

Draft Minutes Detroit Board of Police Commissioners
Date of Meeting: Thursday, February 18, 2021 – 3:00 PM
Location: Zoom Virtual Meeting Platform

- I. **Chairperson Willie Bell called the BOPC Board Meeting to order at 3:04 pm.**
- II. **INVOCATION.** The Chair called for a moment of silence for the passing of retired Sgt. Paula Gambrell-Day and Lt. Herman Perry before Chaplain Gwendolyn Hudson gave the invocation.
- III. **Introduction of Police Commissioners. A roll call was held, and a quorum was declared.**

As part of roll call, Commissioner Brown thanked the Wayne County Sheriff and 105.9 FM Radio Host Mildred Gaddis for passing out over 500 blankets to the homeless, an eastside Food Bank, and DPD NPO Officers for traffic and other support with the programs. **Commissioner Bernard** also commended the Department, City of Detroit and the Mayor's Office for its efforts with opening TCF Center as a warming center for the homeless. **Commissioner Davis** thanked the DPD NPOs for shoveling snow for seniors. **Commissioner Hernandez** echoed the previous speaker and thanked the Mayor's office, DPW and other areas for snow removal. **Commissioner Jones** acknowledged Commanders Slappy and Hope and Sgt. Kirkwood for their efforts in launching the new program to giveaway gun locks to help the save our children's lives.

Detroit Board of Police Commissioners' Membership / Attendance		
	Attend	Not-Attend
Willie E. Bell, Chairperson	Yes	
Annie Mae Holt, Vice-Chairperson	Yes	
Linda D. Bernard	Yes	
Darryl D. Brown	Yes	
Shirley A. Burch	Yes	
Willie E. Burton	Yes	
Lisa Carter		Excused
William M. Davis	Yes	
Jesus Hernandez	Yes	
Jim Holley	Yes	
Martin Jones	Yes	
Quorum (Yes)	10	

- IV. **The Board approved the Agenda for Thursday, February 18, 2021.**
Motion: Commissioner Holley **Second:** Commissioner Bernard **Discussion:** None
VOTE: **Yes =10** **No = 0** **Motion: ADOPTED**

- V. **Chairperson Bell called for any corrections to the Meeting Minutes for February 11, 2021. After no corrections were submitted, the minutes were approved.**
Motion: Commissioner Holley **Second:** Vice-Chairperson Holt **Discussion:** None
VOTE: **Yes =10** **No = 0** **Motion: ADOPTED**

- VI. **Introductions of Board administrative and investigative staff.**
- VII. **Chair's Report. Chair Bell acknowledged staff and their contributions to Board operations.**
- VIII. **Chief of Police Report: Chief of Police's Summary of CompStat Data and other Crime Information/DPD Information:**

Assistant Chief David LeValley represented Chief James E. Craig and reported on officers injured in the line of duty; current CompStat Crime/Statistical Data for Violent Crime and Property; Protest Activities; COVID-19 impacts, and recent critical incidents impacting DPD and the community. See attached Meeting Transcripts for more information.

Category	Prior Day	Prior 7 Days	2021 YTD	2020 YTD	Change	% Change
Criminal Homicides*	0	3	31	34	-3	-9%
Sex Assaults*	2	8	77	99	-22	-22%
Aggravated Assaults*	11	163	1,260	1,027	233	23%
- Non-Fatal Shootings*	0	16	101	62	39	63%
Robberies	0	24	178	297	-119	-40%
- Carjackings	0	7	28	23	5	22%
Part I Violent Crime	13	198	1,546	1,457	89	6%

Category	Prior Day	Prior 7 Days	2021 YTD	2020 YTD	Change	% Change
Burglaries	3	42	476	777	-301	-39%
Larcenies	7	141	1,158	1,775	-617	-35%
Motor Vehicle Thefts	3	60	677	821	-144	-18%
Part I Property Crime	13	243	2,311	3,373	-1,062	-31%
Total Part I Crime	26	441	3,857	4,830	-973	-20%

Response Time for the past week: Priority 1: 12:35 minutes. Department's Enforcement Efforts for the past week: The Department Project Child Safe started yesterday as a program to distribute free gunlocks at police precincts. The correct name of the FBI Community Outreach Specialist is Will Counsel for possible presentation on human trafficking, which the DPD Vice Unit also is actively addressing. **COVID-19 Updates:** There are 13 members currently quarantined and five (5) members whose last test was positive. The Department has vaccinated 39% of its essential workers.

Commissioner Davis inquired about a report that a police helicopter was taken without authorization. **AC LeValley** stated that the report was incorrect because the helicopter use was for training approved earlier but rescheduled due to COVID-19. **Commissioner Bernard** thanked Assistant Chief LeValley for answering every question raised last week. **Commissioner Holley** inquired if a person is carjacked, why is a decision made to take it to the Federal Court or a lower court? **AC LeValley** explained that a U.S. prosecutor determines which cases to pursue in federal court, and DPD takes remaining cases to the county prosecutor to have all cases prosecuted. **Commissioner Brown** shared complaints about panhandlers walking in the street and about seeing a coatless young man handcuffed outside a vehicle in harsh conditions. **AC LeValley** gave statute, policy and enforcement information. **Commissioner Burch** encouraged utilizing Chaplains in recruiting individuals who decide they no longer want to be police officers.

As part of the Chief's Report, Captain Aric Tosqui presented on the first Annual Facial Recognition Report, which had 129 Searches conducted using Facial Recognition Technology, 117 Cases connected to Facial Recognition searches, and 82 Arrest in cases where a possible match was found. The report included crime categories and demographic breakdown of DPD analysts involved. **Vice-Chairperson Holt** inquired about the use of report data in measuring the cost or time effectiveness of Facial Technology vs mugshot review. **Commissioner Bernard** asked for more information about the Crime Intelligence Unit budget, the 68 people in the Facial Recognition Unit, and the procedure for probe photos with no match. **Captain Tosqui** responded that such a probe photo is purged from the system and promised to get the Board information related to the other requests. **Commissioner Burch** requested data of how many Churches participate in the Green Light Program. **Commissioner Jones** emphasized for the community that DPD does full investigations and no arrests are made solely on Facial Recognition photo matches. **Commissioner Burton** expressed that Minnesota recently joined other places in banning Facial Recognition. **Commissioner Brown** asked if the use of probe photos would be considered police contact, and Capt. Tosqui answered the police contact would be from a case investigation that led to arrest.

**PRESENTATION(S) TO THE BOARD: A. Ceasefire Presentation – Commander Sonia Russell and Director Reid Branche-Wilson
 B. Office of Internal and External Relations – Captain Tonya Leonard-Gilbert
 C. Tow Presentation – Mr. Bertram Johnson of the Detroit Towing Association**

- A. Ceasefire Presentation:** Commander Sonia Russell and Director Reid Branche-Wilson reported on Ceasefire Detroit. Ceasefire is a violence reduction program aimed at gang and group related gun violence. It is a partnership with law enforcement agencies and community partners for a balanced approach of enforcement and services outreach. The goal is to “call-in” and meet with at-risk individuals and to offer job training and other support services to draw them away from criminal activity. Presenters also highlighted Brotherhood and Sisterhood, which are mentoring programs “for

leaders and challengers” at six high schools. Principals select participants for mentoring by DPD members. As a program success story, presenters introduced a former Brotherhood participant who is now in the Detroit Police Academy.

Commissioner Burch inquired, is this program involved with the revolving door of the juvenile system? **Commander Russell** stated the programs are not. **Commissioner Jones** stated the Ceasefire report showed how far you will go to give a person, a second chance or another opportunity to come out of the life. **Commissioner Burton** asked whether the 41 individuals matched with employment through Ceasefire earned at least \$15 per hour. **Commissioner Bernard** asked about funding and about how many DPD sworn or civilian members are involved with Ceasefire. **Commander Russell** expressed the many are involved, but the actual outreach team has about 25 people. **Chairperson Bell** stated Ceasefire “call-ins” are led by the Mayor Mike Duggan and Chief Craig.

- B. Office of Internal and External Relations – Captain Tonya Leonard-Gilbert** reported on the Office of Internal & External Relations, which opened in October 2020 to bridge the gap between the community and the police. Internal Relations focuses on providing support & resources for members to ensure they are mentally, physically, and emotionally fit. For External Relations, the office focuses on procedural justice, police legitimacy, and the Mental Health Call Response Partnership.

Vice-Chairperson Holt inquired has there been any dialogue between NACOLE and DPD Leadership, whereby this will be one of the discussion items on the agenda? **Commissioner Bernard** complimented the report was excellent and would be easy to share with constituents.

- C. Tow Presentation by Detroit Towing Association (DTA) by Mr. Bertram Johnson and Attorneys Daniel McLean and Thomas Stidham.** The DTA wanted to share its concerns about the proposed City Council ordinance including changes from permits to contracts, elimination of the role of the Board of Police Commissioners in permits and disputes, and duplicate local regulation already covered by state law. Mr. Johnson said DTA is supposed to be in a partnership with DPD, yet the department is fast becoming a competitor whose business practices and constraints under a new ordinance threaten our very survival. **Attorney McLean** stated that he represents DTA and works on behalf of tow companies around the state. They invest in the best equipment, they invest in the best training, and they know what they are doing. They also understand what their role is, they are a partner with the Department on any given day they are standing alongside your officers working on a daily basis. Further there is already regulatory bodies in place that can do what this is trying to do. They govern tow companies, they can hold them accountable. We would prefer to see that remain in the ordinance if it is to go forward. And further what concerns us as well, is that it seems to remove entirely the permit process that is already in place, that's been in place for a long time, that permit process works. **Attorney Stidham** indicated the DPD-authorized towers operate on a permit issued by the Board in 2011 and renewed in 2016, and DTA wants towers to have a meaningful voice and opportunity to participate in addressing this proposed ordinance.

Commissioner Burch inquired about the role of towers to clean up after an accident and added that it would be at an advantage to have a Board Attorney. **Vice-Chairperson Holt** asked for clarification of required approvals needed prior to hooking up a vehicle. In conjunction with a private property impound what does that mean? **Attorney McLean** explained that private property impound or towing is separate from a police-directed tow. The vehicle is parked in the wrong place. The towing operator, at the direction of the property owner. The property owner tells them remove this vehicle the tow operator then contacts as a matter of law has to contact the police agency of where the vehicle is sitting. After that notification is provided, then a vehicle can then be hooked up. **Commissioner Bernard** expressed that there are two fundamental issues: the Board has a real responsibility to review this ordinance and all of the documents and to determine whether the Board is going to continue its role in providing permits and serving as the arbiter of disputes. **Commissioner Burton** indicated Board should look at best practices and procedures for towing to discuss in a future meeting and he had a few questions: when the City of Detroit created this ordinance on Towing was the Board of Police Commissioners aware of it? Did we receive anything in writing? If so, when?

Report from Interim Board Secretary/Communications Submitted to BOPC as incoming information:

1. Weekly DPD Facial Recognition Technology Report 2/8/21 – 2/14/21
2. Letter from Nabih Ayad, Ayad Law, PLC, Attorney & Counselors at Law
3. DPD's Response to the DTA's Correspondence to the BOPC
4. Staff Reports

XI. Unfinished Business.

Commissioner Bernard reminded the Board of her request for a copy of the Inspector General Report and the report on litigation. **Chairperson Bell** indicated HR posted the jobs for Board staff vacancies, and Board members will see that information in next week's packets.

XII. New Business.

Commissioner Burch commended the 9th Precinct and 11th the officers who took baskets provided by Lomax Temple to seniors homes as part of District 3 efforts to show residents another side of our police department and to have a better relationship. **Vice-Chair Holt** commended the 6th Precinct and Captain Potts who is maintaining the Community Closet. Also the 6th Precinct was highlighted as they shoveled snow for seniors in and out of the precinct district.

XIII. Announcements: Mr. Robert Brown announced the following:

1. **Next Meeting:** Thursday, February 25, 2021, at 3:00 p.m., BOPC Virtual Meeting
2. **Next Meeting:** Thursday, March 4, 2021, at 3:00 p.m., BOPC Virtual Meeting

XIV. Oral Communications/Public Comments:

Ms. Bernice Smith, Ms. Sharon Panell, Minister Eric Blount, Ms. Marie Overall, Mr. Rhuben Crowley, Ms. Tawana Petty, and Ms. Michelle George offered public comments.

Commissioner Burch inquired about having an investigation by the Inspector General into allegations against staff. **Chairperson Bell** expressed we are looking into it. **Commissioner Burton** stated citizens of Detroit have been reaching out to him indicating they have been pushed out of this meeting and that one person was present since 3:45 p.m. without being called for public comments. **Commissioner Davis** expressed not receiving mail in a timely matter. **Commissioner Bernard** expressed to Interim Board Secretary White she did not think the public could hear their discussion and it should be included in the Board recorded meeting.

XV. Chair Bell adjourned the meeting at 5:32 p.m.

Motion: **Second: Commissioner Bernard.** Discussion. **None:** Motion Adopted.

VOTE: **Yes = 10 No = 0 Motion: ADOPTED**