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9 DETROIT BOARD OF POLICE COMMISSIONERS MEETING

10 DETROIT PUBLIC SAFETY HEADQUARTERS

11 1301 THIRD STREET

12 DETROIT, MICHIGAN 48226

13 HELD ON THURSDAY, AUGUST 22, 2019 AT 3:00 P.M.

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1 COMMISSIONERS PRESENT:

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3 LISA CARTER, Chairperson (District 6)

4 EVA GARZA DEWAELESCHE, Vice Chair, At Large

5 DARRYL D. BROWN, Commissioner (District 1)

6 EVETTE GRIFFIE, Commissioner (District 2)

7 SHIRLEY A. BURCH, Commissioner (District 3)

8 WILLIE BELL, Commissioner (District 4)

9 WILLIE BURTON, Commissioner (District 5)

10 WILLIAM M. DAVIS, Commissioner (District 7)

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REPRESENTING THE CHIEF OF POLICE'S OFFICE  
CHIEF JAMES E. CRAIG  
and  
ASSISTANT CHIEF FITZGERALD

1 Detroit, Michigan

2 August 22, 2019

3 About 3:00 p.m.

4

5 CHAIRPERSON CARTER: Good afternoon.

6 Welcome to the board of police commissioners. I am  
7 police commissioner Lisa Carter. I represent District 6  
8 and I serve as chair of the board and will be conducting  
9 our meeting today. On behalf of the board thank you for  
10 those of you here in attendance and thank you for those  
11 of you joining on the government cable channel. Today  
12 commissioners Elizabeth Brooks, Annie Holt and Darryl  
13 Brown and Jim Holley have to be excused from our meeting  
14 today. And today we have invited Chaplain Walker to  
15 provide the invocation.

16 (Invocation given.)

17 CHAIRPERSON CARTER: Thank you, sir. At  
18 this time I'm going to start with introductions of the  
19 commissioners beginning to my far right.

20 COMMISSIONER DAVIS: Police commissioner  
21 William Davis, District 7.

22 COMMISSIONER BURCH: Good afternoon Shirley  
23 Burch, commissioner of number 3.

24 VICE CHAIR DEWAELSCHE: Good afternoon Eva  
25 Garza Dewaelsche at-large and vice chair.

1 COMMISSIONER GRIFFE: Good afternoon Evette  
2 Griffé, District 2.

3 MR. BROWN: Chair, you don't have a quorum  
4 at this moment.

5 CHAIRPERSON CARTER: Thank you Mr. Brown.  
6 At this time we will go forward with introductions of  
7 the BOPC staff. Mr. Brown.

8 MR. BROWN: Before that Madam Chair, media  
9 services is doing the filming. Sergeant Alan Quinn is  
10 doing the audio and Caitlyn Mancini is the court  
11 reporter and I would ask the staff starting to my right  
12 Jermaine Wyrick to introduce himself and the rest.  
13 Before that chief investigator will introduce herself  
14 and her staff.

15 ATTORNEY WYRICK: Jermaine Wyrick, board  
16 attorney.

17 MS. JOHNSON: Fay Johnson board accounting.

18 MS. BLOSSOM: Theresa Blossom, community  
19 relations.

20 MS. WHITE: Melanie White executive manager  
21 of policy.

22 Dr. ANDERSON: Dr. Marcella Anderson, police  
23 HR.

24 DR. MCCALISTER: Good afternoon, board.  
25 Attending today's meeting with me is senior investigator

1 Rivera. And investigator Callaway. And supervising  
2 investigator Cromwell is at training.

3 CHAIRPERSON CARTER: Thank you, ma'am. I'm  
4 going to pause for a minute to introduce our two  
5 commissioners that have joined us, Commissioner Willie  
6 Bell from District 4.

7 COMMISSIONER BELL: Thank you, Madam Chair.

8 CHAIRPERSON CARTER: And Commissioner Willie  
9 Burton from District 5.

10 MR. BROWN: Madam Chair, you have a quorum.

11 CHAIRPERSON CARTER: Thank you, Mr. Brown.  
12 At this time, Commissioners, you have before you the  
13 agenda for August 22nd, 2019.

14 VICE CHAIR DEWAELSCHE: Move to approve.

15 COMMISSIONER GRIFFE: Second.

16 CHAIRPERSON CARTER: It's been moved and  
17 supported that we adopt the agenda for August 22nd,  
18 2019. Is there any discussion? Those in favor?

19 ALL: Aye.

20 CHAIRPERSON CARTER: Those opposed? Motion  
21 carries. Commissioners, the minutes for August the 15th  
22 will be on next week's agenda and we will go right into  
23 the introduction of Chief James E. Craig. Good  
24 afternoon, Chief.

25 CHIEF CRAIG: Good afternoon, Madam Chair,

1 and board. If I could start with...

2 ASSISTANT CHIEF LEVALLEY: David LeValley  
3 assistant chief.

4 DEPUTY CHIEF FITZGERALD: Chuck Fitzgerald,  
5 deputy chief.

6 DEPUTY CHIEF WILSON: Marlon Wilson deputy  
7 chief, detective bureau.

8 CAPTAIN PARISH: Captain Michael Parish  
9 management services.

10 (Inaudible female.)

11 LIEUTENANT HARRIS: Lieutenant Brian Harris,  
12 special response team.

13 (Inaudible male.)

14 CAPTAIN CAVIN: Captain Stacy Cavin, SVU.

15 (Inaudible people. Other names given.)

16 CHAIRPERSON CARTER: Thank you. At this  
17 time if there are any elected officials or  
18 representatives of elected official, VIPs or civic  
19 leaders, please stand and give your name for the record,  
20 please.

21 MS. OVERALL: Good afternoon, Marie Overall  
22 administrative assistant to state representative Tyrone  
23 Carter.

24 CHAIRPERSON CARTER: Any others?

25 MR. CORBET: Paul Corbet here on behalf of

1 councilman Roy McCalister's office.

2 CHAIRPERSON CARTER: Thank you. At this  
3 time I'm going to the move to the chairperson's report.  
4 On behalf of the board first of all I want to apologize  
5 for our tardiness today. That's very unusual but we had  
6 some other business to attend to, so please accept our  
7 apologies. And today I want to express our concern and  
8 support for fallen and injured officers. Our concerns  
9 for officer safety and citizen protection is ranked as  
10 two of the most important priorities of this board. Our  
11 board receives a weekly report from the department  
12 listing injured officers. I would ask that Chief Craig  
13 during your remarks please provide us with any  
14 additional information related to injured and fallen  
15 officers. The board of police commissioner meets every  
16 week except for Thanksgiving and Christmas holiday  
17 periods. We meet here at public safety police  
18 headquarters three weeks in the month on Thursday at 3  
19 p.m. We also meet in the community every second  
20 Thursday of the month at 6:30 p.m. The board of police  
21 commissioners exists to provide civilian oversight for  
22 the work of the Detroit Police Department. As a board  
23 we receive and investigate noncriminal citizens'  
24 complaints, monitor the operations of the department,  
25 and work with the mayor and the chief of police to make



1 and modify police policy.

2           The board of police commissioners is  
3 mandated by the city charter with supervisory control  
4 and oversight of the police department. Our 11 members  
5 deal with serious and often grave issues with  
6 far-reaching impact on the daily lives of police  
7 officers and city residents and their families as well  
8 as public safety and reputation of the entire city. At  
9 the end of the meeting we will have public comments from  
10 the audience. Please make sure that you print your name  
11 on a speaker's cards. Cards are located on the back  
12 table and/or can be obtained by seeing Mr. Brown seated  
13 here in the front. He will need your card no later than  
14 the end of the chief of police report.

15           Today we have a certificate of recognition  
16 for Sergeant David Babcock acknowledging his 50 years of  
17 service, celebrate his golden anniversary. Wow. He  
18 started when he was 12. No. Also at today's meeting  
19 there will be a presentation on forfeiture. The board  
20 staff Jermaine Wyrick, attorney to the board, and  
21 Melanie White executive policy manager will provide a  
22 brief update on the recent changes to the Michigan  
23 forfeiture laws. Then the department will immediately  
24 follow and make their presentation on forfeiture.

25           Again, at the end of the meeting we will ask

1 the public for public comments from the audience.  
2 Please make sure you print your name on a speaker's card  
3 which can be obtained from Mr. Brown or at the back  
4 table and he needs your card no later than the end of  
5 the chief's report. We will hold each speaker to two  
6 minutes. At this time we're going to move to  
7 certificate of recognition from Commissioner Bell.

8 COMMISSIONER BELL: Certificate of  
9 recognition from the board of of police commissioners  
10 for Sergeant David Babcock, badge S1132 for 50 years of  
11 dedicated service since August 18, 1969. He's prior to  
12 to my service 1971. Detroit Police Department thank you  
13 for your service to the residents and the city of  
14 Detroit. Remarkable for five decades of  
15 professionalism, commitment, and achievement.  
16 Congratulations on your golden anniversary celebration,  
17 August 18, 2019 signed by the chief.

18 And I just want to commend sergeant Babcock.  
19 I have been to many scenes over the years and he's still  
20 at the it. This is not a retirement certificate this is  
21 ongoing service. And I know he's probably shooting for  
22 Officer Ocean (sic) who spent many, many years, I think  
23 served 55 years. So hopefully, prayer for him he'll be  
24 able to spend another five years here. I know he's in  
25 good health and Chief Craig I know he has a desire to do

1 a very professional job at the crime scene. Thank you,  
2 Madam Chair.

3 CHAIRPERSON CARTER: Thank you Commissioner  
4 Bell. At this time, Chief, the floor is yours.

5 CHIEF CRAIG: Thank you, Madam Chair. I  
6 just want to echo Commissioner Bell's assessment of  
7 Sergeant Babcock. I had a chance to attend his 50 year  
8 celebration and as it was noted he certainly still works  
9 hard and enjoys the work that he does and does it very  
10 well. So I applaud him for many more years of service  
11 to the city.

12 As it relates to crime overall violent crime  
13 is down 1 percent as of today about 9 homicides, up 29  
14 sexual assaults, down 113 aggravated assaults, 26 more  
15 nonfatal shootings as compared to this time last year;  
16 down 48 robberies, 60 carjackings with a grand total of  
17 126 fewer violent crimes. Property crime we're sitting  
18 on a 4 percent reduction as compared to this time last  
19 year. I did want to give a little bit more of a  
20 detailed analysis as to what's going on and I won't go  
21 into a lot of detail but when we look at comparing  
22 August this year to the same time August of last year  
23 one thing that we have seen, and I mentioned in prior  
24 board meetings, is that we've seen a significant  
25 increase in argument-related homicides. If you look at

1 August last year and August of this year, a 166 percent  
2 increase. There's also been a significant decrease in  
3 robbery-related homicides during the same two periods,  
4 100 percent reduction. As you can see when we look at  
5 our robbery crimes we're significantly down and as I've  
6 indicated before I really believe that the crimes are  
7 down because of our Green Light locations. If you look  
8 around the city when you talk about a 30 percent  
9 reduction in carjackings compared to last year this  
10 time, if you go back to 2015 it's more like 60 percent  
11 reduction, so certainly not by accident but clearly  
12 Green Light has had an impact.

13 Residential fatal shootings account for 31  
14 percent of all fatal shootings in 2019. Street-related  
15 fatal shootings account for 63 percent. You know,  
16 you've heard me talk about some of these parties, block  
17 parties. It seems like an increase argument-based and  
18 so that's been a great challenge for us. So another  
19 trend, recent trend I think I reported out last week on  
20 the shots fired against officers. As of August 13 you  
21 remember in the 4th precinct our officers were a  
22 carjacking pattern and it was during that investigation  
23 that the suspect fired a single shot at our officers as  
24 they were pursuing him. Then just a couple of days ago  
25 August 21st, again in the 4th precinct, they were

1 pursuing an armed robbery suspect and that suspect fired  
2 shots at pursuing officers. So I'm hopeful it's not  
3 some type of early indication of the trends developing.

4 Another interesting statistic when we look  
5 at response by our special response team, one thing that  
6 we've seen an increase in domestic violence incidents  
7 where there were barricaded suspects. Last year this  
8 time there were four. This year there's seven. And I  
9 bring that out because that's a very significant thing  
10 we've had over the last several days where there had  
11 been significant barricade-type situations. I'll just  
12 -- there maybe some more questions you may want to ask  
13 me about some of these trends.

14 I wanted to also talk about a few other  
15 issues. Bear with me a moment, please. So on Saturday  
16 I had a great opportunity to attend an event held at the  
17 12th precinct, 75 to 80 people in attendance. The  
18 people that were attending this event was support for  
19 the family the members of homicide victims. During that  
20 conversation they certainly applauded the work of the  
21 homicide but in addition I made a commitment that for  
22 some of the cases that are -- used to be cold cases but  
23 inactive cases that are unsolved that we would look at  
24 those cases again, consider our technology in particular  
25 those cases where there was video attached to it where

1 we could obtain a possible photograph of a suspect, that  
2 we would make an effort to try to identify the suspects  
3 involved in homicide. We identify them with the aid of  
4 facial recognition. When that was told there was an  
5 overwhelmingly, an applause for that. They certainly  
6 were appreciative of a recent case we solved involving  
7 the five that were shot at the LGBTQ party, the three  
8 that were murdered and two that were wounded. Since  
9 that time we've had two additional homicide cases where  
10 we were able to obtain a photograph. Those matters,  
11 they had identification from facial recognition. They  
12 are currently sitting in the Wayne County prosecutor's  
13 office for approval of whether or not they're going to  
14 sign warrants. And so that's about it. I'll open for  
15 any questions you have.

16 Oh wait lastly before I open it up. I  
17 appreciate the board attending the press conference that  
18 just ended. I apologize in advance for not giving you  
19 an earlier notification but this day was moving very  
20 quickly and as you now know one of our officers who was  
21 assigned to major violators section of narcotics, a 19  
22 year veteran Michael Mosley, was suspended about a month  
23 ago during the course of this investigation. He was  
24 charged with two counts of violation of US code 666,  
25 bribery. And so if there's any good news in this, from

1 the FBI's investigation it appears that this criminal  
2 misconduct was isolated to him. We also as part of an  
3 ongoing effort, not necessarily due to this indictment,  
4 was that we had a very robust large scale probe as part  
5 of an internal investigation focusing on the pattern and  
6 practice or alleged pattern and practice in major  
7 violators section. It's during that probe that we  
8 focused on three narcotic locations in the department.  
9 First, the base where narcotic officers work out of.  
10 Secondly, a Mount Elliott location where historical  
11 records are stored. And also our narcotics PPU. Those  
12 are the three locations. We had roughly 30 Detroit  
13 police officers involved in this probe and seizure where  
14 we seized a number of documents, case files, and also 50  
15 computers assigned to narcotics. We engaged forensic  
16 imaging of each computer. So that investigation is  
17 going as I speak. We anticipate at least this part of  
18 it being complete by the end of the day, but our  
19 investigation will continue. So with that I will take  
20 any questions you might have.

21 CHAIRPERSON CARTER: Commissioners, any  
22 questions for the -- Commissioner Davis.

23 COMMISSIONER DAVIS: A couple things, Chief.  
24 One, our overall homicide closing rate is still  
25 relatively low. Do you anticipate it going up any time

1 soon?

2 CHIEF CRAIG: Through the chair what do you  
3 mean unusually low? What number are you working with?

4 COMMISSIONER DAVIS: I was looking at the  
5 number on the sheet that says 52 percent.

6 CHIEF CRAIG: 52 percent our number of  
7 homicides this year slightly below the national average.  
8 I think David, what's our national? Is national about  
9 62 percent?

10 ASSISTANT CHIEF LEVALLEY: It's about 60.

11 CHIEF CRAIG: About 60. And so it's a  
12 little lower than it was last year but there are a  
13 number of factors that go into clearing homicide cases.  
14 One, public cooperation, which we understand the risk  
15 that many community members feel when talking to the  
16 police, that they may be called to testify but there are  
17 a lot of cases that we have solved and over the last  
18 several months we certainly have had more cases, so that  
19 tends to slow down solvability when we're going case to  
20 case to case, but I'm not at all troubled by where we  
21 sit in our rate.

22 COMMISSIONER DAVIS: Also are you satisfied  
23 with the existing ordinance as it relates to dangerous  
24 animals? 'Cause I know I'm very troubled about that  
25 little girl that got killed by those three dogs.



1 CHIEF CRAIG: Through the chair I'm equally  
2 troubled, may be more troubled than you, given that I've  
3 seen too much of these vicious violent dogs that we talk  
4 about after the fact and we don't have anymore  
5 conversation days later. So this is deeply troubling  
6 for me. It's deeply troubling for my team, who have  
7 expressed a lot of concern. A bit of good news, it  
8 certainly won't bring this young lady back, is the fact  
9 that he was arrested, the owner, and he has since been  
10 charged for that crime but it should have never happened  
11 and he needs like many others to be held accountable.

12 COMMISSIONER DAVIS: So do you think we need  
13 stronger laws in the city of Detroit?

14 CHIEF CRAIG: I think charging someone with  
15 murder that's probably I think as we continue --

16 COMMISSIONER DAVIS: I'm talking in  
17 possession of these animals?

18 CHIEF CRAIG: Well, if you have an idea,  
19 please share but I'm kind of -- the strongest law of all  
20 if he -- this dog owner's being charged with murder I  
21 don't know how much stronger it can be. Now I'm  
22 satisfied with that part of it but in terms of a city  
23 ordinance maybe enhanced regulation of dog owners. I  
24 don't know. Maybe that's a conversation that we will  
25 continue to have. But they're still responsible. If a

1 dog is running loose and he's violent, how much more  
2 strict can you be? It goes out and attacks someone, you  
3 going to be held accountable. The man got charged with  
4 murder.

5 COMMISSIONER BURCH: Madam Chair.

6 CHAIRPERSON CARTER: Commissioner Burch.

7 COMMISSIONER BURCH: Chief, just to back up  
8 what Commissioner Davis said on the dog issue, do you  
9 think perhaps it could be an ordinance or where we could  
10 ban pit bulls? I feel like they shouldn't be in the  
11 inner city because you don't hear of these heinous  
12 crimes in other areas where people actually own these  
13 pit bulls. It's the owner that is teaching them to  
14 kill. So if we ban it in our city, we wouldn't have  
15 that problem. What do you think, Chief?

16 CHIEF CRAIG: Through the chair what I think  
17 is you might want to have that conversation with some of  
18 the dog activists who are extremely upset. Number one,  
19 it's no secret that I support the second amendment so I  
20 don't advocate taking guns from law-abiding citizens.  
21 But people mix up people and guns, so you have an  
22 irresponsible dog owner, hold the dog owner accountable.  
23 Period.

24 CHAIRPERSON CARTER: Any other questions  
25 commissioners? Commissioner Bell.

1 COMMISSIONER BELL: Madam Chair, I just want  
2 to commend Chief Craig that he's addressing narcotics --

3 UNKNOWN AUDIENCE MEMBER: Speak into the  
4 mic, please.

5 COMMISSIONER BELL: Especially the process  
6 that he is taking steps in terms of being assigned to  
7 narcotics and I know that hard working officer like past  
8 practice of the Captain Hope and others who led a whole  
9 lot of narcotic raids. It's a very sensitive job in  
10 terms as you mentioned the intermingling the whole  
11 process and those steps is quite positive but it's not a  
12 true indictment of those who work in that particular  
13 area. Take a unique person in that sensitive area but I  
14 like the concept that you going to rotate these officers  
15 out, fresh blood, first give them an idea because the  
16 tendency to lead to a little corruption here at some  
17 point in time so those are positive steps. Indicate  
18 this department led, this not the FBI, not others. This  
19 is DPD in terms of dealing with those issues so I just  
20 want to commend you on those efforts.

21 CHIEF CRAIG: Through the chair. Thank you,  
22 Commissioner Bell and I just want to emphasize your  
23 words and certainly my words earlier that this was a  
24 department led initiated large scale investigation. As  
25 I indicated to the media we don't run from this. We

1 take appropriate action. We certainly have to hold  
2 supervisors accountable when officers engage in criminal  
3 behavior. All of us know that things fail when  
4 supervisors or managers are not holding people  
5 accountable. But in no way does this suggest that this  
6 is reflective of every man and woman assigned to  
7 narcotics. The vast majority are committed to  
8 eradicating our neighborhoods of narcotics and I  
9 certainly applaud that effort but for those who decide  
10 to engage in criminal wrongdoing, they shall be held  
11 accountable. And the good news, at least on this one,  
12 it appears that this criminal misconduct is isolated to  
13 just Mosley, but I also want to thank both the BPOA and  
14 the LSA. They were there after the launch of this probe  
15 and so I know it's difficult they have the purpose, the  
16 dual purpose certainly of supporting their members but  
17 they also understand that their role is certainly  
18 supporting this community that we serve.

19 COMMISSIONER BURTON: Through the chair.

20 CHAIRPERSON CARTER: Commissioner Burton.

21 COMMISSIONER BURTON: All right, question --  
22 a few questions for the chief. The records that was  
23 confiscated earlier for the narcotics unit what's the  
24 status on the investigation because it's unclear on who  
25 has the records. Are the records in the custody of

1 Detroit Police Department or are they in custody of an  
2 outside agency? With the alleged corruption by the  
3 Detroit Police Department who has the records?

4 CHIEF CRAIG: Through the chair as I  
5 indicated this was a department-led and initiated  
6 investigation. We have the records and because we seize  
7 the records we're not saying that there are additional  
8 problems, however, we're compelled to take a look and  
9 see if there are other issues. Whether it's  
10 administrative or criminal, I don't know yet but we have  
11 the records. We have a pretty large effort moving  
12 forward and so when you talk about corruption I want to  
13 caution the commissioner not to paint this police  
14 department with a broad brush. We have a professional  
15 standards section that does a phenomenal job at ruling  
16 out and holding officers accountable. It would be one  
17 thing if we were to ignore these things as they come  
18 out, but nobody asked us to do this large scale probe.  
19 We did. And so hold me accountable for initiating this  
20 kind of work. Nobody asked us to do a wide scale probe  
21 at the 6th precinct. This body didn't ask us to do it;  
22 we took the initiative and that's because we're striving  
23 for excellence. I don't care what police department it  
24 is each police department has an internal affairs. The  
25 key is making sure we have the right people and the

1 right managers and executives in place to ensure things  
2 are done legally and ethically.

3 COMMISSIONER BURTON: How long has this been  
4 going on?

5 CHIEF CRAIG: Well, if you want me to be  
6 specific long before I was appointed. In fact I'll be  
7 very candid that the first FBI probe, when the FBI  
8 became aware of narcotics or misconduct it started in --  
9 that probe started in 2010 and ended in 2014 and when  
10 that culminated three people were charged, convicted,  
11 and sentenced. That started in 2010. And I got to  
12 believe based on what I learned from this investigation  
13 and the ones prior that there was a long history and  
14 there were other people that were charged before that.  
15 So when you talk about changing the culture, yes,  
16 leadership matters; the right people sitting in those  
17 seats matter. So specific to your question as it  
18 relates to the initial probe 2010 is when that started.

19 COMMISSIONER BURTON: And not 2005?

20 CHIEF CRAIG: Through the chair there may  
21 have been a 2005 but as you know I've only been here  
22 since 2013, so I can't speak on 2005 and frankly, I  
23 can't speak on 2010.

24 CHAIRPERSON CARTER: Any other questions,  
25 Commissioners? Thank you, Chief.

1 CHIEF CRAIG: Thank you.

2 CHAIRPERSON CARTER: At this time we will go  
3 to policy manager Melanie White and Mr. Wyrick.

4 MS. WHITE: Good afternoon your honorable  
5 board of police commissioners. My name is Melanie  
6 White, executive manager of policy.

7 ATTORNEY WYRICK: Good afternoon. May it  
8 please this honorable body, my name is Jermaine Wyrick  
9 through the chair. I'm the board attorney. Today our  
10 subject of discussion is what is civil asset forfeiture.  
11 Civil asset forfeiture is a means in which law  
12 enforcement confiscates property that is in some way or  
13 another tied to illegal activity. Most often we see  
14 this in the case of drug trafficking. Part of the  
15 reason we think it's so important to update the board  
16 and update the community on this particular subject is  
17 that the tide is basically changing, the law's basically  
18 changing on this particular subject. Very specifically  
19 earlier in the year nationally the United States Supreme  
20 Court, a case called Timbs vs. Indiana, basically  
21 analyzed what types of due process rights individuals  
22 have when their property is confiscated. From a factual  
23 scenario Timbs vs. Indiana involved a gentleman out of  
24 Indiana who actually had \$42,000 vehicle, a Land Rover  
25 that was actually confiscated when he was actually

1 arrested for having basically a small quantity of drugs.  
2 He had \$225 worth of drugs that he allegedly had been  
3 involved in either selling or using. But his Land Rover  
4 that was confiscated was worth way more than \$225, it  
5 was worth \$42,000. He submitted to the court that that  
6 was unfair in large part because he said the Land Rover  
7 was actually purchased by his father's life insurance  
8 proceeds who had actually passed away. So the question  
9 became in that case, the United States Supreme Court  
10 case, is whether or not taking personal property in that  
11 particular instance violates the 8th amendment  
12 prohibition against unreasonable -- actually cruel and  
13 unusual punishment, excuse me. What they analyzed very  
14 specifically, which comports with citizen rights or  
15 individual rights, is whether or not there are due  
16 process rights that are basically adversely affected  
17 when you have that type of situation.

18 Summarily, the United States Supreme Court  
19 decided that the due process rights that are protected  
20 in the constitution do apply to state cases such as  
21 Mr. Timb's cases. Previously in the case called Allen  
22 in 1993 it applied to basically federal seizures.

23 MS. WHITE: So based on the recent Supreme  
24 Court case decision of Timbs vs. Indiana, Michigan  
25 governor Gretchen Whitmer recently signed into law three



1 bipartisan bills, providing fairness and greater legal  
2 protections related to drug-related crimes. So those  
3 three bipartisan bills consist of Public Act 7 of 2019,  
4 Public Act 8 and Public Act 9 of 2019.

5           ATTORNEY WYRICK: Significantly, what  
6 changed in these three laws being enacted is that  
7 previous to these laws being enacted, law enforcement  
8 can actually confiscate personal property such as a  
9 vehicle or some asset such as cash or things of that  
10 nature without a conviction actually being obtained. A  
11 person could have their property confiscated at the  
12 point at which they were actually arrested or charged  
13 with a crime, not necessarily convicted of a crime. So  
14 the significant point is our Power Point shows on the  
15 first part there is that now a conviction is required in  
16 general.

17           However, going to the second portion there  
18 are circumstances in which a conviction are not required  
19 if the money or property value exceeds \$50,000 excluding  
20 the value of contraband. Putting that very simply, say  
21 for instance if a person has \$10,000 cash but they have  
22 \$60,000 worth of contraband, you don't count the  
23 contraband in the value, you just have to count the  
24 actual personal property value separate and aside from a  
25 contraband. And Ms. White will discuss the other

1 criteria used.

2 MS. WHITE: Also of importance a conviction  
3 or guilty plea is not required in the following cases:  
4 Where no one claims interest in the property, where the  
5 owner allows the forfeiture, and where an accused person  
6 has been charged, but cannot be extradited back to  
7 Michigan or the accused person has not been located.

8 ATTORNEY WYRICK: Going to this next slide  
9 this actually basically talks about the situations --  
10 actually the next one. There we go. This actually  
11 talks about the situations in which property does not  
12 exceed that \$50,000 threshold that we discussed earlier  
13 but a person can actually still lose it, but they have  
14 certain rights or protections as afforded to them there.  
15 If the property is worth less than \$50,000, whatever  
16 prosecuting agency that's handling the case, such as the  
17 prosecuting attorney or the attorney general, has to  
18 give notification to the owner, if they can identify,  
19 about the disposition of property. Once that notice is  
20 actually given the person can basically file an  
21 objection within 20 days after receiving notice of the  
22 intention by the prosecutor and authority to dispose of  
23 the property. If that has not occurred, the person does  
24 not file a written claim within 20 days, then the  
25 prosecutor and authority has certain options which are

1 delineated there at the bottom. Very specifically they  
2 can declare a property forfeited; they can dispose of  
3 the property under a specific section of the statute;  
4 they can actually retain the property for official use  
5 or they can sell the property and not require it to be  
6 destroyed.

7 MS. WHITE: And the date of effect of  
8 amendment for this recently amended law was August 7,  
9 2019. And just to go over the questions that the board  
10 of police commissions submitted to the department in  
11 preparation for their presentation on forfeiture the  
12 questions are as follows: What is civil asset  
13 forfeiture? What is the department's process for  
14 forfeiting property? Has the department updated its  
15 policies and procedures based on the new laws or new  
16 bills Michigan governor Gretchen Whitmer signed into law  
17 this year? How is civil asset forfeiture helpful and/or  
18 harmful to the residents or the city? What is the step  
19 by step process for individuals to obtain property after  
20 their case has been dismissed or adjudicated? If  
21 property release steps are not followed through, who  
22 takes responsibility and how is that matter resolved?  
23 And then finally, where does the money and/or property  
24 go once permanently forfeited?

25 And then at the end of your Power Point

1 presentation you also have the various references that  
2 we reached for this particular presentation and that  
3 concludes our presentation at this time.

4 CHAIRPERSON CARTER: Thank you. Do you have  
5 any questions, Commissioners, for the staff? If not,  
6 we're going to go into the presentation from the  
7 department. Thank you.

8 CAPTAIN PARISH: May it please the board,  
9 I'm Captain Michael Parish, I have the department's  
10 management services section, and I'll be giving the  
11 department's presentation on civil asset forfeiture.  
12 Once the Power Point comes up. I'm sorry I thought it  
13 would be up and running. Which computer portal operates  
14 what's reflected on the screen?

15 CHAIRPERSON CARTER: While we're waiting for  
16 that to come up, Ms. Blossom, I have something for you  
17 to look into. Nothing to get up. The Power Point that  
18 was just presented by the staff as well as other Power  
19 Points from the department are they available online?

20 MS. BLOSSOM: They will be.

21 CHAIRPERSON CARTER: They will be. Okay  
22 that's what I wanted to know. Thank you very much.

23 CAPTAIN PARISH: With the Power Point being  
24 up I'll begin. The first place I'd like to start is  
25 just where the department's forfeiture unit falls within

1 the department hierarchy. As indicated before I had the  
2 management services section and under that is the  
3 department's assets and licensing section, which  
4 oversees the operation of four separate units, one of  
5 which is the forfeiture unit. Okay? And this  
6 ultimately falls under the office of support operations  
7 headed by Assistant Chief James White and of course  
8 under police chief James E. Craig.

9 One of the board's questions and I think  
10 it's a very apt place to being is what is a civil asset  
11 forfeiture? This is a legal process that involves a  
12 divestiture taken without compensation of property that  
13 was used in a manner contrary to local state or federal  
14 law. So a legal divestiture of taking of property  
15 without compensation. We are seizing property intent on  
16 transferring ownership rights to the department and  
17 we're doing it without compensating you for it. The  
18 legal basis for such operations is typically vested in  
19 statutory law, Michigan law. I'll talk about some of  
20 the crimes that may involve a legal forfeiture later on  
21 in the presentation.

22 The goal of forfeiture is not to enrich a  
23 police agency. Indeed, it's there at best to supplement  
24 an agency's budget but in doing so the goal is to defer  
25 illegal activity on the part of criminals. I don't

1 usually like to read directly from a Power Point but if  
2 the board will allow me to I want to read from this  
3 caption from training directive 17-09 because I really  
4 believe it spells out the goal of a civil asset  
5 forfeiture. In addition to personal deterrence civil  
6 asset forfeiture can help undermine the economic  
7 infrastructure of certain criminal enterprises. Large  
8 scale drug operations, for example, require employees,  
9 equipment, and money flow to operate. Coupled with  
10 enforcement of criminal laws, civil asset forfeiture can  
11 disrupt illegal operations by dissuading people from  
12 participating in the industry, removing tools and moneys  
13 needed to carry out operations, and by providing  
14 additional funding to those agencies that enforce the  
15 laws those participating in the industry are violating.

16           Importantly, civil asset forfeiture provides  
17 a mechanism for taking money and other assets out of the  
18 hands of criminals and placing them back into a  
19 legitimate stream of commerce. Okay? Taking moneys  
20 used to facilitate illegal operation and getting it back  
21 into a legitimate stream of commerce. When we conduct a  
22 forfeiture auction and we auction off a vehicle the goal  
23 is to return that vehicle that was once used in drug  
24 operations back into a legitimate stream of commerce, to  
25 help get somebody to work, to help deliver lawful goods

1 from point A to point B. If vehicles sell at auction,  
2 the moneys go back to the Detroit Police Department not  
3 to general city government but to the Detroit Police  
4 Department because it is the police department that is  
5 being funded to combat the illegal activities; so the  
6 moneys were once used to help, for example, a drug  
7 dealer carry about his operation is now going to fund  
8 the institutions that are used to combat that illegal  
9 drug trafficking operation. The goal of any legitimate  
10 forfeiture program is personal deterrence and the  
11 disruption of illegal enterprise. Personal deterrence  
12 and disruption of illegal enterprise.

13 I'll just briefly go over some of the  
14 forfeiture actions that can take place and in doing so  
15 perhaps answer a few more of the board's questions,  
16 okay? The types of civil asset forfeitures are drug  
17 asset forfeiture, which much of the recent legislation  
18 addresses. More about that later. As well as nuisance  
19 abatement. Certain modes of conduct are legally, may  
20 legally be considered a nuisance. For example,  
21 prostitution may legally be considered a nuisance. OWI,  
22 repeat offender cases; drunk driving for people that  
23 have done it before and continue to do it. Drag racing  
24 forfeiture cases. Felony identity theft and omnibus  
25 forfeiture. And omnibus forfeiture actually refers to a

1 collection of several dozen crimes ranging from dog  
2 fighting to uttering and publishing that could -- in  
3 which a forfeiture of petition could be filed on. As a  
4 general matter the target of the seizure is the property  
5 not necessarily the individual but it is the property  
6 and the civil asset forfeiture it is not merely a taking  
7 and then a depositing into the department's forfeiture  
8 account. It's tied to a very litigious system that  
9 involves due process hearings and the intervention of  
10 prosecuting officials. There are many steps involved in  
11 a civil forfeiture process; it is not merely a  
12 confiscation and then a transfer of ownership rights.

13 In response to one of the board's questions  
14 I would like to discuss how this process actually plays  
15 out. Okay? How this process actually plays out. On  
16 any given night a police officer may encounter someone  
17 who is committing a crime. Just for the sake of this  
18 example let's say it is a drug trafficking crime. A  
19 person is using, for example, a vehicle to transfer  
20 large amounts of cocaine. Okay? So a person is using a  
21 vehicle to transfer large amounts of cocaine. Upon stop  
22 and detection of this crime and where the officer is  
23 made it an on-scene determination that probable cause  
24 exists to believe that the vehicle itself, again the  
25 target of forfeiture is the property not necessarily a



1 person, that the vehicle itself has been used to  
2 facilitate the transportation of illegal narcotics. The  
3 officer may seize the property, take the vehicle into  
4 police custody, place it on evidence, and then file a  
5 forfeiture petition. It's a form that when put together  
6 with his arrest reports and seizure reports and chemical  
7 analysis reports is transmitted to the forfeiture  
8 section. The vehicle is going to be secured at a  
9 facility. It's going to be secured typically at the  
10 department's Grinnell storage facility. If it's cash or  
11 tangible property, it will ultimately be transported to  
12 the department's property control unit where it will be  
13 stored there pending adjudication of civil forfeiture  
14 matter. At that time the property is left secured. And  
15 it is not touched nor comingled with the department's  
16 assets until the department submits its forfeiture  
17 application to the Wayne County prosecutor's office and  
18 we hear back from the prosecutor's office with either  
19 the court adjudicated disposition of the case or with a  
20 notice that no claim has been filed, prosecutor's office  
21 has not been notified; predetermined timelines have a  
22 past and by default the department may now use may now  
23 the -- may now assume the ownership rights and that  
24 vehicle is transferred. In effect by default the  
25 property now becomes an asset of the Detroit Police

1 Department. Vehicles may be incorporated in the  
2 department's fleet, maybe used for undercover  
3 operations. So a vehicle once driven by a drug dealer  
4 may be used as a surveillance vehicle to facilitate drug  
5 investigations. Moneys and currencies those are  
6 deposited into the department's forfeiture account.  
7 They are used to fund, for example, training, new  
8 equipment, a whole variety of things but the ultimate  
9 goal again is to equip the department in a manner that  
10 better -- makes it better at combatting illegal  
11 activity.

12 I want to talk about the legislative changes  
13 and I certainly appreciate the board's presentation  
14 prior to mine, which gave a very, very thorough overview  
15 of what the new laws mean, so for that reason I'm going  
16 to just focus on how the new laws impact our operations;  
17 how the new laws impact our operations. The good news  
18 operationally speaking, the good news for the department  
19 is that these new laws don't really impact rank and file  
20 operations. They don't really change what happens at  
21 the street level, okay? First major change had to do  
22 with notice. Notice must be given to the person charged  
23 with a crime, but also the notice requirements have  
24 expanded to ensuring that not just the person charged  
25 with a crime is given notice but the person, the owner

1 of the property is given notice. Many times we're  
2 confiscating property from somebody that it's not titled  
3 to; the arrested individual is not the person that  
4 actually has the ownership rights on the property. This  
5 requires us to take a little bit more of an effort in  
6 getting the property owner put on notice of what is  
7 happening with this property. The good news is that the  
8 forfeiture office actually already had that process in  
9 place. We always made sure that vehicle owner for  
10 example was notified if we were able to in fact identify  
11 the owner of the vehicle. So as far as what change this  
12 means for our rank and file operations it's not actually  
13 much of a change at all.

14           The second major change dealt with protocols  
15 that a person would by which claim property. Again,  
16 this is more of an issue of how a person will go about  
17 claiming property. As far as how this impacts  
18 department operations it really doesn't. The department  
19 has obtained new forms with new recitals of a person's  
20 rights contained on the forms. These were certified by  
21 the Wayne County prosecutor's office and transmitted to  
22 the department; so again, as far as how this impacts  
23 department operations it has little, if any, impact on  
24 how we conduct forfeiture operations.

25           Under the new law as was expressed prior, if

1 property valued at \$50,000 or less is seized, forfeiture  
2 proceedings shall be stayed while the criminal proceeds  
3 are pending or a conviction or a guilty plea to  
4 (inaudible) control substance violation. Does this  
5 impact rank and file operations? Absolutely not. It  
6 impacts the litigation process that takes place outside  
7 of the Detroit Police Department. This is something  
8 that the Wayne County prosecutor's office is going to  
9 have to deal with, not very much us. As far as our  
10 protocols this has little, if any, impact on the  
11 department's operations. It was described in the  
12 previous presentation as, to paraphrase or to put in my  
13 own words, an extra layer of protection to make sure  
14 that when property's forfeited it is based on a solid  
15 factual set of circumstances and to that extent the new  
16 laws there; and we will require a conviction or a guilty  
17 plea before we transfer ownership rights over to the  
18 department. And we'll be notified of that by the Wayne  
19 County prosecutor's office.

20 Under the new law another major change under  
21 the new law the seizing agency must return property not  
22 more than 14 days in certain circumstances where  
23 forfeiture proceedings cannot be pursued. And this  
24 actually leads into another questions posed to the  
25 department by the board. How does a person go about

1 getting about their property back? And well, once we  
2 are transmitted and ordered that we have to return  
3 property, and once that person comes in to reclaim their  
4 property, we provide them with paperwork. Well, first  
5 if the property is currently in forfeiture's custody,  
6 for example, a vehicle at the Grinnell lot, well then we  
7 simply give them paperwork that they can take to the lot  
8 and reclaim their vehicle. Most of the times this  
9 happens the same day. Sometimes it might happen the  
10 next day. I emphasize this only because 14 days really  
11 doesn't impact the department's operations. We always  
12 return property as soon as we're notified and as soon as  
13 there's somebody to give it to. So the 14 day change  
14 really does not impact rank and file operations; really  
15 doesn't impact our forfeiture operations at all. We are  
16 always trying to get property that we no longer have a  
17 stake in back to the owner so we're no longer liable for  
18 it.

19 So in summary the impact of forfeiture laws  
20 on street level operations is negligible, if at all.  
21 The overall effect on the department's forfeiture  
22 program is yet to be determined. We don't know how this  
23 will change how much we take in through civil asset  
24 forfeiture. We're going to need more data on that.  
25 Next year would probably be a great year to report out

1 on that. During the -- as the legislation was  
2 proceeding through the House and the Senate, I've heard  
3 figures as low impact as 10 percent; I've heard figures  
4 as high to 30 to 40 percent on what this may mean for  
5 the department's forfeiture program at the end of the  
6 day. We'll see; time will tell. But we are going to do  
7 everything in our power to make sure we have an  
8 effective forfeiture program going forward.

9 Moving on to what the department has done in  
10 response to the forfeiture laws changing. We sent all  
11 of the departments subject matter experts in forfeiture,  
12 the entire forfeiture staff, key personnel at the  
13 narcotics unit, major violators unit down to the Wayne  
14 County prosecutor's office to attend training. We want  
15 to make sure that we're on the same page as the Wayne  
16 County prosecutor's office since they will be processing  
17 our forfeiture cases and litigating our forfeiture  
18 cases. Updated forms that contain as indicated earlier  
19 certain recitals, notification of rights so that they  
20 reflect the current state of the law. They were coded;  
21 they're now in the department's Internet. An order was  
22 issued to dispose of all obsolete forms so that all of  
23 the forms are correct forms are used. If by chance an  
24 incorrect form is used, no problem, our forfeiture  
25 office will catch that and send out a separate notice so

1 they are notified with the most updated version of their  
2 rights under the new forfeiture laws. The Detroit  
3 Police Department also published a department wide  
4 Teletype that included a legal bulletin that summarized  
5 the legislative changes. Again, as far as how this  
6 impacts rank and file operations, it's negligible but we  
7 did want to make sure that the department members had  
8 some heads up as to what was going on. And as indicated  
9 before the Detroit Police Department will track the  
10 legislative -- track the impact these legislative  
11 changes will have on our forfeiture program. Hopefully  
12 by next year we can have a more thorough report on how  
13 these changes have impacted our forfeiture program. I  
14 can take questions.

15 CHAIRPERSON CARTER: Commissioners,  
16 questions for Captain Parish? Commissioner Davis and  
17 then commissioner --

18 COMMISSIONER DAVIS: Question, how is the  
19 notice transmitted to the person about their property?

20 CAPTAIN PARISH: So when property is seized  
21 at the street level and the arrested individual is taken  
22 to the Detroit detention center, the holding facility,  
23 it's usually there that the officers will serve the  
24 individual with a notification using one of the forms  
25 prescribed by the Wayne County prosecutor's office and

1 they'll sign off on it. As indicated in a previous  
2 slide there's an expectation that was reiterated in the  
3 most recent department wide Teletype on the matter that  
4 given to the changes to the laws, department members out  
5 on the street need to be a little bit more proactive at  
6 actually making sure in addition to the person arrested  
7 the owner is notified; so if we have a situation where  
8 two people are in a car, one is the individual arrested  
9 and the other is the owner, policy now requires that  
10 both be served in accordance with the new law. Let's  
11 say that for whatever reason the true owner of the  
12 property cannot be served, personnel assigned to the  
13 forfeiture office will mail out notices through  
14 certified mail to make sure that they do receive  
15 notification. Now there's a limit to that. If the  
16 address we have on file or the secretary of state has on  
17 file is incorrect of a person staying at point A but on  
18 the state's records they're staying at point B, they may  
19 never receive the notification. Unfortunately it's very  
20 difficult to address that issue but we make every effort  
21 to keep property owners on notice of what's going on  
22 with their property.

23 COMMISSIONER DAVIS: Is there an appeal  
24 process if they didn't receive notification?

25 CAPTAIN PARISH: If they file -- well, if



1 they don't receive notification and they don't file a  
2 claim as a result, then the property would be subject to  
3 being defaulted to the Detroit Police Department. Now  
4 that being said understand as a matter of practice the  
5 law says 20 days. If somebody comes in to claim their  
6 property on the 25th day, our internal policy is to let  
7 that person file a claim. As long as they're in a  
8 position to file -- I'm sorry, as long as the property  
9 has not been titled or passed to the Detroit Police  
10 Department we will give a person every opportunity to  
11 file a claim.

12 COMMISSIONER DAVIS: Okay.

13 CHAIRPERSON CARTER: Commissioner  
14 Dewalesche.

15 VICE CHAIR DEWAELSCHE: Yes, thank you.  
16 Sorry. This is was very informative. I've had a  
17 couple, two or three presentations on this on your  
18 policy and, you know, you made it very clear so thank  
19 you very much for your presentation. But I thought with  
20 this new law that was signed by governor Whitmer that it  
21 would impact the finances of this program significantly  
22 for the DPD and what you're saying is that it's not  
23 going to have that much of an impact because there are  
24 procedures in place that take a while for you to  
25 actually keep -- or how can I say forfeit the property?

1 In other words, like two weeks or 20 days or the length  
2 of time I guess is what you're saying?

3 CAPTAIN PARISH: The point that I was trying  
4 to make was the impact on street level operations, on  
5 operations, not finance but on operations. We really  
6 don't know how this is going to impact our finances just  
7 yet. We're going to have to see how this litigation  
8 plays out. Remember this litigation took effect only a  
9 couple of weeks ago. We're going to have to see how  
10 this litigation plays out. When the laws were going  
11 through the House and the Senate there was a lot of  
12 argument as to how much this will impact. Certainly  
13 proponents of the bill said, look, this isn't responding  
14 to concerns such as what I might have, you know, but  
15 listen this really isn't going to impact you as much as  
16 you think because 90 percent of cases are pled out;  
17 you'll get your guilty plea, so this really isn't going  
18 to have much impact, but prosecutor's associations were  
19 worried, well, now wait a minute if -- they may be less  
20 inclined to take a plea if they know by taking a plea  
21 they're going to lose property so this could have a  
22 devastating effect; this could have 30 to 40 to 50  
23 percent reductions. Like any new piece of legislation  
24 we have to give this time to play out. We have to see  
25 where this new law takes us in the coming months.

1 VICE CHAIR DEWAELSCHE: And I did hear you  
2 use the range 10 to 30 percent. Are you going to budget  
3 for 30 percent decrease in forfeitures or have  
4 conservative percentage? I mean, 'cause you can't wait  
5 and see you know, without having some kind of a budget  
6 for that program?

7 CAPTAIN PARISH: When we have our budget  
8 meetings later on in the fall I'm certainly going to  
9 raise this issue. By the way I spoke to the recent  
10 changes to the forfeiture laws but make no mistake the  
11 recent changes to the marijuana laws have also impacted  
12 forfeiture. Again we're waiting to see what -- how this  
13 all plays out. And, but when we get to budget season  
14 we're going to take I hope a very safe approach because  
15 we don't want to overextend ourselves. We certainly  
16 don't want our forfeiture count to be reduced to nothing  
17 because it helps us so much with our crime suppression  
18 efforts.

19 VICE CHAIR DEWAELSCHE: Thank you.

20 COMMISSIONER BURCH: Madam Chair. I just  
21 want to ask you, sir, this is very good what you have  
22 here but next time can you make it more legible as far  
23 as dark on dark? It's very hard to read.

24 CAPTAIN PARISH: I'm sorry. I'll bring it  
25 up.

1                   COMMISSIONER BURCH: Yes, sir. So my  
2 question is with the funding that you said is coming in  
3 for the cars that are forfeited how and who's going to  
4 be responsible for the accounts and balances of those  
5 fundings coming in; and then you said it would be used  
6 to combat what your purpose of doing this in the first  
7 place, right? Who's going to be accountable and do you  
8 know the amount you're going to be taking in yet or have  
9 taken in?

10                   CAPTAIN PARISH: Well, let me answer the  
11 first question first. It sounds like you're speaking to  
12 checks and balances. Every year the forfeiture account  
13 is goes through a robust reconciliation. We work hand  
14 in hand with fiscal. Understand the forfeiture section  
15 never touches dollars. We never touch it; it's always  
16 going into an account; it's always being stored in a  
17 property room. So there is a robust reconciliation  
18 process kind of on the tail end. It's one of the things  
19 that we do every year and we may be shifting it up to  
20 every quarter.

21                   As far as how the money is budgeted the  
22 practice right now, and understand I don't work at  
23 fiscal, I don't work at budget but my understanding of  
24 the practice right now is that they look to historical  
25 data to find out how much they should be budgeting for

1 the following year. Now because we have something new  
2 in the equation we're going to have to make some  
3 informed decisions as to how safe we want to play this  
4 until we have more data on which to build a more  
5 predictable budget. Right now all we can do wait and  
6 see. But by fall we should have sufficient data to at  
7 least help us take a safe approach when we budget.

8 COMMISSIONER BURCH: Thank you.

9 CHAIRPERSON CARTER: Any other questions,  
10 Commissioners?

11 COMMISSIONER BELL: Yes, Madam Chair. I'm  
12 not that concerned about the revenue for the department.  
13 I think this bill received bipartisan support state wide  
14 because there was great deal abuse in this whole  
15 process, not to say that DPD was engaging but it  
16 received bipartisan support, making sure this  
17 constitutional right of due process. Especially the  
18 impact to owner might not be involved; the car is out  
19 there, whatever it is, so I think this was -- I commend  
20 our people in Lansing, state house, state senate and the  
21 governor signing this particular bill 'cause that was  
22 tremendous impact in terms of due process. And I know  
23 in the past when OCI we received complaints in reference  
24 to ownership and nothing to do with et cetera, et  
25 cetera, so it was a revenue steam from some of the

1 smaller departments, the volume of narcotic we have in  
2 the city of Detroit it might not make a difference but  
3 smaller departments would utilize that like a life  
4 support line in term of forfeiture. That's my opinion  
5 in terms of this I think very significant if you  
6 concerned citizen that they passed this particular bill.

7 CAPTAIN PARISH: And I'm happy to say number  
8 one, I may not have agreed with every part of the  
9 legislation; I'll never criticize the motives under  
10 getting new legislation. That being said let me just  
11 say I'm glad you mentioned smaller departments. I think  
12 that's where if there was abuse, that's where it was.  
13 I've never seen this department treat forfeiture dollars  
14 as a life line. It's always been there to supplement.  
15 It's always been there to provide additional things and  
16 I trust that throughout the years the department's been  
17 very responsible with this forfeiture program.

18 COMMISSIONER BELL: Thank you for enlighten  
19 us in terms of how you responded to and I think  
20 commissioner need to know that because this been for a  
21 long period of time.

22 CAPTAIN PARISH: Yes.

23 CHAIRPERSON CARTER: Any other questions,  
24 Commissioners? Thank you, Captain Parish.

25 CAPTAIN PARISH: Thank you.

1 CHAIRPERSON CARTER: Just want to take a  
2 brief moment to acknowledge Commissioner Brown who's  
3 sitting back there hiding. We can make room up here for  
4 you, sir, if you want to come on up?

5 COMMISSIONER BROWN: No, Madam Chair. I'm  
6 okay back here.

7 CHAIRPERSON CARTER: All right. Thank you,  
8 sir. At this time are there any standing committee or  
9 ad hoc committee reports? If not, we'll go on to the  
10 board's secretary report. Mr. Hicks is not here, on  
11 vacation, but there are two correspondence.

12 MR. BROWN: Madam Chair, under secretary  
13 board you have two incoming correspondence. One from  
14 the chief office. Several e-mails from citizens  
15 regarding the board's BOPC website; regarding facial  
16 recognition. And Commissioner William Davis dropped off  
17 some Renaissance Observers for the board members. I  
18 have a stack over here to give you these at the end of  
19 the meeting.

20 CHAIRPERSON CARTER: Thank you, Mr. Brown.  
21 Commissions, any old business?

22 COMMISSIONER BELL: Madam Chair, I would  
23 like to see Ms. White policy and Mr. Wyrick the legal  
24 attorney to perhaps to the next meeting to enlighten us  
25 in reference to the forfeiture recognition initiation

1 policy that we have had about four weeks now. I would  
2 like in the same process it took to deal dealing with  
3 this particular law if they address the board in terms  
4 of their scrutiny of where we stand in terms of  
5 enlighten. It's in our package for quite some time; I  
6 think we need to hear from our policy and also from a  
7 legal person for this particular matter on facial  
8 recognition just to report out in terms of (inaudible).

9 CHAIRPERSON CARTER: Okay. Also I'd ask  
10 Ms. White for a timeline as to how we can proceed with  
11 the actual voting out policy where we are and what we  
12 need to do. So she's going to have that for me?

13 MS. WHITE: Next week.

14 CHAIRPERSON CARTER: For us next week as  
15 well. Commissioner Burton.

16 COMMISSIONER BURTON: Under old business I  
17 move that we move board of police commissioners meetings  
18 in the community because we are not an appendage to the  
19 Detroit Police Department; we are a civilian oversight  
20 body. When you have members of the public has to show  
21 identification on getting into meetings that's open to  
22 the public, it violates the Open Meetings Act, so I move  
23 that we have our meetings out in the public so we won't  
24 have to -- so citizens won't have to show ID.

25 COMMISSIONER DAVIS: Support.



1 CHAIRPERSON CARTER: Been moved and  
2 supported that we have meetings in the public.

3 COMMISSIONER BURTON: We have our meetings  
4 in the public.

5 CHAIRPERSON CARTER: Yeah.

6 COMMISSIONER BURTON: You know, away from  
7 police headquarters.

8 CHAIRPERSON CARTER: Those in favor --  
9 discussion at this time? I'm sorry, Commissioner  
10 Burton, is this discussion?

11 COMMISSIONER BURTON: We shouldn't have --  
12 we are a police oversight body. We oversight the police  
13 Department and as a civilian oversight body we should  
14 not be an appendage to the Detroit Police Department.  
15 We shouldn't have our public meetings here at police  
16 headquarters; we should have them all out in the  
17 communities away from where members of the community  
18 have to show identification. So I move that we have --

19 CHAIRPERSON CARTER: You already moved.  
20 This is discussion. Any other discussion?

21 COMMISSIONER BELL: Madam Chair, I think we  
22 meet the criteria of the meeting act; we do meet in the  
23 public. We have a long 45 year history of addressing  
24 the community. I'm not aware of any official complaint  
25 involving in the meeting act because we meeting in

1 public safety (inaudible) about 40 some years. I think  
2 we have a general population that come to these meetings  
3 and it's conducive to -- this building is more  
4 accommodating versus the old building in terms of  
5 security and all that, and also accommodate DPD  
6 personnel and the public. So I don't see how it would  
7 be in opposition to -- we do meet in the community once  
8 a month throughout the city. This body meet more so  
9 than any other body in the city of Detroit. Period. In  
10 terms of in the community.

11 CHAIRPERSON CARTER: Any other discussion?  
12 Those in favor of the motion?

13 COMMISSIONER BURTON: Aye.

14 COMMISSIONER DAVIS: Aye.

15 CHAIRPERSON CARTER: Those opposed?

16 REST OF COMMISSIONS: Nay.

17 COMMISSIONER BURTON: Can we have a division  
18 of house, Madam Chair?

19 CHAIRPERSON CARTER: The nays have it. Thank  
20 you.

21 COMMISSIONER BURTON: Do we have a division  
22 of -- I call for division of house where we --

23 CHAIRPERSON CARTER: There's no division,  
24 sir. We're moving on. Do you have any other business?  
25 At this time under announcements our next meeting will

1 be Thursday, August 29th, 2019 at 3 p.m. at the Detroit  
2 public safety headquarters located at 1301 Third Street.  
3 Our next community meeting will be -- I thought that  
4 was --

5 COMMISSIONER BURTON: Through the chair you  
6 called for old business, you didn't go to new business.

7 CHAIRPERSON CARTER: Okay, new business.

8 COMMISSIONER BURTON: Under new business,  
9 you know, under new business I move that we shut down  
10 the police department's use of facial recognition and  
11 all opponents associated to it until it's properly voted  
12 and decided by this body when it comes out of a  
13 committee.

14 COMMISSIONER DAVIS: Support.

15 CHAIRPERSON CARTER: Been moved and  
16 supported that we shut down the facial recognition  
17 technology that's utilized by the Detroit Police  
18 Department at this time. Is there any discussion?

19 COMMISSIONER BURTON: I'd like the division  
20 of house as well.

21 CHAIRPERSON CARTER: Those in favor?

22 COMMISSIONER BURTON: Aye.

23 COMMISSIONER DAVIS: Aye.

24 CHAIRPERSON CARTER: Those opposed?

25 REST OF COMMISSIONERS: Nay.

1 CHAIRPERSON CARTER: Motion fails.

2 COMMISSIONER BURTON: I did call for a  
3 division of house, Madam Chair.

4 CHAIRPERSON CARTER: The motion fails.

5 COMMISSIONER BURTON: But Madam Chair, point  
6 of order, I did call for division of house, so each  
7 commissioner should have to identify themselves, you  
8 know, and vote yay or nay. We don't know --

9 CHAIRPERSON CARTER: Mr. Wyrick?

10 COMMISSIONER BELL: Madam Chair, there's no  
11 division of house. It quite honest that the nay carried  
12 the day. And secretary --

13 COMMISSIONER BURTON: I asked for a rollcall  
14 vote for division of house.

15 COMMISSIONER BELL: There only two support  
16 for it, so there's no division of house.

17 COMMISSIONER BURTON: That's a point of  
18 order. I did call for a division of house, which is a  
19 rollcall vote by voting members.

20 COMMISSIONER BELL: Only time division of  
21 house when there's some question about the voice of  
22 vote; there's no about the voice vote I think.

23 ATTORNEY WYRICK: That's correct, sir.  
24 That's correct.

25 CHAIRPERSON CARTER: Mr. Wyrick?

1 ATTORNEY WYRICK: That's correct.

2 CHAIRPERSON CARTER: Thank you.

3 ATTORNEY WYRICK: If it was a close vote.

4 CHAIRPERSON CARTER: Thank you. Any other  
5 new business?

6 COMMISSIONER BURCH: Yes, ma'am. Madam  
7 Chair, please. Thank you. I would just like to address  
8 this board and address the audience and people listening  
9 on TV. I think that we can hopefully share other  
10 concerns regarding what goes on in our neighborhoods and  
11 I want to share with you what I experienced and all of  
12 our residents that visit our Detroit public parks. I'm  
13 specifically speaking about Dad Butler Park. It is a  
14 beautiful park behind the Belmont shopping center. Now  
15 what happens is that through our organization, Community  
16 United for Progress, we have a campaign called Love  
17 Where You Live. Now we shouldn't have to put that up if  
18 people would utilize and clean up hopefully like they do  
19 their resident. But my whole issue is to the people out  
20 there listening why would you allow your child to come  
21 to a park and play in filth? What kind of mother or  
22 father does that, that if I go to a public park and it's  
23 just a total mess and I still allow my kids to go, I'm  
24 wondering where is the mindset of the people of Detroit  
25 that you say you love it, that you do not clean up after

1 you use a park that has been beautified by our Detroit  
2 recreation department and also our organization through  
3 Belmont shopping center. I hope we can share other  
4 concerns here at this meeting besides the facial  
5 recognition. That's much more, people, going on. Your  
6 DTE energy bills are ridiculous. Let's speak about  
7 that. That's all I have to say. I thank you for  
8 listening.

9 CHAIRPERSON CARTER: Thank you, ma'am. Any  
10 other new business?

11 COMMISSIONER BELL: Madam Chair, it's not  
12 new business but I think it's sort of echo our concern  
13 about the dogs. Not just the pit bulls but if you know  
14 any neighbors or friends that harbor dogs in your  
15 opinion that dog is vicious, not controlled, then you  
16 need to contact animal society or DPD and let us know  
17 because I'm not opposition to pit bulls. I know there  
18 are other dogs, but I know pit bulls the most vicious  
19 animal out there in terms of human death. That's a  
20 fact. So we must encourage our dog owners. I know  
21 people debate about they love their dogs but when that  
22 child is not the first child, not the first adult that  
23 been killed in city of Detroit in terms of dogs, so we  
24 must convey that to our neighbor. Our neighbors live in  
25 the city of Detroit. So we should pick up that memo. I

1 agree with Commissioner Burch that we must emphasize  
2 what is going on in our community. Thank you.

3 COMMISSIONER DAVIS: Also under new business  
4 I think we should perhaps arrange for some people from  
5 animal control to come and give a presentation so we get  
6 more in depth understanding of what they do and what  
7 they should be doing and what we should be asking as it  
8 relates to potential dangerous animals.

9 CHAIRPERSON CARTER: Okay. Thank you,  
10 Commissioner. We'll look into that. Any other new  
11 business? Announcement, our next meeting will be  
12 Thursday, August 29th, 2019 at 3 p.m. at the Detroit  
13 public safety headquarters located at 1301 Third Street.  
14 Our next community meeting will be Thursday, September  
15 12th, 2019 at 6:30 p.m. in the 4th precinct at the  
16 Kemeny Recreation Center located at 2260 South Fort  
17 Street. At this time we'll have oral communications  
18 from the audience. Please give your name for the record  
19 and limit your comments to two minutes, please.

20 MR. BROWN: Madam Chair, I currently have  
21 ten cards. Your first speaker will be Mrs. Bernice  
22 Smith followed by Ms. Lynette Goins, Ms. Deborah Martin,  
23 Mr. Eric Blount, and Ms. Shantay Morrow.

24 MRS. SMITH: Good afternoon, Chief.

25 DEPUTY CHIEF FITZGERALD: Afternoon, ma'am.

1 MRS. SMITH: First of all, I'd like to  
2 apologize for my conduct last week before you. It will  
3 never happen again. Believe me. What I want to tell  
4 you I have --

5 VICE CHAIR DEWAELSCHE: Can you speak into a  
6 mic, please?

7 MRS. SMITH: I apologize for last week's  
8 performance, it won't happen again. My children were  
9 very embarrassed; she saw me on the TV so I apologize.  
10 First of all, I want to let you know that I've given you  
11 kudos for your police department action. Two months ago  
12 I told you about or I brought to you before the  
13 squatters that was on West Grand Boulevard and with me  
14 being a member of the West Grand Boulevard Association I  
15 was involved with trying to clean it up. People had  
16 taken over a building in May and they've been there ever  
17 since but the building is under land bank and they were  
18 supposed to have it on sale on July the 12th and did not  
19 do it, so I've been pursuing that. In the meantime I  
20 had Sergeant Hewitt that was helping me and, excuse me  
21 come on here, Hope. I gave them paper -- pictures  
22 showing the squatters that was invading the property  
23 where they have broke the stairs and they had clothes on  
24 the banister hanging over and so forth and a lot of  
25 bushes and trees in the back where the people next door



1 was urinating -- saw them urinating there in the back.  
2 So make a long story short I just want to let you know  
3 that whenever I ask for anything to do in regards to the  
4 Boulevard or any problems that I have, I'm sure that the  
5 police department will take care of me and I don't have  
6 any problem whatsoever. I do have a problem with one of  
7 your commissioners and I've been working on trying to  
8 solve this problem. I have filed a complaint and the  
9 attorney general called me and helped me. Hank has  
10 called me, so we're going to see if we can iron out this  
11 situation here on this board because we cannot continue  
12 to go through each meetings and having this discontent  
13 of your commissioner. He's taken time off. He's  
14 aggravating me and other people in this --

15 CHAIRPERSON CARTER: Mrs. Smith, your time  
16 is up.

17 MRS. SMITH: Thank you.

18 MR. BROWN: Ms. Goins.

19 CHAIRPERSON CARTER: Who's next?

20 MR. BROWN: Ms. Goins.

21 CHAIRPERSON CARTER: Who's after?

22 MR. BROWN: Ms. Martin and Mr. Blount.

23 MS. GOINS: Good evening. I've listened to  
24 everything that was said from the -- I'm really not  
25 sure. My police station is the 9th precinct and I'm in

1 48205 area. I have talked to Sergeant Roth. I've  
2 talked to the new community officer Kowinsky (sic) I  
3 think his name is and I've also talked to another  
4 community officer, Officer Wade. I believe in the  
5 broken window syndrome. You stop a large problem from  
6 getting larger by getting that person for the broken  
7 window. I live in one block. There are 25 young men  
8 still living with their mothers and grandmothers. They  
9 make noise every night. They start to party after 12.  
10 They put a basketball hoop -- just to tell you how  
11 serious it is, four times last week we called 9-1-1. On  
12 Tuesday an officer came and knocked at my door after 11  
13 asking me did I witness him -- what do you call it?  
14 When you charge somebody? I forgot what they call that.  
15 Well anyway, he asked the young man to get out of the  
16 car and it turned out the young man refused to get out  
17 the car, so he had to Tase him to get him out of the  
18 car. They found out the car was stolen. He asked me  
19 did I see the Tasing and I told him, no, sir I was in  
20 the back. And but at least he came out when my sister  
21 called. And this young man, I mean, just to show how  
22 arrogant he was to the police officer. If a police  
23 officer came out saying yes, sir; I'm going to be as  
24 respectful as possible. These young men are out of  
25 control, and they need to be curved in. They have no

1 power. They don't vote. There's only three voters in  
2 three blocks. And --

3 CHAIRPERSON CARTER: Ma'am, I think Captain  
4 Hope is behind you. She's going to talk to you.

5 CAPTAIN HOPE: Yes, ma'am.

6 CHAIRPERSON CARTER: Thank you.

7 MS. GOINS: Thank you so much.

8 MR. BROWN: Deborah Martin.

9 MRS. MARTIN: Good afternoon everyone. My  
10 name is Deborah Martin. I live at (redacted). I'm 72  
11 years old and I'm a lifetime resident in the city of  
12 Detroit. Since 2016 I have an issue at the 9th  
13 precinct. Every time I file a police report they spin  
14 it; they never follow through on anything. I don't know  
15 whether someone is involved in something or not. I  
16 can't go into all details, but I need someone to please  
17 check into that 9th precinct.

18 CHAIRPERSON CARTER: Okay, I'm going to have  
19 you see Captain Hope who's out there with another 9th  
20 precinct issue as well.

21 MRS. MARTIN: Thank you.

22 CHAIRPERSON CARTER: Thank you, ma'am. I  
23 want to move that her address be stricken from the  
24 record as well.

25 MR. BROWN: Mr. Blount.

1 MR. BLOUNT: Good afternoon, board and  
2 assistant chief. For the record my name's Eric Blount,  
3 a lifelong Detroiter. I continue to wear my T-shirt in  
4 protest of Corporal Jones not being properly punished.  
5 But I don't want anyone to get it misunderstood. This  
6 is not just about Corporal Jones. Corporal Jones and  
7 his situation is but a more -- is a symptom of a more  
8 serious problem I think this department has. The  
9 mistreatment of poor people, especially people of color,  
10 especially poor people. It's something that's got to be  
11 rooted out. In Eric Gardner's case in New York City the  
12 officer was finally fired. The supervisor was given a  
13 financial penalty. And don't think that the vicious  
14 blows that Corporal Jones inflicted upon this naked  
15 woman in the hospital could have killed with just one of  
16 those blows. As far as the forfeiture presentation what  
17 I didn't hear -- I'm glad this legislation is passed and  
18 you've taken great note of it. What I didn't hear is  
19 what are the penalties if an innocent person has had  
20 their assets forfeited -- forfeited? If only for two  
21 weeks, any of you don't show up on your job for two  
22 weeks, you get fired. Any of you don't have your car  
23 for two weeks, it's going to be hell trying to catch a  
24 bus or a ride to get to work. So a lot like wrongfully  
25 convicted people the state has instituted a penalty or

1 reward, of you will, of \$50,000 per year for wrongful  
2 imprisonment of a person.

3 The other thing on facial recognition I'm  
4 not giving up on that either. It is just not how it's  
5 practiced now but in the future if you want to see a  
6 glimpse of the future, please do your research on  
7 autonomous weapons. Facial recognition is a key portion  
8 of that lethal way of killing people who are facially  
9 recognized. Thank you.

10 MR. BROWN: Ms. Morrow followed by Ms. Goss.

11 MS. MORROW: Hi, my name is Shantay Morrow  
12 (sic) and I live in the 2nd precinct. And I wanted to  
13 say what happened on July 20th.

14 AUDIENCE MEMBER: Talk into the mic, hon.

15 MS. MORROW: On July 20th a man came into --  
16 well we got locked out of our house, so we went to the  
17 gas station to charge our phones. A man came in and  
18 tried to talk to us. We didn't say anything, so he was  
19 being very disrespectful; he told us he'd killed us. He  
20 walked outside, pointed his gun at us and it was a Green  
21 Light gas station. We made a report, and then we went  
22 to the police department. Then the next day we see him  
23 again and then we went to the police department again to  
24 make a report on him 'cause we seen him again in the  
25 neighborhood. And then my detective told me if she

1 would bring a paper with faces on it even if it wasn't  
2 him today like years ago when I see a face or know the  
3 face; I said yes, because I would know a person that did  
4 or said bad things to me. So when I picked it out, it  
5 was the person but she didn't tell me who -- was it  
6 right or wrong and then the next following day she told  
7 me that he was in detective custody.

8 CHAIRPERSON CARTER: So he's in custody now;  
9 are you saying that he's in custody?

10 MS. MORROW: Yes.

11 CHAIRPERSON CARTER: So your case is moving  
12 forward?

13 MS. MORROW: Yes. And I feel like facial  
14 recognition works.

15 CHAIRPERSON CARTER: Oh okay. Thank you.

16 MS. HILL: That's not facial recognition.

17 MS. MORROW: It was.

18 MS. GOSS: My name is Olivia Goss. I live  
19 in the 2nd precinct area.

20 VICE CHAIR DEWAELSCHE: Excuse me, I can't  
21 hear her.

22 MS. GOSS: I was coming up here to talk  
23 about what happened also July 20th. I got locked out of  
24 my house. I walked to the gas station around the corner  
25 from me and a guy came in -- it was me and my cousin. A

1 guy came in and he was trying to talk to us but we  
2 didn't say anything to him. He got upset and was like,  
3 you know, talking to us any type of way and we responded  
4 to him, we're not talking to you. And he left like real  
5 mad. He was upset. He left out and came back in, was  
6 saying stuff to us and got mad at us, 'cause we didn't  
7 want to get in the car with him. And was pointing his  
8 beam at us. And he threw a cigarette at her and burned  
9 her. Police officers came in and made us make a report  
10 about it and then we seen him that following day but  
11 like earlier in the day, 'cause we was locked out at  
12 like 4 a.m. and the next day we seen him was walking up  
13 the block. He followed us and like he turned around and  
14 stop and was trying to talk to us and stuff, like being  
15 real aggressive, saying, y'all remember me? Y'all  
16 remember me? Yeah, y'all don't know where I be at,  
17 stuff. And once we made the report and we went up to  
18 the office they came to our house, the Detective Adams  
19 she came to our house and showed us this paper and told  
20 us to pick. And me and her was in two different areas,  
21 so we didn't see like which one we picked; we didn't  
22 determine like that. We determined off of whether we  
23 see his face; he looked kind of different but we  
24 realized who he was because he threatened us. And I  
25 feel like that worked.

1 CHAIRPERSON CARTER: Okay.

2 MS. GOSS: And it justified us 'cause he got  
3 locked up.

4 CHAIRPERSON CARTER: Thank you, ma'am.

5 MR. BROWN: Ms. Michelle George followed by  
6 Ms. Brenda Hill.

7 MS. GEORGE: Good evening to this board to  
8 the Chairman Carter, the board of police commissions and  
9 assistant chief. I wanted to comment on the hopefully,  
10 'cause what happened with that young lady just tore my  
11 spirit. They probably most likely going to have to  
12 legislation in because even though pit bulls make 6  
13 percent of the population in U.S. for dogs they  
14 contribute to 50 percent of deaths and they've known to  
15 attack their owners, other dogs, so it's probably going  
16 to have to be a legislation that comes in the state of  
17 Michigan. So I guess that's another project that we're  
18 going to have to work on but also with the facial  
19 recognition, I know I reached out to one of the mayor's  
20 people on the mayor's floor, he was so graciously to  
21 meet with me in his busy schedule. But we probably  
22 going to have to have the talk. I'm glad like the young  
23 ladies just spoke that the technology was used to solve  
24 crimes but what happened it was how it was implemented  
25 and United States Congress and I know U.S.



1 representative Rashida Tlaib told us the other Saturday  
2 at our group how it's causing issues. The Republican  
3 party is against it and they're using facial recognition  
4 to marginalize residents in public housing. So that's  
5 why it's an issue, so it's probably going to have to --  
6 you're going to have to come together with the city with  
7 your legislators because right now in Washington they're  
8 sponsoring to ban it. So you're going to have to come  
9 together with the issues.

10           Hopefully like the Commissioner Holley  
11 mentioned last week we have to get in the neighborhoods.  
12 We feel in the neighborhoods we're disrespected. There  
13 are areas where there are not police and it's not  
14 contributing to the police, it's contributing to the  
15 money. We're fighting against police having more money;  
16 I spoke with one of the councilman, they're working on  
17 that, so police, we're going to be working on you  
18 getting more money, because you have police working in  
19 dangerous areas. Then the residents we're disrespected,  
20 the opioid crisis is killing the neighborhoods. So I'm  
21 sending the mayor a proposal along with Chief Craig. I  
22 told Deputy Chief Bettison last week to get some things  
23 going and also the law enforcement program we're working  
24 on that, the financial review commission. Just a lot of  
25 things we need to deal with. Thank you.

1 CHAIRPERSON CARTER: Thank you.

2 MS. HILLS: My name is Brenda Hill. I want  
3 to talk about the human society, well, it's not the  
4 humane society. Animal control. And 1.5 million  
5 dollars were taken out of the animal control budget and  
6 I'm told that only one vehicle works at any given time.  
7 That's part of the problem. We need that money back in  
8 the budget. And also I earlier this year I was walking  
9 my dog, which is a little dog, all dogs can bite. They  
10 have the ability to bite, but a pit bull can kill with  
11 one bite. That's the difference. When everything goes  
12 wrong. I'm not saying ban pit bulls. We have a lot of  
13 laws in place. A lot of these dogs aren't registered  
14 and there should be an insurance policy and right now no  
15 insurance will hold a pit bull, will give you a policy  
16 for a pit bull, but you need to put money or something  
17 into an escrow so that when things happen with these pit  
18 bulls. Earlier this year I was walking my dog and a big  
19 pit bull boxer mix came upon us and it seems like he was  
20 nice enough. I called animal control. It took animal  
21 control four days. And I live across the street from  
22 three schools. That's why I thought it would -- because  
23 a nice dog can be nice but you got four or five thousand  
24 children out there, it changes real quick.

25 Also I'm against the facial recognition

1 technology. I just want to say last week we had a  
2 family come in here and talk about facial recognition  
3 technology and now we have these young girls who  
4 couldn't even articulate what they meant and came here.  
5 That's really low. To find these people that are  
6 desperate for some help from the police department and  
7 parade them in here and they can't even articulate what  
8 is going on. I mean, both of those cases weren't really  
9 facial recognition cases.

10 CHAIRPERSON CARTER: Your time is up,  
11 Ms. Hill.

12 MS. HILL: I'll be here next week.

13 CHAIRPERSON CARTER: Thank you.

14 MR. BROWN: Ms. Tawana Petty followed by  
15 Ms. Glenn. Ms. Glenn will be your last speaker, Madam  
16 Chair.

17 MS. PETTY: Despite opposition currently  
18 South Wells is abusing their power by rolling out  
19 routine on-the-spot biometric checks in order to search  
20 for people. They are using mobile devices to scan  
21 databases without having to return to their precincts.  
22 They are undergoing several costly lawsuits as we speak.  
23 Our opposition to facial recognition is not our  
24 opposition to public safety. In fact, it is the  
25 opposite. It is dangerous to keep conflating safety

1 with surveillance and security. It is even more  
2 dangerous to keep putting activists against the larger  
3 community. We, especially black and brown people, have  
4 our positions and our civil liberties, including police  
5 officers and board of police commissioners, because  
6 activists fought for them. May we never forget no  
7 matter what roles we get in that our civil dis -- that  
8 civil disobedience and activism got us to the point  
9 where we can walk freely in the United States. And our  
10 rights are quickly being snatched away from us under  
11 this administration. We all want a safer city. But a  
12 safer city cannot be obtained by profiling the whole for  
13 pursuit of the few. Please vote no on facial  
14 recognition.

15           And I will say this one more thing board,  
16 y'all had an opportunity tonight to show that you firmly  
17 stand for civilian oversight of a just police department  
18 and you literally just voted to object to stopping  
19 facial recognition when you don't even have a policy  
20 that you have approved. You were usurped in the process  
21 to begin with. All this agitation comes from that and  
22 then you were just given an opportunity to effectively  
23 act and you did not, and you're also not respecting the  
24 Public Meetings Act. You had two opportunities to show  
25 the public that you have our favor and you did not do

1 that tonight.

2 MS. GLENN: Hello honorable board, my name  
3 is Valerie Glenn. I have so many things I want to talk  
4 about but today I'm going to limit this to the animal  
5 control situation that Commissioner Davis brought up.  
6 And I'm an animal advocate. If any of you know me, I've  
7 had an animal my entire life and I've had up to three.  
8 I presently own a 12 pound dog who is licensed, I walk  
9 on the leash, has his shots and has insurance. Now I am  
10 very concerned because nowhere in the conversation did I  
11 hear the commissioners nor the police chief say anything  
12 about the animal control policy in Detroit and the  
13 ever-changing animal control policy. I am a frequent  
14 city of Detroit city council visitor. I visit them much  
15 more so than I visit you. This is a problem. I've seen  
16 it go from a very tightly controlled situation where  
17 there was a strong law-abiding animal control policy to  
18 one that was very loose, unmanageable and not quite  
19 honestly being controlled and the citizens know this.  
20 They know if they call for any kind of assistance if  
21 there are any stray dogs in their community, then no one  
22 is going to show up. No one. And we also know that we  
23 need to evaluate the policy that we have. I didn't hear  
24 that. And we need to create one that's enforceable and  
25 manageable. We need to put the money back in, as

1 Ms. Hill said earlier. Because we know that the money  
2 is gone. And we also need to be realistic. Whenever  
3 jobs are really at a crisis level, we also know that  
4 people go to nontraditional ways of making money.

5 CHAIRPERSON CARTER: Your time is up, ma'am.

6 MS. GLENN: Thank you very much.

7 CHAIRPERSON CARTER: Thank you, ma'am.

8 MR. BROWN: Madam Chair that was your last  
9 speaker.

10 CHAIRPERSON CARTER: Thank you. Thank you  
11 all for your comments. At this time if there's no other  
12 business before this body, I'll entertain a motion to  
13 adjourn.

14 COMMISSIONER GRIFFE: So moved.

15 COMMISSIONER DAVIS: Second.

16 CHAIRPERSON CARTER: It's been moved and  
17 supported that we adjourn. Those in favor?

18 ALL: Aye.

19 CHAIRPERSON CARTER: Motion carries. The  
20 meeting is adjourned. Thank you all for coming out.

21 Thank you. Have a great evening.

22 (Meeting concluded at 4:59 p.m.)

23

24

25

1 STATE OF MICHIGAN )

2 )

3 COUNTY OF WASHTENAW )

4

5 CERTIFICATE OF NOTARY PUBLIC AND COURT REPORTER

6 I, Caitlyn Hartley, do hereby certify that the  
7 foregoing meeting was duly recorded by me  
8 stenographically and by me later reduced to typewritten  
9 form by means of computer-aided transcription; and I  
10 certify that this is a true and correct transcript of my  
11 stenographic notes so taken.

12 I further certify that I am neither of counsel to  
13 either party nor interested in the event of this cause.

14

15

16

17

Caitlyn Hartley, RPR, CSR-8887

18

Notary Public,

19

Washtenaw County, Michigan

20

My Commission expires: August 15, 2021

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