

OKLAHOMA COUNTY

*Oklahoma County Office Building
320 Robert S Kerr Ave,
Oklahoma City, OK 73102*



Criminal Justice Authority Meeting Minutes

Monday, May 1, 2023

1:00 PM

***Ben Brown - Vice-Chair
Myles Davidson - Trustee
Steven Buck - Trustee
Derrick Scobey - Trustee
Tommie Johnson III - Trustee
Chad Alexander - Trustee
M.T. Berry - Trustee
Sue Ann Arnall - Trustee
Joe M. Allbaugh - Trustee***

YouTube: https://www.youtube.com/channel/UCz_5jEcI6kV8f6Y71exwfJA

Call To Order

Roll Call

Present: 7 - Ben Brown, Sheriff Tommie Johnson III, County Commissioner Myles Davidson, Sue Ann Arnall, Chad Alexander, M.T. Berry and Derrick Scobey

Notice of the meeting was properly posted on April 27, 2023.

For purposes of this agenda “Action” means any of the following: amending, approving, approving as amended, deferring, denying, giving instructions to staff, making a recommendation to another public body, receiving documents or presentations, referring to committee, reconsidering, re-opening, returning, or striking the item.

Approval of Minutes

Consent Agenda

Items on the consent agenda are routine in nature and approved with a single vote. However, any item on the consent agenda is subject to individual consideration at the request of a member of the body.

Johnson III moved, Berry seconded, to approve. The motion carried by the following vote:

Aye: 7 - Brown, Johnson III, Davidson, Arnall, Alexander, Berry and Scobey

1. Discussion and possible actions to approve meeting minutes of:
 - a. April 3, 2023
2. Approval of invoices and claims list for May 1, 2023, with discussion and actions as desired by the Authority. List available for inspection in the office of the Oklahoma County Criminal Justice Authority Secretary, Room 201, Oklahoma County Office Building.

Departmental Items

4. Receive, accept, and discuss report by Interim Financial Director regarding income statements, financial reports, and current budget including possible shortfall for Oklahoma County Criminal Justice Authority, with possible actions as desired by the Authority.

Berry moved, Johnson III seconded, to receive. The motion carried by the following vote:

Aye: 7 - Brown, Johnson III, Davidson, Arnall, Alexander, Berry and Scobey

5. Receive, accept and discuss report by Interim Chief Executive Officer Brandi Garner and/or those persons designated by her, regarding operation of and improvements for the Oklahoma County Detention Center, which may include personnel recruitment initiatives, Oklahoma State Health Department matters, the housing of juveniles, medical procedures and matters, budgetary and financial matters, plans for improvement of operation of the Oklahoma County Detention Center, and regarding enhanced use of release of detainees through the Medical Own Recognizance Program, with possible actions as desired by the Authority.

Berry moved, Davidson seconded, to approve. The motion carried by the following vote:

Aye: 7 - Brown, Johnson III, Davidson, Arnall, Alexander, Berry and Scobey

6. Discussion and possible action regarding a presentation from Jeff Ama, IT Director, regarding the Custody Protect heart rate monitoring sensor bracelets for at risk detainees. Requested by Brandi Garner.

Johnson III moved, Alexander seconded, to receive. The motion carried by the following vote:

Aye: 7 - Brown, Johnson III, Davidson, Arnall, Alexander, Berry and Scobey

7. Report regarding meetings of the Oklahoma County Criminal Justice Authority Citizens Advisory Board, with discussion and possible acceptance and other actions as desired by the Authority.

Berry moved, Alexander seconded, to receive. The motion carried by the following vote:

Aye: 7 - Brown, Johnson III, Davidson, Arnall, Alexander, Berry and Scobey

8. Discussion and possible action to adopt Resolution No. 2023-1653 to set the election of the Chair and Vice-chair of the Oklahoma County Criminal Justice Authority ("Authority") for the first meeting of the Authority in June of each year beginning in June of 2023, and repealing inconsistent existing election schedules. Requested by Chairman Ben Brown.

Berry moved, Arnall seconded, action to adopt the resolution. The motion carried by the following vote:

Aye: 7 - Brown, Johnson III, Davidson, Arnall, Alexander, Berry and Scobey

9. Discussion and possible actions regarding the following based on presentation of Timothy Tardibono, Executive Director of Oklahoma County Criminal Justice Advisory Council (“CJAC”), to Oklahoma County Criminal Justice Authority (“Authority”) on March 6, 2023:

a. Oklahoma County Criminal Justice Advisory Council Quarterly Report to Interlocal Partners, for the Third Quarter of FY 2023, April 2023.

b. National Institute of Corrections “Planning of New Institutions (PONI)” training program to be held in Oklahoma City for the new Oklahoma County Detention Center (a limited number of Trustees may attend).

Johnson III moved, Davidson seconded, to receive. The motion carried by the following vote:

Aye: 7 - Brown, Johnson III, Davidson, Arnall, Alexander, Berry and Scobey

10. Discussion and possible actions to authorize, ratify and approve the following contracts, agreements, licenses and/or leases between the Oklahoma County Criminal Justice Authority and the following entities, which may include vendors, suppliers, and providers for the Oklahoma County Detention Center, and entities to which the Authority provides boarding and detention facilities services and other services and/or products, and authorizing the Acting Chair or the Chief Executive Officer of the Authority to finalize and enter into such contracts and agreements, all for and on behalf of the Authority:

a. Amended ARPA Subrecipient Agreement between the Board of County Commissioners and the Oklahoma County Criminal Justice Authority.

Davidson moved, Alexander seconded, to approve. The motion carried by the following vote:

Aye: 7 - Brown, Johnson III, Davidson, Arnall, Alexander, Berry and Scobey

11. Discussion and possible actions regarding a Resolution requesting increased funding for competitive salaries to facilitate recruitment and retention of qualified personnel for the Oklahoma County Detention Center to address current and ongoing staffing needs.

Berry moved, Alexander seconded, to approve. The motion carried by the following vote:

Aye: 7 - Brown, Johnson III, Davidson, Arnall, Alexander, Berry and Scobey

12. Discussion and possible action to approve Resolution No. 2023-1657 authorizing necessary and appropriate response to all subpoenas, summons, petitions, complaints, claims and other legal notices by the District Attorney and authorizing the Chairman or Vice Chairman to direct the assignment of legal notices to other counsel for action

Johnson III moved, Davidson seconded, to approve. The motion carried by the following vote:

Aye: 7 - Brown, Johnson III, Davidson, Arnall, Alexander, Berry and Scobey

13. Announcement: Next Regularly Scheduled Meeting of the Oklahoma County Criminal Justice Authority in 2023 is on Monday, June 6, 2023, or as otherwise scheduled or held in accordance with the Oklahoma Open Meetings Act.

Recess into executive session

Johnson III moved, Davidson seconded, to recess at 2:12 p.m. The motion carried by the following vote:

Aye: 7 - Brown, Johnson III, Davidson, Arnall, Alexander, Berry and Scobey

14. Consider and approve entering into proposed executive session regarding matters as authorized by 25 Oklahoma Statutes 2021, Section 307(B)(4), as amended, for the purpose of confidential communications between a public body and its attorney concerning a pending investigation, claim, or action if the public body, with the advice of its attorney, determines that disclosure will seriously impair the ability of the public body to process the claim or conduct a pending investigation, litigation, or proceeding in the public interest; which advice of its attorney is hereby given; and, consider and approve determination that disclosure regarding these matters will seriously impair the ability of the public body to process the claim or conduct a pending investigation, litigation, or proceeding in the public interest; all regarding the following and other investigations, claims, or actions related to the Oklahoma County Criminal Justice Authority (collectively, "Litigation"):
- a. Proceedings filed in the District Court of Oklahoma County on September 29, 2021, entitled Application of David Prater, District Attorney, Requesting an Order Directing that a County Grand Jury Having Jurisdiction in Oklahoma County be Convened, GJ-2021-1, and other grand jury proceedings.
 - b. Administrative Compliance proceeding filed on June 24, 2022, in Oklahoma State Department of Health, Protective Services, Petitioner v. Oklahoma County Criminal Justice Authority, a/k/a Oklahoma County Detention Center, Respondent Case No. PHS-2022-506.
 - c. Angela Leedy v. Oklahoma County Criminal Justice Authority et al, Case No. CIV-23-295-HE.
 - d. Rachel Kimbrough v. Board of Trustees for the Oklahoma County Criminal Justice Authority et al. Case No. CIV-23-320-PRW.

15. Consider and approve entering into proposed executive session as authorized by 25 Oklahoma Statutes, 2021, Section 307(B)(1), as amended, for the purpose of discussing employment, hiring, appointment, promotion, demotion, disciplining or resignation of the following individual salaried employee, to include evaluation with respect to employment and promotion: Brandi Garner, Interim Chief Executive Officer and Jail Administrator of the Oklahoma County Criminal Justice Authority; and, for the purpose of discussing employment, hiring, appointment, promotion of a permanent Chief Executive Officer and Jail Administrator of the Oklahoma County Criminal Justice Authority ("Authority"); to include receiving the report of the CEO Selection Committee of the Authority.

Consider and approve leaving the above executive session(s) and reconvening in open session.

(MOTION REQUIRED)

Return from executive session

Johnson III moved, Davidson seconded, to return at 3:02 p.m. The motion carried by the following vote:

Aye: 6 - Brown, Johnson III, Davidson, Arnall, Alexander and Scobey

Absent: 1 - Berry

16. Discussion and possible actions as desired by the Authority with respect to matters arising from the above-described executive session(s), which may include the following:

a. Possible action regarding above Litigation.

b. Possible selection and engagement of Brandi Garner as Chief Executive Officer and Jail Administrator ("CEO") of the Oklahoma County Criminal Justice Authority, which may include action as to report of CEO Selection Committee, establishing related CEO compensation, authorizing and approving a related CEO employment contract, and authorizing the Acting Chair, Vice-chair and others as determined the Authority to finalize and execute same for and on behalf of the Authority.

Davidson moved, Alexander seconded, action to higher Brandi Garner as the Chief Executive Officer of the Oklahoma County Detention Center with the stipulation that she allow the Trust to provide a mentor from Sheriff Johnson from Middlesex County. The motion carried by the following vote:

Aye: 7 - Brown, Johnson III, Davidson, Arnall, Alexander, Berry and Scobey

Citizen Participation:

Jodie Poplin was called to speak

Michael Washington was called to speak

Christopher Johnston was called to speak

Mark Faulk was called to speak

Valerie Scott was called to speak

Sean Cummings was called to speak

Brooke Bradley-Saylor was called to speak

No Board Comments

No New Business

Adjourn

Alexander moved, Johnson III seconded, to adjourn. The motion carried by the following vote:

Aye: 7 - Brown, Johnson III, Davidson, Arnall, Alexander, Berry and Scobey

CRIMINAL JUSTICE AUTHORITY
OKLAHOMA COUNTY, OKLAHOMA



Ben Brown, Acting Chairman or
Vice-Chairman

ATTEST:



County Clerk and Secretary to the Board