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CITY OF DETROIT

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BOARD OF POLICE COMMISSIONERS

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BOPC VIRTUAL MEETING

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November 17, 2022 at 3:00 P.M.

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1 MS. WHITE: Honorable Board. The time now is 2:59 P.M.  
2 Just want to share reminders to the audience. Again,  
3 thank you for attending today's Board of Police  
4 Commissioner's meeting and welcome. Just as a reminder,  
5 if you would like to participate during public comments,  
6 please submit your name to Mr. Robert Brown, who is  
7 seated at the end of this table, and you can also use the  
8 Zoom features available. At this time, please silence  
9 your cell phones to prevent interrupting the meeting.  
10 Also, honorable Board, you have received various  
11 correspondence leading up to this afternoon. Thank you so  
12 much, Mr. Chair.

13 CHAIRPERSON FERGUSON: Good afternoon.

14 CHAIRPERSON HOLT: Good afternoon.

15 CHAIRPERSON FERGUSON: Good afternoon. My name is  
16 Bryan Ferguson. I'm the Chairperson of the Board of  
17 Police Commissioners. This meeting will now come to  
18 order. At this time, I would like to have Chaplain Heady  
19 Grady. Heady Grady. Is she here on Zoom or is she here in  
20 person? Okay,

21 CHAPLAIN GRADY: I'm here on Zoom. Sorry for the  
22 delay.

23 CHAIRPERSON FERGUSON: How do you pronounce your  
24 name?

25 CHAPLAIN GRADY: Heady. H E T T I E.

1 CHAIRPERSON FERGUSON: Thank you.

2 CHAPLAIN GRADY: Thank you. You ready?

3 CHAIRPERSON FERGUSON: Yes, ma'am.

4 CHAPLAIN GRADY: Okay. To the Board and all of those  
5 that are attending, let us pray. Dear God, we thank you  
6 for an opportunity to come together to serve this great  
7 community we call the city of Detroit. Now, Lord God, as  
8 we go before your presence oh God, with this meeting oh  
9 God, let everything be decent and in order oh God, that  
10 the business at hand will be discussed in fairness and in  
11 favor. We thank you in advance for all of those that are  
12 present oh God, those that are whether in person or By  
13 Zoom oh God, and those that could not make it God, that  
14 we ask you to keep our city safe, keep our residents  
15 safe. We thank you and we love you and we honor you. In  
16 Jesus name, amen.

17 COMMISSIONERS: Amen.

18 CHAIRPERSON FERGUSON: Madam Interim Secretary. Roll  
19 call please.

20 MS. WHITE: Yes. Madam Vice-Chair Annie Holt - Good  
21 afternoon, Vice-Chair Annie Holt, At-Large.

22 MS. WHITE: Commissioner Linda D. Bernard - Attorney  
23 Linda Bernard, Present, District 2.

24 MS. WHITE: Commissioner Cedric Banks - Present.

25 MS. WHITE: Commissioner Willie E. Bell - Present,

1 District 4.

2 MS. WHITE: Commissioner Willie E. Burton -

3 MS. WHITE: Commissioner Lisa Carter -

4 MS. WHITE: Commissioner Ricardo Moore - Present.

5 MS. WHITE: Commissioner Jesus Hernandez -

6 MS. WHITE: Commissioner Jim Holley - Present.

7 MS. WHITE: Commissioner QuanTez Pressley - Here.

8 MS. WHITE: Mr. Chair, you do have a quorum.

9 CHAIRPERSON FERGUSON: Thank you. Now I'd like to  
10 have approval of the November 17th agenda.

11 COMMISSIONER MOORE: Total support.

12 CHAIRPERSON FERGUSON: Any discussion? All in favor?

13 COMMISSIONERS: Aye.

14 CHAIRPERSON FERGUSON: All opposed? It's been  
15 approved. Now I'd like to have approval for the minutes  
16 for November the 10th, 2022.

17 COMMISSIONER MOORE: Total support.

18 CHAIRPERSON FERGUSON: Any discussions? All in favor.

19 All right. All in favor? Any approve, disapprove? None.

20 Chief Report. Oh, wait.

21 CHAIRPERSON FERGUSON: Mr. Chair.

22 CHAIRPERSON FERGUSON: Oh, yes, I'm sorry. Excuse me.

23 I'm going out of order. I'm going by this right here.

24 MS. WHITE: I can give the introductions at this

25 time.

1 CHAIRPERSON FERGUSON: Yes, please do.

2 MS. WHITE: Through the Chair. Sergeant Alan Quinn  
3 and Media Services are handling the Board's audio and  
4 visual needs today for the Board's meeting. Our court  
5 reporter is Mr. Don Handyside and the following Board  
6 staff members are in attendance. Board parliamentarian  
7 Dr. Francis Jackson, Assistant Corporation Counsel, Adam  
8 Saxby, Ms. Theresa Blossom, Community Relations  
9 Coordinator, Mr. Robert Brown, Administrative Specialist,  
10 Ms. Jonya Underwood, Administrative Assistant, Ms.  
11 Candace Hayes, Administrative Assistant, Director Katrina  
12 Patillo, Director of police personnel is attending via  
13 Zoom. Interim Chief Investigator, Lawrence Akbar,  
14 Supervising Investigator, Ainsley Cromwell, Acting  
15 Supervising Investigator, LiSonya Sloan, Supervising  
16 Investigator, Rosalia Madrigal and our American Sign  
17 Language Interpreters today, Dr. Stephanie Beatty is in  
18 attendance and Ms. Yakata. Thank you so much.

19 CHAIRPERSON FERGUSON: Do we have any  
20 representatives?

21 MS. WHITE: Yes, sir. Through the Chair. Ms. Fredia  
22 Butler who is the Second Precinct Police Community  
23 Relations Council President is here in attendance, Ms.  
24 Marie Overall of State Representative Tyrone Carter's  
25 Office, and she is also Vice President of the Fourth

1 Precinct Community Relations Council. On Zoom, President  
2 Mark Young of the Lieutenant's and Association, and  
3 former police Commissioner William M. Davis. Thank you so  
4 much. So I apologize. DPOA Vice President, Ron Thomas.  
5 Thank you.

6 CHAIRPERSON FERGUSON: Thank you. Deputy Chief, who  
7 do you have with you?

8 DEPUTY CHIEF HAYES: Good afternoon, Mr. Chair and  
9 honorable Board. With me, I have, as indicated, Vice  
10 President of the Detroit Police Officers Association,  
11 Ronald Thomas in attendance, our agency CFO is present  
12 today and a host of other department members have joined  
13 us virtually.

14 CHAIRPERSON FERGUSON: Fantastic. Again, thank you  
15 for attending today's Board meeting. The department will  
16 share today some information regarding crime stats,  
17 trends, and other critical incidents and events for our  
18 consideration. Earlier this week, we learned more about  
19 the recent officer involved shooting debriefing incident  
20 that occurred near Meyers and Midland, and the Chief  
21 White's plans to suspend several DPD members, 2 officers  
22 and 1 supervisor, and placed another DPD supervisor on  
23 administrative duty. The investigation is still pending,  
24 but Chief White shared that he made these decisions now  
25 based on his concerns about implementing the following

1 DPD policies during this tragic encounter.

2 CHAIRPERSON FERGUSON: The Board looks forward to  
3 receiving more information in the coming weeks to ensure  
4 greater transparency and accountability and for all our  
5 actions regarding this case. We extend our condolence to  
6 the family, and our thoughts are with those that are all  
7 affected by this tragedy. The Board, along with Mayor  
8 Duggan and Chief White, continue to review and evaluate  
9 measures to address the mental health crisis prices in  
10 our community. We agree with the steps to flag addresses  
11 known for mental health related crisis. The Board looks  
12 forward to hearing more updates from the department  
13 regarding any policy changes and overall proposals. We  
14 also look forward to contributing to those policy changes  
15 and overall systematic changes regarding this critical,  
16 important matter. The Board of Police Commissioners has  
17 been a longtime advocate, in effect, to educate the  
18 public about mental health services and to help divert  
19 those with mental illness from criminal justice systems  
20 to the health system where they belong.

21 CHAIRPERSON FERGUSON: Chief White and some veteran  
22 police commissioners might recall that the Board  
23 interviewed candidates for Chief of Police during August  
24 2021, community meeting at a well-respected mental health  
25 service provider. Before then, AC White left for the

1 Michigan Civil Rights Department. He started as a pallet  
2 at a form for the Board held on mental health and the  
3 need to erase stigma and decriminalize mental illness. So  
4 the Board has been very active on this issue for quite a  
5 while. These two recent tragedies underscore the urgency  
6 or solution. Along with the public, the Board awaits a  
7 full investigation alongside the Michigan State Police  
8 and any needed review and evaluation by the Wayne County  
9 Prosecutor's Office. The investigation finds and outcomes  
10 are vital for transparency and accountabilities to our  
11 community, just as important as a resolution to the  
12 mental health crisis with leadership from the mental  
13 health care community.

14 CHAIRPERSON FERGUSON: Also, today, we will have  
15 presentations from the department regarding Use of Force  
16 quarterly report, and our Office of the Chief  
17 Investigator, the OCI Complaint Investigation Unit. Last  
18 week, the Board held its committee meetings on Personnel  
19 and Training, Budget Policy, and Citizen Complaints.  
20 Personnel and Training Committee also met yesterday. A  
21 formal report from each committee will be made today. I  
22 want to say today I'm going to be making some changes on  
23 a committee. So, effective today, the personnel on  
24 training committee Chairperson, Commissioner Bell, will  
25 be removed, and I will replace him with Commissioner

1 Hernandez. Effective today, he will be the new  
2 Chairperson of Personnel and Training Committee. Chief.

3 CHIEF WHITE: Good afternoon.

4 CHAIRPERSON FERGUSON: Good afternoon, sir. Yes, go  
5 ahead.

6 CHIEF WHITE: For my report. I'm sorry about the  
7 late.

8 CHAIRPERSON FERGUSON: Yes, I'm sorry.

9 CHIEF WHITE: We just had a barricaded gunman  
10 conclude. So are you ready-

11 CHAIRPERSON FERGUSON: Do you want to take a minute?

12 CHIEF WHITE: No, I'm good. If it pleases the Board,  
13 I can get started with my report.

14 CHAIRPERSON FERGUSON: Yes, sir.

15 CHIEF WHITE: Okay. Good afternoon. I'll start with  
16 our usual report, update on the injured officers. There  
17 are 4 members currently in the department who are  
18 disabled and recovering at home due to injury. One  
19 sergeant from the Second Precinct, 2 police officers from  
20 the Seventh Precinct, 1 police officer from the Ninth  
21 Precinct. We have 19 members that are currently  
22 quarantined or isolated with Covid. Last week we had 34,  
23 so we're moving in the right direction. 15 of the 19 that  
24 are quarantined are positive for COVID.

25 CHIEF WHITE: Last week, that was 30. So the numbers

1 are, again, moving in the right direction. Our crime  
2 data, we're looking at a 3% uptick in homicides. About  
3 30% of our homicides, roughly 30% relationship nexus,  
4 meaning that our victims know the person that has  
5 victimized them. Some of those 30% are domestic related  
6 homicides. That continues to be a tragic statistical  
7 report for us and we're working very hard to see how we  
8 can impact that. Nonfatal shootings, we are down 14%.  
9 Over last year his time, robberies, were down 8% and our  
10 total part 1 violent crime is down 13%. We're proud of  
11 that. One of the few major cities in a country right now  
12 with a surge in violence that's seeing a downturn in our  
13 part 1 violent crime. It's a testament to the hard-  
14 working men and women of the Detroit Police Department.  
15 But still, we are not satisfied with those numbers.

16 CHIEF WHITE: Our mental health runs grand total.  
17 We've talked about these numbers, and I heard  
18 conversation about mental health. Obviously, it's on the  
19 forefront of all of our minds. For the mental non-violent  
20 for 2022, 2,463 runs responded to mental violent armed,  
21 1078, mental violent non-armed, 4,373. Overdoses is one  
22 down 5,094. This is all 2022. One Down overdose. Just  
23 general overdose, 363. That involves a lot of things  
24 including everything. Not just drugs. Suicide in  
25 progress, 1,178, suicide threat, 2,335. I communicated

1 our Chief Duty Officer report to members of the Board  
2 over weekend just to illustrate since the last tragedy  
3 that we had a number of violent mental runs, including  
4 one involving a young man in a vehicle who wanted to  
5 commit suicide and refused to get out of the vehicle.

6 CHIEF WHITE: The officers were successful in getting  
7 him the help and the treatment that he needed and getting  
8 him out of that vehicle and getting that weapon  
9 recovered. But moving on to an officer involved shooting.  
10 On November 10th at 6:20 PM officers were dispatched to  
11 15,700 block of Meyers on a mental violent 911 caller who  
12 was the subject's mother, stated that she and her seven-  
13 year-old grandson were assaulted by the subject. She  
14 further stated that her daughter was schizophrenic,  
15 needed to get some help, and that she was armed with  
16 knives and a bat and a gun. The caller stated, quote,  
17 please come, or, I'm going to have to shoot my own child.  
18 Very tragic event. A second call came into 911 where the  
19 mother stated that her daughter was a felon and pointed a  
20 gun at her.

21 CHIEF WHITE: Also in that first call, she indicated  
22 that her mother - strike that - her daughter had gone  
23 outside with a weapon. She was partially clothed. She was  
24 in her underwear. She had pointed a gun at both her and  
25 her mother, meaning her, the decedent had pointed the gun

1 at her mom and her grandmother during this crisis.  
2 Officers arrived on the scene and attempted to negotiate  
3 with the subject and to have her come out of the house.  
4 She refused. The officers fearing for the safety of the  
5 children inside, she had indicated - the mother that is -  
6 that the one child, the seven-year-old, was struck in the  
7 head, and that he was bleeding and had been struck  
8 before. So fearing for that child and knowing that she  
9 was out of balance, the officers made the decision to  
10 enter the home in attempt to free the children.

11 CHIEF WHITE: Once inside there was a struggle for  
12 the weapon that she was in possession of. Unfortunately,  
13 she was shot by officers. The investigation is still  
14 active and there are a number of different components to  
15 this investigation that I spoke of recently this week  
16 with the media. First, we start with the tragedy, in and  
17 of itself. We respond to thousands of others, as I  
18 illustrated, mental health runs, violent mental health  
19 runs. We have already begun to discuss alternatives to  
20 response. But what happens when a person has a weapon and  
21 they're a danger to themselves or others, that process  
22 has to focus on the safety aspect more than really the  
23 mental health. The mental health piece is a component  
24 that got us there based on the mother's call.

25 CHIEF WHITE: But once we arrived and there's a child

1 inside the home that is at risk, that has to be  
2 addressed. Because have those children been murdered, I  
3 would be asking the question, why didn't we go in. Our  
4 officers train to go in and to secure. My investigation  
5 thus far into the arrival, the actions of supervisors,  
6 separate and apart from the exigent circumstances that  
7 took them into the home, which validates their ability to  
8 enter the home is independent, meaning I'm looking at  
9 policy process directions from the strategy, the plan,  
10 the supervisor response in that aspect and only that  
11 aspect. I have concerns with the deployment of our  
12 strategy and our supervisors on the scene as a result and  
13 isolated only to strategy that was deployed - isolated  
14 only to the supervisory oversight.

15 CHIEF WHITE: Because my expectation for supervisors  
16 is greater than that of police officers. We have the same  
17 standard ethical responsibilities. We have the same law  
18 enforcement responsibilities. But as supervisors, we have  
19 an additional layer of where we have to take command and  
20 control of a scene. I was troubled by what I viewed as a  
21 lack of supervisory oversight. As a result, I made a  
22 decision to suspend one sergeant and to put another  
23 sergeant on administrative duty, pending the outcome of  
24 the portion of the investigation that involves him. I  
25 also made a decision to suspend 2 of the eight officers

1 that were on the scene for a variety of reasons as it  
2 relates to the strategy. That's where we are with that.  
3 As was indicated by the commissioners already, or by the  
4 Chair as I walked in, we will conduct a transparent  
5 investigation led by the Michigan State Police and as  
6 would all officer file shootings, all of them.

7 CHIEF WHITE: We will turn our findings over to the  
8 prosecutor's office for her assessment of any laws that  
9 were violated by our department, and we will act  
10 accordingly with whatever her findings are. Internally,  
11 we will continue to do our own investigation, and  
12 hopefully it'll be concluding around the same time for  
13 any administrative findings. We move on to the second  
14 incident, and it's also involved a nonfatal shooting. On  
15 November 15th, at 3:30 PM officers were on routine patrol  
16 when they observed a gold color GMC Yukon found on Ellis  
17 with a broken driver window taillight and an improper  
18 plate. The vehicle turned onto Joy Road from Ellis,  
19 without signaling and disregard a stop sign at joint  
20 Hubbell. The officer stopped the vehicle to investigate  
21 at Joy Road and Strathmoor. Once the vehicle was stopped,  
22 the passenger of the vehicle fled on foot, grabbing at  
23 its waist. But running officers gave chase and observed  
24 the subject who was armed with a handgun in hand, turned,  
25 removed the weapon.

1 CHIEF WHITE: Fearing for safety, one officer fired  
2 two shots, striking the subject one time in his leg.  
3 Officers render first aid who requested medical  
4 attention, and the subject was treated at a local  
5 hospital. He's in stable condition. The weapon was  
6 recovered. He also was in possession of a ski mask and we  
7 are looking into exactly where he was going or where he  
8 was coming from. So the weapon was recovered, the ski  
9 mask was recovered, and he is tense serious condition and  
10 will be facing charges when he's released from the  
11 hospital. Incident number three is a carjacking pattern  
12 which involves a car. Our crime pattern was identified  
13 connecting four separate carjacking incidents of Lyft  
14 drivers, which occurred on the east side from May through  
15 October. In each case, two armed subjects approached the  
16 Lyft driver responding to a request a ride and ordered  
17 them to exit the vehicles at gunpoint.

18 CHIEF WHITE: So what they did was they set up a  
19 dummy account, they would call Lyft drivers specifically  
20 out. Once they got there, these two subjects would order  
21 them out of the vehicle and rob them. The subject  
22 demanded their cell phones, wallets, and clothing. Where  
23 we picked up on the pattern was that each robbery they  
24 would take their clothes, they would strip them down.  
25 Then in one case, they pistol whipped one of the victims.

1 Working in conjunction with the ATF, investigators were  
2 able to identify a suspect utilizing various technology  
3 methods and research. So he had some unique abilities to  
4 fraudulently make online requests which is something that  
5 was new to us. Now that we know it, we will not ever  
6 unknow it, and we will be looking for it.

7 CHIEF WHITE: A search warrant was conducted in  
8 connection with the case, recovering several stolen  
9 vehicles at his residence, which led to multiple arrests,  
10 one of which was a subject or suspect that was identified  
11 in a carjacking pattern. This week, that suspect was  
12 charged in federal court on two separate carjacking  
13 incidents, and we anticipate charging the other two next  
14 week. We're still working to identify an additional  
15 suspect. Very, very busy week of crime. Some very good  
16 arrests and certainly some tragic situations. As of  
17 today, we started the morning at 6:40 AM where a male 60,  
18 in the 8800 block of Robeson, shot and killed his  
19 neighbor, and then proceeded to barricade himself in his  
20 home. The neighbor who last year around this time,  
21 received a package that belonged to him from Amazon.

22 CHIEF WHITE: Something transpired that we're looking  
23 into. He was not very happy with police service. When he  
24 made the complaint, he then takes matters into his own  
25 hands, goes over to the house, demands his package back,

1 and assault takes place to which he was charged, and  
2 recently convicted of. So, just to track with you, last  
3 year, package gets delivered next door. This week, he's  
4 charged in a case where, while attempting to get the  
5 package back, he assaults the person physically that has  
6 the package. This week, he's charged with a misdemeanor,  
7 and it's very upset that he, who he feels is the victim  
8 of the package theft, is the one that got charged with  
9 assault. So this morning, somehow he ends up encountering  
10 his neighbor and shoots and kills her from his home,  
11 leaving her in the street dead. Officers respond to the  
12 run shots fired in progress.

13 CHIEF WHITE: Upon arrival, they find her dead in the  
14 street. She's obviously dead. She was shot twice in the  
15 face, and there's no sign of life. As they gather  
16 information, they recognize that the person whose house  
17 they're standing right in front of is in fact, the person  
18 who shot her. They go to the porch to try to make contact  
19 with him. He's erratic. He's threatening, closes his  
20 door, refuses to come out. We bring our hostage  
21 negotiators in. We bring our special response team. We  
22 bring our crisis intervention team in, our mental health  
23 co response, civilian therapists respond, and we start  
24 dialogue with him at which time he indicates that he has  
25 several guns in his home. His family makes a scene and

1 says that he is an avid gun collector and is in  
2 possession of upwards of 20 weapons.

3 CHIEF WHITE: My last count that they recovered was  
4 over 10, but I have to confirm that. But getting to the  
5 course of events, barricades, he indicates that he's  
6 going to kill himself. His family indicates that he's  
7 suffering from mental illness. He has had battled with  
8 mental illness his entire life, and that he is very  
9 troubled by the fact that he is convicted of a crime that  
10 he felt he should not have been. He calls the news  
11 himself, indicates that he's not happy. He is suicidal,  
12 and he feels that the system did him wrong. We held that  
13 location for several hours, talking to him. After about  
14 two hours, he indicates he doesn't trust the system,  
15 wants to talk to me. I talked to him. Our negotiators  
16 talked to him.

17 CHIEF WHITE: He states that he will only come out if  
18 I will walk and talk with him, so he can give me his side  
19 of the story. We're able to get him to do just that. We  
20 were able to get him out of the home. I walked him to the  
21 MS vehicle. He's crying. He's clearly having some form of  
22 mental break. But the good news is that he is in custody  
23 at a hospital, and after he stabilized, we'll be getting  
24 the treatment that he needs. Unfortunately, the neighbors  
25 did, as we indicated, we recovered upwards of 10 guns.

1 They're still in the house right now looking for other  
2 weapons. Also, there was a lot of wildlife in the house,  
3 birds, and some other animals that DC Hayes can talk  
4 about. But we've had a homicide this morning.

5 CHIEF WHITE: Right before I came in the 7,700 block  
6 of Asbury Park, a victim - I can't give you her name -  
7 female in our city, who lives on our city was shot three  
8 times in her left leg. Another victim was shot four times  
9 in the right leg, and one victim was shot in her shin. We  
10 will confirm this. This is like in the past hour. This is  
11 very hot. Officers responded to the above location for  
12 shots fired. The victims were already conveyed to Grace  
13 Hospital. It turns out that the person at the home shot  
14 this victim. We don't know why yet. I'll know sometime  
15 this evening. He then barricades himself in the home. So  
16 the officers negotiate with him. The last update before I  
17 walked in is that he was safely taken into custody. So  
18 that is my report, and I'm prepared for any questions.

19 CHAIRPERSON FERGUSON: Thank you. For the record,  
20 Commissioner Carter has entered, and Commissioner  
21 Hernandez. For your information, Commissioner Hernandez,  
22 you are now the Chairperson of Personnel and Training  
23 Committee. All right. Commissioner Banks.

24 COMMISSIONER BANKS: Yes, thank you, Mr. Chair.  
25 Through the Chair. Chief White, good to see you back. I

1 know we haven't seen you in about - no questions, just no  
2 hard questions. Nothing. But just good to see you back. I  
3 know we haven't seen you for about what, three or four  
4 weeks? How was your vacation Chief?

5 CHIEF WHITE: I didn't have a vacation sir-

6 COMMISSIONER BANKS: So how was your vacation?

7 CHIEF WHITE: Through the Chair, I didn't have one.  
8 I've been working. If you didn't see me, I was probably  
9 on the scene or something else was going on, but I  
10 haven't had a vacation.

11 COMMISSIONER BANKS: Oh, I thought I heard he was on  
12 vacation. Well, maybe I was wrong. Okay, thanks. I'm all  
13 set.

14 CHAIRPERSON FERGUSON: Commissioner Pressley.

15 COMMISSIONER PRESSLEY: Thank you. Through the Chair.  
16 Chief White, you did a great job doing so. But just to  
17 help me out a bit more, the incident where officers are  
18 being suspended, you're making the delineation between  
19 not the actual use of force, but the strategy or  
20 procedure. Could you elaborate a little bit more on what  
21 might be provoking the suspension of these officers?

22 CHIEF WHITE: Yeah. So obviously you know, through  
23 the Chair, that disciplinary matters involving officers  
24 will be dealt with in closed session. So I am  
25 intentionally not being directly specific, somewhat vague

1 on some facts intentionally. But try not to be  
2 cryptically speaking. When we have any use of force,  
3 whether it be an officer involved shooting, or any other  
4 use of force, there are several different tracks that we  
5 have to look at. The criminal track is an independent  
6 track that I don't look at. I shouldn't be looking at  
7 criminal investigations against our own department.  
8 There's an inherent conflict with that, that it makes  
9 sense that we wouldn't, right? So you have to bring in an  
10 independent body. That independent body is what we call  
11 our homicide task force, which is led by the Michigan  
12 State Police. They take a look at the entire  
13 investigation, regardless of what they find. Every aspect  
14 of what they find, they turn the entire packet over to  
15 the Wayne County Prosecutor's office for review. I  
16 purposely stay away from that. I don't want to guide any  
17 of that process whatsoever. What I look at is the things  
18 that I'm briefed on preliminarily, the officer's arrival,  
19 policy, what policies that they adhere to, what policies  
20 that they didn't, if there's any, use of body-worn  
21 camera, a number of other factors.

22 CHIEF WHITE: These are things that I look at and  
23 review check boxes, look at video, audio and things such  
24 as that. The purpose of that and the goal for me is to  
25 solve for the insurance that our policies are being

1 applied appropriately. Now, some of these policy  
2 applications are not so egregious that it leads to  
3 termination. They're not. It could be something as simple  
4 as vehicle positioning. It could be something as simple  
5 as two people approaching a house as opposed to one.  
6 Everything is in play. But again, it's important to  
7 recognize it as separate and apart from the actual use of  
8 force and all that comes with that. So, in theory, the  
9 entire process of using the force could be well within  
10 policy, the threat assessment, all of that could be well  
11 within policy, and you can still have a policy violation  
12 on a separate piece.

13 CHIEF WHITE: As a supervisor, the expectation when I  
14 promote someone to sergeant and above, is that they take  
15 command and leadership of a scene and direct. They're not  
16 just there to watch, they're there to direct. I did not  
17 see that, and that gave me pause and concern. That's why  
18 I've made the decisions that I made at my level. With  
19 regards to the two officers, separate and apart from the  
20 use of force, I have some concerns with some aspects of  
21 the planning and the implementation of the plan. That's  
22 partly due to the supervisor's lack of supervision. They  
23 were in a position to act somewhat independent, which in  
24 some instances is okay. I sit in a seat where I have to  
25 look at everything, every single thing, and it's not

1 easy. You don't get to celebrate 99% success rates in a  
2 job like this, right?

3 CHIEF WHITE: I can tell you all day long that the  
4 SRT mental health and numbers, if you statistically look  
5 at them - I look at numbers all the time - is we're  
6 overwhelmingly successful. But confidence in this  
7 department and credibility is also important. When you  
8 look at that, the way I look at it's like confidence  
9 is... The confidence in an agency is collected in a  
10 reservoir, right? It's not an ocean. It's a reservoir. As  
11 we know, reservoirs dry up, and so they have to be  
12 replenished to keep the reservoir wet, to keep water in  
13 the reservoir. Confidence is like that. You can't have an  
14 erosion of that confidence because you will drive that  
15 community reservoir up. So it's important to me that we  
16 look at every single aspect of this and make sure that  
17 we're doing the best thing we possibly can.

18 CHIEF WHITE: Now, do we need to do better and as it  
19 relates to how we're going to address the absolute crisis  
20 of mental health in our city? 100%. We're going to. But  
21 we also have policies and provisions that must be  
22 followed. I absolutely get that if those babies were  
23 hurt, I'd be sitting here saying, how the heck did that  
24 happen? Why didn't we go in that? That's stepping in  
25 apart, and I'm not going to go too far into that. But

1 even with that, we have to follow policy precisely. There  
2 can be no deviation. You have to, to the letter. I have  
3 some concerns with the supervisors directing that, and  
4 I'm going to hold them accountable. That's it.

5 COMMISSIONER PRESSLEY: Thank you. That was very  
6 clarifying. Let me also commend you for your due  
7 diligence and to say to our community, we really have  
8 some work to do. As this holiday season emerges, this  
9 higher level of violence that is occurring in our  
10 community, it's something that we all have to figure out  
11 a way to make some impact, to ensure that not only our  
12 families are safe, our community is safe as well. So we  
13 can't leave our police officers out on an island. So I'm  
14 encouraging us to have the tough conversations. So again,  
15 we can ensure that we're keeping violence down in our  
16 community. Thank you, Chair.

17 CHIEF WHITE: Thank you for that. If I may. If you  
18 don't mind, Commissioner Pressley, I'd like to expound on  
19 that too. When we get these critical incidents in these  
20 calls, the officers are oftentimes going in dark. They  
21 don't know. They only know the little bit of information  
22 that we get. When a family member is viewing a family  
23 member who they know as violent, we have to believe them,  
24 right? Because they're now calling the police on someone  
25 that they know. We don't know them. So we don't know the

1 nuances of their personality. We don't know if they are  
2 off base. But all we know is that you have called because  
3 you who know and love them, feel that they are so violent  
4 and that you are concerned for your own safety. So we  
5 believe you and we position ourselves to not get you hurt  
6 and to not get hurt ourselves. I think what we are  
7 seeing, and as part of our rollout in a couple of weeks  
8 that I'll be presenting to this Board of what we can do  
9 better is we have to talk through the crisis before it  
10 gets to the point of calling the police.

11 CHIEF WHITE: If you see this person who needs the  
12 services of a mental health facility, we have to get them  
13 there before. It's not going to go away. Cancer doesn't  
14 cure itself, right? It doesn't. You don't. You have to  
15 have things done. You have to go to a hospital. You have  
16 to get chemo in order to be stabilized. You don't say,  
17 well, it's not bothering me today. It's there. When you  
18 have these types of conditions, and we have victims of  
19 these conditions... Mentally ill are victims. They didn't  
20 ask for this. They can't control it. But those of us who  
21 are not suffering from it, who witness it, must be  
22 proactive and engage long before it gets to the point of  
23 violence where we have to bring in the police and ask the  
24 police to look at the very person that they called and  
25 told us things about differently than they do.

1 CHIEF WHITE: That's the issue. That's part of it. If  
2 we're going to be successful in this, we have to be more  
3 proactive on the front end before it leads to someone in  
4 crisis doing something that either puts themselves or  
5 others in harm by grabbing weapons and pulling guns on  
6 family members and holding kids in homes. Those are  
7 crises. We are trained to deal with those crises. If we  
8 knew the person, if we say, well, that's not really as  
9 dangerous as it looks, then maybe we could do something  
10 different. But we're reacting to what the complainants  
11 who know and loved them are saying and were simply  
12 believing what they told us and reacting accordingly. I  
13 hope that makes sense.

14 COMMISSIONER PRESSLEY: Very much so. I hope your  
15 passion is persuasive to those who are hearing.

16 CHAIRPERSON FERGUSON: Commissioner Moore.

17 COMMISSIONER MOORE: Thank you, Mr. Chairman. Good  
18 afternoon, Chief. Do you believe those suspensions will  
19 rise to the level of suspension without pay come before  
20 this Board or you're still investigating? They will.  
21 Three of the four will. Actually, strike that. There were  
22 only three suspensions. They will. I will be submitting  
23 paperwork to the honorable body for that consideration.

24 COMMISSIONER MOORE: Okay. Just lastly, the squatter  
25 eviction report that I asked, where we still good on

1 that?

2 CHIEF WHITE: We are. You should have it. You did not  
3 get it?

4 COMMISSIONER MOORE: No, sir.

5 CHAIRPERSON HOLT: Not yet.

6 CHIEF WHITE: We'll get that to you, sir.

7 COMMISSIONER MOORE: Okay. Is that report available  
8 to the Board and to the public, or just the Board?

9 CHIEF WHITE: Just the Board.

10 COMMISSIONER MOORE: Thank you.

11 CHIEF WHITE: After the Board's review, at the  
12 Board's pleasure, we can make the decision to release it  
13 to the public.

14 COMMISSIONER MOORE: All right. Thank you.

15 CHAIRPERSON FERGUSON: Fantastic. Commissioner  
16 Bernard.

17 COMMISSIONER BERNARD: Good evening, Chief. It's good  
18 to see you. I want to thank you, first of all, for  
19 responding to the request of the gentleman who was  
20 barricaded to talk to you personally. I know that wasn't  
21 on your schedule clearly. Many leaders fail to become  
22 personally involved when people ask for them. You did  
23 that. I just want to commend you for that. I'm very  
24 impressed by that. I would've done the same thing. You're  
25 not scared. You are willing to step up to the plate and

1 handle situations and I commend you for that. My comment  
2 with respect to what you were saying with respect to  
3 mental health issues, is one actually that I'm personally  
4 familiar with. The police have been called to a friend of  
5 mine's house who is taking care of his sister. She's  
6 mentally disabled. They've been called like 30 times to  
7 the house. She'll call and say that something has  
8 happened to her or that he assaulted her, he and his son  
9 - the woman's nephew. They lived together, the three. The  
10 brother, the sister, and the brother's child.

11 COMMISSIONER BERNARD: The police are frequently  
12 called 30 times. He says, here comes ambulances, the  
13 police department beating on the door. We have this  
14 complaint that your sister says she's being with in the  
15 middle of the night. Anyway, my comment is that because  
16 this is a tremendous waste of resources, every time they  
17 come in, every time there's no problem. There's a whole  
18 litany of these calls. Excuse me. It would be helpful  
19 probably if the department when they've had repeated  
20 calls to a residence or to any establishment, and there's  
21 no justification for these runs - that's a lot of money  
22 and a lot of resources - that perhaps the police could  
23 notify if it's a husband or wife, whatever it is about  
24 the call, so we won't have to keep wasting these  
25 resources. I've told him to file a formal complaint, but

1 he really just wants the situation resolved. This isn't  
2 the only one like that with these hysterical calls that  
3 don't have any merit and you send ambulances, police  
4 officers, detective, all that kind of stuff. It's just a  
5 comment and I hope you can address it. That's all.

6 CHIEF WHITE: Yes, ma'am. Thank you.

7 COMMISSIONER BERNARD: Thank you.

8 CHAIRPERSON FERGUSON: VC.

9 CHAIRPERSON HOLT: Thank you, Chairperson Ferguson  
10 and thank you Chief White for being available and sharing  
11 all about police business. I think one of the incidents  
12 that you described earlier, and you gave incident 1, 2,  
13 3. I think it was 2, whereby you did note that CIT was  
14 present. May I know what happened with CIT perhaps,  
15 perhaps not being present at the first incident, which  
16 involved the young lady and her mom had called.

17 CHIEF WHITE: Yes. The CIT trained officer was  
18 present there.

19 CHAIRPERSON HOLT: Okay.

20 CHIEF WHITE: But I just want to clarify. I don't say  
21 this lightly, this was more about the fact that two  
22 children were in a home with someone with a weapon, and  
23 we were told that she was a danger to the children and  
24 less about the mental illness. I just want to make that  
25 clarification.

1 CHAIRPERSON HOLT: Thank you for that. One other  
2 question. We're in Precinct Eight. We're looking forward  
3 to a commander now. You know we've lost two in less than  
4 two years. Apparently, you are about to appoint a  
5 commander to Precinct Eight.

6 CHIEF WHITE: Yeah, I was still in my thunder there.

7 CHAIRPERSON HOLT: That's okay.

8 CHIEF WHITE: Through the Chair. So I just want to  
9 know, the last one retired and took another opportunity.  
10 You just promoted your new commander at number eight last  
11 week and that is Commander Newsome. He just met with the  
12 US attorney to talk about crime fighting and strategy  
13 about a couple hours ago. He's excited. He's being  
14 installed. Now, that's his command.

15 CHAIRPERSON HOLT: Okay. Because I got a call only  
16 yesterday to pose that question to you. So I will be able  
17 to text some people and I'm sure they'll be just elated.  
18 Thank you again, Chief White, for your leadership.

19 CHIEF WHITE: You're welcome. Thank you.

20 CHAIRPERSON FERGUSON: Commissioner Holley.

21 CHAIRPERSON HOLLEY: Thank you, Chairman, and thank  
22 you through the Chair. Chief, it's always good to see  
23 you. I appreciate the work that you do. My concern is  
24 this in a few minutes I have with you. Do we have any  
25 idea of the percentage of mental health in the city of

1 Detroit? How many people in the city of Detroit have  
2 mental health?

3 CHIEF WHITE: I don't.

4 CHAIRPERSON HOLLEY: The thing about it is, we ought  
5 to. We really ought to if this is a priority. I'm not  
6 talking about you, but we ought to know the percent of  
7 mental health we have in the city of Detroit. In addition  
8 to that of your report, incident one was fatal and  
9 incident four where you had all personnel. You had about  
10 five, I think - four or five personnel to intervene and  
11 to help with the situation. You had only maybe the CT  
12 person there, incident number one. Can you help us in  
13 terms of understanding just a little bit more of another  
14 minute or two in terms of what the difference between why  
15 you had four or five people with incident four and not  
16 the kind of personnel in the incident even though the  
17 children are there. Still, we recognize that it was  
18 mental health that we're going to see about.

19 CHIEF WHITE: Well, again, we had a number of  
20 officers at both of those cases, one CIT trained person,  
21 which you're characterizing as incident one. The concern  
22 that I have with regards to the supervision revolves  
23 around some of the deployment. I'll leave that there  
24 because he's obviously entitled to due processing. I  
25 don't want to jeopardize that. But there was a CIT

1 trained person there. But again, everything that we do,  
2 commissioner, is trained to. None of this is random, no  
3 matter how random it looks. The way that we stop a car,  
4 the way that we walk up to a car, the way that we walk  
5 close to the car, when as we pass the trunk, we tug on  
6 it. We get to the door, and instead of standing in front  
7 of the person, we stand to the back.

8 CHIEF WHITE: The reason for that, if they had a gun,  
9 they would have to do that. Right? When you would see the  
10 gun before they shot you. Every police officer trains to  
11 those things. So if I were to see an officer that was  
12 standing straight towards a car door, that would be a  
13 violation of our policy. I would look at it if. If that  
14 police officer was involved in a shooting, I would look  
15 at that as one of the considerations as to following our  
16 policy. Something that simple that they put themselves in  
17 the line of fire. It doesn't mean that they didn't have a  
18 right to fire back. I'm going to ask these questions. So  
19 as it relates to your question and number, we're looking  
20 at all of that. The investigation isn't complete. But  
21 today's incident, because we had a homicide, we  
22 immediately deployed our SRT, which we have great  
23 success.

24 CHIEF WHITE: I believe the best in the country.  
25 Certainly, one of the best. But I believe the best. They

1 came out, we brought our negotiators. They trained around  
2 the country all the time on how to be the best  
3 negotiators. My negotiator, Sergeant Deanna Wilson, who  
4 ran lead, she established a rapport with him. He's  
5 crying. He's saying, no one's listening to me. I want to  
6 talk to the Chief. She said, Chief, he wants to talk to  
7 you. Okay. If that'll bring him out of the house and not  
8 get him hurt. If it keeps him from walking out with a gun  
9 and one of them 10 guns he's got, guess what I'm about to  
10 do? I'm about to go talk to him. That's what we did. I'm  
11 not trying to be the hero because I'm not. They're the  
12 heroes. I'm just saying, this is some unusual requests.  
13 We're going to do everything we can to have these  
14 results. We don't want this to happen.

15 CHAIRPERSON HOLLEY: Let me ask you this because  
16 they're going tell me my time is up. I know you're  
17 concerned. I know your passion. I'm concerned as a  
18 minister and as just a human being. I had my intern with  
19 the mental health when I was in seminary. I know what  
20 you're going through and others. Let me ask you this. In  
21 other words, when we have these conversations about the  
22 mental health. Pardon my naivete. Do we have a dashboard  
23 that basically can identify that we've been to this house  
24 before so that we can prepare? So you see where I'm  
25 going?

1 CHIEF WHITE: I do.

2 CHAIRPERSON HOLLEY: So again, I'll apologize for my  
3 naivete.

4 CHIEF WHITE: You don't have to apologize. I get it.  
5 I just will say, yes, we have a dashboard. Yes. But we're  
6 up against a number. Are you prepared for me to answer?  
7 Were you done with your question?

8 CHAIRPERSON HOLLEY: I am.

9 CHIEF WHITE: Okay. We do have a dashboard. Okay. But  
10 you're always balancing out a number of different things.  
11 There are privacy rights, and we talk about them a lot.  
12 Right. So I can't just have all the information about  
13 every house in the city of Detroit. But if we have houses  
14 that we've been to before, then we record that. Then the  
15 officers, one of the things that we just instituted is  
16 just retoning. I'm sorry, retoning is that we have a  
17 special alert now for mental health runs. We have special  
18 protocols for mental health runs. We send certain units  
19 for mental health runs. We're getting ready to even come  
20 out with an even more robust response to mental health  
21 runs.

22 CHAIRPERSON HOLLEY: Got you.

23 CHIEF WHITE: But we've got to stop the numbers too.  
24 Stop the numbers involves getting the people the help  
25 that they need so they don't have to call the police.

1 Family members aren't calling the police because they're  
2 not worried. They just don't have the resources that they  
3 need to get them help. So we've got a whole component  
4 that we're getting ready to roll out in hopes of reducing  
5 the interaction with the mentally ill. Because there are  
6 certain runs of police shouldn't even be called to. If  
7 they're nonviolent, why are the police even being called?  
8 If someone needs to get them to the hospital. Part of the  
9 problem with the mentally ill violent is they're  
10 unpredictable. If they're unpredictable, then they pose a  
11 threat to the community.

12 CHAIRPERSON HOLLEY: He's about to tell me to shut  
13 up. Tell me just one more. I'm old fashioned and  
14 outdated, but there was a time we had what we call bean  
15 bags in terms of recurring mental health and trying to  
16 basically put a barrier or something. I'm sure you've  
17 been in this law enforcement for a long time. But is  
18 there something there that we can basically try to  
19 implement or at least try to put a barrier up to sort of  
20 help us with this? Then I'll leave you alone.

21 CHIEF WHITE: You're not a bother, sir. Through the  
22 Chair, we have 20,638 calls to service. We have 16,884  
23 times that we have made contact with a mentally ill  
24 person this year in 2022 and this is important. Every  
25 opportunity to deploy, everything we possibly can, we do.

1 But when a person produces a weapon and they're trying to  
2 shoot you, or they're trying to stab you, the officers  
3 are making split second decisions. We look at them, we  
4 analyze them, and we try to make the best possible  
5 decision. At times when we can call our SRT with bean  
6 bags and all those other things. We're going to be  
7 looking at even an additional non-lethal weapon systems.  
8 But even those won't be full proof. They won't. We had a  
9 guy in California, they run over - 25 cadets running in  
10 the street.

11 CHIEF WHITE: Right.

12 CHIEF WHITE: He's in a mental crisis. What we're  
13 seeing right now is a result of something we never  
14 thought could happen. Covid. Covid changed everything. It  
15 completely isolated people. People couldn't socialize.  
16 Kids couldn't go play basketball. They couldn't go to  
17 sporting events. They couldn't have normal socialization.  
18 The impact of that is being felt now. Depression is up.  
19 Bipolar depression is up. These numbers, I'm not making  
20 them up. Just Google them. Statistically people are  
21 struggling. People don't want to go to work because they  
22 got used to not leaving the house. People have anxiety  
23 with leaving the house. So it's so many different  
24 components that's driving this. As I started talking  
25 earlier about homicides, you're looking at a city our

1 size that right now - if I can find my number. Of course,  
2 that's the one I can't find.

3 CHIEF WHITE: Yes, we have a homicides in Detroit.  
4 264 at this time in 2021. 271 this year. Someone who  
5 killed somebody because they bumped into them or drove  
6 them off the road, you could argue they're suffering from  
7 mental illness because their decision making isn't right.  
8 Who does that? So those are your uncaptured. Those aren't  
9 classified as mentally ill. Those are people who just  
10 shot somebody because of road rage or because somebody's  
11 dating somebody they shouldn't. These components that  
12 we're not even capturing, but what we are capturing are  
13 those 20,000 that I just told you. So when you talk about  
14 weapons and all those different things, yes. Every  
15 possible thing that we can do to be better is on the  
16 table. But the uncomfortable conversations about mental  
17 illness aren't happening.

18 CHIEF WHITE: The uncomfortable conversation is,  
19 these are circumstances where family members are calling  
20 us because they feel threatened by people they love that  
21 need help. Is there an intersection that could happen  
22 before the 911 call, where they get them the help that  
23 they need where they don't even have to call? We have to  
24 come. Someone said earlier about the person who calls and  
25 says that someone's raping me and trying to kill me and

1 can we not come? No, we have to. We have to come each  
2 time because maybe one time it's happening. If we don't  
3 come, I'll be sitting before this Board and this  
4 community trying to explain why we didn't. The school  
5 calls. The calls of threat for school. We just shut down  
6 a school today. We know it's likely fraudulent. But what  
7 if it isn't? Just barricaded across the street from the  
8 7,000 block of Asbury Park was a school.

9 CHIEF WHITE: We have to put schools on lockdown. So  
10 these are complex issues that need complex solutions. But  
11 yes, to your question. We are looking at everything.  
12 Monday after Thanksgiving - I think it's the 28th - we're  
13 announcing a complete overhaul to mental health. That  
14 includes introducing a number of different non-lethal  
15 alternatives. Some that we already have, some that we  
16 don't, and expanding on that. But again, I don't want you  
17 to falsely state or mischaracterize to this Board that  
18 that problem solved, because it isn't. Because if you  
19 walk into a building and someone has a knife or a gun and  
20 they charge at you and they're mentally ill, we don't  
21 have time to get to the bean bag. That wouldn't be a true  
22 statement for me to make to you that this will solve the  
23 problem. The problem is bigger than one solution.

24 CHAIRPERSON HOLLEY: Okay. Mr. Chair.

25 CHAIRPERSON FERGUSON: Thank you. Commissioner

1 Carter.

2 COMMISSIONER CARTER: Good afternoon and through the  
3 Chair. Chief, you said something that really spoke to me  
4 about people getting the help that they need before they  
5 have to call the police. I know that you work with DWIHN  
6 on training, I believe with the CIT officers.

7 CHIEF WHITE: Yes.

8 COMMISSIONER CARTER: When I think about mental  
9 health, I can only think of two agencies that come to  
10 mind. Teen Wellness. We've done a panel with Teen  
11 Wellness with the resources that they provide. But I  
12 think that it's important that the community knows what  
13 resources are available. I think that we're not doing a  
14 good job of providing those resources that are available.  
15 So I would ask that, Mr. Chair, that you bring DWIHN to  
16 the table to do a presentation about what they offer.  
17 Chief, if you could expound on what they've done for the  
18 police department, I would appreciate it. Thank you.

19 CHIEF WHITE: Yes, ma'am. Thank you for that  
20 question. So, DWIHN has been a very good partner. In  
21 fact, they were there today with us on barricaded. We had  
22 a mental health professional, two of them from DWIHN, on  
23 the ground, civilians - not police, regular clothes - and  
24 helping us. So they've been a good partner. We're looking  
25 at doing a number of things with them. I agree with you,

1 Commissioner Carter, that a presentation to this Board  
2 would be appropriate and enlightening. One of the things  
3 I'm going to do is bring in a civilian steering committee  
4 on mental health because I think it's too much behind the  
5 door talking. We need to show the community, look at the  
6 numbers, look at what we're dealing with, showing them  
7 real videos and, and showing them what we're dealing with  
8 every single day.

9 CHIEF WHITE: Because they only get the ones that  
10 we're dealing with in the media or from attorneys. But  
11 they don't get the thousands and thousands. I think it  
12 would be great to hear from the community and let them  
13 see, certainly those community members who are suffering  
14 themselves or have family members that are suffering. So  
15 we're going to have a community forum. We're going to  
16 start a steering committee. We need clergy at the table  
17 to help us. We're expecting a huge uptick in our homeless  
18 population this winter because a lot of the money that  
19 was available last year has been cut off. There's a total  
20 nexus with mental illness and the homeless population.  
21 There're so many different pieces. But if we could start  
22 with DWIHN's presentation. DWIHN's again, a good partner  
23 and we're looking forward to working with them.

24 CHAIRPERSON FERGUSON: Yes. Fantastic. I would like  
25 the Board to know and the audience that I've been to some

1 CIT training classes, and I'm telling you it's something  
2 to see. I've actually participated in some to see how  
3 they talk a mentally ill person down. It's phenomenal  
4 what they do. Just give them a chance and they can do it.

5 COMMISSIONER BERNARD: Mr. Chairman just-

6 CHAIRPERSON FERGUSON: I have to roll around the  
7 room. Go ahead, Commissioner Bell.

8 COMMISSIONER BELL: Thank you, Mr. Chairman. I just  
9 want to say, Chief outstanding, but I'm totally  
10 frustrated. We talk about mental illness. We have always  
11 had instances high point now. But what we have is a  
12 saturation of guns. Guns, guns, guns. That's really  
13 debate because when you say it's 260 homicides, it's not  
14 mentally illness, it's homicide dealing with guns. The  
15 frustration is available. So as we know, the national  
16 movement is not happening there. That's the reality.  
17 People have guns and they are going to use them for  
18 whatever reason they think impossible. We can't get to  
19 the core problem because we can't deal with the guns in  
20 America. The most violent country in the world is USA.  
21 Thank you, Mr. Chair.

22 CHAIRPERSON FERGUSON: Thank you. Commissioner  
23 Hernandez.

24 COMMISSIONER HERNANDEZ: Thank you, sir. Through the  
25 Chair. I'll start by thanking my colleagues. I have a

1 page filled with five questions that either each of you  
2 asked or Chief White you already addressed. But I do want  
3 to take us to Fourth Precinct, the school lockdown that  
4 happened there earlier this week. Is there anything else  
5 that you might be willing to share about that incident as  
6 well as today's, and more really education - from an  
7 educational standpoint for our youth as they're engaging  
8 in these, again, what could be potentially fraudulent  
9 threats?

10 CHIEF WHITE: Yes. So Commissioner Bernard talked  
11 about the costs, right? The exorbitant costs involved  
12 with these deployments. We have to bring everything to  
13 these schools and we're working with DPSCD on these  
14 lockdowns and these threats. Social media, which has zero  
15 culpability in anything. No one holds them accountable.  
16 You can post anything you want about anybody at any time.  
17 These kids use it as if they're kids. So they do the same  
18 thing we would do if we had it when we were kids. So one  
19 kid says, hey, this is how you can get out of school.  
20 Then the other kids do it. Now, here's what the kids  
21 don't know. They can be charged federally. They can be  
22 charged a felony at the state level. There're terrorism  
23 charges depending on what they write, and this thing can  
24 haunt them for the rest of their lives. They can  
25 completely change the trajectory of an otherwise

1 successful life by one silly hosting on Facebook. When we  
2 see it, we can't take it lightly. So we go into our  
3 shutdown lockdown protocols.

4 CHIEF WHITE: DPS comes in with their police  
5 department, we partner with them. DC Hayes will be up  
6 here in a minute and runs our crime control strategies  
7 department. We do complete workups on the kids. We pull  
8 their social media page. A lot of kids think that it's  
9 private. It's proprietary. The information you submit  
10 belongs to social media. So we do a search warrant, we  
11 pull it out, we track you, we charge you. It was a kid  
12 charge - excuse me, Board. I'm going to ask. Did we  
13 charge one yesterday?

14 UN-NAMED OFFICER: 1:40 in the morning. We got a  
15 search warrant and arrest 1:40 in the morning.

16 CHIEF WHITE: So this is messing up his life. That's  
17 going to follow him forever. It cost a fortune. There's  
18 some talk about recouping these calls from parents, which  
19 you hate to do it, but somebody's got to control this  
20 behavior. So this is a bad situation. So if I could say  
21 anything, when you put this in it's gone forever. When  
22 something is nonproprietary, what that means is you just  
23 gave it to someone to use. When you give Facebook, and I  
24 know I'm making myself sound old because that's my little  
25 social media, but Instagram and all these other grams or

1 whatever else is out there, that's their stuff. That's  
2 why they're able to reuse it. That's why when we put out  
3 a search warrant or send them a search warrant, we can  
4 get it and we are going to track it back to you. The kids  
5 aren't reading these agreements. If you go 50 pages into  
6 an agreement, I guarantee you it says if the police want  
7 it, we got to give it to them. You say, yep. They don't  
8 got time to read it.

9 COMMISSIONER MOORE: Through the Chair. I think  
10 that's the excellent piece to you. We need to educate the  
11 youth to let them know that. No, that's just me. I think  
12 we need to be proactive. Let them know this is what we  
13 are doing. We're getting search warrants because this  
14 information is not yours, but...

15 CHIEF WHITE: So if we could do, again, a forum.  
16 Maybe this commissioner can bring in some kids from some  
17 schools, talk to Dr. Vitti and maybe get some seniors  
18 from different schools, then let's just go down. I will  
19 be more than happy to show them in real life what's  
20 happening. Well, if we've got a warrant for them, we're  
21 sending out an arrest team. So they're knocking on the  
22 door. If they don't open it. We're going to open it and  
23 we're going to make an arrest because we don't know if  
24 he's going to be... We can't have a situation that  
25 happened like in Oxford, right? We're not going to take

1 this stuff lightly. We're going to act appropriately and  
2 we're going to be on the ground because we can't have  
3 that.

4 CHIEF WHITE: So it is very, very serious and the  
5 kids are taking it lightly. But one last thing about  
6 this. We found in our investigation that this actually  
7 started out of state, and they had one picture of a  
8 threat. So one kid had a picture of a threat, they wrote  
9 the threat, and had some pictures of somebody that's  
10 going to shoot up to school. It almost went viral. So he  
11 sends it to one kid, they use it at their school, then he  
12 sends it to another kid, they use it at their school. So  
13 we know through our crime intelligence that it's the  
14 actual same threat that's been moved around all over the  
15 country, but each school has to react to it when they get  
16 it.

17 CHAIRPERSON FERGUSON: You got one more. Well, go  
18 ahead, sir.

19 COMMISSIONER HERNANDEZ: I do. Thank you for that.  
20 I'd love to be a part of even organizing a panel for  
21 youth to address that and educate. The second piece is  
22 more of a call to action for my colleagues on the Board  
23 as well as a thank you. I think you know, recently, a few  
24 weeks ago, we went on a ride along that I think was  
25 entirely eye opening. Without sharing too much, given the

1 situations we encountered and so forth, we went from a  
2 homicide scene that led to evidence from an entirely  
3 separate scene. So officers are dealing with multiple  
4 situations onsite. We then transported over to the east  
5 side and we encountered a ShotSpotter run. Thanks to  
6 ShotSpotter we were then tied over to another run, which  
7 involved Green Light. Then at the end of it, we ended up  
8 at the FRAG center on the east side where you spoke with  
9 kids. So I can't thank you enough for the emotional, I  
10 think, management that you do and undertake in this  
11 entire department, situation to situation, minute to  
12 minute. So I encourage everyone on this Board if you  
13 haven't yet done so or if you don't actively engage in  
14 these ride-alongs, please do so. We can't do this work  
15 the right way if we're not engaged. If we did a ride-  
16 along years ago or if we're former officers, that doesn't  
17 matter now. We need to be able to do it now so that we're  
18 better informed to actually provide oversight. So, thank  
19 you.

20 CHIEF WHITE: Thank you, sir.

21 CHAIRPERSON FERGUSON: Thank you, Chief.

22 COMMISSIONER BERNARD: Mr. Chairman.

23 CHAIRPERSON FERGUSON: Hang on. We got to move  
24 forward. We have to move forward. Mr. Brown, we're moving  
25 on to oral communications.

1 COMMISSIONER BERNARD: Mr. Chair, this is what I  
2 wanted to tell people. If you wanted to speak today in  
3 the meeting, you want to give Mr. Brown.

4 CHAIRPERSON FERGUSON: We had somebody report that  
5 commissioner.

6 COMMISSIONER BERNARD: I know that, but there are  
7 more people. They don't know.

8 CHAIRPERSON FERGUSON: That's okay. Mr. Brown.

9 CHAIRPERSON HOLT: Before the Chief leaves, I'd like  
10 to give a shout out for Youth Advisory Panel, especially  
11 in light of the fact that Commissioner Hernandez has  
12 volunteered. I'm thinking that the young people who are  
13 members with the Youth Advisory Panel, they would serve,  
14 I mean, real placing kinds of moderators for that  
15 discussion, Commissioner Hernandez. So we with  
16 excitement, look forward to that opportunity as well.

17 CHAIRPERSON FERGUSON: Fantastic. Mr. Brown, how many  
18 people do we have?

19 MR. BROWN: Good afternoon, Mr. Chair. We currently  
20 have 12 speakers, and I'll call those speakers in  
21 attendance. Minister. Eric Blount, followed by Dr. John  
22 Telford, followed by Mr. East Taylor.

23 CHAIRPERSON FERGUSON: You have two minutes.

24 MINISTER BLOUNT: Good afternoon, Board.

25 COMMISSIONERS: Good afternoon.

1 MINISTER BLOUNT: I'm Minister. Eric Blount from the  
2 Sacred Heart Catholic Church, where our priest pastors  
3 saw the father Norman Paul Thomas. It is great to hear  
4 about the wage increases for police officers. The next  
5 critical step is to restore the retirees healthcare. But  
6 even with that, there is no mention on this new contract  
7 about any increase or creative ways to hold police  
8 officers accountable. If you want us to trust you, if you  
9 want us to have confidence in you, we must have increased  
10 accountability. I've said it before and I'll say it  
11 again. Police officers are a lot like airplane pilots.  
12 They must do their job right a hundred percent of the  
13 time or somebody gets hurt or somebody dies. When we  
14 speak of accountability, we only need to look at Porter  
15 Burks versus Hakim Littleton. Both of these men were  
16 killed by police officers. But with Hakim Littleton, the  
17 public saw the body worn camera footage from the first  
18 shot to the last shot. But with Porter Burks, he's 30  
19 feet away and then the police officer narrative takes  
20 over.

21 MINISTER BLOUNT: We have a right and we are  
22 justified in not trusting what police officers say  
23 because for a long time, including now, it has been  
24 proven they will not always tell the truth. I have been  
25 demanding that weekly the Office of Chief Investigator

1 and HR report out to this Board each and every week. HR  
2 could identify early warning signals of police officers  
3 who are in trouble. The law enforcement department's  
4 demand for action from this Board in hiring is long  
5 overdue and it spans many leaderships.

6 CHAIRPERSON FERGUSON: Okay. Sir, you're signing this  
7 up. Thank you. Mr. Brown, our clock is not working?

8 COMMISSIONER: Clock is working.

9 CHAIRPERSON FERGUSON: Clock is working.

10 MR. BROWN: It's not working.

11 CHAIRPERSON FERGUSON: We don't see it and we don't  
12 hear beep. Can somebody say deep or something? Okay.  
13 Thank you. Go ahead, sir. Two minutes.

14 MR. TELFORD: Yes, two minutes. I'm John Telford from  
15 the schools. Commissioner Burton couldn't be here today.  
16 He asked me to make a couple remarks and express a  
17 concern-

18 COMMISSIONER BERNARD: Can you speak up?

19 MR. TELFORD: Yeah. John Telford from the schools,  
20 speaking not just for Commissioner Burton, but at his  
21 request. I was coming back from one of my broadcasts on  
22 November the ninth. I was on West Graham Boulevard near  
23 Mac. We've got a real problem with speeders and people  
24 running red lights. It's become almost a crisis. My car  
25 was hit. I was very fortunate. It was a hit run. The main

1 concern that I have in this regard is that my car's in  
2 the shop now and it's going to be there for quite a while  
3 because it won't steer. I was very, very lucky that I  
4 survived because if I'd been hit rod sighted, I wouldn't  
5 be here talking to you today. That was just a concern  
6 that I wanted to express. I'm also very interested in  
7 serving on the youth committee. Thank you.

8 CHAIRPERSON HOLT: Thank you.

9 MR. BROWN: Ms. Taylor?

10 MS. TAYLOR: Yes, my name is Denise Taylor. I'm down  
11 here in regard to my nephew Toriano Bibbs Jr.

12 COMMISSIONER BERNARD: Speak up please.

13 MS. TAYLOR: My name is Denise Taylor. I'm down here  
14 in regard to my nephew Toriano Bibbs Jr. He was killed  
15 December the eighth of 2021. Mr. Holley referred my  
16 brother-in-law to talk to someone. The detective that was  
17 in charge she was on vacation at the time. I guess  
18 someone talked to my sister and them about it. My sister  
19 called, even yesterday. She gets no answers. I mean, it's  
20 going to be a year she done gave the detectives  
21 information. She just ignores her. My nephew is not going  
22 to be just a number. He's important to us. This needs to  
23 be done and someone needs to give us some kind of  
24 information. If it was one of you all's children, it  
25 wouldn't be like this. I mean, someone needs to talk to

1 my sister, let her know something because he's not just a  
2 number and we are not going to just let this go. I just  
3 had one other question. The police officer had a list of  
4 crimes that happened yesterday. My sister's friend  
5 grandson with killed in the 1400 block on Linsdale at  
6 48217. No one ever speaks on 48217 and that's a problem.  
7 Thank you.

8 COMMISSIONER: Chief White, assist her.

9 MR. BROWN: Mr. Chair your next two speakers will be  
10 Mr. Robert Carmack followed by Mr. Richard-

11 CHAIRPERSON FERGUSON: Wait. Hang on one second. Go  
12 ahead, Mr. Holley.

13 CHAIRPERSON HOLLEY: Point of order.

14 CHAIRPERSON FERGUSON: Yes.

15 CHAIRPERSON HOLLEY: I'm asking that you at least  
16 have Commander Hayes take care of this situation.

17 CHAIRPERSON FERGUSON: Commissioners, you guys have  
18 to let me do this. I was getting ready to do that. You  
19 guys have to let me do this. Go right ahead. Right ahead.  
20 Go ahead.

21 CHAIRPERSON HOLLEY: Well, you go ahead. You can talk  
22 much better than I can, go and do it. But I thought you  
23 were moving on, but-

24 CHAIRPERSON FERGUSON: No, go ahead.

25 CHAIRPERSON HOLT: I thought so too. Right.

1 CHAIRPERSON FERGUSON: No. I know you guys are-

2 COMMISSIONER BANKS: Mr. Chair, I have to ask you a  
3 question. You said we have to let you do this. Do what?  
4 What are you talking about?

5 CHAIRPERSON FERGUSON: No. That's some other  
6 commissioners. To address her problem, I was just getting  
7 ready to say Deputy Chief Hayes, do you have anybody in  
8 the room that can talk to her outside? I'm just going to  
9 say that.

10 COMMISSIONER: I apologize.

11 DEPUTY CHIEF HAYES: Mr. Chair, we have second Deputy  
12 Chief Hope, who will take both of the community members  
13 who have that concern outside so that we can do the  
14 necessary follow up certainly and keep them abreast of  
15 where we are and the apprehension of those responsible  
16 for the loss son and nephew.

17 CHAIRPERSON FERGUSON: Absolutely. Thank you.

18 MS. WHITE: Mr. Chair.

19 CHAIRPERSON FERGUSON: Yes.

20 MS. WHITE: Also the Board's administrative staff,  
21 Interim Chief Investigator, is here and his staff. They  
22 can also follow up on those two constituents who express  
23 concern. Thank you.

24 CHAIRPERSON FERGUSON: Fantastic. Thank you. Okay.  
25 Now, Mr. Brown, who's next?

1 MR. BROWN: Mr. Chair, your next speakers would be  
2 Mr. Robert Carmack, followed by Mr. Richard Clenin,  
3 followed by Ms. Bernice Smith.

4 MR. CARMACK: Morning, my name is - good afternoon.  
5 I'm sorry. My name is Robert Carmack. I try to make a  
6 police report at Third Precinct, and I called the number  
7 they told me to call. I tried to file charges on Mayor  
8 Duggan for false imprisonment, false arrest, malicious  
9 prosecution. I can't get no one to take my report. I want  
10 an investigation done on this man. This guy is a leader  
11 of this city. He's committed a crime. He needs to go to  
12 jail just like everybody else. If it was a cop, it was a  
13 commissioner, if it was anybody else, he would be in  
14 jail. Ms. Bernard, she's an attorney. I got a deed in the  
15 mail, and it was legitimate. Ms. Bernard.

16 COMMISSIONER BERNARD: Yes.

17 MR. CARMACK: That's true, isn't it?

18 COMMISSIONER BERNARD: That's correct.

19 MR. CARMACK: Mr. Duggan brought charges against me  
20 because I caught him cheating on his wife. That's it.  
21 That cost me \$200,000 to stay out of God damned jail.

22 CHAIRPERSON FERGUSON: Watch your mouth.

23 MR. CARMACK: I'm sorry about that. A lot of money.  
24 But the problem is you can't do that. I'm a civilian. I'm  
25 just a regular person. I'm a single father there. Three

1 kids. You don't do this to somebody. You just don't do  
2 it. I want to make a police report. I want an  
3 investigation. I want this to be bound out the truth,  
4 what he's done to me in my family. That's all. This is  
5 the police department. I paid for Officer Doss and  
6 Weather's funeral. I pay for every officer in this  
7 country. They eat at lower manner for these two funerals.  
8 I paid for obituary papers, which cost me over \$25,000. I  
9 get a boss arrest by officer Lieutenant McKay who meets  
10 with the mayor every two weeks, and that's how you do me?  
11 What is wrong with this world?

12 CHAIRPERSON FERGUSON: That's your time, sir.  
13 There're some people outside, right?

14 COMMISSIONER: Yes.

15 CHAIRPERSON FERGUSON: There's somebody outside.  
16 They'll be able to take you outside. So I urge you,  
17 please. Thank you.

18 MR. BROWN: Mr. Clenin.

19 MR. CLENIN: Good afternoon, ladies and gentlemen.

20 CHAIRPERSON FERGUSON: Good afternoon.

21 MR. CLENIN: I want to speak about three things.

22 First, the traffic lights. These guys are speeding up and  
23 down the street here. I mean, some way that you can put  
24 the cameras out there to scan the plate and pop it in the  
25 database and find some of these guys, because I mean,

1 they going to kill somebody, man, if they haven't  
2 already. It's really unsafe. I do like these speed bumps,  
3 but probably going to have a front camera to shoot the  
4 picture of them while they in the car, you know, to blow  
5 them right out the - you know what I'm saying? Get  
6 splasher on it. We need that man. People are going to get  
7 hurt. Number two and three got to go together. Why you  
8 got a new legislator up there in Lansing? You got a whole  
9 new show. We need to introduce some mental health bills.  
10 Beg them to Introduce some bills for you to reopen. All  
11 of those mental health centers and anything else they  
12 shut down because too many people are getting hurt.

13 MR. CLENIN: Officers, my brother got shot by one of  
14 them, clowns and I shouldn't call. They're sick. Another  
15 bill. All those benefits that they took from all the cops  
16 and everybody. Because just a new store up there in  
17 Lansing. While you got it you might as well take  
18 advantage of us and run the table, okay? Have no mercy,  
19 okay? I mean, they involved the city up really bad and  
20 now you won't like this. Okay? It's time to put a foot  
21 behind all of them, okay? No mercy. That's all I'm  
22 saying. That's it.

23 CHAIRPERSON FERGUSON: Thank you, sir.

24 MR. BROWN: Mr. Chair, Ms. Bernice Smith.

25 CHAIRPERSON FERGUSON: Yes, go right ahead.

1 MS. SMITH: Good afternoon, commissioners. You have a  
2 wonderful report from the Chief and I really appreciate  
3 him giving all of us the information. But I don't know  
4 what's going on with these other folks, so I'm not going  
5 to discuss them. But in the meantime, I want to let you  
6 know I worked with the governor on her campaign, and we  
7 were very successful. In the meantime, I was sitting with  
8 the mayor, and I told him some things in regard to the  
9 mental health people and we're going to be working on  
10 some things. I'm not going to confess to it now, but it's  
11 in the works. But I just want people to know, just behave  
12 and stop being angry with everyone because we don't live  
13 but once. I'm 90 now and I'm appreciative of me living. I  
14 fell a couple of months ago, but I still got my mind and  
15 I want to help these people that's losing their mind out  
16 here. The people that you have today is sad. We need to  
17 love each other and stop always complaining. I'm tired of  
18 making that attorney rich because of the fact the police  
19 is doing what they ought to do, but they're not thinking  
20 like they should. So Chief, you are going to keep up the  
21 good work of what you're doing. You and Hayes. We'll get  
22 together and I will tell you some things that I need to  
23 tell you about. In the meantime, just be loving to each  
24 other and be careful out here and be safe. Take care.

25 CHAIRPERSON FERGUSON: Thank you, Ms. Smith. One

1 second, Mr. Brown, before you bring that person in. Go  
2 ahead, Deputy Chief.

3 DEPUTY CHIEF HAYES: Thank you, Mr. Chair. This is a  
4 point you mentioned the cameras with traffic enforcement.  
5 We tried through traffic calming. I mentioned speed bumps  
6 as well. Michigan law prohibits the use of cameras for  
7 traffic enforcement and taking action. So our hands are  
8 tied with, as you kind of mentioned, using it to see  
9 who's driving and to circle around and do that. So we are  
10 unable to utilize technology in that means. But we will  
11 certainly, if you give me some areas that you've  
12 witnessed - certainly I've got the Mac and the Boulevard  
13 that Mr. Telford has mentioned. So if there are some  
14 areas that we can direct resources over to that we are  
15 more than willing to put the resources where the need is.

16 CHAIRPERSON HOLT: Through the Chair.

17 CHAIRPERSON FERGUSON: Yes.

18 CHAIRPERSON HOLT: In support of Deputy Hayes's  
19 assertion about it being against the law at the state of  
20 Michigan, I'd like to also add the fact that there's a  
21 Senate Bill 857 where a senator introduced the fact that  
22 we should not in any way attach facial recognition kinds  
23 of cameras onto the traffic signals and her rationale was  
24 because all we want to do is to assign people tickets.  
25 Well, yes, and it's unfortunate. We really are very

1 careful about describing the horrific accidents that  
2 could occur because we don't want to speak it. But we  
3 appreciate it, I believe. The Board appreciates citizens  
4 coming to the public comments and continuously insisting  
5 that something be done as it relates to monitoring that.  
6 DPD with the increased pay and hopefully bringing on more  
7 law enforcement members might be able to assign even more  
8 officers to those various traffic signals where it has  
9 been demonstrated corporates in terms of folks just  
10 running through the traffic lights without any regards.  
11 So, yeah, there's a Senate Bill 857. Michigan went blue.  
12 So we need to do something about that bill as well.

13 CHAIRPERSON FERGUSON: Thank you. Go ahead, Mr.  
14 Brown. Who do we have next?

15 MR. BROWN: Mr. Chair, your next two speakers would  
16 be Mr. Scotty Bowman, District 4 Community Advisory  
17 member, Ms. Victoria Shaw and Former Commission, William  
18 Davis. Mr. Bowman.

19 MR. BOWMAN: Yeah. Hello. Good afternoon. First of  
20 all, the contract. I echo what Eric Blount said about it,  
21 and I just wanted to reemphasize. You have policy making  
22 powers, and those policy making powers could include that  
23 no one representing the Detroit Police Department shall  
24 attempt to circumvent their authority and shall in any  
25 contract negotiation require that a clause be included

1 that prohibits, I'm sorry, that states that nothing in  
2 the contract shall be construed to override the Chartered  
3 authority of the Board of Police Commissioners. We need  
4 this because what we have right now is a system whereby a  
5 person convicted of a violent crime can be promoted, and  
6 it has happened. Officers working to stop crime should  
7 not have to work side by side with violent criminals.  
8 Then there's the matter of other areas of disrespect for  
9 the Charter by this Board, including the whole delay in  
10 the hiring of a new Investigator and Secretary and then  
11 the insulting thing of saying they had no one qualified  
12 when you had people of the caliber of Jerome Warfield  
13 among applicants for Chief Investigator, is just  
14 despicable. Then there's the Porter Burks' killing. Okay,  
15 we know the victim's name. I just said it. But what about  
16 the perpetrators? Why are their names being kept secret  
17 from the public? I think we need to release those names.  
18 We need to know a little bit about the individuals that  
19 were responsible for this gentleman's death. I yield.

20 MR. BROWN: Ms. Shaw.

21 MS. SHAW: Good afternoon, honorable Board. Since we  
22 only have two minutes, I'll be reading my review of the  
23 NACOLE Conference into the public record over the course  
24 of several meetings. Copies are available there in the  
25 room. The National Association for Civilian Oversight of

1 Law Enforcement hosts an annual conference for law  
2 enforcement and Jail Prison Oversight entities and  
3 community members to learn from oversight experts,  
4 exchange best practices, brainstorm solutions, and  
5 encourage each other in this important work. The 2022  
6 conference included sessions like analysis of police use  
7 of force data setting and communicating performance  
8 expectations for oversight, the challenge of prosecuting  
9 officers addressing white supremacy and extremism and law  
10 enforcement, and evidence-based oversight. BOPC is a  
11 proud organizational member of NACOLE. Commissioners and  
12 staff attend monthly NACOLE webinars and the annual  
13 conference. I was thankfully awarded a scholarship from  
14 NACOLE to attend this year's conference.

15 MS. SHAW: Based on best practices shared at NACOLE  
16 Conference, BOPC and the public have some opportunities  
17 to improve police oversight in Detroit. In his acceptance  
18 speech, NACOLE Oversight Award recipient Jason Weckner,  
19 indicated that this work cannot be done with arrogance or  
20 focus on hierarchy, but must be done by listening and  
21 collaborating and essential to the safety and wellbeing  
22 of our community. Best practices indicate that, I'm  
23 sorry. Number one, best practice independent body. Best  
24 practices indicate that BOPC should be structurally,  
25 organizationally, and politically independent of DPD and

1 the city government leadership. BOPC should stop seeking  
2 to hire former police officers into citizen complaint  
3 investigator and other more positions. In addition, the  
4 BOPC needs to think outside of the box about how they  
5 conduct business. Because civilian oversight entities are  
6 unique and need specialized tools to be successful.

7 Patterning after departments like City Council does not  
8 necessarily meet the need of this type of Board. There'll  
9 be additional best practices to be continued. Thank you.

10 MR. BROWN: Former Commissioner Davis.

11 MR. DAVIS: Good afternoon. I would like to start off  
12 by saying I was pleased that you changed and have a new  
13 Chairperson on the subcommittee for Personnel and  
14 Training. That is one small step in the right direction  
15 because this Board needs to do a whole lot more. In the  
16 past, I was part of a US Justice Department task force  
17 looking at the city of Dearborn, up under the Obama and  
18 Trump administration. I could tell you this Board  
19 possibly is going to be having somebody review this Board  
20 in the near future. You all need to do more, and we need  
21 to have greater transparency. At the same time, many  
22 people in the public have lost completely all respect for  
23 this Board. That's why more concerns that should be going  
24 before this Board from the public has gone before City  
25 Council. The public do and should have a right to demand

1 the release of those names of all officers involved in  
2 shootings.

3 MR. DAVIS: All officers involved in shootings names  
4 should be released. Granted, we've had 36 barricade  
5 situations this year. 13 more than the nation's year, and  
6 this year is not over yet. We need to be doing more. We  
7 need a mental health task force. We need to make sure  
8 that we have greater transparency. We need to make sure  
9 we are doing a better job than this Board is doing. We  
10 need to do more and more is not being done right now. I  
11 hope this Board will start following the Charter and do  
12 what the Charter says and follow the recommendation of  
13 the Corporation Council. This Board needs a permanent  
14 Board Secretary and a permanent Chief of OCI. This Board  
15 is a bad example for the Detroit police officers anytime  
16 you all do not follow the Charter. Thank you.

17 MR. BROWN: Mr. Chair. Your next three speakers would  
18 be caller with the last three numbers 534, Lieutenant  
19 Mark Young LSA president, and Detroit Unity. Caller with  
20 the last three numbers 534.

21 CALLER 534: Yes. Good afternoon. May I be heard?

22 CHAIRPERSON FERGUSON: Yes, we can hear you.

23 CALLER 534: Okay. Thank you. First of all, I want to  
24 say my hands out to the police that have to deal with so  
25 much people's trauma. However, the training is lacking.

1 I've heard people say, oh, police only kill Black people  
2 with mental illness. No, that's not true. They also kill  
3 white people. But I would like this commission to  
4 understand that this city causes people poor mental  
5 health. Definitely it's caused me poor mental health.  
6 Like when I got bully slammed to the ground by officer  
7 Darrell White, and he didn't produce his video, and I got  
8 falsely prosecuted. What they're doing to Rob Carmack is  
9 absolutely despicable. Why don't people have the courage  
10 to really look into that? Also, there's a problem with  
11 police response. I called for a B and E. They didn't  
12 come. Went down to the office.

13 CALLER 534: They didn't come. But I called when  
14 there were some dogs outside and people came. I also had  
15 to go down there a couple weeks ago to get somebody to  
16 pay attention to an arsonist. That's really sad. But when  
17 it comes to DWIHN, I'm a patient of DWIHN, and they're  
18 lacking. They're probably understaffed and overworked.  
19 There aren't enough people that understand trauma. You  
20 can't just give people pills to deal with trauma. People  
21 who have family members with mental illness struggle  
22 themselves. You can't expect them to just up them to the  
23 hospital. It's not that easy. So I wish I had a magic  
24 wand to give to everybody. I'm sure that even the police  
25 officers involved in that shooting were traumatized. But

1 these kinds of things need to stop. I've seen other  
2 cities. They send out mental health teams.

3 MR. BROWN: Lieutenant, Mark Young.

4 MR. YOUNG: Can you hear me?

5 CHAIRPERSON FERGUSON: Yes, we can hear you, sir.

6 MR. YOUNG: Remember what you heard at the last Board  
7 of Police Commissions meetings over the last few years.  
8 Retain what the Chief's said here today. 16,000+ mental  
9 illness runs this year. Barricaded gunmen after  
10 barricaded gunman. I've never seen so many barricaded  
11 gunmen in succession over my 35 year+ career.  
12 Homelessness, unsheltered population, mental illness,  
13 weapons, weapons, weapons, violence, violence, violence.  
14 Remember what was said here today. Retain it. Lock it in  
15 because you need to remember. This is what we face every  
16 day. This is what we face every day.

17 MR. YOUNG: The law enforcement and this community  
18 are places in untenable situations every day and  
19 everybody gets to sit back from the bleachers or behind  
20 home plate in a protective scene and get the past  
21 judgment. They're facing unpredictable situations. They  
22 shouldn't be responding to these runs in the first place,  
23 according to the experts. But there is blame to go  
24 around. Society's blame for putting these law enforcement  
25 officers in those positions anyway. I'm going to end on

1 this note. The law enforcement officers are victims too.  
2 After each one of these tragic scenes repeatedly, nobody  
3 remembers what they go through. They are human too. They  
4 risk their lives, they give their lives, and  
5 unfortunately, the end does not turn out like they want  
6 to. Nobody goes to work hoping that somebody is hurt by  
7 their presence. They go to work. They risk their lives to  
8 make a difference. Thank you.

9 MR. BROWN: Detroit Unity.

10 DETROIT UNITY: Good afternoon, to everyone in the  
11 city of Detroit and everyone with their earshot off rip.  
12 I want to take and give congratulations to every  
13 honorable person that serves on the Detroit Police  
14 Department - the ones that are honorable. Now, to get  
15 straight to it, the man standing out in the hallway,  
16 Robert Carmack, is telling the truth. I looked into it,  
17 thoroughly investigated it. Every word that he's saying  
18 has come up actual and factual, 100% accurate in the  
19 truth. Now, Chief Craig and Chief White. James E. Craig,  
20 James E. White, both. No Kaisha Coleman could not  
21 possibly have shot herself. Physical impossibility. Yet,  
22 the commander, Michael McGinnis, the Captain Derrick May,  
23 Investigator Marco Kastach (phonetic), Jessica Hurllich  
24 (phonetic) and Jeffrey Hudson from the Wayne County  
25 Medical Examiners, have all profited up a suicide

1 narrative that's totally, totally reprehensible and  
2 despicable. Now, what I'm going to say is I thoroughly  
3 investigated this matter, and I took it upon myself to  
4 take the extraordinary step of coming down and talking to  
5 that captain, Derrick May.

6 DETROIT UNITY: Looked him in his eyes, and I know  
7 that man is on BS. Chief White, you got them heading up  
8 Homicide, one of the most critical divisions in that  
9 department. You know that they are bold. You know that  
10 they are bold because I made sure that you know that they  
11 were bold, just like Craig knew they was bold. Now,  
12 you're going to hold your head up high when you walk out  
13 of that room. But Porter Burks got killed by them  
14 officers. You haven't given up the names yet, man. Keith  
15 Miller, that video speaks for itself. You got to stand up  
16 or get out the way, man. Flat out. Stand up or get out  
17 the way. Turn in your resignation.

18 MR. BROWN: Mr. Chair, that was your last speaker.

19 CHAIRPERSON FERGUSON: Thank you. Now we have a  
20 presentation to the Board. Well, before we have that  
21 presentation, I want to just clear up a few things. The  
22 audience that's in here today and on that's on Zoom's.  
23 This is the most I've seen since I've been on this Board  
24 in January. I want to thank you guys for coming out and  
25 telling us your concerns. I hope we can give you some

1 help as much as we can. I want to thank all the callers  
2 that's calling in too and voicing yours concerns.

3 Presentation to the Board. We have DPD Budget first  
4 quarter. That's Mr. Nazarko.

5 MS. WHITE: Through the Chair.

6 CHAIRPERSON FERGUSON: Yes.

7 MS. WHITE: Mr. Nazarko, as you've just indicated, is  
8 the department's agency CFO. This presentation is the  
9 fiscal year 2023 first quarter budget review. This comes  
10 at the board's request to receive quarterly updates from  
11 the department regarding the progress and update as it  
12 relates to the department's budget. The Board continues  
13 to monitor and evaluate the department's budget and looks  
14 forward to receiving the department's fiscal year 24  
15 proposed budget for the Board's consideration and  
16 approval later on this year. But just wanted to note that  
17 for the record. Also, Commissioner Willie Burton did  
18 submit an excuse absence notification to the Board's  
19 office. Thank you.

20 CHAIRPERSON FERGUSON: Fantastic. Go ahead, sir. You  
21 have 10 minutes.

22 MR. NAZARKO: Mr. Chair, good afternoon. Thank you  
23 for having me. Today I'll present the budget reports and  
24 overview for the first quarter ending September 30, 2022,  
25 which again, includes the period from July 1st, 2022 to

1 September 3rd, 2022. To the Board I had sent material  
2 pertaining to the Budget to Actual Revenues and Expenses  
3 as of September 30, the Grant Activity Report - new  
4 grants for the quarter ending 9/30/2022, Forfeiture  
5 Activity for the same quarter, GSD Capital Expenditure  
6 Report, and then Vehicle Purchase Report. Ms. White.

7 MS. WHITE: We are working with that through Zoom, so  
8 you may not be able to see it in the room, but we are  
9 activating it through Zoom. Thank you so much.

10 MR. NAZARKO: The first slide is titled Overview of  
11 Fiscal Year 2023 Quarter one Budget Variance report. Mr.  
12 Chair, the report shows that the total revenues earned in  
13 three months ending September 30th, 2022 amounted to  
14 almost 30 million dollars - 12,955,000 to be exact. The  
15 budget was for 30 million. The actual revenues that came  
16 in amounted to 16.3 million, or a positive variance of  
17 3.4 million. The total expenditures, we were budgeted to  
18 spend 76.7 million for the first quarter, and we spent  
19 only 71.8. This spending is because of some vacancies in  
20 the department and some other items on the operating  
21 expenditures front that are timing differences, meaning  
22 that they are going to be spent in the following quarters  
23 instead of the first quarter of the fiscal year. So, the  
24 timing. We expect the budget to be spent fully by the end  
25 of the fiscal year.

1 MR. NAZARKO: The other slide it's called overview  
2 Fiscal Year 2023 Quarter One Versus Annual Budget. again,  
3 shows that the total expenditure for the quarter amounted  
4 to 71.8 million. That was the actual. The entire year's  
5 budget, 12 months is almost 352 million - 351.7 to be  
6 exact. We were at a 20% mark in that spending. The  
7 following slide shows the annualized revenue and  
8 expansion projections. The annualized budget, the 12  
9 months, we are expected to receive 65 - 64.9 to be exact  
10 - million dollars in revenues. As I mentioned before,  
11 those are three major sources of revenues that we  
12 receive, our income tax, utility users tax, and there is  
13 another one that escapes me now. But those are two major  
14 ones. We expect to receive. We project to receive rather  
15 \$68 million. So for a positive variance of \$3 million on  
16 the good side. Whole expenditures, our budgeted spent is  
17 352 million, as I mentioned the previous slide.

18 MR. NAZARKO: However, our projection is that we are  
19 going to spend 377 million. That difference of 25 million  
20 is the labor costs because of the new labor agreements  
21 that just took place last week as the honorable Board  
22 already know. We are working to do a budget amendment to  
23 reflect that increase in expenditure. The following  
24 slide, this honorable Board asked me in the last meeting  
25 when we met, you wanted a little bit more detail, and we

1 are going to get there. I just took the first stab at  
2 providing the report. So the following four slides, I  
3 believe, are showing the details of those numbers that I  
4 presented earlier. So the first slide on that. I wish I  
5 numbered those slides. So I'll do that next time for  
6 either to follow. But the slide is called FY 23  
7 Annualized Revenue Summary Detail.

8 MR. NAZARKO: That slide, as you can see, the  
9 revenues now are a little bit more detailed. For example,  
10 I have municipal income tax, utility users tax and sales  
11 and charge services, which are the three main components  
12 of DPD's revenue. The following slide, even the revenues  
13 are broken down in some more numbers. For example, you  
14 have a slide there that shows other department sales.  
15 Underneath that you see that the major component of that  
16 is the toing admin fees in the amount of \$450,000. That's  
17 what rolls up to those sales and services. The following  
18 slide is the expenditure. Again, if you are following  
19 along honorable council of commissioners, you have their  
20 salaries and you have overtime broken down in non-uniform  
21 and uniform. Then underneath operating supplies are just  
22 fuel repair, maintenance, and other operating supplies.

23 MR. NAZARKO: So again, I just wanted to answer your  
24 earlier request to provide better details. Now that being  
25 said, I do have even greater details on this, which

1 amounts to 50-60 pages, and I would be happy to provide  
2 it. But I don't think that this honorable Board has the  
3 time in their possession. So that's why I try to  
4 summarize and then answer questions as you may have about  
5 those lines. But again, this is the first step I took to  
6 satisfy the Board's request. In the future, Ms. White,  
7 and the Board, I can work with you to provide more  
8 information as you wish. The other slide after these  
9 details for the budget, I have presented to you the  
10 overview of the forfeiture activity report for the first  
11 quarter.

12 MR. NAZARKO: On that front, the total revenues from  
13 the local forfeiture were \$237,000 and federal forfeiture  
14 was \$4,000. We spent under local forfeiture fund - out of  
15 local forfeiture fund, I should say, we spent \$277,000.  
16 The federal forfeiture, we spent only \$13,000. The  
17 following slide, I'm giving you a quick overview of some  
18 contracts as I started with the last quarter  
19 presentations. I'm showing you the contracts that the  
20 department currently has. If you see the location on the  
21 left-hand side of the slide that says 1 to 90 days, that  
22 means that those contracts are expiring within next three  
23 months. The ones underneath, say, 91 to 180 days. So  
24 those contracts are expiring from three to six months.  
25 181+ days, those contracts have more than six months life

1 in them before they expire.

2 MR. NAZARKO: The reason why we keep those numbers,  
3 the days that they expire, is because we start to work in  
4 events. The city takes a long time to go through the  
5 channels to approve any particular contract, you name, it  
6 doesn't matter how big or small it is. We start working  
7 well ahead of 90 days in advance to make sure that goes  
8 through DPD, goes through the budget, goes through the  
9 procurement office, and then to mayor's office, and  
10 ultimately to the city council. So just to give you  
11 again, an overview. That's the contract information  
12 report. The following slide shows the Vehicle Purchases  
13 Report. The total amount that we ordered during the  
14 quarter is 8.9 million, for a total of 171 vehicles. In  
15 the middle of that, we are showing you what operation of  
16 the department those vehicles are expected to be  
17 deployed.

18 MR. NAZARKO: Again, you have them from Fully Marked  
19 Patrol car to K9 to SRT other areas of department. The  
20 following slide shows the capital improvements that were  
21 made through the various buildings that the department  
22 owns and operates. It's a lot of information contained  
23 there, but it shows the contract amount. The column next  
24 to last shows the percentage of completion, basically. So  
25 the ones in green are fully completed, and the others

1 that don't have that green mark are showing that they are  
2 in bid process or they're in planning stage of the  
3 contract. But the details as to what they are, and which  
4 precinct is contained in that slide. I believe the last  
5 slide would be the grant report that was attached for  
6 your information.

7 MR. NAZARKO: I don't have that. I have it in my  
8 packet. I know I submitted to you. They were six grants  
9 that we started to request during the first quarter of  
10 the budget here. With that, I conclude my presentation,  
11 and I'd be happy to answer any questions.

12 CHAIRPERSON FERGUSON: Fantastic. I have a couple of  
13 questions.

14 MR. NAZARKO: Yes.

15 CHAIRPERSON FERGUSON: One starting with the  
16 forfeiture activity for fiscal year 23, first quarter.  
17 You got total revenues 237,705, and a federal forfeiture  
18 of 4,383. Why is that?

19 MR. NAZARKO: Because the forfeiture activity is  
20 split into two sections, the local forfeiture that hears  
21 and involves local forfeiture laws and activity. The  
22 federal forfeiture is done in conjunction with the  
23 federal partners that involves more than one  
24 jurisdiction, meaning that DPD and other enforcement  
25 agencies. Then ultimately, we end up splitting that money

1 with other agencies involved. There has not been much  
2 activity, as you can tell from that.

3 CHAIRPERSON FERGUSON: I say we don't see that much  
4 going on. The second one is, I see about the vehicles. We  
5 purchased the vehicles, and we have 23 of them deployed,  
6 fully marked. But we also have 39 fully marked, but we  
7 haven't deployed them yet.

8 MR. NAZARKO: The answer to that, Mr. Chair, is that  
9 the order it takes, depending on the type of vehicle and  
10 the time we order, it takes time from the order to  
11 deployment. Because not only the production stage and the  
12 dealership get the possession of the vehicles, but then  
13 we fit them with other items. So there is a time, usually  
14 six months - if my understanding is correct - that  
15 between the time we order and we get it.

16 CHAIRPERSON FERGUSON: Okay. Right. That's all I  
17 have. Commissioner Pressley.

18 COMMISSIONER PRESSLEY: No questions. Thank you.

19 CHAIRPERSON FERGUSON: Commissioner Moore.

20 COMMISSIONER MOORE: Just briefly, Mr. Chairman. On  
21 page 11, sir, you mentioned about contracts.

22 MR. NAZARKO: Yes.

23 COMMISSIONER MOORE: How do you go about getting a  
24 contract with the city?

25 MR. NAZARKO: I'm sorry, I didn't hear that.

1 COMMISSIONER MOORE: What is the process to get a  
2 contract with the city?

3 MR. NAZARKO: Oh, the process. First is the need. If  
4 there is a new need or an existing need. Let's say that  
5 I'm going to pick one. The security services in this  
6 building. The current forms, for example, if the contract  
7 expires in June of 2023, then we start going out for  
8 bids. So it's published in the city's website that this  
9 contract is up and coming for all public to know. This is  
10 a transparent process. Then as people bring their bids  
11 in, those bids are evaluated by the contract in a  
12 procurement office.

13 MR. NAZARKO: Again, we are involved on the budget  
14 side. We are involved with the paperwork, meaning that  
15 the contract meets the - when I say we, DPD - that the  
16 contract meets their requirements and specifications.  
17 Then once again, the contract meets those, and they have  
18 10 bidders. Some of them meet the qualifications, some  
19 don't. They bring in only the ones that are qualified.  
20 Each contract, once it clears the office of procurement  
21 and the legal department - because they look at the legal  
22 language - goes before the city council for their  
23 approval. Now, there are some contracts, the ones that  
24 exceed \$750,000, there is a requirement that is from the  
25 bankruptcy days that the mayor's office first approves

1 them and then the oversight Board - I forgot the exact  
2 name of that Board - is required to approve those  
3 contracts. So if the contract, regardless of how many  
4 years exceeds \$750,000 in total, there is another hook  
5 that needs to clear, which is the-

6 COMMISSIONER MOORE: The state's office.

7 MR. NAZARKO: Besides the mayor's office. So that's  
8 what you need in a nutshell, the process, if I answered  
9 the question.

10 COMMISSIONER MOORE: Thank you, sir.

11 CHAIRPERSON FERGUSON: Commissioner Bernard.

12 COMMISSIONER BERNARD: Thank you for the report and  
13 thank you for the increased detail. I have a couple of  
14 questions for you. I noticed that we're spending more  
15 than roughly 2.1 million on automobile theft prevention.  
16 Do you know specifically how that's being spent?

17 MR. NAZARKO: Most of that is-

18 COMMISSIONER BERNARD: That's a lot of money,

19 MR. NAZARKO: Salaries, and wages.

20 COMMISSIONER BERNARD: I'm sorry.

21 MR. NAZARKO: Most of that amount pertains to  
22 personnel costs.

23 COMMISSIONER BERNARD: Two million?

24 MR. NAZARKO: Well, it's for the whole quarter.

25 Probably DC Hayes has how many personnel we have, which I

1 don't think I can even disclose that even if I knew in my  
2 shoes. But there are a lot of officers who work on auto  
3 theft. Just to make sure that the public and honorable  
4 Board, this is one of the situations that we pay 50% of  
5 those expenses. We may pay upfront, and then we get  
6 reimbursed from the grant that is called ATPA Grant. That  
7 should be on your list. The State of Michigan reimburses  
8 us. It's an insurance pool that the state manages and  
9 gives us money. So basically, if we spend \$2 million, my  
10 hunch is that only \$1 million or thereabout is our  
11 portion, and then the rest we get the money from the  
12 State of Michigan. In other words, if we did not spend  
13 that money, then the state would not give you. So we have  
14 to spend it in order to receive it. I'm not sure that  
15 makes sense.

16 COMMISSIONER BERNARD: Another question that I have  
17 is, city Council recently approved, as you know, the  
18 ShotSpotter contract. One of their provisions, what was  
19 it, four to three vote I believe, or five to four votes.  
20 In any event, they indicated previously the department  
21 had thought that that 7.4 million roughly was going to  
22 come out of the city's general fund. The council  
23 indicated that it had to come out of the police  
24 department. Where is that money coming from in the  
25 budget? That's a lot of money. 7 million dollars.

1 MR. NAZARKO: That's a lot of money. It's over three  
2 years, however. It's not for one year. It's over three  
3 years. The initial request was to the ARPA fund. That  
4 \$800 million that the city receive earmark 7 million. We,  
5 the department requested to use our dollars to pay for  
6 the expansion of ShotSpotter, not just the current one,  
7 the expansion to 31 square miles from the current six  
8 point some seven square miles that we have. So initially  
9 was from our but the city council turned that down. The  
10 city council sent that back, said that, if you want to  
11 expand ShotSpotter you have to come up from DPD'S budget,  
12 which is general fund money. This is pertaining to next  
13 year by the way. Well, part of this year and then next  
14 three years, we are making a budget amendment to find  
15 money from savings in the department to fund that  
16 expansion, which amounts to 1.8 to 2 million for this  
17 fiscal.

18 CHAIRPERSON FERGUSON: Okay. Fantastic. Commissioner  
19 Holt, VC.

20 CHAIRPERSON HOLT: Thank you, Mr. Nazarko. As  
21 Commissioner Bernard has mentioned about the  
22 ShotSpotters, the last time Assistant Chief, LeValley was  
23 here, he made mention, because I believe there was an  
24 additional cost attached to that ShotSpotters bill. The  
25 money will be used to launch data investigation whereby

1 those incidents of the traffic light, DPD is launching an  
2 investigation. With citizens constantly coming to the  
3 Board as they should to make mention about all of the  
4 red-light violations. I was wondering through the Chair,  
5 if we could have Ms. White down into what it was  
6 Assistant Chief LeValley was trying to explain, and I  
7 didn't understand. It had to do with an attachment to the  
8 ShotSpotter bill as it relates to DPD launching a data  
9 research to see where-

10 CHAIRPERSON HOLLEY: It got to do with the-

11 CHAIRPERSON FERGUSON: Hang on, sir.

12 CHAIRPERSON HOLT: To see where those instances of a  
13 lot of traffic. So I don't know if my question is. I  
14 thought it was pertinent, especially again, with us being  
15 so concerned.

16 MS. WHITE: Yes, ma'am. Through the Chair, we can  
17 follow up with the department.

18 CHAIRPERSON HOLT: Because it was very specific that  
19 these are not facial recognition attachments to the  
20 traffic lights. Okay, thank you on that, through the  
21 Chair. When we met with Mr. Nazarko, my concern since  
22 2020 with the Covid shutdown, and we know why in those  
23 examples, law enforcement members were clocking a lot of  
24 overtime. So I felt comfortable holding that question now  
25 that we're back into the world to Mr. Nazarko. It

1 bothered me, but he was able to help me understand that  
2 if in fact it does become a concern to the Board, that  
3 there's a paper train that I believe he could generate  
4 that would help satisfy our curiosity as it relates to  
5 what appeared to me is a lot of overtime clocking being  
6 reported by perhaps a few number of law enforcement  
7 members. So thank you again, Mr. Nazarko for your  
8 patience.

9 MR. NAZARKO: Thank you.

10 CHAIRPERSON FERGUSON: Commissioner Holley.

11 CHAIRPERSON HOLLEY: Thank you, Mr. Chairman. As  
12 always, it's good to have your presentation and I'm very  
13 appreciative of how you outline it, detailed it for  
14 especially people like me. Thank you so much for that.  
15 One of the concerns I have to understand is the Green  
16 Light. Now where is that in the budget? The reason why  
17 I'm concerned is that I understand this is an outside  
18 contract. How does that fit into your budget, or does it?

19 MR. NAZARKO: The Green Light project, per se. There  
20 are two components of that, the installation of the  
21 cameras at the Green Light location, and then the  
22 monitoring of that. We do not spend any money. We do not  
23 budget any money for the Green Light installation portion  
24 of that. Now, the other portion is that the crime center  
25 monitoring the cameras and the police officers are

1 responding to that.

2 CHAIRPERSON HOLLEY: That's what we-

3 MR. NAZARKO: Yes, we do not budget for that  
4 separately because the crime center cannot separate the  
5 function of how they monitor the Green Light or  
6 monitoring other stuff, or they're going to track the  
7 suspects or whatnot. So it's all lump into the personnel  
8 of the crime center. Of course, the officer responses are  
9 what we-

10 CHAIRPERSON HOLLEY: For example, I guess my concern  
11 is - and my information, it could be wrong. Often, I'm  
12 wrong - but that is, I'm getting concerns from citizens,  
13 it's cost them 12,000 to install this situation in  
14 stores, in properties.12,000. Many of my businesses can't  
15 afford 12,000. I'm just raising it up to get a little  
16 emotional. So I'm just concerned about the fact is,  
17 where's accountability? You don't have to do it today. If  
18 this is not in your purview, I'm okay with that. You can  
19 get it from somewhere else if you can. But that decision  
20 cannot pay \$12,000 in insulation or something like this.  
21 I want to know through the budget way, how do we account  
22 for that money and who gets that money and where that  
23 money... In other words, I need some accountability with  
24 that kind of money seeing this. I think we got 800 Green  
25 Lights out there times 12+ monthly. I just need some

1 accountability with that. I would like to think like the  
2 commissioners, I think they ought to have some concern  
3 about the accountability with that kind of money.

4 COMMISSIONER BERNARD: I agree.

5 DEPUTY CHIEF HAYES: Through the Chair. I will have  
6 our green light team talk about what that looks like as  
7 far as the costs for the program, that external component  
8 paid for by those that are onboarded and join the program  
9 and those direct costs that they paid for the lighting  
10 and the cameras set up and look at where that goes or how  
11 that number is encumbered into the program versus what  
12 our internal costs that are captured in the budget would  
13 be for staffing within the real time crime center to  
14 monitor. Two separate tracks and we will certainly have a  
15 breakout for that and get that before you.

16 CHAIRPERSON HOLLEY: Okay. Are you okay with that?

17 CHAIRPERSON FERGUSON: Yes, I'm fantastic with that  
18 because what I found out was some buildings it's going to  
19 cost 12,000 because it's bigger. That's what I found out.  
20 That's the number that he just gave. Because some  
21 buildings when they do the Green Light it doesn't cost  
22 them that much because it's a small building. So it's not  
23 a blanket approach.

24 CHAIRPERSON HOLLEY: Only my concern, and I'll leave  
25 you alone. My concern is accountability. I think that

1 oversight we should have accountability of oversight is  
2 how it is... We just got a report of it, but we don't  
3 know the intricacies of it. That's all I'm asking for. If  
4 the Chair does want it, I'm okay with that too.

5 CHAIRPERSON FERGUSON: No, I want it.

6 DEPUTY CHIEF HAYES: Thank you. We will get that to  
7 you.

8 CHAIRPERSON FERGUSON: Fantastic. Commissioner Bell.  
9 Commissioner Hernandez. Thank you, Mr. Nazarko.

10 CHAIRPERSON HOLT: One last question. One last  
11 question.

12 CHAIRPERSON FERGUSON: You do know we had a time  
13 constraint.

14 CHAIRPERSON HOLT: One last question through the  
15 Chair.

16 CHAIRPERSON HOLLEY: You got two minutes.

17 CHAIRPERSON FERGUSON: One minute. Go ahead.

18 CHAIRPERSON HOLT: At the last report that you made  
19 Mr. Nazarko, Commissioner Bernard and I questioned why it  
20 was DPD has Wayne County contractually, and I see no  
21 mention of that in this report. What has happened to that  
22 relationship?

23 MR. NAZARKO: I found out a little bit that that was  
24 a grant that since has expired. This was a grant that was  
25 paid by one Wayne County prosecutor to work with DPD on

1 DP'S cases and again, was not funded by us. The grant  
2 paid for that and that grant I was told has expired.

3 CHAIRPERSON HOLT: Okay. Thank you for that.

4 CHAIRPERSON FERGUSON: All right.

5 CHAIRPERSON HOLLEY: Mr. Chair, can I have a point of  
6 information?

7 CHAIRPERSON FERGUSON: Yes.

8 CHAIRPERSON HOLLEY: How can we get grants? How can  
9 we as a Board kind of get grants so we can hand them out  
10 to the community in terms of oversight and helping us  
11 with this whole thing about police accountability and so  
12 forth. How can we get some of these grants. Can our staff  
13 help us to find out if the grant department can work with  
14 us, if they do with the police department on these  
15 grants? Can we qualify for a grant through the police  
16 department? Is that a conflict?

17 COMMISSIONER: Yes.

18 CHAIRPERSON FERGUSON: Absolutely. We'll look into  
19 that too. Thank you, Mr. Nazarko as always.

20 MR. NAZARKO: Glad to always.

21 CHAIRPERSON HOLT: Thank you for your time before  
22 today.

23 CHAIRPERSON FERGUSON: Madam Interim Secretary, who  
24 do we have up next for our presentation to the Board?

25 MS. WHITE: Sir, through the Chair, the Office of the

1 Chief Investigator, the Board's investigative division  
2 will be presenting out today as part of its monthly  
3 updates. Generally, the Board also receives routine  
4 regular updates from the Office of the Chief Investigator  
5 in regard to police misconduct complaints, patterns and  
6 trends in those areas and those service related  
7 complaints involving DPD. Additionally, the honorable  
8 Board can expect to see a publication from the Office of  
9 the Chief Investigator outlining achievements and best  
10 practices and recommendations going forward. So, I'm sure  
11 Interim Chief Investigator Opera will share that  
12 information and that, again, is in compliance with  
13 NACOLE's best practices, but wanted to share that on the  
14 record. Thank you so much.

15 INTERIM CHIEF INVESTIGATOR AKBAR: Good afternoon,  
16 honorable Board.

17 CHAIRPERSON FERGUSON: Good afternoon, sir. You have  
18 10 minutes.

19 INTERIM CHIEF INVESTIGATOR AKBAR: That's all?

20 CHAIRPERSON FERGUSON: That's it.

21 INTERIM CHIEF INVESTIGATOR AKBAR: I'm Akbar the  
22 Interim Chief Investigator of the Office of the Chief  
23 Investigator, and I'm going to be presenting to you the  
24 2022 statistic. But I just want to say as a reminder,  
25 over the last two years, my presentation focused on

1 officers with two years and less seniority, generating  
2 the most complaints. I also explained the importance of  
3 frontline supervision. I also informed you what shift is  
4 the busiest and received the most calls for service as  
5 reminders in the afternoons. I also showed you that  
6 officers with two years less seniority were assigned to  
7 the afternoon shift and some of them work in special ops.  
8 The mission of the Office of the Chief Investigator is to  
9 fairly, effectively and objectively receive, investigate,  
10 and make recommendations regarding complaints concerning  
11 Detroit Police Department and its personnel. It is the  
12 goal of OCI to assist in improving the quality of law  
13 enforcement services by instilling citizen's confidence  
14 in the integrity of the Detroit Police Department. Now  
15 we're moving to OCI statistic. This chart shows where and  
16 how complaints were filed by citizens. In October of  
17 2022, 123 complaints were filed 5 more than October of  
18 2021 - a 4% increase. OCI received 42 of the 123 cases  
19 filed. 33 of the 69 telephone complaints were received by  
20 OCI. The Eighth and Second Precincts have the most  
21 citizens walked in to file complaints. Many citizens  
22 coming into the station to file complaints.

23 INTERIM CHIEF INVESTIGATOR AKBAR: Next chart. When  
24 looking at the location of which complaints have occurred  
25 within the month of October, we see the geographic

1 distribution in the following map. Each of the points  
2 represent where the complainant states their interaction  
3 with the officer transpired. As you can see from the map,  
4 the majority of these complaints occurred within the  
5 Fifth, Sixth, and Eighth Precincts. The color points  
6 identified the complaints that were resolved within one  
7 month, leaving those pending that need further  
8 investigation. Next slide. We also took a look at the  
9 officer and complaint demographics for the reports  
10 collected within the month of October. First with the  
11 officers, we broke down the demographic data by gender  
12 and race. In regard to race, we can see that 48% of the  
13 complaints are against Black officers and 27% were  
14 against white officers. We have normalized the amount of  
15 allegations against officers that identify themselves as  
16 Hispanic.

17 INTERIM CHIEF INVESTIGATOR AKBAR: In regard to  
18 gender, 59% of the allegations were against male  
19 officers, while 24% of the complaints were against female  
20 officers. In regard to officer resigned units where Fifth  
21 and Eighth Precinct have the most complaints followed by  
22 the Sixth and the Ninth precinct. Lastly, unknown  
23 officers will be identified as a result of the  
24 investigative process. Remember, we have 90 days  
25 investing. Next slide. When looking at the complainant's

1 demographics, we break down the data by gender, race,  
2 residency and in addition to age range. When it comes to  
3 gender, a little over 50% of the complainants are women,  
4 while 43% of the complainants are male. The majority of  
5 the citizens in the cases for October were Black 75%. 81%  
6 of the complainants are Detroit residents. Lastly, when  
7 it comes to the age breakdown, we see that the majority  
8 of the complaints being in their 30 is 30% followed by  
9 the age group of 20 years old, 23%, and in the 40s age  
10 range of 19%.

11 COMMISSIONER BERNARD: Excuse me, Akbar. That's not  
12 what the schedule says right at the chart that you had  
13 previously. I don't know what

14 INTERIM CHIEF INVESTIGATOR AKBAR: I don't know if  
15 they're keeping up with me or not.

16 COMMISSIONER BERNARD: That one. The percentages and  
17 so forth are different than what you're stating, but  
18 maybe it's just something we'll talk after.

19 INTERIM CHIEF INVESTIGATOR AKBAR: Those aren't  
20 percentages, those are the total numbers.

21 COMMISSIONER BERNARD: Okay, I'm looking. That's what  
22 I'm looking at. Okay.

23 CHAIRPERSON FERGUSON: You go on. It's okay.

24 INTERIM CHIEF INVESTIGATOR AKBAR: Let's see where we  
25 at now. Closed complaints October 2022. You got that

1 chart up? Okay. This chart shows OCI closed 142  
2 complaints in October, of which 70 were backlog cases.  
3 That is almost a 50% backlog closed. The complaints  
4 closed in October involve procedure allegations, which  
5 were at 34% and service at 25%. There were 177  
6 administrative closure allegations. The next chart,  
7 please. This chart shows a breakdown of the 177  
8 allegations as administrative closures or informal  
9 complaint resolutions. We have 43 of those in October, 54  
10 inadequate service, 17 innocence of a charge complaints  
11 that were closed, 8 no misconduct exonerated, 28 no  
12 misconduct unfounded. That unfounded is based on the fact  
13 of the body worn camera where we can clearly show that  
14 the incident never happened. 11 where complainants don't  
15 participate in terms of my investigators, we give them a  
16 phone call, we go out to their house and we send them a  
17 certified letter, and also lacks detail, which means  
18 sometimes they don't really give us enough information to  
19 even track down who the officer is or what is really the  
20 complaint about.

21 INTERIM CHIEF INVESTIGATOR AKBAR: 14, we had  
22 transferred to either IA of course, and sometimes we run  
23 into situations where they're not even DPD officers.  
24 Because sometimes Wayne State University, their uniforms  
25 look similar to ours, Detroit Police Department, along

1 with I believe transit also too. Their uniforms are very  
2 similar and sometimes citizens may get confused about the  
3 encounter they may have with those people. Next chart.  
4 This chart shows a breakdown of the 194 allegations  
5 closed in October by unit. 16% of the allegations were  
6 from the Eighth Precinct followed by the Sixth Precinct.

7 INTERIM CHIEF INVESTIGATOR AKBAR: Now, this chart  
8 comes from disciplinary unit Just for the general public,  
9 so they know, we are a fact finding organization. I'm  
10 part of the investigative arm for the Board of Police  
11 Commissioners. You file a complaint. We do the  
12 investigation with the investigative arm. I'm saying this  
13 so that you know that when we sustain officers based on  
14 our fact finding, we are not responsible for the penalty.  
15 We're not responsible for the penalty whether a person  
16 gets a written reprimand or suspended or whatever. All we  
17 do is the fact finding. Now, according to disciplinary  
18 unit, this chart shows sustained cases from January 1st  
19 to September the 15th of 2022. I give my total respect to  
20 Chief White because prior to this, he's probably been the  
21 only one that actually gave us such a good breakdown in  
22 terms of the investigations that we investigate and the  
23 action that happens afterwards with respect to whether  
24 penalties are given. This particular graphic shows you  
25 the numbers with respect to that.

1 INTERIM CHIEF INVESTIGATOR AKBAR: During my tenure  
2 as Interim Chief Investigator, we received 3,420  
3 complaints. Let me repeat that again. 3,420 complaints.  
4 We closed 89% of the complaints received, a total of  
5 3,047 CCRs. 62% of the complaints closed were over 90  
6 days for a total of 1,895 CCRs. So our office is working  
7 hard and they always have been working hard, contrary to  
8 what people may think. Next chart. This chart shows the  
9 status of the OCI cases received and closed since the  
10 backlog project was launched in February of 2022. As  
11 requested by this honorable Board, OCI leadership  
12 together with Interim Secretary to the Board, Ms. White  
13 developed a plan to address the backlog project by  
14 implementing a triage analyst criteria team. We took a  
15 deep dive and looked at those cases. The triage project  
16 criteria consist of an in-depth analyst of each complaint  
17 filed to determine whether violation of policy,  
18 procedure, or lack of service took place during the  
19 citizen's encounter with the police.

20 INTERIM CHIEF INVESTIGATOR AKBAR: This consists of a  
21 review of every available resource related to the  
22 incident, including body worn camera review, retention,  
23 officers daily detail, police reports, case notes, etc.  
24 From January to October of 2022, OCI closed 442  
25 complaints based on the triage project criteria and

1 that's huge. This includes new and backlog cases as a  
2 result of each investigator's caseload was reduced by 37  
3 cases on average during that time. That means each  
4 investigator had 37 cases less than what they would've  
5 had that I have on staff right now. This chart also shows  
6 that so far in November 97 of the 226 CCRs closed were  
7 new and backlog CCRs reducing each investigator's  
8 caseload on an average of 10 just this month. 10 CCRs per  
9 investigator. This allows each investigator additional  
10 hours to focus on their current and backlog cases. This  
11 information shows that our project is effective,  
12 incredible and if continued, the caseloads will continue  
13 to decrease significantly, thereby resulting in a much  
14 timelier submission of completed cases in the upcoming  
15 year.

16 INTERIM CHIEF INVESTIGATOR AKBAR: Interim Secretary  
17 of the Board mentioned a report on the achievements of  
18 the Office of the Chief Investigator in addition to the  
19 actual Board staff also too. I'm also proud to say, with  
20 the assistance of Ms. Theresa Blossom. We have got a  
21 written report for you. I'm hoping that sometime next  
22 week we can have it put together for you guys in writing  
23 and that you have it in the course. We're going to post  
24 it on your website to let the community know what we've  
25 been doing. Some of the things that's going to be

1 discussed in it. We're going to talk about our technology  
2 advancements, our city partnerships. We partner with  
3 other people in the city of Detroit to work and to  
4 improve community relations. Community relations with our  
5 partners. Best practices concerning investigations.

6 INTERIM CHIEF INVESTIGATOR AKBAR: We follow all the  
7 best practice. We don't just look at the city of Detroit,  
8 although from going to NACOLE for the folks who went to  
9 NACOLE, you truly understand how far advanced as a Board  
10 you really are, especially with your investigative staff.  
11 I don't know if you're realizing or not, a lot of  
12 complaints that I had heard from other cities, they can't  
13 even get their officers to give them statements. They  
14 cannot get records from their record management systems  
15 be able to investigate their cases. That's supported by a  
16 union. They're not to just totally disregard what people  
17 are saying. But you don't have that problem, Detroit. You  
18 don't.

19 CHAIRPERSON FERGUSON: Citizens don't know we don't.  
20 We don't. So are you ready to wrap up? Because it looks  
21 like you got your last slide there.

22 INTERIM CHIEF INVESTIGATOR AKBAR: Okay. All right.  
23 Okay, fine. I'll stop. No, I'm being nice. How to file a  
24 police misconduct complaint, and that's what we  
25 investigate police misconduct. You can file one at the

1 Office of Chief Investigator, which is located at 900  
2 Merrill Plaisance and that's in Palmer Park. You can also  
3 call us at (313) 596-2499. We always have a complaint  
4 officer sitting at the desk between hours of eight and  
5 four. If you call after four, just leave a message. All  
6 you have to leave is your phone number and your name and  
7 one of my investigators will contact you the next  
8 business day. You also can file a complaint by fax area  
9 code (313) 596-2482. You also can file a complaint  
10 online, detroitmi.gov/bopc. Last but not least, you can  
11 file one at any Detroit police precinct. Just make sure  
12 that you request to speak to a supervisor, and they'll be  
13 glad to take your complaint. At this time honorable  
14 Board, I'm through with my presentation. I mean, I just  
15 finished my presentation and at this time, I'll be on to  
16 take any of your questions.

17 CHAIRPERSON FERGUSON: All right. Thank you. Hang on.

18 CHAIRPERSON HOLT: Why do you have to be first?

19 CHAIRPERSON FERGUSON: I'm the Chair. We were at 508,  
20 right? So where are we at in backlog cases today, right  
21 now? How many are we behind?

22 INTERIM CHIEF INVESTIGATOR AKBAR: Good question.  
23 Okay.

24 MS. WHITE: Through the Chair, the slide presentation  
25 said 438. It's in the slide.

1 CHAIRPERSON FERGUSON: So we're at 438 right now? So  
2 that was a difference of 70?

3 MS. WHITE: 508 last week. This week 438.

4 CHAIRPERSON FERGUSON: So I just said it's a  
5 difference of 70.

6 INTERIM CHIEF INVESTIGATOR AKBAR: And we're making  
7 progress.

8 CHAIRPERSON FERGUSON: Okay. That's all I'm asking.  
9 Keeping notes. Just asking. Right. Go ahead. Go ahead VC.

10 CHAIRPERSON HOLT: Through the Chair. Okay, Interim  
11 Chief Akbar, I'm looking at closed complaints,  
12 administrative closures, October 2022. I don't see a page  
13 number, but you have here listed the terminology that  
14 drives what happens to that particular case. I do not  
15 recall seeing administrator closure innocent of the  
16 charge. Now it's only 17, so maybe in my barrage of cases  
17 that I read, I've not come across where this was noted as  
18 a closure. Attached to that, if a law enforcement member  
19 receives this kind of notation on the citizen complaint,  
20 what happens to that paperwork as it relates to the  
21 officer's records - the innocent of the charge?

22 INTERIM CHIEF INVESTIGATOR AKBAR: Okay. Innocence of  
23 a charge for us for OCI, what it represents is the fact  
24 that sometimes we have citizens that the only complaint  
25 that they have is that I received a ticket, and I didn't

1 run the red light. Now, that's something that my office,  
2 we do not investigate that. That's handled at 36 District  
3 Court before a judge. It's adjudicated that way.

4 CHAIRPERSON HOLT: So that accusation then does not  
5 translate to a charge that appears on the officer's-

6 INTERIM CHIEF INVESTIGATOR AKBAR: No, it does not.

7 CHAIRPERSON HOLT: Okay, good. Now let me go back to  
8 2000 - where are we - 2021 when that Wayne State report  
9 came out and everybody was up in a frenzy and trying to  
10 make it so controversial, even in light of the fact that  
11 Ms. White, initiated the relationship.

12 COMMISSIONER BERNARD: I initiated it. Go ahead.

13 CHAIRPERSON HOLT: Okay.

14 COMMISSIONER BERNARD: That's truth.

15 CHAIRPERSON FERGUSON: Go ahead.

16 CHAIRPERSON HOLT: Thank you.

17 CHAIRPERSON FERGUSON: Move along.

18 CHAIRPERSON HOLT: I believe if the commissioners had  
19 had an opportunity to have a presentation by the authors  
20 of this report and my example, it would've helped me  
21 better understand a lot of this terminology. Because to  
22 me, that was the sole purpose for that report to help, I  
23 don't know, help clarify most of the terminology that is  
24 being used in the closure of these cases. So it's a sad  
25 commentary that we're not going to do it. But I'll kick

1 that can down the road.

2 INTERIM CHIEF INVESTIGATOR AKBAR: What I said toward  
3 the end about partnership, Wayne State is one of the  
4 partnerships that we have. But keep in mind, Wayne State  
5 gets all the data from us. A matter of fact, if I  
6 remember correctly, it was at one point, they sent back a  
7 report that was kind of really it was off center, to be  
8 honest with you, because the interns they had working on  
9 that did not understand the processes and the  
10 terminologies. After speaking to Ms. White and myself in  
11 terms of what the process is, they had to make those  
12 corrections within their report that they supposedly  
13 written out about us, because they didn't even understand  
14 it. Just why-

15 CHAIRPERSON HOLT: I get what you're saying. But I  
16 really believe it was an invaluable tool that we could  
17 have utilized. In terms of panel training.

18 INTERIM CHIEF INVESTIGATOR AKBAR: Yes.

19 MS. WHITE: Through the Chair, just very quickly. I  
20 think we may be talking about two different reports. But  
21 the most recent Wayne State University collaborative  
22 report with the Board of Police Commissioner's  
23 administrative staff, we have published that on the  
24 Board's web page and the Board's administrative staff  
25 will be giving a formal training with regard to that

1 report. Wayne State University had some scheduling  
2 conflicts and indicated that they would not be available  
3 to give a training, but it's our report. We worked with  
4 Wayne State to come up with those best practices  
5 recommendations, so we're just qualified to give the  
6 training as well. Thank you, so much honorable Board.

7 CHAIRPERSON FERGUSON: Commissioner Bernard.

8 COMMISSIONER BERNARD: Good report, Akbar. I'm glad  
9 the backlog is down to 508 cases.

10 CHAIRPERSON FERGUSON: Nope, it's 438.

11 COMMISSIONER BERNARD: I'm sorry. We've hired eight  
12 more investigators last week or two weeks ago. I'm sorry.  
13 Have they started? Where are they in this process? It  
14 looks like we have a lot of people, but not nearly as  
15 much work.

16 CHAIRPERSON FERGUSON: They're going to start on the  
17 28th. That would be Monday.

18 COMMISSIONER BERNARD: Okay. So we don't know what  
19 difference they're making yet, so I'll ask that question  
20 later. Thank you.

21 CHAIRPERSON FERGUSON: Commissioner Moore.

22 COMMISSIONER MOORE: Thank you, Mr. Chairman. Interim  
23 Chief, during the summertime it was stated that the  
24 backlog would get down to zero. Is that still the case?

25 INTERIM CHIEF INVESTIGATOR AKBAR: Well, considering

1 the fact that I don't know how long I'll be sitting in  
2 the seat, to be perfectly honest with you, with the speed  
3 of things-

4 COMMISSIONER BERNARD: Use your microphone.

5 INTERIM CHIEF INVESTIGATOR AKBAR: With the speed  
6 that things are going, but we're doing our best to get  
7 them down as low as possible.

8 COMMISSIONER MOORE: Okay. Thank you.

9 CHAIRPERSON FERGUSON: Commissioner Pressley.

10 COMMISSIONER PRESSLEY: No questions. Thank you.

11 CHAIRPERSON FERGUSON: Commissioner Banks.

12 COMMISSIONER BANKS: Yes. Through the Chair. Interim  
13 Chief Akbar, we had 430 cases backlog. Is that correct?

14 CHAIRPERSON FERGUSON: 438.

15 COMMISSIONER BANKS: Yeah, that's what I said, 438.  
16 438 cases in the backlog. How many OCI investigators that  
17 we got working on-

18 CHAIRPERSON FERGUSON: 15.

19 COMMISSIONER BANKS: 15 working on the backlog?

20 CHAIRPERSON HOLT: We just got them.

21 CHAIRPERSON FERGUSON: 15.

22 COMMISSIONER BERNARD: Too many.

23 COMMISSIONER BANKS: We got to have people from the  
24 Board working the backlog?

25 CHAIRPERSON FERGUSON: No.

1 COMMISSIONER: Not like that.

2 COMMISSIONER BERNARD: Doing the review.

3 COMMISSIONER: Not like that.

4 CHAIRPERSON FERGUSON: No, it's not like that. It's  
5 not how it works.

6 COMMISSIONER BANKS: Okay. Well, we've got 15 people  
7 working on the backlog. Now we're down to 438 cases. Now  
8 that's doable between what - what was the goal? December  
9 the 15th?

10 INTERIM CHIEF INVESTIGATOR AKBAR: No, it was not.  
11 December 15th was. You can speak.

12 MS. WHITE: The goal, through the Chair and honorable  
13 Board, was December 31st.

14 COMMISSIONER BANKS: What was December the 15th?

15 MS. WHITE: There was never a December 15th.

16 CHAIRPERSON FERGUSON: That's something different.

17 COMMISSIONER BANKS: Okay. Once you know about Chair.  
18 Okay, well December the 31st. We're down the 438. Now we  
19 got to achieve this goal. We got to start achieving some  
20 goals on this Board. We have to achieve that goal.

21 CHAIRPERSON HOLLEY: Are you getting their work?

22 COMMISSIONER BANKS: What did you say?

23 CHAIRPERSON FERGUSON: We're working that down.  
24 That's what he said.

25 CHAIRPERSON HOLLEY: Want them to work it out.

1 COMMISSIONER BANKS: Right. That's what it's about.  
2 We got to achieve some goals. Right. I'm all set. One  
3 more thing. Those officers that were disciplined from the  
4 Eighth Precinct, now those are the precinct that-

5 CHAIRPERSON HOLT: Have the highest.

6 COMMISSIONER BANKS: Have the highest rate of  
7 discipline, right? What type of discipline did they  
8 receive, Interim Chief? What category - one, two, or  
9 what?

10 INTERIM CHIEF INVESTIGATOR AKBAR: I can't answer  
11 that.

12 COMMISSIONER BANKS: You can't answer that. I'm all  
13 set.

14 CHAIRPERSON FERGUSON: All right. Commissioner  
15 Hernandez.

16 COMMISSIONER HERNANDEZ: Due to the sake of time,  
17 I'll withhold my question.

18 CHAIRPERSON FERGUSON: Commissioner Bell.

19 COMMISSIONER BELL: Thank you, Mr. Chair. I just want  
20 the public to be aware that what Chief Investigator Akbar  
21 reported out the racial breakdown of the complaints. I  
22 reassure you we don't have a racial problem in Detroit  
23 Police Department in terms of people think that we have a  
24 predominant Black police department and trying to retain  
25 that. But when you see that complaints is majority

1 African American officers. So keep that in mind that it  
2 is a problem of blue, not a problem of Black and white in  
3 reference to what we deal with. I think that's been  
4 consistent over the years in terms of the integration of  
5 Detroit Police Department. I just want to point that  
6 point back out.

7 COMMISSIONER BERNARD: Good point.

8 CHAIRPERSON FERGUSON: Commissioner Holley.

9 CHAIRPERSON HOLLEY: Well, thank you Mr. Chairman,  
10 and thank you for the report. I really like the  
11 presentation. You really got it laid out here. One of the  
12 best I've seen under my tenure here. Understand the  
13 commissioners that up until two weeks ago, we only had 7  
14 investigators. Now we got 15.

15 CHAIRPERSON FERGUSON: That's right.

16 CHAIRPERSON HOLLEY: Another eight had not been  
17 activated yet. They're still in training. So that's the  
18 reason why we got to understand where we are with the  
19 number right now. But I do appreciate the questions that  
20 you're asking. Let me ask you this, my friend. That is,  
21 when you have a complaint in the 123 complaints that came  
22 in the last month. Do you evaluate those complaints as to  
23 are they activated into the system? Are the complaints  
24 invalid for some reason or another? If so, do they move  
25 forward or are they dismissed? That's the first thing.

1 INTERIM CHIEF INVESTIGATOR AKBAR: Nothing is  
2 dismissed. However, we do have a triage team and their  
3 responsibility is to first make a determination whether  
4 or not through technology if there is police misconduct.

5 CHAIRPERSON HOLLEY: Right.

6 INTERIM CHIEF INVESTIGATOR AKBAR: A lot of times  
7 people make complaints and it's a situation where they  
8 haven't heard from a detective or they feel like-

9 CHAIRPERSON HOLLEY: My question is this, where do  
10 they go that don't fit the criteria on investigation?  
11 What do we do with those?

12 INTERIM CHIEF INVESTIGATOR AKBAR: What we do with  
13 those. We contact the command and bridge the gap between  
14 the complainant and the command and work things out in  
15 terms of-

16 CHAIRPERSON HOLLEY: So for example, in my head, I'm  
17 thinking that if these don't fit the criteria, then why  
18 won't we take those piece that don't fit the criteria and  
19 put them in a situation where basically, they cannot go  
20 through the process, which would eliminate five or six  
21 from the 123.

22 INTERIM CHIEF INVESTIGATOR AKBAR: That's what we're  
23 doing.

24 CHAIRPERSON HOLLEY: Okay. Secondly, my concern is  
25 what happens if I complain and you turn it down for

1 whatever reason that I meet the criteria, do we notify  
2 the people that complain?

3 INTERIM CHIEF INVESTIGATOR AKBAR: No, we don't.

4 CHAIRPERSON HOLLEY: Why?

5 INTERIM CHIEF INVESTIGATOR AKBAR: We reach out to  
6 them and explain to them what their process is, and we  
7 help them understand with respect to-

8 CHAIRPERSON HOLLEY: Oh, you do. You reach out?

9 INTERIM CHIEF INVESTIGATOR AKBAR: Yes.

10 CHAIRPERSON HOLLEY: That's what I'm asking. You do  
11 reach out.

12 INTERIM CHIEF INVESTIGATOR AKBAR: Okay.

13 CHAIRPERSON HOLLEY: Do you reach out by phone call  
14 or do it by the note?

15 INTERIM CHIEF INVESTIGATOR AKBAR: We reach out by  
16 calling them or getting a message to them that we're  
17 trying to contact them.

18 MS. WHITE: Through the Chair. I would also mention  
19 that we mail out letters to the complainants notifying  
20 them of the findings of the investigation and the  
21 outcome, whether or not it's referred or not. We do that  
22 with all investigations.

23 CHAIRPERSON FERGUSON: Register mail too.

24 CHAIRPERSON HOLLEY: I should know that. I apologize.  
25 I just didn't know. But I just feel like that is the

1 right thing to do.

2 INTERIM CHIEF INVESTIGATOR AKBAR: Right.

3 CHAIRPERSON HOLLEY: Thank you so much, Mr. Chair.

4 CHAIRPERSON FERGUSON: All right. Thank you.

5 CHAIRPERSON HOLT: Thank you.

6 CHAIRPERSON FERGUSON: Thank you for your report,

7 sir.

8 INTERIM CHIEF INVESTIGATOR AKBAR: Thank you.

9 CHAIRPERSON FERGUSON: Report from Interim Board  
10 Secretary, Ms. White.

11 MS. WHITE: Yes, sir. Through the Chair. Honorable  
12 Board, the incoming correspondence is noted on the  
13 agenda, and they are as follows, correspondence from  
14 Chief of Police, James E. White, regarding the  
15 recommendation to promote to the ranks of Lieutenant,  
16 Sergeant and Detective and staff. They are preparing to  
17 send those documents to you. It is a very heavy binder,  
18 but we will make sure that you have those various  
19 documents and support material. Also, the honorable Board  
20 received agency CFO, Mr. Nazarko's budget documents, BOPC  
21 committee reports and DPD weekly Facial Recognition  
22 Technology Report, and other technology reports  
23 consisting of Project Greenlight and also Mental Health  
24 Related Calls for Service. The honorable Board also  
25 received, and it is in route to you, in regard to

1 correspondence from City Labor Relations. The honorable  
2 Board received correspondence from an OCI staff member  
3 regarding a recent meeting with OCI staff. Also, the  
4 honorable Board received various OCI Office of the Chief  
5 Investigator reports for your consideration. That  
6 concludes incoming correspondence. Thank you.

7 CHAIRPERSON FERGUSON: Thank you. I'm going to move  
8 on to announcements. But on the announcements, I have one  
9 right now I want to just get out there really quick.  
10 Second Deputy Chief, Joy Hope, has extended five vouchers  
11 for turkeys for each commissioner. So you could pass it  
12 out to your congregation, your constituents in your  
13 districts. The thing is-

14 CHAIRPERSON HOLLEY: Can I take one home?

15 CHAIRPERSON FERGUSON: Yeah. The thing is you have to  
16 be up here at the BOPC tomorrow between five and seven  
17 o'clock. Five and seven o'clock. So if they can get here,  
18 please urge them to come. If they can't get here, guess  
19 what? Why don't you come up here and pick up the Turkey  
20 yourselves and pass it out to them. Think they would love  
21 to see that.

22 CHAIRPERSON HOLLEY: Is that enough time to cook a  
23 Turkey by Thanksgiving?

24 CHAIRPERSON HOLT: Each commissioner receives five?

25 CHAIRPERSON FERGUSON: Each commission is going to

1 get five vouchers.

2 CHAIRPERSON HOLT: Oh, vouchers.

3 CHAIRPERSON FERGUSON: Yeah. Voucher. You give them  
4 the voucher and then they show the voucher, and they'll  
5 pick up the turkeys.

6 CHAIRPERSON HOLT: Thank you.

7 CHAIRPERSON FERGUSON: Thank you. Mr. Brown.

8 MR. BROWN: Yeah. Good afternoon, Mr. Chair, this  
9 honorable Board and its citizens. The next meeting for  
10 the BOPC, Thursday, December 1st, 2022, at 3:00 PM. The  
11 location is here at Detroit Public Safety Headquarters.  
12 The next community meeting is Thursday, December the 8th,  
13 2022 at 6:30 PM with the Third Precinct hosting at  
14 Considine Little Rock Recreation Center. That address  
15 would be 8904 Holbrook Avenue. Mr. Chair, the monthly  
16 committee meetings for the month of December, which meet  
17 every second Wednesday. Budget Committee Meeting,  
18 December 14 at 2:00 PM, Personnel and Training Committee  
19 Meeting December 14 at 2:30 PM, Citizen Complaint  
20 Committee Meeting Wednesday, December 14 at 3 o'clock,  
21 and Policy Committee Meeting Wednesday, December 14th at  
22 3:30. Mr. Chair, all those take place here at Detroit  
23 Public Safety Headquarters and you can also be on Zoom.  
24 That's it.

25 CHAIRPERSON FERGUSON: Thank you, Mr. Brown.

1 Unfinished business. We have BOPC Committee reports for  
2 the week of November the 10th. We can start with  
3 Personnel and Training report. That would be Commissioner  
4 Bell.

5 COMMISSIONER BELL: Thank you, Mr. Chairman. Since  
6 this is my last report as Chair, I'm going to be a little  
7 limited to some extent. But I want you to say that-

8 CHAIRPERSON FERGUSON: You have 10 minutes, sir. I  
9 mean two minutes.

10 MS. WHITE: Commissioner Bell, through the Chair, if  
11 you can speak into the mic so we can hear you. Thank you  
12 so much.

13 COMMISSIONER BELL: Well, I'm going to take the  
14 appropriate time to speak because the personnel is  
15 crucial at this time. I want to say that people have been  
16 concerned about the status of our interim employees and I  
17 just spoke to a reporter just today in reference to that.  
18 I just want to reassure you that the Corporation Council  
19 Mallard, which I reported out two weeks ago, has  
20 reassured us they can revert back to their previous  
21 position once we hire personnel to replace them. So that  
22 was clear. S we have circulated that. In the past this  
23 Board has had interim people over the years. Commissioner  
24 Holley would know that, and commission Bernard would know  
25 that. But primarily when we look at it not too long ago,

1 Chief Investigator Akbar was interim and there was no  
2 issue whatsoever in reference to serving. Then he  
3 reverted back to his position.

4 COMMISSIONER BELL: We just completed the hiring of  
5 eight investigators, and I think that was a thorough  
6 process. It's been mentioned already. They start on  
7 December the 28th-

8 CHAIRPERSON FERGUSON: November the 28th.

9 COMMISSIONER BELL: I'm sorry, November. Correction,  
10 November the 28th. That's not going to be the immediate  
11 impact in terms of these people coming on board because  
12 it's going to take us time for transition. Hopefully, we  
13 see it in February or March in terms of the whole  
14 process, training indoctrination. We have interviews  
15 scheduled, which have been ongoing for Chief Investigator  
16 and Board Secretary. As you well know, it's been a  
17 cumbersome process working with HR. Some people have  
18 declined to be interviewed, some people have moved on,  
19 they have no interest. But that is ongoing. Hopefully,  
20 the committee will complete that process in the next two  
21 or three weeks. Now we receive a hot issue. I think this  
22 probably has something to do with my concern as Chair of  
23 this Board. I want to say this, that if we are not  
24 concerned about our staff, who is concerned about our  
25 staff? It should be this commissioner in reference to you

1 all received a letter that was generated by the staff in  
2 terms of that concern. So I circulated that because we're  
3 talking about transparency and accountability. There has  
4 to be transparency, accountability of commissioners  
5 interaction with the staff. So we hopefully in reference  
6 to allegations that were made about work performance, et  
7 cetera, even to defame commissioners and with the staff,  
8 which is totally inappropriate behavior. That's something  
9 we're concerned about. If you're not concerned-

10 CHAIRPERSON HOLT: Through the Chair.

11 COMMISSIONER BERNARD: I don't understand what you're  
12 talking about.

13 CHAIRPERSON HOLT: Is that part of what's written  
14 here?

15 CHAIRPERSON FERGUSON: No, it's not.

16 COMMISSIONER BELL: It's part of my report ma'am.

17 CHAIRPERSON HOLLEY: I know you're not complaining.

18 CHAIRPERSON HOLT: You stop.

19 COMMISSIONER BELL: May I finish. So the citywide  
20 workforce HR, we are drafting communication that has  
21 already been circulated. It's a collective bargaining  
22 agreement on state law regarding employed practice.  
23 Therefore, it's imperative that we follow proper protocol  
24 and refrain from meeting with staff members, giving those  
25 governor rules and existing policy and follow the

1 communication protocol in the chain of command. Please do  
2 not meet the staff by yourself. It should be a proper  
3 protocol to make sure staff is there. Therefore, that  
4 would be a proper change, which we have engaged in the  
5 past. That is a process of most organizations. So  
6 hopefully we would have that communication with HR in  
7 reference to how to conduct yourself within that process  
8 of speaking with the staff while appointed. They serve  
9 and place the Board, but they are an organized union, as  
10 you well know.

11 COMMISSIONER BELL: Most of us are familiar with  
12 union due process and rights and that what we are trying  
13 to do is stem or curtail any other improper action or  
14 legal consequence of those type of conduct. So the Labor  
15 Relation also reached out in the process of scheduling a  
16 meeting with our Board leadership regarding a recent  
17 meeting with OCI staff, provide greater education  
18 regarding city workplace procedure, labor law, and all  
19 applicable informant law. This was not generated by the  
20 committee. This was generated by the employees of OCI and  
21 the concern of the Board members in reference to this  
22 particular issue - how we can make sure we curb this, so  
23 we don't incur more issues or problem with labor  
24 relations. So that is the end of my report. Thank you for  
25 the opportunity.

1 CHAIRPERSON FERGUSON: Thank you. Policy-

2 MS. WHITE: Mr. Chair.

3 COMMISSIONER BERNARD: Wait a minute, Mr. chair.

4 MS. WHITE: Through the Chair.

5 CHAIRPERSON FERGUSON: Yes.

6 MS. WHITE: If the report can be entered into the  
7 record and accepted by the full Board as adopted into the  
8 record.

9 CHAIRPERSON FERGUSON: No, I'm just...

10 CHAIRPERSON HOLT: She's asking for a motion.

11 CHAIRPERSON FERGUSON: No, I don't think you can do  
12 that. We're going to hear from our parliamentarian.

13 PARLIAMENTARIAN DR. FRANCIS JACKSON: The only time  
14 you adopt committee reports is if they have specific  
15 recommendations. The report should be attached to the  
16 official minutes of this body - all reports. Any report  
17 that this body receives should be attached to the  
18 official minutes. You do not adopt committee reports  
19 unless you are adopting a specific recommendation from  
20 that report. The fact that you've heard the report means  
21 that it was given, you heard it, you attach it. I didn't  
22 hear any recommendations.

23 COMMISSIONER BERNARD: I think we're unready for a  
24 recommendation-

25 PARLIAMENTARIAN DR. FRANCIS JACKSON: I'm informed

1 that it must have been adopted in the past.

2 COMMISSIONER BERNARD: You've never-

3 PARLIAMENTARIAN DR. FRANCIS JACKSON: That might have  
4 been what the honorable Boards did. Your parliamentarian  
5 is advising you that it is not advisable because when you  
6 adopt a report, you're adopting everything in that  
7 report. I don't think that's what you want to do. Now, if  
8 the committee had a specific recommendation, then the  
9 committee can bring a motion that this Board then could  
10 vote on. But there's no point in adopting a report. You  
11 heard the report. It'll be attached.

12 CHAIRPERSON FERGUSON: Thank you. So would that  
13 committee person like to bring that motion?

14 CHAIRPERSON HOLT: What is the motion?

15 CHAIRPERSON FERGUSON: Wait, hang on. She just said  
16 it. To adopt these, right?

17 PARLIAMENTARIAN DR. FRANCIS JACKSON: No.

18 CHAIRPERSON FERGUSON: Okay.

19 PARLIAMENTARIAN DR. FRANCIS JACKSON: You don't need  
20 to do anything. We'll move on to your next report.

21 CHAIRPERSON FERGUSON: We're moving on. Thank you.

22 COMMISSIONER BERNARD: Mr. Chair, we want to discuss  
23 the report though, right?

24 CHAIRPERSON HOLT: Yeah.

25 COMMISSIONER MOORE: Or if we have questions about

1 any of the procedures, can we ask questions about it?

2 PARLIAMENTARIAN DR. FRANCIS JACKSON: The Board  
3 always has the right to ask questions about a report.

4 CHAIRPERSON HOLT: Right.

5 CHAIRPERSON FERGUSON: Yes. Go ahead. Ask your  
6 questions.

7 COMMISSIONER MOORE: Through the Chair, just a  
8 question about the letter. Of course, I won't go into  
9 specifics, but the incident, I guess that we're talking  
10 about, and I know I'm not getting into specifics. Friday,  
11 October 28th, the letter was dated November 2nd. We just  
12 got it two days ago. So can you give me some rationale on  
13 the delay?

14 COMMISSIONER BELL: I shared the communication with  
15 the leadership, first of all, and therefore the  
16 leadership should be aware of that. Then from there, the  
17 next meeting, as you well know, I was not at the last  
18 meeting, and therefore this is my first meeting to have  
19 the opportunity to bring it to the full Board. That's  
20 something that the Chair has always insisted on share  
21 with entire Board. So that's what I initiated.

22 COMMISSIONER MOORE: Right. So two days ago we just  
23 received it. That's my question.

24 COMMISSIONER BELL: Yes, sir.

25 COMMISSIONER MOORE: What's the delay as it relates

1 to receiving the email? How come we didn't receive it a  
2 week ago prior to-

3 COMMISSIONER BELL: I think I just explained that.

4 COMMISSIONER MOORE: No, you said your presence and  
5 your presentation. I understand you weren't here, but we  
6 just received an email two days ago regardless. I'm just  
7 wondering about the timeframe, that's all.

8 CHAIRPERSON FERGUSON: The commissioner's incorrect.  
9 I didn't get anything either.

10 COMMISSIONER MOORE: Oh, okay.

11 COMMISSIONER BERNARD: I didn't either.

12 CHAIRPERSON FERGUSON: VC Holt, you didn't hear  
13 anything? She's leadership. So I'm sorry if I didn't get  
14 it. I just didn't get it. I got it when you guys got it.

15 COMMISSIONER MOORE: Thank you, sir. That's what I'm  
16 saying.

17 CHAIRPERSON FERGUSON: Go ahead, commissioner.

18 COMMISSIONER BERNARD: A couple of things. Number  
19 one-

20 CHAIRPERSON FERGUSON: Remember you can't say  
21 anything prerogative.

22 COMMISSIONER BERNARD: I'm not going to. I don't know  
23 anything about who people are or what they're doing. My  
24 problem is that your report indicates that we are  
25 interviewing five people. In the history of this Board,

1 the position of Board Secretary and also head of OCI have  
2 always been interviewed by the entire Board.

3 CHAIRPERSON HOLLEY: Right.

4 COMMISSIONER BERNARD: It has never been a  
5 subcommittee that has had this responsibility. Secondly,  
6 the five people that are to be interviewed have not been  
7 identified to the full Board and nor have the list of...  
8 Well, you gave me a package for the Board Secretary  
9 position of about 22 resumes. I'm probably the only  
10 person that read all of them.

11 CHAIRPERSON HOLT: That's not true.

12 CHAIRPERSON FERGUSON: That's not true.

13 COMMISSIONER BERNARD: I'm glad you did. Okay. Then I  
14 re-spoke. I created my own personal report regarding  
15 those persons and what I thought was appropriate. I never  
16 received anything back from anybody concerning. I gave a  
17 copy on orange paper to the whole Board so they could see  
18 what my rationale was, what my thinking was. This is an  
19 extraordinarily important decision. As you can see from  
20 the litigation that we've just received from a person who  
21 applied this is enormous. This has to be totally  
22 transparent to Board members from the beginning to the  
23 end. Furthermore, the recommendations, as I pointed out  
24 to you in a memo that I sent you today regarding what HR  
25 recommends to us is tremendously flawed and is the reason

1 that we have the litigation now. So I think this whole  
2 process has to be, one transparent, two reexamined.  
3 Thirdly, we have to have a discussion of all the  
4 candidates that we know of, whether sent by HR or not,  
5 and we have to make a decision about who we want to  
6 interview. This is not a closed door clandestine kind of  
7 thing.

8 CHAIRPERSON FERGUSON: Okay. Commissioner, we're  
9 good.

10 COMMISSIONER BERNARD: On either of those positions.  
11 I don't care. The others you did that on.

12 CHAIRPERSON FERGUSON: You're right.

13 COMMISSIONER BERNARD: On the eight investigators.

14 CHAIRPERSON FERGUSON: All right. We're going to  
15 move.

16 COMMISSIONER BERNARD: I'll let that slide, but this  
17 is not possible.

18 CHAIRPERSON FERGUSON: We're going to move on. VC  
19 Holt. Do you have anything?

20 CHAIRPERSON HOLT: Okay. Yes. In response to  
21 Commissioner Bernard's concern that she submitted her  
22 evaluation of the candidates. An email went out twice  
23 asking commissioners to forward their recommendations to  
24 Ms. White. I don't believe Commissioner Bernard made that  
25 effort, even though some of the candidates that she did

1 recommend to the Board of police commissioners she and I  
2 agreed and disagreed. But you didn't send your  
3 recommendations to Ms. White and that's why your  
4 recommendations probably did not get picked up.

5 COMMISSIONER BERNARD: My recommendations everyone in  
6 this room knew what they were and I'm sure Ms. White had  
7 them. I may not have sent them to her, but she was  
8 present when I handed them out. But that's not the point.  
9 The Board has to deal with this as a Board.

10 CHAIRPERSON FERGUSON: You are right. We're moving  
11 on.

12 COMMISSIONER BERNARD: It cannot be dealt with by a  
13 committee.

14 CHAIRPERSON FERGUSON: You're not done. Okay.

15 CHAIRPERSON HOLT: Okay. As it was shared earlier  
16 regarding the security of employment relating to Ms.  
17 Melanie White and Mr. Lawrence Akbar, I don't know why  
18 that process had to be implemented. There was never - I  
19 don't think - a discussion whereby Ms. Melanie White and  
20 Mr. Lawrence Akbar's employment was in jeopardy.

21 COMMISSIONER BERNARD: I agree.

22 CHAIRPERSON HOLT: So, I don't understand that.

23 CHAIRPERSON HOLLEY: Mr. Chair.

24 CHAIRPERSON HOLT: Oh, and we're trying to be very  
25 supposedly transparent and respecting of that report. The

1 very essence of that report suggests - and someone even  
2 used a chain of command. That was not how that  
3 information was delivered. It was not a chain of command.  
4 I really questioned how some commissioners received the  
5 report. Leadership didn't receive the report until... So  
6 when you talk about transparency and chain of command,  
7 that was not the way that information was delivered.

8 CHAIRPERSON FERGUSON: Okay. Thank you. Commissioner,  
9 you get the last word on that and we are going to go to  
10 the policy. Go ahead.

11 CHAIRPERSON HOLLEY: Through the Chair and to the  
12 Board members, as always, my concern is just trying to  
13 handle matters in the best way we can because of the  
14 public. Commissioner Bernard, Mr. Chairman. Through the  
15 Chair. If she's complaining about the HR of the city of  
16 Detroit, I don't understand, because I'm just talking to  
17 you again now. Through the Chair. That's how we get our  
18 candidates it's due to HR. Now, she or we may not like  
19 what they've sent to us, but we have a right to vote it  
20 up and-

21 COMMISSIONER BERNARD: This has nothing to do with.

22 CHAIRPERSON HOLLEY: But that's how it's done. The  
23 second thing Mr. Chairman, my understanding is that we  
24 have committees, and we have personnel committees. So the  
25 Personnel Committee was went out to do the interviews for

1 all investigators. No one ever told us or has there been  
2 a motion in the record that we are not to or not to do  
3 the same thing for the Secretary and for the Chief  
4 Investigator. So if we're going to change that, she may  
5 feel that way. But until she changes that or the Board  
6 changes that, this is the way we've been operating by way  
7 of committees. Let us just try to be civil about this. We  
8 can have disagreements, but I'm just saying HR gives us  
9 the people. We interview the people. We recommend the  
10 people to the Board. The Board has opportunity to have  
11 questions to the people that we recommend. Then we have a  
12 final vote from all Board members. I don't understand why  
13 we are going to change. If we do, then just change it.  
14 But right now, we are doing what the charter says and we  
15 have done by the charter-

16 COMMISSIONER BERNARD: Mr. Chairman, can I file-

17 CHAIRPERSON FERGUSON: Hang on, he has the floor.

18 CHAIRPERSON HOLLEY: I didn't bother you,  
19 Commissioner Bernard. So be patient with me. I'm just  
20 trying to say we can change it if you want to. But right  
21 now, this is the way we operated. Until we changed that,  
22 we operated by committees.

23 CHAIRPERSON FERGUSON: Wait-

24 COMMISSIONER BERNARD: Let me just say that-

25 CHAIRPERSON FERGUSON: No, I'm going to say this, and

1 then we're going to move on to the next policy.

2 COMMISSIONER BERNARD: We are involved in obligation  
3 on two different fronts regarding a hiring-

4 CHAIRPERSON FERGUSON: Commissioner. You're out of  
5 order.

6 COMMISSIONER BERNARD: I just want you to know.

7 COMMISSIONER: Point of order.

8 CHAIRPERSON FERGUSON: We do know that.

9 COMMISSIONER: Point of order.

10 CHAIRPERSON FERGUSON: Commissioner, point.

11 COMMISSIONER BERNARD: I filed a complaint with the  
12 mayor today regarding-

13 COMMISSIONER: We've got to move forward. I want to  
14 move forward.

15 CHAIRPERSON FERGUSON: Commissioner. This is the  
16 process. The committees are here for... Let's just take  
17 this one committee right now. For the Personnel and  
18 Training Committee, when the candidates come before those  
19 people in front of the Personnel and Training Committee,  
20 they vet them, they ask them questions. I sat in on those  
21 questions and I asked questions, right? We have a score  
22 sheet. They tally up the scores and who gets the highest  
23 scores - because we don't see each other's score sheet.  
24 They move forward. We take the top two candidates, we  
25 recommend them to the Board, and then we bring them in

1 front the public in an Open Meetings Act, and we ask them  
2 questions in front of the public. These Board members get  
3 to ask the question, and then we vote them up or down.  
4 That's what we're going to do for the Chief Investigator  
5 position and the Board Secretary position. So that's how  
6 it's going to be done and that is fair.

7 CHAIRPERSON HOLT: And committee.

8 CHAIRPERSON FERGUSON: And committee. That is fair.  
9 So we're going to move on. So we're moving to the Policy  
10 Committee Report. Chairperson Lisa Carter's not there. So  
11 Vice-Chair, can you...

12 CHAIRPERSON HOLT: Well, yeah.

13 CHAIRPERSON FERGUSON: Are you prepared?

14 CHAIRPERSON HOLT: Basically.

15 CHAIRPERSON FERGUSON: You could just do a summary.

16 CHAIRPERSON HOLT: Well, it was here. Basically, what  
17 happened was, we met with the college professor down at  
18 Wayne State period. Professor Rebecca Robichaud, Director  
19 of Clinical Education. The Board and Wayne State will  
20 work with two or three interns as it relates to the  
21 workings of OCI. Correct Miss?

22 MS. WHITE: Yes ma'am. Through the Chair, and  
23 civilian oversight measures overall.

24 CHAIRPERSON HOLT: Right.

25 MS. WHITE: Madam Chair, if I can just also add that

1 this is part of Wayne State University's Law School  
2 program through the ABA Policing and Practice Fellowship  
3 at Wayne State. So this is a national program. The ABA  
4 Fellowship started in January 22, following the  
5 establishment of the ABA Legal Education Police Practices  
6 Consortium in 2020. The Wayne State University Law School  
7 is seeking the Board's collaboration and partnership with  
8 regards to that particular program to allow those  
9 students to engage more in civilian oversight measures  
10 and public safety, as well as expand the Board's civilian  
11 oversight endeavors and initiatives. So they are seeking  
12 the Board's partnership in that endeavor.

13 CHAIRPERSON HOLT: That collaboration will begin  
14 January 2023.

15 MS. WHITE: If approved by the honorable Board.

16 CHAIRPERSON HOLT: Oh, if approved.

17 CHAIRPERSON FERGUSON: Okay. Now we're going to move  
18 on to the Budget Committee.

19 CHAIRPERSON HOLT: Okay. Here we go. Budget committee  
20 report. Vice-Chairperson Annie Holt, Chairperson of the  
21 Budget Committee, Commissioner Jim Holley, PhD,  
22 Commissioner Willie E. Bell, Chairperson Ferguson ex  
23 officio. Regarding DPD budget. We met with Agency CFO,  
24 Mr. Nazarko previously, regarding several items. The  
25 upcoming DPD budget training for BOPC members. That's

1 going to happen in January as well. So I'm getting  
2 excited about that. A revised quarterly report and a  
3 timeline for receivership of the DPD fiscal year 24  
4 proposed budget. We look to receive the budget in the  
5 coming weeks. Regarding BOPC proposed FY 24 budget, we  
6 too are working to compile a budget request based on the  
7 instructions we have received through the CFO's Chief  
8 Physical Officer directed. That was that meeting we had  
9 the other day. Well, basically with the City of Detroit.  
10 We are accounting to work with our agency CFO, Mr. George  
11 and staff to ensure our budget reflects our physical  
12 needs - which are good, and I think we're going to be  
13 pleased - report the submission to City Council early  
14 next year. We will share further updates for the Board's  
15 latest launch. That's my report.

16 CHAIRPERSON FERGUSON: All right, now we're going to  
17 move on to the Citizen Complaint Committee. That will be  
18 Chairperson of that committee is Commissioner Holley.

19 CHAIRPERSON HOLLEY: Thank you, Mr. Chairman and to  
20 the Board and to ladies and gentlemen. Last week in my  
21 absence Commissioner Bell decided over the Citizens  
22 Complaint Committee. We receive a presentation from OIC  
23 Interim Chief Investigator Lawrence Akbar, regarding the  
24 patterns and trends observing police misconduct, backlog  
25 case, updates and other key information today in the hope

1 that you are really pleased with the presentation that  
2 Mr. Akbar made before reaching every one of us. We want  
3 to thank him for his continuous reports regarding the OIC  
4 operations case backlog, progress of case, as well as  
5 other key measures.

6 CHAIRPERSON FERGUSON: Fantastic. So that completes  
7 those committee reports. I want to thank everybody for  
8 that. Now we're going to move on to new business. The new  
9 business is a Closed Session pursuant to Section 8(a) of  
10 the Open Meetings Act, MCL 15.268 (a) the Department's  
11 request for the Board to consider Administrative Leave  
12 Without Pay but with Medical Benefits for Corporal Sean  
13 Bell, Badge 2003, assigned to the Twelfth Precinct.

14 COMMISSIONER BANKS: Mr. Chairman I had-

15 COMMISSIONER BERNARD: I had new business too.

16 COMMISSIONER BANKS: You just skimmed right over. You  
17 called it out, but you skimmed right over it.

18 CHAIRPERSON FERGUSON: I'm looking down, I didn't  
19 see.

20 COMMISSIONER BANKS: That's okay. You're all right.  
21 First of all, through the Chair. Peace and blessings to  
22 you. Commissioner Hernandez, congratulations on your new  
23 promotion. I want to let you know congratulations on your  
24 new promotion over the Policy Training Committee. Take  
25 that and run with it. Right. Take that and run with it. I

1 put that in your hands. So take it and run with it. I got  
2 another one too. Mr. Chairman, we had talked a couple  
3 times where you had mentioned that you had wanted me to  
4 take over the Citizens Complaint Committee a couple  
5 months ago. I don't know if nobody did it. But I'm free  
6 now anywhere between one and two on Wednesdays now. I can  
7 do it for you if you have it anywhere between one and  
8 two.

9 COMMISSIONER BANKS: I don't know if you have got a  
10 person for it. If you do, that's fine. I'm fine with it.  
11 If you don't, I'm just letting you know, I'm free to take  
12 it over between one and two on that Wednesday. But it  
13 looks like you got Father Holley.

14 CHAIRPERSON FERGUSON: We're going to talk about  
15 that. That's what I said. I'm going to get you this.

16 COMMISSIONER BANKS: Let's work it out now.

17 CHAIRPERSON FERGUSON: I'm going to work you in  
18 there.

19 COMMISSIONER BANKS: Yeah. All right. I got one more  
20 thing. We have had so much strife, intention, conflict,  
21 out of order on this Board. We got to start setting some  
22 goals. Now, we got new leadership. We have to start  
23 setting some goals. The goals we got to set. The spirit  
24 of the Lord just approached upon me right here. Right  
25 here, where everybody can see it.

1 CHAIRPERSON HOLT: Well, we can't.

2 COMMISSIONER BANKS: Right here. Everybody in the  
3 audience, it's right here. The spirit. I'm a prophet. I'm  
4 a pastor, a Bishop. Been a bishop for 17 years. We have  
5 to start getting number one. We got to start getting  
6 along better right here on this Board. All these leaders,  
7 and we can't get along. That's terrible. Leaders are  
8 supposed to know how to get along with one another. Let  
9 me tell you something. I taught leadership at a prominent  
10 church in this city for almost five years. Leaders build  
11 people up. Leaders encourage one another. Leaders make  
12 people better. So if a person is a leader on this Board,  
13 they're going to make people better. They know how to  
14 empathize with one another. They want to encourage one  
15 another. They know how to take a backseat. They know when  
16 to hold them. They know when to fold them.

17 COMMISSIONER BANKS: We just got to be better with  
18 this. This is just out of hand what I've seen this year.  
19 This is my first year on the Board. This is so  
20 disrespectful, out to order. So we got to learn how to  
21 get along with one another a little bit better and then  
22 we got to make progress. I do respect you. I'm seeing  
23 what you're working with. I've been watching you. My  
24 church watches you, and I appreciate how you follow us on  
25 Facebook all my ceremony. You're very fateful to that. My

1 church told me to tell you, hey, give Chair Ferguson a  
2 thumbs up, because he's been every week right there  
3 sporting us. So we just got to get better. Thank you for  
4 what you're doing. I just can't take this, all this  
5 conflict.

6 CHAIRPERSON HOLLEY: I'm trying to figure out what it  
7 is you're taking. You listen to me.

8 COMMISSIONER BANKS: I'm listening. Go ahead.

9 CHAIRPERSON HOLLEY: Through the Chair. My friend.  
10 All this noise that comes through this, I'm just saying  
11 to you we are independent thinkers. We're independent  
12 thinkers. You got everybody around here, independent  
13 thinkers. It's difficult, and the Chair does an excellent  
14 job. I did the best I could. The other people that did  
15 the best down through the years. But we got independent  
16 thinkers and all we have to do is respect the Chair, go  
17 through the Chair, and state our opinion. Well, you got  
18 somebody like people around this table, they are leaders  
19 and so I think we ought to allow this discussion to be  
20 healthy, as you indicated.

21 CHAIRPERSON HOLLEY: But every day you tell me about  
22 how we need to act and how we do this. I feel like some  
23 of that can be disruptive. I just don't mean no harm to  
24 you, but from one brother to another. We got ministers  
25 around here. We got all us for the most part. I checked

1 everybody, we're all Christians. All of them are  
2 Christians.

3 COMMISSIONER BANKS: You're saying to everybody on  
4 the Board?

5 CHAIRPERSON HOLLEY: Yeah.

6 COMMISSIONER BANKS: Okay. Wonderful. That's good.

7 CHAIRPERSON HOLLEY: We have to appeal to the hearts,  
8 and we are doing the best we can. But I do understand  
9 your concern and the community is concerned. But we are  
10 independent thinkers, which means we think independently  
11 and will cross each other from time to time. Chair does a  
12 wonderful job trying to control it. It's difficult. I  
13 feel when we look down and see what we are doing, when I  
14 went to NOCOLE, wherever we went to-

15 CHAIRPERSON FERGUSON: NACLOE.

16 CHAIRPERSON HOLLEY: I'm just telling you, we are one  
17 of the best in the country. One of the best in the  
18 country in spite of it. You don't have no rights. We got  
19 problems but we don't have much of what's going on in  
20 Oakland, California and urban America. So I say to you  
21 again, my brother, I appreciate you because you are a  
22 good, wonderful bishop and a man of God. I ask you to  
23 just comment down just a little bit and understand we are  
24 going to get through this. These are those tough times.  
25 But the Chair is doing an excellent job as you indicated,

1 and you are too. You can have my committee. You can have  
2 my committee.

3 COMMISSIONER BANKS: I'll take it.

4 CHAIRPERSON HOLLEY: You can have it.

5 COMMISSIONER BANKS: I owe you that.

6 CHAIRPERSON HOLLEY: But I'm just telling you.

7 COMMISSIONER BANKS: I owe you that.

8 CHAIRPERSON HOLLEY: But one to two, one hour a week  
9 isn't going to do it. I was here. You eight hours this  
10 week.

11 COMMISSIONER BANKS: I didn't know you-

12 CHAIRPERSON HOLLEY: I'm telling you. So I'm just  
13 saying to you, if you're going to take my job, you have  
14 to give more than one hour. I'm through and I apologize.  
15 You've been very kind to me. I apologize for going too  
16 far.

17 CHAIRPERSON FERGUSON: That's okay.

18 COMMISSIONER BANKS: I got one more thing.

19 CHAIRPERSON FERGUSON: We have to move on commission.  
20 We really do. This has been a long day and we have an  
21 officer that deserves our time right now. We do.

22 COMMISSIONER BANKS: I'm moving on. Can you let me  
23 get it out? If you could, please. It's going to be quick.  
24 It's very quick.

25 CHAIRPERSON FERGUSON: Go ahead.

1 COMMISSIONER BANKS: Okay. Thank you. Thank you very  
2 much. Through the Chair. Last week Commissioner Holley,  
3 it just came to my remembrance. You said something about  
4 what you had said. You called a point of order last week  
5 when I was speaking and I was speaking on, I was  
6 satisfying the Char and telling him, that's good that you  
7 moved it up two days a week interviewing people and a  
8 point of order - I'm going to mention this to you. I know  
9 you're a wise man. You got a PhD. I can't tell you  
10 nothing. I got a degree too. I don't talk about it  
11 though. But a point of order is only when a person is not  
12 following the procedure. There was no need for. I want  
13 some clarity. Why did you call the point of order though?  
14 I was following the procedure. Father Holley, you called  
15 a point of order. A point of order only comes forward  
16 when a person is not following the procedure. We have  
17 seen procedure not being followed many times on this  
18 Board.

19 PARLIAMENTARIAN DR. FRANCIS JACKSON: Point of order.  
20 The policy remains.

21 CHAIRPERSON FERGUSON: Yes. As the Parliamentarian  
22 said, Commissioner, we really have to move on. I respect  
23 your language, but I want to urge you, if a commissioner  
24 has done something that you thinks is egregious to you-

25 CHAIRPERSON HOLLEY: I apologize.

26 CHAIRPERSON FERGUSON: He just apologized. You can

1 pull him aside outside. We're not at the place to have  
2 that conversation. I'm right here on a public record  
3 because that didn't warrant it for them to be coming out  
4 like that. You could just pull them aside. What you just  
5 did, man. I didn't like it. Please don't do that again.  
6 That'd be great. But not on public record. Okay. Yes.

7 COMMISSIONER PRESSLEY: Through the Chair. I moved  
8 that we moved to Closed Session pursuant to Section 8(a).

9 COMMISSIONER BERNARD: I was recognized for that  
10 motion. He was recognized and I was under new business.

11 COMMISSIONER BANKS: Yeah, she was. She came right  
12 behind me though.

13 COMMISSIONER PRESSLEY: The Chair just pointed to  
14 you.

15 COMMISSIONER BANKS: No. She had her hand in the  
16 middle of a motion.

17 COMMISSIONER BERNARD: No, both of us were. My  
18 comment is very quick.

19 CHAIRPERSON FERGUSON: Yes. Where are we at? Go  
20 ahead.

21 COMMISSIONER BERNARD: Okay. Just briefly, Mr.  
22 Chairman, I would suggest that in the future that when  
23 you're changing committee heads, that you simply address  
24 the person properly. To say that you are removing  
25 Commissioner Bell as a committee head is disrespectful,

1 first of all and lacking in courtesy. The proper process  
2 would've been to ask Chairman Bell to step down privately  
3 from his commission Chairmanship before announcing  
4 Commissioner Hernandez. Congratulations, Commissioner  
5 Hernandez. Secondly, I did and am going to pursue with  
6 higher bodies, this process that we have regarding HR,  
7 Commissioner Reverend Holley and our Board. I put in  
8 writing today, and I will share that correspondence with  
9 you to the mayor's office about the inconsistencies and  
10 how HR has treated us in this process, which is improper  
11 under any legal definition. I'm pretty sure that they're  
12 going to concur what has happened to our Board. The  
13 reason we're involved in all of this litigation is a  
14 direct result of what's not been happening with HR. That  
15 was my comment. Thank you, Mr. Chairman.

16 CHAIRPERSON FERGUSON: Thank you. I hope I don't ever  
17 have to do this again and I'll take that under  
18 consideration on how I did it. Thank you. I'm hoping I  
19 don't have to.

20 COMMISSIONER PRESSLEY: Through the Chair.

21 CHAIRPERSON FERGUSON: Yes. The closed door. Yes.

22 COMMISSIONER PRESSLEY: Okay. So first of all, point  
23 of information. If we can provide some clarity on what  
24 new business actually entails, that would be helpful for  
25 the productivity of this Board. But now that I'm

1 acknowledged, I move that we move to a Closed Session  
2 pursuant to Section 8(a) of the Open Meetings Act, MCL  
3 15.268 (a) the Department's request for the Board to  
4 consider Administrative Leave Without Pay but with  
5 Medical Benefits for Corporal Sean Bell, Badge 2003,  
6 assigned to the Twelfth Precinct. 2/3 roll call required.

7 COMMISSIONER HERNANDEZ: Second.

8 CHAIRPERSON FERGUSON: Roll call vote.

9 MS. WHITE: It's been moved and seconded?

10 CHAIRPERSON HOLT: Yeah.

11 CHAIRPERSON FERGUSON: Okay. Any discussion? All in  
12 favor?

13 COMMISSIONERS: Aye.

14 MS. WHITE: Through the Chair. Madam Vice-Chair -  
15 Yes.

16 MS. WHITE: Commissioner Linda Bernard - Yes.

17 MS. WHITE: Commissioner Cedric Banks - Yes.

18 MS. WHITE: Commissioner Willie E. Bell - Yes.

19 MS. WHITE: Commissioner Ricardo Moore - Yes.

20 MS. WHITE: Commissioner Jesus Hernandez - Yes.

21 MS. WHITE: Commissioner QuanTez Pressley - Yes.

22 MS. WHITE: Commissioner Jim Holley - Yes.

23 MS. WHITE: Mr. Chair - Yes.

24 MS. WHITE: There were 9 = Yes votes. The motion is  
25 adopted.

1 CHAIRPERSON FERGUSON: So we're going to take a five  
2 minute recess.

3

4 Closed Session.

5

6 CHAIRPERSON FERGUSON: To reconvene.

7 COMMISSIONER MOORE: So move.

8 CHAIRPERSON HOLT: Second.

9 COMMISSIONER: No roll call?

10 MS. WHITE: No roll call is needed.

11 CHAIRPERSON FERGUSON: No roll call is needed.

12 COMMISSIONER BELL: Mr. Chairman.

13 MS. WHITE: All in favor?

14 CHAIRPERSON FERGUSON: All in favor?

15 COMMISSIONERS: Aye.

16 CHAIRPERSON FERGUSON: Yes, sir.

17 COMMISSIONER BELL: Mr. Chairman, I move that the  
18 Board continue officer White's status administration  
19 leave with pay.

20 COMMISSIONER BERNARD: Any seconds? Are you finished?

21 COMMISSIONER BELL: Yes.

22 COMMISSIONER BERNARD: Second.

23 MS. WHITE: Through the Chair. The member is Corporal  
24 Sean-

25 COMMISSIONER BELL: Sean Bell. I'm sorry.

1 CHAIRPERSON FERGUSON: So I'm looking around. Start  
2 over.

3 COMMISSIONER BELL: I move that we continue Corporal  
4 Bell with pay on administration leave.

5 COMMISSIONER BERNARD: Second.

6 CHAIRPERSON FERGUSON: Any discussion? Roll call  
7 vote.

8 MS. WHITE: Mr. Chair - No.

9 MS. WHITE: Madam Vice-Chair - No.

10 MS. WHITE: Commissioner Linda Bernard - Yes.

11 MS. WHITE: Commissioner Willie E. Bell - Yes.

12 MS. WHITE: Commissioner Ricardo Moore - No.

13 MS. WHITE: Commissioner Jesus Hernandez - No.

14 MS. WHITE: Commissioner QuanTez Pressley - Yes.

15 MS. WHITE: Commissioner Jim Holley - Yes.

16 MS. WHITE: There were 4 = Yes votes and 4 = No  
17 votes. Tied. The motion failed.

18 COMMISSIONER BERNARD: Motion failed. Okay. Alright.

19 CHAIRPERSON FERGUSON: In the majority.

20 CHAIRPERSON HOLT: Wait.

21 COMMISSIONER BELL: It's two-thirds.

22 CHAIRPERSON FERGUSON: Two-thirds.

23 CHAIRPERSON HOLT: Before we run out of here, I have  
24 a motion. I move for the approval of the BOPC partnership  
25 with Wayne State University Law School regarding working

1 with the American Bar Association, ABA, Policy and  
2 Practice Fellowship to further expand our civilian  
3 oversight research and analysis objectives and policing  
4 and civilian oversight.

5 COMMISSIONER BERNARD: That would've been under new  
6 business.

7 CHAIRPERSON HOLT: Is there a second?

8 CHAIRPERSON HOLLEY: Next time I don't want to be  
9 doing this.

10 CHAIRPERSON HOLT: Say what?

11 COMMISSIONER BERNARD: It would be under new  
12 business, which would be on the report next week.

13 CHAIRPERSON FERGUSON: The motion did not go through.  
14 No one seconded. So now I'm going to have a motion to  
15 adjourn.

16 COMMISSIONERS: So moved.

17 ATTORNEY ADAM SAXBY: I'm sorry. We have to have  
18 clarification on that because the recommendation is to  
19 suspend him without pay.

20 COMMISSIONER BERNARD: No. With pay.

21 ATTORNEY ADAM SAXBY: We don't know. The  
22 recommendation from the Chief to the Board of Police  
23 Commissioners was to suspend him without pay. Nobody made  
24 a recommendation to adopt that motion.

25 PARLIAMENTARIAN DR. FRANCIS JACKSON: We don't have

1 to.

2 COMMISSIONER BERNARD: We didn't.

3 ATTORNEY ADAM SAXBY: It was cited differently.

4 COMMISSIONER BERNARD: We accept his recommendation.

5 CHAIRPERSON FERGUSON: Can we have clarification so  
6 he can understand what just happened?

7 COMMISSIONER BERNARD: He gets pay. That's what  
8 happened.

9 ATTORNEY ADAM SAXBY: The original motion. Could you  
10 restate the motion that was voted upon.

11 COMMISSIONER BELL: The motion was for Corporal Bell  
12 to continue with pay with medical benefit assigned. Is  
13 that correct?

14 COMMISSIONER BERNARD: Correct.

15 CHAIRPERSON FERGUSON: Yes.

16 COMMISSIONER BELL: Right.

17 CHAIRPERSON FERGUSON: It was tied. Right. So if  
18 there was a tied motion, I mean a tied vote-

19 COMMISSIONER BERNARD: It failed.

20 CHAIRPERSON FERGUSON: It failed.

21 ATTORNEY ADAM SAXBY: It fails.

22 COMMISSIONER BERNARD: Oh no.

23 CHAIRPERSON FERGUSON: So that means he does not.

24 COMMISSIONER BELL: No.

25 PARLIAMENTARIAN DR. FRANCIS JACKSON: For in favor

1 and for opposed, that means that the motion did not  
2 receive a majority vote. The motion to have him placed on  
3 administrative leave with pay failed which means that the  
4 chief is in power and authority to-

5 COMMISSIONER BERNARD: No. We didn't agree to the  
6 Chief's recommendation though. So then my motion now  
7 would be to approve the Chief's recommendation. If that  
8 fails or it doesn't get two thirds, then the Chief's  
9 recommendation fails.

10 PARLIAMENTARIAN DR. FRANCIS JACKSON: I would have to  
11 ask the law department.

12 COMMISSIONER BELL: There's no motion on the floor  
13 until we-

14 PARLIAMENTARIAN DR. FRANCIS JACKSON: I appreciate  
15 that. I just have a question commissioner.

16 COMMISSIONER BELL: Thank you.

17 PARLIAMENTARIAN DR. FRANCIS JACKSON: At this point,  
18 the Chief's recommendation is that the officer be placed  
19 on administrative leave without pay. Does the Chief need  
20 the confirmation of the Board in order to make that  
21 decision?

22 COMMISSIONER BERNARD: They have to make a motion to  
23 that effect.

24 PARLIAMENTARIAN DR. FRANCIS JACKSON: You have to  
25 have a motion to confirm the Chief's recommendation that

1 he be placed on administrative leave without pay. At this  
2 point he's in limbo.

3 COMMISSIONER BELL: Right.

4 CHAIRPERSON FERGUSON: That's correct. That's in  
5 limbo.

6 COMMISSIONER BERNARD: So that means it continues.  
7 The current situation just continues because it hasn't  
8 been changed.

9 PARLIAMENTARIAN DR. FRANCIS JACKSON: The fill in we  
10 just got from the law department is that the Chief needs  
11 confirmation from this Board in order for him to be on  
12 administrative leave without pay. Is that not right, Mr.  
13 Saxby?

14 ATTORNEY ADAM SAXBY: In order for the Chief's  
15 recommendation to be carried forth, the Board needs to  
16 approve that recommendation.

17 PARLIAMENTARIAN DR. FRANCIS JACKSON: Then the Board  
18 needs to make a motion. In order for what the Chief wants  
19 to occur. What I'm hearing from the law department is  
20 that this Board has to make that motion and adopt it.

21 COMMISSIONER PRESSLEY: Point of information.

22 COMMISSIONER BERNARD: Right. We didn't make the  
23 motion, so we didn't adopt it.

24 CHAIRPERSON FERGUSON: Hang on.

25 COMMISSIONER BERNARD: Point of information. What

1 would be the terms for bringing that back as unfinished  
2 business at our next meeting?

3 COMMISSIONER BERNARD: No.

4 COMMISSIONER PRESSLEY: I'm asking parliamentarian,  
5 what's the process for bringing it back as unfinished  
6 business?

7 PARLIAMENTARIAN DR. FRANCIS JACKSON: The problem is  
8 there's no motion.

9 CHAIRPERSON FERGUSON: Right.

10 PARLIAMENTARIAN DR. FRANCIS JACKSON: That's the  
11 problem.

12 COMMISSIONER BERNARD: I made the motion.

13 PARLIAMENTARIAN DR. FRANCIS JACKSON: Just let me  
14 finish. The problem is, at this point, the only motion  
15 that was made was voted down. There is nothing in front  
16 of the Board at this point. Now, if the Board wants to  
17 make a motion and then postpone that motion to the next  
18 meeting, the Board can do that. My understanding, based  
19 on what Mr. Saxby says, you've got to take some action.  
20 You made a motion to have him on the leave with pay. That  
21 motion failed. So my understanding is the only other  
22 motion left is to put him on leave without pay. You can't  
23 have it both ways.

24 COMMISSIONER BERNARD: We can make a motion to not  
25 adopt the Chief's recommendation.

1 PARLIAMENTARIAN DR. FRANCIS JACKSON: A motion to not  
2 adopt the Chief's recommendation from a parliamentary  
3 point of view is not a good motion. The motion needs to  
4 have some action. My understanding from Mr. Saxby is -  
5 and this is this would be another question - if you don't  
6 move to put him on leave without pay, where does that  
7 leave this officer?

8 COMMISSIONER BERNARD: In the same place he's at now,  
9 with pay.

10 PARLIAMENTARIAN DR. FRANCIS JACKSON: I don't know  
11 that.

12 ATTORNEY ADAM SAXBY: I don't have an immediate  
13 answer to that either.

14 COMMISSIONER PRESSLEY: I believe that we should  
15 bring this back. Again, not only is one of the  
16 commissioners who voted no longer here, but there seems  
17 to be some unreadiness about what is the proper way to  
18 move forward. So again, because there's no motion, the  
19 Chief's recommendation to suspend him without pay could  
20 be brought back at our next meeting as unfinished  
21 business. Correct? It's business that has not been  
22 finished.

23 PARLIAMENTARIAN DR. FRANCIS JACKSON: It's not. No.  
24 Normally I would agree with you, commissioner, but this  
25 body did have a motion that it acted on. The issue of

1 what to do about this officer is unfinished. I could  
2 accept that.

3 COMMISSIONER PRESSLEY: Okay.

4 PARLIAMENTARIAN DR. FRANCIS JACKSON: So you could  
5 put this on the agenda for next week as unfinished  
6 business and whatever the status he has, I believe it  
7 would continue. We're asking.

8 ATTORNEY ADAM SAXBY: It would have to continue.

9 CHAIRPERSON FERGUSON: Right.

10 COMMISSIONER BERNARD: Put it on the agenda.

11 CHAIRPERSON FERGUSON: Commissioner, he has to make a  
12 motion to make that for unfinished business for next  
13 week. Correct?

14 PARLIAMENTARIAN DR. FRANCIS JACKSON: He can move  
15 that this matter will be on the agenda for next week as  
16 unfinished business.

17 CHAIRPERSON FERGUSON: Absolutely.

18 CHAIRPERSON HOLLEY: He can move to basically another  
19 motion.

20 CHAIRPERSON FERGUSON: Commissioner Pressley, go  
21 ahead.

22 COMMISSIONER PRESSLEY: Through the Chair. I move  
23 that we bring the Chief's recommendation to suspend  
24 Corporal Sean Bell without pay but with medical benefits  
25 to our next meeting-

1 PARLIAMENTARIAN DR. FRANCIS JACKSON: As unfinished.

2 COMMISSIONER PRESSLEY: As unfinished business.

3 COMMISSIONER HERNANDEZ: Second.

4 CHAIRPERSON FERGUSON: Any discussion? No discussion.

5 We need a roll call vote.

6 MS. WHITE: Point of clarity. The next meeting is

7 December 1st.

8 CHAIRPERSON FERGUSON: Correct.

9 MS. WHITE: Next week is a holiday.

10 COMMISSIONER PRESSLEY: December for our next

11 meeting.

12 CHAIRPERSON FERGUSON: All in favor?

13 COMMISSIONERS: Aye.

14 CHAIRPERSON FERGUSON: All opposed? Okay.

15 CHAIRPERSON FERGUSON: That motion passes and we'll

16 see-

17 COMMISSIONER BERNARD: I want to finish it today.

18 CHAIRPERSON FERGUSON: One oppose?

19 COMMISSIONER BERNARD: Yeah. Me.

20 CHAIRPERSON FERGUSON: One opposed. So that is six

21 and one. Okay.

22 CHAIRPERSON HOLLEY: Point of information please.

23 CHAIRPERSON FERGUSON: Yes.

24 CHAIRPERSON HOLLEY: It means we have to go through

25 all this. We have other listeners. We have to-

1 COMMISSIONER PRESSLEY: We don't need a closed  
2 session again though, right?

3 CHAIRPERSON HOLLEY: We got to have one.

4 CHAIRPERSON HOLLEY: Yes.

5 CHAIRPERSON HOLLEY: Because the other people got to  
6 vote. Everybody got to know what the issue is before we  
7 vote.

8 CHAIRPERSON FERGUSON: So December 1st, we will bring  
9 this back as unfinished business. Right. Absolutely. All  
10 the commissions will be here. I'd like to have a motion  
11 to.

12 COMMISSIONER BERNARD: Say no. Say no it doesn't have  
13 to come back.

14 DEPUTY CHIEF HAYES: Mr. Chair.

15 CHAIRPERSON FERGUSON: Yes.

16 DEPUTY CHIEF HAYES: Just a question or a point of  
17 clarification. We have a member that a recommendation was  
18 made, and this body has decided how they want to address  
19 it. Again, with this member being in limbo it is the  
20 understanding of everyone here that the current duty  
21 status of this member remains unchanged. Right. I'd just  
22 like to reflect that. The personnel director and  
23 everything associated with that is acknowledged or  
24 clarified so that the status of this member's pay and  
25 benefits is not impacted or is not moved upon until this

1 comes back before you on December 1st.

2 CHAIRPERSON FERGUSON: December 1st. Correct.

3 DEPUTY CHIEF HAYES: I just want to make sure that is  
4 clarified. Okay.

5 CHAIRPERSON FERGUSON: That motion fell because it  
6 was four to four.

7 DEPUTY CHIEF HAYES: I understand. Just wanted to  
8 make sure that, again, everybody understands where we are  
9 with this.

10 CHAIRPERSON FERGUSON: Absolutely.

11 DEPUTY CHIEF HAYES: It's based on the decision that  
12 this honorable body made.

13 CHAIRPERSON FERGUSON: Okay.

14 CHAIRPERSON HOLT: I have a question though.

15 CHAIRPERSON FERGUSON: Yes.

16 CHAIRPERSON HOLT: So, Deputy Hayes, by your  
17 comments, then the corporal basically leaves here today-

18 CHAIRPERSON FERGUSON: in the same status.

19 COMMISSIONER BERNARD: That he has been in.

20 CHAIRPERSON HOLT: As when he came, which is  
21 administratively with pay?

22 DEPUTY CHIEF HAYES: My understanding, and again, you  
23 have a parliamentarian. This isn't my strong suit, but  
24 the Chief put a recommendation before you which this body  
25 chose not to adopt.

1 COMMISSIONER BERNARD: Correct.

2 DEPUTY CHIEF HAYES: So from that there is no change  
3 in his duty status until this matter comes back before  
4 you.

5 CHAIRPERSON HOLT: Right.

6 COMMISSIONER: Through the Chair.

7 CHAIRPERSON HOLT: Now I'm thinking that's how we're  
8 thinking. That's how we're thinking.

9 CHAIRPERSON FERGUSON: Yes.

10 ATTORNEY ADAM SAXBY: The Board needs to take an  
11 affirmative action to make any kind of change. There was  
12 no affirmative action.

13 COMMISSIONER BERNARD: That's all isn't it?

14 ATTORNEY ADAM SAXBY: Approved. Therefore, there is  
15 no change to his task.

16 COMMISSIONER BERNARD: If the Board doesn't take an  
17 affirmative action next week, there's no change then  
18 either.

19 CHAIRPERSON FERGUSON: It won't be next week. It'll  
20 be December the first.

21 CHAIRPERSON HOLT: He's at the same position as when  
22 he came.

23 CHAIRPERSON FERGUSON: Absolutely.

24 ATTORNEY ADAM SAXBY: Understood.

25 CHAIRPERSON HOLLEY: I move to adjourn.

1 COMMISSIONER BERNARD: Second.

2 CHAIRPERSON FERGUSON: Any discussion? All in favor?

3 This meeting is now adjourned.

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6 (Meeting Adjourned at 6:59 p.m.)

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1 STATE OF MICHIGAN )

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3 COUNTY OF WAYNE )

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5 RECORDER'S CERTIFICATE AND NOTARIZATION

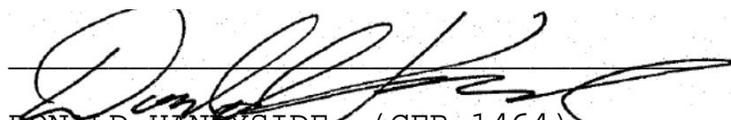
6

7 I, Donald Handyside, Court Recorder, do  
8 hereby certify that on November 17, 2022, at 3:00  
9 p.m., I did record the Detroit BOPC meeting, the  
10 same being later reduced to typewriting and that the  
11 foregoing is a true and accurate transcription of  
12 said electronic recording taken at such time and  
13 place.

14 I further certify that I am not related to  
15 or employed by any party of this cause or their  
16 respective counsel.

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