

Draft Minutes Detroit Board of Police Commissioner
Date of Meeting: December 1, 2016 – 3:00 p.m.
 Location: Detroit Public Safety Headquarters

Chairman Willie Bell called the BOPC meeting to order at 3:00 p.m. (December 1, 2016)

Detroit Police Commissioner Membership / Attendance	Attend	Not in Attendance
Willie E. Bell, Chair	Yes	
Ricardo R. Moore, Vice Chair	Yes	
Elizabeth Brooks	Yes	
Willie E. Burton (3:10 p.m.)	Yes	
Lisa Carter	Yes	
Reginal Crawford	Yes	
Eva Dewaelsche	Excused	
Conrad Mallett (3:12 p.m.)	Yes	
Derrick Sanders	Excused	
Richard Shelby	Yes	
Bishop Edgar Vann (3:05 p.m.)	Yes	
Quorum (Yes)	9	

The Board acted in accordance with its rules approved the Agenda for December 1, 2016.

**The Board acted in accordance with its rules approved the following Board Minutes:
 Thursday, November 17, 2016**

BOPC Officers Report(s): After the welcome and opening remarks by **Chairman Bell**, **Bell** asked **Commissioner Shelby** to give the invocation for tonight’s meeting. Chairman Bell then asked the Commissioners in attendance to introduce themselves and indicate their respective districts. Commissioner Bell introduce **DPD Chief James Craig** and **Board Secretary Hicks**. Craig introduced DPD Command staff in attendance. Hicks introduced BOPC staff and support people in attendance at the meeting. Chief Craig introduced DC Stair and State of Arizona Assistant Chief Baptiste, he also asked the candidates in attendance ten (10) Lieutenants and twenty (20) Police Sergeants to stand. Chair Bell asked each of the candidate to introduce themselves to the audience.

Commissioner Bell requested a moment of silence in honor of fallen Wayne State University Officer Collin Rose, and his family. Bell acknowledged the success of the Above and Beyond Celebration sponsored by the Public Safety Foundation. Bell indicated although he was unable to attend the Above and Beyond Award Ceremony because of a schedule conflict, he did participate at the same time, in a special panel discussion at Wayne County Community College. Bell also acknowledged Commissioner Brooks for her work at WCCCD, Criminal Justice Program Job Fair.

Bell read into the record several items.

“On November 10, 2016 the **Chief of Police transmitted to the Board recommendations to promote 10 individuals to the rank of Lieutenant and 20 individuals to the rank of Sergeant.** The Boards has verified that the individuals are (1) eligible (2) the Department has the required vacant budget positions. **Upon the recommendation of the Chief of Police, I will accept a motion from a Commissioner to move the approval the recommendation of the Chief.**

Motion: Motion to approve promotional recommendations as documented in the Chief's November 10, 2016 request to the Commission (Moore).

Second: Member Carter.

Vote: Yes = 9 No = 0 Abst = 0 Members Excused = 2 **APPROVED**

Bell continued, "Later on the agenda we have scheduled a presentation from the Department to present its Triannual Budget for Fiscal Years 2017-2018. I understand that Agency Chief Financial Officer (CFO) Lisa Jones will be making the presentation along with others from the Department. As you know, the Board of Police Commissioners is still within its first year of having our full oversight powers returned. Accordingly, working with the Board's Budget Committee, we agreed on a schedule to receive, examine and act on the budget. The staff has reported that the BOPC has not received the final proposed budget with all of the necessary components to allow us to examine the budget. We are required to review and approve a balanced budget. I am hopeful that tonight's presentation will help us in this task, but given the timing on the delivery of the budget, we will have to make an adjustment on our schedule to review and approve the budget. The adjustments will be shaped by the timely delivery of all of the necessary information to seriously consider the budget."

Chief of Police Report: Chief Craig spoke about the last 45 days have been rough, indicating there have been three (3) officers killed in the line of duty. The last few nights several incidents have occurred, last night there were 2 separate unprovoked attacks on Police Officers. One incident involved a PPO (4 months out of the academy recruit); the second incident police officers responded to a disable vehicle, when they exit the vehicle they were fired on 5 times. Two nights ago there was a house Fire and possible hostage situation where two (2) suspects enter a home the two parents exit and left two children 2 and 4 years old. One suspect exit and was arrested. EMT Detroit Fire under the cover of SRT, went in and pull the children out. The Chief indicated that the two year old will be fine. The Chief also indicated that the work of law enforcement personnel in connection with the fire was commendable, normally the house would have to be cleared before Fire department would enter. The Chief also said he will follow-up and acknowledge EMT in association with the above incident. Additionally, the Chief indicated, "I am on my third installment of DPD TV-Community Meeting. We went to the Barber Shop on the east side, going to the people we need to talk too. We went to a Beauty shop on the west side and this week to a restaurant in Southwest Detroit. It's [DPD-TV] conducted on Facebook Live, the Precinct Commander and NPO are present to address issues between Police and the Community." Lastly, Chief Craig updated the Board on potential corruption concerning the Towing issues, he indicated his interests to create a Tow Unit. The Chief also indicated, BOPC Secretary would take on the duties currently handle on towing by DC Washington. DC Washington will no longer be involved with towing. It [Towing] should have a Supervisor and Police Officers who perform regularly monthly inspections. We will no longer work on the honor system with the towing companies. Going forward BOPC will know who is in compliance with the Towing rules. **Editor's Note – The Chief of Police cannot assign work to members of the BOPC, inasmuch as his chain of command does not include the BOPC.** The Chief final remarks about Towing included an update that AC James White was working on a comprehensive plan to be shared with the Commission and remarks related to the need to improve the Department's Fleet.

Commissioner Moore asked Chief Craig about the article concerning the increase of Police shootings of dogs. Chief Craig explained that there is an exorbitant amount of dogs in the city of Detroit. In drug homes there can be multiple Pit Bulls. **Crawford** also spoke about the dogs in the city and welcomed working with Chief Craig on changes to the department's towing operations. The Chief also recounted the following incident in the 11th Precinct. A Sergeant and NPO saw a crowd gather around a car. The officers noticed a child on the hood of the car who was not breathing. The NPO began CPR – no success. The SGT drove to Children's Hospital as the NPO continued to revive the child, the result of their fast thinking efforts was that the child regain his/her breath.

Commissioner Mallett joined the discussion on towing. He indicated that many individuals and families within the city live at or below the poverty line. Mallett drawing from his experience at the DMC suggested some of these families cannot afford to pay the \$3.00 parking at DMC. Consequently, these drivers then

park on the street and get towed, and cannot afford to pay \$400 or more required to get their car out of the pound. Mallett asked if anything can be done about private landowners which get a kick back from the towing company around DMC resulting from the tows. He suggested the city is financing major parts of the city budget with fees on the backs of citizens along with property and income taxes. It's almost a poor person's tax.

Presentations to the Board: Lisa A. Jones, Agency Chief Financial Officer. CFO Jones discussed the 2017-2018 Budget. She indicated they have a new system, Oracle Cloud, suggesting difficulty with the new system. Jones said, we appreciate the board's patience regarding the budget and the materials requested. "We are having technical issues with the system causing delays in information sharing." Jones gave general highlights of the proposed budget including that 75% of the city's revenue is derived from taxes. She added there are 25 grants in the current budget, only 10 will carry through the fiscal year. **Ms. Jones used a 10 slide presentation to walk the Commission through the broad components of the budget. Moore asked**, are the grants received audited by the federal Government? Have there been any issues that we could not reconcile in these audits? CFO Jones responded, DOJ findings indicate the department has been responsible for a few minor audit findings for 2011, 2012 and 2013. Commissioners asked if we gone over budget in any of our units? Jones response indicated, No, we have streamline so we are within budget.

Commissioner Vann asked how much money has been allocated for Ceasefire grants and will the change in federal leadership affect our grants. Jones indicated the Ceasefire grant is \$2.1 Million and the leadership change will have no effect. **Commissioner Burton** asked if the department had to return any federal grant monies? Jones responded No. **Hicks** indicated that the BOPC has not received the necessary components of the budget needed to conduct an analysis. We have been promised this information and expecting it will be forthcoming. This will allow us to be prepared when we go before the City Council. Ms. Jones said the BOPC will received the budget by close of business today.

Ms. Jones also noted a detail acknowledged by Chief Craig about double billing for tow operations paid for by the City. She indicated she had been working with AC White and it was discovered invoices were used multiple times for the same tow. Jones suggested she has begun to work with agency staff to improve the accuracy regarding administrative fees from the Department's towers. **Crawford** asked are we going after the towing companies for double billing? Ms. Jones indicated the budget department will follow the leadership of the Chief of Police.

Mallett inquired as to the Board role in review the budget for the department. **Mr. Hicks** briefly explained the required details the staff needs to analyst the budget. Hicks noted the department had not provided all of the elements necessary to analyze the budget. That reviewing the budget would show the strategic approach of the Department as well as look back at the actual expenditures of the Department.

BOPC Standing and Ad hoc Committee Reports: None

Report from Board Secretary: Mr. Hick's addressed, how the BOPC has not received the budget per the scheduled agreed upon with the Department. It (the Budget) was expected November 22nd. Hicks indicated that working under the leadership of the Budget subcommittee we had arrived at a detailed schedule to receive, examine and report out on the budget. The Budget committee to this end has sponsored several budget study sessions designed to educate the Board on the organization and baseline approach to the DPD Budget and the many demands internal and external on their consideration of the Budget. Hicks added our schedule anticipated a Budget Presentation to Full Board today, and a Board resolution summarizing the concerns of the Commission to be voted on at the December 8th meeting. Hicks stated, as of today, we have not received all of the anticipated materials, most notably the details needed to address our responsibility and due diligence as an oversight commission. Hicks indicated the late transmission of critical materials associated with the Budget may cause a change in our schedule to act on the budget.

Old Business: Commissioner Burton spoke about his recommendation for a Breast Cancer Resolution to be voted on by the Board. Chairman Bell indicated that his motion several weeks ago was ruled out of order in that it did not meet the requirements of the BOPC. Bell indicated that he would make sure that Burton and the rest of the Board receive a copy of the policy passed by the Board that governed Board sponsored resolutions (**see attachment #1 to minutes: Award Protocol 9/24/2015, 9/17/2015 transcribe show that the principles of the Award Protocol was passed by acclamation. Staff recommends an affirmation of the Anthony Award Protocol at our next meeting to resolve the issue**). **Commissioner Burton** express the BOPC must refrain from discrimination and bullying, or he may proceed to remove the chair.

New Business: Commissioner Carter acknowledged the need for a resolution for Officer Collin Rose, WSU Public Safety Officer. **Commissioner Moore** read three resolutions, (1) Retired Corporal Jameison Walker, (2) Retired Police Officer James B. Hillock, and (3) Retiree Police Officer Marc Washington.

Motion: Motion to approve Resolution for retired officer Walker (Moore).

Second: Member Carter.

Vote: Yes = 9 No = 0 Abst = 0 Members Excused = 2 **APPROVED**

Motion: Motion to approve Resolution for retired officer Hillock (Moore).

Second: Member Carter.

Vote: Yes = 9 No = 0 Abst = 0 Members Excused = 2 **APPROVED**

Motion: Motion to approve Resolution for retired officer Washington (Moore).

Second: Member Carter.

Vote: Yes = 9 No = 0 Abst = 0 Members Excused = 2 **APPROVED**

Commissioner Brooks read into the record a resolution for Lieutenant Melissa Gardner.

Motion: Motion to approve Resolution for retired officer Gardner (Brooks).

Second: Member Carter.

Vote: Yes = 9 No = 0 Abst = 0 Members Excused = 2 **APPROVED**

Announcements: The next meeting is December 8, 2016 at 6:30 p.m. in 2nd Precinct at St. John the Great Cathedral 16101 Schaefer, Detroit, MI 48235. Next month's Community Meeting will be January 12th in the 12th Precinct, location will be forthcoming. **Commissioner Bell** asked the commissioners to contact him with any concerns, wish lists or expectations of the Board for 2017. He indicated to let him know of their concerns or the Board Secretary.

Oral Communications: Frieda Butler had voiced her concerns about issues in her community. She wanted to thank DC Washington for helping and responding to issues she has championed in the community.

Adjournment: 4:50 p.m.

Attachment #1: Memo from George Anthony re: Award Protocol

From: **GEORGE ANTHONY** <anthonyg120@detroitmi.gov>
Date: Thu, Sep 24, 2015 at 1:26 PM
Subject: Outline - Awards Protocol
To: Lisa Carter <liscarter2002@gmail.com>, Willie Bell <webellcomm4@gmail.com>

Madam Chair and Mr. Vice Chair,

I have outlined what I think is appropriate for a protocol on presenting Board Resolutions and other acknowledgments. Please review and advise as you deem appropriate.

BOPC Awards, Recognition and Honors

I. Purpose. The purpose of this policy is to provide a procedure for the formal acknowledgment of individuals, organizations, or any other thing, idea or movement that the Board of Police Commissioners (BOPC) deems worthy of recognition.

II. Criteria. A formal acknowledgment from the BOPC may be based on one of the following or other appropriate criteria:

- A. Retirements
- B. Matters related to law enforcement
- C. Matters affecting quality of life in connection with the criminal justice system
- D. Acts of heroism
- E. Extraordinary acts of service

III. Forms of Acknowledgment

- A. Resolution. The BOPC Resolution is the highest form of acknowledgment that can be bestowed.
- B. Certificates of Appreciation/Recognition
- C. Letters of Commendation
- D. BOPC Lapel Pin

IV. Awards Committee. In recognition of the time commitments that BOPC members may give to this matter, the Chair authorizes the formation of an Awards Committee to consider various requests for formal BOPC acknowledgment

A. Composition

1. The BOPC Vice Chair acts as the Chairperson for the Awards Committee
2. The BOPC Chairperson (ex officio) selects the remaining members of the Committee (3-5 members)

B. Duties

1. The Committee is responsible for determining whether the BOPC should formally acknowledge a proposed request
2. The Committee is responsible for deciding which form of acknowledgment is appropriate under the circumstances

C. Powers

1. The Committee is authorized to act on behalf of the BOPC
2. The affirmative acts of the Committee must be ratified by the BOPC at a public meeting
3. Any denial of a request may be considered by the BOPC at a public meeting and may be overruled by majority vote when a quorum is present

V. Procedures

A. Pre-approval at BOPC Meeting. Any BOPC member is privileged to make a motion to formally acknowledge an individual, organization, etc. during a regularly scheduled BOPC meeting. An affirmative and majority vote (quorum present) on the motion authorizes the BOPC staff to prepare the appropriate form of acknowledgment that was either (1) approved by the BOPC during its vote; or (2) determined by the Awards Committee after being referred to it by the BOPC.

B. Requests from the Chief of Police. Requests from the Chief's office are generally given deference. All requests from the Chief's office shall be referred to the Awards Committee for review and recommendation.

C. Requests from Other Sources. All other requests for the BOPC's formal acknowledgment shall be referred to the Awards Committee for review and recommendation.

VI. BOPC Staff

A. The BOPC staff is responsible for preparing the form of acknowledgment authorized by the Awards Committee/BOPC and notifying the recipient(s) on the date of the presentation.

B. The BOPC staff is responsible for delivering to the recipient(s) any acknowledgment not personally received by the recipient(s).
This is merely an outline and draft. I've tried to capture both of your comments from last week.