

**Draft Minutes Detroit Board of Police Commissioners**  
**Date of Meeting: Thursday, August 27, 2020 – 3:00 PM**  
**Location: Zoom Virtual Meeting Platform**

**BOPC Chairperson Willie Bell called the BOPC Board Meeting to order at 3:00 PM (August 27, 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 (3:18 p.m.)	Yes	
Lisa Carter	Yes	
William M. Davis	Yes	
Evette Griffie	Yes	
Jesus Hernandez	Yes	
Jim Holley	Excused	
Martin Jones	Yes	
Quorum (Yes)	10	

**The Board acting in accordance with its rules approved the Agenda for Thursday, August 27, 2020.**

**Chairperson Bell** called the meeting to order and invited Chaplain Carol Caldwell to provide the invocation.

**INVOCATION: Commissioner Holley**

**Roll Call Attendance:** Both Commissioner Holley and Commissioner Burch raised concerns regarding the recent personnel matter involving former Attorney to the Board Jermaine Wyrick.

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

**Motion:** Commissioner Griffie      **Second:** Commissioner Brown      **Discussion:** Commissioner Davis stated he was opposed to the agenda because it does not properly reflect what occurred during last week's meeting concerning the recent Board personnel matter involving former Attorney to the Board Jermaine Wyrick. **Chairperson Bell** indicated that we capture all of the Board's minutes by the court reporter's transcribed meeting minutes which is standard procedure.

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

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

**VOTE:**                      Yes = 6                      No = 4                      **Motion: PASSED**

**II. MOTION: To approve the August 20, 2020, Meeting Minutes with necessary corrections.**

**Motion:**    **Second:**    **Discussion:** None.

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

**No:** Commissioner Davis

**VOTE:**                      Yes = 9                      No = 1                      **Motion: PASSED**

The Board considered the following Business Items:

- Introduction of BOPC Staff
- Introduction of Chief of Police and DPD Staff
- Introduction of Elected Officials, VIPs, civic leaders or their representatives

**Chairperson's Report: Chairperson Bell** provided the following remarks: recognition of OCI Supervisory Staff Member, Supervising Investigator Ainsley Cromwell and his 20 plus years of dedicated service and contribution to the BOPC-OCI. **Chairperson Bell** also discussed recent events regarding the police-involved shooting of Mr. Jacob Blake, recent events surrounding the protests in

Kenosha, Wisconsin, and efforts to update/advance 21<sup>st</sup> Century policing within the Kenosha Police Department. **Chairperson Bell** also highlighted remarks notably made by Congressman John Lewis citing, “Nothing can stop the power of a committed and determined people to make a difference in our society.” Highlighting the importance of policing, civilian oversight, and other key information, **Chairperson Bell** also stated, “The Board stands against police brutality, senseless killings, and racism against unarmed black people who are going about their business and attempting to peacefully live their lives. It is time for people to put down the guns, create change at the ballot box, and prioritize human life.” **Commissioner Griffie** also provided remarks discussing her upbringing and background, the importance of making positive contributions for the betterment of the society, and making decisions in the best interests of the community. **Commissioner Griffie** shared that she would be leaving the Board at the end of the year and was honored to serve on the Board to learn and make valuable, important decisions. **Commissioner Griffie** also emphasized the importance of treating people with civility and respect, the need for civilian oversight, and the strong historic background of the Board of Police Commissioners. **Chairperson Bell** also thanked Commissioner Griffie and all Commissioners for their service and contribution to the Board, the Department, and the Community. **Chairperson Bell** discussed civilian oversight of law enforcement, important DPD updates and invitations, news, and information for the Board and the community’s awareness.

**III. MOTION: To Amend the Agenda to include the Board Resolutions.**

**Motion:** Commission Griffie                      **Second:** Commissioner Brown                      **Discussion:** None. **Results:** Motion Unanimously Approved.

**Resolution:** Vice-Chairperson Holt read the Resolution opposing the deployment of law enforcement at polling locations.

**Resolution opposing the deployment of law enforcement at polling locations**

Whereas, the U.S. Constitution provides a fundamental right to vote. Since our federal charter took effect in 1789, the Fifteenth, Nineteenth, Twenty-Fourth, and the Twenty-Sixth Amendments had to remove inherent barriers against voting by black men, women, working and poor people, and young adults. Civil rights movements, new laws, and numerous court actions also have been needed to protect this basic right for everyone and in every state, like the landmark Voting Rights Act of 1965 and efforts against restrictive Voter IDs and gerrymandering; and

Whereas, even as our nation celebrates 100 years of women’s suffrage, partisan and racist attempts to undermine voting rights remain constant. The latest tactic is to deploy police officers at election sites, mainly to suppress voter turnout in communities of color this November; and

Whereas, there is no factual basis to use uniformed and armed police forces at polling sites anywhere in the United States except as a weapon against voters. In fact, the use of law enforcement at polling sites is a waste of taxpayer dollars and an abuse of first responders when a global health crisis already is constraining public safety resources needed to patrol our streets, keep our neighborhoods safe, and protect our communities; therefore be it

Resolved, that the Board of Police Commissioners is against the deployment of any law enforcement officers at election polling locations and opposes other measures and tactics used to intimidate and frustrate people exercising their Constitutional right and civic duty to vote.

**IV. MOTION: To Support Resolution opposing the deployment of law enforcement at polling locations.**

**Motion:** Vice-Chairperson Holt                      **Second:** Commissioner Davis                      **Discussion:** None.  
**Yes:** Chairperson Bell, Vice-Chairperson Holt, Commissioner Brown, Commissioner Burton, Commissioner Carter, Commissioner Davis, Commissioner Griffie, Commissioner Hernandez, and Commissioner Jones

**No:** Commissioner Burch

**VOTE:**                      Yes = 9                      No = 1                      **Motion: PASSED**

**Resolution:** Commissioner Jones read the Resolution calling for a national agency on Police Standards and Practices.

**Resolution calling for a national agency on Police Standards and Practices**

Whereas, police-involved shootings of unarmed, non-threatening black people continue to occur some three months since global protests began a call for reform and the end of such lethal police brutality. The protests were sparked by the death of George Floyd, who died when a Minneapolis officer pinned him to the ground and suffocated him as other officers stood by on Memorial Day, and

Whereas, the recent police-involved shootings of Jacob Blake in Kenosha, Wisconsin, Rayshard Brooks in Atlanta, Georgia; Breonna Taylor in Louisville, Kentucky; and Atatiana Jefferson in Fort Worth, Texas also underscore that reforms must happen now in every municipality. These and other recent cases signify a centuries-old truth for people of color: no offense at all or an allegation of a minor offense can get you killed by law enforcement, and

Whereas, while not every police department should be blamed for the actions of a few agencies, and not every police officer should be vilified by the brutality or lack of intervention of others in uniform, it is clear that the United States is experiencing a crisis



stating they had just shot at some police officers. All three (3) of the involved offenders were detained: (1) fourteen-year-old and two (2) teenagers. It is unknown whether any individuals will be charged.

**Commissioner Davis** shared commendations from members of the community regarding the Department helping to deter unlawful activities (i.e. drifters and drag racers, etc.) in the neighborhoods. **Commissioner Davis** raised the issue of legal observers and media personnel being harmed during recent police protests and asked follow-up questions regarding the recent police-involved shooting incident involving the pit bull animal. **Chief of Police Craig** emphasized the impact on nightly management of protests and continuance of mitigating violence by identifying individuals who are illegally carrying guns. **Chief of Police Craig** reiterated there is never an intention by the Department to use any force during arrests during protests and otherwise, and the Department does not seek out legal observers. **Chief of Police Craig** discussed the circumstances surrounding the police-involved shooting incident (conducting a search for a gun article) noting the officer asked the resident of the location to put any dogs away if she had any dogs; the resident indicated that she did not have any dogs. Additionally, unknown to the officer, the resident's pit bull was able to place full head in between the rails through the iron gate fence, the dogs made contact, leading to the pit bull's attack on the K-9 officer's snout and began to attach. The pit-bull's attack caused injury to the K-9 officer, a two-inch laceration to the K-9, and after repeated attempts to dislodge the pit bull from the K-9, the K-9 Officer fired a single round striking the dog. **Commissioner Davis** also shared an article with the Department regarding the circumstances surrounding the legal observers. **Chairperson Bell** reiterated the Department's Press Conference held on Monday. **Commissioner Burch** inquired about the Department's strategies to prevent crime; also discussed the news media interactions with the Board of Police Commissioners regarding oversight; and the Department's efforts to engage in community relations with former law enforcement police chiefs. **Commissioner Brown** commended the Department regarding their enforcement and police response efforts; discussed the recent incident involving persons shooting at the officers. **Commissioner Brown** also read the tribute honoring Lieutenant Geraldine Atkinson, Badge L-24, with over 34 years of service to the Detroit Police Department, the community, and the Eighth Precinct. **Commissioner Brown** and **Commander Gardner** read the last call for Lieutenant Atkinson and Commander Gardner went over the air to make the announcement. **Commissioner Burton** raised concern(s) pertaining to the police shooting of the dog that bit the K-9, and expressed concern regarding the protesters as well as measures taken by members of the DPD during protests.

- PRESENTATION(S) TO THE BOARD:** A. 4<sup>th</sup> Quarter Budget Report & Other Financial Information, DPD Fiscal, Agency CFO Mr. Nevrus Nazarko: PowerPoint Presentation / Report on file and posted to the Board's Website.  
 B. Use of Force Presentation – Commissioner Evette Griffie, Board of Police Commissioners  
 C. Office of the Chief Investigator (OCI) – Interim Chief Investigator Lawrence Akbar

VI. 4<sup>th</sup> Quarter Budget Report, DPD Fiscal: Agency CFO Mr. Nazarko reported on the following: 1.) Budget to Actual Revenues & Expenses; 2.) Overtime Report; 3.) Salaries, Wages & Benefits FY 2020 Report; 4.) DPD Vehicle Purchase Report; 5.) Quarterly Active Grants Assessment Report. **Commissioner Davis** inquired about whether there was any anticipation in the Utility Tax for the City of Detroit. **Commissioner Brown** inquired about the DPD Secondary Employment Program and the HEROS Act pertaining to the Stimulus Package (s) and Revenue for the Department. **Commissioner Burch** inquired about whether or not vans for community events are assigned to precincts and if the purchase of vans were included in the budget. **Commissioner Burton** referenced the use of Reserve Police Officers in conjunction with members of the DPD for "Protests" as a budgetary item regarding overtime and police response time.

	Q4 YTD Amended Budget	Q4 YTD Actuals	Variance	Variance Percentage
<b>Total Revenues</b>	<b>\$60,036,000</b>	<b>\$20,184,693</b>	<b>(\$39,851,307)</b>	<b>(66.4%)</b>
<b>Total Expenditures</b>	<b>\$317,698,771</b>	<b>\$313,671,936</b>	<b>\$4,026,835</b>	<b>1.3%</b>
<b>NET TAX COST</b>	<b>\$257,662,771</b>	<b>\$293,487,244</b>	<b>(\$35,824,473)</b>	<b>(13.9%)</b>

	Q4 YTD Actuals	FY20 Annual Amended Budget	Percentage of Annual Budget
<b>Total Revenues</b>	<b>\$20,184,693</b>	<b>\$60,036,000</b>	<b>(66.4%)</b>
<b>Total Expenditures</b>	<b>\$313,671,936</b>	<b>\$317,698,771</b>	<b>1.3%</b>
<b>NET TAX COST</b>	<b>\$293,487,244</b>	<b>\$257,662,771</b>	<b>(13.9%)</b>

B. **Use of Force Presentation – Commissioner Evette Griffie** reported on the Department's final draft proposal of the Use of Force Policy 304.2 and 201.11, highlighting the prior presentation provided on June 4, 2020, detailing the Board's

policy process, the proposed policy's alignment with national best practices (also highlighted in distributed reports), citing the inclusion of the Board's recommendations along with reemphasized related procedures. Commissioner Griffie also emphasized the strong collaboration between the Board and the Department to produce sound, comprehensive, and safe policy.

**VII. MOTION: For Adoption of Recommended Changes to the Use of Force Manual Directive 304.2 and Recommended Changes to the Use of Force Reporting Manual Directive 201.11.**

**Motion:** Commissioner Griffie      **Second:** Vice-Chairperson Holt      **Discussion:** Commissioner Burton moved that the Board table the vote to seek best practices from the National Association for Civilian Oversight of Law Enforcement (NACOLE), noting the national umbrella of civilian oversight. **Chairperson Bell** discussed his role with the national board of NACOLE, and cited that NACOLE has no authority over any local entity of civilian oversight.

**VIII. MOTION: To Table the Vote for the Use of Force Manual Directive 304.2 and Use of Force Reporting Manual Directive 201.11.**

**Motion:** Commissioner Burton      **Second:** Commissioner Brown      **Discussion:** Commissioner Griffie emphasized the time span of three (3) months that the Board's staff and DPD staff have collaborated together on this policy. The Board's staff had already reviewed the recommendations against best practices. **Commissioner Griffie** asked that the Board consider its competent staff that has already performed benchmarking and review. **Commissioner Davis** called the question. **Commissioner Brown** stated the motion to table had nothing to do with the competency of the Board and the work involved; however, referenced other Departments or practices such as Elgin, Illinois, using NACOLE as a resource as well, and noting that this is a landmark decision, a landmark change in the department that will impact Department training. **Commissioner Griffie** reiterated the Board voted as a body on June 4th to proceed with writing this exact directive today and expressed that the Board owed it to the community to pass this directive as soon as possible. **Interim Secretary to the Board White** reiterated the policy process as previously outlined by Commissioner Griffie citing the Board had already approved all of these recommendations back in June. This process simply consists of the Department reviewing and evaluating the Board's recommendations and the Department collaborating with the Board to agree with the final draft policy. All of material distributed over the past two (2) weeks consists of the Board's prior approved recommendations and the Department's agreement and confirmation of the Board recommendations. **Vice-Chairperson Holt** expressed the urgency to move forward with the acceptance of the proposal based on the work that has occurred, the agreement obtained from the Department, and discussed sharing the recommendations with the Department, a reliable, professional institution. **Commissioner Burch** inquired about whether her policy recommendation on police training of police shootings were included in the recommendations. **Interim Secretary to the Board White** reiterated that any recommendations made by the Board were included in the policy recommendations submitted to the Department for their review and consideration. **Commissioner Burton** urged the Board to table the vote to allow the community and NACOLE to weigh in regarding the policy directive.

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

**No:** Chairperson Bell, Vice-Chairperson Holt, Commissioner Burch, Commissioner Carter, Commissioner Griffie, Commissioner Hernandez, and Commissioner Jones.

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

**IX. AMENDED MOTION: To Approve the Use of Force Manual Directive 304.2 and the Use of Force Reporting Manual Directive 201.11.**

**Motion:** Commissioner Griffie      **Second:** Vice-Chairperson Holt      **Discussion:** None.

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

**No:** Commissioner Brown and Commissioner Burton

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

- C. Office of the Chief Investigator Presentation: Interim Chief Investigator Lawrence Akbar** – Interim Chief Investigator Lawrence Akbar reported on the following: OCI's Charter-mandated authority to investigate non-criminal citizen complaints; updates regarding OCI Investigative Staff; OCI *Garrity* Zoom Protocol amid COVID-19; status updates of the complaints involving recent police protests and the status of transfers / investigations; and the OCI Case Statistics during the public health crisis. **Commissioner Davis** inquired about the full OCI Packet and the number of cases the OCI has

