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DETROIT POLICE BOARD OF COMMISSIONERS MEETING
HELD VIRTUALLY AT RESPECTIVE LOCATIONS
APRIL 30, 2020 at 3:00 p.m.

- 1 COMMISSIONERS:
2 LISA CARTER, Chairperson, Commissioner (District 6)
3 ANNIE HOLT, Vice Chairperson, Commissioner At-Large
4 DARRYL BROWN, Commissioner (District 1)
5 EVETTE GRIFFIE, Commissioner (District 2)
6 SHIRLEY BURCH, Commissioner (District 3)
7 WILLIE BELL, Commissioner (District 4)
8 WILLIE BURTON, Commissioner (District 5)
9 WILLIAM DAVIS, Commissioner (District 7)
10 JIM HOLLEY, Commissioner, At-Large
11 ELIZABETH BROOKS, Commissioner, At-Large

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REPRESENTING THE CHIEF OF POLICE
ASSISTANT CHIEF DAVID LEVALLEY
and
DEPUTY CHIEF TODD BETTISON

1 Held virtually

2 April 30, 2020

3 About 3:00 p.m.

4

5 CHAIRPERSON CARTER: Good afternoon
6 everyone. Welcome to the Board of Police Commissioners
7 weekly virtual meeting. My name is Lisa Carter, chair
8 of the commission and I represent District 6. I will be
9 conducting this afternoon's virtual meeting. On behalf
10 of the board for those of you in attendance and viewing
11 this on your government cable channel, thank you for
12 joining our meeting. Today we have invited Chaplain
13 Demetrius Davenport Port to provide the invocation. Do
14 we have Davenport on the line?

15 CHAPLAIN GOODLOW: Excuse me, Commissioner.
16 I am Chaplain Kirk Goodlow. I'm to do the invocation
17 today.

18 CHAIRPERSON CARTER: Chaplain Kirk Goodlow,
19 sorry for the confusion.

20 CHAPLAIN GOODLOW: Oh that's quite all
21 right.

22 CHAIRPERSON CARTER: Thank you, sir.

23 CHAPLAIN GOODLOW: Whenever you guys are
24 ready. Bless your hearts.

25 CHAIRPERSON CARTER: We're ready. Thank

1 you.

2 (Invocation given.)

3 CHAIRPERSON CARTER: Thank you, Chaplain
4 Goodlow. At this time Ms. White, would you please call
5 the roll.

6 SECRETARY WHITE: Yes, Madam Chairperson.
7 Madam Vice Chairperson Commissioner Holt.

8 VICE CHAIRPERSON HOLT: Yes. Present.

9 SECRETARY WHITE: Commissioner Bell.

10 COMMISSIONER BELL: Present.

11 SECRETARY WHITE: Commissioner Brooks.

12 COMMISSIONER BROOKS: Present.

13 SECRETARY WHITE: Commissioner Brown?

14 Commissioner Brown? Commissioner Burch?

15 COMMISSIONER BURCH: Here.

16 SECRETARY WHITE: Commissioner Burton?

17 Commissioner Burton?

18 VICE CHAIRPERSON HOLT: He's on mute.

19 SECRETARY WHITE: Okay, we will un-mute him.

20 I'll come back. Commissioner Davis.

21 COMMISSIONER DAVIS: Present.

22 SECRETARY WHITE: Commissioner Griffie?

23 Commissioner Griffie? Commissioner Holley?

24 COMMISSIONER HOLLEY: Present.

25 CHAIRPERSON CARTER: Commissioner Brown?

1 Commissioner Brown?

2 SECRETARY WHITE: Commissioner Burton?

3 COMMISSIONER BURTON: Commissioner Burton is
4 present but I don't know why commissioners' microphones
5 is being muted. This is an elected body; we should not
6 be muted. That's disenfranchising 100 thousand people
7 that we represented when you muted commissioners'
8 microphones.

9 SECRETARY WHITE: Okay.

10 COMMISSIONER BROWN: My mic was muted. I'm
11 here. Commissioner Brown's here.

12 SECRETARY WHITE: Thank you. Madam
13 Chairperson, you do have a quorum at this time.

14 CHAIRPERSON CARTER: Thank you,
15 Commissioners. You have before you the agenda for April
16 4th (sic). Is there a motion to approve the agenda?

17 COMMISSIONER HOLLEY: So moved.

18 COMMISSIONER DAVIS: Support.

19 CHAIRPERSON CARTER: It's been moved and
20 supported that we approve the agenda for April 30th,
21 2020. Is there any discussion? Those in favor?

22 ALL: Aye.

23 CHAIRPERSON CARTER: Those opposed? Motion
24 carries. Commissioners, you have before you the minutes
25 for April the 16th, 2020. Is there a motion for

1 approval?

2 VICE CHAIRPERSON HOLT: So moved.

3 Commissioner Holt so moved.

4 COMMISSIONER BURCH: Support.

5 CHAIRPERSON CARTER: The microphones are
6 muted.

7 SECRETARY WHITE: Madam Chairperson, I did
8 hear Commissioner Burch as a second. And we have
9 un-muted all of the commissioners.

10 CHAIRPERSON CARTER: It's been moved and
11 supported that we approve the minutes from April 16th,
12 2020. Is there any discussion? Those in favor?

13 ALL: Aye.

14 CHAIRPERSON CARTER: Those opposed?

15 COMMISSIONER BROWN: Nay.

16 COMMISSIONER BURTON: Nay.

17 CHAIRPERSON CARTER: The motion carries.

18 Commissioner -- at this time Ms. White, would you please
19 introduce any other staff that's from the BOPC.

20 SECRETARY WHITE: Yes, thank you Madam
21 Chairperson Carter. Before introducing the board staff
22 our court reporter this afternoon is Mrs. Caitlyn
23 Hartley and the Department of Innovation and Technology
24 is monitoring the board's meeting today. Also for the
25 board staff introductions the following staff members

1 are in attendance: Attorney Jermaine Wyrick, Mr. Robert
2 Brown; Mrs. Teresa Blossom, community relations
3 coordinator; Mrs. Jonya Underwood, administrative
4 assistant. Ms. D'Layne Richards, legal assistant.
5 Interim Chief Investigator Lawrence Akbar. Supervising
6 investigator Lasonya Sloan. Senior investigator Rosalia
7 Madrigal and investigator Elgin Murphy are all present
8 today and that concludes the staff introductions at this
9 time.

10 CHAIRPERSON CARTER: Thank you, Ms. White.
11 Sitting in for the chief I believe is assistant chief
12 David LeValley. Assistant chief? Assistant chief
13 LeValley his microphone is muted.

14 SECRETARY WHITE: We are attempting to
15 un-mute his microphone, Madam Chairperson, and I'd also
16 like to mention that Commissioner Griffie has also
17 joined the meeting.

18 CHAIRPERSON CARTER: Thank you. Is her
19 microphone un-muted?

20 SECRETARY WHITE: Yes, I believe so.

21 CHAIRPERSON CARTER: That you.

22 ASSISTANT CHIEF LEVALLEY: Assistant Chief
23 LeValley. My video won't work either for some reason
24 but either way yes, I'm sitting in for the chief today.
25 He's at the mayor's press conference today and hopes to

1 be at the board meeting by next week. Good afternoon.

2 CHAIRPERSON CARTER: Okay. Good afternoon.

3 I see some of your staff Captain Tosqui I see.

4 ASSISTANT CHIEF LEVALLEY: Yes, ma'am and
5 Director Graveline from Professional Standards, Grant HA
6 the legal advisor and Deputy Chief Bettison are all on
7 the meeting as well.

8 CHAIRPERSON CARTER: All right, thank you.
9 Thank you for attending. Elected officials or VIPs,
10 civic leaders or their representatives? Again, thank
11 you for joining us this afternoon for our virtual board
12 meeting. Given the critical impact of the coronavirus
13 the board will continue to utilize this virtual platform
14 for our weekly business meetings until further notice.
15 Please note a few housekeeping rules before we move on.
16 We have distributed instructions on how to access the
17 virtual meeting and how to participate during the public
18 comments section on the agenda. Upon joining the
19 meeting, please note that you will join the meeting
20 muted. Please do not start your video unless invited to
21 do so by the host. Videos or images deemed
22 inappropriate by the chair will result in your dismissal
23 from the meeting. To make a public comment please
24 complete the Smart sheet form referenced on the board's
25 agenda. Or you may raise your hand by clicking on

1 participants in the attendee controls at the bottom of
2 your computer screen. You will see -- you will then see
3 raised hand at the bottom of the participant's list. Or
4 you may dial star 9 if you're participating by mobile
5 device. You may use any one of these three options by 4
6 p.m. to be acknowledged for public comment.

7 Finally, if you are experiencing technical
8 difficulties, please dial any of the call-in numbers
9 listed on the agenda to attend the meeting. Again,
10 thank you in advance for your patience. As a reminder
11 Commissioners, if you would like to make a comment
12 please acknowledge the chair and wait till I acknowledge
13 you -- your request. As we approach the month of May I
14 want to highlight that May is mental health awareness
15 month where we emphasize the importance of educating
16 ourselves on mental health issues -- illness and mental
17 health diseases as well as our mental health overall,
18 according to the Mental Health America. According to
19 the American Psychiatric Association approximately 18
20 percent of US adults have a diagnosable mental disorder
21 in a given year and approximately 4 percent of adults
22 have a serious mental illness. So this is very
23 important. This is a very important matter. Please
24 continue to monitor the board's calendar as we work to
25 highlight this topic during one of our meetings for

1 greater awareness and education regarding impacts to our
2 community. We also encourage you to stay educated on
3 the very important topic and to monitor you and your
4 family's mental well being as well as physical health.
5 Under this coronavirus pandemic our mental and physical
6 well being are equally important.

7 The board continues to send its support and
8 prayers to the department, to Detroit and to the world
9 and encourage all to continue adhering to the public
10 health mandate and safety precautions. Please stay safe
11 and stay healthy. As we do every week on behalf of the
12 board I want to express the board's concern and support
13 for fallen officers and their families. Officer safety
14 and citizens protection are ranked as two of the most
15 important priorities of the board. Our board receives a
16 weekly report from the department listing injured
17 officers and I ask that Assistant Chief LeValley provide
18 us with any additional updates during his reports. The
19 Board of Police Commissioners meets every week every
20 Thursday except for the Thanksgiving and Christmas
21 holiday periods. Typically, we meet at police
22 headquarters every Thursday at 3 p.m. except the second
23 Thursday of the month when we meet in the community at
24 6:30. However, as indicated before we'll be holding
25 virtual meetings every Thursday at 3 p.m. until further

1 notice. Under the Detroit City Charter Article 7
2 Chapter 8 of the Board of Police Commissioners, the
3 Board of Police Commissioners is in power to provide
4 civilian oversight and supervisory control of the police
5 department.

6 Our board investigates noncriminal citizens'
7 complaints, monitors the department's operations, works
8 with the mayor and the chief of police to establish
9 police policies, rules, and regulations and acts as the
10 final authority on all disciplinary matters. As an
11 oversight agency the board has the broad responsibility
12 to protect the citizens and create policies to enforce
13 strict adherence to department policies. Additionally,
14 the board works to eliminate police misconduct,
15 discriminatory police practices, and unnecessary use of
16 force by police. The board believes in transparency,
17 community input and accountability. And as a civilian
18 oversight agency we must protect the rights of citizens
19 and victims. Our objective is to ensure the safety and
20 protection for everyone.

21 Commissioners, there are several important
22 items for your consideration and information in your
23 packet, board packet e-mailed to you on Tuesday of this
24 week and in your packet today. From the chief's office
25 I'm requesting updates on city wide crime trend --

1 statistics and any other critical issues or incidents
2 facing the police department. I'm also requesting
3 updates on the following: Any critical incidents on the
4 department -- in the department given the widespread
5 COVID-19 and in general, the status of department
6 mobilization results, the status of domestic violence
7 data, arrest date in light of COVID-19 and any other
8 critical incidents impacting the department and the
9 community.

10 Under presentations today we will have one
11 presentation from the Office of the Chief Investigator
12 by Interim Chief Investigator Lawrence Akbar who will
13 provide updates regarding OCI activities. Our interim
14 board secretary Ms. White will provide us with various
15 updates regarding incoming correspondence and also under
16 unfinished business I've asked agency CFO Mr. James
17 George to provide an update regarding budget impacts
18 amid the city's current budget deficit.

19 Lastly, I want to announce a few reminders.
20 Again, if you would like to make a public comment please
21 complete the Smart sheet form referenced on the board's
22 agenda. Or you may raise your hand by picking --
23 clicking on participants in the attendee controls at the
24 bottom of your computer screen; you will then see raised
25 hand at the bottom of the participant's list. Or you

1 may dial star 9 if you are participating by mobile
2 device. You may utilize any of these options by 4 p.m.
3 to be acknowledged for public comment. Please also note
4 video or images deemed inappropriate by the chair will
5 result in your dismissal from the meeting. During the
6 public comments section of the agenda each speaker will
7 have the two minutes, allotted two minutes to speak.
8 Mr. Brown will acknowledge each speaker. We will ask
9 that you remain respectful and professional.

10 Please also note the board continues to
11 accept citizens' feedback by telephone, e-mail, fax, and
12 mailing and will respond accordingly. The telephone
13 numbers to the board office is 313-596-1830. Again,
14 that's 313-596-1830. And the office of the chief
15 investigator is 313-596-2499. Again that's
16 313-596-2499. Should you like to file a citizen's
17 complaint regarding alleged police misconduct. At this
18 time please silence your cell phones or electronic
19 devices or other background sounds to prevent
20 interrupting the meeting.

21 Finally, in the spirit of effective
22 communication please treat each other with --
23 respectfully and professionally. Commissioners, please
24 be reminded not to speak until you are recognized and --
25 by the chair and address your comments to issues that

1 are relevant to the agenda. My objective is to run an
2 orderly meeting and conclude at a reasonable time.
3 Thank you so much for your consideration in this matter.
4 At this time we will move to the police -- I'm sorry the
5 report from Assistant Chief LeValley.

6 ASSISTANT CHIEF LEVALLEY: Good afternoon
7 again. I'll first start out with the -- one second.
8 With the update on crime, so these are the crime numbers
9 as of Monday. We were at 79 homicides this year. Last
10 year we were at 55, which is an increase of 24. We're
11 at 215 sexual assaults. Last year we were at 282, which
12 is 67 less. Aggravated assaults 2,597. Last year we
13 were at 2,512. So we have 85 more. Nonfatal shootings
14 215; last year we were at 156, we're 59 up. Robberies
15 621. Last year we were at 601, that's 20 up and car
16 jacks we're at 55; last year we were at 47, that's 8 up.
17 Overall violent crime right now is up 2 percent from
18 last year, year-to-date. Property crime we are down 19
19 percent in burglaries. Down 10 percent in larcenies and
20 up 5 percent in motor vehicle thefts for an overall
21 property crime of 9 percent less than last year's
22 year-to-date. Our priority one response time for last
23 week was 9 minutes and 46 seconds.

24 One second. I'll give you an update where
25 the department stands with regard to members out of work

1 with regard to dealing with COVID-19. Right now we have
2 99 department members as of today that are either under
3 quarantine or are currently off sick because they're
4 positive; 69 members whose last test was positive and
5 overall we've had 299 department members that have
6 tested positive at some point but currently 69 are
7 positive. Overall over the last six weeks we've had
8 1,015 department members that have gone off at some
9 point and then we returned back to work. Right now our
10 most heavily impacted commands are communications still,
11 we have 16 members of communications that are out of
12 work. And we have 13 members at the Second Precinct
13 that are out right now. All the other precincts or
14 commands are under ten, most of them are at around one
15 or two people that are out.

16 Move on to the injured department members.
17 So right now we currently have four department members
18 that are hospitalized. One of our student police
19 officers who was in the academy and he was actually
20 working at our COVID task force command post at
21 headquarters he was on his way home from work; he was
22 involved in an accident on I-96 at Davison. Actually he
23 got out of his vehicle 'cause there was a dog that was
24 on the freeway. We believe he was trying to get the dog
25 off of the freeway or help the animal and he was struck

1 by a vehicle that was headed west on 96. He's currently
2 at Henry Ford Hospital in very, very serious condition.
3 We have also Corporal Ethan Grant from firearms training
4 who is at the hospital suffering from COVID-related
5 illness. Corporal Morris Syphax from communications and
6 Claudia Young who works at the Second Precinct is a
7 non-sworn member, they're all -- those three are all
8 hospitalized with COVID-related issues.

9 Next topic was the mobilization results.
10 Commissioner Davis requested a report on the amount of
11 time it takes for members to respond. Deputy Chief
12 Bettison is currently working on that report. He
13 anticipates that he'll have it ready to submit to the
14 board in four weeks. So I believe what that he's doing
15 for the report is checking the amount of time that it
16 would take each individual member and then giving a
17 breakdown on how many members live within 10 minutes, 20
18 minutes, 30 minutes. So it's a rather time consuming
19 project for his team.

20 Next concern was domestic violence so we did
21 do a look at domestic violence reports that came in for
22 a four week period that ended last week to see what the
23 impact of the stay-home order was on domestic violence
24 and so we found that this year during that four week
25 period we had 1,796 domestic violence reports. Last

1 year in the same period we had 2,052. So I know that
2 there had been some talk about domestic violence
3 incidents being up in various cities throughout the
4 country; we're not seeing that right now. We have about
5 12 and a half percent less domestic violence reports
6 than we did last year for the same time.

7 And then arrest data. So we actually during
8 that same period this year we made 1,724 arrests city
9 wide. Last year and during that same period we made
10 3,066 arrests. So we've actually arrested about 44
11 percent less people this year during that period than we
12 did last year.

13 An update on the tickets being issued. So
14 our officers in the last six weeks have done about 24
15 thousand spot checks of various locations parks,
16 businesses where people congregate. Out of that we've
17 issued 3,166 warnings. We issued 1,749 tickets. And
18 we've actually had to close 46 businesses and we've
19 broken up about 30 house parties where there are large
20 crowds gathering.

21 And then the last issue was a question about
22 pit bulls and I do believe that Commissioner Burch had
23 an issue with some dogs that were not being tended to
24 properly. I believe she's worked with Commander Slappey
25 to resolve that issue or it's being worked on right now

1 but just for general information that animal control is
2 considered an essential function in the city, so they
3 are operating every day. They're open 24 hours a day.
4 And their number is 313-224-6356, so they can be reached
5 at any time and they'll send a team out to respond. If
6 there's an emergency issue, obviously 9-1-1 is another
7 avenue in order to get a response. And I believe that
8 is all for my report at the moment.

9 CHAIRPERSON CARTER: Thank you, Assistant
10 Chief LeValley. Commissioners, do you have any
11 questions for Assistant Chief LeValley?

12 COMMISSIONER BURCH: Madam Chair.

13 COMMISSIONER HOLLEY: Yes.

14 CHAIRPERSON CARTER: I heard Commissioner
15 Burch. Commissioner Burch.

16 COMMISSIONER BURCH: So Madam Chair?

17 CHAIRPERSON CARTER: Commissioner Burch.

18 COMMISSIONER BURCH: I'm un-muted?

19 CHAIRPERSON CARTER: Yes, ma'am. I can hear
20 you; we can hear you.

21 COMMISSIONER BURCH: Okay good. Good okay.
22 A.C. LeValley, thank you so much for your service and I
23 did bring up the issue about the pit bulls but here's
24 the issue. Is there a number -- the number that you
25 gave out that's a general for the public; is that

1 correct?

2 ASSISTANT CHIEF LEVALLEY: Yes, that's the
3 main line for animal control.

4 COMMISSIONER BURCH: Yes, sir. So I wanted
5 to share A.C. that when I called that number it's like a
6 waiting period, nobody ever came to the phone. So off
7 the air do you think there's a number we could have to
8 animal control that would only be given to leaders
9 within the community that they can consult, citizens can
10 consult their commissioner or their whoever that block
11 club leader is to get a response from animal control
12 since they are essential? That's one thing.

13 Now the other thing is regarding what you
14 were saying about the crime status and I just want to
15 speak about number 11. It's quite a bit of active
16 shooting, random shooting whenever no matter what time
17 of the day. My question is is there a way for officers
18 to be on patrol at night? I'm saying like after 12.
19 I'm not speaking of a narcotic guy like Mohammed and
20 Austin, they always answer but they're busy doing other
21 things. Do you have police officer to patrol the
22 streets at night?

23 ASSISTANT CHIEF LEVALLEY: Yes, ma'am. We
24 do have --

25 COMMISSIONER BURCH: That's my question.

1 ASSISTANT CHIEF LEVALLEY: Yeah, as I
2 mentioned right now we only 99 members that are out, so
3 our staffing is on par with the way it had been prior to
4 this COVID issue, so we definitely have deployments out
5 at night. I'll get Deputy Chief Bettison relay it over
6 to the commander if there's particular areas or
7 particular times, we can increase patrols in certain
8 areas based on whatever information we're receiving. So
9 we can definitely do that but, yeah, we have officers
10 working all shifts. We have our special operations
11 shift that works normally 7 at night till 3 in the
12 morning or 8 p.m. to 4 a.m., those hours, so we increase
13 patrols during those times.

14 COMMISSIONER BURCH: Yes.

15 ASSISTANT CHIEF LEVALLEY: We definitely
16 will address that. And as far as the phone number for
17 animal we'll also work on getting a direct phone number
18 for animal control that we can share.

19 COMMISSIONER BURCH: Yes, sir. And you are
20 aware that Mayor Duggan has put out bill boards
21 regarding the responsibility of people that own pit
22 bulls. That should be stressed, too, whenever there's a
23 report coming back to the Board of Police Commissioners
24 so the citizens will be aware about these pit bulls,
25 okay?

1 ASSISTANT CHIEF LEVALLEY: Yes.

2 COMMISSIONER BURCH: I thank you so much for
3 your service.

4 ASSISTANT CHIEF LEVALLEY: Thank you.

5 CHAIRPERSON CARTER: Commissioners, any
6 other questions?

7 COMMISSIONER DAVIS: I have a question.

8 COMMISSIONER BROWN: Madam Chair, after
9 Davis I have a question.

10 CHAIRPERSON CARTER: All right, Commissioner
11 Davis and then Commissioner Brown.

12 COMMISSIONER DAVIS: My question, sir, is
13 with the officers coming back and stuff has the overtime
14 needed -- has the overtime been reduced and especially
15 talking about like the Second Precinct if they have so
16 many officers down is overtime across the board down, is
17 it up in some precincts, down in others?

18 ASSISTANT CHIEF LEVALLEY: So where we are
19 right now is we're back to the situation that we were in
20 prior to the whole coronavirus pandemic. So overtime is
21 pretty much stabilized there, so for a little while when
22 we had a lot of members out we did have an increased
23 amount of overtime but it wasn't very significant
24 because I don't know -- we were able to pull officers
25 and redeploy them from some of the units throughout the

1 department to supplement areas where we were most short
2 on officers. So we didn't see a huge increase in
3 overtime. We do also have an opportunity in which we've
4 been tracking the amount of overtime that is being spent
5 specifically related to coronavirus pandemic because
6 we're -- we will likely be able to recover some of those
7 funds from FEMA. So there's an opportunity there for us
8 to recover some of what we had to spend while we had a
9 lot of officers out but it has stabilized at this point.

10 COMMISSIONER DAVIS: Next I would also like
11 to know all of these 1,700 tickets and so has anyone
12 actually paid any of those tickets?

13 ASSISTANT CHIEF LEVALLEY: I don't believe
14 there have been any court hearings yet and I don't know
15 if they actually -- if anybody paid them because I
16 believe they're going to have to have a court hearing
17 before they can actually pay them, so the Court's not
18 open yet for noncriminal offenses.

19 COMMISSIONER DAVIS: Also as a Wayne State
20 alumni I understand that some of the executive staff got
21 some masks just recently, received masks.

22 ASSISTANT CHIEF LEVALLEY: Yes, sir. Myself
23 along with Assistant Chief Stair, Commander Sloan of the
24 Fourth Precinct, and Commander Sims of the Twelfth
25 Precinct, we all graduated Wednesday with MBAs from

1 Wayne State.

2 CHAIRPERSON CARTER: Congratulations.

3 ASSISTANT CHIEF LEVALLEY: Thank you. And
4 then also Deputy Chief Fitzgerald he graduated with a
5 master's in criminal justice from Wayne State this week.

6 COMMISSIONER DAVIS: Thank you. That
7 concludes my questions.

8 ASSISTANT CHIEF LEVALLEY: Thank you.

9 CHAIRPERSON CARTER: Commissioner Brown.

10 COMMISSIONER BROWN: A.C., just
11 congratulations to everyone. One of the things I'd like
12 to say first and foremost is just want to say Ramadan
13 Mubarak for all of the officers that are out there that
14 are Muslims and practicing Islamic faith. I know
15 they're going through that time with Ramadan. I've been
16 out on ride-alongs and I'm seeing some things out here
17 that I just have some simple questions. One of them
18 I'll reserve it for later on but I had the opportunity
19 to be with some officers yesterday that did an amazing
20 job with administering Narcan to revive a person that
21 had, you know, OD'd. The situation after that was they
22 were basically out of the Narcan so -- and he was
23 explaining to me how they were getting it and I saw that
24 Detroit fire was there and that they replenish anything
25 that the fire fighters use from the EMS rig and I'm just

1 wondering are we getting together to have the
2 conversation to make sure everyone has the same training
3 and using the same type of Narcan device and how it's
4 administered so that when they use it, if it's discarded
5 they can replenish it from any of the EMS rigs who carry
6 supplies from those rigs when they're there, so that was
7 just two different things and how they're getting it.

8 Also I understand there was some issues with
9 -- well, I'll talk about those later. But road flares.
10 I found it very appalling that some of the officers are
11 going to ask the Redford Police Department for flares.
12 You know, what is our situation with that and why aren't
13 they in our budget so that each vehicle is equipped with
14 a box of those? It's a staple with the vehicle. Is
15 there anything I can do to help facilitate that? Maybe
16 we can be out here raising money to get them. Is it a
17 part of the budget? Who's in charge of purchasing that
18 to make sure that these guys have all of the tools they
19 need to do they job. I mean, because some of these
20 things could have been, you know, can be avoided with
21 accidents. You know, flares are very important at night
22 or if we need to go through purchasing some electronic
23 ones, you know, to go out there other than the regular
24 burn ones, but right now I guess the need is to have
25 some type of flares in the vehicles so that the officers

1 have them.

2 There was some issues about software and IT
3 things that some of the officers were experiencing and
4 I'll talk off line to maybe D.C. Bettison about that or
5 the Deputy Chief Fitzgerald to speak to that issue but
6 for the most part I want you to know I'm out there and
7 these officers are doing an amazing job with what they
8 have to work with and they just need to be commended and
9 the other thing I haven't heard anything about is what's
10 the status with the hazard pay? When's it going to be
11 implemented? Is it going to be retroactive from the
12 date that he started the negotiations? Is there a
13 retroactive date or anything like that? And what's our
14 plan for ongoing testing for the officers once some of
15 them -- I know they come back to work maybe a month
16 later or three weeks later, are they being retested? Do
17 we have a plan in place for that?

18 ASSISTANT CHIEF LEVALLEY: So with regard to
19 the Narcan so the training is standardized training that
20 the officers receive, so they all receive the same
21 training and it should be the same level of training
22 that EMS and fire receive. Now as far as replenishing
23 the Narcan canisters I think when they do -- administer
24 the Narcan they have to do a report and then it goes to
25 our facilities and resource management team who

1 replenishes the Narcan, so we don't have anything in
2 place to get Narcan from EMS but certainly something
3 that we can explore, because it would probably be a much
4 quicker process for them to be able to replenish it that
5 way.

6 Road flares. I don't know if they're a
7 specific line item in the budget or something part of a
8 bigger package. I'll have to find out some answers for
9 that for you. But I do agree we should definitely have
10 road flares out there, it's dark and it's dangerous to
11 be out on the side of the road, so we can -- we'll
12 definitely address that issue.

13 And then as far as hazard pay, the hazard
14 pay went into effect on April 13th and so officers are
15 being -- actually, I shouldn't say officers -- all
16 members of the department that are rank of commander and
17 below are -- who actually report to work are receiving a
18 five dollar an hour hazard pay and so it started on that
19 date. It did not go retroactive to anything prior to
20 April 13th, but it's that date forward and officers will
21 be paid quarterly for whatever hazard pay they've
22 accumulated during the period of time, and I don't know
23 how long it's going to go on. We haven't received any
24 information as to when the cut off of that might be.
25 But it is in effect right now.

1 And then as far as testing. Right now we're
2 in the process of testing the entire department so yes,
3 individuals who return to work after they're off like,
4 say, they were positive and then they end up having a
5 negative test, they come back to work. We're going
6 through command by command and testing everybody in the
7 command to see if there are -- if there is anybody who's
8 positive in the work force right now so we can
9 definitely pull them out and they're not infecting other
10 people at work but I'll tell you since we started doing
11 the testing, we anticipate that it will be done the
12 entire department the first round probably next week but
13 in the first four or five commands that we've tested a
14 very, very low number of people have come back positive.
15 Maybe less than ten out of several hundred that we
16 tested. So that's a good sign. I think officers are
17 now at a point where they're comfortable social
18 distancing and using the PPE. We put out an order that
19 made wearing of masks mandatory for everybody if they
20 were in the proximity of anybody else or in any kind of
21 shared work space or riding in a police car with
22 somebody else that they had to wear their mask, and we
23 know that that's not 100 percent but it's a lot better
24 than not having one on. We think that along with all
25 the other measures we put in place are really having a

1 positive effect on the number of people that are testing
2 positive for COVID.

3 COMMISSIONER BROWN: Okay. Another thing
4 while I was out there and I've been out a couple days
5 I'm not seeing -- I'm seeing fast response times and
6 what I'm doing is I'm coming up there and I'm not
7 telling them I'm out there, so any guys that really know
8 I'm in the car with them is the guys that's taking me
9 out. So but I'm watching runs, monitoring the radio
10 while I'm sitting there and these response times are a
11 lot faster than what's being reported. So I would just
12 like to know what's our breakdown in how we getting
13 these numbers back and are they averages or are they
14 just concrete numbers because the response times that I
15 was experiences out there were very fast. They were
16 there within 3 to 5 minutes and I think one may have
17 taken longer because we were on another side of town and
18 they got over there in five minutes. But the response
19 times were really good out there in the streets and I
20 would just -- I think we need to take a deeper dive into
21 that.

22 And another question I know there was some
23 talk about purchasing new body armor. I'd like to get
24 involved in that and look at that and be on that team
25 with that to really see if there's something that a lot

1 of the officers would like to have. I know that the
2 body armor they have now and the issue with the belt,
3 you know, I wear a uniform so I understand how that
4 stuff can pull your spine out of place but I understand
5 that with this vest, the new vest they looking at from
6 Angel Armor, which is one of the model types, I'll just
7 use that one, has pockets and everything where some of
8 the stuff can come off of the belt and be carried upon
9 the vest. Have we -- we doing trials on those right now
10 or have we moved forward with it?

11 ASSISTANT CHIEF LEVALLEY: So with regard to
12 the vests from Angel Armor I believe that they did
13 outfit a few officers that were testing it out.
14 Unfortunately, they didn't -- that whole process wasn't
15 done in the proper manner for city purchasing, so there
16 are some issues there with regard to like we're not in a
17 position that we can just go to one company and say
18 we're going to buy this from this company, right? So we
19 -- because we're spending public dollars we have to --
20 we put stuff out for bid.

21 COMMISSIONER BROWN: Yeah, put it out for
22 bid and I explained it to them.

23 ASSISTANT CHIEF LEVALLEY: Yeah, and let
24 everybody do that, so there were a few officers who I
25 believe the owners of that company went through somebody

1 that they met somewhere and they had a few officers
2 wearing it. We had the officers stop wearing those
3 vests and when we put out our purchase or our RFP next
4 year for body armor they can definitely participate as
5 one of the bidding companies.

6 COMMISSIONER BROWN: Okay.

7 ASSISTANT CHIEF LEVALLEY: We would -- if
8 the price is right and it's the right product, we
9 definitely would be interested in switching but it's not
10 something that we're doing right now for sure. We still
11 have a current contract in place for our current body
12 armor. And so, you know, we're going to continue to see
13 that through. I'm sorry what was the other? Oh the
14 response time. So yeah, response time is lower than it
15 was previously. Our volume of calls that we have right
16 now is down about 19 percent, so we're getting 19
17 percent less calls coming in so obviously having less
18 calls to respond to, you know, gives us an opportunity
19 to get to each call quicker but to answer your question
20 what we do report is average every week; so, yeah, there
21 are a lot of calls that we get to in 3 minutes but for
22 every one that we get to -- when we report a 9 and a
23 half response time, you know, if we get to a -- one call
24 on 3 or 4 minutes and then we get to another one that
25 takes us 15, you know, we have to report the average.

1 COMMISSIONER BROWN: Right.

2 ASSISTANT CHIEF LEVALLEY: That's why we did
3 add on the stat sheet and it was actually at the board's
4 request at some point that we kind of give a breakdown
5 how many we get to in under 7 minutes, how many takes 7
6 to 14 minutes; so when with you look at the stat sheet
7 you can see that, you know, where the biggest grouping
8 of calls fall but, yeah.

9 COMMISSIONER BROWN: All right, thank you.

10 ASSISTANT CHIEF LEVALLEY: Yes, sir.

11 VICE CHAIRPERSON HOLT: Madam Chairperson.

12 COMMISSIONER BURTON: Madam Chair.

13 CHAIRPERSON CARTER: Commissioner Holt then
14 Commissioner Burton.

15 VICE CHAIRPERSON HOLT: Thank you. Thank
16 you, Assistant Chief LeValley. A question to the
17 comment that Commissioner Brown made regarding the road
18 flares. Would that not be included in the budget much
19 like the maintenance of the officer cars? I mean, do we
20 have to launch some kind of fundraiser to ensure that
21 these road flares are a part of the budget?

22 ASSISTANT CHIEF LEVALLEY: I don't think
23 that that's necessary. I believe that they should be in
24 the budget but probably not as a single line item just
25 for road flares. I'm sure that there's a budget that

1 our facilities and resource management team have that
2 they buy all of our regular recurring equipment with, so
3 if there's a shortage of road flares, I'll get with
4 them, you know, find out -- make sure that they're
5 ordering appropriate amount and go from there.

6 VICE CHAIRPERSON HOLT: Okay, thank you.
7 And through the chairperson one more comment.

8 CHAIRPERSON CARTER: Yes.

9 VICE CHAIRPERSON HOLT: I think it was a
10 couple of weekends ago I received a call from a
11 neighborhood association president and she was upset
12 because she wasn't able to get the attention of the
13 police over here at the Eighth Precinct regarding a
14 weekend party during the peak days of social distancing,
15 so I did manage to get on the radar with Commander
16 Patterson who went by the neighbor's home, actually
17 interviewed them the folks who were being accused of
18 having the weekend parties and then he promised that he
19 would make sure the officers drove by during those times
20 when the neighbor was making -- was saying the parties
21 were going on. So Vicky was very excited that in all
22 that was happening or all that's happening in the
23 neighborhood that Commander Patterson took, I don't
24 know, five minutes to go by to make her feel safe so
25 thank you.

1 ASSISTANT CHIEF LEVALLEY: Good to hear.

2 Thank you.

3 CHAIRPERSON CARTER: Commissioner Burton.

4 COMMISSIONER BURTON: Madam Chair, question
5 for the chief. A few questions actually. What is the
6 nonfatal shootings and homicide right now just during
7 this pandemic crisis percentage and what is the numbers
8 that we have? And then I'll raise my next question.

9 ASSISTANT CHIEF LEVALLEY: So for during the
10 -- since the governor's order went into effect, which
11 was mid March so from March 16th to April 26th we had 26
12 homicides this year. Last year during that same period
13 we had 21. And then nonfatal shootings we've had 108
14 during that period and last year during the same period
15 we've had 65. So both of those categories are -- have
16 increased. Every other category we have has been a
17 significant decrease in the volume of crime that's
18 coming in but shootings and homicides completely the
19 opposite.

20 COMMISSIONER BURTON: My next question,
21 Madam Chair, for the chief would be Detroiters want to
22 know how many tickets, fines or, you know, Detroiters
23 received for being at home or for gathering or whatever?
24 How many tickets was issued during this pandemic to
25 Detroiters whether they were at home or...

1 ASSISTANT CHIEF LEVALLEY: We've issued
2 1,749.

3 COMMISSIONER BURTON: 1,749?

4 ASSISTANT CHIEF LEVALLEY: Yes, sir.

5 COMMISSIONER BURTON: So my last question
6 for now is looking at 1,749 tickets and citations
7 written to Detroiters who wake up every day and party
8 how many tickets did the Detroit Police Department write
9 to those white supremacist groups that brought hatred to
10 our city?

11 ASSISTANT CHIEF LEVALLEY: Well, we didn't
12 write any but they're two different things going on and
13 what you're talking didn't occur during the time that
14 the governor put an order in place, which is a law,
15 indicating that people couldn't congregate in large
16 groups. That's what the law is now and that is what
17 we're enforcing. You know, we issued almost twice as
18 many warnings than we did tickets and our preference
19 would have been that individuals didn't congregate in
20 large groups but, unfortunately, some individuals didn't
21 feel that it was serious enough for them to not do that;
22 so we had to taken enforcement action in order to try to
23 ensure the safety of the public. So, you know, we had a
24 group last weekend that hundreds of people that went out
25 and decided that it would be a good idea to drag race

1 and drift with their cars and so in order to stop that,
2 we had to issue ords (sic) and we sent them home.

3 COMMISSIONER BURTON: But to write tickets
4 to those that wake up every day and party, giving them
5 thousand dollar fines that they cannot afford with
6 (inaudible) thousand citizens of Detroit just recently
7 had their water shut up and white supremacist groups to
8 come to the city of Detroit and get a pass and that's
9 what you're saying deputy chief?

10 ASSISTANT CHIEF LEVALLEY: No, that's not
11 what I'm saying at all. I'm saying that those groups
12 that you're referring to didn't come to Detroit during
13 the time that the governor's order was in effect. So,
14 you know, had they come to Detroit to hold some kind of
15 protest during this period of time when the governor's
16 order was in effect, we would have ticketed or arrested
17 every one of them and that was the exact conversation
18 and discussion that myself and the other assistant
19 chiefs and deputy chiefs had with Chief Craig. The
20 protest that took place in Lansing I personally think
21 that people should have been issued ordinances
22 violations for violating the social distancing rule that
23 was put into effect but the Detroit Police Department
24 didn't advocate for this law, didn't write this law; we
25 didn't decide whether or not -- we don't get to decide

1 whether or not it's constitutional or correct. Our job
2 is to enforce the law. We're part of the executive
3 branch of the government, so the courts will decide
4 whether or not it's an appropriate law, not us.

5 COMMISSIONER HOLLEY: Good answer.

6 CHAIRPERSON CARTER: Any other questions,
7 Commissioners?

8 COMMISSIONER DAVIS: I have another
9 question.

10 CHAIRPERSON CARTER: Commissioner Davis.

11 COMMISSIONER DAVIS: Yes. Question, sorry.

12 ASSISTANT CHIEF LEVALLEY: Yes, sir.

13 COMMISSIONER DAVIS: Can you identify some
14 of the areas where they're disregarding the social
15 distancing hot spots? I know that I've seen people like
16 in the Rouge Park area that, you know, that's part of my
17 district but can you identify some other hot spots where
18 people are disregarding the social distancing?

19 ASSISTANT CHIEF LEVALLEY: Well Rouge Park
20 was one. There were definitely a park in southwest
21 Detroit Riverside Park where I believe it has recently
22 been redone; we had to take a lot of enforcement action
23 at that location. There were also a lot of businesses
24 that caused us to have to issue ordinances as well; so
25 there were a number of car washes that were open some of

1 them were repeatedly open after they had been warned to
2 be -- that they couldn't operate. So there was actually
3 one chain of car washes we had to get a cease and desist
4 order from the attorney general's office and serve it on
5 the owner of the car wash in order to ensure that they
6 were closed. So that restriction actually has now
7 lightened up with the new modification to the governor's
8 order. But for that couple week period that it was in
9 effect a lot of car washes and some duty supply shops
10 that opened up for business when they were not supposed
11 to.

12 COMMISSIONER DAVIS: Has any arrests been
13 made in relationship to that?

14 ASSISTANT CHIEF LEVALLEY: We actually we
15 did make one arrest for tickets issued. The one arrest
16 was an individual who was at one business that was open.
17 When the officers went to check on it he was given a
18 warning that he couldn't be at the business and then
19 officers went to the next business and he was -- the
20 same individual was at the next business and so he ended
21 up because of that encounter ended up being arrested but
22 all the rest were issued tickets and released.

23 COMMISSIONER DAVIS: That concludes my
24 question.

25 CHAIRPERSON CARTER: Thank you. Thank you

1 Assistant Chief LeValley for your -- for answering all
2 of the commissioners' questions and their concerns,
3 addressing their concerns.

4 ASSISTANT CHIEF LEVALLEY: Yes, ma'am.

5 CHAIRPERSON CARTER: Thank you. At this
6 time we will have the presentation from interim chief
7 investigator Lawrence Akbar.

8 INVESTIGATOR AKBAR: Good afternoon
9 honorable board.

10 VICE CHAIRPERSON HOLT: Good afternoon.

11 COMMISSIONER BURCH: Good afternoon.

12 COMMISSIONER DAVIS: Good afternoon.

13 INVESTIGATOR AKBAR: I'm Interim Chief
14 Investigator Lawrence Akbar of the Office of the Chief
15 Investigator. On Thursday, February 27th, 2020 the
16 honorable Board of Police Commissioners appointed me
17 second time as interim chief investigator. Following
18 the day of my appointment, I immediately reorganized the
19 entire staff into two teams, changed the leadership of
20 the management team, only two supervising investigators,
21 assigned new responsibilities to my administrative staff
22 aided by Senior Investigator Madrigal. I met with
23 interim secretary of the board Ms. Melanie A. White
24 concerning the governor's directive regarding state
25 government operations and local municipality government

1 operations concerning the COVID-19. The following week
2 I instituted a plan of action by working with the
3 Department of Innovation and Technical Services to
4 authorize our staff user rights which allow the entire
5 office to work remotely from home using the
6 department-issued notebooks. This allows staff to
7 utilize all programs provided by the department to
8 conduct their investigation. These are the systems that
9 my investigators use daily to investigate their cases,
10 access body worn video and audio recordings, obtain DPD
11 incident reports and supplement reports from the Record
12 Management Systems, traffic crash reports, investigative
13 case notes from the precinct detective units, CAD 80
14 dispatch records, Outlook e-mail systems and many
15 necessary systems to complete a thorough comprehensive
16 investigation. All investigators are fully trained to
17 perform the previously mentioned functions. I had all
18 the investigators including supervisors sign a statement
19 of confidentiality agreement, Detroit Police Department
20 partners and confidential agreements concerning the use
21 of all DPD information accessible in the system. I have
22 separate meetings with supervision, investigative staff,
23 the clerical staff regarding their new responsibilities
24 and expectations from the Office of the Chief
25 Investigator and the Board of Police Commissioners. A

1 copy of the agenda items with the signatures of all
2 staff was provided in your weekly packet. I ran a
3 remote operation test by having one team working
4 remotely from home in order to identify problems and
5 issues. Once my staff and I worked through the
6 technical issues, I ordered the entire staff to work
7 remotely from home. OCI, the entire OCI staff and
8 supervision are working from home. At times a situation
9 may arise where my management team will enter the OCI
10 facility to set up work for me to review and approve in
11 order to keep the process moving.

12 At this time the Office of the Chief
13 Investigator has 210 open cases under investigation and
14 17 cases over at 90 days. I provided recent
15 instructions to my investigative staff to close
16 investigations with body-worn camera footage without
17 interviewing the offending officers accompanied by a
18 COVID-19 statement written by me to staff explaining why
19 the identified officers were not interviewed in each
20 case. The overdue cases can and will be closed quickly
21 in the near future. I am working with department
22 officials, specifically Director Christopher Graveline
23 and Commander McGinnis of Professional Standards
24 regarding Zoom technology. The Office of the Chief
25 Investigator is in the process of obtaining our own

1 license to operate the system. I would like to
2 personally thank Doctor -- I mean, excuse me Director
3 Graveline, Commander McGinnis, assistant White chief
4 (sic) and the Department of Technology for the hard work
5 in making this possible.

6 Last but not least the status of our staff.
7 Since I took over as interim chief investigator we had
8 three investigators and one supervisor that experienced
9 symptoms of the COVID-19. One of our investigators was
10 hospitalized for a week and was released to go home and
11 had to go through the 14-day quarantine. The other two
12 investigators and the supervisor had recovered at home
13 by administering self quarantine. As of this date all
14 of our staff is healthy and working at home remotely.
15 It should be noted that the illness transpired at home,
16 at their homes, not at -- not from the OCI facility.
17 The general service division cleaning crew continues to
18 clean and sanitize our facility seven days a week, twice
19 a day. I will be submitting for your approval the
20 revised -- revision of the Office of Chief Investigator
21 standard operating procedure manual in the very near
22 future. This was worked on by myself and interim
23 secretary to the board. Upon receiving a thorough
24 review and approval from the interim secretary to the
25 board, I have implemented a new final closing letter to

1 complainants providing an explanation of their findings
2 along with a copy of the OCI database CCR listing the
3 complainant's allegations, any findings associated with
4 each allegation. This new finding letter is easy to
5 read and the complainant will have a greater
6 understanding of what transpired with his or her
7 complaint.

8 In closing, I updated the honorable board on
9 the following: Updates on my activities since the
10 appointment to this position, updates on the OCI staff
11 operations, updates on OCI complaint case summary
12 statistics. All of the documents pertaining to my
13 presentation are included in your board packet. I also
14 provide you with the OCI data statistics for the month
15 of March 2020. In the future after the COVID-19 crisis
16 is over, I will give a more data driven presentation
17 with analysis to the honorable board. And I also wanted
18 to say to the general community that you can file
19 complaints over the phone with Office of the Chief
20 Investigator at this time. We're not taking any
21 in-person complaints. You can get a hold of us by
22 dialing area code 313-596-2499. Leave your name and
23 your telephone number and one of my investigators will
24 get right back with you and call you and take your
25 complaint. You may also file a complaint online at the

1 city of Detroit's website, DetroitMichigan.GOV/BOPC.
2 You also can call your local precinct and when you call
3 your local precinct to file your complaint make sure
4 that you ask to speak to the officer in charge of the
5 desk, a supervisor and he or she will be glad to take
6 your complaint.

7 Thank you for your time, honorable board,
8 and support and at this time I'll take any questions
9 that you have for me.

10 COMMISSIONER DAVIS: I have a question.

11 CHAIRPERSON CARTER: Commissioner Davis.

12 COMMISSIONER DAVIS: Did you say Davis?

13 CHAIRPERSON CARTER: Yes.

14 COMMISSIONER DAVIS: My question, sir, is
15 this. Are the number of complaints being filed did they
16 drop in relationship to what's going on now?

17 INVESTIGATOR AKBAR: Yes, they have. But
18 they only went down by -- give me a chance to get to my
19 presentation. They only went down by -- they only went
20 down for March 15 percent which is nothing but 15 less.

21 COMMISSIONER DAVIS: Okay. Also do the
22 vehicles assigned to your unit are they at the station
23 or are they at each worker's house?

24 INVESTIGATOR AKBAR: No, all the vehicles
25 are kept at the Office of the Chief Investigator.

1 Supervisors generally come in two to three times a week.
2 At least once a week we go out there and restart all
3 those vehicles and make sure that they're in tip top
4 shape and operational when this pandemic is over with we
5 can get back to our normal way that we go out can into
6 the community to investigate cases.

7 COMMISSIONER DAVIS: Also the person that
8 had came down with the vehicle they was using was that
9 cleaned or the office area's been cleaned?

10 INVESTIGATOR AKBAR: Yes.

11 COMMISSIONER DAVIS: Okay, thank you.

12 INVESTIGATOR AKBAR: Okay.

13 CHAIRPERSON CARTER: Any other questions,
14 Commissioners.

15 COMMISSIONER BROWN: Madam Chair.

16 COMMISSIONER BURCH: Madam Chair.

17 CHAIRPERSON CARTER: Commissioner Brown and
18 then Commissioner Burch.

19 COMMISSIONER BROWN: Yeah, just one question
20 you said you had the employees sign a confidentiality
21 agreement. I'd like a copy of that.

22 INVESTIGATOR AKBAR: There's one in your
23 packet.

24 COMMISSIONER BROWN: No, I'm checking the
25 packet, I don't see it in there.

1 INVESTIGATOR AKBAR: Okay.

2 COMMISSIONER BROWN: Send me a copy of it
3 right now. I mean, everyone's at they computers. I
4 would appreciate it.

5 INVESTIGATOR AKBAR: Okay not a problem.

6 COMMISSIONER BURCH: Madam Chair.

7 CHAIRPERSON CARTER: Commissioner Burch.

8 COMMISSIONER BURCH: Madam Chair.

9 CHAIRPERSON CARTER: Commissioner Burch.

10 COMMISSIONER BURCH: Hello investigator
11 Akbar. How are you?

12 INVESTIGATOR AKBAR: Oh I'm fine, ma'am.

13 COMMISSIONER BURCH: Very good. I wanted to
14 ask you could you give us an example of what kind of
15 cases like when the people call in. Is there more of
16 whatever kind of crimes, could you give us an example of
17 what kind of complaints do you get and then I'd like to
18 know since you're now the -- over the investigators over
19 the OCI is Investigator Cromwell and Moses still with
20 the team?

21 INVESTIGATOR AKBAR: Yeah, they're still
22 employed here. Yes, ma'am, they are. And with respect
23 to the cases we're receiving believe it or not the same
24 type of cases that we've been receiving all the time.
25 With respect to the executive order we have received

1 five or six this month people complaining about being
2 investigated and receiving tickets. We also receiving
3 complaints that law enforcement officers are not wearing
4 masks or gloves when they approach them and they're
5 under investigation. Matter of fact there was one
6 complaint that was a little outrageous but I don't want
7 to comment about it too much in detail because it is
8 under investigation where an officer refused to go in a
9 gas station because the attendant asked him to wear a
10 mask because the sign that he had posted for everybody
11 going inside the gas station for purchase of items to
12 wear a mask and the officer allegedly uttered profanity
13 and just walked away. But we will be looking at the
14 video at that gas station and find out if that's
15 actually the case.

16 COMMISSIONER BURCH: Thank you, Investigator
17 Akbar. Thank you, Madam Chair.

18 CHAIRPERSON CARTER: Thank you.
19 Commissioners, any other questions? Interim chief, can
20 you send us, and I don't know if it was in the packet or
21 not, I really haven't looked at the packet, the letter
22 the revised letter that goes out to the complainants and
23 thank you for doing that because we had received over --
24 we had been receiving complaints from the complainants
25 that the letter didn't contain any information.

1 INVESTIGATOR AKBAR: Yeah, they were
2 confusing I acknowledge that. But I sat down and I
3 wrote one out for our investigations and for
4 administrative closures and formal complaint
5 resolutions.

6 CHAIRPERSON CARTER: Just to make sure we
7 get a copy of whatever the letter, so is it a blanket
8 letter or is it personalized?

9 INVESTIGATOR AKBAR: It's personal. It's
10 personalized.

11 CHAIRPERSON CARTER: Okay.

12 INVESTIGATOR AKBAR: Right to them.

13 CHAIRPERSON CARTER: All right, thank you.
14 Thank you so much.

15 VICE CHAIRPERSON HOLT: Chairperson Carter
16 one last fact. Mr. Akbar indicated that there is a
17 statement of confidentiality in your packet; is that
18 correct?

19 INVESTIGATOR AKBAR: Yes, I thought I sent
20 that maybe I didn't.

21 VICE CHAIRPERSON HOLT: So right. It's
22 here. Okay?

23 INVESTIGATOR AKBAR: Okay.

24 SECRETARY WHITE: Yes, Madam Chairperson if
25 I may add, it should be under OCI presentation

1 materials. So it may be imbedded in the remaining
2 documents for OCI's presentation but it is included as
3 well as the findings, the proposed findings letter.

4 CHAIRPERSON CARTER: All right. Thank you
5 and it's good to hear that everyone has recovered from
6 the virus.

7 INVESTIGATOR AKBAR: Yes.

8 CHAIRPERSON CARTER: And thank you for all
9 that you're doing.

10 INVESTIGATOR AKBAR: Okay, thank you for
11 putting me in this spot to do it. Thank you.

12 CHAIRPERSON CARTER: All right. At this
13 time, Commissioners, we'll have the report from the
14 interim board secretary.

15 SECRETARY WHITE: Yes, thank you Madam
16 Chairperson. Honorable board, if you would refer to
17 your agenda for the list of incoming correspondence for
18 this week they are as follows: The board received a DPD
19 facial recognition report, report number 25, and please
20 note that Captain Aric Tosqui and Director Stein, we
21 previously met with Captain Tosqui and Director Stein,
22 Madam Vicechair Holt, and Madam Chairperson and other
23 commissioners regarding developing a guideline for the
24 quarterly report. So at this time Captain Tosqui and
25 Director Stein and the department are working on that

1 item for the honorable board's review and consideration.

2 The second item includes the cover memo from
3 the department regarding V&F Collision incorporated with
4 the chief's signature. The third item is the actual
5 referral report regarding V&F Collision and the fourth
6 item includes the addendum concerning that very same
7 report.

8 And the last item the board received right
9 before the start of the board's meeting today consisting
10 of the administrative -- the request for change of duty
11 status with administrative leave without pay but with
12 medical benefits for police officer Latasha Williams
13 assigned to the Ninth Precinct and please note that
14 staff is reviewing, evaluating, and processing all of
15 the incoming correspondence for the board's review. And
16 that concludes my report at this time.

17 CHAIRPERSON CARTER: Thank you, Ms. White.
18 Commissioners, we are going to move on -- any questions
19 for Ms. White before we move on? We'll move on to
20 unfinished business. Under unfinished business we have
21 agency CFO Mr. George here. Is his microphone un-muted?

22 MR. GEORGE: Good afternoon, chair.

23 CHAIRPERSON CARTER: Good afternoon.

24 VICE CHAIRPERSON HOLT: Good afternoon.

25 MR. GEORGE: How are you doing?

1 CHAIRPERSON CARTER: Okay, how are you?

2 MS. GEORGE: I'm doing fine.

3 CHAIRPERSON CARTER: Good. So

4 Commissioners, I was informed that the information that
5 was given last week was in error and that our staff does
6 not qualify for the Category C budget adjustment. So
7 Mr. George, can you tell us a little bit about that
8 please?

9 MR. GEORGE: Yes. Thank you, Chair. It
10 could be a miscommunication or a misunderstanding that
11 the Category C basically there are two components in
12 there. It has 125 thousand and above the employee has
13 to make and it was mainly for appointees or the
14 department director, that is what that was meant for.
15 After reviewing the categories it will be best suited
16 that Category B may be the right approach for the BOPC
17 staff. That will give, the category B will be working
18 with the person of their schedule and the employee will
19 be getting 20 percent of their unemployment and also 600
20 dollars from the federal pandemic unemployment
21 compensation through July 31st. So that will make the
22 employee at this point and that is most of the staff and
23 the city of Detroit that are taking modified percent
24 straight across the board. So that is one thing that
25 I'm looking at the different plans that may be the right

1 approach to go for the Board of Police Commissioners
2 staff.

3 CHAIRPERSON CARTER: Now -- Dr. Anderson,
4 did you want to add anything to that?

5 DR. ANDERSON: I just want to state that,
6 well, we put the BOPC staff members in line with
7 everyone else for general city as well as the police
8 department.

9 CHAIRPERSON CARTER: At this time,
10 Commissioners, we have to reconsider our vote from last
11 week.

12 COMMISSIONER BELL: Madam Chair.

13 CHAIRPERSON CARTER: Commissioner Bell.

14 COMMISSIONER BELL: I move that the board
15 reconsider the board -- motion from April 23rd, 2020
16 that adopted Category C of the mayor's budget plan where
17 board staff would incur a 5 percent pay cut or the
18 equivalent use of 18 vacation days based on the city
19 current budget deficit.

20 COMMISSIONER BURCH: Second.

21 CHAIRPERSON CARTER: Ms. White, can you
22 repeat that for me, please?

23 SECRETARY WHITE: Yes. Commissioner Bell
24 moved that the board reconsider the board's motion from
25 April 23rd, 2020 that adopted Category C of the mayor's

1 budget plan where board staff would incur a 5 percent
2 pay cut or the equivalent use of 18 vacation days based
3 on the city's current budget deficit.

4 CHAIRPERSON CARTER: It's been moved and
5 supported. Is there any discussion? Those in favor?

6 ALL: Aye.

7 CHAIRPERSON CARTER: Got to do roll call.

8 COMMISSIONER BROOKS: Got to do roll call.

9 SECRETARY WHITE: Madam Vice Chairperson
10 Holt?

11 VICE CHAIRPERSON HOLT: Yes.

12 SECRETARY WHITE: Commissioner Bell?

13 COMMISSIONER BELL: Yes.

14 SECRETARY WHITE: Commissioner Brooks?

15 COMMISSIONER BROOKS: Yes.

16 SECRETARY WHITE: Commissioner Brown?

17 COMMISSIONER BROWN: Yes.

18 SECRETARY WHITE: Commissioner Burch?

19 COMMISSIONER BURCH: Yes.

20 SECRETARY WHITE: Commissioner Burton?

21 COMMISSIONER BURTON: Yes.

22 SECRETARY WHITE: Commissioner Davis?

23 COMMISSIONER DAVIS: Yes.

24 SECRETARY WHITE: Commissioner Griffie?

25 COMMISSIONER GRIFFIE: Yes.

1 SECRETARY WHITE: Commissioner Holley?

2 COMMISSIONER HOLLEY: Yes.

3 SECRETARY WHITE: Madam Chairperson, the
4 vote passed.

5 CHAIRPERSON CARTER: Thank you.

6 COMMISSIONER BELL: Madam Chair.

7 CHAIRPERSON CARTER: Commissioner Bell.

8 COMMISSIONER BELL: I move that the board
9 adopt Mayor Mike Duggan's Category B work share plan
10 where all the board staff, with the exception of the
11 interim secretary to the board and interim chief
12 investigator and attorney to the board, should accept
13 the criteria outlined within Category B to help reduce
14 the city existing budget short fall. I'd like the
15 interim Ms. White to read the bullet points that's
16 outlined specifically.

17 SECRETARY WHITE: Yes, Commissioner Bell.
18 The specific guidelines are as follows: The employees
19 will work 80 percent of their schedule, draw 80 percent
20 of their pay from the city of Detroit, keep their health
21 insurance, draw work share benefits from the state,
22 collect federal pandemic unemployment compensation
23 through July 1st. And the city will negotiate for no
24 pay increase for all employees on July 1st, 2020 and
25 this would be effective May 18th, 2020.

1 VICE CHAIRPERSON HOLT: Chairperson Carter,
2 should there be an addition to the motion that
3 Commissioner Bell made that this action is put in place
4 effectively May the 18th, 2020?

5 CHAIRPERSON CARTER: Ms. White just said
6 that.

7 VICE CHAIRPERSON HOLT: She did say that?

8 CHAIRPERSON CARTER: Yes, she did.

9 VICE CHAIRPERSON HOLT: Good. Thank you.
10 Sorry, Ms. White.

11 SECRETARY WHITE: It's okay.

12 CHAIRPERSON CARTER: It's been moved --

13 COMMISSIONER HOLLEY: Go ahead.

14 CHAIRPERSON CARTER: And supported.

15 COMMISSIONER BELL: We didn't get a support,
16 Commissioner.

17 VICE CHAIRPERSON HOLT: Support.

18 COMMISSIONER BELL: Thank you.

19 CHAIRPERSON CARTER: It's been moved and
20 supported that we adopt the Category B for all staff
21 with the exception of the interim board secretary, the
22 interim chief investigator, and the attorney to the
23 board to take effect on May 18th. Is there any
24 discussion?

25 COMMISSIONER BROWN: Yeah, Madam Chair.

1 COMMISSIONER HOLLEY: Madam Chairperson.

2 CHAIRPERSON CARTER: Commissioner Brown.

3 COMMISSIONER BROWN: Was it Brown first or
4 Holley?

5 CHAIRPERSON CARTER: I said brown.

6 COMMISSIONER BROWN: Madam Chair, I believe
7 this motion should be amended in that all the staff
8 should be included in Category B. Your interim
9 investigator, chief investigator just stated that he's
10 working from home so what work is he going to be doing
11 100 percent and doing normal work than anyone else. I
12 think they all should fall under that same category.
13 And it's not like they're taking the loss. I mean, the
14 money's going to be supplemented through the federal
15 relief fund and I think all the employees should do
16 that; they should not be separated and this motion
17 should be amended.

18 COMMISSIONER BURTON: I second that.

19 CHAIRPERSON CARTER: This was recommended by
20 the agency CFO, Mr. Akbar, and the interim board
21 secretary have been going into the office.

22 COMMISSIONER BROWN: Wouldn't that be a
23 conflict of interest? Of course they would recommended
24 something that's going to impact them in their favor. I
25 just think that --

1 CHAIRPERSON CARTER: I said the interim CFO
2 recommended that; Mr. George recommended that, not the
3 staff.

4 COMMISSIONER BROWN: Oh. I just think that
5 the entire staff should participate in the same thing at
6 the 80 percent. I mean, they're not losing any money;
7 they're not doing anymore work than what they can do at
8 home. You know, chief investigator just stated that he
9 set up all the staff including himself to work from
10 home. So what more are they doing to say that they're
11 going to be working at 100 percent? I just think that
12 this was not a good motion in the way it's presented and
13 that all the staff -- all of the staff should have to
14 take the 80 percent. So I move that we amend this
15 motion to say that all the staff take the 80 percent
16 with the 20 percent coming from the federal relief fund.

17 DR. ANDERSON: Through the chair. The 80
18 percent would be those that are being paid through the
19 city. The 20 percent would come from unemployment. It
20 would not come from a federal relief fund. The 600
21 dollars stipend that's scheduled until July 31st that
22 would come from the federal relief fund. And just for
23 clarification most of the managers throughout the city
24 are not placed in the work share. If that helps.

25 CHAIRPERSON CARTER: Thank you, ma'am.

1 COMMISSIONER BELL: Madam Chair.

2 CHAIRPERSON CARTER: Commissioner Bell.

3 COMMISSIONER BELL: Basically as she stated
4 we followed the recommendation of the city of Detroit
5 and the mayor. We have to have a team that's in place
6 to work on behalf of the board. We are not a full-time
7 board and we have these three people are essential to
8 carrying out the duty and function of the board of
9 police commission and the Office of Chief Investigator.
10 As you well know they are not exclusively working from
11 home, they are monitoring, they are taking all the
12 responsibility as they have in the past. So that's why
13 they fit this criteria and we followed that
14 recommendation and that is throughout the city of
15 Detroit how they have executive team working. This is
16 the executive team working on our behalf.

17 COMMISSIONER GRIFFIE: Through the chair.

18 CHAIRPERSON CARTER: Commissioner Griffie.

19 COMMISSIONER HOLLEY: Chairperson, Holley.
20 I've been waiting to speak.

21 CHAIRPERSON CARTER: Oh Commissioner Holley,
22 Sorry you were after Commissioner Brown.

23 COMMISSIONER GRIFFIE: Oh I'm sorry.

24 CHAIRPERSON CARTER: Commissioner Holley
25 then Commissioner Griffie.

1 COMMISSIONER HOLLEY: Thank you, Madam
2 Chairperson. I just think, Madam Chairperson, that it
3 ought to be -- the two people that we're talking about
4 got a significant raise. It ought to be to where you
5 going to have people acting -- we going to treat them
6 differently and then you going to cause conflict. All
7 these people are important. All these people that we're
8 dealing, our staff as well as the two people that we're
9 talking about, they all are important to us but they
10 should be treated -- I don't care about what the
11 recommendation is from the city. We got to deal with
12 people's attitude and what their responsibility to each
13 other. This is going to be basically a situation where
14 you're dividing people. If everybody's treated the
15 same, then I think that's the way it ought to be. It's
16 just the way it ought to be. That's my objection.

17 COMMISSIONER GRIFFIE: Through the chair.

18 CHAIRPERSON CARTER: Commissioner Griffie.

19 COMMISSIONER GRIFFIE: I, well, first I just
20 want to say I never heard a second on the original
21 motion before we amend the motion but --

22 COMMISSIONER BROWN: I did.

23 COMMISSIONER GRIFFIE: I would also, so
24 before I want to say --

25 CHAIRPERSON CARTER: Commissioner Holt --

1 COMMISSIONER GRIFFIE: -- something else --

2 CHAIRPERSON CARTER: -- the first motion.

3 COMMISSIONER GRIFFIE: I'm sorry? Oh

4 Commissioner Holt did?

5 CHAIRPERSON CARTER: Yeah.

6 COMMISSIONER GRIFFIE: Okay, so we do have
7 an action motion on the floor. I didn't hear a second
8 to the amendment to the motion, so I don't think we have
9 an amendment on the floor at this time. But I wanted to
10 simply say that I think that the mayor's plan in which I
11 feel like our direct reports are considered to be in
12 that. I can't remember the levels, they're not in front
13 of me right now but within the levels of the appointees
14 to the Mayor I think that they should be, because of the
15 elevated work of what they do, maybe we should consider
16 treating them different; that we should take -- accept
17 the mayor's recommendation. I feel as though there is
18 an elevated level of responsibility and I just want to
19 say that a raise comes when you are still in your
20 current job and you get extra money for the same job
21 performed. A promotion is not a raise. And so, yes,
22 the two individuals that we're speaking of did get
23 promotions that along with them came extra money because
24 that was in line with what they were now being asked to
25 do. And so they did not get a raise, there were the

1 interim promotions and then we are paying them for the
2 work they're doing. And so I would support them taking
3 the 5 percent pay cut, which I think is the
4 recommendation that the motion that passed and then
5 having the remainder of the staff take the 80 percent
6 option. I think that's fair and I think that's in line
7 with what's happening to other staff across the city,
8 their peers that's across the city of Detroit.

9 COMMISSIONER HOLLEY: It's not. It is not.

10 VICE CHAIRPERSON HOLT: Chairperson Carter.

11 CHAIRPERSON CARTER: Commissioner Holt.

12 VICE CHAIRPERSON HOLT: A comment was made
13 that the interim secretary is working from home. And
14 it's the same commentary whether she's working from home
15 or she's down at the office there are e-mails that come
16 through all time of nights, over weekend, and the like;
17 so I personally could attest to the fact that she is
18 stepping up to the challenge of keeping us engaged and
19 informed as police commission so --

20 COMMISSIONER HOLLEY: Everybody's stepping
21 up.

22 VICE CHAIRPERSON HOLT: -- to challenge
23 whether or not she is not doing the work that --

24 COMMISSIONER HOLLEY: Everybody --

25 VICE CHAIRPERSON HOLT: -- being paid for,

1 that she's being paid for, there's documentation that
2 could prove that she is.

3 COMMISSIONER HOLLEY: Everybody's --

4 COMMISSIONER BURTON: Madam Chair.

5 CHAIRPERSON CARTER: So the motion is --

6 COMMISSIONER BURTON: Madam Chair.

7 CHAIRPERSON CARTER: The motion from

8 Commissioner --

9 COMMISSIONER BURTON: Madam Chair.

10 COMMISSIONER BROWN: I believe that's

11 Commissioner Burton.

12 CHAIRPERSON CARTER: Commissioner Burton.

13 Okay so the motion is that the interim chief
14 investigator and the interim board secretary received
15 the same pay adjustment -- pay cut as the rest of the
16 staff; is that correct, Ms. White?

17 SECRETARY WHITE: No, I believe Commissioner
18 Brown indicated all three positions.

19 CHAIRPERSON CARTER: And the board attorney,
20 I'm sorry. And the board attorney.

21 COMMISSIONER GRIFFIE: Well, I think --
22 Madam Chair, I think we need to vote on the amendment
23 and then vote on the main motion separately.

24 CHAIRPERSON CARTER: Say that again.

25 COMMISSIONER GRIFFIE: We have to vote on

1 the amendment first.

2 COMMISSIONER DAVIS: Vote on the amendment
3 first.

4 CHAIRPERSON CARTER: We're voting on the
5 amendment now.

6 COMMISSIONER GRIFFIE: Okay.

7 CHAIRPERSON CARTER: So we're voting on the
8 amendment and we're going to do a roll call vote on the
9 amendment.

10 COMMISSIONER GRIFFIE: Okay.

11 SECRETARY WHITE: Madam Vice Chairperson
12 Commissioner Holt.

13 VICE CHAIRPERSON HOLT: Okay. I need to
14 know exactly what it is I'm voting on, please.

15 CHAIRPERSON CARTER: The amendment proposed
16 by Commissioner Brown that the three the attorney, the
17 interim board secretary, and the board interim board
18 chief investigator received the same pay cut as the rest
19 of the board staff, the 80/20 percent.

20 VICE CHAIRPERSON HOLT: No.

21 COMMISSIONER BURTON: Madam Chair.

22 COMMISSIONER GRIFFIE: Point of order. Roll
23 call vote's in place.

24 SECRETARY WHITE: Commissioner Bell.

25 COMMISSIONER BELL: Could you clarify we

1 voting against the memo, right? For or nay, right? I
2 vote no against amendment.

3 SECRETARY WHITE: Commissioner Brooks?

4 COMMISSIONER BROOKS: No.

5 SECRETARY WHITE: Commissioner Brown.

6 COMMISSIONER BROWN: Yes.

7 SECRETARY WHITE: Commissioner Burch?

8 COMMISSIONER BURCH: If I'm correct, yes, on
9 what Commissioner Brown said. Yes to what he said.

10 SECRETARY WHITE: Commissioner Burton?

11 COMMISSIONER BURTON: Madam Chair,
12 (inaudible).

13 SECRETARY WHITE: Commissioner Burton, we're
14 having some technical difficulties with your audio.

15 Commissioner Burton? Commissioner Davis?

16 COMMISSIONER DAVIS: Yes.

17 SECRETARY WHITE: Commissioner Griffie?

18 COMMISSIONER GRIFFIE: No.

19 SECRETARY WHITE: Commissioner Holley?

20 COMMISSIONER HOLLEY: Yes.

21 SECRETARY WHITE: Madam Chairperson Carter?

22 CHAIRPERSON CARTER: No.

23 SECRETARY WHITE: The motion failed, Madam
24 Chairperson.

25 COMMISSIONER GRIFFIE: Madam Chair, I'd like

1 to call the main motion.

2 CHAIRPERSON CARTER: The main motion is
3 Ms. White that the board -- could you repeat the main
4 motion?

5 SECRETARY WHITE: Yes. The main motion is
6 that the board adopt Mayor Duggan's Category B work
7 share plan where all board staff, with the exception of
8 the interim secretary to the board, interim chief
9 investigator, and attorney to the board, accept the
10 criteria outlined within Category B effective May 18th
11 with the existing criteria that we indicated earlier; 80
12 percent of their schedule, 80 percent of the pay from
13 the city of Detroit and the remaining criteria.

14 CHAIRPERSON CARTER: Thank you.
15 Commissioners -- please do a rollcall vote, thank you.

16 SECRETARY WHITE: Madam Vice Chairperson
17 Commissioner Holt.

18 VICE CHAIRPERSON HOLT: Yes.

19 SECRETARY WHITE: Commissioner Bell?

20 COMMISSIONER BELL: Yes.

21 SECRETARY WHITE: Commissioner Brooks?

22 COMMISSIONER BROOKS: Yes.

23 SECRETARY WHITE: Commissioner Brown?

24 COMMISSIONER BROWN: No.

25 SECRETARY WHITE: Commissioner Burch?

1 COMMISSIONER BURCH: No.

2 SECRETARY WHITE: Commissioner Burton?

3 COMMISSIONER BURTON: No.

4 SECRETARY WHITE: Commissioner Davis?

5 COMMISSIONER DAVIS: No.

6 SECRETARY WHITE: Commissioner Griffie?

7 Commissioner Griffie?

8 CHAIRPERSON CARTER: Somebody's mic is --

9 COMMISSIONER GRIFFIE: I'm sorry.

10 SECRETARY WHITE: Commissioner Griffie?

11 COMMISSIONER GRIFFIE: There I am. I do

12 support the main motion.

13 SECRETARY WHITE: Commissioner Holley?

14 COMMISSIONER HOLLEY: No.

15 SECRETARY WHITE: Madam Chairperson Carter?

16 CHAIRPERSON CARTER: Yes.

17 SECRETARY WHITE: Madam Chairperson, there

18 is a tie at this time.

19 CHAIRPERSON CARTER: So it fails. All

20 right, then we'll move on.

21 COMMISSIONER GRIFFIE: Point of

22 clarification?

23 CHAIRPERSON CARTER: Yes.

24 COMMISSIONER GRIFFIE: I just want an

25 understanding so is that that there are no pay cuts

1 taken?

2 CHAIRPERSON CARTER: Not at this time.

3 COMMISSIONER GRIFFIE: Okay.

4 SECRETARY WHITE: Madam Chairperson, I
5 believe Dr. Anderson is trying to get through.

6 CHAIRPERSON CARTER: Go ahead, Dr. Anderson.

7 DR. ANDERSON: I just wanted to state that
8 if the board at any point decided to make any changes,
9 the recommendation is that we do it before May the 18th.
10 I just wanted to put that out there. Thank you so much.

11 CHAIRPERSON CARTER: Thank you. All right.

12 At this time we're going to move on to new business.

13 COMMISSIONER BROWN: Yeah, Madam Chair.

14 CHAIRPERSON CARTER: Commissioner Brown.

15 COMMISSIONER BROWN: I just have a question
16 to talk about it. When they came up with a lot of the
17 cuts what did we give back as a board like, you know, so
18 the board secretary was gone around, what, November or
19 December, so there was still money there from his salary
20 in the budget. Dr. McCalister left, there was still
21 money in there from her budget. We have two
22 investigative positions have not been filled all year.
23 We also have a supervisor investigator that hasn't been
24 filled. We also have money in the budget I understand
25 that was set aside for lawsuit or legal whatever. Has

1 any of that money been returned to the general fund? Do
2 we know did that offer that money up to return that to
3 the general fund? If so, what was the total?

4 CHAIRPERSON CARTER: The money will be
5 returned to the general fund and I don't know what the
6 total is. Mr. George, if you could find out that
7 information if you don't have it at hand right now.

8 MR. GEORGE: Yes, Madam Chair. I don't have
9 that with me now but that is at the end of the year when
10 we close the books. That is the time we will decide.
11 Keep in mind there is 109 million dollar revenue short
12 fall. All these saving and all these vacant positions
13 and things across the board that is how the mayor and
14 the budget department looked at how we will do fix the
15 deficit, so all the vacant positions and all the money
16 that we haven't spent will go towards that revenue short
17 fall.

18 COMMISSIONER BROWN: So with that being said
19 once this money is given back will this money be put
20 back into our budget for the next fiscal year?

21 CHAIRPERSON CARTER: No.

22 COMMISSIONER BROWN: So we'll basically lose
23 the funding for the secretary of the board, the chief
24 investigator, the two investigators, the legal money,
25 and the supervisor for OCI; am I getting that right?

1 MR. GEORGE: If you don't mind. The new
2 budget will be ordered next week by the city council and
3 in that budget the secretary salary and the executive
4 director salary will be restored for next year.

5 COMMISSIONER BROWN: All right, thank you.

6 CHAIRPERSON CARTER: You're welcome. New
7 business, Commissioners. Any new business?

8 COMMISSIONER BURTON: Madam Chair.

9 COMMISSIONER BURCH: Madam Chair.

10 CHAIRPERSON CARTER: Commissioner Burton?

11 COMMISSIONER BURTON: Yes. I'm feeling some
12 form of discrimination whenever I try and second
13 Commissioner Darryl Brown's motion I'm muted. You know,
14 when you mute a commissioner, you disenfranchise the
15 hundreds of thousands of voters that live in their
16 district. It's not acceptable. I do like to put
17 something out there under new business. I move that we
18 as the Detroit Board of Police Commissioners ban Detroit
19 Police Department from using facial recognition for one
20 year due to this national pandemic crisis. Every black
21 male with a cap, baseball cap or health care mask look
22 alike.

23 COMMISSIONER DAVIS: Support.

24 COMMISSIONER HOLLEY: Who supported that?
25 Who did that?

1 COMMISSIONER DAVIS: That was Davis.

2 COMMISSIONER HOLLEY: Okay, I just want to
3 know.

4 CHAIRPERSON CARTER: Okay. So the motion is
5 Ms. White, can you repeat that motion, please?

6 SECRETARY WHITE: Yes, Commissioner Burton
7 moved that the department ban facial recognition use
8 during this COVID-19 crisis.

9 CHAIRPERSON CARTER: Is there any
10 discussion, Commissioners?

11 COMMISSIONER BELL: Madam Chair.

12 COMMISSIONER DAVIS:

13 COMMISSIONER BELL: Yes. I just --

14 CHAIRPERSON CARTER: Commissioner Bell and
15 then Commissioner Davis.

16 COMMISSIONER BELL: I just want to say this
17 is ridiculous. It does not merit any consideration by
18 this board to entertain a motion that may -- and I agree
19 that Commissioner Holley respond who made that second
20 motion. It is ridiculous.

21 CHAIRPERSON CARTER: Commissioner Davis.

22 COMMISSIONER DAVIS: Okay. Well, I would
23 like to know is facial recognition working and being
24 utilized properly since people are wearing masks?

25 COMMISSIONER BURCH: How are you going to

1 see them?

2 CHAIRPERSON CARTER: Those in favor?

3 Ms. White --

4 COMMISSIONER BURTON: I'd like to add to the
5 discussion. The facial recognition has not been
6 properly tested in a black and brown community. It's
7 subject to African Americans are now filling up the
8 prisons. It has not been properly tested in a black and
9 brown community. Due to this pandemic crisis every
10 black male look alike wearing a baseball cap and a
11 surgical mask, we cannot identify a single person of
12 color that doesn't have the resources for good legal
13 defense. (Inaudible) that live in poverty. We must ban
14 Detroit Police Department's (inaudible) during COVID-19.

15 CHAIRPERSON CARTER: Ms. White, we're ready
16 for the vote.

17 SECRETARY WHITE: Yes, Madam Vice
18 Chairperson Commissioner Holt?

19 VICE CHAIRPERSON HOLT: No.

20 COMMISSIONER BURTON: Madam Chair --

21 SECRETARY WHITE: Commissioner Bell?

22 COMMISSIONER BURTON: -- rollcall vote.

23 COMMISSIONER BELL: No.

24 SECRETARY WHITE: Commissioner Brooks?

25 COMMISSIONER BROOKS: No.

1 SECRETARY WHITE: Commissioner Brown?

2 COMMISSIONER BROWN: Yes.

3 SECRETARY WHITE: Commissioner Burch?

4 COMMISSIONER BURCH: No.

5 SECRETARY WHITE: Commissioner Burton?

6 COMMISSIONER BURTON: Yes.

7 SECRETARY WHITE: Commissioner Davis?

8 COMMISSIONER DAVIS: Yes.

9 SECRETARY WHITE: Commissioner Griffie?

10 COMMISSIONER GRIFFIE: No.

11 SECRETARY WHITE: Commissioner Holley?

12 COMMISSIONER HOLLEY: No.

13 SECRETARY WHITE: Madam Chairperson, the
14 motion did not pass.

15 CHAIRPERSON CARTER: Thank you. Under
16 announcements our next meeting will be Thursday, May 7th
17 2020 at 3 p.m. It will be a virtual board meeting. Our
18 next community meeting will be Thursday, May 12th -- May
19 14th, I'm sorry, May 14th, 2020 at 3 p.m. It will be a
20 virtual board meeting. At this time we will have oral
21 communications from the audience.

22 COMMISSIONER BURCH: Madam Chair.

23 CHAIRPERSON CARTER: Give your name for the
24 record --

25 COMMISSIONER BURCH: Madam Chair.

1 CHAIRPERSON CARTER: -- and limit your
2 comments to two minutes. Commissioner Burch and then
3 we'll go to --

4 COMMISSIONER BURCH: I'm sorry, Madam Chair.
5 I would just like to say under new business that I would
6 like to thank District 3 for all of the people coming
7 together to give out food distribution. I would like to
8 thank the police department that some of the leaders
9 actually take up refreshments to the precincts to thank
10 them, so I'm proud to be the commissioner in District 3
11 that we're working together and I want everybody to know
12 that when you do not wear the mask, that's in all
13 cultures that are doing that, the majority of them
14 disobeying the distancing is African American.
15 Commissioner Burton, I love you and God bless you.
16 Thank you so much.

17 CHAIRPERSON CARTER: Thank you. Mr. Brown.

18 MR. BROWN: Madam Chair, I currently have
19 four speakers. I'll call them in sets of twos.

20 COMMISSIONER BURCH: I should take that name
21 (inaudible).

22 MR. BROWN: Your first speaker will be Ms.
23 Erin Butler, followed by Mr. Eric Blount. Ms. Butler.

24 MS. BUTLER: Yes, this is Erin Butler. I'm
25 a member of an organization called Motor City Freedom

1 Riders. Can you all here me?

2 CHAIRPERSON CARTER: Yes.

3 MS. BUTLER: We've heard disturbing stories
4 of police questioning people as they get on the bus.
5 This is disturbing because in emergencies police have
6 been less oversight and can cause greater harm to
7 Detroiters. Few weeks ago in Boston police violently
8 pulled a man off the bus for not wearing a face mask and
9 some of these police officers were also not wearing face
10 masks. We know that the rates of COVID-19 are higher in
11 the police department than in the general population of
12 Detroiters, and each interaction between police and
13 Detroiters has the potential to spread the disease.

14 Also there are homeless people using the
15 buses as safe, warm places to go because there's so few
16 public spaces like libraries and lobbies that are still
17 open. They are some of our most vulnerable community
18 members. Here are my questions: Are police officers
19 questioning bus riders? If so, what are their questions
20 about and how are police officers engaging or not with
21 the homeless population specifically who are riding the
22 buses?

23 COMMISSIONER BROWN: So Madam Chair, can I
24 respond to that?

25 CHAIRPERSON CARTER: I think Assistant Chief

1 LeValley wanted to respond then you can.

2 COMMISSIONER BROWN: Okay.

3 ASSISTANT CHIEF LEVALLEY: No, I just asked
4 to un-mute my mic, but I do -- so we do have a program
5 that is in place right now to engage the homeless
6 population and Deputy Chief Bettison actually his team
7 is overseeing it and they're taking measures to get
8 people tested who want to be tested or who need to be
9 tested because they're displaying symptoms. They also
10 made arrangements with a number of shelters in order to
11 make sure that people had a place to go so we're not
12 just moving people along or moving them off the sidewalk
13 with no place to go. So we put something in place to
14 make sure that they had somewhere to go that would be
15 safe.

16 As far as bus riders I have -- I haven't
17 personally heard of any instances in which we've pulled
18 anybody off of a bus or interrogated somebody for
19 getting on a bus. I saw the same report in Boston where
20 officers dragged somebody from a bus but that's
21 definitely not -- it didn't happen in Detroit. That's a
22 news story for something that happened in Boston, so I
23 can't really comment on that but maybe Deputy Chief
24 Bettison has a little bit more he wants to add about
25 specifics on the project that his team is undertaking.

1 DEPUTY CHIEF BETTISON: Yeah, thanks A.C.
2 LeValley. We're working with the city of Detroit right
3 here in downtown. I know a lot of our homeless folks
4 they're very vulnerable right now due to the fact that
5 with the economy of course many of them were able to
6 make a living, you know, pan handling and of course
7 there's -- downtown is vacant; it's not people here so
8 we wanted to ensure that when it came to them having
9 food needs, and also being able to be sanitized --
10 sanitary type needs right behind U of D in their
11 downtown, their law school parking lot, the city of
12 Detroit set up tents and it also has water that's pumped
13 in where they can take showers, bathe; and we're working
14 very close with Father Tim as well and we're providing
15 them with the hand wipes so that they can keep their
16 hands clean and then we've also provided the homeless
17 with masks and we've emphasized the necessity of the
18 social distance. So that's been received very well by
19 the homeless population and of course not only have we
20 tested the homeless population for COVID in the shelters
21 and have opened up additional shelter space for them,
22 the city of Detroit Health Department has actually went
23 on the street to provide rapid testing for the homeless
24 who choose not to go to shelters. So you know, we're
25 taking a very, very thoughtful approach here in the city

1 to assist our homeless population and I have not heard
2 of or none of my officers have been directed to pay any
3 attention to the buses or transit in regards to homeless
4 or anything else.

5 CHAIRPERSON CARTER: Commissioner Brown.

6 COMMISSIONER BROWN: Just to add to that
7 D.C. also that the officers are equipped with passing
8 out masks for people that are in the street that are
9 homeless that don't have them and first and foremost the
10 public needs to know if something happens on the bus
11 that's going to reside with the Detroit Transit
12 Authority and I believe the bus drivers have masks also
13 to pass out to people. Okay, D.C. But they are handing
14 out the mask. You know, I personally went in the room
15 and got a couple for the cars that I was in that they
16 gave out; each car has a box full of the masks, the type
17 that D.C. Bettison just showed you and they are giving
18 them to people that don't have them. And they're just
19 stopping and just randomly giving to people, anyone that
20 just doesn't have a mask. They're not categorizing them
21 as homeless or anything like that and they are
22 transporting people to safe environments that are
23 homeless so they can get them off the streets and get
24 them tested and get them any type of help and assistance
25 that they need.

1 DEPUTY CHIEF BETTISON: To add to that we're
2 working very closely with Detroit Rescue Mission and
3 CAPPa and, you know, we have them teamed up with our
4 officers so that we can provide the resources and
5 whatever it may be to our homeless.

6 CHAIRPERSON CARTER: Thank you. Can you
7 tell us what CAPPa stands for so everybody knows what
8 that is?

9 DEPUTY CHIEF BETTISON: I shouldn't have
10 said it because at this point in time I know that it's a
11 social services agency and I cannot remember the
12 acronym, so thank you Commissioner Carter.

13 CHAIRPERSON CARTER: That's okay and I can't
14 remember it either but yeah, they're a social services
15 agency. We'll go with that.

16 DEPUTY CHIEF BETTISON: Yep. Yep.

17 CHAIRPERSON CARTER: Thank you so much.
18 Mr. Brown.

19 MR. BROWN: Madam Chair, your next speaker
20 will be Mr. Eric Blount. Mr. Blount.

21 MR. BLOUNT: Good afternoon, board, and my
22 brothers and sisters. I am Minister Eric Blount from
23 Sacred Heart Catholic Church where our priest and paster
24 is Father Norman Paul Thomas. I can't find the right
25 words to express my extreme disappointment with this

1 board. One of the more practical, reasonable and common
2 sense proposals have been cut down by this board. Why
3 wouldn't you suspend the facial recognition technology?
4 For one, their department it has the highest case of
5 absenteeism due to coronavirus, and with everyone
6 wearing masks and police officers passing out masks it
7 just makes too much common sense to pass up. So I don't
8 know what else to say without being offensive. Related
9 to facial recognition technology when will these reports
10 be made available? The secretive history of this
11 technology is well documented.

12 And lastly, again, please provide any
13 updates on DeWayne Jones' status and any other official
14 documents regarding his change in employment or
15 position. I also demand that this board submit a formal
16 request to the Wayne County prosecutor's office to
17 appeal the judge's decision to remove the felony charges
18 against DeWayne Jones before this case went to a jury
19 trial. I am demanding again that this board appeal the
20 arbitrator's decision to promote DeWayne Jones using any
21 and all legal means possible. That is all for now.

22 Thank you.

23 COMMISSIONER GRIFFIE: Chair?

24 CHAIRPERSON CARTER: Commissioner Griffie.

25 COMMISSIONER GRIFFIE: I just want to remind

1 constituents and citizens of the city that facial
2 recognition technology is not always using live footage.
3 It's not using live footage. And it may not be
4 analyzing photos in which people have masks. For
5 example, when I toured the facility the technology was
6 used against a mug shot and that person that was
7 actively committing a crime who did not have a mask on.
8 And so that is not necessarily true that everybody's
9 wearing a mask and therefore the technology doesn't
10 work. Just want to make sure that we are talking facts
11 in these meetings.

12 CHAIRPERSON CARTER: Robert Brown.

13 MR. BROWN: Madam Chair, your next speaker
14 will be Mr. Scotty Boman followed by Ms. Kathy
15 Montgomery. Mr. Bowman.

16 MR. BOMAN: Well, thank you for the
17 resolution last week. My comment is to demand justice
18 for Shelby Smith who was brutally beaten by Corporal
19 DeWayne B. Jones. Shelby was calm before receiving
20 unwelcome touching by Jones. On April 9th, 16th and
21 23th Detroit Police Department attorney Grant Ha stated
22 that he didn't have the official document from the
23 arbitrator. At their April 9th meeting Ha announced a
24 decision by Roumell to promote Jones to the rank of
25 sergeant. Roumell sent the message by e-mail but Ha did

1 not get an official document. So the promotion hasn't
2 happened even if you recognize the arbitrator's attempt
3 to usurp your charter authority. Acknowledging a
4 promotion is a defacto approval. Stick to your
5 position, reject the promotion.

6 At the April 23rd meeting you approved your
7 resolution expressing opposition to the pending
8 promotion, which you unanimously rejected on the 16th.
9 Your Attorney Jermaine Wyrick indicated that you could
10 appeal the arbitrator's claim and that his powers
11 exceeded that of the city charter. So if and when you
12 receive the official document, refuse the propose motion
13 and if you get it, take the -- appeal it in court. Be
14 advised that Jones has a hearing tomorrow at 9 a.m. at
15 the 36th District Court. He is seeking another trial
16 and has had a couple other hearings leading up to this.
17 All concerned citizens here should protest outside the
18 court starting at 8:30 a.m. with PPE and distancing.

19 Finally, it is sad to hear that the DPD is
20 instructing officers to commit the felony of violating
21 citizens' rights under color of law. The executive
22 order itself says constitutional rights are not
23 suspended. Peaceable assembly is explicitly protected
24 in Article One of the Michigan Constitution.

25 COMMISSIONER BROWN: Madam Chair, I just

1 want to just let them know that Mr. Bowman and
2 Mr. Blount that our board attorney is working with
3 corporate counsel on deciding the matter with the
4 charter versus the arbitrator's decision. So we are
5 taking action against it, they just have to research
6 case law and things like that to come back with us with
7 what they found. So it's not that we -- we're not
8 ignoring it and I think you guys may have went off at
9 the last meeting after we came back from closed session
10 and we had that discussion, so we are looking into it.
11 So it is something being done about it. It's just that
12 we don't have the information back from them yet to
13 report out to the public. It is being looked into.

14 MR. BROWN: Madam Chair, your next speaker
15 will be Ms. Cathy Montgomery. Ms. Montgomery.

16 MS. MONTGOMERY: Good afternoon. I am also
17 commenting on being opposed to Corporal DeWayne Jones'
18 promotion. I'm glad that you passed the resolution last
19 week opposing his promotion but I'm glad to hear your
20 lawyer, your attorney is investigating how you can
21 appeal the arbitrator's ruling. It just seems to me
22 that an arbitrator should not have the final authority
23 anymore than a judge can have final authority. Even
24 judges' rulings can be appealed. I don't know in this
25 case Corporal Jones was extremely abusive with a

1 mentally ill woman, punching her repeatedly at least
2 once from behind and this is totally unacceptable; and
3 if we allow an officer like that to be promoted, then
4 the Board of Police Commissioners is not doing their job
5 because they're supposed to help protect the community
6 from -- against police abuse.

7 Also I have noticed that a lot of police
8 officers are driving around in squad cars without face
9 masks. I'm guessing all of these cars have two police
10 officers in them and they can't possibly social distance
11 when they're sitting next to one another. I was pleased
12 to see one officer stopping a driver and he did have a
13 face mask on but that rule needs to be enforced. No
14 police officers should be having contact with each other
15 or with the public without a face mask. Also, I'm
16 really confused --

17 MR. BROWN: Madam Chair, the speaker time is
18 up.

19 CHAIRPERSON CARTER: Thank you, Mr. Brown.
20 At this time, Commissioners, just for a point of
21 reference CAPPAs stands for Community and Police
22 Partnership Advocacy and also the facial recognition
23 reports are posted online immediately following the
24 meetings. So that information is available online. At
25 this time, Commissioners, if there's no other business,

1 I'll entertain a motion to adjourn --

2 COMMISSIONER BURTON: Madam Chair, I have
3 one question. Madam Chair?

4 CHAIRPERSON CARTER: Commissioner Burton.

5 COMMISSIONER BURTON: Madam Chair?

6 CHAIRPERSON CARTER: Commissioner Burton.

7 COMMISSIONER BURTON: I have several of my
8 constituents they calling the 313-596-1830 number to the
9 Board of Police Commissioners office. Whose calls being
10 forwarded to because no one's been answering the phones
11 and I can provide my colleagues with the names of those
12 that's been calling to the office. Are those calls
13 being directed to staff?

14 CHAIRPERSON CARTER: Ms. White.

15 SECRETARY WHITE: Yes, through the chair.
16 Commissioner Burton, the calls are being directed to all
17 of the board's administrative staff and so if you have
18 those names and contact numbers, we will be glad to
19 contact those individuals and find out what their
20 concerns are and address them accordingly but we have --

21 COMMISSIONER BURTON: But --

22 SECRETARY WHITE: -- all the --

23 CHAIRPERSON CARTER: Hold on Commissioner
24 Burton. I didn't hear your last part Ms. White.

25 SECRETARY WHITE: I just indicated that we

1 have been responsive to all of the voicemail messages
2 that have been left at that number.

3 COMMISSIONER BURTON: Madam Chair, no one
4 answered the calls? They respond to voicemails only?

5 CHAIRPERSON CARTER: When there's no one in
6 the office, no.

7 COMMISSIONER BURTON: But aren't the calls
8 being forwarded to one of the board staff phones where
9 --

10 CHAIRPERSON CARTER: The staff is responding
11 to the questions that are asked -- the messages. When
12 someone leaves a message the staff responds to the
13 message. Yes.

14 COMMISSIONER BELL: Madam Chair, I move for
15 adjournment.

16 COMMISSIONER HOLLEY: Second.

17 CHAIRPERSON CARTER: It's been moved and
18 supported that we adjourn. Is there any discussion?
19 Those in favor?

20 ALL: Aye.

21 CHAIRPERSON CARTER: Those opposed? Motion
22 carries. Thank you all for attending this evening's
23 meeting. The meeting is adjourned. I will see you all
24 next week. Have a good week. Thank you.

25 (Meeting concluded at 4:56 p.m.)

1 STATE OF MICHIGAN)

2)

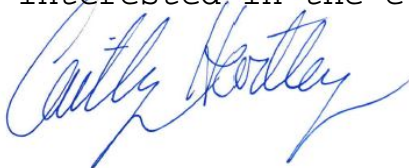
3 COUNTY OF WASHTENAW)

4

5 CERTIFICATE OF NOTARY PUBLIC AND COURT REPORTER

6 I, Caitlyn Hartley, do hereby certify that the
7 foregoing virtual 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

21

22

23

24

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DBOPC
04/30/2020

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