

**Draft Minutes Detroit Board of Police Commissioners**  
**Date of Meeting: Thursday, November 12, 2020 – 3:00 PM**  
**Location: Zoom Virtual Meeting Platform**

**BOPC Chairperson Willie Bell called the BOPC Board Meeting to order at 3:00 PM (November 12, 2020)**

Detroit Board of Police Commissioners' Membership / Attendance	Attend	Not-Attend
Willie E. Bell, Chairperson	Yes	
Annie Mae Holt, Vice-Chairperson	Yes	
Darryl D. Brown	Yes	
Shirley A. Burch	Yes	
Willie E. Burton	Yes	
Lisa Carter	Yes	
William M. Davis	Yes	
Evette Griffie	Yes	
Jesus Hernandez	Yes	
Jim Holley	Yes	
Martin Jones	Yes	
Quorum (Yes)	11	

**The Board acting in accordance with its rules approved the Agenda for Thursday, November 12, 2020.**

**Chairperson Bell** called the meeting to order and invited Chaplain Charles Bailey to provide the invocation.

**INVOCATION: Chaplain Charles Bailey**

**I. MOTION: To approve the Agenda.**

**Motion:** Commissioner Holley      **Second:** Commissioner Burch      **Discussion:** Commissioner Davis expressed concern regarding the agenda item of the proposed Bylaws Amendment being added to the agenda citing that the Chairperson previously indicated that additional information would be shared with the full Board.

**Yes:** Chairperson Bell, Vice-Chairperson Holt, Commissioner Burch, Commissioner Griffie, Commissioner Hernandez, Commissioner Holley, and Commissioner Jones.

**No:** Commissioner Brown, Commissioner Burton and Commissioner Davis.

**VOTE:**            Yes = 7            No = 3            **Motion: PASSED**

**II. MOTION: To approve the November 5, 2020, Meeting Minutes with necessary corrections.**

**Motion:** Commissioner Holley      **Second:** Commissioner Jones      **Discussion:** None.

**Yes:** Chairperson Bell, Vice-Chairperson Holt, Commissioner Brown, Commissioner Burch, Commissioner Griffie, Commissioner Hernandez, Commissioner Holley, and Commissioner Jones.

**No:** Commissioner Burton and Commissioner Davis

**VOTE:**            Yes = 8            No = 2            **Motion: PASSED**

**III. MOTION: To take from the table and resume consideration of the main motion that lies on the table regarding the proposed bylaw amendment discussed on November 5, 2020, which involved the removal of the Chair and Vice Chair.**

**Motion:** Commissioner Griffie      **Second:** Commissioner Jones      **Discussion:** Commissioner Burton stated he called for a legal opinion last week and the previous week. **Chairperson Bell** indicated that there was no discussion on this motion and requires

a vote. **Commissioner Burton** called to overrule the Chairperson indicating he was not following Robert's Rules of Order. **Commissioner Brown** seconded Commissioner Burton's statement citing the Chairperson was out of order and that discussion was needed. **Chairperson Bell** clarified that to take from the table, a second is required, it is not amendable, it is not debatable, and requires a majority vote based on Robert's Rules of Order. **Commissioner Griffie** expressed the need to have discussion and limiting the comment to one per person. **Commissioner Brown** indicated that because the motion language has changed, his concern was that the original motion that the Board tabled last week required a reset of the 30-day clock on the motion. He also requested clarity on whether the motion was to bring the motion to table off the table and then to reconsider a motion. **Chairperson Bell** expressed confirmation of the previous speaker's statements regarding taking the motion to table off the table and resume consideration of the main motion. **Chairperson Bell** also stated the motion that was made last week remained unchanged. **Commissioner Griffie** confirmed the Chairperson's previous statements to move forward with a vote without discussion. **Vice-Chairperson Holt** reiterated no discussion was required, and a vote was required. **Commissioner Davis** requested to speak during discussion and requested a legal opinion before the motion was taken off the table. **Chief Legal Counsel of Special Projects Megan Moslimani** spoke to provide clarity citing the following: With regards to legal opinions, she sent an email that was shared with the Board, and will also provide the criteria for requesting a legal opinion on official letterhead. **Counsel Moslimani** cited that it was improper for individual Board members to burst out and ask for legal opinions on their own. The Board acts as a whole body, not as a Board of individuals, and decisions are made as a Body. The criteria for requesting legal opinions are as follows: The request needs to be brought to the Board and on the table for a motion, for a discussion. The Board members need to be clear on what they are asking for, and then a resolution needs to be made and sent to Corporation Counsel's Office. Once the Law Department receives that formal legal written request, the Corporation Counsel will provide a legal opinion. **Counsel Moslimani** also explained that she attends the Board Meetings to provide legal advice and not everything requires a written legal opinion. **Counsel Moslimani** also stated her belief is that sometimes the request for a legal opinion is used to delay what is being discussed at the table. **Counsel Moslimani** emphasized that in order for efficiency to happen, and for the constituents to receive what they deserve, Corporation Counsel Moslimani will provide legal information at the table. Regarding the pending motion, **Counsel Moslimani** also clarified that the first vote was to bring it back to the table; and then discussion should be taken from Board members on what they would like to change, add, or take away from the Bylaw Amendment. Then once the Board discusses those changes as a Board, then the whole Board can vote if they are content with what has happened or if they would like to make more changes. Lastly, **Counsel Moslimani** addressed Commissioner Brown's inquiry about the 30-day reset citing that after her review of the law, nothing in the bylaws requires a reset to happen because of the amendment, only 30 days from the initial proposal to the Board. **Counsel Moslimani** stated that if a Board member feels that something needs to be researched or they would like to conduct additional research, those items can be raised during discussion.

**Yes:** Chairperson Bell, Vice-Chairperson Holt, Commissioner Burch, Commissioner Griffie, Commissioner Hernandez, Commissioner Holley, and Commissioner Jones.

**No:** Commissioner Brown, Commissioner Burton and Commissioner Davis.

**VOTE:** Yes = 7 No = 3 **Motion: PASSED**

- IV. MOTION: To approve the Board of Police Commissioners' Proposed Amended Bylaw provision which states:** The Board may, by an affirmative vote of two-thirds (2/3) 8 members remove the Chairperson, Vice-Chairperson for cause. Prior to any such removal, at least three members of the Board shall have filed a request in writing that the Chairperson or when the proceedings involving the Chairperson, the Vice-Chairperson schedule such action at a regular or special Board meeting. The Chairperson or when the proceedings involve the Chairperson, the Vice-Chairperson may at his or her discretion, approve or reject the request. If the Chairperson or the Vice Chairperson approves the request, the person subject to removal shall be notified and shall be provided an opportunity to address the Board prior to the vote.

**Motion:** Vice-Chairperson Holt **Second:** Commissioner Griffie **Discussion:** **Discussion: Commissioner Holley** asked for clarification regarding whether the Chairperson or Vice-Chairperson at their discretion would recognize the suggestion of the request to remove either of the two positions. **Chairperson Bell** explained that the request would have to be in writing for consideration and indicated that a motion to amend the proposed bylaw amendment could be entertained for the written request to proceed to the full Board. **Commissioner Griffie** amended the proposed bylaw amendment to require a vote by the full Board if a member requested to come before the full Board to discuss the rationale for removal. **Interim Board Secretary White** restated the revision to the amendment noting that certain language would be removed or struck from the proposed bylaw amendment. **Commissioner Brown** inquired if there was any way that the Board could table this for another week or two stating that the motion has not been presented properly in writing.

- V. **MOTION: To accept the amendment to the Proposed Bylaw Amendment provision language as follows:** The Board may, by an affirmative vote of two-thirds (2/3) 8 members remove the Chairperson, Vice-Chairperson for cause. Prior to any such removal, at least three members of the Board shall have filed a request in writing that the Chairperson or when the proceedings involving the Chairperson, the Vice-Chairperson schedule such action at a regular or special Board meeting. ~~The Chairperson or~~ When the proceedings involve the Chairperson, or the Vice-Chairperson, the full Board by a majority vote shall ~~may at his or her their discretion,~~ approve or reject the request. If the full Board by a majority vote ~~Chairperson or the Vice Chairperson~~ approves the request, the person subject to removal shall be notified and shall be provided an opportunity to address the Board prior to the vote.

**Motion:** Commissioner Griffie      **Second:** Commissioner Jones      **Discussion:** Commissioner Brown stated that the amendments should have been researched and that the motion should be tabled and distributed to Commissioners for a review either next week or after vacation. Commissioner Brown agreed with the language but asked for additional time for Commissioners to review. Commissioner Griffie stated that it is not against the rules to make real-time changes, hence the purpose of Robert's Rules of Order, citing members of Congress and lawmakers follow the same process. Commissioner Davis suggested that the language is better than the original proposed bylaw amendment and also requested the language to be written, displayed on the display screen and addressed under New Business later in the meeting. Commissioner Holley requested that the motion be postponed for one more week to ensure confirmation and full agreement. Commissioner Griffie requested to be included in the decision-making process on this motion due to this meeting being her last possible meeting as a sitting Commissioner. Vice-Chairperson Holt requested to see the language. Interim Secretary to the Board read the amended proposed bylaw amendment and the written document was shown using shared screen feature. Commissioner Burch requested additional time until after the holiday to consider the motion. Commissioner Holley stated that he was satisfied with the amended proposed bylaw amendment.

**Yes:** Chairperson Bell, Vice-Chairperson Holt, Commissioner Burch, Commissioner Griffie, Commissioner Hernandez, Commissioner Holley, and Commissioner Jones.

**No:** Commissioner Burton and Commissioner Davis.

**Abstain:** Commissioner Brown

**VOTE:**                      Yes = 7                      No = 2                      Abstain = 1                      **Motion: PASSED**

- VI. **MOTION: Commissioner Griffie** called the previous question to approve the revised proposed bylaw amendment as presented.

- VII. **MOTION: To table the motion to approve the proposed bylaw amendment as revised.**

**Motion:** Commissioner Brown      **Second:** Commissioner Davis      **Discussion:** Commissioner Davis stated that his belief was that the Board should have a written copy of the amended proposed bylaw provision. Commissioner Griffie stated that she was in the best position to speak on behalf of the residents of District 2 and requested to participate on the vote of this motion. Commissioner Holley believed that the motion could not be revisited once amended. Chairperson Bell ruled that any further dialogue was out of order. Commissioner Brown called Point of Order noting that the motion was to approve the amended proposed bylaw amendment. Corporation Counsel Megan Moslimani called for the Board to vote and requested Interim Secretary to the Board White to clarify the record and that if Board Members did not wish to vote, they did not have to vote to support the motion. Interim Secretary to the Board White clarified the pending motion.

**Yes:** Commissioner Brown, Commissioner Burch, Commissioner Burton, and Commissioner Davis.

**No:** Chairperson Bell, Commissioner Griffie, Commissioner Hernandez, Commissioner Holley and Commissioner Jones.

**VOTE:**                      Yes = 4                      No = 5                      **Motion: FAILED**

- VIII. **MOTION: To approve the Main Motion of the Proposed Bylaw Amendment as listed and proposed (amended during the meeting).**

**Motion:** Commissioner Griffie      **Second:** Commissioner Jones      **Discussion:** Commissioner Davis inquired if the Board could see the language. Commissioner Burton stated agreed with the previous speaker for the Board to see the language again before rendering a vote. Chairperson Bell discussed the purpose of having discussion. Commissioner Burton reiterated the proposed bylaw amendment language as revised should have been presented to the full Board 30 days prior.

**Yes:** Chairperson Bell, Vice-Chairperson Holt, Commissioner Carter, Commissioner Griffie, Commissioner Hernandez, Commissioner Holley, and Commissioner Jones.

**No:** Commissioner Brown, Commissioner Burch, Commissioner Burton and Commissioner Davis

**VOTE:** Yes = 7 No = 4 **Motion: FAILED**

**Chairperson's Remarks:**

**Chairperson Bell** previously called for order and decorum during the meeting. **Chairperson Bell** later allowed Commissioner Griffie the opportunity to speak and provide remarks upon approach of last day as a sitting Commissioner. **Commissioner Griffie** thanked each and every Commissioner for their work and partnership over the last two years. She also thanked the public for coming to the Board's meetings and making sure everyone was held accountable. **Commissioner Griffie** discussed that the work on the Board has been an eye-opening experience and believed that the experience provided an opportunity for lessons on the need for civility, cooperation, and collaboration to try and get things done. **Commissioner Griffie** expressed her satisfaction with the Board's achievements over the past two years, I have been on the Board. I am confident that the Commission will hold true to what is necessary and needed right now. **Chairperson Bell** commended Commissioner Griffie on being an outstanding Commissioner whom has made a contribution representing her district and representing the Board and fulfilling the goals and objectives of this Board.

**DPD PROMOTIONS:**

**IX. MOTION: To accept Chief of Police James E. Craig's Recommendation to Promote to the Ranks of Lieutenant (5) and Sergeant (24)**

Motion to Accept the following Chief of Police James E. Craig Recommendations to Promote to the Rank of Lieutenant (5)

- Sergeant Starr M. Gonzales
- Sergeant Donna D. McCord
- Sergeant Anthony D. O'Rourke
- Sergeant William B. Jackson
- Sergeant Michelle L. Zberkot

**Motion:** Commissioner Griffie **Second:** Commissioner Brown **Discussion:** None.

**Yes:** Chairperson Bell, Vice-Chairperson Holt, Commissioner Brown, Commissioner Burch, Commissioner Burton, Commissioner Carter, Commissioner Davis, Commissioner Griffie, Commissioner Hernandez, Commissioner Holley, and Commissioner Jones.

**No:** None.

**VOTE:** Yes = 11 No = 0 **Motion: PASSED**

Motion to Approve the following Chief of Police James E. Craig Recommendations to Promote to the Rank of Sergeant (12)

- Police Officer William A. Zeolla
- Police Officer Kimberly D. Rata
- Police Officer Charles W. Lynem
- NPO Denise A. Wallet
- Police Officer Cassandra J. Spikes
- Detective Arick R. Flesch
- Police Officer Charlton E. Smith
- Detective Erik J. Peterson
- Detective Sean E. Hochradel
- Police Officer Jacob M. Moss
- Police Officer Lauren T. Snyder
- Police Officer Robert R. Stankiewicz

**Motion:** Commissioner Brown **Second:** Commissioner Hernandez **Discussion:** Commissioner Holley raised questions regarding two (2) of the promotional candidates citing CCR History and Brady/Giglio List concerns. **Commissioner Brown** offered that depending on the member's previous work assignment, this may impact the number of complaints or allegations made against the member.

**Yes:** Chairperson Bell, Vice-Chairperson Holt, Commissioner Brown, Commissioner Burch, Commissioner Burton, Commissioner Carter, Commissioner Davis, Commissioner Griffie, Commissioner Hernandez, Commissioner Holley, and Commissioner Jones.

**No:** None.

**VOTE:** Yes = 11 No = 0 **Motion: PASSED**

Motion to Approve the following Chief of Police James E. Craig Recommendations to Promote to the Rank of Sergeant (12)  
 Police Officer Michael L. Richardson  
 Detective Melanie L. O'Rourke  
 Police Officer Sophia J. Nelms  
 Detective Allen R. Williams  
 Detective Antonio D. Allen  
 Police Officer Arthur Galeczka  
 Corporal Rodney R. Cushingberry  
 Police Officer Kevin V. Alfrey  
 Police Officer Antonio J. Walker  
 Detective Eric B. Pengelly  
 Police Officer Roland L. Frederick  
 Police Officer Jessica E. Huber

**Motion:** Commissioner Brown **Second:** Commissioner Hernandez **Discussion:** None.

**Yes:** Chairperson Bell, Vice-Chairperson Holt, Commissioner Brown, Commissioner Burch, Commissioner Burton, Commissioner Carter, Commissioner Davis, Commissioner Griffie, Commissioner Hernandez, Commissioner Holley, and Commissioner Jones.

**No:** None.

**VOTE:** Yes = 11 No = 0 **Motion: PASSED**

**Commissioner Brown** raised concerns about removing members' names from the DPD promotional list who were previously promoted.

**Chief of Police Report: Chief of Police's Summary of CompStat Data and other Crime Information/DPD Information:**

**Deputy Chief Charles Fitzgerald** representing Chief of Police James E. Craig reported on the following items: Officers Injured in the Line of Duty; Comp Stat Crime and Statistical Data for the reporting period; Protest Activities; COVID-19 impacts, and recent critical incidents impacting the Detroit Police Department and the community. See attached Meeting Transcripts for more information.

Comp Stat Data Provided: (See Full Report in Packet) as of October 29, 2020							
Part I Violent Crimes:	Criminal Homicides:	Sexual Assaults:	Aggravated Assaults	Non-Fatal Shootings:	Robbery:	Carjacking:	Total:
<b>Totals:</b>	+19%	-26%	+21%	+55%	-21%	-4%	14% Increase in Part I Violent Crimes
Property I Crimes:	Burglaries:	Larcenies	Motor Vehicle Thefts				Total:
<b>Totals:</b>	-34%	-23%	-16%				-24% Decrease in Part I Property Crime

**Deputy Chief Fitzgerald** clarified the record regarding the recent promotional list submitted to the Board by the Department and the original testing list included in the packet that notates all promotional candidates by rank score. **DPD Academy Graduation Tomorrow** morning which will be held via Zoom due to COVID-19 with (33) new members. **Recent Violent Crime Initiatives:** Averaging 100 Carrying Concealed Weapons (CCW) arrests and gun removal from the streets to help curb violence. **Deputy Chief Fitzgerald** discussed the Sixth Precinct's recent Outdoor Roll Call held at Minnock and Whitlock across the street from a Project Greenlight

Park and a drug house on the corner. **Deputy Chief Fitzgerald** acknowledged the work of Commander Williams and Captain Potts, highlighting the community impact of the precinct's initiatives.

**Commissioner Davis** asked of the (33) new police recruits, how many reside in the City. **Commissioner Davis** asked whether there were any further incidents regarding detained or ticketed individuals involving the protest activity at the TCF Center. **Assistant Chief Bettison** stated that he was aware of one individual who was detained and his vehicle was impounded. Upon further investigation it was determined that the individual had outstanding warrants. Later, several warnings were provided to other attendees, no force was used, and the parties complied. **Commissioner Burton** asked whether there was any information regarding the recent downtown shooting incident near the DPSH. **Commissioner Burton** asked about the gun removal and the specific precincts involving the gun removal. **Chairperson Bell** limited the questions to a two-question limit. **Commissioner Burch** thanked the Department for their service asked for the Department's plans regarding the random shooting that occurs in District 3 and asked how traffic Officer Mark Robbins is recuperating. **Commissioner Burton** began asking for a breakdown of Department information. **Chairperson Bell** reiterated to the previous speaker that he did not have the floor. **Commissioner Jones** asked whether there was a distinction between weapons removed from the streets and CCW arrests. **Commissioner Brown** asked about the Department's COVID-19 Testing Process for Department members.

**Unfinished Business.**

**X. MOTION: To approve the Manual Directive 102.10 Brady/Giglio Disclosure Requirements**

**Motion:** Commissioner Holley **Second:** Commissioner Burch **Discussion:** **Commissioner Brown** questioned whether the proposed policy directive addressed the Wayne County Prosecutors Office (WCPO) responsibility of retaining the Brady/Giglio List, and how it was going to affect officers included on the WCPO list as well as the Department list regarding testifying and promotional reasons. **Interim Board Secretary White** expressed that the Department could address the previous speaker's concerns as it was an internal administrative matter. **Chairperson Bell** requested the Department to submit in writing a response to Commissioner Brown's concerns.

**Yes:** Chairperson Bell, Vice-Chairperson Holt, Commissioner Brown, Commissioner Burch, Commissioner Burton, Commissioner Carter, Commissioner Davis, Commissioner Griffie, Commissioner Hernandez, Commissioner Holley, and Commissioner Jones.

**No:** None.

**VOTE:** Yes = 11 No = 0 **Motion: PASSED**

**New Business.**

**XI. MOTION: To permanently disqualify Applicant Mr. Courtney Hines from applying with DPD employment.**

**Motion:** Commissioner Griffie **Second:** Commissioner Holley **Discussion:** **Commissioner Brown** asked whether the CCW was a felony or a misdemeanor that the applicant served probation. **Chief Legal Counsel Moslimani** stated carrying a concealed weapon charge is a four-year felony punishable by four years in prison. Carrying a conceal weapon even if it is reduced to what people sometimes call a high misdemeanor in the court system is still a felony under Michigan Law. **Commissioner Brown** stated that Mr. Hines was arrested for unlawful discharge of a firearm and was seeking clarity on what Mr. Hines was arrested for. **Chief Legal Counsel Moslimani** stated there were several arrests that Mr. Hines was arrested including but not limited to reckless driving, drug use information that was provided to the Detroit Police Department, and other issues relating to lack of moral character and insufficient integrity.

**Yes:** Chairperson Bell, Commissioner Burch, Commissioner Carter, Commissioner Davis, Commissioner Griffie, Commissioner Hernandez, Commissioner Holley, and Commissioner Jones.

**No:** Commissioner Brown and Commissioner Burton

**VOTE:** Yes = 8 No = 2 **Motion: PASSED**

**Commissioner Davis** requested a Closed Session the first week in December to discuss personnel matters and staffing. **Chairperson Bell** stated a review of the Open Meetings Act criteria would be conducted and update would be shared. **Commissioner Burton** stated he had new business.

**PRESENTATION(S) TO THE BOARD: A. Human Resources Report – Lieutenant James Coles representing Police Recruitment and Police Human Resources**

**B. Commander Arnold Williams and Captain Lashanna Potts - Sixth Precinct Presentation**

**A. Monthly Human Resources' Report:** Lieutenant James Coles representing DPD Police Recruiting and Human Resources Section, provided a summary of activities and statistical data during the month of October 2020, noted below, including: staffing, hiring, manpower, leaves of absence, restricted duty, and suspensions. Please refer to the Human Resources' Report for full details.

EMPLOYEE CATEGORY	POSITIONS FILLED	VACANCIES
SWORN	2589	83
CIVILIANS	609	134

MCOLES					AGILITY EXAM				
SCHEDULED	APPEARED	PASS	FAILED	RESCHEDULED	SCHEDULED	APPEARED	PASS	FAILED	RESCHEDULED
78	48	43	5	1	112	69	44	25	11

SWORN RECRUITING NUMBERS July 1, 2019 - October 31, 2020						
APPLICANTS	IN PROCESS	HIRED	LACK OF INTEREST	TEMPORARILY DISQUALIFIED	PERMANENTLY DISQUALIFIED	AWAITING MCOLES
1615	31	59	104	876	187	358

DETROIT RESIDENCY INFORMATION (as of 06/29/2020)		
SWORN	CIVILIAN	POLICE ASSISTANTS
573	352	31

ATTRITION March 2020			
SWORN	CIVILIAN	POLICE ASSISTANTS	TOTAL
22	18	0	40

LEAVES OF ABSENCE / RESTRICTED DUTY								
Employee Category	FMLA Continuous	FMLA Intermittent	Medical Leave	Military	Personal Education	Restricted	Disabled	Sick
Sworn	35	139	2	3	0	137	50	19

SWORN PERSONNEL SUSPENSIONS					
Police Officer	Detective	Investigator	Sergeant	Lieutenant	Total
9	0	0	0	0	9

TOTAL SEPARATIONS
22

DROP PROGRAM (DEFERRED RETIREMENT OPTION PLAN)
TOTAL
612

**Lieutenant Coles** also congratulated Sergeant Gonzalez and Sergeant McCord on their recent promotion to the rank of lieutenant. Chairperson Bell thanked and congratulated the members. **Commissioner Burton** asked for recognition. **Chairperson Bell** asked whether Commissioner Burton had a question for the Human Resources' Report. **Commissioner Burton** stated that he had an item under New Business and was not properly recognized and belied the Chairperson was not following Robert's Rules of Order. **Chairperson Bell** stated that the agenda item was on the Human Resources Report and that the previous speaker could bring the new business next meeting.

**B. Sixth Precinct Presentation: Commander Arnold Williams and Captain Lashanna Potts** reported on overall crime within the Sixth Precinct and activities and operations including but not limited to the following: Crime Statistics within the Sixth Precinct providing year-to-date comparisons on crime data involving approximately 70% of violent crime relating to domestic relationships, family members, or acquaintances noting a precinct population increase; Specialized and Targeted Enforcement Initiatives; Project Greenlight Businesses; and other partnerships. **Commander Williams and Captain Potts** also discussed crime-reduction strategies and measures (i.e. nonfatal shootings, homicides, overall crime, and quality-of-life issues) within the Sixth Precinct, including but not limited to partnerships with the Michigan



**Chairperson Bell adjourned the meeting at 5:11 p.m.**