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CITY OF DETROIT

BOARD OF POLICE COMMISSIONERS

BOPC VIRTUAL MEETING

December 15, 2022 at 3:00 P.M.

1 CHAIRPERSON FERGUSON: Good afternoon. My name is  
 2 Chairperson, Bryan Ferguson, and this meeting will now  
 3 come to order. I would like to start off by having an  
 4 invocation. I'm going to ask the esteemed Commissioner  
 5 Cedric Banks to give us that.  
 6 COMMISSIONER BANKS: Thank you. Thank you very much,  
 7 Mr. Chairman. Let's bow our heads and go to the throne of  
 8 grace. Father, we thank you right now for the Board, the  
 9 staff, those in the audience. We thank you, God, for  
 10 using the Board to say something today that by your  
 11 spirit will impact the community God, that will bring in  
 12 life, that will bring hope to those in dire need of your  
 13 spirit to uplift this community in Jesus' name. Amen.  
 14 COMMISSIONERS: Amen.  
 15 CHAIRPERSON FERGUSON: Thank you, sir. Introduction  
 16 of commissioners. Mr. Brown.  
 17 MR. BROWN: Good afternoon, Mr. Chair, and this  
 18 honorable Board.  
 19 MR. BROWN: Mr. Chair – Here.  
 20 MR. BROWN: VC Annie Holt – I'm here and I want to  
 21 wish my 50-year-old daughter, happy birthday. Her name is  
 22 Cynthia J. Thank you.  
 23 MR. BROWN: Commissioner Linda Bernard – Attorney  
 24 Linda Bernard, District 2. Good evening, everyone.  
 25 Afternoon. Sorry about that.

1 MR. BROWN: Commissioner Cedric Banks – Commissioner  
 2 Cedric Banks present, District 3.  
 3 MR. BROWN: Commissioner Willie E. Bell – Present,  
 4 District 4.  
 5 MR. BROWN: Commissioner Willie Burton –  
 6 MR. BROWN: Commissioner Lisa Carter –  
 7 MR. BROWN: Commissioner Ricardo Moore – Present.  
 8 MR. BROWN: Commissioner Jesus Hernandez – Present.  
 9 MR. BROWN: Commissioner Reverend Jim Holley –  
 10 Present.  
 11 MR. BROWN: Commissioner QuanTez Pressley – Here.  
 12 MR. BROWN: Mr. Chair, you have a quorum.  
 13 CHAIRPERSON FERGUSON: Thank you. I would like to  
 14 have approval of the agenda for December 15th, 2022.  
 15 COMMISSIONER MOORE: So move.  
 16 CHAIRPERSON FERGUSON: Is there a second? We're going  
 17 to have to have discussion. Any discussion? We have one  
 18 change we're going to have to do for the agenda. So  
 19 that'll be under line-item new business number 13 for  
 20 Secretary to the Board of Police Commissioner interviews  
 21 and Chief Investigator interviews will not take place  
 22 today. There are no further corrections for that agenda.  
 23 If there's any discussion. All in favor?  
 24 COMMISSIONERS: Aye.  
 25 CHAIRPERSON FERGUSON: All opposed? The agenda is

1 adopted. Now approval for the minutes for December 2nd,  
 2 2022.  
 3 CHAIRPERSON HOLLEY: So move.  
 4 COMMISSIONER BERNARD: Second.  
 5 CHAIRPERSON FERGUSON: Any discussion? Hearing none.  
 6 Those minutes are approved as well. Mr. Brown,  
 7 introduction of the BOPC staff.  
 8 MR. BROWN: Good afternoon, Mr. Chair. We have Media  
 9 Service with us, Sergeant Alan Quinn. Ms. Theresa  
 10 Blossom, Ms. Jonya Underwood, Ms. Candace Hayes, and  
 11 Supervising Investigator Cromwell. At this time, Mr.  
 12 Chair, that's all I see.  
 13 CHAIRPERSON FERGUSON: Do we have any elected  
 14 officials present?  
 15 MR. BROWN: Yes. Ms. Marie Overall from State  
 16 Representative Tyrone Carter's Office, Ms. Fredia Butler.  
 17 Excuse me, Mr. Chair. Let me go back to the staff. I see  
 18 Director Katrina Patillo from HR. That's it, Mr. Chair.  
 19 CHAIRPERSON FERGUSON: All right. Thank you. Once  
 20 again, I want to say good afternoon. First of all, I want  
 21 to apologize to the Board of Police Commissioners, the  
 22 audience that is here today inside this room and the  
 23 public and lastly, the candidates that apply for these  
 24 two positions, for not having these interviews that was  
 25 scheduled for the Board Secretary and Chief Investigative

1 positions today. I also want to ensure the public and the  
 2 stakeholders and this Board, that the Personal and  
 3 Training Committee Chairperson, Commissioner Hernandez,  
 4 has a clear path moving forward that will be fair and  
 5 transparent for everyone involved. As of today, Interim  
 6 Secretary, Melanie White and Interim Chief Investigator,  
 7 Lawrence Akbar will return to their original positions.  
 8 CHAIRPERSON FERGUSON: Those positions are, Melanie  
 9 White will return to Manager of Policy, and Lawrence  
 10 Akbar will return to Senior Investigator. Mr. Robert  
 11 Brown will fill in on a temporary assignment for Board  
 12 Secretary and Ashley Cromwell will fill in... Ainsley  
 13 Crowell.  
 14 COMMISSIONER BERNARD: Ansley?  
 15 CHAIRPERSON HOLT: Ainsley.  
 16 CHAIRPERSON FERGUSON: Ainsley Cromwell will fill in  
 17 on a temporary assignment for Chief Investigator, while  
 18 the Board votes for a hard reset on making sure this will  
 19 be a fair and transparent in selecting qualified  
 20 candidates. I want the public to know that this Board is  
 21 working for true and fair oversight. Thank you. That is  
 22 my report. That's simple. Now we have the 2023 calendar.  
 23 The Board had a chance to look at that calendar.  
 24 CHAIRPERSON HOLT: Right.  
 25 CHAIRPERSON FERGUSON: It should be in your packet.

1 Now we can revisit that so we can make a motion on that  
 2 calendar.  
 3 COMMISSIONER BERNARD: This time we move that.  
 4 CHAIRPERSON HOLT: Second.  
 5 CHAIRPERSON FERGUSON: Any discussion?  
 6 CHAIRPERSON HOLLEY: I'm reading this. I'm not the  
 7 only one not gone over this calendar. I'm not saying  
 8 anything is wrong with it, but it was never in my packet  
 9 that I had a chance to go through it. Is it something for  
 10 the whole of next year? This is the calendar for next  
 11 year?  
 12 CHAIRPERSON FERGUSON: Yes. For 2023.  
 13 CHAIRPERSON HOLLEY: Then if everybody's seen it, I'm  
 14 the one it seems not to be ready for this, so I'll just  
 15 back off of it.  
 16 COMMISSIONER MOORE: Through extensive review of the  
 17 calendar, this sets the tone for 2023.  
 18 CHAIRPERSON FERGUSON: Absolutely.  
 19 COMMISSIONER MOORE: Excuse me. Mr. Chair. My only  
 20 concern is commissioners waiting for a holiday and want  
 21 to cancel meetings, which is a violation of the city  
 22 charter. So we have to meet once a week, except for  
 23 holidays coming up since it's Christmas New Year. So  
 24 we're going to have that conversation. We need to move  
 25 these dates earlier in that week or whenever.

1 CHAIRPERSON FERGUSON: Right. The first of the year.  
 2 Yes.  
 3 COMMISSIONER BERNARD: Mr. Chairman, I just want to  
 4 point out that when the City of Detroit is closed as a  
 5 political entity and as a municipal corporation, we can't  
 6 meet. None of the commissions and Boards for the City of  
 7 Detroit meet when the city is shut down because the staff  
 8 that runs everything is not here. Unless we're going to  
 9 pay them triple time or something. I don't know.  
 10 CHAIRPERSON FERGUSON: Well taken. So, will we  
 11 revisit the calendar for the first year? Yes,  
 12 commissioner.  
 13 ATTORNEY ADAM SAXBY: Just making sure I'm on standby  
 14 in case I'm asked anything.  
 15 CHAIRPERSON FERGUSON: Okay. So can we revisit the  
 16 meeting calendar for 2023? Can we table this and take it  
 17 up for the first of the year, which will be January the  
 18 fifth?  
 19 COMMISSIONER BERNARD: Mr. Chairman, we can always  
 20 amend our calendar. We can adopt a calendar today and  
 21 amend it at any time.  
 22 CHAIRPERSON FERGUSON: Amend it as we go?  
 23 COMMISSIONER BERNARD: Sure. That's what you want us  
 24 to do.  
 25 COMMISSIONER BELL: Mr. Chairman, I agree that

1 Commissioner Holley should take a look at the calendar  
 2 before we talk about amendment. We asked for a legal  
 3 opinion from Corporation Council about council meeting  
 4 and we haven't received that. I would hope that we  
 5 received it in a timely manner, before we make these  
 6 decisions.  
 7 CHAIRPERSON FERGUSON: We should take this up in the  
 8 first of the year. Absolutely. Yes, commissioner.  
 9 COMMISSIONER PRESSLEY: I was just going to say point  
 10 of order. There was a motion that was second incorrect?  
 11 CHAIRPERSON HOLT: Right. It was.  
 12 CHAIRPERSON FERGUSON: Yes. It was seconded.  
 13 CHAIRPERSON HOLT: Correct.  
 14 CHAIRPERSON FERGUSON: So we should take a vote on  
 15 that calendar. All in favor of adopting the calendar for  
 16 2023.  
 17 COMMISSIONERS: Aye.  
 18 COMMISSIONER: Can I have a roll call, please?  
 19 CHAIRPERSON FERGUSON: Yes, we do need a roll call.  
 20 Roll call, Mr. Brown.  
 21 CHAIRPERSON HOLLEY: What is? Give me the--  
 22 CHAIRPERSON FERGUSON: The language?  
 23 CHAIRPERSON HOLLEY: I got the language, but what he  
 24 asked to let us know.  
 25 COMMISSIONER MOORE: To adopt the calendar.

1 CHAIRPERSON HOLLEY: Okay. Got you.  
 2 MR. BROWN: Ready?  
 3 CHAIRPERSON FERGUSON: Yes, sir.  
 4 MR. BROWN: Chairperson Ferguson – No.  
 5 MR. BROWN: Vice-Chair Holt.  
 6 CHAIRPERSON HOLT: We're voting to adopt this  
 7 calendar?  
 8 COMMISSIONER BERNARD: Correct.  
 9 CHAIRPERSON HOLT: Yes.  
 10 CHAIRPERSON HOLLEY: Or not.  
 11 CHAIRPERSON HOLT: Yes.  
 12 MR. BROWN: Commissioner Bernard – Yes.  
 13 MR. BROWN: Commissioner Banks – Yes.  
 14 MR. BROWN: Commissioner Bell – No.  
 15 MR. BROWN: Commissioner Moore – Yes.  
 16 MR. BROWN: Commissioner Hernandez – Yes.  
 17 MR. BROWN: Commissioner Holley – No.  
 18 MR. BROWN: Commissioner Pressley – Yes.  
 19 MR. BROWN: Mr. Chair, Commissioner Burton has  
 20 arrived. So Commissioner Burton.  
 21 COMMISSIONER BURTON: Good afternoon, everyone. What  
 22 is the motion?  
 23 CHAIRPERSON FERGUSON: To adopt the calendar for  
 24 2023?  
 25 COMMISSIONER BURTON: Yes.

1 MR. BROWN: Mr. Chair, there 7 = Yes votes and 3 = No  
 2 votes.  
 3 CHAIRPERSON FERGUSON: Fantastic. So that calendar  
 4 shall be adopted.  
 5 COMMISSIONER BERNARD: Mr. Chairman.  
 6 CHAIRPERSON FERGUSON: In 2023.  
 7 COMMISSIONER BERNARD: If I may, I'd just like to  
 8 remind the Board that our community meeting in January is  
 9 in the 12th Precinct at 6:30 PM January 12th.  
 10 CHAIRPERSON FERGUSON: Make sure you remember that.  
 11 COMMISSIONER BERNARD: That's the number one precinct  
 12 in the city, ladies, and gentlemen. So I expect everybody  
 13 to be present.  
 14 CHAIRPERSON FERGUSON: Yes.  
 15 COMMISSIONER BERNARD: Precinct is pretty active.  
 16 CHAIRPERSON FERGUSON: Okay. We're going to move on  
 17 to the Chiefs report. Who do we have sitting in for the  
 18 Chief?  
 19 ASSISTANT CHIEF LEVALLEY: Good afternoon, Board and  
 20 Chair. Assistant Chief David LeValley, Office of  
 21 Professional Development.  
 22 CHAIRPERSON FERGUSON: Assistant Chief.  
 23 ASSISTANT CHIEF LEVALLEY: I will go ahead and start  
 24 with the report. In the interest of time, we have scaled  
 25 back today's report at the request of the Honorable

1 Board. Report on crime data. For homicides we were at  
 2 295, last year at 287. That's a 3% increase. Nonfatal  
 3 shootings at 921. Last year we were at 1,021. That's a  
 4 10% decrease. Robberies, 1,255. Last year we were at  
 5 1,463. 7% decrease. Total part 1 violent crime is 12,412.  
 6 Last year we were 14,031. That's a 12% decrease. A couple  
 7 significant events to mention this week. The first is a  
 8 quadruple, nonfatal shooting. On December 8th, 2022,  
 9 around 11:20 PM officers on patrol heard gunshots and  
 10 made the Westin Book Cadillac Hotel at 1,000 block of  
 11 Washington Boulevard to discover four occupants of a  
 12 black 2022 Chevrolet Suburban were shot when they pulled  
 13 in front of the hotel.  
 14 ASSISTANT CHIEF LEVALLEY: Victims reported suspects  
 15 in a black Jeep Grand Cherokee pulled alongside them and  
 16 fired multiple gunshots into their vehicle, striking all  
 17 4 occupants. The suspect vehicle fled northbound on  
 18 Washington Boulevard and eventually fled northbound on  
 19 Woodward Avenue. All victims were transported to Detroit  
 20 Hospital by DPD Scouts, where 2 victims were listed in  
 21 temporary serious condition, and 2 were listed in  
 22 critical condition. The incident is still under  
 23 investigation. DPD has released still photos and video of  
 24 the incident, asking for the community's help in  
 25 identifying the suspects. The second incident is a

1 domestic fatal shooting on December 10th, 2022, at  
 2 approximately 10:00 AM. Scouts responded to 800 block of  
 3 Whitmore for a wellbeing check for a 50-year-old female  
 4 who had not shown up for work in several days. Upon  
 5 arriving, officers discovered the victim with apparent  
 6 gunshot wounds to her body and head. Medics pronounced  
 7 the victim deceased at the scene.  
 8 ASSISTANT CHIEF LEVALLEY: Through the investigation  
 9 her live-in boyfriend was identified as the individual  
 10 responsible for her death. On December 12th, 2022, around  
 11 2:00 PM officers from the special response team located  
 12 the suspect in the 1400 block of East Outer Drive, where  
 13 they attempted to negotiate his surrender. The suspect  
 14 produced a handgun and shot himself in the head in front  
 15 of officers. He is now in the hospital on life sport. The  
 16 third incident is a triple shooting. On December 13th,  
 17 2022, scouts responded to the 18,000 block of Rutherford  
 18 for shots fired to discover two victims and the suspect  
 19 who were together in a vehicle preparing to engage in a  
 20 marijuana purchase. The suspect produced a handgun and  
 21 announced a robbery. One of the victims who was a CPL  
 22 holder also produced a handgun. A physical altercation  
 23 occurred, and shots were exchanged between the CPL holder  
 24 and the suspect. The suspect exited the vehicle and was  
 25 picked up by an accomplice, who we believe also fired

1 some shots at the victims from a rifle.  
 2 ASSISTANT CHIEF LEVALLEY: The suspect was conveyed  
 3 to the hospital where he died. Both victims were shot and  
 4 in a temporary serious condition. The homicide task force  
 5 is handling this case, and the investigation is ongoing.  
 6 **A couple of quick announcements. The first is that DPD**  
 7 **announced the use of new body cameras and less than**  
 8 **lethal tools. On Monday, December 12th, DPD held a news**  
 9 **conference to announce the use of new body cams and less**  
 10 **than lethal tools. These new body cams will be able to**  
 11 **shoot in 1080P resolution instead of the 480P that we**  
 12 **currently have. Each officer in the department will be**  
 13 **issued their own body camera. The less than lethal tools**  
 14 **will include a pepper ball launcher and a defense 40-**  
 15 **millimeter launcher. These tools and the new cameras will**  
 16 **be additional resources for officers to use to protect**  
 17 **and preserve the life of citizens and other officers.**  
 18 ASSISTANT CHIEF LEVALLEY: Next, Mayor Duggan and  
 19 Chief White announced major towing reforms. On Tuesday,  
 20 December 13th, Mayor Duggan, and Chief White held a joint  
 21 news conference to announce major reforms coming to DPD's  
 22 towing process. These changes will add fairness,  
 23 accountability, and transparency to the city's towing  
 24 process. Specific changes include seven towing companies  
 25 being contracted by the city of Detroit, implementing an

1 automated system to regulate tows and limit bias, and a  
2 website allowing vehicle owners to track their towed  
3 vehicles. Next is the DPD's Chief Neighborhood Liaison  
4 announced the citywide CIT unit. On Wednesday, December  
5 14th. DPD's Chief Neighborhood Liaison members announced  
6 the expansion of the CT program with a citywide unit. The  
7 Crisis Intervention team or CIT is a community  
8 partnership between law enforcement, Detroit Wayne,  
9 integrated health networks, mental health and addiction  
10 professionals, and individuals who live with mental  
11 illness and or addiction disorders, their families, and  
12 other advocates. That concludes my report, sir.

13 CHAIRPERSON FERGUSON: Fantastic. Awesome report. The  
14 Board attended that that training seminar. I'm telling  
15 you, it was phenomenal. I learned a lot. I got a chance  
16 to meet a lot of stakeholders and people that's here to  
17 try to help us with this mental illness stuff and the  
18 tools that the department is going to try to implement.

19 It's going to save a lot of lives. It will because  
20 everybody is not a criminal waiting on the mental  
21 illness. I want you to know that. Commissioner Banks?

22 COMMISSIONER BANKS: Yes. Through the Chair.  
23 Assistant Chief, the individual who was in the shootout  
24 that had the CPL. Correct? He had a CPL?

25 ASSISTANT CHIEF LEVALLEY: Yes.

1 COMMISSIONER BANKS: Okay. Was he in a self-defense  
2 mode? Explain that. Was it self-defense using his CPL, or  
3 he just pulled it out of just being erratic and  
4 emotional?

5 ASSISTANT CHIEF LEVALLEY: No. The indication was  
6 that the suspect announced a robbery when the transaction  
7 was taking place and was armed. Then that's when the CPL  
8 holder produced his gun.

9 COMMISSIONER BANKS: Okay. Alright. So it's self-  
10 defense?

11 ASSISTANT CHIEF LEVALLEY: Yes.

12 COMMISSIONER BANKS: Okay.

13 CHAIRPERSON FERGUSON: Commissioner Hernandez.

14 COMMISSIONER HERNANDEZ: No questions.

15 CHAIRPERSON FERGUSON: Commissioner Pressley.

16 COMMISSIONER PRESSLEY: No questions, Chair. Thank  
17 you.

18 CHAIRPERSON FERGUSON: Commissioner Burton.

19 COMMISSIONER BURTON: Yes, Mr. Chairman. To Assistant  
20 Chief LeValley. For months now, I've been asking for a  
21 copy of the core report that was conducted years ago and  
22 I have not received it yet. I'd like to see the names  
23 that were listed in that core report, and I'd like for  
24 this body to review it. In addition, when it comes to the  
25 mental health new initiative that the department is

1 looking to go into as far as goodwill, is this based on  
2 anything that's taking place in any other urban cities?  
3 As well as police getting authorization to launch cameras  
4 into homes which is electronic search, would it be  
5 prudent for the department to get court authorization to  
6 launch cameras into home? I believe it was an article I  
7 believe it was in the free press of my understanding that  
8 the department wants to launch cameras to a home for  
9 mental health.

10 ASSISTANT CHIEF LEVALLEY: Well, I believe--

11 COMMISSIONER BURTON: I can't recall the report. It  
12 was a woman that wrote the article.

13 ASSISTANT CHIEF LEVALLEY: Right. So one of the tools  
14 that we are looking at is a robot that is handheld and  
15 you would've the ability to throw it either into a room  
16 downstairs near somebody. Some of the features that it  
17 has is that there are cameras on board, there are lights,  
18 there's the ability to speak so you can communicate, and  
19 then officers are able to view it on either a smartphone  
20 or a tablet, and then they can maintain distance. So the  
21 use of that device would be in situations where either  
22 somebody's outside and you can't get close enough to  
23 them. Or if you go inside, it would be a situation where  
24 preservation of life is necessary, checking for injured  
25 people. So those types of activities actually fall into

1 the search warrant exception rule.

2 ASSISTANT CHIEF LEVALLEY: There are certain  
3 exceptions for search warrants, one of which is if  
4 somebody's in danger or you believe somebody is injured  
5 and potentially going to die in a situation. You can  
6 enter a location in order to preserve their life. You can  
7 also enter locations if the destruction of evidence is  
8 imminent and secure the evidence and then go get a search  
9 warrant. So these tools wouldn't be used in a situation  
10 where we would just go up to somebody's house and throw a  
11 camera in their house to record what they're doing. They  
12 would be used in response to us being called out to a  
13 situation. If one of those exceptions to the search  
14 warrant applies, then the officers can utilize the

15 COMMISSIONER BURTON: So Chief, in order to use this  
16 electronic search--

17 ASSISTANT CHIEF LEVALLEY: It's not a search.

18 COMMISSIONER BURTON: I mean, but if you throw a  
19 camera into someone's home, it's an electronic camera,  
20 right?

21 ASSISTANT CHIEF LEVALLEY: Right.

22 COMMISSIONER BURTON: So will the department seek  
23 authorization from some traditional branch?

24 ASSISTANT CHIEF LEVALLEY: If there was a situation  
25 where officers wanted to put a camera into a home where

1 one of the exceptions to the search warrant rule applies,  
 2 then yes, the officers would seek a search warrant from a  
 3 judge in order to do that. But if the exception applies  
 4 where, like I said, somebody's life is in immediate  
 5 danger, when that occurs, the reason the exceptions to  
 6 the search warrant are there is because when that occurs  
 7 you don't have time to sit and type a search warrant and  
 8 go get a search warrant and wait while the person is  
 9 potentially going to die or injure themselves or injure  
 10 somebody else. So that's why the exceptions to the search  
 11 warrant are there. That allows the officers the ability  
 12 to act immediately in order to preserve that situation.  
 13 Now, if there was no reason to believe that an individual  
 14 was in bedroom number two, they're in bedroom number one,  
 15 or they're downstairs, you deploy the device to that  
 16 location and you secure it, then there's no need to go  
 17 further with cameras without a warrant. But in order to  
 18 preserve the life, the warrant's not necessary.  
 19 COMMISSIONER BURTON: Okay. The last question, Mr.  
 20 Chair.  
 21 CHAIRPERSON FERGUSON: Yes, sir. Go ahead.  
 22 COMMISSIONER BURTON: Commissioners are just now  
 23 learning about this from a free press article.  
 24 CHAIRPERSON FERGUSON: That's not true. I learned  
 25 about it.

1 COMMISSIONER BURTON: Okay. You learned about it.  
 2 Okay. Well, I'm just now learning about it by looking at  
 3 the news article or something else, I think. I don't  
 4 know. Was it 247? But one of those local media outlets is  
 5 where I first learned about it. It would've been nice if  
 6 we saw a presentation at the Board as well as community  
 7 members as well. Would the department be willing to give  
 8 us all an overview presentation on this?  
 9 ASSISTANT CHIEF LEVALLEY: Absolutely. Also, just so  
 10 you're aware, it's not implemented yet. They're not being  
 11 used right now.  
 12 COMMISSIONER BERNARD: Okay.  
 13 ASSISTANT CHIEF LEVALLEY: But the policies are all  
 14 being drafted. The training directives on how they're to  
 15 be used are all being drafted right now. Those will be  
 16 presented to the Board for approval. There will probably  
 17 be an emergency order that would allow us to use it  
 18 temporarily while that policy is being gone through  
 19 because of the urgent necessity for us to be able to use  
 20 these tools in order to save lives and to not have to use  
 21 any kind of force beyond what is minimally necessary,  
 22 especially when we're dealing with somebody that is  
 23 suffering from a mental crisis. All of the safeguards  
 24 that I just mentioned will be incorporated into the  
 25 policies. It'll talk about what penalties for violation

1 of those rules will exist. So that'll be forthcoming. But  
 2 yes, we definitely can do a presentation. To let the  
 3 commissioners know and the public that this has to go  
 4 before City Council first. So City Council has to approve  
 5 it first, and when it comes, we will.  
 6 ASSISTANT CHIEF LEVALLEY: Yeah. You're funding.  
 7 CHAIRPERSON FERGUSON: For funding, correct?  
 8 ASSISTANT CHIEF LEVALLEY: Correct.  
 9 CHAIRPERSON FERGUSON: Absolutely. So I think we be  
 10 asking the same question as--  
 11 COMMISSIONER BERNARD: That's a policy.  
 12 CHAIRPERSON FERGUSON: It'll be adapting policy.  
 13 We'll be doing policy. Commissioner Moore.  
 14 COMMISSIONER MOORE: Thank you, Mr. Chairman.  
 15 Assistant Chief, I requested a report actually through  
 16 the Director of Personnel, I think you were dragged into  
 17 it on Commander Lever, about the correlation between  
 18 recruitment and behavior of officers, specifically of 128  
 19 high risk officers. Do you know the status of that  
 20 report?  
 21 ASSISTANT CHIEF LEVALLEY: That is still being  
 22 researched? So our risk management unit has to look  
 23 through all of the recruiting files and see if there are  
 24 any similarities or any flags that would've been in  
 25 place. So that is still on way, and it'll be forthcoming.

1 COMMISSIONER MOORE: Okay. Thanks. One more quick  
 2 one. I don't want to steal Mr. Ford's thunder. We were  
 3 having a couple conversations this week in regard to the  
 4 red-light situation, and he came up with the idea about  
 5 people sitting on corners, like police officers  
 6 specifically, and where their body worn cameras, which  
 7 they're already issued to videotape these issues. So how  
 8 do you like that for a suggestion? Our attorney doesn't  
 9 like our Board.  
 10 ASSISTANT CHIEF LEVALLEY: I think it would  
 11 definitely require some further conversation or research.  
 12 CHAIRPERSON FERGUSON: Commissioner Bell.  
 13 COMMISSIONER BELL: Thank you. I think that concerned  
 14 raised by Commissioner Burton, it's not the council. The  
 15 charter gives us oversight and control of the police  
 16 department. The council deals with the financial part of  
 17 it and approval. But basically, I would hope in the  
 18 future, but seen as though within a history of this  
 19 department, we inform after the public fact something of  
 20 that nature. I would hope that the protocol that this  
 21 Board should be informed before we do big PR et cetera.  
 22 It's about policy and about protocol of this Board.  
 23 There's a tendency we end up with the same predicament  
 24 with facial recognition. We went before the council. We  
 25 can't after the fact. So you've complied with the

1 ShotSpotter, but I think the Chief has to understand that  
 2 this Board has a bible role per city charter. People  
 3 always mention that that is fundamentals to me. Thank  
 4 you.  
 5 CHAIRPERSON FERGUSON: Commissioner Bernard.  
 6 COMMISSIONER BERNARD: I'd like to echo Commissioner  
 7 Bell's concerns. Before this is even seriously discussed  
 8 by the department, I think there should be a presentation  
 9 on it to the Board. No, we're not agreeing to it. But  
 10 also there should be a Town Hall on it with the  
 11 community. These are major changes in my mind. I have a  
 12 constitutional lawyer for my master's thesis on  
 13 constitutional law for my master's in law. I can tell you  
 14 for a fact, there are a number of Fourth Amendment issues  
 15 that are registering in my mind right now. So before we  
 16 get down road like we usually do, I'd like to try to  
 17 flush out some of those issues. But my question to you,  
 18 you mentioned the homicides and you mentioned the  
 19 homicide task force. Can you please have the homicide  
 20 task force make a presentation to us? We need to know  
 21 what they do, how they do it. I know they're a 24-hour  
 22 day operation. What's happening with cold cases? How many  
 23 people are in it? Et cetera. I mean, homicides are a  
 24 major issue in our community. For our video audience as  
 25 well as our physical audience, we need to know more about

1 this in general, if that's okay.  
 2 ASSISTANT CHIEF LEVALLEY: Yes.  
 3 COMMISSIONER BERNARD: Thank you.  
 4 CHAIRPERSON FERGUSON: Commissioner Holley.  
 5 CHAIRPERSON HOLLEY: Thank you, Mr. Chairman. Through  
 6 the Chair. Deputy Chief and sitting with Mr. Bell and Ms.  
 7 Bernard. Commissioners, I'd like to echo that. But also,  
 8 I want to say this, I'm so thankful that we have a Chief  
 9 and a department that's trying to get ahead of this. I  
 10 understand what the other commissions are saying, and I'm  
 11 okay with that. But we see all this mental health going  
 12 on in the city and how people are dying because of the  
 13 action. You're trying to do something. For example, if I  
 14 put a device in a house, and you could talk to the person  
 15 and the person who talk to you, give an idea whether or  
 16 not it's going to keep us from killing them and them  
 17 killing us. I really want to applaud your department for  
 18 what you're trying to do.  
 19 CHAIRPERSON HOLLEY: You're not just sitting here and  
 20 just waiting for another incident to happen. I understand  
 21 with other commissioners, and I'm okay with that. But I  
 22 wanted to let you understand, I'm really thankful that we  
 23 are not always reactive. We're going to be offensive on  
 24 this. I want to applaud you and tell the Chief most of  
 25 the Board feels that we were thanking for the leadership

1 on that. My concern is Mr. Chairman is the co towing.  
 2 I'm not saying it right. I'm really tired. COW. My  
 3 current consent is always for the city. Do we have  
 4 anybody coming out of the city that's going to be in this  
 5 bidding?  
 6 CHAIRPERSON HOLLEY: This bidding as far as city  
 7 towing is only for people who are in the city? That's the  
 8 concern I've always had. 20 years ago, I was on this  
 9 Board. We were talking about towing and trying to make  
 10 sure that especially... I don't mean no harm. I know I'm  
 11 old fashioned, but most of minorities are involved in  
 12 this whole thing, because the big problem has been that.  
 13 Can you just tell me this for a minute, these towing  
 14 contracts, are we going to go for outside of it? Is this  
 15 a in Detroit thing?  
 16 ASSISTANT CHIEF LEVALLEY: So right now, I don't know  
 17 all seven tow companies that were approved off the top of  
 18 my head, but I believe they're all Detroit based  
 19 businesses. But in order to get to this point, so what  
 20 just occurred is that the City Council approved the  
 21 contract for the seven companies. So prior to that, there  
 22 was an RFP process where there was an announcement put  
 23 out to the city that any company that wanted to bid for  
 24 20 contract could bid. Then they went through the review  
 25 process, the scoring process. As part of that, it's a

1 very transparent. Then there's anytime we want to make a  
 2 purchase, we go through that type of process. Then  
 3 there's a review committee that is comprised of multiple  
 4 individuals who listen to the presentations, and they  
 5 grade each person who applied, and then they get points  
 6 for whether or not they're--  
 7 CHAIRPERSON HOLLEY: My concern is Detroiters.  
 8 ASSISTANT CHIEF LEVALLEY: Yeah. We can get you  
 9 definitely a list of what's the seven are.  
 10 CHAIRPERSON HOLLEY: Just tell me whether we do or we  
 11 don't. I just want to make sure Detroit. Mr. Chairman,  
 12 they get me distracted from talking while I'm trying to  
 13 talk. Oh gosh, I'm sorry. It's very important that I ask  
 14 you this in terms of the... Anyway, I'll leave you alone.  
 15 I could come back. Maybe if you left me. Go ahead. I'm  
 16 sorry. But thank you for that.  
 17 ASSISTANT CHIEF LEVALLEY: Okay.  
 18 CHAIRPERSON FERGUSON: VC.  
 19 CHAIRPERSON HOLT: Through the Chair. There were  
 20 three commissioners on the--  
 21 CHAIRPERSON HOLLEY: Oh, I know. Can I get back?  
 22 CHAIRPERSON FERGUSON: He might answer your question.  
 23 Let her go ahead and speak. Go ahead.  
 24 CHAIRPERSON HOLLEY: I'm old, you know.  
 25 CHAIRPERSON FERGUSON: I know. Go ahead, VC.

1 CHAIRPERSON HOLT: We're involved with the committee  
 2 you have along with the process processing of the  
 3 applications and to--  
 4 CHAIRPERSON FERGUSON: I'm sorry to stop you. What  
 5 three commissioners are on the committee?  
 6 CHAIRPERSON HOLT: Oh, I'm sorry. Thank you.  
 7 Commissioner Moore, Chair Ferguson, and I were on the  
 8 committee. To respond to Commissioner Holley's question,  
 9 Detroit Residency was a prerequisite. No tower's  
 10 applications were, even if they were submitted, I don't  
 11 think they got to us if they were not part of the  
 12 residency law that is driving the selection of the tow  
 13 companies here in the city of Detroit. So that was a  
 14 comfort for all three of us. You're more than welcome.  
 15 Okay. Thank you, Assistant Chief LeValley. Glad that you  
 16 are here. Now, I too am concerned with the camera  
 17 equipment that apparently Commissioner Burton discovered  
 18 is potentially going to be used by DPD and the Board did  
 19 not have an obedient on the use of that equipment.  
 20 CHAIRPERSON HOLT: But I love the concept. So as it  
 21 has been stated, as long as policy with the Board's  
 22 implement is going to be a part of the use of that  
 23 equipment, I mean, it seems like a no-brainer in terms of  
 24 it will serve to save lives. Now this week, as you  
 25 mentioned, you were really cool with your presentation.

1 But the fact that DPD is now undertaking weaponry that  
 2 will translate to saving lives was phenomenal for the  
 3 Chair and I when we were at one of the press releases. As  
 4 he indicated yesterday, it's as if DPD is engaging in  
 5 futuristic policing. I am so excited that we're bidding  
 6 in on choices as it relates to the installation, which  
 7 DPD does with all professionalism. So thank you for the  
 8 introduction of this new weaponry DPD city of Detroit. I  
 9 believe the Chair of the -- what's it? Public Safety  
 10 Foundation? I think she and Patillo.  
 11 COMMISSIONER: Pecula.  
 12 CHAIRPERSON HOLT: Pecula. She was instrumental in  
 13 securing some funds. So that's a plus. The fact again,  
 14 you were really cool with your presentation. Every law  
 15 enforcement member with the DPD department will be  
 16 assigned a body cam. This past week we had five CCRs. The  
 17 only complaint that I had some opposition with, because  
 18 of course it ended with being inconclusive because the  
 19 law enforcement members somehow was separated from his  
 20 body cam. But the other four were no-brainer in terms of  
 21 how the decision had to come down. In fact, because in  
 22 one incident, law enforcement members had their body cam.  
 23 It was one of the most professional executions of their  
 24 responsibility. That was good policing that was recorded  
 25 because of the body cam. Okay. Policy. Will we need

1 policy adopted for the use of those nonfatal weaponry  
 2 that was introduced to us this Wednesday, Monday, and  
 3 yesterday.  
 4 ASSISTANT CHIEF LEVALLEY: Yes.  
 5 CHAIRPERSON HOLT: So the policy will have to dictate  
 6 that kind of equipment will be used as well. I'm asking.  
 7 ASSISTANT CHIEF LEVALLEY: Yes. The policy will come  
 8 to the Board. The Interim Chief will probably issue a  
 9 special order. It will allow us to temporarily use them  
 10 while the policy is being finalized. Policy period takes  
 11 quite a long time. Special order can be issued in a short  
 12 period of time, but those are temporary orders. They  
 13 don't last indefinite. They have to be replaced with  
 14 policy.  
 15 CHAIRPERSON HOLT: Okay. Thank you for your response.  
 16 One more question. The last time you were here, we  
 17 mentioned as Commissioner Moore and Mr. Ford and other  
 18 citizens in the city of Detroit are concerned about  
 19 violation of the red traffic sign with some of our folks  
 20 being careless and not really looking at the detriment to  
 21 all of us who have to use the traffic signal as we travel  
 22 through the city. There was some kind funding associated  
 23 to ShotSpotter that would allow DPD to do some kind  
 24 research as it relates to the traffic signal. I was  
 25 trying to get to you -- but you're here today -- to see

1 what that looks like for DPD to be able to use additional  
 2 funds attached to ShotSpotter to research activity at the  
 3 traffic signals. Now, am I accurate on that question and  
 4 my associating pieces here?  
 5 ASSISTANT CHIEF LEVALLEY: No, it doesn't ring a  
 6 bell. But maybe I could get more detail from you at some  
 7 point and figure out--  
 8 CHAIRPERSON HOLT: I thought it came from an article--  
 9 COMMISSIONER BERNARD: If I may commissioner. There  
 10 is no funding for ShotSpotter. It's all coming out of  
 11 DPD's budget. City Council voted to not allow general  
 12 city's general funds to be used for ShotSpotter. The vote  
 13 for council was five for four approving the contract.  
 14 They sent it back to the department to DPD to find 7.7  
 15 million to implement it. They're in the process of doing  
 16 budget amendments now to do that. There's no other money.  
 17 It's just our money. Tax money.  
 18 CHAIRPERSON HOLT: That's funding ShotSpotter?  
 19 COMMISSIONER BERNARD: Yes. It's coming out of DPD's  
 20 budget now. We should have had by now a proposed budget  
 21 amendment. It says where we're taking 7 million from in  
 22 order to put it into ShotSpotter. The two precinct they  
 23 were in only had 2 arrests in the period that it was  
 24 there. But that's a separate issue.  
 25 COMMISSIONER BANKS: Mr. Chair, I got one.



1 CHAIRPERSON FERGUSON: Wait, she still has the floor  
 2 before someone else.  
 3 COMMISSIONER BANKS: I didn't know that.  
 4 CHAIRPERSON FERGUSON: That's okay. Go ahead,  
 5 commissioner.  
 6 CHAIRPERSON HOLT: Well, I guess my whole balloon has  
 7 been deflated because I was trying to bid in on money  
 8 already allocated to be used, whereby the research at the  
 9 traffic lights apparently needs to be developed so we can  
 10 start implementing policies or laws or something, some  
 11 kind of penalty to keep people from running through the  
 12 red light. So I guess my balloon was deflated.  
 13 ASSISTANT CHIEF LEVALLEY: I don't know about  
 14 funding. Definitely--  
 15 COMMISSIONER BERNARD: Last year we--  
 16 CHAIRPERSON FERGUSON: Wait.  
 17 COMMISSIONER BERNARD: Okay. I just want to say the  
 18 Board Mr. Chair could do--  
 19 CHAIRPERSON FERGUSON: Commissioner, please.  
 20 COMMISSIONER BERNARD: Okay. Never mind.  
 21 CHAIRPERSON FERGUSON: Go ahead, please.  
 22 ASSISTANT CHIEF LEVALLEY: I was just going to say  
 23 that I don't know about funding attached to ShotSpotter,  
 24 but there's definitely opportunities for us to have our  
 25 grants unit do research to see if there's any grants

1 available that we could do studies at intersections.  
 2 There's oftentimes grant opportunities for stuff like  
 3 that. Then we can implement something based on those  
 4 studies through the grant. I mean, I could have our grant  
 5 unit to do that and look for state grants, local grants,  
 6 private foundations.  
 7 CHAIRPERSON HOLT: Okay. What I need to do too is go  
 8 back and better understand what it is I'm even asking.  
 9 But thank you for your time and your report.  
 10 CHAIRPERSON FERGUSON: Go ahead Commissioner Banks.  
 11 COMMISSIONER BANKS: Yeah. I just want to say you  
 12 mentioned that that comes out of DPD's budget.  
 13 ASSISTANT CHIEF LEVALLEY: Right.  
 14 COMMISSIONER BANKS: Okay. Now, DPD, that's that 400  
 15 million a year budget that they hit. Right?  
 16 COMMISSIONER BERNARD: It was already out. The budget  
 17 was already allocated to other things. Let's say to body  
 18 cameras, to this, to that. The budget was set and then  
 19 City Council came back and said, because the department  
 20 thought City Council was going pay for ShotSpotter, which  
 21 I never thought in the first place. But in any event,  
 22 they didn't, and they voted not to fund it. But they  
 23 approved the contract and said, okay Chief, if you want  
 24 this project, then you could get the money out of your  
 25 pocket. It's not coming out of ours.

1 COMMISSIONER BANKS: Okay. Commissioner, what I'm  
 2 asking, the \$400 million budget DPD gets once a year,  
 3 that's coming out of that 400 million?  
 4 COMMISSIONER BERNARD: It's almost 600 million, quite  
 5 frankly.  
 6 COMMISSIONER BANKS: Okay. That's all.  
 7 CHAIRPERSON FERGUSON: Alright. Thank you, Chief.  
 8 Thank you so much.  
 9 COMMISSIONER PRESSLEY: Chair, there's something that  
 10 was mentioned that provoked the question from me and that  
 11 is the use of this new technology. You stated that the  
 12 Chief may potentially offer a special order that will  
 13 allow for the use of this technology while the policy is  
 14 being determined. So what then regulates the use of that  
 15 technology? So if an officer uses it, what policy is in  
 16 place while this special order is -- or is it just kind  
 17 of--  
 18 ASSISTANT CHIEF LEVALLEY: It is the special order.  
 19 If an officer violates the terms of special order from  
 20 the Chief, they're still subjects to all the same  
 21 discipline or corrective action that a policy would have.  
 22 It's just a temporary situation, though it doesn't last  
 23 forever. So the policy is more permanent.  
 24 COMMISSIONER BERNARD: May I indicate that the  
 25 technology that--

1 CHAIRPERSON FERGUSON: Would that be through the  
 2 Chair?  
 3 COMMISSIONER BERNARD: Through the Chair, Mr.  
 4 Chairman. Definitely through the Chairman. I would like  
 5 to indicate that this technology that you're talking  
 6 about is the same technology that they used in Texas  
 7 against an American honorarily discharged veteran who had  
 8 shot three or four people from posttraumatic stress  
 9 disorder or wherever from a building in Dallas. They sent  
 10 the little robot in there rather than using other police  
 11 tactics like gator gas or something else. The little  
 12 robot turned him into confetti. He was blasted all over  
 13 the room. That is true. I know the Police Chief. It's  
 14 truth.  
 15 ASSISTANT CHIEF LEVALLEY: No. I think what you just  
 16 said--  
 17 COMMISSIONER BERNARD: It is a robot that goes in the  
 18 room that collects information. It has a camera on it,  
 19 tells you where the person is, what the person is doing,  
 20 everything.  
 21 ASSISTANT CHIEF LEVALLEY: I understand what you're  
 22 saying, but what you just said was what we're going to  
 23 use is that same device and that is not the case. What  
 24 they used in Texas when there was that sniper inside of a  
 25 parking structure in that building was killing people,

1 was a full-size robot that had a handgun and armed, which  
 2 we also--  
 3 COMMISSIONER BERNARD: We have--  
 4 ASSISTANT CHIEF LEVALLEY: I know, but size robot. We  
 5 have some of those now in our inventory of equipment and  
 6 those are bomb robots. We send those into pick up devices  
 7 that we think might be explosives. What the Police Chief  
 8 in that city decided to do that day was to put an  
 9 explosive device onto that robot, send the robot in and  
 10 detonate the explosive device to kill the individual.  
 11 That is not what we are purchasing here. That's not what  
 12 we displayed at the press conference or at the event.  
 13 It's not what we've looked at and that is not what the  
 14 plan is. What we looked at was something that is about  
 15 the size of this water bottle that you would throw into a  
 16 room or anywhere else that would have a camera on it and  
 17 the ability for us to talk to somebody.  
 18 ASSISTANT CHIEF LEVALLEY: So this is being purchased  
 19 and deployed with the plan in place to save lives and  
 20 make people safer. Individuals who officers can't get  
 21 close to, maybe they're armed with a knife, we can't get  
 22 to them. We need to see what types of situations we're  
 23 looking at before we're able to go in. We had an incident  
 24 last year in the 12th Precinct when the Chief and I saw  
 25 these devices at the International Chiefs Conference, one

1 of the things that came to mind was last year when  
 2 officer McLain in the 12th Precinct was shot and killed  
 3 by an armed suspect who they had all the legal rights to  
 4 be there. He was in the basement of a house. Officers  
 5 walked down the stairs and as soon as they got to the  
 6 bottom step of the stairs, the individual shot the  
 7 officer with a rifle and killed him.  
 8 ASSISTANT CHIEF LEVALLEY: The first thing we thought  
 9 of is if they had this device available, the supervisor's  
 10 car, whoever, in that instance, rather than have to walk  
 11 down the stairs, they can toss the device down there.  
 12 It's got a camera on it. It's got a flashlight. You can  
 13 talk through it. It right sizes itself, and you can drive  
 14 it around and then they can communicate with the  
 15 individual or they could retreat, call the special  
 16 response team. We can wait them out. There are many, many  
 17 instances where this tool would be tremendously valuable  
 18 in saving lives. Now there could always be an instance  
 19 where somebody decides to strap a bomb to a robot and  
 20 send it in somewhere to kill somebody.  
 21 ASSISTANT CHIEF LEVALLEY: That's what that Police  
 22 Chief decided to do in Texas is strap a bomb to a robot  
 23 to send it in so that officers didn't have to confront  
 24 this individual that was barricaded and had kill three  
 25 people. But that is not the intent of what we're

1 purchasing these devices for. It is to 100% save lives  
 2 and make people safer.  
 3 COMMISSIONER PRESSLEY: Mr. Chair, I wasn't done with  
 4 my clarity before the objection. So again, according to  
 5 this special order is the procedures outlined in that  
 6 special order in alignment to the policy that is being  
 7 recommended, and is there a determinative timeline that's  
 8 set in that special order or is it until s policy is  
 9 accepted?  
 10 ASSISTANT CHIEF LEVALLEY: Special orders last for  
 11 one year from the date of issuance. So if the policy is  
 12 adopted, and then it could be amended as it goes through  
 13 the Board process and the review process. Once that  
 14 policy is adopted, then the special order would cease,  
 15 and the policy would supersede it.  
 16 COMMISSIONER PRESSLEY: Okay. Thank you Chair.  
 17 CHAIRPERSON FERGUSON: Thank you. Let the record  
 18 reflect that Commissioner Carter has entered the  
 19 building. Would you like to have the question? No. Okay.  
 20 COMMISSIONER BELL: Mr. Chairman.  
 21 CHAIRPERSON FERGUSON: Yes.  
 22 COMMISSIONER BELL: I have a follow up. Special order  
 23 policy is still under the scrutiny of this Board.  
 24 COMMISSIONER BERNARD: Correct.  
 25 COMMISSIONER BELL: That's why this Board meets

1 weekly to be informed about the operation of DPD. As  
 2 simple as that. We meet weekly as supervisor control. I  
 3 don't think that seriously, but at some point, we should  
 4 keep understanding the formality, the protocols of it  
 5 all. It said one year. I'm familiar with special orders.  
 6 They come out all the time. But anything under DPD's  
 7 guidelines is for the Board. Awareness should be for the  
 8 public. There's no emergency. Like commissioner, I can  
 9 applause you in reference to what we're trying to do.  
 10 You're right on point. Well, we've been having this  
 11 discussion for the last three, four months. So the Chief  
 12 didn't think about this overnight and roll this out  
 13 yesterday. There's got to be a respect for this Board in  
 14 terms of protocol.  
 15 CHAIRPERSON FERGUSON: Fantastic.  
 16 CHAIRPERSON HOLLEY: Mr. Chair. I'm sorry. Please  
 17 forgive me. It came back.  
 18 CHAIRPERSON FERGUSON: Okay.  
 19 CHAIRPERSON HOLLEY: Please let the Board know that  
 20 there's no policy the Board has for towing now. Towing  
 21 goes away from--  
 22 CHAIRPERSON HOLT: Correct.  
 23 CHAIRPERSON HOLLEY: Right. I need you to let them to  
 24 know that. If you don't mind.  
 25 CHAIRPERSON HOLT: Right.

1 CHAIRPERSON FERGUSON: For the record, this Board,  
 2 Board of Police Commissioners has nothing to do with  
 3 towing. Nothing. Once again, we have nothing to do with  
 4 towing.  
 5 CHAIRPERSON HOLT: Through the Chair. In terms of  
 6 governance.  
 7 CHAIRPERSON FERGUSON: Right.  
 8 CHAIRPERSON HOLT: People need us to hear complaints.  
 9 Obviously, that's still an option and this is a platform  
 10 for those kinds of complaints.  
 11 CHAIRPERSON FERGUSON: I hope those complaints will  
 12 be real minimum.  
 13 CHAIRPERSON HOLT: Even far in between.  
 14 CHAIRPERSON FERGUSON: Yes, because if you see in the  
 15 press conference and read it, that if your car is stolen  
 16 in front of your house and DPD picks it up, you don't  
 17 have to pay for it. Not one red cent comes out of your  
 18 pocket. That's a game changer.  
 19 COMMISSIONER MOORE: Are there exceptions to that,  
 20 Mr. Chairman?  
 21 CHAIRPERSON FERGUSON: I couldn't answer that. I just  
 22 like that one. Mr. Brown, oral communications.  
 23 MR. BROWN: Good afternoon, Mr. Chair. There're  
 24 currently seven speakers, three being in attendance and  
 25 I'll call those three first. Ms. Jennings Waters,

1 followed by Mr. James Ford, followed by Mr. Victoria  
 2 Shaw.  
 3 CHAIRPERSON FERGUSON: Good afternoon. You have two  
 4 minutes.  
 5 MS. WATERS: Thank you. Good afternoon, everyone.  
 6 CHAIRPERSON HOLT: Good afternoon.  
 7 MS. WATERS: I would just like to say thank you. I'd  
 8 like to thank this illustrious Board of Police  
 9 Commissioners and listening audience for allowing me a  
 10 moment to speak. Detroit is a wonderful place to live  
 11 without incoming new technology to help improve our  
 12 safety. In regard to drivers running red lights and  
 13 endangering the lives of our citizens and others that are  
 14 on the road and pedestrians, I'd like to make a  
 15 suggestion. Develop a campaign like click it or ticket,  
 16 which was very successful. Have developers design a  
 17 machine that flashes warning, warning, you have just ran  
 18 a red light. At least we will heighten their awareness  
 19 that they're being punished and could possibly face  
 20 tickets or more. So let's show the city that we care and  
 21 that we want to save lives. Thank you so much and have a  
 22 wonderful holiday. Thank you.  
 23 COMMISSIONER BERNARD: Morning. Especially that red  
 24 light. Excellent. Progressive solution. Not reactive.  
 25 MR. BROWN: Mr. Ford.

1 MR. FORD: I just want to say happy holidays to  
 2 everybody. It's just a beautiful time to just all try to  
 3 get together. I just want to say, if you look at your  
 4 watch right now and tell you what time it is. If you go  
 5 outside, I'd probably tell you what time it is. It's  
 6 always the time and place for all things. Well, it's time  
 7 now to set some standards for these red-light runners and  
 8 drag races. We need some help in this. It's time to  
 9 change things. It's time to make some laws and it's time  
 10 to stop them. We got to be vigilant because we're smarter  
 11 than them. It's time to put up some traffic signs all  
 12 around the city. Let's say if you're going to drag race,  
 13 if you're going to disobey traffic lights, if you're  
 14 going to disobey the law, then it better not be in  
 15 Detroit. That's what you need. You need some standards,  
 16 and you need to be vigilant in that. God bless everybody.  
 17 CHAIRPERSON HOLT: Thank you.  
 18 MR. BROWN: Ms. Shaw.  
 19 MS. SHAW: Good afternoon, honorable Board. Brittney  
 20 Shaw from District--  
 21 COMMISSIONER BERNARD: Microphone.  
 22 MS. SHAW: Brittney Shaw, District 7. So in regard to  
 23 the policies that the Board will be reviewing for the new  
 24 non-lethal weapons, this is a great opportunity for the  
 25 Board to adopt the recommendations for best practices

1 that were shared at the NACOLE conference about engaging  
 2 the community. So I know the Board currently puts  
 3 policies on the website and then announces here that  
 4 people can go out and provide feedback. At the conference  
 5 it was mentioned that a best practice is to work with the  
 6 community group leaders and activist group leaders to  
 7 pull more people in to get more feedback from the  
 8 community. So through online and in-person surveys as  
 9 well as focus groups to really show the community that we  
 10 want to hear your feedback and to pull them in and  
 11 through the leaders that they're used to engaging with on  
 12 a regular basis.  
 13 MS. SHAW: So I would recommend that we look at doing  
 14 that, not just delay the process. We know that that would  
 15 need to be implemented more on an interim basis at first,  
 16 but then engaging the community after that fact. It'll  
 17 really help the community to see that this Board, this  
 18 civilian oversight entity is working on behalf of the  
 19 community. We know that when you build something with  
 20 somebody rather than developing it and issuing it, then  
 21 it increases that buy-in. We want to get the buy-in of  
 22 the community. I hope all of you have a wonderful holiday  
 23 break and look forward to further discussions in 2022.  
 24 2023, sorry.  
 25 CHAIRPERSON HOLT: Through the Chair.

1 CHAIRPERSON FERGUSON: Yes.  
 2 CHAIRPERSON HOLT: I appreciate the comments Ms. Shaw  
 3 has shared with engaging the community as DPD roll out  
 4 the nonfatal weaponry. The conference, the discussion  
 5 that we were invited to participate at every level of  
 6 mental health individuals here that serve the city of  
 7 Detroit as well as Wayne County. In some examples you  
 8 even had... Well, there was one individual on that panel  
 9 discussion that was a returning citizen. So to say again,  
 10 I appreciate her comments and I believe DPD is involved  
 11 in implementing the rollout based on some of the  
 12 conversation made that she suggested came from NACOLE.  
 13 CHAIRPERSON HOLLEY: Point of information.  
 14 CHAIRPERSON FERGUSON: Yes.  
 15 CHAIRPERSON HOLT: You were the only person not there  
 16 yesterday.  
 17 CHAIRPERSON HOLLEY: I think what the young lady just  
 18 discussed this is saying, I think that was really  
 19 serious, let the community leadership meet with us.  
 20 COMMISSIONER BERNARD: Correct.  
 21 CHAIRPERSON HOLT: Yeah.  
 22 CHAIRPERSON HOLLEY: Community leadership, not with  
 23 the police department oversight. What do they think of  
 24 us? What did they evaluate us? What is that they like  
 25 with us? There should be a dialogue between the community

1 leadership and the Board. I think that's what the young  
 2 lady was saying. I'd like for us to look at it, Mr.  
 3 Chairman, on your leadership. I'd like to see if we could  
 4 put that in for next year from the beginning of the year.  
 5 What does leadership think about us in terms of our  
 6 oversight and how we can do better in terms of  
 7 representing them? Which we really do. Do you think  
 8 that's a good idea?  
 9 CHAIRPERSON HOLT: Excellent.  
 10 COMMISSIONER BERNARD: I do.  
 11 CHAIRPERSON FERGUSON: I just would like the Board to  
 12 know that in the public, this meeting is the Board  
 13 meeting. But remember this is your meeting. Just like Mr.  
 14 Ford just came up. He didn't complain about a citizen  
 15 complaint with police officers. He complained about red  
 16 lights. He gave some fantastic ideas and another, she  
 17 gave some fantastic ideas. There's always a solution to a  
 18 problem. That problem right now for a lot of the people  
 19 are these right lights. So for us to say we can't do  
 20 anything. Who are we as a society? Who are we as people?  
 21 We can fix this. We can find a solution for this. There's  
 22 always a solution to a problem. So anytime you want to  
 23 come before this Board and you have something to say, say  
 24 it in two minutes. You can do it in two minutes. So you  
 25 don't have to wait for us to put something together for

1 you. Come.  
 2 CHAIRPERSON FERGUSON: Mr. Ford, you brought  
 3 somebody. Right? Absolutely. So you got double doss. You  
 4 took your little two minutes, she back off her two  
 5 minutes. You put it on down the line. We got a whole half  
 6 hour. You see what I'm saying? That's all I'm saying.  
 7 Okay.  
 8 COMMISSIONER MOORE: Through the Chair. Just quickly.  
 9 Just to highlight what Commissioner Holley said, we have  
 10 to take it to the streets.  
 11 COMMISSIONER BERNARD: Correct.  
 12 COMMISSIONER MOORE: I appreciate citizens coming  
 13 here. We have to take it to the streets.  
 14 COMMISSIONER BERNARD: Right.  
 15 MR. BROWN: Mr. Brown, who else do we have? Good  
 16 afternoon, Mr. Chair. Your next two speakers will be  
 17 Minister. Eric Blount, followed by President D.  
 18 Buffington. Mr. Blount.  
 19 MINISTER BLOUNT: Can you hear me Board?  
 20 CHAIRPERSON FERGUSON: Yes, we can hear you.  
 21 MINISTER BLOUNT: Yes. This is Minister. Eric Blount  
 22 and I disagree with the Chairperson and others. This  
 23 Board is to address police officer misconduct, not crime  
 24 solvers. All commissioners should be outraged that DPD  
 25 again is using a significant and possibly lethal robotic

1 tool that has not been approved by BOPC and City Council.  
 2 Again, this is reminiscent of facial recognition  
 3 technology that was implemented before policy and  
 4 training was developed. The facial recognition  
 5 technology's silent deployment resulted in numerous Black  
 6 men being misidentified and therefore arrested in front  
 7 of their children, spouses, neighbors, and imprisoned for  
 8 days. It is foreseeable that this new tool will be used  
 9 with this special policy for one year and will result in  
 10 more harm than good. Again. where is the Giglio Bradley  
 11 list on the BOPC website? If someone is a suspect in a  
 12 crime, their name and picture is provided to the public  
 13 and broadcasted on TV news stories.  
 14 MINISTER BLOUNT: Officers on the Giglio Bradley list  
 15 have been proven to repeatedly lie and falsify official  
 16 reports. So why is the public not provided the same level  
 17 of detail? It was horrifying to learn at last week's  
 18 meeting, that if footage from a body-worn camera is  
 19 missing, then the investigation leads in favor of the  
 20 police officer and against the citizen. It must be the  
 21 other way around. Officers have the ability to turn their  
 22 cameras off and they have been proven to do it from the  
 23 beating of Rodney King to the killing of George Floyd.  
 24 The only reason the public knows the truth is by the  
 25 courage of a bystander who recorded and submitted the

1 footage to the news media. If Truth and Justice live on  
2 this Board, then each of you commissioners must be...  
3 MR. BROWN: President D. Buffington.  
4 PRESIDENT D. BUFFINGTON: Good afternoon police  
5 commissioners. I wanted to thank you for giving me this  
6 opportunity to speak today.  
7 COMMISSIONER BERNARD: Can't hear anything.  
8 CHAIRPERSON FERGUSON: There's an echo.  
9 PRESIDENT D. BUFFINGTON: Can you still hear me?  
10 CHAIRPERSON FERGUSON: Yes, we can still hear you,  
11 but you've got another device on. Can you turn that off?  
12 PRESIDENT D. BUFFINGTON: Okay.  
13 CHAIRPERSON FERGUSON: Go right ahead. Did we lose  
14 her Mr. Brown?  
15 MR. BROWN: She muted the one device. Let me see if I  
16 can get her to speak on the other device.  
17 COMMISSIONER: Mr. Brown, you go.  
18 CHAIRPERSON FERGUSON: Ms. Buffington, I know you--  
19 PRESIDENT D. BUFFINGTON: Thank you for giving me  
20 this time to speak to you all. I want to first of all  
21 give all the officers accolades for stepping out and  
22 doing this job at such a low pay rate in the city of  
23 Detroit. I do agree with all the points that the  
24 gentleman gave earlier, but that does not attest to all  
25 officers. I am just pleading that this commission cite

1 and look at precincts like Precinct Five and portions of  
2 Precinct Nine that have had numerous occasions to be  
3 brought before the internal affairs and proven that  
4 officers have not done their job in certain situations.  
5 But that does not attest to all officers. You have a very  
6 low pay grade in this city. These people get out here and  
7 they put their lives on the lines. I'm thankful for the  
8 mental health portion of my local Detroit Wayne  
9 Integrated Network, working with your officers to  
10 initially help them with the mental health crisis that  
11 are out here. It's a team effort. The police commission,  
12 the police force and the initial residents need to come  
13 together and stop fighting, pointing fingers and figure  
14 this out and work together. I believe once we all come to  
15 that point, we may resolve the issues that are occurring  
16 here in the city. Thank you for your time.  
17 MR. BROWN: Your next two speakers would be Former  
18 Commissioner Williams Davis, followed by CAC, District  
19 Board member, Mr. Scott Boman.  
20 MR. DAVIS: Good evening. Can I be heard?  
21 CHAIRPERSON FERGUSON: Yes, we can hear you.  
22 MR. DAVIS: Yes. I was pleased to see that there is  
23 action going on as it relates to towing. Because as a  
24 former commissioner when I was on the commission at one  
25 time, the Chairperson of the commission had a one person

1 towing committee. We need to make sure that there's not  
2 no questionable stuff going on. So we need to make sure  
3 this Board looks better than it has in the past. I think  
4 that would make things a little bit better also as it  
5 relates to mental health. I think that was a step in the  
6 right direction that the Chief came up with. But more  
7 steps need to be made. Detroit is still a very unsafe  
8 place, especially if you're a Black person going through  
9 a mental crisis. I think there needs to be more civilian  
10 oversight and especially as it relates to these special  
11 orders from the Chief.  
12 MR. DAVIS: I think a year is too long to let the  
13 department run wild and do questionable stuff. There  
14 needs to be some more civilians involved in that. It  
15 probably should be a mental health expert as one of the  
16 Deputy Chiefs or somebody higher up. This Board should  
17 sponsor a community event dealing with community with  
18 mental health and other forums on a regular basis. There  
19 are still a lot of people that are reluctant to go down  
20 to Board meetings because it's in the police station,  
21 because that's public headquarters. This Board needs to  
22 be doing more to invite the public to believe that this  
23 Board can be fair and this Board can be a lot fair than  
24 it has been. Thank you.  
25 CHAIRPERSON HOLT: Through the Chair.

1 CHAIRPERSON FERGUSON: Okay.  
2 CHAIRPERSON HOLT: I'm sorry.  
3 CHAIRPERSON FERGUSON: I have a query too.  
4 CHAIRPERSON HOLT: Well, you mean about the numbers  
5 and CIT?  
6 CHAIRPERSON FERGUSON: No. You go ahead.  
7 CHAIRPERSON HOLT: Okay. Assistant Chief LeValley, I  
8 don't know that you gave the stats as related to post CIT  
9 law enforcement members as it relates to the initiative  
10 that Chief White spoke on. At one time, the numbers were  
11 what, 12 or so and their upwards of - it's just  
12 significant.  
13 ASSISTANT CHIEF LEVALLEY: You're talking about  
14 department members that are--  
15 CHAIRPERSON HOLT: Well, those law enforcement  
16 members who volunteer to be on the CIT.  
17 ASSISTANT CHIEF LEVALLEY: It's much more than 12. I  
18 believe it's a hundred and seven or something like that.  
19 CHAIRPERSON HOLT: Correct.  
20 ASSISTANT CHIEF LEVALLEY: I don't know exact number,  
21 but I believe that was what it was last I looked.  
22 CHAIRPERSON HOLT: Okay. We as citizens need to  
23 understand that the law enforcement members who volunteer  
24 for CIT is in fact a volunteer position.  
25 ASSISTANT CHIEF LEVALLEY: Yes.

1 CHAIRPERSON HOLT: So with numbers having gone up  
 2 significantly with law enforcement members volunteering,  
 3 that's a plus.  
 4 CHAIRPERSON FERGUSON: Go ahead.  
 5 CHAIRPERSON HOLT: I'm through.  
 6 CHAIRPERSON FERGUSON: Okay. Mr. Brown.  
 7 MR. BROWN: Yes, Mr. Boman.  
 8 MR. BOMAN: Hi. First of all, there's something up  
 9 with the audio and I don't know if other people on Zoom  
 10 are hearing this, but it's echoing like bunny men. For  
 11 the commissioner who said that the BOPC has nothing to do  
 12 with towing, I will read the following. In accordance  
 13 with section 2-11 of the charter, the Board of Police  
 14 Commissioner shall promulgate administrative rules for  
 15 the body's determination as to which towers shall be  
 16 called for tows under this chapter. It goes on. This is  
 17 in section 55-2-82 of the municipal code. I suggest you  
 18 read it. Now furthermore, I just wanted to add that I'm  
 19 very much in agreement with Former Commissioner Davis and  
 20 the fact that we do need to have the Board of Police  
 21 Commissioners meeting with people outside of the police  
 22 headquarters.  
 23 MR. BOMAN: I don't mind going to the police  
 24 headquarters, but these two need to be kept separate as a  
 25 proper oversight organization. People like making

1 complaints against the police may not be as comfortable  
 2 as I am walking into a police headquarters. That's one  
 3 thing. Another thing is that we still missed a golden  
 4 opportunity. I have to check and see if the City Council  
 5 actually approve the contract yet. But apparently, I have  
 6 not heard a word from anybody. When I don't hear  
 7 anything, it's usually bad. Regarding making this  
 8 contract require that they follow the charter. That the  
 9 contract not be used as a tool to assert the authority of  
 10 the Board of Police Commissioners. I have a feeling it  
 11 will do that again. Thus, making this an organization  
 12 legally impotent to address their real cause, which is  
 13 oversight of police conduct. I yield.  
 14 CHAIRPERSON FERGUSON: Thank you.  
 15 MR. BROWN: Mr. Chair, that was your last speaker.  
 16 CHAIRPERSON FERGUSON: That was the last speaker.  
 17 Okay. Let me set the record straight. A couple of couple  
 18 of things. Once again, I don't know if the two gentlemen  
 19 were out making a sandwich or whatever, but once again,  
 20 the Board has nothing to do with towing. Commissioner  
 21 Moore, VC Holt, and myself, Chairperson Ferguson, sat in  
 22 on the bidding process. We made sure it was fair and  
 23 transparent. We made sure of that, and we made sure  
 24 Detroiters got those contracts. We made sure of that too.  
 25 Now the other thing is we do meet. We meet every single

1 week. But every second Thursday of the month, we are in  
 2 different communities throughout the city. So there's  
 3 nothing that will stop you from coming to see the Board.  
 4 To me, coming to the police station is the safest place  
 5 to be.  
 6 CHAIRPERSON FERGUSON: I don't have to lock my car  
 7 door. I'm in the parking lot. When I come up here, I am  
 8 feeling safe. I get to see people. That's how I feel.  
 9 That's how I want all the citizens to feel when they come  
 10 to Detroit Public Headquarters. This is their  
 11 headquarters. Why can't you come here?  
 12 COMMISSIONER MOORE: Mr. Chairman.  
 13 CHAIRPERSON FERGUSON: Yes sir.  
 14 COMMISSIONER MOORE: We can have that discussion  
 15 offline because I have--  
 16 CHAIRPERSON FERGUSON: I know you do.  
 17 COMMISSIONER MOORE: It's our tradition, which--  
 18 CHAIRPERSON FERGUSON: I know it. But we will. This  
 19 is just me the Chair speaking. Is that better?  
 20 COMMISSIONER MOORE: Yeah.  
 21 CHAIRPERSON FERGUSON: Alright. Okay. Fantastic. Mr.  
 22 Brown.  
 23 MR. BROWN: Mr. Chair, there are several  
 24 correspondences under the Secretary Report. I'll go  
 25 through a few of them. You have correspondence from

1 police Chief James E. White, request for reports of  
 2 disciplinary outcome for OCI sustained cases. We have  
 3 another one regarding the basic recruiting class 2020-H  
 4 graduation, which takes place tomorrow, Friday. There's  
 5 another DPD promotion ceremony that will take place  
 6 Monday, December the 19th. Both of these will be held at  
 7 Wayne County Community College, which is at 8,200 West  
 8 Outer Drive. The graduation is at 10:30 AM and the  
 9 promotion ceremony's at 6:00 PM. Mr. Chair, they have  
 10 several other correspondences from the Chief of police  
 11 such as ShotSpotter, mental health call for service and  
 12 Project Greenlight. That's correspondence under the  
 13 Secretary Report.  
 14 CHAIRPERSON FERGUSON: All right. Announcement Mr.  
 15 Brown.  
 16 MR. BROWN: Mr. Chair, the next BOPC meeting is  
 17 Thursday, December 22nd, 2022, at 3:00 PM. That'll take  
 18 place here at Detroit Public Safety Headquarters. Then the  
 19 next community meeting will be Thursday, January the 12th  
 20 with the 12th Precinct hosting at Northwest Activity  
 21 Center. That would be at 6:30 PM and that address is  
 22 18100 Meyers Road. Mr. Chair, the monthly community  
 23 meeting, which is scheduled for January 2023 meets every  
 24 second Wednesday. Budget Committee meeting, Wednesday,  
 25 July 11th, 2:00 PM. Personnel and Training, Wednesday,

1 July 11 at 2:30 PM. Citizen Complaint, Wednesday, January  
 2 the 11th at 3:00 PM. The Policy Committee meeting,  
 3 Wednesday, January the 11th at 3:30 PM. All those take  
 4 place here at Detroit Public State Headquarters. It can  
 5 also be viewed on Zoom.  
 6 CHAIRPERSON FERGUSON: Fantastic. There's no  
 7 unfinished business. We're moving on to new--  
 8 COMMISSIONER BELL: Mr. Chairman.  
 9 CHAIRPERSON FERGUSON: Yes.  
 10 COMMISSIONER BELL: It's unfinished business.  
 11 CHAIRPERSON FERGUSON: Oh. Go ahead.  
 12 COMMISSIONER BELL: I want to announce that Ms. White  
 13 and Mr. Akbar are no longer functioning in interim  
 14 capacity effective -- is that the 16?  
 15 CHAIRPERSON FERGUSON: I'm going to make sure. You  
 16 don't have it? Okay. That's okay. Today is the 15th so as  
 17 of today they would not there. But from my understanding  
 18 from HR that they will still get paid through the 16th,  
 19 which is tomorrow.  
 20 COMMISSIONER BELL: That's what I want clarification  
 21 on. Because my understanding their compensation was cut  
 22 two weeks ago and there was discussion with you and  
 23 personnel, and you said you had had no knowledge of this.  
 24 But they just discovered it accidentally. I would like  
 25 you to share clarity on the whole issue. The second issue

1 that's old saying in DPD in city Detroit that you appoint  
 2 and disappoint from coming young days--  
 3 COMMISSIONER BERNARD: Use your microphone mister.  
 4 Thank you.  
 5 COMMISSIONER BELL: Sorry.  
 6 COMMISSIONER BERNARD: Thank you.  
 7 COMMISSIONER BELL: So the issue here is that you  
 8 made mention of two individuals that were going to be  
 9 either interim or acting. I don't know the difference.  
 10 Clarification for me, perhaps. Someone more learning than  
 11 I.  
 12 CHAIRPERSON FERGUSON: That's not acting. It would be  
 13 on a temporary basis. That's what I said. Temporary.  
 14 COMMISSIONER BELL: What is this temporarily?  
 15 COMMISSIONER BERNARD: Temporary.  
 16 COMMISSIONER BELL: Temporary. Okay. We have this  
 17 issue called interim. So now if we use the term  
 18 temporary, is that pay compensation?  
 19 CHAIRPERSON FERGUSON: No.  
 20 COMMISSIONER BELL: Okay.  
 21 CHAIRPERSON FERGUSON: Not at all. They're stepping  
 22 up.  
 23 COMMISSIONER BELL: One more issue with the law  
 24 department. Former Corporation Council Garcia made  
 25 opinion based on IG recommendation to this Board that the

1 Chair has no authority to appoint or disappoint anyone.  
 2 It has to be a Board function. So we appointed these two  
 3 individuals. We have to pretty much make that  
 4 determination they have in it, not by the Chair. That is  
 5 the function of the Board. That's something that I will  
 6 cite and share with you and perhaps in the future in  
 7 reference to that ruling by the corporation council,  
 8 because we're out of order. That's something they made  
 9 clear that the Chair did not have that authority. It has  
 10 to be a Board. The Board wanted them and therefore the  
 11 Board has to say this term is expired.  
 12 CHAIRPERSON FERGUSON: For clarity. My understanding,  
 13 when that Board that I was not previous part of appointed  
 14 them, it came with compensation, extra money. So that had  
 15 to be approved. I have the floor. That had to be approved  
 16 through the Board. But because this Chair is unappointing  
 17 them back to original positions, which is Policy Manager  
 18 and Senior Investigator, there's no money that has to be  
 19 compensated. So they're going to get their original pay  
 20 when they were Policy Manager and senior, I mean Chief of  
 21 Senior Investigator. So there shouldn't be a vote. But if  
 22 you would like to entertain a vote, make that motion.  
 23 COMMISSIONER BELL: I'm not going to entertain a  
 24 motion. I want a legal opinion in reference to this issue  
 25 that I just raised about the legal authority of the Chair

1 of the Board. That's what I'm trying to get clarity on.  
 2 Because they rule that the Chair has limited authority.  
 3 It has to be a Board function.  
 4 CHAIRPERSON FERGUSON: Go ahead.  
 5 ATTORNEY ADAM SAXBY: I'm not entirely sure what the  
 6 legal question is.  
 7 COMMISSIONER BELL: The question is, is authority of  
 8 the Chair of the Board ruling by former Corporation  
 9 Council Garcia.  
 10 COMMISSIONER BERNARD: The Corporation Council?  
 11 CHAIRPERSON FERGUSON: Not.  
 12 ATTORNEY ADAM SAXBY: I'm not entirely sure what the  
 13 legal is.  
 14 COMMISSIONER BELL: I'll tell you what. I will share  
 15 it with you in terms of that ruling.  
 16 ATTORNEY ADAM SAXBY: I'm not familiar with--  
 17 COMMISSIONER BELL: I know you're not familiar with  
 18 it.  
 19 ATTORNEY ADAM SAXBY: The Corporation Council has  
 20 provided--  
 21 COMMISSIONER BELL: On the Board at the time.  
 22 Commissioner Burton is familiar with it. But I will cite  
 23 and get that information to you.  
 24 ATTORNEY ADAM SAXBY: Through the Chair. If there is  
 25 a legal question that this Board would like the law

1 department to weigh in on, we're happy to do that if it's  
2 submitted in writing.  
3 CHAIRPERSON FERGUSON: Okay. Submit that in writing.  
4 Thank you.  
5 COMMISSIONER BERNARD: Mr. Chair.  
6 CHAIRPERSON HOLLEY: We're under new business.  
7 CHAIRPERSON FERGUSON: Wait a minute. Hang on.  
8 COMMISSIONER BERNARD: I'd just like to point out  
9 just like any other job, like we talked about postmaster.  
10 The postmaster's job and I fill that position  
11 temporarily. I get paid that compensation. When I go back  
12 to being a male carrier or 204B or whatever I'm going to  
13 be, I go back to that salary range. You made the ruling  
14 that effective today, those positions were vacant, and  
15 these individuals were returned appropriately to their  
16 position. They go back to their salary range. They have  
17 to give up their cars, their gas cards, all of the perks  
18 of being the people of the postmaster, being the person  
19 that's in charge. That's just business and that's  
20 business everywhere in the world. So I don't know why if  
21 I'm an acting lieutenant, but I'm no longer an acting  
22 lieutenant and I'm acting being a sergeant, then I'm in  
23 that lane. So I don't know why it's an issue.  
24 CHAIRPERSON FERGUSON: Thank you, commissioner. Yes.  
25 CHAIRPERSON HOLLEY: Thank you, Mr. Chairman. I

1 support your recommendation. Okay. I think what the  
2 commissioner is talking about this. In other words, we  
3 got to understand Commissioner Bernard, that the whole  
4 Board, we can go with that. We can do that. But the Board  
5 should make that decision. Not one person. But if you  
6 want to do it that way, that's fine. I talked to the  
7 legal department the other day. The Board has got to make  
8 that decision. You can do that or if you don't want it,  
9 he can have it. But let me ask you this Chairman. My  
10 concern is this. I support you. Okay. I'm just one guy  
11 and I love you very much and respect you very much. I'm  
12 just asking you, if they're back at their new position,  
13 the old position, in the budget if they've been almost 20  
14 years of serving and they served very faithful to this  
15 Board down through the years.  
16 CHAIRPERSON HOLLEY: I'm asking, do you think I can  
17 get support that they would be at their maximum salary  
18 range within that position? Can we consider that for  
19 them? They're in the budget. I don't know what they make  
20 now, but it's not at the maximum. I do feel like people  
21 have been loyal and faithful and it's okay. I just feel  
22 like we all had to if the money is there and I'm just  
23 asking, would the Board consider basically to recommend  
24 that their salary in that position where they are now--  
25 COMMISSIONER BERNARD: In that cap.

1 CHAIRPERSON HOLLEY: In that cap, that we'll do that  
2 for them.  
3 CHAIRPERSON FERGUSON: We can also take a look at  
4 that. Absolutely. We can revisit that.  
5 COMMISSIONER MOORE: Just seems like to me everything  
6 is about money. I think it's a bible verse about the love  
7 of money is the root of all evil. People really don't  
8 have hashes served these days. The citizens of Detroit.  
9 This is about money. That's just what I'm hearing now  
10 from this conversation is she just want money. Nobody  
11 really cares about the people. But that's just my  
12 opinion.  
13 COMMISSIONER BELL: Mr. Chairman. Just one more  
14 point.  
15 CHAIRPERSON FERGUSON: Yes sir.  
16 COMMISSIONER BELL: We just gave a significant to  
17 police officer. It is about money.  
18 COMMISSIONER MOORE: Well, that's what I said. It is  
19 about money. You said at 3:27 PM the policy and protocol  
20 because you try to jump down the jeep slope. I thought I  
21 was--  
22 COMMISSIONER: Mr. Chair.  
23 CHAIRPERSON FERGUSON: Hang on. Go through me,  
24 thought. Right?  
25 COMMISSIONER MOORE: I'm going through you.

1 CHAIRPERSON FERGUSON: Go through me.  
2 COMMISSIONER MOORE: Right. So we're talking about  
3 protocols. It is about money. The love of money is the  
4 root of all evil.  
5 CHAIRPERSON FERGUSON: Wait. Hang on.  
6 COMMISSIONER BANKS: That's the word.  
7 CHAIRPERSON FERGUSON: So, hang on. I hear it from  
8 both, right? So why don't you make a motion right now so  
9 we can put this to rest? Make a motion.  
10 CHAIRPERSON HOLT: Through the Chair.  
11 CHAIRPERSON FERGUSON: I'm sorry. Hang on. Go ahead  
12 CHAIRPERSON HOLT: Please. We do have a projected  
13 spreadsheet that goes through, I think 23 through 24. We  
14 received that information quite some time ago. So before  
15 we start talking about how much those two positions were  
16 earned today, I think we need to look at that  
17 spreadsheet.  
18 CHAIRPERSON FERGUSON: Absolutely. Sure should.  
19 COMMISSIONER BERNARD: Mr. Chairman, if I may through  
20 the Chair. One, we need the copy of the position  
21 description. Number two, we need a salary range the City  
22 of Detroit has for those positions. We're just talking,  
23 and this is to the question. The whole Board needs that  
24 information.  
25 CHAIRPERSON FERGUSON: Absolutely.



1 COMMISSIONER BERNARD: The fact that they're no  
 2 longer, I will support your motion that they're no longer  
 3 in those positions. But there are perks with that job  
 4 like free insurance, free gas, free car. That's another  
 5 10,000 a year. So all of that has to be withdrawn today  
 6 as well.  
 7 CHAIRPERSON HOLLEY: Mr. Chairman.  
 8 CHAIRPERSON FERGUSON: Yes, sir.  
 9 CHAIRPERSON HOLLEY: Since I brought it up, if you  
 10 would please just consider it. That's all I'm asking.  
 11 CHAIRPERSON FERGUSON: Absolutely. We're considering  
 12 it.  
 13 CHAIRPERSON HOLLEY: To Commissioner Moore, who I  
 14 love, very much walking out on me. But I'm just saying to  
 15 you is that nobody around this table have to be in love  
 16 with money to have money. I'm looking. I know how people  
 17 drove up here. I'm looking at all of us, how we dress,  
 18 how we act. I'm just saying to you, it's just not about  
 19 the money. It's about the loyalty of people and giving  
 20 them compensation for the years that they've put into  
 21 this. That's all I'm asking. I'm okay with this. I talked  
 22 to the Personnel Committee and I'm okay with that. I'm  
 23 okay with the recommendation of what you have here. I'm  
 24 okay with that. Not that making this one principle will  
 25 make a difference, but I do feel like loyalty means a lot

1 to me. That's all I'm saying.  
 2 COMMISSIONER HERNANDEZ: Mr. Chairman.  
 3 CHAIRPERSON FERGUSON: I got you. I understand. Yes.  
 4 Commissioner Hernandez.  
 5 COMMISSIONER HERNANDEZ: If I might through the  
 6 Chair.  
 7 CHAIRPERSON FERGUSON: Yes.  
 8 COMMISSIONER HERNANDEZ: It's submitted in writing  
 9 through you. I'd be more than happy to conduct in  
 10 partnership with HR, a review of current state for both  
 11 of those employees and their positions, and then make a  
 12 subjective decision based on that recommendation. If it  
 13 goes through you in writing, I'd be happy to if you  
 14 direct me.  
 15 CHAIRPERSON FERGUSON: Fantastic. See how we're  
 16 coming down?  
 17 CHAIRPERSON HOLLEY: I appreciate that.  
 18 COMMISSIONER PRESSLEY: Through the Chair.  
 19 CHAIRPERSON FERGUSON: Yes.  
 20 COMMISSIONER PRESSLEY: A question in that matter,  
 21 because it sounds like the justification for this is the  
 22 years of service that they have provided. Would that then  
 23 provoke us for other employees that we have and OCI based  
 24 on their years of service to also receive the extent of  
 25 their salaries?

1 CHAIRPERSON FERGUSON: I agree.  
 2 COMMISSIONER BERNARD: Mr. Chairman let's keep it  
 3 clean.  
 4 CHAIRPERSON FERGUSON: Yeah. We're going to do that.  
 5 COMMISSIONER BERNARD: Don't get into all that.  
 6 COMMISSIONER MOORE: Through the Chair. Commissioner  
 7 Burton had been raising his hand for a while.  
 8 CHAIRPERSON FERGUSON: I was coming to him.  
 9 COMMISSIONER MOORE: I didn't know you saw.  
 10 CHAIRPERSON FERGUSON: I saw.  
 11 COMMISSIONER BURTON: I'm sorry, Mr. Chairman.  
 12 CHAIRPERSON FERGUSON: No, it's okay.  
 13 COMMISSIONER BURTON: I don't know where to begin.  
 14 I'm going to be as concise as possible. I've seen a lot  
 15 of changes on the Board over the years and your  
 16 leadership today. I know you're going to do what you feel  
 17 is best for this Board. You put something in writing for  
 18 a review, just like Commissioner Hernandez has said. I  
 19 support that. I'll be willing to support that. But  
 20 overall, we have to appear to be fair. We cannot be  
 21 acting outside of fairness. We have a huge staff if you  
 22 count OCI, you count the Board's office and so forth.  
 23 COMMISSIONER BURTON: We just don't want to find  
 24 ourselves in a litigation type scenario going forward. I  
 25 think if you look at these interim positions they were

1 compensated for that time in those positions.  
 2 COMMISSIONER BERNARD: Correct. But--  
 3 CHAIRPERSON FERGUSON: He has the floor.  
 4 COMMISSIONER BURTON: But even prior to getting that  
 5 interim position, one individual also received what  
 6 appeared to be a promotion when they became Policy  
 7 Manager, Director, whatever that classification was. That  
 8 was a pay raise right then and there that they really  
 9 never served in that capacity because they just moved  
 10 right into another position with another raise. We really  
 11 need to really look at this. I'm willing to stick around  
 12 after the meeting if anyone likes to talk or whatever. I  
 13 know you're going to look into it, and I know you're  
 14 going to do what you feel is best. I support you. I  
 15 support Commissioner Hernandez and I support what's best  
 16 for the commission. But we have to be in compliance, and  
 17 we cannot appear to have any nepotism or favoritism. I  
 18 know that he wants the best for this Board. Thank you,  
 19 Mr. Chairman.  
 20 CHAIRPERSON FERGUSON: Thank you. Now we're going to  
 21 move into the BOPC committee reports. How many reports  
 22 did we have, Mr. Brown? Do we have any?  
 23 MR. BROWN: We only have one report and that was from  
 24 Chairperson Carter for the Policy Committee.  
 25 CHAIRPERSON FERGUSON: Fantastic. Commissioner

1 Carter, are you ready to report out?  
 2 COMMISSIONER CARTER: Yesterday, we just reviewed the  
 3 policies that the Board should be reviewing right now  
 4 that was distributed to you. Those policies include the  
 5 gun detection device policy, as well as the – thank you –  
 6 officer involved shooting policy. So please  
 7 commissioners, look at those policy. I know I asked last  
 8 week for you to do that. I'm asking again this week. So  
 9 hopefully we'll get to it next week for a vote.  
 10 CHAIRPERSON FERGUSON: That'll be January 5th.  
 11 COMMISSIONER CARTER: The new year. January. Okay.  
 12 January. Thank you.  
 13 CHAIRPERSON FERGUSON: I would like someone to make a  
 14 motion to adjourn.  
 15 COMMISSIONER BERNARD: So moved.  
 16 COMMISSIONER: I second.  
 17 CHAIRPERSON FERGUSON: Any discussion? All in favor?  
 18 COMMISSIONERS: Aye.  
 19 CHAIRPERSON HOLT: Merry Christmas.  
 20  
 21 (Meeting Adjourned at 4:27pm)  
 22  
 23  
 24  
 25

1  
 2 STATE OF MICHIGAN )  
 3 )  
 4 COUNTY OF WAYNE )  
 5  
 6 RECORDER'S CERTIFICATE AND NOTARIZATION  
 7  
 8 I, Donald Handyside, Court Recorder, do  
 9 hereby certify that on December 15, 2022, at 3:00  
 10 p.m., I did record the Detroit BOPC meeting, the  
 11 same being later reduced to typewriting and that the  
 12 foregoing is a true and accurate transcription of  
 13 said electronic recording taken at such time and  
 14 place.  
 15 I further certify that I am not related to  
 16 or employed by any party of this cause or their  
 17 respective counsel.  
 18  
 19 \_\_\_\_\_  
 20 DONALD HANDYSIDE (CER 1464)  
 21 Notary Public  
 22 My Commission Expires: 5/6/2027  
 23  
 24  
 25

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