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DETROIT BOARD OF POLICE COMMISSIONERS

REGULAR MEETING

THURSDAY, FEBRUARY 2, 2012, 3:00 PM

1300 BEAUBIEN, ROOM 328-A

DETROIT, MICHIGAN

1 COMMISSIONERS:

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3 GEORGE ANTHONY, Secretary

4 DONNELL R. WHITE, Chairperson

5 JEROME L. WARFIELD, Commissioner

6 TONEY A. STEWART, Commissioner

7 JESSICA TAYLOR, Commissioner

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11 DETROIT POLICE DEPARTMENT COMMAND STAFF:

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13 ASSISTANT CHIEF CHESTER LOGAN

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1 Detroit, Michigan
2 Thursday, February 2, 2012
3 About 3:23 p.m.

4 COMMISSIONER WHITE: Let me say good
5 afternoon to everyone and welcome you to the
6 Board of Police Commissioners meeting dated for
7 Thursday, February 2, 2012.

8 My name is Commissioner Donnell White.
9 I have the pleasure of serving as Chairman for
10 the Board of Police Commissioners.

11 Today I'm joined with my colleagues, to
12 my left Vice-Chair Commissioner Toney Stewart, to
13 my right Commissioner Jerome Warfield,
14 Commissioner Jessica Taylor and representing the
15 staff of the Board of Police Commissioners,
16 Secretary George Anthony.

17 Mr. Anthony, can you please introduce
18 the staff?

19 SECRETARY ANTHONY: Thank you,
20 Mr. Chair. George Anthony for the record. Our
21 staff present includes Ms. Dalph Watson who is
22 the director of Police Personnel, Ms. Celia Banks
23 Washington who is the attorney to the Board;
24 Lt. Tim Leach who is the Acting Chief
25 Investigator for the Office of the Chief

1 Investigator; Mr. Robert Brown who is our office
2 manager; Sgt. Alan Quinn who is recording our
3 proceedings and Mr. Dale Rose from Hanson Court
4 Reporting Service and that completes the
5 introduction, sir.

6 COMMISSIONER WHITE: Thank you,
7 Mr. Secretary. I certainly would like to note
8 the presence representing the office of the
9 Chief, Assistant Chief Chester Logan.

10 Thank you for being with us today, AC.

11 ASSISTANT CHIEF LOGAN: Glad to be
12 here, sir.

13 COMMISSIONER WHITE: At this time we
14 would ask if we could have our invocation from
15 Chaplain Roy Hill of Mount Zion Church.

16 (INVOCATION GIVEN).

17 COMMISSIONER WHITE: Thank you,
18 chaplain. At this time the Chair will entertain
19 a motion for the approval of the agenda dated for
20 Thursday, February 2, 2012.

21 COMMISSIONER WARFIELD: So moved.

22 COMMISSIONER STEWART: Second.

23 COMMISSIONER WHITE: It's been properly
24 moved and supported. Any discussion? Seeing
25 none, all those in favor?

1 COMMISSIONERS: Aye.

2 COMMISSIONER WHITE: Opposed? At this
3 time the Chair will entertain a motion for the
4 approval of the minutes dated Thursday, January
5 26, 2012.

6 COMMISSIONER WARFIELD: So moved.

7 COMMISSIONER STEWART: Second.

8 COMMISSIONER WHITE: It's been properly
9 moved and supported. Any discussion? Seeing
10 none, all those in favor?

11 COMMISSIONERS: Aye.

12 COMMISSIONER WHITE: Opposed? Thank
13 you. At this time there is no Chairperson's
14 report before us today. I will move for the
15 Secretary's report, Mr. Secretary.

16 SECRETARY ANTHONY: Mr. Chair, George
17 Anthony for the record. There is no report from
18 the Secretary.

19 COMMISSIONER WHITE: Thank you, sir.
20 Under standing committee reports there are two
21 matters as it relates to disciplinary appeals.
22 Mr. Secretary.

23 SECRETARY ANTHONY: George Anthony for
24 the record, Secretary to the Board. I would ask
25 that the attorney to the Board, Celia Banks

1 Washington, would come to the mic to address the
2 Board.

3 COMMISSIONER WHITE: I apologize, maybe
4 I got a little ahead of myself. Before we do
5 that, counsel, if you could bear with me, if we
6 could have our report from the office of the
7 Chief. Apologies, Assistant Chief Logan.

8 ASSISTANT CHIEF LOGAN: Sir, to my
9 knowledge -- Assistant Chief Logan. To my
10 knowledge we have no report today.

11 COMMISSIONER WHITE: Thank you, sir.
12 Welcome back, counsel.

13 MS. WASHINGTON: Thank you, Mr. Chair.
14 There are two separate cases on the same police
15 officer that are scheduled today for oral
16 argument on two trial board appeals.

17 The officer is Tymisha Pheasant.
18 Representing, I believe, Officer Pheasant is
19 attorney Stolberg. Representing the department
20 in both cases is attorney Letitia Jones.

21 I'll start with the oldest disciplinary
22 number first if you'll allow me.

23 In the matter of disciplinary appeal of
24 Police Officer Tymisha Pheasant, DAU Number
25 10-0701, Petitioner Police Officer Tymisha

1 Pheasant was charged on October 5, 2010 with the
2 following rule violations.

3 Count 1, exhibit insubordination,
4 disrespect, gestures or language of a course,
5 profane or insolent nature to any ranking
6 officer.

7 Specification 1, that she, Police
8 Officer Tymisha Pheasant, Badge 3774, currently
9 assigned to the Narcotics Enforcement Unit while
10 on duty and in uniform attire did on October 5,
11 2010 at approximately 8:55 AM exhibit
12 insubordination, disrespect and language of a
13 course, profane in nature towards her immediate
14 supervisor, Sgt. Deanna Wilson Glinski
15 Badge S-477 -- and I will spare the Board some of
16 the profanity -- by yelling at her, "Who the f---
17 are you talking to?" this being in violation of
18 the Detroit Police Department Manual Series 100
19 Directive 102.3-7.9, conduct unprofessional
20 command 5.

21 Counsel?

22 MR. STOLBERG: Yes. Good afternoon.
23 For the record, Donald Howard Stolberg on behalf
24 of Police Officer Tymisha Pheasant. Police
25 Officer Pleasant was charged in connection with

1 this matter while on duty the date of October 5,
2 2010.

3 When she came to work that day there
4 was a history between the sergeant in question
5 and this officer who have had tensions for
6 some time. The sergeant had been criticizing the
7 officer's work to Officer Pheasant's displeasure,
8 and unfairly according to Officer Pheasant.

9 She came to work that day and was
10 accused of leaving a sloppy pile of paperwork at
11 her desk. Officer Pheasant testified that when
12 she left it it was in order and then the sergeant
13 was heard to tell her, "You're going to be
14 shredding all day" apparently referring to some
15 pawn tickets.

16 Officer Pheasant testified that she did
17 not use the language alleged in the
18 specification, but in addition testified that she
19 couldn't recall whether she used any profanity.
20 There were a couple of other witnesses to this
21 who did describe essentially the conduct alleged
22 in the specification.

23 Our main argument in connection with
24 this matter is the penalty imposed. She received
25 eight-day suspension at a time when she at that

1 point, if my memory serves me, she still had not
2 yet received any discipline. The department
3 sentencing matrix if you will talks about for a
4 first offense of this sort of nature a three to
5 five-day penalty.

6 Certainly they exceeded that in this
7 case and I don't see why there was anything more
8 egregious than any other similar cases of
9 insubordination that I've seen. Most of them
10 involve the use of profanity.

11 So there wasn't anything especially
12 special about this except that the sentence
13 involved is excessive under the circumstances.
14 She should have gotten a three-day penalty and
15 that is our request.

16 COMMISSIONER WHITE: Thank you,
17 attorney Stolberg.

18 MR. STOLBERG: You're welcome.

19 MS. JONES: Hello, Commissioners.
20 Latitia Jones for the City of Detroit Police
21 Department. There is no dispute as counsel
22 indicates that she was guilty. There was
23 sufficient evidence that showed a finding of
24 guilt, that supports a finding of guilt.

25 As to penalty, he is correct. She had

1 no discipline at the time. Our matrix says for
2 the first offense three to five days.

3 However, what he failed to advise you
4 and what the board took into account is that once
5 she was told she would be shredding all day, she
6 said -- she testified that she told the sergeant,
7 "I'll do you both a favor and I'll go home sick."

8 They took that into account. Not only
9 was she cursing at them, she's also trying to
10 then leave and say she's sick when she wasn't
11 sick just to avoid doing the duty that she was
12 assigned to do. And to that degree that is why I
13 believe they went up to the eight days which
14 would put her in the second offense category
15 versus -- in the matrix versus the first
16 category. They thought it was more egregious and
17 so they went up a level.

18 We would ask you to uphold the penalty,
19 the decision of the board and the recommendation
20 from the Chief; thank you.

21 MR. STOLBERG: Brief response if I may.

22 COMMISSIONER WHITE: Let me go through
23 the questions and then we'll afford you the
24 opportunity to go in.

25 Commissioner Stewart?

1 COMMISSIONER STEWART: I have one
2 question. The only question I have is the reason
3 -- well, because she said she will leave, that's
4 why she got eight days instead of three to five?

5 MS. JONES: I can only assume that they
6 took that into account in addition to the
7 profanity.

8 In the case of the profanity she would
9 have gotten anywhere between three and five, but
10 the fact that she went even further and said in
11 essence, "I don't have to be here, I'll go home
12 sick," after being told that she was going to be
13 assigned the job of shredding, then that is what
14 I believe why -- why they went up.

15 MR. STOLBERG: If I may also respond to
16 that, that is sheer speculation to assign a
17 reason for the eight-day penalty in this case.
18 We don't know that from the board's written
19 decision and as we all know, courts,
20 administrative agencies speak through their
21 written orders, through their written decisions.
22 So it would be complete speculation to say that.

23 Also, taking into account Officer
24 Pheasant's testimony about how there has been
25 some tension between them in the past, we all

1 know that stress on the job is real and can
2 sometimes be debilitating.

3 There was no evidence that her claim of
4 being sick was false on the record nor was that
5 the assigned reason that the board increased the
6 penalty beyond the matrix.

7 COMMISSIONER WHITE: Thank you, sir.
8 Commissioner Warfield?

9 COMMISSIONER WARFIELD: Did she leave?

10 MR. STOLBERG: Yes, after she was
11 ordered to the Medical Section and driven there.

12 COMMISSIONER WARFIELD: So she was
13 driven to the Medical Section after she claimed
14 she was sick?

15 MR. STOLBERG: Correct because there
16 was a follow-up question by the sergeant whether
17 or not her illness was duty or non-duty related.
18 In the case of a duty-related injury or illness
19 then the member is required to go to the Medical
20 Section, which she did.

21 COMMISSIONER WARFIELD: I'm going to
22 need counsel's help here. Is it appropriate to
23 inquire if they had findings that she was
24 actually ill or not?

25 MS. WASHINGTON: Well, none of the

1 information that was provided in the transcript
2 or the trial board petition indicated -- if I may
3 though, there was some other dialog during this,
4 "I'll do us both a favor and go home."

5 I believe at some point, and correct me
6 if I'm wrong, the sergeant was asking, "So what's
7 the reason, what's wrong with you?" and she said,
8 "Stress."

9 So when they called the Medical folks,
10 there was some dialog, "I'm not a child", it just
11 went on and on.

12 COMMISSIONER WARFIELD: Got you.

13 MS. WASHINGTON: But as to what the
14 actual outcome was, I don't have anything.

15 COMMISSIONER WARFIELD: Thank you. I'm
16 done.

17 COMMISSIONER WHITE: Commissioner
18 Taylor?

19 COMMISSIONER TAYLOR: What is the
20 penalty for a person if she was sick and she just
21 left, what would be the penalty for that?

22 MR. STOLBERG: You know, I don't know
23 the answer to that offhand, but we have to keep
24 in mind we have to go by the four corners of the
25 charging document and she wasn't charged with

1 making a false statement about saying, "I'm going
2 home sick" so we have to stick with the
3 specifications as they're written.

4 MS. JONES: But in answer to your
5 question, it would have been a first offense
6 because she did not have any disciplinary
7 history, so that would have been an additional if
8 -- if she had been charged with that -- an
9 additional three to five days.

10 COMMISSIONER TAYLOR: But she wasn't
11 charged --

12 MS. JONES: She was not charged with
13 that.

14 COMMISSIONER TAYLOR: Okay, thank you.

15 COMMISSIONER WHITE: Thank you,
16 Commissioner Taylor. A couple of questions if
17 you could help me walk through this process.

18 So according to the disciplinary matrix
19 the first offense gives her the three to five-day
20 window, and is that the only matter that's before
21 us today, so there were not multiple charges that
22 were brought against Officer Pheasant?

23 MR. STOLBERG: Correct, it's the one
24 charge --

25 MS. JONES: There were actually two

1 charges, but the one got dismissed, so the only
2 thing before you is the one charge.

3 COMMISSIONER WHITE: And according to
4 the disciplinary matrix what is the range for
5 discipline according -- on your first offense?

6 MS. JONES: Three to five days, sir.

7 COMMISSIONER WHITE: For a second
8 offense?

9 MS. JONES: The matrix says first
10 offense at a trial board level three to five
11 days; second offense at the trial board level six
12 to 15 days; third offense at the trial board
13 level 16 to 30 days; fourth offense should be
14 discharge.

15 If in all of those first, second and
16 third offenses also come with the qualifier up to
17 and including dismissal because if it is
18 egregious enough we go up higher.

19 COMMISSIONER WHITE: Okay, and again
20 for the record, this was in fact Officer
21 Pheasant's first offense, correct?

22 MR. STOLBERG: Yes.

23 MS. JONES: Yes.

24 COMMISSIONER WHITE: Counsel, I would
25 ask if you could give your recommendation and I

1 may have another question of you.

2 MS. WASHINGTON: No problem. And if I
3 may before I give that recommendation, in talking
4 to counsel just now -- and this often happens
5 sometimes if there's a negotiation that's allowed
6 the department is willing to --

7 MR. STOLBERG: I object, objection.
8 Settlement, any kind of settlement negotiations
9 are strictly not appropriate in oral argument on
10 appeal.

11 MS. WASHINGTON: Thank you, counsel.
12 There has been some discussion about a reduction.
13 Counsel has not had a chance to talk to his
14 client, so in all fairness we can't say that he's
15 accepted or agreed to a negotiation.

16 However, as part of my recommendation
17 after reviewing the file there's nothing in the
18 file or in the trial board transcript that would
19 indicate that there was any arbitrary or
20 capricious decisions made on the department.

21 The decision of the trial board I
22 believe was intended to stress the seriousness
23 and egregiousness of the conduct.

24 Counsel is right, the second
25 specification was dismissed. She was only found

1 guilty of Specification 1 and as a result I have
2 no problem, I would actually recommend that the
3 suspension be reduced from an eight to a five-day
4 penalty.

5 I believe that that carries out the
6 intention of the department. Thank you.

7 COMMISSIONER WHITE: Counselor, before
8 you leave, as it relates to the decision made by
9 this body, what is within our purview today?

10 MS. WASHINGTON: The Board -- and we've
11 actually done some research on it -- the Board
12 can either concur with the recommendation, they
13 can further reduce the number of days, but they
14 cannot increase the number of days.

15 COMMISSIONER WHITE: Thank you.
16 Commissioners, before us is a recommendation of
17 counsel to uphold --

18 MS. WASHINGTON: Actually, Mr. Chair,
19 it's not upholding, it's reducing it from eight
20 to five.

21 COMMISSIONER WHITE: Okay, I apologize.

22 MS. WASHINGTON: And in all fairness
23 that's not what's in front of you.

24 COMMISSIONER WHITE: Before us,
25 Commissioners, is a recommendation by counsel

1 Celia Banks Washington to recommend a reduction
2 from an eight-day suspension for Officer Tymisha
3 Pheasant to a five-day suspension for Officer
4 Tymisha Pheasant, Badge 3774.

5 What is your pleasure?

6 COMMISSIONER WARFIELD: Sir, I move
7 that Police Officer Pheasant receive a three-day
8 suspension.

9 COMMISSIONER WHITE: Commissioners,
10 there's a motion before us that the recommended
11 discipline for Officer Tymisha Pheasant, Badge
12 3774, have a reduction in her suspension from a
13 recommended five-day suspension to a three-day
14 suspension.

15 Is there support?

16 COMMISSIONER TAYLOR: I support that.

17 COMMISSIONER WHITE: It's been properly
18 supported. Any discussion?

19 COMMISSIONER WARFIELD: Sir, if I may.
20 Taking into consideration the matrix and looking
21 at the fact that this is her first disciplinary
22 action and the fact that she actually did go to
23 Medical and was escorted there as a result of
24 some issue, I would feel more comfortable with
25 this being a three-day considering some of the

1 things that we've seen come across our desk as
2 relates to the egregiousness of those situations
3 and how I think this would be fair as a result of
4 that.

5 That's my discussion. Thank you, sir.

6 COMMISSIONER WHITE: Any other
7 discussion?

8 COMMISSIONER STEWART: None.

9 COMMISSIONER WHITE: Seeing none, all
10 those in favor?

11 COMMISSIONERS: Aye.

12 COMMISSIONER WHITE: Opposed? Thank
13 you. For the record, Police Officer Tymisha
14 Pheasant, Badge 3774, it is the recommendation of
15 this body that she receive a three-day
16 suspension.

17 MS. WASHINGTON: Mr. Chair, we'll make
18 sure that the notices go out reflecting that.

19 COMMISSIONER WHITE: Thank you.

20 MS. WASHINGTON: The second trial board
21 appeal oral argument with regard to Police
22 Officer Tymisha Pheasant, Disciplinary Number
23 11-0057. Petitioner Police Officer Tymisha
24 Pheasant was charged on February 19, 2011 with
25 the following rule violations.

1 In this case, I'm going to read both
2 rules and put on the record just the one that was
3 dismissed by the trial board.

4 Count 1, wilful disobedience of rules
5 or orders. Specification 1 that she, Police
6 Officer Tymisha Pheasant, Badge 3774, currently
7 assigned to the Narcotics Enforcement Unit while
8 on duty and in uniform attire did on October 4,
9 2010 at approximately 11:45 AM wilfully disobeyed
10 a direct order given to her by Sgt. Deanna Wilson
11 Glinski, Badge S-477, to assist civil
12 investigators with a request for documents.

13 This being in violation of the Detroit
14 Police Department Manual Series 100 Directive
15 102.3-7.9, conduct unprofessional command 8.

16 She was also charged, Count 2, with
17 wilfully making a false oral written statement or
18 report. Specification 2, that she, Police
19 Officer Tymisha Pheasant, Badge 3774, currently
20 assigned to the Narcotics Enforcement, while on
21 duty and in uniform attire did on October 25,
22 2010 wilfully make a false written statement on
23 her request for statements form stating that she
24 did not respond to Sgt. Deanna Wilson Glinski,
25 Badge S-477, when in fact she did.

1 This being in violation of the Detroit
2 Police Department Manual Series 100, Directive
3 102.3-7.21, truthfulness Command 1.

4 That is the count and specification
5 that was dismissed. Counsel?

6 MR. STOLBERG: Thank you. Good
7 afternoon. Once again, for the record Donald
8 Howard Stolberg on behalf of Police Officer
9 Tymisha Pheasant. I should tell you up front
10 that this was not a case that I personally
11 handled, but my colleague, Mr. Goldpaugh, did
12 handle this case.

13 However, I have reviewed the file very
14 carefully including the report and
15 recommendation, the written decision of the trial
16 board and all of the other attendant documents.

17 And it's a very interesting case
18 actually from a lawyer's perspective because,
19 remember, the only charge that she has here is
20 that she wilfully disobeyed a direct order of a
21 supervisor. Those are very important terms of
22 art in a paramilitary or military organization.

23 So I thought well, I'll consult my
24 Black's Law Dictionary unabridged, this big
25 (indicating).

1 I looked up orders and an order,
2 according to Black's Law Dictionary, must be
3 clear, concise, direct and most of all
4 authoritative, and according to Black's Law
5 Dictionary an order is distinguished from a
6 request in that an order is mandatory as opposed
7 to a request which is just that, it's a question.

8 So I thought what was -- it confirmed
9 my suspicions about what an order is, a direct
10 order. So I started picking apart the report and
11 recommendation, all the other documents in the
12 file here and I noticed that the investigators
13 that were doing their job of course through the
14 Office of the Chief Investigator had gone over
15 there to obtain documents and the witnesses that
16 were called were a couple of the civilian
17 investigators, and they were asked to give
18 statements about what happened and almost without
19 exception and including the sergeant involved
20 here indicated that Officer Pheasant was asked to
21 do something which would not only suggest but
22 would be consistent with a request as opposed to
23 an order which is mandatory.

24 When a supervisor or anyone in a
25 paramilitary or military organization gives an

1 order, that is not a request. So if she said no
2 in response to a question, that's not disobeying
3 a direct order since she wasn't given a direct
4 order even according to the sergeant's testimony,
5 further report and recommendation prepared by
6 counsel.

7 So I ask that the case against Officer
8 Pheasant be dismissed for that reason and that
9 reason alone.

10 MS. JONES: I'm sorry I was smiling.
11 Letitia Jones on behalf of City of Detroit. I
12 was smiling back there because an order from a
13 supervisor of a rank higher than yours, be it a
14 request or, "I'm ordering you to" is an order.

15 So despite what he says the Black's Law
16 Dictionary says, that law dictionary is for
17 lawyers, it's not for the commander or anyone
18 else to say that this is not an order.

19 So I apologize for my laughing back
20 there because that argument is ludicrous. She
21 received an order from Sgt. Glinski to help
22 Investigators Ways and Monroe to get them
23 the documents they were requesting so they could
24 finalize their investigation.

25 Now, we know that investigations take a

1 long time sometimes when you're dealing with a
2 complainant and then all the other officers and
3 witnesses you need to interview. So when he says
4 this was not an order, that he is highly
5 mistaken.

6 This was a directive, an order, a
7 request, however you want to phrase it. The
8 terminology is the same when it comes from a
9 ranking officer. That she assist them in getting
10 the documents they needed to finalize their
11 investigation. Her response was no.

12 That is wilful. Therefore, she did in
13 fact wilfully disobey her ranking -- the ranking
14 officer. The ranking officer then gets up and
15 takes care of the matter. The other officer
16 eventually gets up, Ms. Pheasant, eventually gets
17 up, but by then Sgt. Glinski had already started
18 taking care of the investigators.

19 In fact, one of the investigators in
20 her testimony said she heard her say, "No, I'm
21 busy." When your direct supervisor tells you to
22 get up -- and I'm not in a paramilitary
23 organization -- if my supervisor told me to get
24 up and go do something, unless it was illegal or
25 put me at risk I had better get up and do it.

1 So I'm asking you to find her guilty as
2 charged and sustain the penalty that has been
3 given by the board and the Chief's
4 recommendation.

5 COMMISSIONER WHITE: Thank you.
6 Commissioner Stewart?

7 COMMISSIONER STEWART: This is the
8 charge that was dropped, am I right or wrong? I
9 want to clarify.

10 MS. JONES: The charge that was dropped
11 is the willful false statement. The charge that
12 is before you is the wilful disobedience.

13 COMMISSIONER STEWART: Okay. No other
14 questions.

15 COMMISSIONER WHITE: Commissioner
16 Warfield?

17 COMMISSIONER WARFIELD: In an effort to
18 walk in the lines or the lanes of the ludicrous,
19 I want to read just from the statement that was
20 taken from the supervisor's testimony and her
21 statement here that's in front of me that says
22 she asked, "Can you help these ladies?" and
23 counsel Jones, you just said her reply was, "No
24 because I'm busy." There is not testimony here
25 that says then the sergeant commanded her to help

1 these ladies.

2 Now, if I'm using your scenario, if I'm
3 using your scenario -- and you can correct me in
4 one second -- if I'm using your scenario, if I'm
5 asking someone and I'm in a supervisory position,
6 especially in paramilitary, and I ask them, "Can
7 you assist with this?" and they say basically,
8 "No because I have this on my desk" and I really
9 need it done, I say, "Okay, well, I need you to
10 drop that and start doing this now."

11 And then if she disobeyed that, that's
12 a direct to me willful disregard of an order, so
13 I see you shaking your head and smiling again.

14 MS. JONES: I'm sorry, I'm sorry. If
15 you go a little bit further down in that
16 paragraph for the testimony, she then testified
17 that she ordered her to cease whatever she was
18 doing and assist the ladies from OCI after which
19 she made no attempt to assist the investigators,
20 so Galinski, the sergeant, got up and took care
21 of it.

22 COMMISSIONER WARFIELD: Okay, thank
23 you, thank you.

24 MR. STOLBERG: May I respond briefly to
25 that? First of all, that's the very first time

1 in 25 years of practice I've ever heard a lawyer
2 refer to Black's Law Dictionary as ludicrous. I
3 find that remarkable.

4 Secondly, the only one who testified
5 that she gave her a direct order was her. She's
6 got an interest in the case and your
7 investigators from the Office of the Chief
8 Investigator never heard Sgt. Glinski give
9 Officer Pheasant a direct order and orders must
10 be clear, concise, direct and authoritative as
11 opposed to a request. Orders are mandatory just
12 as you said, Commissioner.

13 COMMISSIONER WARFIELD: My issue,
14 counsel Stolberg, with that is if I take her
15 testimony that she asked if you could help these
16 ladies, I also have to take her testimony which
17 says that she ordered her to do it after she said
18 no, so I can't have it both ways.

19 MR. STOLBERG: And I appreciate that,
20 but we have to also take into account her bias,
21 her interest in disciplining this officer, when
22 in fact there were independent witnesses from
23 your own commission who were on scene, never
24 heard anything like that.

25 COMMISSIONER WHITE: Commissioner

1 Taylor?

2 COMMISSIONER TAYLOR: I don't have
3 anything.

4 MS. JONES: If I may, there's been
5 nothing established on this record that Sgt.
6 Glinski has any bias towards Officer Pheasant
7 and all that week we had hearings and there's
8 nothing that came out that said that.

9 COMMISSIONER WHITE: For the record, is
10 this the same officer and sergeant that we just
11 reviewed?

12 MR. STOLBERG: Yes. And in fact the
13 record on all of these cases involving this
14 particular sergeant are replete with Officer
15 Pheasant's testimony, so for her to claim that
16 there was no evidence, Officer Pheasant's
17 testimony is evidence of the tension between the
18 two.

19 COMMISSIONER WHITE: Thank you.
20 Counsel?

21 MS. WASHINGTON: Thank you, Mr. Chair.
22 Just as an matter of just a little bit of
23 clarification, I certainly appreciate counsel's
24 comments with regards to the OCI investigators,
25 but in reviewing the transcript the investigators

1 did in fact testify that they heard the sergeant
2 speaking loudly and did hear the, "No."

3 Notwithstanding that, I think it's also
4 important to mention when we talk about Officer
5 Pheasant's testimony that she stated she heard
6 Sgt. Glinski's order, but claims that she did
7 not respond at all. So in essence Officer
8 Pheasant doesn't dispute her failure to comply
9 with the order given by her supervisor, rather
10 she disputes the manner in which she failed to
11 comply.

12 I've reviewed the transcript, I've
13 reviewed the recommendation and the trial board
14 found a three-day suspension to be appropriate
15 based on the blatant disregard of an order given
16 by a superior, and I don't see any arbitrary or
17 capricious decision and I would ask that the
18 Board uphold the three-day suspension that was
19 recommended by the trial board.

20 COMMISSIONER WHITE: Commissioners,
21 before us is a recommendation given by counsel
22 Celia Banks Washington to uphold the trial
23 board's decision of a three-day suspension for
24 Police Officer Tymisha Pheasant, Badge 3774..
25 What is your pleasure?

1 Commissioners, I move that we uphold
2 the counsel Celia Banks Washington's
3 recommendation to uphold the trial board's
4 decision of a three-day suspension.

5 COMMISSIONER TAYLOR: Support.

6 COMMISSIONER WHITE: It's been properly
7 moved and supported. Any discussion?

8 Counsel, if you could, please?

9 MS. WASHINGTON: Yes, sir.

10 COMMISSIONER WHITE: Is it appropriate
11 for the Chair to make such motions as we go?

12 MS. WASHINGTON: I'd have to research
13 that. There have been instances before where the
14 Chair has made the motion, but I would be
15 misleading you if I knew for sure. I could
16 certainly research it very quickly and come back
17 to the Board if there's an issue with who makes
18 the motion.

19 COMMISSIONER WHITE: If there is
20 another motion, the Chair would happily remove
21 his motion.

22 COMMISSIONER STEWART: I'll make the
23 motion to support the suspension.

24 COMMISSIONER TAYLOR: I second.

25 COMMISSIONER WHITE: Let me make sure I

1 do this procedurally correct here. There was
2 already a motion made before us, whether correct
3 or incorrect, and that motion was supported which
4 is no longer the rightful ownership of the maker,
5 so if we could vote up or down the original
6 motion, that would allow us an opportunity to
7 hear a new motion.

8 So before us is a motion given by the
9 Chair which may be correct or incorrect that
10 stands, but what is -- seeing no other discussion
11 at this time, is there support -- or there was
12 support for that motion, so all those in favor?

13 COMMISSIONERS: Aye.

14 COMMISSIONER STEWART: You're supposed
15 to say no.

16 COMMISSIONER WHITE: There is a motion
17 before us and if voted down, there will be
18 another motion given by Vice-Chair Stewart. So
19 at this time we'll have a vote on that motion
20 which has already been supported.

21 MS. JONES: If I may. As it stands the
22 general rule is that the Chair cannot make the
23 motion, okay. You can now withdraw your motion
24 and let them make another motion, but you need to
25 withdraw your motion because it is improper for

1 you to make the motion.

2 COMMISSIONER WHITE: Okay. We'll do it
3 this way. The motion that was given by the Chair
4 was improper, so there is no need for a vote.
5 The Chair will rule his own motion to be improper
6 as such.

7 And so, again, that motion was ruled
8 out of order by the Chair and the Chair will
9 entertain a motion given by Vice-Chair Toney
10 Stewart. Commissioner Stewart, if you could, for
11 the record again state your motion.

12 COMMISSIONER STEWART: I made the
13 motion to support the suspension.

14 COMMISSIONER TAYLOR: Support.

15 COMMISSIONER WHITE: There's been a
16 motion to support the three-day suspension for
17 Police Officer Tymisha Pheasant Badge 3774. That
18 motion has been properly supported.

19 Any further discussion? Seeing none,
20 all those in favor?

21 COMMISSIONERS: Aye.

22 COMMISSIONER WHITE: Opposed? Thank
23 you, thank you everyone for your patience in that
24 matter.

25 There is no new business before us.

1 Under old business I'll ask, Mr. Secretary, if
2 you could lead us in the suspension without pay
3 of Police Officer Ryan Carruthers, please.

4 SECRETARY ANTHONY: Thank you,
5 Mr. Chair. George Anthony, Secretary to the
6 Board. Last week the Board considered the case
7 of Officer Ryan Carruthers, the suspension
8 without pay recommendation coming from the Chief
9 of Police. The Board entertained the argument in
10 closed session.

11 Commissioner Stewart was absent and his
12 vote should be recorded on the record.
13 Mr. Chair, I would recommend that you query
14 Commissioner Stewart as to his vote with regards
15 to the recommendation for Ryan Carruthers.

16 COMMISSIONER WHITE: Thank you,
17 Mr. Secretary. Commissioner Stewart, you have
18 the information before you for Police Officer
19 Ryan Carruthers as it relates to a suspension
20 without pay and unless contravened by you the
21 suspension without pay recommendation will be
22 carried forward.

23 Are there any contraventions? Seeing
24 none, for the record the suspension without pay
25 for Police Officer Ryan Carruthers will stand.

1 SECRETARY ANTHONY: No, no, it's the
2 opposite because there were two votes that
3 contravened that.

4 COMMISSIONER WHITE: You're right, I
5 apologize. There are two contraventions from
6 last week, and I apologize, I don't have the vote
7 before me, but the two contraventions from last
8 week will uphold the suspension without pay
9 recommendation for the record, correct?

10 SECRETARY ANTHONY: No.

11 COMMISSIONER WHITE: Will turn down the
12 suspension without pay from last week, correct.
13 It's February, it's warm out, it's going to my
14 head. We're going to get through it.

15 Under old business the Chair would also
16 like to make mention of a suspension without pay
17 that was recently overturned on May 26, 2011 with
18 the concurrence of the Board of Police
19 Commissioners.

20 Officer Keasley (sp) and Shepherd were
21 suspended without pay on November 3, 2011. The
22 umpire, George T. Roumell, Jr granted DPOA
23 Grievance No. 11-045 and that Officer Shepherd is
24 returned to the payroll and suspension with pay
25 status effective May 26, 2011.

1 On December 8, 2011 umpire Edward J.
2 Plawecki, Jr granted DPOA Grievance No. 11-046
3 and that Officer Keasley be restored to
4 suspension with full status retroactive to May
5 26, 2011.

6 Based upon the umpires' decisions it is
7 directed that Police Officers Keasley and
8 Shepherd's status be changed to suspension with
9 pay until this matter is adjudicated
10 departmentally.

11 This was a matter that was held in
12 closed sessions, so we cannot speak to the nature
13 of the incident, but we have requested the
14 Arbitrator's findings so that we may review that.

15 I'll leave it at that until such time
16 we can get that recommendation as we move
17 forward.

18 At this time before us will be
19 appropriate any proposed amendments to the towing
20 rules. Are there any recommendations?

21 COMMISSIONER WARFIELD: Sir, I know
22 that we are fast approaching the sunset date to
23 have these properly submitted. If it's okay with
24 you, I'm going to ask staff if they would take
25 all the ones that I have, put them in the proper

1 format and bring them back to the next meeting
2 and present it to the Board at the next meeting
3 so than we can have discussion on those and be
4 able to vote on them either at the sunset date or
5 next meeting, if that's okay.

6 COMMISSIONER WHITE: Thank you.

7 COMMISSIONER WARFIELD: Okay, thank
8 you.

9 COMMISSIONER WHITE: Any other proposed
10 amendments or conversation to the amendments to
11 the towing rules? Seeing none, we'll move on to
12 announcements.

13 Please be advised that the next Board
14 of Police Commissioners meeting will be Thursday,
15 February 9 at 6:30 and that meeting will be held
16 within the Eastern District at the Samaritan
17 Center. That address is 5555 Conner, Detroit,
18 Michigan 48213.

19 At this time we will have oral
20 communications from the audience. If you wish to
21 address the Board of Police Commissioners we ask
22 that you come forward, state your first and last
23 name clearly into the microphone and spell your
24 first and last name for the benefit of the
25 record.

1 We also ask that you be mindful of the
2 times available by officer manager Robert Brown
3 to my right, your left.

4 Good afternoon.

5 MS. HERNANDEZ: Good afternoon, Board.
6 Phyllis Hernandez, Casino Towing. Hi. Just
7 wanted to ask if there's any changes to the date
8 of the next towing hearing and also if there was
9 anything for the public to review before the
10 meeting.

11 COMMISSIONER WHITE: Ms. Hernandez,
12 there is no public hearing scheduled for the next
13 date. Following the sunset of these rules any
14 changes that are proposed will go through the
15 process of being posted, we'll schedule the dates
16 to have the public hearing and hear discussion,
17 and at that time the changes will be voted up or
18 down.

19 MS. HERNANDEZ: Was that the February
20 15 date?

21 COMMISSIONER WHITE: That is for
22 Commissioners to have changes before us brought.
23 Once all those changes are compiled, they will be
24 posted. We'll adhere to the process as it stated
25 clearly in terms of the 28 days, have a public

1 hearing, then hear back and then vote the rules
2 up or down as a whole.

3 MS. HERNANDEZ: Is there anything for
4 the public to review?

5 COMMISSIONER WHITE: Not at this time.

6 MS. HERNANDEZ: Okay, thank you.

7 MS. PANNELL: Good afternoon, Sharon
8 Pannell. I just wanted to know about the
9 precincts closing and if it's going into effect
10 is that the same number that -- telephone number
11 that -- to give the public, you know, that number
12 that you got to call when the precincts are
13 closed from 4 in the afternoon until 8 in the
14 morning?

15 I wanted to have the correct number so
16 I can take it back to my association, please.

17 COMMISSIONER WHITE: Thank you,
18 Ms. Pannell. Assistant Chief Logan.

19 ASSISTANT CHIEF LOGAN: Yes, sir. I'd
20 ask that Commander Bettison assume the podium and
21 just give us a brief overview of what's going to
22 transpire.

23 COMMANDER BETTISON: Commander Bettison
24 for the record. Brief overview. The Detroit
25 Police Department will implement a new practice

1 of handling non-emergency requests for service
2 via our virtual precincts at all districts and
3 precincts effective Monday, February 6, 2012.

4 The virtual precinct model will allow
5 citizens to make police reports at any police
6 district or precinct between the hours of 8:00 AM
7 through 4:00 PM. Telephones have been installed in
8 the lobby area of all our districts and precinct
9 facilities which can be used by citizens to make
10 a police report.

11 The telephone crime operators working
12 at the centralized call center called Telephone
13 Crime Reporting Unit will assist callers with
14 making police reports. The number to the
15 Telephone Crime Reporting Unit is 313-267-4600.
16 Once again, 313-267-4600.

17 To make a police report between 4:00 PM
18 and 8:00 AM, the person should contact the Telephone
19 Crime Reporting Unit directly from their home or
20 cellular telephone. A telephone crime operator
21 will assist you with filing your police report.

22 The virtual precinct model of taking
23 citizens' police reports via phone will be a
24 service improvement which will make filing a
25 police report more convenient for our residents

1 and visitors to the city of Detroit.

2 You can now make a crime report from
3 the comfort of your home or other convenient
4 location. Waiting in a police lobby for an
5 officer to complete a minor incident report will
6 no longer be a concern for most citizens.

7 It is important to emphasize that the
8 Detroit Police Department has tested the virtual
9 precinct model. The Northeastern District was
10 elected to pilot the virtual precinct model
11 during the month of January and the preliminary
12 data indicates that the program is successful.
13 There were zero citizen complaints filed by
14 citizens at the Northeastern District or the
15 Office of the Chief Investigator as a result of
16 the pilot program. We're very happy about that.

17 In fact, numerous citizens using the
18 virtual precinct at the Northeastern District
19 gave a positive feedback. For example, some
20 citizens even asked, "What took the department so
21 long to allow citizens to make reports by phone?"

22 This method of filing a report is
23 easier and faster. The Telephone Crime Reporting
24 Unit is a key component of the virtual precinct
25 program and allows citizens the opportunity to

1 quickly report non-emergency incidents.

2 Thank you.

3 ASSISTANT CHIEF LOGAN: Sir, if I
4 might add also, through the Chair, you can also
5 make accident reports over the phone.

6 COMMANDER BETTISON: Of a non-serious
7 nature where there is no injury and the vehicle
8 is drivable. Accident reports that we would
9 typically ask the citizen to drive to the station
10 to make, they can now make it over the telephone.

11 COMMISSIONER WHITE: Thank you,
12 commander. Before you leave, Commissioner
13 Stewart, did you have any questions?

14 COMMISSIONER STEWART: No.

15 COMMISSIONER WHITE: Commissioner
16 Warfield?

17 COMMISSIONER WARFIELD: I do -- and
18 this is for the department, probably our attorney
19 as well. First of all, thank you, commander, as
20 relates to the effectiveness of the rollout.

21 However, I just want to make sure that
22 we're doing things properly as relates to the
23 Charter. This seems like an organizational
24 change to me and maybe I may or may not be
25 correct in that, so I might get our attorney to

1 weigh in, and if it is an organizational change
2 according to the Charter it needs to be approved
3 by this Board before it goes into effect.

4 I just want to make sure that we're on
5 target with that.

6 COMMISSIONER WHITE: Counsel?

7 MS. WASHINGTON: Through the Chair, I
8 think the Charter is very clear on that
9 particular provision and I can certainly get the
10 section for you, but it is an organizational
11 change in the -- at least the former Charter and
12 I don't believe there was any change in the new
13 Charter in the language required organizational
14 changes to be approved by the Board.

15 COMMISSIONER WHITE: And to Commissioner
16 Warfield's point, Assistant Chief Logan, when we
17 say this initiative was rolled out or it is to be
18 rolled out Monday, February 6 is there
19 information -- I know -- and Commander Bettison
20 did an excellent job in terms of rollout, but in
21 terms of the data that is available, the number
22 of complaints that were done under the pilot. I
23 heard no comments were registered, but the number
24 of individuals who came and accessed, is there
25 any data that is available that can be reviewed

1 by this body?

2 COMMANDER BETTISON: We have taken data
3 and looked at it from various perspectives and we
4 have a master blackbelt in Sig Sigma that worked
5 with us and so we do have a lot of data, and I
6 can make it available to this body.

7 And we gave a full briefing to all of
8 our command officers and with the approval of the
9 Assistant Chief, Chief I'll make that data
10 available to you, but we have a lot of data and
11 we're continuing as we roll this out to collect
12 data and assess it and make key adjustments based
13 off that data for quality and continuous
14 improvement.

15 COMMISSIONER WHITE: I'll save some
16 questions.

17 COMMISSIONER WARFIELD: I just want it
18 to be made clear, Commander Bettison, that
19 certainly it is not the position of this Board to
20 not put more officers on the street. We just
21 want to make sure that we dot our i's and cross
22 our t's, in an effort to make sure that again in
23 upholding the Charter that we pass by the proper
24 steps.

25 I'm convinced that having more officers

1 on the street is a very very good thing and
2 certainly we don't want to hinder that effort.
3 However, we do want to make sure that we comply
4 with the rules that we all abide by.

5 COMMANDER BETTISON: Commissioner,
6 through the Chair, one of the things I'd like to
7 say as well is with the Telephone Crime Reporting
8 Unit and taking additional reports, what we've
9 done is we're enhancing that function.

10 At one point a lot of the reports that
11 we're taking now were taken in the past, but due
12 to staffing cuts we had to cut back on the hours
13 of operation and also on the various type of
14 reports that we were taking, so this is an
15 enhancement and this will ultimately service the
16 citizens better.

17 We also have Sgt. Jones who runs the
18 day-to-day operation of our Telephone Crime
19 Reporting Unit and she would like to say a few
20 words as well, with the permission of the Board.

21 COMMISSIONER WHITE: And if we could,
22 commander, before we do that if we could try to
23 finish the questions and concerns that we had
24 and then if we do the follow-up kind of the last
25 word because I think the resound is that we see

1 the benefit of the program, but I think the
2 question was just making sure we were
3 procedurally handling it as appropriate as we
4 move forward.

5 COMMANDER BETTISON: Yes, sir,
6 Commissioner Chair.

7 COMMISSIONER WHITE: Anything further,
8 Commissioner Warfield?

9 COMMISSIONER WARFIELD: None for me,
10 thank you.

11 COMMISSIONER WHITE: Commissioner
12 Taylor?

13 COMMISSIONER TAYLOR: No.

14 COMMISSIONER WHITE: Counsel, were you
15 going to add?

16 MS. WASHINGTON: Yes, sir. Again,
17 Celia Washington and to my knowledge we haven't
18 received any kind of report or paper on any of
19 this, and I would like an opportunity to review
20 that and to report to this Board in a formal memo
21 so that we're clear on the distinction between
22 organizational change and operational change,
23 because the Charter speaks to organizational
24 change, but again absent anything in a report
25 that the Board has received from the department

1 it's difficult to make that distinction, and we
2 want to certainly be sure to do that.

3 COMMISSIONER WHITE: Thank you.

4 To Assistant Chief Logan. Assistant
5 Chief, if we table this matter with the upcoming
6 launch date from February 6 to February -- I
7 believe that Thursday would be the 9th, would
8 that have any impact on your rollout for this
9 initiative?

10 ASSISTANT CHIEF LOGAN: Through the
11 Chair, Assistant Chief Logan. It would have
12 somewhat of an impact because we're prepared to
13 go and in our view -- I'm glad the counsel made
14 the distinction -- we view this as an operational
15 change. We were talking about some
16 organizational changes that I believe
17 Commissioner Warfield had some concerns and he
18 expressed at an earlier meeting, so what we
19 intend to do now is operational.

20 However, nonetheless, we will get you
21 the whole plan. In fact we'll probably make it
22 available to you today.

23 COMMISSIONER WHITE: Counsel, if you
24 could again, please.

25 MS. WASHINGTON: Yes, sir.

1 COMMISSIONER WHITE: Is there a need
2 for us to hold a special meeting as early is --
3 is it possible to do a meeting as early as Monday
4 that we might hear this matter and vote
5 accordingly?

6 MS. WASHINGTON: We only require 48
7 hours notice and the Board can certainly call a
8 special meeting to entertain just that issue.

9 COMMISSIONER WHITE: Thank you.
10 Commissioner Warfield?

11 COMMISSIONER WARFIELD: Just for a
12 point of order while you're there, counsel, to --
13 and I just want to read this. This is straight
14 from the Charter and this is Section 71106. I'll
15 just read Points Number 1 and Number 2. It just
16 says -- and this is under the duties of the Chief
17 of Police.

18 "Shall organize the department with the
19 approval of the Board, recommend rules,
20 regulations and procedures to the Board
21 for its approval."

22 And so I know we may be in a gray area
23 maybe and I just want to make sure that we're
24 very clear so that we do not cause the City any
25 future liability as a result of us not dotting

1 our i's and crossing our t's.

2 MS. WASHINGTON: Absolutely, sir.

3 COMMISSIONER WHITE: Thank you,
4 counsel. Mr. Secretary, I'm going to ask that we
5 could post immediately the special meeting to be
6 held on Monday, February 6 at a time convenient
7 for Commissioners to be present.

8 And also, Assistant chief, I know there
9 were a number of other recommendations and I
10 think we've had this conversation as related to
11 departmental changes with leadership, if we could
12 also be prepared to review that and handle that
13 appropriately as well, we can I think kill a few
14 birds with one stone on this coming Monday and
15 still allow this process to move forward.

16 ASSISTANT CHIEF LOGAN: Yes, sir.

17 COMMISSIONER WHITE: Thank you, sir.
18 Thank you, Commissioners; thank you, counsel.
19 Mr. Scott, before you come up, Commander, was
20 there something that you wanted to add, sir?

21 ASSISTANT CHIEF LOGAN: It could wait
22 until Monday.

23 SGT. JONES: Actually yes, sir, if you
24 would like.

25 ASSISTANT CHIEF LOGAN: It will be a

1 part of the presentation Monday.

2 COMMISSIONER WHITE: Look forward to
3 seeing you on Monday.

4 Mr. Scott?

5 MR. SCOTT: Ron Scott, Detroit
6 Coalition Against Police Brutality. I want to
7 ask a couple of questions regarding the matter
8 before you regarding the changes in terms of the
9 virtual precinct.

10 I wasn't going to make a comment on it
11 until it occurred to me something very obvious
12 that has not been mentioned, and that is that
13 many of the people who have called us actually
14 report when they have a complaint to the Office
15 of the Chief Investigator and they report during
16 those hours immediately after something may have
17 happened.

18 It would be reticent and inconsiderate
19 and in fact maybe questions would arise in
20 relationship to the operation of the Office of
21 Chief Investigator if you ask someone who has an
22 immediate complaint, specifically those which may
23 rise to the level of use of force, to wait until
24 8 o'clock to the morning to report those.

25 I don't see how that can be done. I

1 think that one of the key factors here in terms
2 of building trust has been an individual in
3 effect when something happens have the immediacy
4 or the possibility of the immediacy of making
5 that complaint. And I think that needs to be
6 dealt with. I think you need to address that
7 very specifically.

8 Secondly, I think that in relationship
9 to this matter I wanted to know if on the Monday
10 meeting that these are the kind of concerns that
11 we might raise to -- you know, from the public to
12 you because I'm in agreement too that there needs
13 to be an aggregation or a framework whereby there
14 are more officers dedicated to public safety.

15 By the same token, the other side of
16 the public safety scenario is what we've been
17 dealing with for a long time and I don't want to
18 make one happen while missing the other one.

19 COMMISSIONER WHITE: Thank you,
20 Mr. Scott. Just to answer a couple of your
21 questions and certainly, Assistant Chief, if you
22 care to feel free to chime in.

23 One of the reasons why I believe there
24 is some significant community education around
25 this particular issue is because there's still

1 this notion that if individuals have a serious
2 situation and need to file a complaint or
3 approach a police station that station is closed,
4 and I don't believe that is factful. I don't
5 believe that is the intent of the department to
6 have a facility that is closed.

7 Those individuals can still proceed to
8 precincts to file those complaints if I'm not
9 mistaken, Assistant Chief, so that's why I think
10 it's increasingly inherent that we be aware of
11 what public education, community education is
12 going out as relates to how we're moving forward.

13 And as it relates to public comment for
14 this coming Monday, certainly we will offer an
15 opportunity to hear from the community who are
16 present, that their voices be heard.

17 Assistant Chief, did you want to add
18 anything to that?

19 ASSISTANT CHIEF LOGAN: Yes, sir. Just
20 through the Chair, Assistant Chief Logan. Just
21 for Mr. SCott's edification, all precincts in the
22 city of Detroit, all precincts districts in the
23 city of Detroit will remain open 24 hours a day
24 365 days a year.

25 There will be that same supervisor on

1 duty 365. Nothing has changed. You will still
2 have that supervisor there. So that part hasn't
3 changed. What we want to do is centralize the
4 report taking process so there will always be a
5 supervisor in charge. The precincts are not
6 closed. That's important for you to understand.

7 That same supervisor who we had -- who
8 was necessary to make the complaint is always
9 going to be there.

10 MR. SCOTT: Yeah, perhaps I should have
11 known and I would chime in with the Chair on this
12 is that I would offer -- and I know we would have
13 mentioned it on our radio program, that
14 individuals who are in need of making complaints
15 can do that.

16 ASSISTANT CHIEF LOGAN: You still can.

17 MR. SCOTT: But it hasn't been
18 presented in that manner and I think as we go
19 down the line that we should look at both
20 elements.

21 I think that the framework is that we
22 focus on the crime fighting aspect and the
23 community trust aspect I think has to be as
24 valuable in terms of putting out the promotional
25 aspects of this.

1 ASSISTANT CHIEF LOGAN: May I respond?

2 COMMISSIONER WHITE: Please.

3 ASSISTANT CHIEF LOGAN: Through the
4 Chair, Assistant Chief Logan. Mr. Scott, I
5 would agree with you. It's our anticipation that
6 in the near future we will provide -- I think we
7 provide a high level of service to the community
8 right now, but in the coming days and weeks there
9 will probably be not many communities in the
10 United States of America that provide better
11 police service than we do.

12 You can make a police report from the
13 comfort of your home, from your bed, from the
14 kitchen table or you could go to your -- real
15 soon you'll be able to go to your computer and
16 make a report.

17 One of the things that people talk
18 about is we require people to come into the
19 station when their car is stolen. Does that make
20 any sense? They say, "Well, how can I get there
21 when my car is stolen?"

22 Now from the comfort of their home they
23 will be able to make a police report on a stolen
24 car. So the level of service that we're
25 providing is better than -- tell me a better city

1 in America that provides better service.

2 MR. SCOTT: I haven't done the
3 research. I would agree with you in that
4 scenario I just think that, you know, that plus
5 the availability of other social media in terms
6 of those, i.e. texting and other things, were
7 they to be done that would be a definite
8 advantage.

9 But I just think we need to get that
10 informational -- full informational package.

11 COMMISSIONER WHITE: Thank you,
12 Mr. Scott. And to that point as well, Assistant
13 Chief, the media is still saying precincts are
14 closed, individual conversations where
15 individuals approach me and say, "Hey,
16 Commissioner, what's going on with the precincts
17 closing?" and so that is a definite education
18 phase that's needed and to a degree I would say
19 tantamount on that this department's success in
20 this effort, they should get the community buy-in
21 that precincts aren't closing, that the benefit
22 to the community is in fact increasing.

23 So I think that's something we should
24 keep in the forefront as we move forward. Thank
25 you.

1 Good evening, good afternoon.

2 MS. SMITH: Good afternoon. Bernice
3 Smith, Detroit 300. Good afternoon, Chief and to
4 the Commissioners. I would like to know most of
5 you I'm sure knew about the incident this week in
6 regards to the woman that was found in our area.

7 I was discussing it or at least it was
8 discussed this morning on a radio program, what
9 should you do about avoiding and having these
10 people come into our city. We have enough crime
11 as it is.

12 Now, the fact that this happened and
13 the first thing, it was on Nightline, spread it
14 all over, Detroit. I would suggest -- and it was
15 suggested this morning, that whenever this
16 particular incident happened in our city, that we
17 would fine the culprit, whoever it is that is
18 responsible, and the fine would be not less than
19 \$10,000 and I thought that was a very good idea.

20 This way we can avoid unnecessary
21 publicity about Detroit. We have enough as it is
22 that we have to conquer here as far as crime is
23 concerned.

24 Now, my last statement and I'll be
25 through. Your meeting is going to be on the same

1 day and night that the 300 is having their annual
2 block club meeting. We're having this gigantic
3 party -- well, it's not a party really, it's a
4 meeting where we give out the invitations --
5 prizes to the block club numbers and so forth and
6 I'm sorry that we won't be able to attend your
7 meeting at Samaritan. I used to work there so I
8 like going over there.

9 But the fact is we're going to be at
10 Northwest Activity Center and we would like if
11 you have time to come and join us, we will start
12 at 5 o'clock and the good thing about it besides
13 giving you the information on what we will be
14 doing, I will help with the serving and we will
15 give you some good, good, good -- what do you say
16 in Alabama -- we will have a good menu for you
17 and it's free.

18 So we're inviting you all to come if
19 you have the time, if you don't stay too long
20 over there at Samaritan. All right.

21 And if you need another commissioner up
22 there, I suggest that I put my bid in because
23 seemed like you hesitate about making decisions
24 about things, so I wouldn't mind sitting up there
25 next to you. Thank you very much.

1 COMMISSIONER WHITE: We'd love to have
2 you, Mr. Smith. Thank you.

3 Yes, sir.

4 ASSISTANT CHIEF LOGAN: Through the
5 Chair, Assistant Chief Logan. Ms. Smith, that
6 investigation that you talked about we really
7 can't comment on it, it's ongoing.

8 MS. SMITH: But you don't like it
9 though, do you?

10 ASSISTANT CHIEF LOGAN: I don't like
11 any homicide.

12 MS. SMITH: None of us do I'm sure.

13 COMMISSIONER WHITE: Thank you, AC.
14 Any other discussion? Any other discussion? Any
15 other discussion?

16 Seeing none, again, please be reminded
17 that the next Board of Police Commissioners
18 meeting will be Thursday, February 9, 2012 at
19 6:30 p.m at the Eastern District Samaritan Center,
20 5555 Conner as well -- as if we could please
21 still ourselves until we conclude the meeting,
22 please. Thank you.

23 Again, please be mindful that we will
24 have a special session on this coming Monday, a
25 time to be announced and as well there is a

1 police auction which will be held this weekend.

2 Do you have the information? At the
3 auction house at Greenfield and 96. Information
4 is available I assume on the website? Yes, okay.

5 With that being said, the Chair will
6 entertain a motion for adjournment.

7 COMMISSIONER WARFIELD: So moved.

8 COMMISSIONER TAYLOR: Support.

9 COMMISSIONER WHITE: It's been properly
10 moved and supported. Any discussion? Seeing
11 none, all those in favor?

12 COMMISSIONERS: Aye.

13 COMMISSIONER WHITE: Opposed? Thank
14 you, have a wonderful weekend.

15 (Proceedings concluded at
16 4:28 p.m.)

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CERTIFICATE OF REPORTER

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) SS
COUNTY OF WAYNE)

I HEREBY CERTIFY that I reported
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complete and correct transcription of said
proceedings.



DALE E. ROSE,
CSR-0087

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