminal system because often their involvement in the system makes them worse, are not there. We are -- I don't consider myself to be the world's greatest expert on this.

But I am blessed to have as one of my two first assistants, both of whom are sitting with me today, both Judge Temin who brings incredible knowledge of the system and wisdom and independence to it. And also Robert Listenbee whose last job was being President Obama's and Eric Holder's Director for Juvenile Justice Nationally. Whose last budget was a quarter oh a billion dollar. And who before he did all those great things, was head of the Juvenile Unit of the Public Defender's Office for approximately about 18 years. Is that, right, Bob?

So, we have smarter people than me sitting next to me who are extremely engaged with this stuff and are going to help guide us through it. We are all ears for the Council's

interest in how we can address that.

COUNCIL PRESIDENT CLARKE: Thank you,
Councilwoman.

Just point of clarification with respect to your recruiting. Are you suggesting that the last administration purposely didn't recruit from other locations? Or there was not people available in the City Philadelphia who were qualified to diversify the office? I am lifelong Philadelphian. I am always thinking, like, we have everything. I am just trying to get clarity.

You are saying there are not people here, Philadelphians locally that would allow you to meet the level of diversity, which -- and I want to commend you for having that -- in your department?

MR. KRASNER: Well, what I am saying is this. Our Philadelphians went to Harvard and they went to Stanford and they went to Yale and went to Texas and went to Emory and went to universities all over the country. And for some reason, the last Administration was of the opinion that if you ever went anywhere else, you couldn't come back. These were kids coming out

of Mastermann, coming out of Central, coming out of some of our Quaker Schools, going to our Archdiocese schools, charter schools going all over the country. They should be able to come back. We do not have to have a brain drain.

Sure. There are great people here. We will always continue to hire great people here. In fact, very recently I made a commitment to co-teach a course in criminal justice with our Public Defender who I consider to be a great partner in these efforts for every Philadelphia school. Meaning, we will simultaneously teach students from Temple, from Drexel also known as Thomas Kline and also from the University of Pennsylvania and to do that next year. We are never going to stop recruiting talent here.

But it just doesn't have to end there. When you have an 8 percent population of people of color at Harvard Law School and 600 kids or 600 young people per class, you are looking at 50 people who are incredibly talented up there. In that one school alone, that have been an untapped resource and have been rejected when they tried to come home by an Administration that wanted to make sure everybody in the office

looked like themselves. I am saying, there was deliberate effort on the part of some people in that office to replicate themselves and to make sure the people they brought in would never challenge them. Unfortunately, that's what happens when you have a political office that is guided by people whose vision is limited.

COUNCIL PRESIDENT CLARKE: Okay. I'm not sure that answers my question to a degree. And I am asking this question for a reason. I am really -- you know, we've been promoting Philadelphians first. We are second in Boston maybe in terms of the number of educational institutions in the country. Got a lot of folks coming out of college, lot of the smart people.

And you are saying you want to recruit here locally. But in the event -- I just want to make sure that I understand. In the event that we are not able to get the level of talent here, and we should not be in a position where we don't go outside the City of Philadelphia to meet a particular goal or meet a goal where you have not only diversity, but people willing to challenge and do the other things.

Just trying to get clarity.

MR. KRASNER: I guess it depends on how you define Philadelphian. I think someone that comes from Cleveland where they live their whole life and goes to a local law school is a Philadelphian. But they are no more a Philadelphian than someone who is born and raised here. And at age 18, goes away to school and wants to come back. If anything, the ones who went away --

COUNCIL PRESIDENT CLARKE: All right. We're focusing on people that want to come back. We're not just focusing on --

MR. KRASNER: I mean, I would be as candid as I can. We are focused on talent. But I am someone who went through public school in this area and went away to college in Chicago and law school in California. And I wanted to come back, and that's what I did. I think I'm a Philadelphian. And I think that there are not only a lot of great people here who stay in this area, but there are a lot of people who go away and want to come back. There is no reason in the world we should reject them.

The truth is, this DA's Office is not an A-list DA's Office. It's not the first place

that people think of when they are coming out of law school because it's been so insular. It has been so accustomed to just being east coast, to just being local. They go to New York, they don't good everywhere in New York. Trust me on that. They got a couple schools they like, and a whole lot they don't. And there's a longer story there, but we don't need to get into it.

This should be an office that attracts Philadelphians who have come from here and have gone away and want to come back. And should also attract people, as it always has, who are lifelong Philadelphians that have never left. It should not be a place where you have Administration trying to bring in people who are just like themselves and making it into a grade B District Attorney's Office.

COUNCIL PRESIDENT CLARKE: Okay. All right. Thank you.

Chair recognizes Councilman Green.

COUNCILMAN GREEN: Thank you, Council President. Thank you District Attorney Krasner and your staff. You mentioned a number of great institutions like the University of Virginia of the northeast, which is known as Harvard or the

University of Virginia of the deep south also known as Emery. But you forgot to mention the actual University of Virginia, which predates all those schools.

MR. KRASNER: You know, it's on the tip of my tongue, but then I said Emery. And I realized that we needed to spend more time on Virginia when your opportunity came.

COUNCILMAN GREEN: Thank you. Your learn about these politics very quickly, I see.

Couple questions I want to touch base with you. We have talked in the past about at some point, hopefully in the future, of getting rid of cash bail. You have taken some positive steps within your office to do such. My questions -- I had some questions. I am not sure you heard my colloquy with the First Judicial District earlier.

Since some of the new initiatives you have instituted in your office, have there been challenges that your ADAs have had with the Arraignment Court Magistrates regarding bail in reference to situations where either your office and/or the Public Defenders Office may or may not have asked for bail, but that bail amount

has still been requested or instituted by the Arraignment Court Magistrates?

MR. KRASNER: So, there certainly have been some instances in which the bail commissioners disagree. I can tell you this, though, there's been nothing unusual. We are in our own lane. We're our own branch of government. We don't expect to control what the judiciary does. We realize that we will not always be right and they will not always be right. And we might both be right and not agree. That is just how it is. We have not experienced much in the way of difficulty.

We have seen in general that the policies and the recommendations that we are making are being followed. We also have the capacity when we feel like there has been a decision that's worth appealing, we have the capacity to appeal to a municipal court Judge. And we feel like we are getting significant support from the municipal court judiciary who have some influence over the bail commissioners in that regard. So, we are not -- given that we are in a moment of cultural change, we are not experiencing anything that I would consider to

be, you know, inappropriate and normal differences of opinion.

COUNCILMAN GREEN: In my questions and also some correspondence that I along with Councilman Jones sent to Judge Woods-Skipper, and we also received information back from Municipal Court Judge Neifield was made reference to a committee that reviews bail commissioners as well as reviews their reappointment. In the information I was presented today and also in the correspondence, it was stated that both the Public Defender's Office and District Attorney's Office had an opportunity to participate in that committee.

Is that a committee that you are aware of and any steps you plan on participating?

MR. KRASNER: We do plan on participating. I am aware of it now that you mention it to me, which is one more recommendation for the University of Virginia. But I was not aware of it previously. And yes, we do intend to participate.

COUNCILMAN GREEN: Okay. Thank you. Also, we have had earlier conversation regarding a recent resolution I introduced regarding the

use of THC or the chemical in cannabis for screening for those on probation or parole. And wanted to get some of your thoughts on that issue. And also, the ability of your office to participate in future hearings that we anticipate in the Law and Government Committee.

MR. KRASNER: Number one, I am very willing and interested in participating in future hearings having to do with issues surrounding policy around cannabis or THC.

Number two, my Administration in mid February released a written policy stating that we will absent truly extraordinary services, almost never seek the revocation of probation or parole simply because of the presence of THC in the blood of someone who is or urine of someone who is a parolee or probationer. This is actually a much bigger problem than people realize. And as I mention, we are going to have a very, very important report released from Columbia University this week about how off the rails Pennsylvania is in terms of its excessive probation and parole.

You know, the truth about this, just to put it in a nutshell is, you know, marijuana is

an awful lot like beer. Something kids shouldn't, but it is something that other people drink. The difference of course, to the extent there is one, is that scientifically clear that marijuana and THC are not physiologically addictive. While if you just keep drinking beer long enough, it can be.

The notion it's A-OK for people to drink a couple beers every night and they wouldn't be revoked on probation or parole; but oh my goodness, if there is a little THC in their system, we are going to revoke them right now is irrelevant of another time. It's a relic of the 1950s and 1960s. And Richard Nixon and his nonsense propaganda and has nothing to do with criminal justice that makes any sense.

I am not saying if you are driving under the influence, we won't count it. Obviously, driving under something that is psycho-actively affecting you, that is a separate crime. That is a different deal. I am not saying that we wouldn't revoke someone for selling marijuana. That is a different deal. But if we are simply talking about the presence of digested THC in the system of a person that is not any other

violation of law, this office is not putting people in jail for that. This office is going to make sure that money goes to our public schools.

(Applause.)

COUNCILMAN GREEN: Thank you.

Also, during the back and forth of questions and response regarding recruiting, and you talked about your desire to have a more diverse staff and taking additional efforts in recruitment, and also, prior to that talk about your budget request and the difference between your request and actually the amount of dollars that were actually identified in the budget for your office, can you give us a more perspective in reference to the impact that has on some of the issues trying to get done as District Attorney and how the reduction of resource will impact your ability to do some of these things?

We talked in our previous conversation about expungement work that you are doing and other things. I know that has an impact. I know you are also trying to address the issues of pay parity, something that also a concern that I have not only with your office but also

the Public Defender's Office making sure that we have pay equity for those who are taking on the public service of being either Public Defender or District Attorney or member of the Law Department.

So, can you give us some perspective on how the impact of having not the dollars that you requested had the ripple effect in some of the other things you are trying to do to address some of the public safety issues and concerns we have in our City?

MR. KRASNER: Yes, Councilman. Thank you. May we see Slide 6, please.

(Slide shown.)

This is just a rough look at the options available to a young talented attorney, whether coming from a school that is in Philadelphia or coming from another school and hoping to come back to Philadelphia. This gives you some idea of what beginning pay looks like in these different major cities. On the left, you see Philadelphia a little bit under \$52,000. Every other one of these cities -- Phoenix, Seattle, Houston, Chicago, San Francisco -- is at least in the 60s. San Francisco is at \$114,000 as a

beginning salary.

When we took these numbers and factored in cost of living, it remained the lowest compensated of every one of these cities that we looked at. Essentially, Philadelphia -- if you were in San Francisco, you would be making what looks like \$70,000 there as opposed to what they are paying. You know, talented people who want to come back to Philly have to deal with the reality that they have an enormous amount of student loan debt, especially if they grew up in public schools, they grew up working class or maybe middle class. They are going to have to find some way to pay couple thousand dollars a month and also be able to have clothing and food and shelter and that sort of thing.

And this is one of the issues that we face. We face the inequity of attorneys in their first 15 years being paid too little. And much of our limited budget, having been run away with by people at the highest levels of senior Administration. We also find that within that group of attorneys, especially within the first 15 years, there is some very significant pay inequities. We find indications, for example,

that women across the board are paid on average significantly less. We found specific instances where women who had, you know, tremendous qualifications had done great work, very meritorious employees 10, 11, 12 years in were actually paid 10, 12, 13,000 dollars less than an attorney who was male and had three years less experience. There are indications of individual favoritism. There are indications of sexism. There are indications of discrimination according to race. And we are trying to do everything we can to regularize it. It has been an absolute crucial part of what we've been up to for four months.

We are seeking in this budget includes funds that allow to us rectify that, to make this as attractive as we need to be. One of the greatest problems this office has had for many years is we trained these very talented young attorneys for five, six, seven years. Because they are so undercompensated, barely compensated often beyond the funding that they had in the first year, very slight raises, that they will go on to do other things. Cozen O'Conner would like them for \$50,000 more, thank you very much.

You know what, if they were making another 10, 12 grand, they might even turn down that money and they might stay. Because a lot of them love what they are doing.

We had a particularly difficult problem at one point in that we have this group of very, very talented attorneys of color, five, six, seven years in down with the Mission. They would have been wonderful employees. I would have been thrilled to have them stay. But large law firms also seeking to hire diversity saw the opportunity to take all of the money that had been invested in their training for five, six seven years, grab them and take them into their law firms.

We have to be able to compete at some level. We are never going to be able to pay big law firm money. I'm not asking for that. But we need to be able to hang onto this incredible talent. There are not just people who can be great career prosecutors. They are our future leadership in the City of Philadelphia as it goes forward. And we have to be able to do more than just watch them all run out the door because they are so undercompensated.

In terms of the specific aspects of the programs we are trying to reach or programs trying to do, I can tell you that the -- for the Fiscal Year 19 salary increases, and we have provided this documentation, we can provide more. We are looking for \$1.4 million for that. This is not a phony number. We have done all the analysis up and down the line. Looked at all the categories, come with the system, vetted it. I have a commitment, we will have support from the Mayor in reference to this and other aspects.

We are looking to expand our Conviction and Integrity Unit with three new ADAs, a paralegal and a detective. That is \$465,000 expense. We are looking to increase community engagement which is crucial to be able to achieve the many, many different things we are trying to do here. That requires a couple mid-level ADAs and a paralegal at 550,000. We have new initiatives around drug treatment courts, ideally doubling the court, getting the people who are using marijuana who fill up 70 percent of the spots for no good reason out of there so we can put people suffering from opioid

addiction into that doubles court. We are looking at bail reform, fraud and corruption prosecutions, improving communication and transparency in an office that has been viewed as a closed box for a long time.

At 550,000, there are other new strategic positions we are seeking at the cost of \$690,000. And as I mentioned, all of this has been provided. Or if not, it has been provided again so we can have specifics around it. We have tremendous needs in terms of IT. This is -- I mean, honest to goodness, when I walked in and saw the IT in that office, I thought I was back in 1986. It's not a small thing. There are jurisdictions where tremendous savings are being accomplished.

For example, in Houston where they had a flood and they had to switch towards a paper free or less paper system, yeah, it cost a bit of money. Savings going forward are overwhelming. We have a floor of the offices where we are that is basically dedicated to paper when that doesn't need to be. We have people routinely hauling around, you know, ten or twelve or twenty boxes on a complex homicide

case when so much of that could have been dedicated to paper. So, we do have a plan around IT. A lot of it is just a one-time expense that includes various different -- various different aspects. I am trying to grab a total for you, which I have around here somewhere.

But I can tell you to upgrade software, we are looking at 150. Migrate from Novel to Microsoft AD. We are looking at 25 with a recurring increase of 20,000. But the savings coming back, frankly, will overwhelm the expense in order to move from the 1980s towards being the A-list office that the office really should be and the savings that could be achieved from that.

We have certain needs around geospatial prosecution software so we can be as effective as police departments can be, if not more in terms of our ability to chart activity. Wars that are going on, shootings occurring, gang activity of different type. This is the kind of thing that saves lives and solves cases and becomes evidence to present in court.

Our policy works so far has been great.

Some of it has, frankly, been, you know, limited by the resources that we have. And let's not forget, to the extent an office that is just as big as Houston in terms of personnel but only has two-thirds of the budget of Houston, to the extent that office because it is progressive because there is interest nationally in what it's doing can attract outside funding for non-profits to provide new services, you can have a doubling and a tripling of the capacity of this office to serve victims, to do restorative justice, to prevent recidivism to help at-risk youth. All of that, none of that coming at the expense of Philadelphians who are already burden. But it all comes from having the right hires, being able to support the right people you need to keep. Being able to move forward with a mission on different fronts that can do so much for the City.

COUNCILMAN GREEN: Thank you, Madam Chair.

(Councilwoman Reynolds Brown sitting in as Chair.)

COUNCILWOMAN REYNOLDS BROWN: You're welcome. Good afternoon.

MR. KRASNER: Good afternoon, Madam Chair.

COUNCILWOMAN REYNOLDS BROWN: First, let me thank Councilwoman Sanchez for putting on the record an issue and concern a number of my colleagues and I continue to have around truancy. I want -- I heard the tail end of that as I was entering my office.

So in the years that I've been here, there continues to -- seem to be gaps, the linkages between the School District and your office and then separately DHS, the links have not come together yet. And in listening to DHS doing their budget testimony, it appears that we are still in the "figuring it out" stage. Every year we figuring it out, lose a year, we are losing more young people.

So, can you speak to in the short time that you have been there, what the plans are to bring those three worlds together and figure out more in a more tangible way how we can minimize young people who ultimately end up in family court? Typically, starts the red flag is truancy.

Have you had a chance to look at that

in-depth with those two agencies. And if yes, what might those plans be from where you sit.

MR. KRASNER: Very briefly, let me just say that I am blessed to have as one of my two incredibly first assistants Robert Listenbee who is sitting to your right and my left whose last job was basically juvenile justice on a national scale for Eric Holder and for President Barrack Obama. I am in many respects deferring to him not only based upon that, but also the fact that he was the chief juvenile in the Public Defenders Office in the past 19 years. And a -- probably mixing up the number of years every time I say it. But more than one year and also Stoneleigh fellow with tremendous expertise nationally.

His life's work has been juvenile justice and the interconnections of these groups. Together we have done a variety of things that I think are very important and closely related. We are seeing a very significant decrease in the number of juveniles who are going into adult court to face charges. We are seeing a significant reduction in the number of juveniles who are actually held up on

State Road in an adult facility. I think we have gone from about 28 down to approximately 12 at the moment. We are moving towards getting them out. But I would -- if I may, I would like to refer to -- I would like to defer to Mr. Listenbee for a minute to talk about the meetings he has been having. I have been in some of them. But you know, I try to hire people who are smarter than me, harder worker and more likeable. He's one of them.

COUNCILWOMAN REYNOLDS BROWN: Ditto.

MR. KRASNER: If we might give him a moment.

COUNCILWOMAN REYNOLDS BROWN: I would appreciate that, particularly as we now anticipate budget hearings with the School District a couple of weeks from now.

MR. LISTENBEE: Madam Councilwoman, just a couple of different things. We recognize that with the juvenile courts as they are, that there have been significant decreases in the number of young people who have been going into the courts. Law enforcement has joined with us with the efforts of Former Deputy Commissioner Kevin Bethel and his Law Enforcement Diversion Program

that has worked to divert approximately one thousand young people per year out of the Criminal Justice Systems and Juvenile Justice Systems, which has helped make some progress. DHS has cooperated with some of its prevention programs. And those young people are diverted to DHS' Prevention Program. We at the District Attorney's Office have had some pretty good success with our youth aid panels, with volunteers from throughout the City, we previously have had as many as 1500 per year. That number, the need itself has been decreased to about 4 to 500 per year. In fact, we have our first volunteer group coming up this evening.

Now, the challenges that we have with the Juvenile Justice System specifically are as follows. One, so many of our young people who go into placement, that number is about 8 to 900 a year at the present time. Come back to our schools without having had a level of education consistent with what they had here or consistent with what their actual needs are. They come back and often drop out of our school systems shortly after they get back, usually within

about three months.

COUNCILWOMAN REYNOLDS BROWN: Three months?

MR. LISTENBEE: That is the number that I have based upon discussions I have had and also reports that I have read. I haven't had any recent experience having tabulated directly with that. That is what the research is telling us. There is a dire need to focus on educational opportunities for our young people who are in out-of-home placement.

We also need to reduce the number of young people who are going 3/400 miles away from home because that doesn't help them any more than it helps to send adults far away. And also, Madam Chairwoman, it needs to be recognized that if those young people are going to state facilities run by our juvenile justice programs, the number -- the amount that that costs is about \$215,000 per year per child. That is correct. 215,000 per year per child for secure confinement for our young people in state facilities. That number comes from the state itself. We can provide copies of that information if you really need it. And we need

to reduce that number because often we are taking young people who have been charged with minor offenses, misdemeanors, and sending them to state placement. This is particularly egregious when it comes to girls.

We have -- there is nothing in our system here in Philadelphia between going to a detention facility in the Juvenile Justice Facility in West Philadelphia and going to a state-secured confinement. There is no programs in between. You are either in detention or in a state-secured confinement. We need alternative programs right here in Philadelphia for our young ladies in particular. That is particularly egregious. The heads of the Juvenile Justice System in Harrisburg would agree with that. I had a recent discussion with them as recently as last week. We need to pay close attention to that.

Overall, we need to find ways to keep our young people closer and provide treatment alternatives here. We recognize that most of our young people -- most -- when I say about 60 percent of our young people are in our juvenile justice system have significant mental health

disorders, we need to address those better and more comprehensively, and that needs to be done well. That also recognized that over 50 percent based upon national averages have substance abuse disorders, and we need to address those.

We have significant problems remaining. We need to address them in a comprehensive fashion. We are looking at ways where we can have District Attorney meet with folks who have addressed these problems in other states. New York City with a close-to-home initiative. Texas with a close-to-home initiative. Georgia where they do not permit the courts to send their young people charged with misdemeanors to detention or to placement.

There are some better ways that have been developed across the nation. I have observed these by traveling to many of these states and funding many of these programs. As administrator of the Office of Juvenile Justice and Delinquent Prevention, we in Philadelphia need to be open to these ideas. And the District Attorney has asked me to work closely with all the major stakeholders to meet with them, to discuss these issues with them and work

closely with them and see if we can find some better ways. He is available to meet with them at a time when people have reached consensus about where we want to go. He has tasked me with moving forward.

COUNCILWOMAN REYNOLDS BROWN: Okay. Thank you for your comprehensive answer and explanation. There are parts that are very alarming. A question I thought of last week with DHS that I will ask you directly.

Is it time to have a formal convening taskforce of all the stakeholders you have mentioned including DHS and the School District so that we can formally communicated, talk across tables and departments to figure out how we send fewer kids out of the state? I thought that number was on the decline. I'm not so sure having heard your explanation because that was one of my itch areas when I received in City Council some time ago.

So state placements and alternative programming for girls is alarming. There is work and opportunities, I think. But it -- we cannot operate, as you all know, in silos. The question is, do you think it's time for a formal

organized taskforce around this issue of truancy and all it's related parts on a regular basis?

MR. LISTENBEE: I do, Madam Chairman. I believe that there's a need for that kind of leadership to go forward. But again, I defer to the District Attorney in terms of what he wants me to do and in terms of what priority this serves within his office.

COUNCILWOMAN REYNOLDS BROWN: Well, taken. Okay. Our office will follow up accordingly.

My second question is also related to your commitment, if you will, to this issue of gender parody that Councilwoman Sanchez raised, as well. You again, listening briefly while upstairs, can you simply describe how you secured your findings in such short order, please.

MR. KRASNER: Yes. I can tell you that from the moment we came in, we made it an absolutely top priority both with Chief of Staff Arun Prabhakaran and also with our CFO Keith Davitson, both of whom are here. Gentlemen, please raise your hands so they can see your handsome selves. We made it absolute top

priority to figure out the compensation system.

We put together in a database various criteria including things like gender and race and number of years out of law school, years of experience, assignment, things of that sort in order to try to analyze to what extent we are looking at a massive favoritism of various different types, potential sexism, racism, et cetera. And we found certain patterns, including finding some data indicating that women on average, and I am now speaking of the entire staff, but on average were being paid about 9 percent less -- let me take that back. About \$9,000 less than men in similar positions.

You know, obviously, having lived with an employment discrimination lawyer who represented a lot of women for 15 years, I know that you have to look very, very carefully. Sometimes these results reflect generational issues and so on. But we also found discrete individual examples that seemed to be conspicuous. I can tell you I have actually been handed some of the data that we located. And I can tell you in general that on this data among full-time staff, it appears that women

were paid about 6.3 percent lower than men. It appears that on average, people of color were paid about 10 percent less than people who were white. So, that's something we need to look at very carefully.

Obviously, we want to be fair to everybody and we don't want to be simplistic about this, but it's concerning. It's even more concerning when you see specific examples of pay that doesn't seem to make sense. When you look at levels of experience, you look at evaluations and merit and you look at, you know, other aspects.

COUNCILWOMAN REYNOLDS BROWN: Sure. Recognition is the first step towards righting a ship. And you need to know that gender disparity has always been a major interest in members of this legislative body. To know that you recognize it will not happen organically, but has to be intentional efforts by leadership matters.

I have other questions, but we need to circle and give others members an opportunity.

Councilman Taubenberger.

COUNCILMAN TAUBENBERGER: Madam Chair,

thank you very, very much.

Mr. Krasner, you had talked earlier in your testimony briefly. And we have chatted about it actually as recently as yesterday. And that is how staffs, in some cases, it's criminal trespass. Could you elaborate a little further for the record what your office intends to do? And would also consider potential increase in staff for this. You are the first District Attorney in my time in Council that has actually sought to address this issue. And I am very much appreciative of that.

MR. KRASNER: Council, I appreciate your comments and interests. It is my sense that the District Attorney's Office has actually created a vacuum completely unnecessary that has allowed the type of crime that, frankly, seldom exists in other cities to exist here. And that is the crime of people showing up with a phony deed to a house they never lawfully obtained and never lawfully purchased. It either has a fraudulent notarization from the owner with a fraudulent signature. Or often what it has is a photo-shopped notarization from another document.

It's presented, you know, very often against a vulnerable victim, either an elderly person who has gone into nursing care or someone who is traveling or someone who is in poverty that they don't even have the capacity to respond to it. In the past, people often didn't even know it is occurring. Now there are efforts made by the Recorder of Deeds to send a letter to the address of the deed, but that is only going to be successful if the owner is still in that house, which often does not happen.

What then often occurs once the house is stolen in this fashion, is that we have either knowing or unknowing tenants who are moved in and they have a lease that they know to be fraudulent or at least they do not know to be fraudulent. Similar things are happening in West Philadelphia where you have people who are purporting to be agents or purporting to be landlords taking first and last month's deposits for apartments, you know, to which they have no relation. And they are leaving people in the lurch.

It's not, frankly, two different in the

kind of fraud being perpetrated on elderly people by contractors or you take vulnerable victims whose key asset may be their home or their key asset may be a home that's got a roof leak. And at their most vulnerable, you are going to steal whatever asset they have for them and make them go to lawyers they can't afford to try to right this wrong, it's pretty terrible. What makes it even worse is that I had a conversation with a person involved in a prosecutorial agency that informed me it was a policy of prior Administration that they wouldn't go after house thief unless that house thief had 20 thefts.

Can you imagine a world where we only prosecute car thieves if they take 20 cars?

COUNCILMAN TAUBENBERGER: It's unbelievable.

MR. KRASNER: You'd have a lot of stolen cars.

COUNCILMAN TAUBENBERGER: Absolutely.

MR. KRASNER: So, that is what we have going on here. And the problems are very difficult for police, as well. Police have good training on what you are supposed to do when a

landlord is trying to use police to evict tenants that is protective of lawful tenants who may have a dispute with a landlord about rent or may have a dispute about maintenance of the property. And so, police officers show up for people who either know or don't know that they are not permitted to be there. They police are presented with a lease that looks to be authentic. Somebody has a deed that looks to be authentic. And the police do what they are supposed to do, which is they go away.

It festers. And often what comes behind it may be that the house has become a drug house, or the house becomes a place where there is other illegal activity including sex work. It can be very destabilizing and upsetting to neighbors who can get into confrontations with people who have moved into Mr. Smith or Mrs. Smith's home, and those people feel protective of Mr. and Mrs. Smith. And so, they are making some efforts to drive people out of that property.

None of this ever should have happened.

COUNCILMAN TAUBENBERGER: Correct.

MR. KRASNER: It has happened.

Resources are needed. And so when I was elaborating some of the reasons why we are seeking the 5 million in funding and I spoke about funding for ADAs to assist with fraud and corruption, this would actually be one of our key priorities in going after crimes that are committed not only against Philadelphians, but also committed disproportionately against people who are senior.

COUNCILMAN TAUBENBERGER: Mr. Krasner, thank you very much. Madam Chair, thank you.

MR. KRASNER: Councilman, thank you.

COUNCILWOMAN REYNOLDS BROWN: You're very welcome.

Just as an alert, we have until two o'clock and we have three members remaining. So, I would ask that we simply be mindful of the time. And you can be assured that many of us will be meeting you offline to follow up, as well.

MR. KRASNER: Wonderful. Thank you, Madam Chairman.

COUNCILWOMAN REYNOLDS BROWN: You're welcome.

Councilwoman Blackwell.

COUNCILWOMAN BLACKWELL: Thank you.

I ask the Courts and I've talked to the DA about it. But the Youth Study Center is saying that it's the DA's Office who makes that decision about sending 20-year-old males and above to Youth Study Center from State Road. So I am asking you to look into that. I mentioned we are having a big problem with older and young people going to Youth Study Center with the younger ones, and how they are terrorizing the place.

Would you look into that for me?

MR. KRASNER: I would like to defer to First Assistant Listenbee at one moment on that point. But I do want to say that it's an issue that has been raised with us previously. And I think we have some information to offer on that.

COUNCILWOMAN BLACKWELL: Thank you.

MR. LISTENBEE: Councilwoman Blackwell, I will certainly take a look into it. We had met with representatives from the Center last week. That issue was not raised with the people that I sent over to meet with them. But I will personally meet with them and have this discussion to find out exactly what we can do.

To the best of my knowledge, we are not sending 20 year olds over there. But I will check and confirm. And we will get back to you on that with a great deal of specificity.

What we are doing is we are decertifying young people who we feel can work effectively within the juvenile justice system. I have had no indications we have had any problems with that. And we are taking a great deal of care to only deal with those who are appropriate for the Juvenile Justice System. And there are some who are not appropriate for the Juvenile Justice System. And we take guidance from the District Attorney on that. And I am also aware based on my own personal experiences that there are some young people who are not appropriate for the Center.

We will continue to talk with them and with DHS and with the Judge Murphy. In fact, I have an upcoming meeting with her kind of soon to see if there are some issues that we need to address, and we will get back to you on that.

COUNCILWOMAN BLACKWELL: Thank you.
They mentioned members of Local 2186. And they sent another letter just now, so I will send

some -- I will pass this onto you so that you will have what I have. And then I would appreciate you getting back to me.

MR. LISTENBEE: Madam Councilwoman, I do want to add that at the present time, the young people who are there have been decertified back to the Youth Detention Center. If we were to have young people who are currently at PICC over there, then they would be separated by some sort of physical barrier from the young people who are held there at the Youth Study Center who are typically held there for a short period of time. If that were to happen, we would have that separation. That is what the folks at the Youth Study Center have indicated to me they plan to do. That has not happened yet, though. And I will certainly be in contact with you about any plans to do that.

COUNCILWOMAN BLACKWELL: Thank you. They say, for example, their number one, staff have been say assaulted causing serious injury to include needing surgery. And that they find these kids out of control. Sometimes they don't have enough staff on duty as per regulations. A long time employee of Youth Study Center has

recently lost his job as a result of defending himself from being brutally attacked by 6-foot 5-inch, 240-pound resident of Youth Study Center. And that these residents have cost riots in the Youth Study Center.

They sent five issues. But I will pass this onto you. And then I thank you for your willingness to look into this.

Thank you, Madam Chair.

COUNCILWOMAN REYNOLDS BROWN: You're very welcome. I want to remind my colleagues, we have a hard stop at two. And so with that, we have three remaining members.

Councilwoman Gym.

COUNCILWOMAN GYM: Thank you very much, Madam Chair.

So effective communications with victims who are immigrants and have limited English proficiency is incredibly important right now especially given the current national climate. So, can you talk about some ways that you're working to infuse cultural sensitivity and competency in the training of DA's? And in particular, speaking about your work to better serve immigrant communities and improve language

access through the DA's Office.

MR. KRASNER: Yes. And thank you for that, Councilwoman. You know, one crucial aspect of this is that we not create a category of unprotected victims. And what has been going on due in large part to the Trump policy around immigration, is that you have victims and you have witnesses. And they are not always just victims. They are not always just witnesses for other immigrants. But they are witnesses for crimes that occur in the City of Philadelphia who are afraid to engage with police. They are afraid to even call the police. They are afraid to go to a courthouse. They are afraid to engage with District Attorneys for good reason. And that is that they know that in this hyperactive environment around Philadelphia, that ICE may sweep them up. Has been known to do it.

You may recall not so long ago, that our President ordered the deportation of a woman who went to court because she was being physically abused because he wanted to make a point. And he made the point. The terrible problem that occurs with all of this, and I say this to you

as someone for a number of years was actually counsel to the Mexican Consulate in Philadelphia whose degree in college was a degree in language, specifically the Spanish language. And represented the Spanish-speaking people often with as many as 40 percent of clientele being Spanish-speaking.

The problem is, you go to places where there are American criminals who know that they can rob immigrants. And they can do -- they can sexually assault immigrants.

COUNCILWOMAN GYM: Mr. Krasner, just because I know my colleague is going to be very clear about my time limits, I am just asking if, you know, you can help us -- I can only give you like a minute and a half to just answer the question about what your office is doing to better serve immigrant communities and improve language access. I have two other questions I want to put on the record.

MR. KRASNER: Let me expedite. I apologize. I was getting off track.

COUNCILWOMAN GYM: I never contest my -- the Madam Chair.

MR. KRASNER: The aspect of protecting

immigrants so they will even engage in conversation with us is crucial. Now, when it comes to language access, yes, that office has a database of all the different attorneys and staff who speak languages, but that's not good enough. We need to have people who are fully capable linguistically to help with a multiplicity of language. That is something that is actively underway. It's being led mostly by my chief of staff in terms of, you know, seeking to have a contract that will enable us to have language services to a wide array of different linguistic needs across the board.

COUNCILWOMAN GYM: We will follow up with you on some of the more specifics. But I know that's been a serious issue in the past, and would like to just keep tabs on how that's working.

Recently, the -- as I said before with Judge Woods-Skipper, the Philadelphia ICE Office has been identified as the most aggressive in the country. Forty percent increase in the last year people raided and detained. Almost two-third of people have no criminal convictions

or criminal background and history. A lot of this is because our criminal justice database system PARS has allowed people to access and potentially profile folks, as well.

But what will your office do to ensure that ICE does not have access to a database in the way that allows folks to be racially profiled and raided in our City?

MR. KRASNER: The simplest answer is that our Assistant District Attorneys are not going to be permitted to contact ICE without approval from the top. It never should have been that they were rogue actors, contrary to policy. And that in terms of any vote that the District Attorney has with reference to sharing of data with ICE, it is my intention to vote against it.

The danger of that position, and people have talked about it, is actually somewhat mitigated now by a very important decision that is produced a national injunction against the linking of policing funds to whether or not you are Sanctuary City. That came out a couple weeks ago. That makes it easier for us to maintain that position. And that is our

position.

COUNCILWOMAN GYM: So for clarity, that -- for PARS database in particular, you are still working through what your office has the power to be able to do in terms of limitations? I understand that no ADA can contact ICE proactively.

MR. KRASNER: The -- I mean, obviously this is somewhat longer talk. But the District Attorney does have a vote annually, as I understand it, on the sharing of information with ICE. That my vote will be against that.

COUNCILWOMAN GYM: Thank you for clarifying that for me.

Thank you, Madam Chair.

COUNCILWOMAN REYNOLDS BROWN: Thank you. Thank you. Thank you. We are going to honor the clock because we have to. And we have two members remaining, Councilman Squilla and we'll close with Councilwoman Sanchez.

COUNCILMAN SQUILLA: Thank you, Madam Chair. And thank you, Mr. Krasner, for your visit the other day, for the meeting we had. I thought it was great. And I -- as we talked about it, I mentioned it to some of our

colleagues about the interest in doing some type of press conference to go after some of our doctors that are assisting in our opioid crisis. And I think it's a great idea to be able to work with Council, with the Administration, with your office, the Attorney General and with the Federal Government to really send a message to let our constituents know that if they see doctors that are providing far too many scripts or cash doctors for any reason, that they can either contact our office to get to you and also to look at our legislation to see how we could attack them on their business license to be able to stop what we believe is a predatory giving of prescriptions to the folks in our communities that are adding to our opioid crisis. And I think that was an idea that you brought up. I think we are looking to move forward on that, so thank you.

My question is, I received an email today about a concern from one of our animal advocates. And then they were worried about -- it was an issue in Philadelphia about a dog fighting case and -- that I guess was a felony charge. And some of the office were downgraded

to misdemeanors.

What is -- is there a reasoning for that type of suggestion, or do we believe that certain people still will be charged at a higher rate than others who are involved in that?

MR. KRASNER: Councilman, I will say as much as I can. It's a pending matter. And you should know I have had a conversation directly with the CEO of the Pennsylvania SPCA. And we will be meeting with her later this week as well as some of the law enforcement related to it going through the file and making sure we have mutual understanding.

What I can tell you about that is that there is a group of people who is at least half and maybe even a majority of the people facing felony charges and will be continuing to face felony charges. It is group of people that consisted of individuals who either owned dogs, handled dogs, have some relation to the premises where it occurred, or had some kind of record that indicated serious criminal activity or involvement with animal abuse in the past. Those people are all headed towards a felony process, which will include a preliminary

hearing and end in eventual trial.

Problem with that group, though, which gets to the heart of the issue is that takes a long time. It can take nine months, twelve months, fifteen moan. Often what happens with these cases is that the creature who suffer the most are the dogs. Because until there is a judicial order to move the dogs out of shelter, they will sit in a cage. And there have been instances under the prior administration where those dogs went from the worst kind of abuse you can imagine being used for fighting. Then they sat in a cage for nine, twelve or more months with no one dealing with their trauma, no one trying to rehabilitate them.

The only way that this office achieved having those dogs moved out of shelter and into rehabilitation was through the process of resolving some of the other cases where there were not all these other factors involved, where you essentially had a potential mere presence defense. And you didn't have other factors that indicated greater involvement. Now, I'm not here to say that we have necessarily handled the case perfectly or imperfectly. But I am here to

say one of the great problems we have with animal cruelty cases is that the animals shouldn't be treated in a way so that they are strictly stuck in a cage and they sit there for 12, 15 months only to find at the end, as has happened in the past, that even people who are facing felony charges often get probation or they get convicted on lower charges. And the ones who suffer through the whole process are the dogs.

So, but let me also say this. I believe that we are not perfect. I certainly know I am not perfect. And I am delighted to have the chance --

COUNCILMAN SQUILLA: I know I'm not.

MR. KRASNER: -- sit down with PSPCA and see if there are ways we can do these things better.

COUNCILMAN SQUILLA: I appreciate that. I think it's just an answer that we can give to some of the constituents about concerns. Instead of forwarding it over to you, we can say we ask these questions directly and you are able to answer them. And thank you. If we have other questions we have, we can ask you

personally. And thank you for being available to us.

MR. KRASNER: Thank you, Councilman.
It's a pleasure speaking to you.

COUNCILWOMAN REYNOLDS BROWN: Before we move to our last member, I do want to put on the record that Councilwoman Cherelle Parker had an emergency in her district. And she has a number of questions here for the economic crimes unit, of which I will pass to you and have you or a member of your team respond to her via email, please.

MR. KRASNER: We certainly will. Thank you Madam Chairwoman.

COUNCILWOMAN REYNOLDS BROWN: Okay.
Councilwoman Sanchez.

COUNCILWOMAN SANCHEZ: Thank you. And I will be brief just to kind of follow up on the opioid. The Administration last week agreed that it was important for them to develop some sort of matrix for us to follow the doctors that work for us. Because while we are out there preaching to the private sector, we don't have an internal accountability measure. So, we will be seeking your advice about what they should be

looking for as they monitor the doctors that work. And at some point, get reimbursed by the City of Philadelphia as the Feds have closed four of our mental health organizations funded by the City. And so, we clearly have an internal problem. So, I will follow up with that.

Let me suggest that in light of the fact that we are moving away from forfeiture and you have a gap within your budget that between now and the time we finish our budget cycle, maybe Council President can host a meeting with our budget folks because I am very much interested in making sure that we leave you whole, and that some of the initiatives that we've requested that the DA's Office continue to expand can actually happen, including your recruitment and pay equity. Which again, we legislate. And I think it's important if we are going to legislate it, that we also be part of the solution.

My last question is, and I want you to think about this as we move forward. The Courts were here earlier. We will then have our Public Defenders. In the CJAB discussion, I think it's

important that we figure out through the MacArthur Foundation, if not just because we should, we are trying to get to performance-based budgeting and what is going to be the matrix about the values that are attached from the different, what I call, the justice league, right? All of the CJAB members.

What is the different matrix so that we can really measure savings and reinvestment? We seem to be having some challenges around how different departments are doing that. And if you have given it any thought to that and if not, if at a future date, we can have that discussion. I know Councilman Jones is a member of CJAB. I think it's really important.

Because when we talk about savings at the state, you started off with talking about the inherent discrimination and economic -- the economic benefits reaped by the state, right, in the prison complex. So, how are we going to show savings if, in fact, there is the willingness, the political willingness by the state to just continue to fund this? And I know what the Governor has said, right? Have you given that a little bit of thought? Because you

know, state time, state jail time, there is no calculations locally for us, right, for savings?

So, has the CJAB given any thought about how it's looking at that through MacArthur?

MR. KRASNER: Well, I don't want to speak for the CJAB, especially 115 days in. I can certainly tell you that my office has done something that I guess is radical but probably shouldn't be, which is that we have a criminologist in house. And he is quantifying things all the time. And one of the things that I think is most important to quantify is the data around what happens when there are savings.

There are people within the state system who are of the opinion that our population of nearly 50,000 state prisoners should be more like 20,000 in order to be in line with appropriate levels in other states. That ain't a small number. When you start taking 30,000 and multiplying it out times \$42,000 a year, you can all do the math on that. But it gets nuts. It's a ton of money that we are talking about potentially saving at the state level. I would like to think that the state doesn't hate Philadelphia so much all the time that there --

that Philadelphia will not be so powerless all the time moving forward, that there will never be a relationship between, you know, proper reinvestment statewide and what's good for the city.

We are stuck in the same cycle as California where you have these large cities that are progressive and Democratic that are in a sea of more rural communities that have different culture and sometimes, frankly, don't agree. It's a challenge that we are going to have moving forward. In terms of specific metrics, I mean, there are a lot of metrics about current and future dollars related to incarceration.

COUNCILWOMAN SANCHEZ: We would like to see some, again, categorically, some of the savings, right? So one of the numbers that I put out to the President Judge was the issue of police time and police overtime related to prosecutions. So again, as we talk through this budget, I think it's important for us to be able to look at that, right? Are we going to go back to some of the preliminary hearing stuff at the districts that save on that budget overtime for

the police department? It's going to be a major discussion next week. I am sure you folks are going to follow it.

So, any thoughts on that?

MR. KRASNER: I do have thoughts on that. In a second, I'd like to defer to Bob because he has something to say, as well. But I mean, I was asked by the Commissioner and the Mayor to look at this issue a few months ago. We have been looking at it as quickly and intensively as we can. We actually have a meeting scheduled with the three individuals in the police department identified by Fran Healey, who is effectively the attorney. That meeting is tomorrow.

And you know, the main issues here are that you have a ton of people who are police officers who come down and testify, who may not testify at all. They may come down unnecessarily for preliminary hearings. And they are incentivized, frankly, the system incentivizes by paying a minimum of four hours of double overtime to do this. It's often unnecessary. So what we are trying to do is we are trying to make sure that those officers --

and frankly, I don't mind if they make overtime. I don't mind if they make a lot of money. But if they are going to do it, they ought to be on the street doing community policing and patrolling which prevents crime as opposed to sitting downtown and never testifying or testifying unnecessarily.

I can tell you, and I know that you are going to see the Public Defender later today, that she and I have also discussed this. And she is interested in an idea we have discussed which is that in light of the many ways that we are working together, rather than requiring officer who is not essential, for example, an officer who merely handles a bag of drugs but doesn't really see what happens, rather than have that person come downtown and sit all day just to testify for less than three or four questions, we may be able to come to an agreement with the Public Defenders that for preliminary hearing they will agree to what that testimony would have been. Thereby, leaving that officer on the street in exchange for other things.

COUNCILWOMAN SANCHEZ: I think, again,

in the light of the fact that there is a huge number to fill from the lack of forfeiture enforcement and others, I think this is the quick stuff we are going to need before the end of the budget to be able to justify the difference between your requests and that of the Mayor's.

MR. KRASNER: I can say this. I know that in the past 2008, there was a committee that worked on this issue. I know they saved a few millions dollars in that process. We have been encouraged to reengage. We are very interested in reengaging. Simply our policies around what offers are given are reducing the number of trials and thereby potentially, reducing the number of officers who are thereby downtown instead of where they could be, which is on the street. This is an issue that matters a lot to us. We are aware that a dollar invested in policing, meaning the presence of police, results in about a dollar ten of benefit. But a dollar invested in corrections just gets you a dollar. It's a better way. We are all about preventing crime and everything that goes with it. And if that means having

more police on the street, then we are completely in favor of that. We just have to figure out the ways to do it. And we have to figure out ways to do it when there is an entrenched culture around financial benefit of having as many officers as possible coming downtown.

So, we are hopeful that everybody involved with the issue will be on board.

COUNCILWOMAN SANCHEZ: Yeah. It's a big one. And I know, again, I am in a high crime area. And absolutely want to advocate for additional police resources. But the fact of the matter is between special events and protests and others, I am always acutely aware that I have very few police officers actually on the street patrolling every single day because of how we deploy. So, it's definitely a conversation. And to the extent that the DA's Office is doing it's part on that core piece, which is we have asked the police department to itemize separately, we can have that conversation.

Thank you, Madam Chair.

COUNCILWOMAN BLACKWELL: You're welcome.

Allow me to read into the record Councilman Parker's question so that it is on the record.

Specifically, regarding the Economic Crimes Unit, she wishes to know what the department is doing to protect vulnerable people, in particular senior citizens who are being preyed upon. And she cites an example. Additionally, she would like some clarification on what cases are being handled by the DA's Office around this topic and what cases are being handled specifically by the Attorney General's Office.

Lastly, she would like to see data regarding crimes prosecuted by this unit by Councilman District. It would be useful for her to know where her district stands around this issue of economic crimes.

Thank you, Mr. District Attorney, your entire team very, very much.

MR. KRASNER: Madam Chairwoman, thank you very much.

COUNCILWOMAN REYNOLDS BROWN: We will recess until 2:15. And encouraging all members to join us back here at 2:15 to continue with this afternoon's Public Budget Hearings.

Thank you.

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(Hearing recessed.)

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(Councilman Greenlee sitting in as
Chair.)

COUNCILMAN GREENLEE: We're going to get
started again, please. We are going to go with
the Law Department.

(Panel approaches Witness Table.)

COUNCILMAN GREENLEE: Please, Mr. Pratt,
how are you? We have your written testimony. I
know you were just visiting with us a week ago.

But if you can just make whatever
introductory you like, and then we will have
questions.

MR. PRATT: Sure. Good afternoon,
Councilman. My name is Marcel Pratt. I
officially became the City Solicitor this past
Thursday, April 19, upon City's Council
confirmation of my appointment, for which I am
grateful.

COUNCILMAN GREENLEE: Hold on,
Mr. Pratt.

If I can ask everybody, please, I know

you are trying to talk low. But eight people talking low, isn't low.

Sorry, Mr. Pratt, please.

MR. PRATT: Thank you, Councilman.

At this table, I am joined by First Deputy Craig Straw and Deputy Administrative Solicitor Donna Mouzayck. Also present today are two of our Department Chairs Valerie Robinson, Chair of the Corporate and Tax Group and Vanessa Garrett Harley, Chair of our Social Services Group as well as several chiefs of units within the Law Department. I also want to thank Steve Ludovico, our Director of Administrative Services for his efforts in preparing our budget documents.

As you said, you have copies of my written testimony already. And unless you object, I incorporate those remarks by reference and will just provide a brief summary.

COUNCILMAN GREENLEE: Sure.

MR. PRATT: First, we are requesting \$251,478 over last year's Class 100 Budget to cover DC 33 salary increases and four new positions that are critical to our ongoing operations, which I am happy to talk about in

further detail. Next, I would also like to provide you with the status on some of our high profile cases that we will continue to work on this fiscal year.

As Council is aware, the Law continues to defend the Philadelphia Beverage Tax in court. Working closely with outside counsel, Law defended the tax that prevailed in Commonwealth Court. And this past January, the Pennsylvania Supreme Court said it would hear the appeal. Briefing has been completed. And we are in preparation for oral argument, which is scheduled for May 15 in Harrisburg.

On Sanctuary Cities, as you know, the City filed suit to prohibit the U.S. Attorney General Jeff Sessions for imposing three new and unprecedented immigration related conditions on the federal Byrne JAG Grants. The City obtained the preliminary injunction. And we are scheduled to go to trial on April 30, which will hopefully result in a final judgment not only deeming the U.S. Attorney General's conduct unconstitutional, but also ordering DOJ to release funds to the City.

This City's lawsuit against Wells Fargo

was filed on May 15, 2017 alleging that Wells Fargo violated Fair Housing Act by engaging in discriminatory mortgage lending practices against African-American and Latino residents of Philadelphia. This January, a federal district court rejected the bank's attempt to dismiss the City's case. And as a result, the case is moving forward into discovery.

This past January, the City also filed a lawsuit against several manufacturers of prescription opioids seeking, among other things, to end the ongoing deceptive marketing practices and to recover money from manufacturers to pay for the treatment of City residents suffering from opioid addiction. The many cases filed by several municipalities have been transferred to the Delaware County Court of Common Pleas just for pretrial coordination. And these are just two examples of how affirmative litigation can be used as a powerful tool in addressing harms done to our City.

And lastly, I remain committed to ensuring diversity within the department. And will ensure that diverse candidates are a part of the candidate pool and our hiring panels are

diverse. With your approval, I am very excited that we plan on hiring our first ever Director of Professional Development Diversity Inclusion this year, which is the special assistant position identified in our budget testimony. This position will have a tremendous impact on our recruitment efforts and our ability to provide comprehensive legal training.

I would be happy to take any questions you may have. Thanks.

COUNCILMAN GREENLEE: All right. Thank you, sir.

You talked about Sanctuary Cities issue. And I think it's been discussed previously that the City would be financial liable if we honored an ICE detainer on illegal U.S. citizens as was seen in Lehigh and Allegheny Counties.

What is the potential liability associated with honoring a detainer or not honoring a detainer?

MR. PRATT: Yeah, that's right. In the legal case you are referring to is a decision by the Third Circuit. It's called the Galarza Decision. And essentially, if a municipality holds someone without probable cause to do so or

just without any constitutional authority, the City can be liable under federal law, for example, under 1983. And the damages can vary, but they can be substantial.

And that is the -- one of the primary reasons why we don't think the City should honor ICE detainers, but instead require judicial warrants to accompany them. Because if there is a signed criminal judicial warrant by a federal judge, we know that all the constitutional protections have been satisfied.

COUNCILMAN GREENLEE: Okay. All right. Thank you for that.

In regard to the Beverage Tax, you in the budget detail, there is several Class 250 contracts for the litigation?

MR. PRATT: Yes.

COUNCILMAN GREENLEE: What's been the costs to defend the Beverage Tax so far?

MR. PRATT: So far the costs are around 1.5 million. And that's for the two firms that are helping out. I will say what the numbers don't reflect is that we did get a grant from the Arnold Foundation too offset some of the legal costs in the amount of \$500,000 for which

the Law Department and the City is very grateful. So that number just has to be taken into account when thinking about the overall cost to the City. But we have been very judicious in spending on the Beverage Tax. And we realize that it is probably the most expensive litigation that we have this year.

COUNCILMAN GREENLEE: We knew it was going to take a while when we started, right?

How many employees are currently working from the Law Department on it versus the contract attorneys?

Would you know offhand?

MR. PRATT: Yes. Right now it's myself. I spent a significant amount of time working on the case. Richie Feder, who is head of our Legislation Unit works on the case, as well. Francis Beckley who is Chief Council to Revenue works on the case, as well. And over time, we have had some support from the Affirmative and General Litigation Unit by way of Eleanor Ewing who is the Chief as well as Dimitrias Mavroudis who is a Deputy in that unit.

And from the firms we -- it's hard to say how many exact. But I would say between

both firms at various times, not all together, but we've had as little as three attorneys working on it from the firms and as many as eight or nine depending on where we were in the litigation.

COUNCILMAN GREENLEE: Okay. Got you.

Thank you.

And I have to put on record, want to personally thank you for all the work you have done on the Wage History Bill that is being fought, also. I know we are in federal court on that. So, thank you for all the efforts you put forth on that.

MR. PRATT: Thank you, Councilman.

COUNCILMAN GREENLEE: Shame we have to do it. I will reserve any other comment on that.

Councilwoman Sanchez.

COUNCILWOMAN QUINONES-SANCHEZ: Thank you. Councilman Greenlee asked me to be real short, so lucky you.

Good afternoon.

MR. PRATT: Good afternoon.

COUNCILWOMAN QUINONES-SANCHEZ: As you know during your confirmation, one of the things

I talked about the Law Department is because of all the lawsuit Sanctuary Cities, which we are very appreciative of and some of the other issues, little time has been spent on administrative review. And I notice that for one of your performance standards, you put in the contracts and the approval and the process of contracts from nine to eleven days and back to nine days.

What other administrative reviews are you going to be looking at as it relates to not only time frame, but paperwork related between contract development and conforming, you know?

What is -- in your review right now, what do you think are some of the challenges there?

MR. PRATT: So first, I will just say that both for contracts that Law drafts and contracts that the Departments draft, the time that is spent in law has declined substantially. I think for contracts that Law drafts, the amount of time spent in law has gone down to 37 days this year from 43 last year. And then for contracts that the Departments draft, it's gone down from --

COUNCILWOMAN QUINONES-SANCHEZ: Why -- I mean, these are standard contracts we do every year. Why are we -- why is it taking so long? Do we not have some standard boilerplate stuff?

MR. PRATT: We do. But sometimes, for example, the vendor will disagree with what's in the general provision. So, the general provisions are boilerplate. But some vendors might take issue with a certain provision. And we'll have to go back and forth.

COUNCILWOMAN QUINONES-SANCHEZ: Why are we spending time accommodating vendors? They either want the contract or they don't. We have such a bad number around diversity participation and inclusion. Why are we accommodating vendors?

MR. PRATT: I agree. Sometimes it might be we have a contract for very specialized area of law. It can be a firm with either a niche practice or a specific lawyer who has a very unique set of skills that we want. But again, we don't just give up everything for any one person. You know, but they might have some leverage in that situation that requires us to negotiate. But the numbers also reflect that

for some of the contracts, if there is an issue, for example, with the department negotiating with the vendor or there is just a mistake in the process.

Instead of us just rejecting the contract, we will let it sit in Law while the vendor -- while the department remedies some of the issues. Because if we were to reject it, that would just elongate the timeline.

COUNCILWOMAN QUINONES-SANCHEZ: The practice -- so, we did a resolution last week. We really want to begin to look at some of the contracting issues in our enterprise funds because there's been very little scrutiny around that where we don't have the level of inclusion and participation we want. So from, you know, our inability to debundle and some of those other issues, so what -- why are departments creating their own legal framework? Is that standard practice?

Because at what point -- we are -- for me it's so challenging to understand how we don't have some basic matrix and standards around contracting. And while I agree that the department should be given some level of

discretion. The fact that we don't have standards has created kind of this disparity. Now we are opening up everything to look at what are we doing. So, is that best practices to have departments do it? And then, what is the correlation between what the department does and your review and your ability to accept or reject?

MR. PRATT: Yeah. I think that we do have some standards. So, my understanding is that the drafts of contracts that departments use are templates that we have provided.

COUNCILWOMAN QUINONES-SANCHEZ: So, how about for the RFP RFQ? What role the does Law Department take in reviewing any of that before that goes out?

MR. PRATT: Yeah. Again, a lot of that is standard. And if we are asked to review, I think we will review. But for the most part, it's up to departments to review and post their own RFP. Now for our particular RFPs, it's different. But I think the role with other departments can vary.

COUNCILWOMAN QUINONES-SANCHEZ: Okay. Do you do any review around the generation of

contracts and liability for the City?

So you know, one of my biggest issues in our procurement reform process has been seeing the level of non-conforming contracts we have mid year, right, and what kind of financial liability exposure as a government we put out when people are just operating on these letters of agreement. Because I believe there's a cost to that. People operate for six months and then we negotiate the annual amount?

Vanessa is shaking her head over there, especially on the DHS side, right?

So what if -- what role do you play in that, in looking at the accountability around what's best practices for when we should have legally binding conforming contracts?

MR. PRATT: Yeah. I think it's always best to have a contract in place as soon as possible. I do think we are able to you, in a lot of situations, have a notice to proceed which does outline -- or layout some of the terms of a contract. But no, I agree. The best practice would be just to have a written contract in place as soon as possible.

I know the issue for some situations

could be that whatever the need is from the vendor, it's needed on a very timely or rapid basis. And we just need to get somebody to work as soon as possible. And there might be a lag between.

COUNCILWOMAN QUINONES-SANCHEZ: We use that as an excuse to pay more and not get quality. And then not get inclusion, and not get diversity. I am trying to move away from that, which is why I am trying to look at what are the standards, what is best practice, what is the matrix. And I think that the Law Department should have a say in that as I think procurement should have a say. There is all this discretion at the departments but no standards, right?

So for us, particularly again, what are an enterprise funds that we have never looked at because it doesn't go toward our General Fund? So who in your team could we add to that discussion? We are going to have public hearings around this. We are setting up matrix.

Can you submit to the Chair, like, what your role is right now in the decision making and review process as it relates to --

MR. PRATT: Yeah. We can put something in writing and submit that.

COUNCILWOMAN QUINONES-SANCHEZ: So, we can figure out at what point we have Law Department in the conversations as we begin to meet with some of the departments and prepare for public testimony on.

MR. PRATT: Okay. I'm happy to do that.

COUNCILWOMAN QUINONES-SANCHEZ: Last, because, again, Greenlee said I had to hurry up.

COUNCILMAN GREENLEE: Don't blame me now. Come on.

COUNCILWOMAN QUINONES-SANCHEZ: The issue of lawsuits and settlements and our Indemnity Fund, I know that the last couple of years, the numbers have been a little off whack as those who tried to move a lot out of what was in our portfolio out.

Where are we as it relates to that?

MR. PRATT: Yes. We are -- Indemnity Fund is about 55 million. And I think right now we have about 14 million left, which is good for this time of year. And I credit that to a number of things. First, I think attorneys in our department have just been very successful at

winning cases. I think the number of cases that we have closed without payment have increased significantly from a percentage basis. But also, we haven't had as many big settlements or big cases this year.

That said, we still have, you know, some time left in this fiscal year. There are some other liabilities out there. But I think as far as this past year is concerned, we have been pretty good with the numbers.

COUNCILWOMAN QUINONES-SANCHEZ: Okay. And then lastly, the issue of settlements around collections. Do you keep any matrix about what original debts versus settlement rates across the board? Is there any data around that, that you can share with the Administration?

MR. PRATT: I don't have that handy, but I could. When you say collections, are you referring to --

COUNCILWOMAN QUINONES-SANCHEZ: So you know, every time we are doing payment compliance for poor people, right, there is always this notion that people need to pay their bills, right, as if they're making vacation plans as opposed to paying their bills. But I want to

look at how does the other side of the ledger look for when we do big settlements around big debt?

Is there a pattern of forgiveness with the big folks as comparable to what we are asking poor people to pay.

MR. PRATT: Okay. Yeah. I don't have those metrics handy. I think it's something to put together.

COUNCILWOMAN QUINONES-SANCHEZ: Can we look at that? I say that as part of our water negotiations where we wanted to do a forgiveness, a principal forgiveness. Really what I am looking at is when have we forgiven principals, how many times for big guys in comparison to our rate payers and our taxpayers?

MR. PRATT: Okay. We can work with your office to identify what the thresholds are for each --

COUNCILWOMAN QUINONES-SANCHEZ: I just want to know when we do principal forgiveness for any other thing when people are settling up or going into bankruptcy in comparison to the notion of rate payers and taxpayers.

MR. PRATT: Okay. We can do that.

COUNCILWOMAN QUINONES-SANCHEZ: Thank you. And I will let you off the hook.

COUNCILMAN GREENLEE: Thank you, Councilwoman. Excellent questions there.

Just one last thing I know the Council President wanted to raise. Over the past three fiscal years, it's been fluctuations in your Class 200 budget. And I know you are pretty high in '17, 8.2 million.

Any particular reason why that was higher or?

MR. PRATT: The issue is that some of the numbers here that are reported, they report contracts that are ran through Law but not funded by Law. So for example, the Community Legal Services contract is initiated by Law, but it's but not funded by us. That's a pretty substantial contract. And that number actually includes two years' worth of amendments because the amendment for FY16 was processed late. It's ballooned in number.

But that number is a little bit -- I don't want to say misleading, but it doesn't reflect the contracts that Law funds itself. But it includes some other law related contracts

that are pretty substantial.

COUNCILMAN GREENLEE: Okay. All right.

Thank you. All right. No other --

Councilwoman Sanchez.

COUNCILWOMAN QUINONES-SANCHEZ: So, related to that, to the Water forgiveness that we have not been successful in the getting, and I -- if you can't make this commitment now, if you can send something in writing. We have been trying to get a commitment that there will be no foreclosures based on water debt. And that includes when water and real estate are added for owner and occupied properties.

MR. PRATT: Okay. Yeah, I will have to give that some thought. That's a policy decision. And I think I would have to consult a lot of folks around that.

COUNCILWOMAN QUINONES-SANCHEZ: So, we are going to ask you this on the record every single time you come up until we get the answer we want.

MR. PRATT: Okay.

COUNCILWOMAN QUINONES-SANCHEZ: Thank you.

MR. PRATT: Fair enough.

COUNCILMAN GREENLEE: Thank you very much. No other questions. Thank you.

You were just with us, I know there was a lot of questions a couple weeks ago. So again, congratulations on your appointment.

MR. PRATT: Thank you, Councilman.

COUNCILMAN GREENLEE: Good luck. All right. Our next department is the Public Defender.

(Panel approaches Witness Table.)

COUNCILMAN GREENLEE: If I can ask the folks that are leaving to please leave quietly so we can keep proceeding.

Thank you.

Madam Public Defender, how are you?

MS. BRADFORD-GREY: Very well.

COUNCILMAN GREENLEE: Very good. Good to see you here. We have your written testimony. So, if you could just make a brief introduction, and then whatever questions we have.

MS. BRADFORD-GREY: I'll definitely do so. Thank you so much.

COUNCILMAN GREENLEE: Thank you.

MS. BRADFORD-GREY: Good morning, again.

COUNCILMAN GREENLEE: Please, if everybody could be quiet as they leave, please, as we continue our hearing. Thank you.

Please.

MS. BRADFORD-GREY: Good morning, again. My name is Keir Bradford-Grey. And I am here to testify on behalf of the Defender's Association Fiscal Year 2019 Budget. Alongside with me are Mr. Jim McHugh, who is First Assistant as well as Carolyn Jester, our Chief Financial Officer.

So, I guess what -- I sat here through some of the budget testimony. And I heard our DA Mr. Krasner. And I want to congratulate the City on an effort to bring forth reform in a really meaningful way and bringing a partner that can assist the defender who has been for years advancing criminal justice reform practices. This is now a real opportunity for our City to shrink the size of its system so that it's able to handle the types of cases that it was originally designed for, those that really cause a threat to public safety.

And I want to say that the Defender Association, I am so proud of the work we have done in 2017 where our lawyers have stepped up

and gone above and beyond our original mandate to practice law in the courtrooms. We have actually advanced pre-policy outside of the courtrooms and I'm waiting on just a few Power Points to demonstrate a few things here. And Jose, you can tell me when you get that ready. I will move on until you do.

COUNCILMAN GREENLEE: Sure.

MS. BRADFORD-GREY: Our office this year has had a number of interesting and creative collaborations around the effort to reform our justice system. One of the, I think, most -- I apologize. I want to see if he can get it up.

COUNCILMAN GREENLEE: These things always works slowly.

MS. BRADFORD-GREY: All right. I will wait for a moment because I wanted to illustrate really amazing partnerships that we had to help advance some meaningful reform. But until -- Jose, you can cue me when you get that together. Until you do, I will continue going on.

COUNCILMAN GREENLEE: Okay.

MS. BRADFORD-GREY: In 2017 alone, we represented 62,000 people in City of Philadelphia in different areas of

representation. In criminal defense, of course in adult court. What we have also represented people in the Juvenile Justice Systems as well as the Child Welfare System. A lot of our work comes from the Child Welfare System where we employ about 29 lawyers and 34 social workers to engage in ways to meaningfully treat children who have been deemed to be neglected. Our main mandate is to make sure that the child is safe. But we also work towards goals to advance family reunification.

I am happy to say we have been able to advance better policy with some on City Council. Cindy Bass for one, she has been looking at us to -- looking for us to discuss the impact that the community umbrella agency has on our children. That is the CUA Program. We worked with Helen Gym to look at detention and children in detention and issues surrounding their rehabilitation needs, whether or not they are being met.

We also have been able to look outside of the box and look for creative ways to work with our youth that are aging out of foster care. We had the pleasure of working with

Councilman Jones this summer in engaging some of our youth in his summer internship program. That was a tremendous experience for some of the foster care youth that we represent. And it gave them an opportunity to explore things that they never had a chance to do. So if Councilman Jones is listening, we hope he is saving room for us this summer because we are looking for those kids to engage this time.

Here is our blueprint, (refers to PowerPoint presentation) pretty much, for our justice system that achieves three goals. And the goals that I am getting ready to recite are the goals that came out of the Criminal Justice Reform Committee formulated by Council President Clarke.

One, we should strive to have a system that uses taxpayer dollars the most effective way. We should. I mean, there are a lot of policy and practices that drive the cost that do not make us any safer. And so, the Defenders Association has been really looking at certain ways and things that we can do to change that. As insiders in this system that represent a whole host of people, we have a lot of

informative information about things that drive criminality and things that can exacerbate desperation. That alone can bring about some really creative partnerships to look for ways to do things better and look for best practices.

We should also be looking at a system that is fundamentally fair. Meaning, try to reduce the bias as much as we can. Making sure that we are collecting information about the disparate treatment in some people and some neighborhoods versus others. And then, we should also look for ways to promote public safety.

One of the things that we have looked at in terms of what makes people more desperate, this has come out of work from the Criminal Justice Reform Committee, is the use of pretrial detention. And pretrial detention means our cash bail system. We have explored numerous models across the country and looked at best practices where people have really implemented a cashless bail system that has done a few things: saved millions of dollars from taxpayer dollars. It has also promoted a front end look on services and needs for people that come in

contact with police and contact with our system. Then, of course, it has pretty much created a process of fairness that we can look at individuals for the individuals they are and not just for the paper information that we get generated through a process by which humanity is pretty much wiped out. So, our job right now is to put humanization back into this process so we can make the proper decisions.

I think we all have seen recently with the incident in Starbucks how easy it is to come in contact with the police department, how easy it is to come in contact with the criminal justice system. Under old regimes, I don't know if that petition would have been declined so quickly. Because all the DA has is a petition or a police report that speaks to the incident in which the police were involved. If this incident was not caught on tape, I don't know if we would have the general context. And that is what us as public defenders work for every day. We have more information than just the police report. We seek for ways to bring that to the purview of the decision makers every day.

And I can say in our DA, we had a great

partner in understanding this as one of the drivers of mass incarceration. We also have a partner in the courts in looking at reform on the probation and parole end as looking at one of the drivers of mass sentencing. Some of these things can really be reformed by just looking at what we are doing in understanding, is this helping to contribute to public safety or can we shift those dollars in other places so that we can pretty much stop the cycle of incarceration, and stop the cycle that creates a second class citizenship for some of the people that do come in contact with our system.

I do want to just quickly highlight some of the work we have done to advocate for effective cash bail or effective pretrial reform. We have gone out to the communities and done a lot of listening and learning. We have gathered information about the impact that the front end of our system has created for people losing jobs, losing housing, looking at whether or not families have been shifted around because of a pretrial detention that led to someone being -- whose case may either be dismissed or give probation after having sat for about six

months. We look at the economic impact it has on our city in terms of benefits. I don't think that many people understood that in terms of jail after a certain period of time, their public benefits are shut off. That means the state stops paying and the City picks up the bill. I think we had on our Criminal Justice Reform Committee, a presentation by the prisons in which one of the prison personnel gave us a figure that it cost about \$30 million to provide either medical care or drug care in the prisons alone. If we look at focusing on the front end of needs and servicing needs on that front end, we can keep those benefits activated and use these community resources that are already set up, that are already funded in a much better way before people do become much more desperate and it makes their rehabilitation and reentry that much harder.

We have been focusing on a real practical analysis. We work with the people. We work with the communities. We are on the ground. I always say that our criminal justice system is like a hand. You know, it takes all five of us to really make this effective. And I

talk about the DA, the Public Defender, the Courts, Law Enforcement and Probation. If one finger is missing, the system doesn't run as efficiently. Us, as the Public Defender Office, our mandate is to work for people in the courtrooms. I am proud the ladies and gentlemen of that office have stepped up to the challenge and gone above and beyond that. And have taken the information and knowledge that we gain through our practical services in the trial room and said that we can join forces with City Council, we can join forces with community groups and we can join forces with national entities to really bring out a meaningful change in our system.

The work that we have done here in our system over the last year has been remarkable. We have looked at ways to not only advance meaningful reform but we have looked at ways to tap into certain resources that can bring a higher platform to what we are trying to do. We recently looked at teaming up with the Players Coalition. The Players Coalition is pretty much made up of NFL players. And they have been looking for ways to join forces with those in

the system and outside of the system to advance meaningful reform. So right now, we had an opportunity to engage them in a meaningful way. And we also brought our NFL Commissioner Roger Goodell to the City of Philadelphia where we looked at bail practices and talked about other areas of reform that were happening in other cities and other jurisdictions.

The Players Coalition has now decided to advance a cash bail reform. The reform of cash bail system. They have used what we have done here in Philadelphia in other cities as a model to advance that reform. So, I applaud the efforts of what we have been able to do and how we've been able to capture their attention to this issue. They recently had a huge funding effort and initiative for meaningful reform that we are hoping to bring into the City of Philadelphia as we discover and explore our opportunity to promote a Day Reporting Center. That would go hand in hand with cash bail reform. It actually is a necessity. If we are going to reform our bail system and rely less on cash bail, we do need a reporting center that has services that are readily available that can

be accessed at that front entry.

And lastly, in terms of what we have been doing on cash bail and what we have been doing in promoting better reform, we have captured the attention of our natural organization, to which they are now going to bring their conference, national conference, here to Philadelphia to hear more about what they have been doing and we will be getting special regulation for City Council's efforts as well as our Criminal Justice stakeholders efforts to reduce our prison population.

Some of our efforts that go on inside of the courtroom have been working with the mass amount of people we work with on a one-on-one basis to look at ways to advance some of the epidemics that are going on in the City. We are looking at ways to work with the youth that are charged with gun offenses, not that they have used them. Like Larry Krasner has testified earlier in his testimony, these are people that feel they are in communities that maybe over-policed and unprotected. When something happens, they make rash decisions about their safety. These are kids between ages of 18 to 24

that never had a conviction before, but have very little options. So they feel to deal with some of the issues that are going on in their neighborhood. So, we have used these organizations that have been designed to help those kids in those type of situations to make better decisions. So when we come into contact with a kid that is being charged with a gun offense that is not figured out what to do with him, that is not violent or engage in any violence and is using it for their mistake and belief that it would provide safety, we are teaming them up with organizations such as Cease Fire. We are teaming them up with organizations that can provide that understanding to help the kid work through those problems and give parents some access to resources to deal with those this.

This is how we do that in addition to our legal representation. I think that is really a great model to team up to advance the City's goals. We have used opportunities to enhance our social service support in our delivery model. We have looked at our Probation and Parole community and what makes up the

opportunity for people to go back into jail on violations. And we have tried to intervene where possible, saving the City millions of dollars but also saving on needless, I guess, incarceration for those who are trying to find ways to improve their lives.

We looked at bringing the services that are already provided through the City funding in the communities to the criminal justice system. And that has really saved a long waiting period for services to be accessed. Instead of a six-to-eight waiting period, we now do same-day services. We have 33 judges that are really supportive of that effort and use it continuously. We serviced over 608 people this year and, thereby, saving \$2.9 million. I think it's just little things that we can do in looking at our services and how we can bring forth creative ideas to help advance the City goal and help reduce the reliance on our criminal justice system to solve all of our problems.

Our reentry costs, the same way. Our office works really hard to help improve reentry. We do early parole petitions by

tapping into the resources that the City provides and putting a plan before judges who either accept them or deny them. To date in 2017, we have done 1,163 early parole petitions, 87 percent of which were granted. So, resulted in the net savings of jail time of 69,780 days, which calculated into dollars, is over \$8 million.

I think that is a really valuable resource that the Defender can provide. We not only do that for Defender clients but for the entire City so the City does not have to appoint counsel to do so. We have taken on that initiative.

We also do things in terms of reducing barriers to our client community. We have done a number of community expungement clinics. But I don't think many people know we do expungements daily. I should say, Monday through Friday in our office, this year alone we filed 4,968 petitions. Some of which were juvenile. We even created a juvenile hotline to understand the opportunities to get expungements in our juvenile justice system. But for the most part, we have really ramped up our adult

criminal record expungement process by using some of the generators that are created by our Community Legal Services. It has been a game changer in how many we are able to do during a day and during a community outing event.

And lastly, because we are working for the people, we work on behalf of the people. We work directly with those impacted by the criminal justice system. We have been taking our engagement to another level. We have recently engaged on a initiative that brings forth information to people to help them understand how to navigate the court system. This saves on costly fail to appear warrants that would ordinarily be gained when people don't understand that one case you would have to come to court at least eight times for one case. That is a shocker for people who don't understand this system. And so, we work with communities to help them understand the process.

We have recently created a community hub by using Mothers in Charge, where they are opened every Tuesday night. And people from the community come just to get help to get information to understand how they can be better

participants in their defenses. This is an empowerment tool that has really been great to help get better outcomes for people who have that story to tell, but feel like they don't know how to do it properly. We have recently reached out and received a grant of over \$500,000 to create more hubs in the City of Philadelphia as the Stoneleigh Foundation understands the value of that service.

We want to thank all of our City Council members of what we've been able to do to have meaningful community engagements in terms of providing information tables, in terms of providing supports, in terms of providing expungement clinic help, in terms of just anything that the City is trying to advance with respect to how the criminal justice system has an impact on communities. We have been there. We have stepped up and provided data and information that really support these efforts.

So with that, I will welcome any questions that Council may have.

COUNCILMAN GREENLEE: Okay. Thank you very much. I think you'll note for the record Councilman Jones running in here because he we

wanted to make sure he got here as part of this presentation. And thank you very much for all you do. I do want to note for the record, I see former Councilmember sitting over there, former Councilman George Burrell. Mr. Burrell, good to see you here. Thank you.

Just a couple quick questions. I know pay parity is always going to be an issue. And I think a lot of us are certainly supportive of that. But on that end, we kind of know that disparity between the Defender, the DA. But what is the average pay for Defenders in Philadelphia compared to other Cities?

Do you have that?

MS. BRADFORD-GREY: We did get that slide last year. I don't have it this year.

COUNCILMAN GREENLEE: Okay.

MS. BRADFORD-GREY: I can go back and make sure I give it to you.

COUNCILMAN GREENLEE: Okay.

MS. BRADFORD-GREY: I know that when we did put it up for major cities, Philadelphia was at the bottom. I can't tell you exact number, but I remember that was the illustration we have.

COUNCILMAN GREENLEE: I kind of remember that, too. And along that same line, how many clients does the average attorney represent? And how does that compare, say, either with other cities or with the recommended case load?

MS. BRADFORD-GREY: The recommended case loads, we are over the recommended caseloads. And I really would be fair, I believe that most Public Defender Offices around the country are facing those same issues.

I will say that Philadelphia is trying to get better in the policies and practices we are putting in place are shrinking that system, shrinking the need for our involvement which is always a great thing. Right now our lawyers in our misdemeanor courts are handling about 686 cases. The national average is about 400. We are almost 300 cases per lawyer over the national average. But with some of the policies we are putting in place and practices we are putting in place, we are hoping to find better ways to deal with our low level offenses versus coming into court system and clogging up the caseloads of our trial lawyers.

COUNCILMAN GREENLEE: Okay. Thank you.

It's Councilwoman Sanchez then
Councilman Jones.

COUNCILWOMAN QUINONES-SANCHEZ: I had to
get in here before him.

COUNCILMAN GREENLEE: I saw you hit that
button as he was running in.

COUNCILWOMAN QUINONES-SANCHEZ: Yes,
yes. Thank you very much.

Good afternoon. And thank you for being
such a wonderful partner in our justice league,
what I call our justice league, our portfolio.
We really appreciate all of the community
outreach, expungement clinics and everything
else that you have done that goes way beyond the
regular work. Want to get to the issue of your
budget, right, because last year you did a very
thorough presentation in asking us to help you
lift the professional standards of the office.
I notice this year again, you are not receiving
the request to the Budget Office.

The 258,000 that you are requesting that
just keeps you whole, let alone what you ask,
what was the response of the Administration to
that request?

MS. BRADFORD-GREY: I did get an email

from Brian Abernathy that said they did it put that into our budget -- that budget that's going to be presented to City Council. That's the 258,000.

COUNCILWOMAN QUINONES-SANCHEZ: That just keeps you whole. Last year, again, you came up with a plan at many of our request about what is your vision. You were new. We want to make sure we were going to be supportive. We knew you were going to be a strategic partner in saving us other money.

As it relates to the initial request for the 2.4 that you got less of, what are we not doing that you could be doing had you been receiving that money?

MS. BRADFORD-GREY: Thank you for that question. What we had been able to do with some of the money received, we have been able to retain more experienced lawyers. We actually looked and retained 33 percent more than we had over the past years. I think what we can do by putting that extra 800,000 that we ask for, for the original 2.4 million, is save even more experienced lawyers so we can do even more of the work we just described.

Taking on -- our office takes a lot of pride and effort into training lawyers. And after three years, those lawyers are gone and recycled through City Council, through to the DA Office and other areas that they think that they can make a more robust salary and living. But I really think that the effort that City Council and the Mayor's Office have given our office showed that people see a little bit of value coming their way, it goes a long way in terms of service delivery.

COUNCILWOMAN QUINONES-SANCHEZ: You mentioned during your presentation the issue of Day Reporting Centers as a valuable addition to what we are looking to do. But you've been out in the community. And the siting of all of these types of services is quite challenging. I inherited three jails and constantly negotiating with the community their existence there.

One of the concerns that I have always expressed to all of the Administrations has been how do we site these in the least disruptive way? And volume always seems to be one of the them. What are any of the national best practices you have seen about the number, right?

Any time you have a thousand people reporting daily, that's problematic, right?

Have you in your work nationally seen what are some of the best practice around how to be as least disruptive as possible, but include them within the framework of our neighborhoods?

MS. BRADFORD-GREY: Thank you.

Some of the models that I have been able to explore through working on Criminal Justice Reform Committee include release in the jurisdictions who have been, gone to a no cash bail system and how they look at their release practices. I would say this, there are some people that are going to come into contact with our systems that do not need to use a Day Reporting Center. I would say intentionally understanding who would need supports and who would not need supports is going to be a major decision in terms of how many people are going to be funneling through that system.

COUNCILWOMAN QUINONES-SANCHEZ: The name daily reporting doesn't necessarily mean they are doing daily reporting physically?

MS. BRADFORD-GREY: Absolutely. And it doesn't mean that everyone who comes into

contact with our system will be using that. There are going to be levels of, I guess, needs. There are going to be low needs where those people don't really need to be reporting daily, but they need to make their obligations to come to court.

There are going to be moderate needs, where they may need to check into daily reporting center. And there are going to be high needs where there are going to be those who are going to be detained because they present a risk to public safety. And that will be explored through a meaningful hearing. I think when we look at Day Reporting Centers, we are looking at fractions of our population who would ordinarily be in jail on bail because we don't have anything else to do with them that would be utilizing this. It is a lot less than a thousand people per day.

COUNCILWOMAN QUINONES-SANCHEZ: Last question. I know if Councilman Green was here, would ask it. We have been looking at all of the different bucket and services, referral by courts for folks using marijuana. What's your -- I mean, is the system really reforming?

Do we still have a large number of folks being referred for treatment for marijuana? What, if anything, do you know about how much money we spent testing people for marijuana if we are decriminalizing?

Your opinion on that.

MS. BRADFORD-GREY: I am glad you asked that question. I do agree with the District Attorney. I think that we need to look at where we are now. I know that's a touchy subject in terms of marijuana. If we are looking at the studies and the affects of marijuana, I don't see the dangerousness level where we should be so concerned that we are willing to spend millions of dollars to test and, therefore, reincarcerate people for the usage.

I think that, you know, everyone on our -- most of the people on our probation system get tested, and that test costs money. I don't have that quantified. If we look at the 44,000 people on probation, I think we can get an understanding of how much that may cost us to test. The incarceration of those who have used marijuana while on probation costs us money. And just like a long time ago when alcohol was

outlawed and we looked at whether or not it made more sense to regulate it versus criminalize it. I think we are still looking in that direction now with marijuana and the effects of marijuana.

I don't think children should be using it. But just like alcohol, all children can't drink. I don't think people should use it in public places. Just like alcohol, it's illegal to use it in a public place. I think if regulate it effectively, we can really get rid of an arbitrary policy that drives our incarceration rates and drives our dollars.

COUNCILWOMAN QUINONES-SANCHEZ: Thank you, Mr. Chairman.

COUNCILMAN GREENLEE: Thank you Councilwoman.

Councilman Jones.

COUNCILMAN JONES: Thank you, Mr. Chairman. And the reason I ran in here was not because of just Ms. Grey, but my legislative director loves this department above all other departments. She prepared these questions. And had I not put these questions on the record, I would not have been able to go to my office. So, good afternoon. That is why I ran. I was

in with the President on another criminal justice matter. But once they text me and said you were on, I had to jump in here.

Let me just memorialize that I believe when we -- Councilman Greenlee and Councilman Green took a deeper dive tour maybe two years ago to your department, all of us left out there with a sense of surprise as to how much the Defenders Association and your staff actually do from the beginning of the process to the post end of the process. So much so that the President of this Council appointed you Co-Chair for the Criminal Justice Reform Committee.

MS. BRADFORD-GREY: Yes. I thank you for that.

COUNCILMAN JONES: We took a deeper dive into this process. It was amazing to me, Councilman Burrell, that we got a piece of -- it was actually seven pieces of paper when we first started this that showed all of the possible outcomes of a person who was arrested and what different variables could have happened. I had no idea as to the level and complexity of what the criminal justice system was and actually the role you play in it.

I can simplify this by saying, you see them. And when I say "them", individuals who wind up in this system early on. When you are their advocate, when they've been abused or when they had some trouble with the Juvenile Justice System and have indicators that this may in the future without intervention, without programs may be a problem for us in adulthood. All you have to do is go to the Defender's App. A lot of people -- I don't know if you said that in your presentation. There is a Defender's App that shows not only what you do, but the agencies that you serves as a referral to send people to for all kinds of help and rating them as to the responsiveness, the effectiveness and cost effectiveness to some degree of those programs. That all we had to do was look at this blueprint and get a better understanding of what we -- you, like the Defender's -- I mean, like the District Attorney and like the Courts came in here five years ago telling us what we could do to reduce the population on State Road and what we can do to be more efficient.

And the one thing I took from what you, Justice McCafferty, the old District Attorney

and others was that this the kind of issue whether you are the most conservative member in Council and did not care about saving souls but cared about saving tax dollars, you can get behind because you can quantify the savings to the system. Or whether you were the most liberal member of Council -- and I won't say who is one or the other -- but they can also subscribe to what you are doing because they were getting those type of results by way of programs that you are pushing.

I haven't asked a question yet because I know a lot of the answers. And I just want this body to know that this is some of the best dollars we can possibly spend. We spend one third of our budget on public safety. And until we address those cost savings, we will not save -- you can count all the paperclips you want. You will not realize those deep savings in City government and its cost. Not just direct cost, but indirect costs to society that you do.

One of the things that was the inspiration of us looking at a Criminal Justice Reinvestment Fund, because what we haven't

gotten right is that you will come up with all of these programs that actually if we could quantify them better, save us millions and millions of dollars. But when those savings are realized, it doesn't go back to you, not a percentage of it. It goes to the General Fund where we do snow removal. And snow removal is important to my constituents. But preventing people from entering the justice system and you coined the phrase, which I use and I don't plagiarize anything. I say where I got it. Instead of reentry, thinking about preentry.

MS. BRADFORD-GREY: That's right.

COUNCILMAN JONES: There it is right there. And looking at preentry and looking at the things, causal relationships like there are 48 ZIP codes in the City of Philadelphia. Eleven of them house 90 percent of the inmates on State Road. Eleven ZIP codes, 90 percent of the population. Yet, we closed in those same ZIP codes 23 schools. The rooster crowed, the sun came up. Did the rooster cause the sun to come up? I don't care. We just need to correct the situation.

So, when we start looking at those

things and looking at what you can do to create preentry when you see it in a DHS case, when you see that a child has been abused and we know that every indication is that their outcome are going to be worse once they get in foster care and it leads to sometimes a jail cell, that we can intervene here and create preentry.

So, I guess I will ask a question now because I didn't hear the bell. And my colleague -- only reason Greenlee, Councilman Greenlee did not push the timer is because he's long been a Defender of the Defender's Association.

MS. BRADFORD-GREY: I do know that.
Thank him for that.

COUNCILMAN GREENLEE: I am a supporter, but the clock is on, sir, just to let you know.

COUNCILMAN JONES: Couple of quick things. The 500 young people that were lifers --

MS. BRADFORD-GREY: Yes.

COUNCILMAN JONES: -- an added responsibility you now have along with the District Attorney is to look at those life sentence and then renegotiate those sentence.

Can you explain that? How much does that cost you?

MS. BRADFORD-GREY: I can -- Mr. Jim McHugh is the supervisor of that unit.

COUNCILMAN JONES: Three hundred of those 500 are Philadelphians, correct?

MR. MCHUGH: Yes. That's right, Councilman. Our office represents approximately 205 of the 300 directly. We represent them. Of those --

COUNCILMAN JONES: What do you mean represent them?

MR. MCHUGH: Well, what we do is our lawyers are experts in this area. They are experts in the development of the juvenile brain, and they are experts in the area of rehabilitation. And also, we have mitigators in our office that are also experts in this area.

They go out. They gather the information on each and every one of these cases. They get the information as to before the case occurred when they were juveniles, they also get the information when they are incarcerated. The many, many years and decades that they have spent in prison, gather that

information. You heard the District Attorney earlier today talk about how he's saving millions of dollars by bringing forth offers that he's saying are lower than the previous Administration. The reason he's able to do that, the way that those offers are accepted in court and justified in court is because the Defender Association attorneys and mitigators are bringing the information to support those offers, to support those sentences.

So our office stepped up when the Miller Decision came down and we formed a unit. And we have handled over 205 of these cases. And of the other hundred that we are not handling because of conflicts, we have assisted in a recruiting counsel that will handle the cases pro bono so no cost to the City. And we have trained those counsel in the City. So in a sense, we are saving the City a lot of money in the pro bono cases.

As far as what is the cost? The cost is around 800 to 900,000 dollars a year for that unit to operate.

COUNCILMAN JONES: Have you included that in your budget?

MR. MCHUGH: Yes, we have.

COUNCILMAN JONES: In addition, you do a lot more than that. That reentry and mindset in someone who has spent 20 years in jail who went in before the internet was established has come out to a great many changes, physical mental. And understanding that some of those juvenile lifers when they walk through the prison gates were preyed upon, the older inmates did all kinds of targeting of these individuals who have had to manage through that. There are some sociological psychology that goes onto that reentry that you are doing or working with others to do; is that correct?

MR. MCHUGH: That's correct. We work, first of all, to try and find employment for them. We connect them with their families, with services in the community. We do all that to try and ease the reentry. We also on a monthly basis, we host at our office gathering for all the juvenile lifers. Each month this gathering gets bigger and bigger as more are released where they can meet and work out problems themselves. It's kind of a safe place that we host every month in our office.

COUNCILMAN JONES: I am going to yield to my colleagues I see. I want to make one statement. Three years ago when President Clarke created this committee, we were barely listening to this whole restorative justice model of criminal justice. Today, last week we announced the closing of the House of Corrections. 34 percent reductions in the census on State Road. And I said before, I will say again. The rooster crowed, the sun came up. Did the rooster cause the sun to come up? I don't care. We closing the House of Correction.

Mr. President.

COUNCIL PRESIDENT CLARKE: I like that. Awesome saying, sir. Councilman Jones Fables, we going to -- we are going to have a name for those things. Thank you.

Chair recognizes Councilman Taubenberger.

COUNCILMAN TAUBENBERGER: Councilman President, thank you very much. And Councilman Jones, thank you. You have actually taught me quite a bit. And I make note of what you say here. And I thank you for your comments on history. I hope I have helped a little bit on

that. But it's great serving with you.

No question but a comment. I want to thank you and your staff and the Defender Association for all the hard work you do.

MS. BRADFORD-GREY: Thank you.

COUNCILMAN TAUBENBERGER: Doesn't always get recognized. And I know sometimes you get beat up by a lot of people from a lot of different places. But I think you and your staff are an essential part of the democracy.

MS. BRADFORD-GREY: Thank you.

COUNCILMAN TAUBENBERGER: To have representation for someone that maybe can't afford it, you know, and having someone there to give voice to their position, to what happened to them, I think is essential to democracy. And from this Councilman -- I am sure my sentiments are shared by many here, I just want to thank you.

MS. BRADFORD-GREY: I appreciate that.

COUNCILMAN TAUBENBERGER: Thank you very much.

Council President, thank you.

COUNCIL PRESIDENT CLARKE: Thank you Councilman.

Chair recognizes Councilman Jones again.

COUNCILMAN JONES: Well, I just want to ask a couple of quick questions. Which of the programs that you deal with or know about some of the alternatives to incarceration have in the past generated the most cost savings? This is for Allan Domb who would want to ask that question.

And then, which of the ones that are being proposed have the greatest amount of potential for saving taxpayers dollars?

MS. BRADFORD-GREY: So, one of the perhaps that we utilize that is currently in place is the Choice Is Yours Program. And that is a program that's sponsored by JEVS. And that really takes those who have a hard time understanding what their opportunities for real economic stability are. And it takes them out of the realm of being incarcerated, where they are only going to come out with same skills and puts them in a newly, I guess, skill-based course where they look at options and actually get jobs and generate some tax revenue for the City. That has been a really, really good program for the epidemic of low level drug

dealing offenses.

I would think that one of the programs that we are pushing is a model of preentry. One that looks at, goes hand in hand with bail reform. Bail reform and bail practices have driven mass incarceration and driven cost needlessly. When we look at some of the things we are doing right now in the area of bail reform, we are looking at how many cases get dismissed, how many people get found not guilty who would originally sat in jail for six to eight months for no reason, losing so much and coming back out to a community where they are more desperate and more likely to reoffend.

I think that if we are looking at the model of servicing people on the front end, we have to remember, these services are already in the community. You guys paid for these services already in our community. Unfortunately, we don't connect people with them until it's too late, until they are coming back out of prison. And that is the wrong time to connect people. We need to be doing that early on as an intervention plan. And we need to be putting forth information to the decision makers,

whether it be the DA or Judge about the path that a person is currently on and whether she or not it's working and do they need to stay in this system to get what they need in order to turn their life around.

I think when we look at the populations that come in here, we can see a population size of a good 30 percent of our cases that do not need to be brought into this system to deal with their challenges. And so, I think that we are seeing this more and more now as a household discussion based on cell phone traction that people come in the system so easily, and we have to work like crazy to get them out.

But if we are looking and making potential decisions on what our system should be handling, I think we are going to see a lot more opportunities to use community resources, community organizations. Not just talking about treatment organizations. I'm talking about, we have built kind of a conglomerate around preentry based on what we learned from the reentry movement. And we have used community resources of these unsung heroes in the community such as Dad University, Mothers In

Charge to really service the needs of our client base much better than the prison cell and, unfortunately, the prison guards can do.

COUNCILMAN JONES: My last question, Mr. President, and I promise I could go all day, and you know I can.

COUNCIL PRESIDENT CLARKE: I know.

COUNCILMAN JONES: But I won't.

MS. BRADFORD-GREY: He has immersed himself in criminal -- I want to thank Councilman Jones for all he has done as well as you, Council President Clarke. I think what the Criminal Justice Reform Committee, we have gotten a chance to know each other and learn each other so much that we can engage in real meaningful opportunities to advance criminal justice reform. Without this opportunity, I don't think I would have been able to do that.

I do thank you.

COUNCILMAN JONES: Every time in the barbershop when somebody says, oh, man, I only got a Public Defender, I am saying to them, you're lucky. You have no idea what marshaled resources you have.

My last question is this. Mental health

issues of the incarcerated population that came to my gravity and orbit, how many people really need a bed up in Norristown as opposed to a cell on State Road. How is that evolving in your mind? And I heard the we may be getting resources.

MS. BRADFORD-GREY: Yeah. So when I came on, we worked with the ACLU from Pittsburgh on a lawsuit that really kind of sued the state to force them to provide resources here in Philadelphia for the population of people that were sitting in jail for mental health, purely mental health reasons, waiting to be rehabilitated. That lawsuit had created a settlement where the Department of Welfare was supposed to provide more community-based resources to free up beds in Norristown. We are currently in the process of looking at how that's going and whether or not they fulfilled their commitment to provide a certain amount of resources to that effort.

I don't have that information with me now. But I could go back and make sure that our partners of the ACLU have the data that you are requesting and send that to you.

COUNCILMAN JONES: Mr. President, hopefully our good friend and former Councilman on Inside Story will chronicle the success of 34 percent reduction in inmate population on State Road, and the historic closing of a prison based on a collaborative effort, which is unique in government and might be the inside story.

Thank you, Mr. President.

COUNCIL PRESIDENT CLARKE: Thank you, Councilman. Hope none of the Channel 6 viewers are watching this testimony. Kind of like out there now, but it's no reason why you shouldn't include that as your Inside Story.

Thank you, Councilman.

Appears to be all the questions. Want to thank you very much for your testimony.

MS. BRADFORD-GREY: Thank you so much, Councilman. And I really appreciate the opportunity to talk about the work that we are doing at the Defender Association.

Thank you.

COUNCIL PRESIDENT CLARKE: Thank you.

Next up we have Aviation.

(Panel approaches Witness Table.)

COUNCIL PRESIDENT CLARKE: Good

afternoon.

MS. CAMERON: Good afternoon.

COUNCIL PRESIDENT CLARKE: You can proceed.

MS. CAMERON: Good afternoon, Council President Clarke and Members of City Council. I'm Chellie Cameron, CEO of the City of Philadelphia's Division of Aviation. We are responsible for operating the Philadelphia International Airport and Philadelphia Northeast Airport. Seated with me this afternoon are Tracy Borda, our Chief Financial Officer and Soledad Alfaro, Chief of Staff.

Before I go into my verbal testimony, just want to thank you for your patience and understanding for last week and in rescheduling us for today. We really did need to be at the Airport last week. Really thank you for that.

COUNCIL PRESIDENT CLARKE: Absolutely. I know it was a challenging time for you. Clearly, you know, we wanted to make sure that you were on top of it. And reports said you guys were on top of that. I want to commend you for your quick response to a very tragic event.

MS. CAMERON: Thank you. That was a

really rough day. And we just again, appreciate your understanding.

COUNCIL PRESIDENT CLARKE: No problem.

MS. CAMERON: If you'd like, I can just hit some highlights in my verbal testimony. You have our written testimony, and then open it up for questions?

COUNCIL PRESIDENT CLARKE: Works for us.

MS. CAMERON: Okay. I am pleased, sir, to be before the committee today to present testimony on behalf of the Division of Aviation's Fiscal Year 2019 Operating Budget. As CEO, I have laid out three goals which continue to be my top priorities.

First, to transform the customer experience. Second, to improve our existing Airport facilities. And third, to continue to build for the future.

To date in Fiscal Year 2018, the Airport has celebrated several major milestones in our endeavor to become a world class global gateway. PHL has been experiencing a decline in total passengers since the merger between American Airlines and U.S. Airways. This was primarily due to American Airlines rightsizing their hub

operation at PHL, which was both anticipated and discussed with them. We are now seeing that trend change as American Airlines has begun to build back capacity into PHL by increasing the number of designations served, the frequencies to those destinations and the size of aircraft based at PHL.

In fact, they have recently reinstituted service from PHL to Zurich, and they have added international service to Budapest, Prague and Mexico City. Those three destinations will be added later this year. American will also add eight new domestic destinations.

Frontier Airlines is adding twelve new domestic destinations. Aer Lingus, the second new foreign flag carrier to announce service from PHL in a year began flights to Dublin on March 25. And today, hot off the presses, we heard from Icelandair who began service last year. And they just announced that they are going to extend their service period. They have seasonal service from the spring through October. They are going to extend their service until January of next year. So, extend the amount of time that they offer service to

Iceland, to Reykjavik.

All of these new flights have contributed to PHL being ranked third -- third -- out of the nation's top thirty airports in seat capacity growth for the second quarter of this calendar year.

As CEO, I have also worked to ensure my team is actively engaged in setting and monitoring participation goals for the City's program for minority women and disabled-owned disadvantaged business enterprises, as well as administering and monitoring two federal disadvantaged business enterprise programs. Our Office of Business Diversity headed by Kathleen Padilla focuses solely on these issues and spearheads our efforts with respect to meeting our local and federal participation goals. This year we are proud to announce that 32.25 percent of the professional services contracts were awarded to M/W and DSBE firms as prime contracts.

In addition to serving a diverse workforce and a diverse passenger base, we also serve a diverse community. For that reason, I have placed an emphasis on maintaining strong

relationships with our community partners in Philadelphia and Delaware counties. This includes hosting and attending job fairs and accommodating over 60 local interns each summer -- each year. I am also happy to announce that we recently hired a Director of Community Engagement Dennis Dumpson.

Dennis are you here? Dennis, if you can, stand up for those Councilpeople who haven't met you yet. Dennis is out and about and doing community relations for us to make sure that we are a good partner.

We still have work to accomplish, but I am confident with the resources and the continued support of City Council, we will continue to make great progress. Thank you again for offering me the opportunity to testify here today. We are here and happy to answer any questions that you may have.

COUNCIL PRESIDENT CLARKE: We were sitting here trying to figure out what questions to ask you.

MS. CAMERON: Oh, I tried to shorten it up for you.

COUNCIL PRESIDENT CLARKE: We appreciate

it.

MS. CAMERON: Okay.

COUNCIL PRESIDENT CLARKE: Had a couple of quick ones.

MS. CAMERON: Sure.

COUNCIL PRESIDENT CLARKE: Let me start out with your budget detail in Section 19 on page 7. Show a trend of rising costs in your Class 200 and 300 budgets. And in '17 you spent 75.6 in Class 200 and your budget for 107 million in '19.

What has driven these projected 35 million increase in over the last two years? Are we doing anything, professional services or consulting fees or analysis or anything like that?

MS. BORDA: I can speak to that. Hi, Council President. Good afternoon.

My name is Tracy Borda. I'm the Chief Financial Officer at the Airport. One of the primary drivers is under the previous Administration, our information technology budget was shifted to OIT. Under this Administration, it shifted back to us. So, that's the -- it's about \$10 million of that

increase.

COUNCIL PRESIDENT CLARKE: More appropriations going back?

MS. BORDA: Yes. That is the primary driver of that increase.

COUNCIL PRESIDENT CLARKE: Okay.

MS. BORDA: But generally, some of the other smaller items. You know, we have looked to do some additional customer service surveys. We have also increased -- we also have just a quota-type increases in certain contracts that are hitting. And then Class 300 and 400, really it's -- again, part of it is the transfer of OIT's budget back to us.

COUNCIL PRESIDENT CLARKE: Right.

MS. BORDA: That would drive some of that computer needs that we have. So, it's -- there is not much else beyond. That's the largest chunk of the increase.

COUNCIL PRESIDENT CLARKE: Okay. Let me ask you a question. You talk about in your testimony it's non airline revenue, i.e., retail and other things at the Airport. Pretty much all of it wants the people who are authorized go up the escalator and they have tickets and

stuff, they get to go past.

Did you ever give any thought, would it not be practical to have some sort of retail activity for the people who are actually dropping people off or waiting to pick somebody up?

MS. CAMERON: That's a great question.

COUNCIL PRESIDENT CLARKE: Back in the old days -- I don't mean to date myself -- you can actually walk people to the plane, right? You can just kind of like, they are there. But understandably given the security risk with respect to people being able to --

MS. BORDA: The funny thing is, I was there back in the old days, too. We all were. What was funny was, even then we were thinking of creating almost like a mall, right? It's -- I mean, obviously 9/11 changed all that. I will let Chellie talk about what we are considering now.

MS. CAMERON: That's a great question. I ask it all the time. And there are really two factors right now that are prohibiting us from putting in more of that kind of service for the meeters and greeters we call the folks who come

to pick people up.

And the first is space. So, meeters and greeters for the most part don't really like to stay in Baggage Claim. They want to be where the people are coming out from the secure area of the Airport. And we don't have a lot of space in those areas.

You know, the second --

COUNCIL PRESIDENT CLARKE: You saying at the Baggage Claim there is not a lot of space?

MS. CAMERON: Baggage Claim there is. A lot of meeter and greeters want to actually go where people come out of the secured gate area. And that is where we don't have a lot of space. So, you want to put the restaurants or shops or whatever where you are going to have a congregation of people. And --

COUNCIL PRESIDENT CLARKE: You mean, I am trying to understand. Just thinking about it. There is the -- basically, get off the plane, you walk through the secure area. Then you have these hallways or overpasses. So, there is not space along that?

MS. CAMERON: That's correct.

COUNCIL PRESIDENT CLARKE: What about

downstairs?

MS. CAMERON: Downstairs in Baggage Claim, we do have space. But we have approached a number of our concession operators about opening something there. And they don't feel it's going to be a profitable business. We haven't been able to --

COUNCIL PRESIDENT CLARKE: People try to get the heck out of there. They don't want to -- they can eat when they get home.

MS. CAMERON: Right. We do have, I think, the one limited -- is it still the hot dog?

MS. BORDA: Auntie Anne's. I think we had hot dog and Auntie Anne's.

MS. CAMERON: We had hot dogs and Auntie Anne's. But that is about all we can convince to go down there.

COUNCIL PRESIDENT CLARKE: What about when you're bringing people to the Airport? Drop off? And there is a lot of room in, you know, the ticketing area. Is that, again, not practical?

MS. CAMERON: Not as practical. For folks to actually park their car, they have to

come over. And not just over on the bridge, but then they have to go down a level to Ticketing. And there is not a lot of space in a lot of ticket counter areas, as well. Little bit more space, but still not a lot.

COUNCIL PRESIDENT CLARKE: Bottom line, nobody is interested in taking that opportunity to then --

MS. CAMERON: We have tried. Again, I say that that's a good question because I ask it probably every six months. And we just can't seem to convince anyone to take the opportunity.

COUNCIL PRESIDENT CLARKE: All right. So, let me ask you a non-scripted question.

Last year, I guess late last year, maybe -- I guess late last year, there was this rumor. I will call it a rumor because I saw no documentation to reflect that, about the possibility of turning the Airport into an Authority. And understandably, those of us that are on the local level are always concerned because "Authority" usually means state takeover.

Was there any truth to that or anything behind that conversation? It got to pretty high

level in terms of where we were hearing possibilities.

MS. CAMERON: So, I think questions occasionally bubble up as to whether or not that would be something that should be pursued.

COUNCIL PRESIDENT CLARKE: Is that internally?

MS. CAMERON: There was some internal questions asked. We really -- to be able to answer that question appropriately, we would have to do some research to see if it would be advantageous to the City in any way, if it would be advantageous to the Airport or the region. We didn't pursue any of the studies that would really be required to answer that question.

I really don't know the answer as to whether or not it's something that could be helpful or not for the City.

COUNCIL PRESIDENT CLARKE: All right. I wasn't necessarily thinking of in terms of the answer. I just want to make sure that if there is some conversation surrounding the possibility of creating an authority -- I know in prior year, the state was threatening us every now and then when they just got ticked off at us for no

reason. They said they were going to take over the Airport and turn it into an Authority. And it -- you know, similar to what they did with Parking Authority and School District.

MS. CAMERON: Right.

COUNCIL PRESIDENT CLARKE: And it usually was about patronage and contracts. Clearly, we would need to know if that --

MS. CAMERON: Correct. I can assure you, this did not start with any questions from state officials. It was just something that, like I said, occasionally bubbles up and we discuss internally.

COUNCIL PRESIDENT CLARKE: Right. Might have been better if you said it was the state people that talked about it.

MS. CAMERON: Well, you know, I think sometimes when folks are new and you are looking at an enterprise fund, you say is this the best way to operate an enterprise fund. And again, it's a very difficult to question to ask without diving into the weeds.

COUNCIL PRESIDENT CLARKE: Okay. All right. This is a question because we have had a -- you talk about your diversity numbers on

your executive staff. I mean, the numbers that you have given us, because I don't think we have had updated numbers, was it post Ms. Lewis or --

MS. CAMERON: Pre. We were told to give you numbers as of December 31. And she was still with the Airport, not the airline as of December 31. So she is -- she is our one loss since that time period.

COUNCIL PRESIDENT CLARKE: That's Sade for some people who might not know who Ms. Lewis is. Most people call her Sade.

MS. CAMERON: She is now proud employee of American Airlines.

COUNCIL PRESIDENT CLARKE: Has that position been filled?

MS. CAMERON: No. No. We have not filled the position.

COUNCIL PRESIDENT CLARKE: Okay. Is there at some point likely to be filled? Pretty significant position.

MS. CAMERON: Yes. We are taking a look at it. For now we have taken the functions of that position. And we have other executive team members just making sure that everything is getting done.

COUNCIL PRESIDENT CLARKE: Okay. All right. Thank you.

MS. CAMERON: But yes, we do miss her.

COUNCIL PRESIDENT CLARKE: Okay. Thank you.

Chair recognizes Councilman Taubenberger.

COUNCILMAN TAUBENBERGER: Council President, thank you very much.

Ms. Cameron, very much kudos and thank you and all that goes with that in face of this tragedy that was last week. I mean, was an awful situation. And there's a lot more to be done in aviation. But no one complained at all and only praised the staff at the International Airport. So, I thank you for that.

MS. CAMERON: Thank you.

COUNCILMAN TAUBENBERGER: You're welcome.

Couple questions. I know that Philadelphia International, PHL gets the majority of attention when it comes to development and projects. However, it isn't the only airport in the City. And I live in the northeast, although I represent the entire City.

But I live in the northeast.

Can you give me a sense of some of the new projects going on in Philadelphia Northeast Airport?

MS. CAMERON: Sure. Good question.

COUNCILMAN TAUBENBERGER: Thank you.

MS. CAMERON: We do focus a lot on the International Airport because that's where our passengers, most of our passengers are served.

COUNCILMAN TAUBENBERGER: Sure.

MS. CAMERON: The Northeast Airport does serve an important function by taking general aviation and corporation traffic away from the International Airport. And as a result, both Airports work a lot better together.

We have a number of projects that are happening at the Northeast Airport. But I also want to note that the Northeast Airport is the second busiest Airport in the state. So PHL is number one. But PNE is number two. It's busier than Pittsburgh and all of the other Airports that -- this is in terms of takeoffs and landings.

COUNCILMAN TAUBENBERGER: Right.

MS. CAMERON: It's a busy place even

though it doesn't get as much attention as PHL.

So, some of the projects that we have underway right now are signage upgrades. We are improving and adding a fence along the path and road, so there are a couple of sections that we're taking a look at. We are demolishing an old pump house and we are doing improvements to the administrative buildings for our staff.

The biggest project that we are in the process of getting approved by the FAA, getting grant funding approved I should say --

COUNCILMAN TAUBENBERGER: Sure.

MS. CAMERON: -- is to do a full reconstruction of the main runway at PNE. That will be done in phases over multiple years. But that project should be eligible to receive up to 75 percent grant funding from the FAA because of the status of PNE. And we think that that will be great for the tenants up there.

And just one last note, PNE does -- is supported by the airlines at PHL. Again, because it helps to shed operations and make everything operate better together.

COUNCILMAN TAUBENBERGER: You know, it makes so much sense to have a number of the air

traffic be diverted.

MS. CAMERON: Correct.

COUNCILMAN TAUBENBERGER: And it also, I guess, Northeast Philadelphia or PNE, I think as it's called, can also handle in case of emergency larger traffic. And I think Airforce One once landed there a couple times.

MS. CAMERON: It can on occasion. But it's not something --

COUNCILMAN TAUBENBERGER: I'm not advocating for it. I live up there and know how the neighbors are. It could for safety purposes --

MS. CAMERON: Yes.

COUNCILMAN TAUBENBERGER: -- be called upon.

MS. CAMERON: Yes. It's great to have two Airports in our system in case of emergencies.

COUNCILMAN TAUBENBERGER: I agree. Safety is paramount. Also, my hats off to you as far as Aer Lingus, bringing them in, the extension of Icelandic air. I think that's fantastic. And I think the more traffic we get, the better off we are particularly diversity of

traffic and diversity of companies.

As City Councilman At Large, we have a very substantial and historically known immigrant population from Poland as well as doing business in Poland is a place to be today. Their admittance or soon to be admittance in the European Union.

Any conversation with their national airline LOT in bringing them to land in Philadelphia?

MS. CAMERON: No. We have occasionally approached them, but there isn't any interest at this time --

COUNCILMAN TAUBENBERGER: Really?

MS. CAMERON: -- in establishing flights.

COUNCILMAN TAUBENBERGER: What do we need to do? I know a couple of Polish leaders. They are kind of anxious to do something.

MS. CAMERON: Well, when you are looking at new service, there are really two options. One is to look at a foreign flag carrier from that country.

COUNCILMAN TAUBENBERGER: Which LOT would be.

MS. CAMERON: Which LOT would be. Another one is to also work with our hub carrier American Airlines to see if there is any interest in them adding the route. Their addition of Budapest and Prague, those are considered to be more secondary European cities. We have the London Heathrow and the Paris and the Frankfurt service. But they are starting to go into some of the smaller cities. And that's something that we can take up with them on our next meeting.

COUNCILMAN TAUBENBERGER: Well, any conversation with LOT, I certainly would like to be included in that. Because, as I said, I work very closely with a lot of Polish leaders, Polish business leaders. And they are anxious to do some things. Plus, we have historically, have had a group of Polish students. Not that it's a lot, but they come each year to Northeast High. And it's a great program. And, Council President, we all know that a little more, they actually live with a host family for up to two weeks. It would be pretty interesting if we had a direct flight to Warsaw, whether it be US Airway or through LOT.

I do have another question. It's not really a question, but I want to be of help with it. I know it is not -- it happened to me personally. It is not totally under your jurisdiction at all. In fact, maybe none of it.

I returned recently from Germany actually. And it was in the summer. It was a group of students went over to play soccer. My family was part of it, my son was part of it. But on the way back, when we landed in Philadelphia, we waited in the checkout line for the -- for customs for nearly two hours. It was unbelievable. In fact, a little bit is expected. Like, if it's a half an hour, 45 minutes, maybe even an hour. We were there two hour. Two hours before that, I was in the middle of the Atlantic.

It was so bad that people don't understand that it's U.S. Customs agents that are holding the line because there is not enough people to look at the suitcases or whatever has to be done. But you know what, on their next flight, they are going to make sure because there were so many connecting flights. I was in back of someone that was going onto Chicago.

They are going to ask their travel agent, don't book me through Philadelphia. It's hell to pay here.

What can we do about that as a Council member, as a City government helping you get some more agents there? So in the summer when the traffic is high from Europe and other destinations, that line can move relatively smoothly?

MS. CAMERON: So, that's a good question. I am really sorry that you got caught up --

COUNCILMAN TAUBENBERGER: You didn't it.

MS. CAMERON: -- on one of the bad days. Well, it's still our Airport so.

COUNCILMAN TAUBENBERGER: It was awful.

MS. CAMERON: I do feel badly about that. We have instituted a program that was approved by the Federal Government a couple years ago where the Airport can pay overtime to Customs officials for them to stay longer or for them to overstaff during the busy summer season and on especially busy days. And so, we have instituted that program. I can't remember how much we paid, a couple million dollars I think.

MS. BORDA: I don't even know if it adds up to that much. Maybe -- it's not.

COUNCILMAN TAUBENBERGER: You have most of your international flights all land at once.

MS. CAMERON: Right.

COUNCILMAN TAUBENBERGER: Nothing is going on for most of the day. And then all the sudden come four o'clock, three o'clock to maybe six, you know, got planes landing from England, from France, from Germany, from everywhere.

MS. CAMERON: Right. That's why we enrolled in the program, and we started doing that overtime for them.

COUNCILMAN TAUBENBERGER: Okay.

MS. CAMERON: And that has helped to improve the processing times. In general, our wait times are under 45 minutes.

COUNCILMAN TAUBENBERGER: Well, that's acceptable.

MS. CAMERON: Even during the peak. That must have been a particularly bad day. If you get a couple flights that are delayed or come in early, it can really jam up like that. And so, we have worked with Customs and Border Protection to hopefully make sure this summer

they have sufficient officers.

COUNCILMAN TAUBENBERGER: If I give you the date, you know, at some point maybe can you take a look at see where things went wrong?

MS. CAMERON: Absolutely, sure.

COUNCILMAN TAUBENBERGER: You can't have it again. That was so bad, that if you had to use the facilities, you know, people have to use the bathroom on occasion. You have to get out of the line. You didn't want to give up that space. This is not right. And two hours is way, way, way too long to wait. People will say don't go through Philadelphia, you will never get out.

MS. CAMERON: There is one other option that we have pursued with them. There's an automated Passport Control System that Customs has. We have applied to be an Airport that they will accept that in.

COUNCILMAN TAUBENBERGER: Oh, really?

MS. CAMERON: It's in addition to the global entry kiosks.

COUNCILMAN TAUBENBERGER: Okay.

MS. CAMERON: So, it would speed up processing at least through that first part.

COUNCILMAN TAUBENBERGER: That would be helpful. I would think anything is helpful. And particularly what you had just said in having the opportunity to pay overtime and put additional people from Customs on, that would be very helpful.

MS. CAMERON: And we met with them a couple weeks ago to talk about this very thing, about the summer and how we are able to handle any new flights that would be coming.

COUNCILMAN TAUBENBERGER: Please, let me know if I can be of help or the results of those.

MS. CAMERON: Sure.

COUNCILMAN TAUBENBERGER: Thank you so much. Mr. Chairman, thank you.

COUNCILMAN GREENLEE: Thank you, Councilman.

Councilman Jones.

COUNCILMAN JONES: Perfect timing, colleague.

Good afternoon.

MS. CAMERON: Good afternoon.

COUNCILMAN JONES: I want to echo my comments -- the comments of my colleague about

the yeo-person's job you did. Had that plane met a different feat, somehow Philadelphia would have been blamed. We weren't prepared. We weren't properly staffed. It would have been some narrative, some scenario that blamed us.

So, I just want to echo to you and your staff, thank you for that.

MS. CAMERON: That's the team. By the way, I also want to throw in that it's the City of Philadelphia firefighters that are stationed at the Airport who are the first responders in incident commanders in those sorts of situations. They were first on the scene along with our operations folks. And it really took a whole team to handle that.

Thank you so much for your comment.

COUNCILMAN JONES: Thank you and kudos.

The Airport is an economic engine, a driver for the region. You are a big deal. You most recently had to deal with tourists in reference to the Pope's visit, the Democratic National Convention, the NFL draft, people coming in for the SuperBowl Parade. And I did not get one complaint from people that I know and that we service in my district saying that

there was a big deal and that kind of thing.

So, thank you again.

MS. CAMERON: Thank you.

COUNCILMAN JONES: As it relates to the airline's inspections of the engines, has that caused any degree of delay at Philadelphia International Airport?

MS. CAMERON: I don't know how many flights may have been delayed after the event at Philadelphia. There may have been a few, but nothing substantial from Southwest.

COUNCILMAN JONES: Not because of inspection or lack of planes?

MS. CAMERON: No. The day of the incident, Southwest stopped all departures from and arrivals into Philadelphia for a number of hours so that they could stabilize the situation.

COUNCILMAN JONES: What about the inspections that ensued afterwards?

MS. CAMERON: We were able to tow the aircraft off the runway over to the side.

COUNCILMAN JONES: I'm talking about flights going in and out. There was a mandate that said that those -- and my colleague will

probably know the technical name of the engine part that --

MS. BORDA: Metal fatigue.

MS. CAMERON: Of the plane.

COUNCILMAN JONES: Metal fatigue. Are they doing those inspections at our Airport today?

MS. CAMERON: No, not to my knowledge. They are doing a lot of that where they maintenance basis. And Southwest doesn't have a large enough presence at PHL to have a maintenance base. So they will, generally speaking, take those planes, do them at their hub airports, Baltimore being one down the road. There are other hub airports --

COUNCILMAN JONES: So, that wouldn't impact us at all?

MS. CAMERON: Not so much.

COUNCILMAN JONES: Okay. I'm pleased about that, as well.

The Philadelphia Airport experience, let's talk about that. From last recollection in my other life dealing with commerce, the Dunston Group ran the mall portion.

Is that still true?

MS. CAMERON: Marketplace runs the concession program for us.

COUNCILMAN JONES: Is the gentleman's name that was the director Dunston, Rick Dunston?

MS. CAMERON: I'm not familiar with that person.

COUNCILMAN JONES: Has anybody been around long enough that --

MS. BORDA: I have. I have been around a little bit.

COUNCILMAN JONES: I see people shaking their heads. Is that yes? No?

MS. BORDA: He was the partner in the previous agreement. But -- so it was years ago.

COUNCILMAN JONES: Was it minority certified?

MS. BORDA: I believe. I believe.

MS. CAMERON: Let me ask Jim Tyrrell, our Chief Revenue Officer to come up. He has the most background on that. I'm sorry. I just wasn't there.

COUNCILMAN JONES: That's all right. Don't apologize. Keep the planes on time.

COUNCILMAN GREENLEE: Please, identify

yourself and proceed.

MR. TYRRELL: Good afternoon,
Councilman. Jim Tyrrell, the Chief Revenue
Officer at Philadelphia International.

COUNCILMAN JONES: So, was that firm
replaced which was minority -- in part minority
firm?

MR. TYRRELL: So, the company who ran
the Concession Program for the Airport previous
to Marketplace Philadelphia was Marketplace
Development. The minority partner in that
agreement was a company that was run by Rick
Dunston, correct.

COUNCILMAN JONES: Has that
participation based on the replacing of that
contract been replaced?

MR. TYRRELL: It has. The new company
actually has a 25 percent equity ownership in
the joint venture that manages the concessions
at the Airport.

COUNCILMAN JONES: Has there been an
analysis of minority franchises that take up
space in the Airport to monitor how well they
are doing? Do they achieve or fail at the same
rate as their non-minority or female

counterparts?

MR. TYRRELL: I can tell you, Councilman, I don't recall the last time we had a company fail at the Airport.

COUNCILMAN JONES: Are their profit distributions on par with their non-minority female counterparts?

MR. TYRRELL: The Airport does not monitor and really has no way of getting that level detail from the companies who operate at the Airport?

COUNCILMAN JONES: The reason I am leading to -- there has been at least a couple of complaints that the structure of the joint ventures tend to be less than profitable at times. And I was wondering, is there a way that we can get that level of detail?

My colleague Councilwoman Blondell Reynolds Brown always talks about it's okay to be a, help me out, a diner; but if you're not eating -- how does that go?

COUNCILWOMAN REYNOLDS BROWN: It's okay to be invited to the party, but doesn't matter if you're not asked to dance.

COUNCILMAN JONES: So, say that again

one more time for the record.

COUNCILMAN GREENLEE: Put the Councilwoman's mic on, please.

COUNCILWOMAN REYNOLDS BROWN: We appreciate being invited to the party. But it never matters if you're not invited to the dance.

COUNCILMAN JONES: So, the spirit of that comment is, I want you to take the time and resource to look into periodically how they are doing and whether they have any particular complaints about those joint ventures. And a lot of times they can't talk about it because they are happy for what they get, but it is not equitable as what they should receive.

And I'm not saying tomorrow, not saying by the end of your budget. But do understand that I need a review of how that's working. And it is important because the Airport is an economic engine and driver for all. And we want to make sure it's not just window dressing, okay.

MR. TYRRELL: We will give that consideration.

COUNCILMAN JONES: Give it more than

consideration. I need some action.

MS. CAMERON: Well, Councilman, one thing I will note is that we have a higher percentage of our participation from minority businesses coming through joint venture partnerships.

COUNCILMAN JONES: Of course.

MS. CAMERON: That is much better than just a subcontractor or something along those lines.

COUNCILMAN JONES: In another life, I ran the Minority Business Enterprise Council. Joint venture means different things to different people. If the majority partner puts up all the cash, if the majority partner pays for all the staff, if the majority staffers get all the experience, if that goes on and on, supplier relations, at the end of the day when it's time to pick up the profits, that ain't a joint venture. That is a little more than an employee.

And so, I need you to take a look at that.

MS. CAMERON: Understood.

COUNCILMAN JONES: All right.

MS. CAMERON: These firms will -- I will note one more thing is that they are certified under the Federal Airport Concession Disadvantaged Business Enterprise Program which has very stringent standards for certification and then entering into the calculations any kind of joint venture. But we will absolutely take a look at it.

COUNCILMAN JOHNSON: I will tell you again, for the record, I used to do it. I know how it can be window dressing as opposed to --

MS. CAMERON: Got it.

COUNCILMAN JONES: The term is "real and substantial participation." So, I just ask to look at it. It's not anything -- I have heard a couple of things. Before I go having a whole hearing about it, give you an opportunity to take a look at it and give us some --

MR. TYRRELL: Some regulations that have changed recently, the two things that are very prominent in the regulations are ownership and control. So, the minority partners absolutely have to have control over their portion of the joint venture in order to pass certification.

COUNCILMAN JONES: Maybe it would be

helpful if you get me those standards.

MR. TYRRELL: Sure.

COUNCILMAN JONES: Show me how they comply or come close to complying just to stay on top of your game.

MR. TYRRELL: Absolutely.

COUNCILMAN JONES: So, I can stay on top of mine.

MS. CAMERON: Absolutely.

(Councilman Greenlee sitting in as Chair.)

COUNCILMAN GREENLEE: Perfect timing also, sir.

Councilwoman Sanchez.

COUNCILWOMAN QUINONES-SANCHEZ: Thank you. Along those lines, last week we introduced a resolution. We really want to look at some of our enterprise funds. And in your case, it would be the Aviation Fund. And if you can share anything with the Chair for purposes of time right now, any matrix standards, good practices around debundling, anything that you can share, we will be circulating a form that we want filled out before the hearing, so that we can begin to talk about that. I think that

because we focus in the budget so much on General Fund, we never look at these enterprise funds and what that is. And to Councilman Jones' part, we -- we don't see any standards across the board that anybody can follow or measure because we never dedicate the time to it.

So, we will be soon and you will be getting a letter.

MS. CAMERON: Okay.

COUNCILWOMAN QUINONES-SANCHEZ: We are interested in any good stories about what has worked when debundling happens. Because your capital, your Aviation Fund, your capital fund over the next five years, how much is that going to be for your expansion?

MS. BORDA: What we have submitted to the City was -- that was about 2.9 billion for the next six.

COUNCILWOMAN QUINONES-SANCHEZ: Billion? Billion with a "B"?

MS. BORDA: With a "B." It's about 600 million in the next fiscal year.

COUNCILWOMAN QUINONES-SANCHEZ: Okay. I think that's important. I want to thank you for

allowing me to participate in your outreach efforts as it related to the expansion. And then, I didn't realize it would happen so quickly that you would get Mexico City and all the other ones that you've been able to draw in. I want to congratulate you. That was a very professional process.

What is left? What other direct flights do we need to be looking at as we move to the future?

MS. CAMERON: The big hole in our air service development map is Asia. And we are working very hard to secure -- we believe that we can support probably a couple of flights, one to a major business center. So, think a Seoul or a Tokyo or a Shanghai or a Beijing. And we think that we can also probably do -- support a flight to China based on the traffic studies that we have done.

So, we are working very hard through a similar process that you went through or participated in to really start to, number one, do the business case analysis. And then second, put the faces behind the dots on the map to really show the demand that is there for those

two places.

One last thing is we got Mexico City, but that's not the best connecting Airport for the rest of South America. So, we still have a goal as our number two goal to really get connectivity into another business center in Latin America where we get that beyond connectivity. So, Panama City, for example, with Copa Airlines would be a great example of a way that we might be able to do that.

So, our efforts there have kind of gone down just a little bit since we got Mexico City. We are really focusing on Asia. But believe me, that is still very much top of mind for us.

COUNCILWOMAN QUINONES-SANCHEZ: Thank you. Again, anything we can do to help.

I just wanted to publicly say, and I know Sade is not there. But you know, during this Puerto Rico crisis, the Airport became a really strong ally and American Airlines did. I actually went back and cooked for American Airlines workers who let me ship thousands and thousands and thousands and thousands of pounds of stuff to Puerto Rico. And I appreciate the fact that, I guess, Council President Clarke

having a Sade that can help us connect those dots and getting stuff shipped out was hugely important. So, I am glad to see her at American Airlines, but I will miss her as that direct link. I don't know how many times I have called Sade at crazy hours for crazy things. So, I appreciate it.

Lastly, we have been working for years with the union, ACLU in particular, with our multi-national vendors. Is there any updates. I know that we still had one or two units within Prospect and others, particularly the wheelchair operators. Where are we as paid parity up to the living wage across the board? I know we are still a couple of units.

MS. CAMERON: So, all of the ground handling contractors, subcontractors to the airlines make the living wage. That was effective when the airlines signed the 2015 new Use and Lease Agreement. So, they are making 12.20 an hour. That's the indexed rate for this year.

There is Sky Chefs. They prepare all the food for the aircraft. They are not a ground service handling company. They were --

they have a collective bargaining agreement in place already with UNITE HERE. But they have opened up discussions. Unite -- I am sorry, Sky Chefs as of April 6 began paying all of their employees at least the living wage of 12.20. So, they are now all paying the living wage, as well.

And then the last subgroup that you may have heard from were our concession operators. And those -- as those leases turn over, some of them are five to seven, eight years in length. As they turn over, all of those folks are now getting the living wage. We can tell you that 75 percent of the leases have turned over since we signed the new concession contract. And there are another number of that -- it's about 300 employees a year that we keep adding to get the living wage as those subleases turn over.

And we do know that a number of those operators pay a living wage, but they just don't report to us. So it may -- it's probably higher than 75 percent, but I can't tell you exactly. It's 75 percent as of this year.

COUNCILWOMAN QUINONES-SANCHEZ: Okay.
That's -- as you know, that's a subject very

important to us here in Council.

MS. CAMERON: Yes.

COUNCILWOMAN QUINONES-SANCHEZ: Many of those folks having stood out there at four o'clock in the morning with some of my Council colleagues, Reynolds Brown and Jones at five in the morning, watching people catch three buses to report to work at five o'clock in the morning, my hats off to them. Like, you know, I am much, much, much more appreciative when I walk through the Airport and, you know, you can tell the difference in the morale, right, that we are treating them like professionals and paying them accordingly so.

I appreciate the Airport's role in helping facilitate this. One of the things that I learned during that process is that one of the handling companies is local of the Prospect and all of those. One of those is local.

Who is that? Which one of those providers is local? Don't know which one?

MS. CAMERON: I was unaware that one was local. I will have to check into that for you.

COUNCILWOMAN QUINONES-SANCHEZ: Yeah. Okay. I would like to check that. I want to

look at how can we weed ourselves from these multinational companies that are owned by these foreign companies who are not necessarily the best to deal with, right? And how do we promote some of the local companies to grow and expand?

Like long term, as I look at the airport flight to New York and Newark, how do we let these multinational companies know that they are not just going to come into cities where they don't have a nexus and really not pay quality wages and stuff. So, if there are any local opportunities there that we can look at around how do we grow local, again, as we talk about our contracting stuff, I am interested in your insights and your experience given that you have been in so many different airports.

MS. CAMERON: Sure. I will look into. Maybe we will come in and talk to you about what we do know about the companies that are doing business there. I mean, I can tell you where the ones that we have licenses with, where they are headquartered. And we can talk about that a little bit more.

COUNCILWOMAN QUINONES-SANCHEZ: And I appreciate the fact that on the concession

stands, you know, we have some of our local branding. I think that's so hugely important for the Airport. But those are my questions. Thank you so much.

MS. CAMERON: Welcome, thank you.

COUNCILMAN GREENLEE: Thank you,
Councilwoman.

Before I recognize Councilwoman Reynolds Brown, I should jump in here. Councilwoman mentioned and so did Council President Sade who was certainly a valuable person at the Airport. And so, you have an advantage because you have former Council staff members working there. Obviously, Sade. And I would be remiss if I didn't mention Maryanne Mahoney who is our every day go-to person in the Airport. And certainly, knows us very well. Knows the operations that govern very well. We are really appreciative that you keep those former Council staff members there. They are very important.

Councilwoman Reynolds Brown.

COUNCILWOMAN REYNOLDS BROWN: Good afternoon. I would submit that that's a very strategic leadership step that you take to look to see where the talent is, and then figure out

how to make them a part of your team. How about that?

Not too many questions. I simply want to say thank you, first, for the meeting we had last week with your members of the team where we really had a chance to drill down where you are, how well you are doing with regards to MBE/WBE activity on the workforce side. And I appreciate Councilman Jones drilling down even further on how well we are doing on the Marketplace side.

To that, to his line of questioning, do you offer technical assistance to MBEs or WBEs who might be interested in having a space on -- in the marketplace separate from the co-partnerships -- joint ventures? Separate from that.

MS. CAMERON: We do. We do a number of outreach events during the year and training sessions. One that we did last week was all about how to do business with PA -- with our Airport if you wanted to do construction work.

COUNCILWOMAN REYNOLDS BROWN: Okay.

MS. CAMERON: So, we actually brought them in. We had 49 companies represented. Ten

of those companies were brand new that we had never seen at the Airport before. So, we are continuing to bring in new folks --

COUNCILWOMAN REYNOLDS BROWN: Interested parties.

MS. CAMERON: -- who want to do business with us. And then we talk all about the different things that they will have to have in place to be able to get a City contract.

COUNCILWOMAN REYNOLDS BROWN: Okay. You sort of hold their hand and walk them through the particulars?

MS. CAMERON: We do a lot of that.

COUNCILWOMAN REYNOLDS BROWN: Okay.

MS. CAMERON: We do a lot of shepherding through the certification process for companies. You know, so we are trying to do that.

COUNCILWOMAN REYNOLDS BROWN: Okay. With that, you start out with a gross number of interested parties. Are you able to track, then, those who ultimately end up at the gate for participation in pending activities? If you start out with 400 or 100, at some juncture, are you able to see who got through the race?

MS. CAMERON: We track some of that. We

have tried to -- in particular, you know, we every October time frame, we do a business opportunity for it.

COUNCILWOMAN REYNOLDS BROWN: Yes. Do a medley.

MS. CAMERON: We have been able to track that -- number of new subconsultants to primes for the larger contracts. Have actually made those connections during our business opportunity forum.

COUNCILWOMAN REYNOLDS BROWN: Okay.

MS. CAMERON: We do have some success stories that we can talk about.

COUNCILWOMAN REYNOLDS BROWN: Very well.

MS. CAMERON: And we can definitely track who makes it through the certification process. What we don't always know is they may or may not be doing business with us, and we can tell you that. A number of them, from what I understand, have also been successful in getting contracts elsewhere.

COUNCILWOMAN REYNOLDS BROWN: Elsewhere.

MS. CAMERON: That's the stuff that I don't --

COUNCILWOMAN REYNOLDS BROWN: That

matters. Last week I was appointed by President Clarke to speak at the PHL CVB meeting, annual meeting. And your designee for that morning session was quite comprehensive and informative in sharing how Philadelphia is pushing ahead. And some day, we will be like Miami. More people coming from around the world to Miami, which was an eye opener for many of us there.

I think it's important for us to know when members of your team excel at informing a particular audience. It was very -- an eye opener for most of us there. So kudos to you for that.

MS. CAMERON: Thank you very much.

COUNCILWOMAN REYNOLDS BROWN: My only question is, putting my hat on as Chair of Environment and Sustainability, I pay a lot of attention to that across government.

So, can you tell us what grade you would give the Airport around that? What progress or improvements the agency has made in that particular area since that's a challenge every day of the week?

MS. CAMERON: You know, that's a tough one. And I say it's tough because we have so

many different companies doing business at the Airport --

COUNCILWOMAN REYNOLDS BROWN: I see.

MS. CAMERON: -- who ultimately impact the sustainability. I think I would give us a B. I think the Airport is making great strides in starting and continuing sustainability type projects. We have worked extensively with our Marketplace vendors. So as you can imagine, a lot of plastic bottles and trash comes from the food operation. So, we have worked with them to improve the recycling.

One of the most frustrating things, we are actually earmarking some money to hopefully within the next year to put into place. What a lot of folks don't know is if you put half full water bottles into a bin to be recycled, it ultimately renders the entire barrel or bin unrecyclable.

COUNCILWOMAN REYNOLDS BROWN: Oh, wow.

MS. CAMERON: It's tainted. And so, what we are trying to do -- and you think about the checkpoints and all the people that forget about the half bottle of water in their bag.

COUNCILWOMAN REYNOLDS BROWN: Wow.

MS. CAMERON: What we want to do is somehow put in a sink or somehow depository-type thing where people can empty their bottles and then recycle. We think that will, for the recycling piece, really up the game there.

COUNCILWOMAN REYNOLDS BROWN: Is that to suggest then for those who do business, you say there is so many different entities there, there is a concerted intentional discussion/conversation/meeting/regulation/rule that says each entity has to do whatever is in their protocols to include or pop up environment sustainability?

MS. CAMERON: We do have a sustainability plan that we vetted through all of our tenants.

COUNCILWOMAN REYNOLDS BROWN: Okay.

MS. CAMERON: We are happy to share a copy of it with you. And Danielle Bower is -- heads up that area for us. And she is constantly meeting with our tenants.

COUNCILWOMAN REYNOLDS BROWN: Do you all still do the awards at the end of the year. At one point, the Airport was celebrating persons across government. But it was always held at

the Airport for those who were practicing environment sustainability in a significant way.

MS. CAMERON: Do you remember that?

COUNCILWOMAN REYNOLDS BROWN: That was at least five years ago at least.

MS. CAMERON: I'm sorry. I don't remember that.

COUNCILWOMAN REYNOLDS BROWN: Okay. All right, then. Thank you very much?

MS. BORDA: Maybe Earth Day.

MS. CAMERON: We do Earth Day Awards and Earth Day celebrations.

COUNCILWOMAN REYNOLDS BROWN: That's what it was.

MS. CAMERON: We did that last week actually.

COUNCILWOMAN REYNOLDS BROWN: Very well. Okay. Thank you very much.

COUNCILMAN GREENLEE: Thank you, Councilwoman.

Being no further questions, thank you all very much. Thank you for hanging in there and coming back and all the work you do down at the Airport.

MS. CAMERON: Oh, no. Thank you for

your patience. Thank you.

COUNCILMAN GREENLEE: Very good.

This Committee will stand in recess
until Wednesday, April 25, 2018 at 10:00 a.m.
10:00 a.m., I said, 10:00 a.m. At which time,
we will reconvene in Room 400, City hall.

Thank you.

(Hearing adjourned at 4:11 p.m.)

C E R T I F I C A T I O N

I, hereby certify that the proceedings and evidence noted are contained fully and accurately in the stenographic notes taken by me in the foregoing matter, and that this is a correct transcript of the same.

ANGELA M. KING, RPR,
Court Reporter, Notary Public

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267:37	5	686 204:35					
31 7:41	5 40:41 43:15	69,780					
241:13,17	98:47 99:49	200:15					
31.2 5:49	100:13	690,000					
32.25 231:39	101:49	125:19					
33 58:35	102:49						
168:49	104:25	7					
199:29	143:9	7 58:25 63:5					

