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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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May, 25 2023 at 3:00 P.M.

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1 CHAIRPERSON FERGUSON: Dr. Davenport, go ahead with
2 you case.

3 DR. DAVENPORT: Yes.

4 CHAIRPERSON FERGUSON: Go ahead, sir.

5 DR. DAVENPORT: Yes. Father God, thank you for this
6 blessed day. Thank you for this gathering of leaders.
7 Thank you, Lord for this Board, who has been given the
8 charge to be the gatekeeper for the city, as well as the
9 contenders for the officers and men and women of the
10 Trade police department. We pray, Lord, that you continue
11 to bless them with the wisdom and the fortitude to get
12 the job done. We thank you for blessing their families,
13 their individual businesses, and all those to participate
14 in the process to make sure we have the greatest
15 department in the city, the state, and the world. We
16 thank you for this opportunity. In Jesus' name. Amen.

17 CHAIRPERSON FERGUSON: Amen. So we do not have a
18 quorum, so we are going to go straight to oral
19 communications. Mr. Brown.

20 MR. BROWN: Good afternoon, Mr. Chair. Currently
21 there are four speakers, and I'll call those in
22 attendance. Ms. Fredia Butler, followed by Minister. Eric
23 Blount.

24 MS. BUTLER: Good afternoon.

25 CHAIRPERSON FERGUSON: Good afternoon.

1 MS. BUTLER: Commissioners, on May 4th, an officer
2 was being promoted to the position of Commander without
3 having been vetted by the Board of Police Commissioners.
4 You requested a week to review the officer's credentials.
5 The officer had already moved in at the precinct. At the
6 very next meeting, which was held May 11th, you promoted
7 the officer. What kind of vetting did you do? Now, the
8 officer has been removed from the position. I don't know
9 why he was removed, but from my observation, there would
10 be some serious concerns if he had stayed. Our
11 neighborhood police officers are doing outstanding work
12 in our communities. They have set up cameras to identify
13 people illegal dumping, and they are mentors for our
14 children. Commissioners. I believe in going to the source
15 to solve any issue. A gentleman calls in frequently
16 naming several officers of misconduct.

17 MS. BUTLER: He should come in and face the Board
18 with proof of misconduct by the officers he's accusing. I
19 spoke with Captain May, who is one of the officers being
20 accused by the caller, and I believe Captain May's
21 explanation. As citizens, we should ask questions, but be
22 willing to come before the Board that is the civilian
23 oversight of the police department, with our concerns and
24 receive answers. Commissioner Burton, please respect your
25 position as a commissioner. Thank you.

1 CHAIRPERSON FERGUSON: Thank you.

2 MR. BROWN: Minister. Blount.

3 MINISTER BLOUNT: Good afternoon, Board.

4 CHAIRPERSON FERGUSON: Good afternoon.

5 MINISTER BLOUNT: I am Minister. Eric Blunt from
6 Sacred Heart Catholic Church right here in Detroit. I
7 didn't see it on the agenda, so I don't think anyone's
8 going to mention it here today, so I'll have to. Today is
9 the third-year memorial of George Floyd being murdered by
10 the police department. Police report said he died of
11 medical incidents, but now we know it is not true. The
12 only way we know it's not true is because of a 16-year-
13 old Black girl, woman, young lady who decided to step
14 forward. She had seen enough. So, everyone under the
15 sound of my voice, I want you to remember her name,
16 Darnell Frazier. She was going to the same store George
17 Floyd was. Her cousin wanted the little piece of candy,
18 but when she seen what was being done to George Floyd,
19 she pulled out her cell phone and recorded it all so that
20 the police report would be shown to be a lie.

21 MINISTER BLOUNT: So today is the deadline that the
22 police department here in Detroit had given us. If I'm
23 wrong, correct me. That the full videotaped killing of
24 Porter Burks would be released not only to the Board, but
25 to the whole citizenry of Detroit. If I am wrong, please

1 correct me. I know it has not been released yet. Thank
2 you.

3 MR. BROWN: Mr. Chair, your next set of speakers
4 would be Ms. Janita Williams, followed by District 4 CAC
5 Secretary Scotty Boman.

6 MS. WILLIAMS: Hello. This is my third week here
7 complaining about the issues I've been having with you
8 guys. From the OCI to the Board of Commissions, the issue
9 I've been having for the last two and a half years with
10 this woman is still going on. I cannot understand how
11 this is happening in the city of Detroit in 2023. All
12 these illegal activities. I have illegal cameras in my
13 house, listening devices. When she came to my house, home
14 invaded my home illegally. Let's not even talk about the
15 report. When I came to your OCI office, that detective
16 sat in my face and lied about the cameras. You all say
17 you want transparency. I can't get it because every time
18 I go to the police department to file a report on her,
19 they're lying about the cameras being recorded, being
20 played.

21 MS. WILLIAMS: I mean, having them recorded. They're
22 not recording the conversations I'm having. So I received
23 a letter. I went to the OCI on the 10th of May, received
24 a letter. It was dated the 12th. That investigation is a
25 lot of BS. So I went to the Feds last week and I'm going

1 to continue to go because this needs to be rectified. You
2 guys cannot do your job correctly. You all don't need to
3 be here. From the city, from the sheriff department, the
4 chief of police. The Feds need to come in and do
5 something about the city in corruption. That's where I'm
6 at today. Yeah. Her name is Nikita Wilson.

7 MR. BROWN: Mr. Boman.

8 MR. BOMAN: Hello. First of all, I'm disappointed
9 that you don't even have a quorum. I think that's the
10 responsibility of all of us elected officials to do that.
11 I didn't hear the roll call, so, it's a little hard
12 looking on this little screen to figure out exactly who
13 did and did not attend it. We didn't have any audio until
14 the reading of the prayer. So that's disappointing. Also,
15 it's disappointing to hear that an officer was promoted
16 before the Board of Police Commissioners voted on it.
17 It's not the order it's supposed to happen in. Now back
18 to this issue that we've had going on about license plate
19 scanners. That is a topic that really needs to be fully
20 dealt with before there's any vote on it. I guess there's
21 not any official vote happening today, but something to
22 think about in the future. One thing is you have a
23 committee devoted to investigating it, and it definitely
24 shouldn't be voted on until the committee report has been
25 released to the rest of the Board and they've been given

1 a proper amount of time to look at it.

2 MR. BOMAN: I understand the ACLU is doing a
3 presentation today, I hope that is also informative. Any
4 commissioners that are missing today's meeting, they
5 really need to tune in and listen to our comments and
6 watch the reports being given at this meeting so that
7 they're better prepared at the next meeting. This is a
8 serious job and it has consequences and it's unfortunate
9 that not everybody is taking the responsibility
10 seriously. I do applaud the commissioners who are
11 attending today. I just regret that your colleagues are
12 not apparently as committed as you. Maybe some people
13 have emergency situations. I doubt that many have
14 emergency situations all at once. Have a good Memorial
15 Day weekend coming up too. Take care.

16 MR. BROWN: Mr. Chair, your next set of speakers
17 would be Ms. Marguerite Maddox, followed by Former
18 Commissioner William Davis.

19 CHAIRPERSON FERGUSON: Go ahead Ms. Maddox.

20 MS. MADDOX: Hello?

21 CHAIRPERSON FERGUSON: Hello.

22 MS. MADDOX: Can you hear me okay?

23 CHAIRPERSON FERGUSON: Yes, we can hear you just
24 fine.

25 MS. MADDOX: Okay. I would like to comment on the

1 ATVs because they are dangerous to all of us. What do we
2 do? Do we make sure that the ATVs are being accountable
3 for their action. We need to hold their parents
4 accountable and the gas station accountable. Thank you.
5 I'm done.

6 CHAIRPERSON FERGUSON: Thank you.

7 COMMISSIONER BERNARD: Thank you.

8 MR. BROWN: Former Commissioner Davis.

9 MR. DAVIS: Good afternoon. Can I be heard?

10 CHAIRPERSON FERGUSON: Yes, we can hear you.

11 MR. DAVIS: Okay. I'd like to start off by saying for
12 a year before I got elected, and since then I have not
13 missed a single meeting. I think it's horrible we have so
14 many commissioners that regularly don't attend the
15 meetings. Also, I'd like to say that since the Board is a
16 regular printout of the Green Light locations, you all
17 should also find out whether or not all the Green Light
18 locations are actually licensed. It looks bad for there
19 to be a Green Light location not to be licensed. It looks
20 to some people like this clerk that was behind the window
21 there is getting preferential treatment because he's
22 related to a state representative. Also, just so that you
23 know, Detroit NAN had an excellent event this past
24 Tuesday where we were passing out the information to help
25 sign people up for the internet to help close the digital

1 divide.

2 MR. DAVIS: We also gave out some laptops. This Board
3 should think about doing something like that too. You all
4 should think about doing something that you are actually
5 in the community actually helping people instead of not
6 doing anything. There's a whole lot more this Board
7 should be doing, especially as it relates to even the
8 license plate readers. It's hard for the public to know
9 if this is a good or a bad thing if you only get one
10 dimension, one side. You need balance. The public needs
11 to think that you are more than rubber stamps. Have a
12 great day.

13 MR. BROWN: Mr. Chair, your next set of callers we be
14 calling with the last three numbers 315 and Ms. Aol
15 Evans. 315.

16 CALLER 315: Okay. Happy Thursday. You can hear me
17 clearly?

18 CHAIRPERSON FERGUSON: Yes, we can hear you.

19 CALLER 315: Thank you. I would like to say hello to
20 the police commissioners and also to the community. I
21 would like to request you, anybody, to ask the legal
22 department to investigate the locking of these stores. I
23 do believe that if that door had not been locked, those
24 people would not be dead or harmed. So if the legal
25 department can find out whether or not that is legal so

1 that it can be corrected. The training it seems of these
2 store owners is because more of them haven't done it,
3 they locked the doors. The other issue I have to point
4 out is the stores that are not licensed. As a body, I
5 would like you to request the investigation of all of the
6 stores to find out if they are legally and fully licensed
7 as well as insured. As the co-founder of Hood Research,
8 we as a body stand behind these requests. Thank you.

9 MR. BOMAN: Ms. Evans.

10 CHAIRPERSON FERGUSON: Mrs. Aol Evans.

11 MS. EVANS: Look, I don't do public speaking, so I'm
12 going to do the best I can. I'm here. I'm being used and
13 abused badly by law enforcement. My insurance, long story
14 short, I stood up to a drug dealer, child trafficker the
15 whole nine yards. I wouldn't cut my bushes down and I was
16 not scared of them. So now they had him switch it around.
17 I'm born in the game because I wasn't scared of them. My
18 insurance has been taken away which I've had since I was
19 17 years old. I worked for Ford Motor Company, and I
20 worked various jobs, but I've had insurance. I've had
21 Blue Cross, Blue Shield, Medicare, Medicaid. I've just
22 had it so long ago. I went to your police department,
23 Third Precinct, and I went in there for help.

24 MS. EVANS: That's it. They gave me 8 by 10 piece of
25 paper with three columns of shelters. Right. Okay. So I

1 asked the officer, I said, can you just check some of
2 them to see how they could accommodate me? A little bit
3 longer. I'm not familiar with shelters. I've owned a home
4 for over 40 years until it was stolen. They went behind
5 the bulletproof glass. So I stood there waiting and I
6 went to the window and he said, I like that. Then, so I
7 said, well, this may take a little bit of time. So I
8 proceeded out the door and I guess when he noticed I was
9 gone he ran out and then the other officer came out. I'm
10 like, what is going on? Because I was barely in there for
11 five minutes.

12 CHAIRPERSON FERGUSON: Hang on. We hear you. Right.
13 We have some people in here that's going to be able to
14 help you. DC, Second Deputy Chief.

15 MS. EVANS: Nobody's helping me.

16 CHAIRPERSON FERGUSON: She's going to help you right
17 now. She's right here in the room. We got her for you.

18 MS. EVANS: No, wait a minute. She turned around and
19 came out.

20 CHAIRPERSON FERGUSON: We got somebody.

21 MS. EVANS: She came out and two other officers came
22 and told me to get in. I'm like, get in the car for what?

23 CHAIRPERSON FERGUSON: Ma'am I do understand. We have
24 somebody that's going to help you. She's right there.
25 She's already standing up right now. So she's going to

1 help you. Before you leave here, she'll help you.

2 MS. EVANS: Okay.

3 CHAIRPERSON FERGUSON: But your time is up. You only
4 have two minutes. I'm sorry.

5 MS. EVANS: Okay. Well, let me start over with two
6 minutes.

7 CHAIRPERSON FERGUSON: No. You can't start over with
8 two minutes and two minutes already up.

9 MS. EVANS: Look, I'm living in a car.

10 CHAIRPERSON FERGUSON: Ma'am, please. We have got
11 people that's going to help you right here. You came to
12 the right place.

13 MS. EVANS: Yeah. I was here before. They didn't do
14 anything.

15 CHAIRPERSON FERGUSON: You came to the right place.
16 We have got the top person that's going to help you.

17 CHAIRPERSON HOLLEY: Mr. Chairman.

18 CHAIRPERSON FERGUSON: Right Here. Can you help her?

19 CHAIRPERSON HOLLEY: Mr. Chairman.

20 CHAIRPERSON FERGUSON: She's going to help you.

21 CHAIRPERSON HOLLEY: Assistant Chief. Don't look at
22 me like you're mad at me.

23 MS. EVANS: I was sent to a mental ward.

24 CHAIRPERSON HOLLEY: Yes. That's what I'm asking you.

25 MS. EVANS: For no reason.

1 CHAIRPERSON HOLLEY: Are you homeless?

2 MS. EVANS: Yeah, I was sent to a mental home for no
3 reason.

4 CHAIRPERSON HOLLEY: I'm just saying that is your
5 problem. You're homeless. Is that the problem?

6 MS. EVANS: Well, yeah, I didn't make myself that
7 way.

8 CHAIRPERSON HOLLEY: So I'm asking you, I'll meet you
9 outside and I'll help you tomorrow, okay? Just give me
10 the gift score. If you're homeless, I can help you. If
11 you need help in the police department, then we got
12 somebody to sign you for that. Now, that's the only thing
13 we can do. But I can help you with the homeless thing. If
14 you could help. He won't help you with the police.

15 MS. EVANS: Okay. Well, people need to know.

16 CHAIRPERSON HOLLEY: I know, but I'm just saying to
17 you because of time.

18 MS. EVANS: Police department to ask for help.

19 CHAIRPERSON HOLLEY: Right. I'm trying.

20 MS. EVANS: I was sent to a mental ward.

21 CHAIRPERSON FERGUSON: Ma'am, we've got you. We got
22 you. She's right there. She's going to turn to you right
23 now. Right there.

24 MR. BROWN: Mr. James Ford.

25 MR. FORD: Good evening counsel. I'm James Ford.

1 CHAIRPERSON FERGUSON: Welcome back, sir.

2 MR. FORD: Say that again.

3 CHAIRPERSON FERGUSON: Welcome back.

4 MR. FORD: Thank you very much. God bless everybody.

5 I'm James Ford from the Obama weekend, and I just want to
6 say I've been to eight states, 16 major cities, and I'm
7 just glad to be here again. But I'm sad to know that I
8 came back and there's two people that lost loved ones.
9 Two rain, red lights, and traffic. It is terrible.
10 Downtown is safe, but I'm going to be very short. I just
11 want to say this when I'm talking. I'm not talking for
12 the people out there. I'm talking for the people in here.
13 You all are vulnerable. I want you people to understand
14 it. Just because you're a council, doesn't mean that you
15 won't get hit. But I just say this, I'm trying to help
16 everybody in this room when I say that people are getting
17 hit and hurt.

18 MR. FORD: But I have good news for you. I just want
19 to say this. I was in Tampa, Florida, and I was in
20 Houston, Texas. They send people from Tampa, Florida and
21 Houston, Texas to Detroit to study the river walk. You
22 have been voted in the Tampa Tribune as the best river
23 walk in the nation.

24 COMMISSIONER BERNARD: Correct.

25 MR. FORD: I just want to let you people know that I

1 was happy. I was watching it. I'm from Detroit and all
2 that standing up. So just be happy with what you do. Now
3 if you put concentrated on the river walk and you got the
4 best one in the nation, let's have something else that's
5 the best. God bless everybody. I'm happy to be here.
6 Thank you. You are good people. Thank you very much.

7 CHAIRPERSON FERGUSON: Thank you.

8 MR. BROWN: Mr. Chair, your next speaker will be
9 Chris Gilmer Hill.

10 CHAIRPERSON FERGUSON: Mr. Hill.

11 MR. HILL: Hi. Hello. Can I be heard?

12 CHAIRPERSON FERGUSON: Yes, go right ahead, sir.

13 MR. HILL: Hi, my name's Chris Gilmer Hill, lifelong
14 resident of District 2. I am calling in specifically to
15 give comment regarding the suspension of Rules and Motion
16 by Commissioner Pressley last meeting. I want to stress
17 that that motion was not in order. The suspension of the
18 rules was a, out of order in the first place and should
19 not have been performed. But b, the motion that came
20 after the suspension of the rules did not fall under the
21 scope of that initial motion to suspend the rules.
22 Specifically, this Board has not voted to formally
23 approve any policy relating to license plate readers. I
24 would urge the entire Board to allow those policies to go
25 through the Policy Committee and not take up anything

1 until the like due course has been followed for those
2 specific proposals.

3 MR. HILL: Again, these policies, these guidelines,
4 these procedural formalities around this process aren't
5 just formalities. These are the rules about how this is
6 done. That's not something that we can just spend willy-
7 nilly if we decide that things aren't being rubber
8 stamped as quickly as we would like. You have a duty to
9 the people of Detroit to actually do due diligence and
10 look at the proposals and the policies that come before
11 you, and to criticize them, not just rubber stamp things
12 for the police department. To that end, I don't think it
13 would be in order to try to advance anything out of the
14 BOPC that hasn't gone through the normal channels of
15 Policy Committee. And lastly, I once again urge all
16 members who are on the Policy Committee to attend those
17 meetings.

18 MR. HILL: Those aren't just an optional thing that
19 can be opted out of if you decide that you don't like the
20 other people on the committee. That's part of your job as
21 police commissioners. I want to thank commissioner Willie
22 Burton once again for being one of the only ones to
23 consistently show up on this issue and on policy issues
24 in general. I would urge the entire rest of the board to
25 take policy seriously and to take seriously your role as

1 overseers of the police department on behalf of the
2 people of Detroit. Thank you.

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

4 CHAIRPERSON FERGUSON: Last speaker. Thank you.

5 COMMISSIONER BERNARD: Mr. Chairman.

6 CHAIRPERSON FERGUSON: Yes.

7 COMMISSIONER BERNARD: If I may just want to address
8 one question that was raised during public comment.
9 Number one, it is against the law in the city of Detroit
10 for a business, including this business, this building to
11 lock doors so that people cannot exit you. That's what it
12 says. Exit and red lights in any establishment, you
13 cannot be locked in. That's why you're supposed to have
14 breaker doors. Doors open out. It's a violation of the
15 fire code. It's a \$500 fine if in fact it doesn't occur.
16 But you could get repeat violations for every day that
17 that happens. The second thing that they asked were the
18 stores insured Mr. Chairman. Under City ordinances, every
19 business has to be licensed to do business in the City of
20 Detroit. Part of that license is a certificate of
21 compliance that says that the building is up to code
22 i.e., that it has the breaker doors that I'm talking
23 about that are on these doors you see here. As well as
24 plumbing issues and everything else.

25 COMMISSIONER BERNARD: Every commercial business in

1 the city of Detroit is required to be in compliance and
2 get that license every year. So I just wanted you to be
3 aware of that Mr. Chairman. In terms of Green Light
4 locations, your question. I agree with you. A precursor
5 to getting authorized for a Green Light and for the City
6 of Detroit monitoring, it should be that the business is
7 properly licensed. Apparently based on what was said here
8 today that's not the case. Then, thank you Minister.
9 Blount for reminding us about George Floyd's unfortunate
10 demise and about the fact that we are supposed to have
11 the tape today of the killing of Porter Burks, I believe
12 his last name is available to the public. I will follow
13 up on that. Finally, I apologize for not being here last
14 week. I was in Washington. Everyone here knows my only
15 parents are 93 and 90. They're in Walter Reed Hospital.
16 That's where I was for the last eight days. Thank you.

17 COMMISSIONER BERNARD: Thank you.

18 COMMISSIONER BERNARD: Thank you, Mr. Chairman for
19 allowing me to make that comment.

20 CHAIRPERSON FERGUSON: Yes. Introduction of
21 commissioners.

22 MS. SHAW: Chairman Bryan Ferguson – Here, District
23 1.

24 MS. SHAW: Vice-Chair Annie Holt – I apologize for
25 being late. Yes, I'm here. Vice-Chair Annie Holt, At-

1 Large.

2 MS. SHAW: Commissioner Willie Bell submitted an
3 excused absence.

4 MS. SHAW: Commissioner Linda Benard – Attorney Linda
5 Bernard, present. Thank you everyone for being here
6 today. It's a pleasure to see you.

7 MS. SHAW: Commissioner Willie Burton – Commissioner
8 Willie Burton is present on behalf of the citizens of
9 Detroit.

10 MS. SHAW: Commissioner Lisa Carter submitted an
11 excused absence.

12 MS. SHAW: Commissioner Jesus Fernandez – Present.

13 MS. SHAW: Commissioner Jim Holley – Present.

14 MS. SHAW: Commissioner Ricardo Moore also submitted
15 an excused absence.

16 MS. SHAW: Commissioner QuanTez Pressley – Here.

17 MS. SHAW: Commissioner Cedric Banks indicated that
18 he will be late.

19 CHAIRPERSON FERGUSON: Fantastic. Now, I would like
20 to have approval of the agenda for May 25th.

21 CHAIRPERSON HOLLEY: So move.

22 COMMISSIONER: Second.

23 CHAIRPERSON FERGUSON: Under discussion. Let me
24 clarify why some items on the agenda today, at least last
25 week's meeting, this board voted to support the expansion

1 of license plate readers. The action that is still
2 outstanding is adoption. Let me make that clear. The
3 adoption of the surveillance technology specification
4 report means a report has to go along with it. It is
5 needed to be moved that the expansion move out of this
6 Board and moving forward. Today, our Board Secretary will
7 give her presentation on the report and the status of the
8 edits. Then the Board will vote on adoption of the
9 surveillance report under unfinished business. So be
10 ready for that.

11 COMMISSIONER PRESSLEY: Through the Chair.

12 CHAIRPERSON FERGUSON: Yes.

13 COMMISSIONER PRESSLEY: This would need the
14 assistance of the parliamentarian because we're in the
15 midst of approving the agenda. Would I amend the motion
16 to move unfinished business after the presentation of the
17 Board?

18 PARLIAMENTARIAN DR. FRANCIS JACKSON: Commissioner,
19 you can move to amend the agenda to move that
20 presentation. Since this is being done during the
21 adoption of the agenda, you only need majority vote to
22 have that motion adopted. Or it can be done through
23 unanimous consent if there's no objection.

24 COMMISSIONER PRESSLEY: Okay. So my rationale for
25 that is, again, we usually have challenges making sure we

1 have the attendance for a vote. So to put it right after
2 the presentations, while we're here about LPR from ACLU
3 as well as the public hearing. Which gives us the
4 opportunity to make that vote prior to the Chief's
5 report, Board Secretary report and final announcements in
6 new business.

7 PARLIAMENTARIAN DR. FRANCIS JACKSON: That motion
8 will require us a second.

9 CHAIRPERSON FERGUSON: Now, wait, hang on. Still in
10 discussion.

11 COMMISSIONER: Second.

12 CHAIRPERSON FERGUSON: The two are going to go
13 together. Secretary's report and ACLU. Those two are
14 going to go together. So the ACLU is going to present
15 first, and then the Board Secretary is going to tell why.

16 COMMISSIONER PRESSLEY: Correct. I'm just asking that
17 we move items of unfinished business after the
18 presentations to the Board.

19 CHAIRPERSON FERGUSON: Fantastic. So we're just going
20 to move, okay.

21 COMMISSIONER BURTON: Under discussion, Mr. Chairman.

22 CHAIRPERSON FERGUSON: Yes.

23 COMMISSIONER BURTON: I just want this body to know
24 as the Chair of the Policy Committee our committee is
25 still currently looking at this line item. We have not

1 worked on this. It's premature to pass this today without
2 the adoption or the approval or non-approval by our
3 committee. So, right now, this item is still in our
4 committee. We have not worked on this. We had one
5 discussion that covers technology. We had another meeting
6 that was scheduled the following day, apparently, we were
7 not able to meet. But we are looking to bring this back
8 so our committee can work hard on the behalf of the
9 citizens of Detroit on giving our recommendation from the
10 Policy subcommittee.

11 CHAIRPERSON FERGUSON: Okay?

12 COMMISSIONER BURTON: Those committee members that
13 will be working on this would be myself as Chair,
14 Commissioner Linda Bernard and also Annie Holt, who sent
15 an email, basically saying that she was not able to
16 attend. So whenever we have something that we need to
17 vote on or need to work on for that matter, for some
18 reason she's never available so we can actually get that
19 work done. But I do feel confident that this committee
20 can really give our recommendations. So right now, we
21 have not given the update nor recommendations on this. So
22 therefore, it'd be very premature to vote on this today
23 because our committee has not worked on this.

24 CHAIRPERSON FERGUSON: Okay. So let me unravel some
25 stuff here. VC Holt gave me her resignation to be off of

1 your committee, and I accepted it. So now you have a
2 committee of yourself and Commissioner Bernard. Now you
3 both have to meet for it to be a quorum.

4 COMMISSIONER BURTON: So, Mr. Chair—

5 CHAIRPERSON FERGUSON: Let me finish.

6 COMMISSIONER BURTON: The Policy Committee have not
7 even received that letter.

8 COMMISSIONER PRESSLEY: Point of order. Is that
9 germane to the agenda.

10 CHAIRPERSON FERGUSON: Sir, let me finish. Let me
11 finish. So that means you have—

12 COMMISSIONER PRESSLEY: That point of order hasn't
13 been recognized.

14 CHAIRPERSON FERGUSON: I'm sorry. Let me finish this
15 first, sir.

16 COMMISSIONER PRESSLEY: I don't know if it's germane
17 to the motion that—

18 CHAIRPERSON FERGUSON: I know. Let me finish. Let me
19 help him. So here it goes. So now you have a committee of
20 two, which is okay. You and Commissioner Bernard can
21 meet. I'm asking you right now on record, when is that
22 policy going to come out of your committee? Since you
23 have all the documents and you've been circulating, when
24 should we, this Board and the public expect for that to
25 come out of committee? Will it be next week?

1 COMMISSIONER BURTON: For starters, the Policy
2 Committee have not looked at this. Commissioner Linda
3 Bernard—

4 COMMISSIONER PRESSLEY: Point of order. This will be
5 the conversation for the unfinished business. So we can't
6 have that now.

7 CHAIRPERSON FERGUSON: You're right about that
8 because he can't give me a thing. So we're going to move
9 on.

10 COMMISSIONER BURTON: For the public, we are not
11 going to rubber stamp a policy.

12 CHAIRPERSON FERGUSON: We're not talking about rubber
13 stamps. You're chair of this.

14 COMMISSIONER BURTON: We'll do our due diligence.

15 CHAIRPERSON FERGUSON: I'm just asking what is the
16 date.

17 COMMISSIONER BURTON: To give our recommendations
18 from the Policy Committee.

19 CHAIRPERSON FERGUSON: Right. I'm asking you for a
20 date since you're the Chairman.

21 COMMISSIONER BURTON: We are looking at it right now.

22 CHAIRPERSON FERGUSON: Okay.

23 COMMISSIONER BURTON: It's under advisement with our
24 committee.

25 CHAIRPERSON FERGUSON: Commissioner. I mean...

1 ATTORNEY ADAM SAXBY: I'm sorry. Through the Chair. I
2 want to clarify what the intent is here, because the
3 Board last week voted to move to approve the Chief's
4 recommendation to expand the LPR, which would then
5 effectively move that onto city council. That's already
6 been acted upon and approved. That was an unqualified
7 motion. So there was no provided X or depending on Y. Now
8 that said, and as a matter of first impression, I don't
9 see any legal prohibition on the Board voting to adopt a
10 report. But everything that goes into the Chief's
11 recommendation to move that matter forward was
12 necessarily encompassed in the previous motion.
13 Therefore, it is my recommendation, if the Board's intent
14 is to undo that recommendation to move it forward, it
15 would be a motion to reconsider.

16 ATTORNEY ADAM SAXBY: I would defer to the
17 parliamentarian on what that would look like. But the
18 Board would need to reconsider that motion because from a
19 legal perspective, that motion necessarily encompassed
20 everything that came with moving that matter forward. I
21 just want to be clear on that because I'm a little
22 unclear on what the goal is here.

23 COMMISSIONER BERNARD: I'm the lawyer. I disagree
24 with you and the former managing attorney for the City of
25 Detroit Law Department.

1 COMMISSIONER PRESSLEY: Thank you. I thought we were
2 approving the—

3 CHAIRPERSON FERGUSON: We're getting ready to do that
4 right now. Okay. So now we're going back to the original
5 motion. It has been seconded, been discussed. Now, Ms.
6 Shaw, can you give us a roll call on that.

7 MS. SHAW: Mr. Chair.

8 CHAIRPERSON FERGUSON: I'm sorry.

9 PARLIAMENTARIAN DR. FRANCIS JACKSON: State the
10 motion.

11 CHAIRPERSON FERGUSON: State the motion, again,
12 Commissioner Pressley.

13 COMMISSIONER PRESSLEY: The motion is to approve the
14 agenda with the exception of moving unfinished business
15 behind presentation of the Board.

16 PARLIAMENTARIAN DR. FRANCIS JACKSON: Mr. Chairman,
17 those has to be two separates. The motion is to move
18 unfinished business to follow the presentation.

19 CHAIRPERSON FERGUSON: Okay.

20 PARLIAMENTARIAN DR. FRANCIS JACKSON: It can't be to
21 adopt the agenda and do that.

22 CHAIRPERSON FERGUSON: Okay.

23 PARLIAMENTARIAN DR. FRANCIS JACKSON: But he's
24 saying, what I believe the commissioner's trying to do is
25 to move an item from where it is to someplace else.

1 COMMISSIONER PRESSLEY: Correct.

2 PARLIAMENTARIAN DR. FRANCIS JACKSON: Right. So that
3 has to be the motion.

4 COMMISSIONER PRESSLEY: Okay. So my motion is to move
5 unfinished business behind presentation to the Board.

6 COMMISSIONER: Second.

7 CHAIRPERSON FERGUSON: All in favor?

8 COMMISSIONERS: Aye.

9 CHAIRPERSON FERGUSON: All opposed?

10 COMMISSIONER BURTON: Opposed.

11 CHAIRPERSON FERGUSON: Okay. So that has been
12 approved and adopted. So now.

13 COMMISSIONER PRESSLEY: Motion to approve the agenda.

14 PARLIAMENTARIAN DR. FRANCIS JACKSON: As amended.

15 COMMISSIONER PRESSLEY: As amended.

16 CHAIRPERSON HOLT: Second.

17 CHAIRPERSON FERGUSON: Any discussion? All in favor?

18 COMMISSIONERS: Aye.

19 CHAIRPERSON FERGUSON: All opposed?

20 COMMISSIONER BURTON: Opposed.

21 CHAIRPERSON FERGUSON: Okay. The approval for the
22 minutes has been approved. Approval for closed session.

23 COMMISSIONER PRESSLEY: That was the agenda, Mr.
24 Chair.

25 MS. SHAW: The agenda.

1 CHAIRPERSON FERGUSON: The agenda. I'm sorry for the
2 agenda.

3 COMMISSIONER PRESSLEY: Now we're on the minutes.

4 CHAIRPERSON FERGUSON: Now we're on approval for the
5 minutes for May 18th, 2023. Can I have a motion.

6 COMMISSIONER: So move.

7 CHAIRPERSON FERGUSON: Can I have a second.

8 CHAIRPERSON HOLT: Second.

9 CHAIRPERSON FERGUSON: Any discussion?

10 COMMISSIONER BURTON: Discussion.

11 CHAIRPERSON FERGUSON: Under the minutes of May 18th.
12 That's what the discussion is going to be for.

13 COMMISSIONER BURTON: Mr. Chairman, I'd like to I
14 like to advise to attend, to move to amend the draft
15 minutes from our previous meeting.

16 CHAIRPERSON FERGUSON: What minutes would that be?

17 COMMISSIONER BURTON: It was a motion by Commissioner
18 Pressley to support the Chief's recommendation. License
19 plate readers did not address any prior items of
20 unfinished business currently before the whole of the
21 Board of Police Commissioners and therefore did not fall
22 within the scope of prior motion to suspend the explicit
23 purpose of addressing unfinished business. Two, the
24 motion by Commissioner Pressley to support the
25 recommendation of the Chief is not equivalent to a motion

1 by the Board to approve any particular policy and pass
2 that approval to the city council because no
3 correspondence policy has been advanced out of Policy
4 Committee to appear as a matter of business for the whole
5 of the Board.

6 PARLIAMENTARIAN DR. FRANCIS JACKSON: Mr. Chairman.

7 COMMISSIONER BURTON: Therefore, I intend to move
8 that the draft minutes be amended to explicitly reflect
9 these two procedure facts prior to their approval without
10 these corrections of the record. I do not intend to vote
11 for the approval of these minutes.

12 CHAIRPERSON FERGUSON: Okay. Yes.

13 PARLIAMENTARIAN DR. FRANCIS JACKSON: The only way to
14 object to approval of the minutes is to have a factual
15 correction.

16 CHAIRPERSON FERGUSON: Correct.

17 PARLIAMENTARIAN DR. FRANCIS JACKSON: Not an
18 interpretation of what should have happened. Not an
19 interpretation of what someone else believed should
20 happen. In fact, the motion made by Commissioner Pressley
21 was accurately reflected in the minutes.

22 CHAIRPERSON FERGUSON: It was what now?

23 PARLIAMENTARIAN DR. FRANCIS JACKSON: The motion by
24 Commissioner Pressley was accurately reflected in the
25 minutes.

1 CHAIRPERSON FERGUSON: Okay.

2 PARLIAMENTARIAN DR. FRANCIS JACKSON: If there's a
3 correction to that motion, a factual correction that can
4 be heard.

5 CHAIRPERSON FERGUSON: Got you.

6 PARLIAMENTARIAN DR. FRANCIS JACKSON: But the only
7 way to object to correction of adoption of the minutes is
8 to have a factual correction.

9 CHAIRPERSON FERGUSON: All right. So we have under
10 discussion, so all in favor of approving the minutes for
11 May 18th.

12 COMMISSIONERS: Aye.

13 CHAIRPERSON FERGUSON: All opposed.

14 COMMISSIONER BURTON: Opposed.

15 COMMISSIONER BERNARD: Opposed to it.

16 CHAIRPERSON FERGUSON: Two opposing it. That approval
17 of the minutes has been approved. Now approval for the
18 closed session minutes for May 4th, 2023. Can I get a
19 motion to accept it?

20 CHAIRPERSON HOLLEY: So move.

21 CHAIRPERSON FERGUSON: Can I have a second. A second
22 for the minutes for the closed session.

23 COMMISSIONER: Second.

24 CHAIRPERSON FERGUSON: Second. Any discussion?

25 COMMISSIONER PRESSLEY: I do have discussion Chair.

1 CHAIRPERSON FERGUSON: Yes.

2 COMMISSIONER PRESSLEY: So we have inquired about
3 previous closed sessions in this matter. Has there been
4 any update regarding that?

5 MS. SHAW: I can provide an update, Mr. Chair.

6 CHAIRPERSON FERGUSON: Yes.

7 MS. SHAW: So yes, there have been minutes taken in
8 previous close sessions. There were two in particular
9 that we located. Those were facilitated by Mr. Brown
10 before I started my appointment. Then the two that are in
11 front of you at this time. Any previous to that we're
12 still checking the Board office records to see if
13 previous closed sessions did indeed have minutes taken.
14 Thank you.

15 COMMISSIONER PRESSLEY: Point of information. So
16 clarity, point of clarity. So that the minutes were
17 recorded, but the question I have is whether or not we
18 approve them at the following meeting.

19 MS. SHAW: Yes. The two sets of minutes that were
20 taken by Mr. Brown were approved by the Board at the
21 following meetings. The ones that are before you today
22 are delayed by a few weeks.

23 COMMISSIONER PRESSLEY: Thank you.

24 MS. SHAW: You're welcome.

25 CHAIRPERSON HOLLEY: Mr. Chairman.

1 CHAIRPERSON FERGUSON: Yes.

2 CHAIRPERSON HOLLEY: If I could through the Chairman.
3 I want to remind all of us that we're trying to correct
4 something that we failed to do. That's what this motion
5 is. The parliamentarian reminds us that we should always,
6 at the next meeting, have the closed session minutes
7 adopted. What this motion here does, correct something we
8 have not done. So it should not be a problem in my
9 estimation, Mr. Chairman. It should not be a problem of
10 basically calling the vote about this. Let's just—

11 COMMISSIONER BURTON: Mr. Chairman.

12 CHAIRPERSON FERGUSON: Yes.

13 COMMISSIONER BURTON: There appears a lot of things
14 that goes on in this board, as far as an impropriety and
15 whatever colluding. When I came in, it was you, the
16 Secretary and the parliamentarian sitting down discussing
17 things about what you're going to say today in today's
18 meeting. That doesn't look good because we are not
19 involved in that conversation.

20 CHAIRPERSON FERGUSON: Sir. Hold on. Hold on.

21 COMMISSIONER BURTON: We're now down—

22 CHAIRPERSON FERGUSON: Point of order, sir.

23 COMMISSIONER BURTON: No. Sitting down—

24 CHAIRPERSON FERGUSON: Point of order.

25 COMMISSIONER BURTON: Discussing how you put things

1 on the record today.

2 CHAIRPERSON FERGUSON: Commissioner. Point of order,
3 commissioner--

4 COMMISSIONER BURTON: That violates--

5 CHAIRPERSON FERGUSON: Commissioner, you're out of
6 order.

7 COMMISSIONER BURTON: That violates.

8 CHAIRPERSON FERGUSON: Commissioner, you're out of
9 order.

10 COMMISSIONER BURTON: That violates so many
11 different--

12 CHAIRPERSON FERGUSON: You're out of order.

13 COMMISSIONER BURTON: So many different red flags.

14 CHAIRPERSON FERGUSON: Look, you are out of order.
15 Well, we're going to according to--

16 COMMISSIONER BERNARD: Mr. Chairman, on the issue
17 concerning the minutes.

18 CHAIRPERSON FERGUSON: Yes.

19 COMMISSIONER BERNARD: The minutes specifically state
20 on page one of the minutes, Chief White mentioned that he
21 will provide the number of scout cars that are equipped
22 with LPRs at a later date. If that report is not here
23 today, then I don't know how we can move forward.

24 COMMISSIONER PRESSLEY: This is for the closed
25 session. The minute's for the closed session.

1 CHAIRPERSON FERGUSON: The minute for the closed
2 session.

3 COMMISSIONER BERNARD: This is in the real minutes,

4 CHAIRPERSON FERGUSON: Not in the closed session. We
5 already moved that. That's already been there.

6 COMMISSIONER BERNARD: It says right here. We're
7 supposed to have the information in order to.

8 CHAIRPERSON FERGUSON: We've already approved the
9 minutes, commissioner.

10 COMMISSIONER PRESSLEY: Now we're talking about the
11 minutes for the closed session. That's the motion
12 occurring.

13 CHAIRPERSON FERGUSON: The motion that's on the floor
14 right now is for the closed session. So no further
15 discussion. All in favor?

16 COMMISSIONERS: Aye.

17 CHAIRPERSON FERGUSON: All opposed. All right. That's
18 a good one. All right. That has been approved. Thank you.
19 Introduction of BOPC staff.

20 MS. SHAW: Thank you, Mr. Chair. We have Chief
21 Investigator Jerome Warfield, Mr. Robert Brown, Ms.
22 Theresa Blossom, Ms. LiSonya Sloan, Mr. Ainsley Cromwell.
23 We also have Attorney Adam Saxby present today, along
24 with our Parliamentarian, Dr. Francis Jackson, DPD HR
25 Director, Katrina Patillo. For sign language

1 interpreters, we have Ms. Yakata and Dr. Stephanie
2 Beatty. Don Handyside is our court reporter. We have
3 media services providing video and Sergeant Alan Quinn
4 providing audio.

5 CHAIRPERSON FERGUSON: Chief, who do you have with
6 you?

7 ASSISTANT CHIEF CICERO: Good afternoon. Charles
8 Cicero, Assistant Chief, Enforcement Operations sitting
9 in for Chief White. I have Deputy Chief Hayes behind me.
10 So I believe it's just the two of us today.

11 CHAIRPERSON FERGUSON: All right. Good to see you.
12 Any elected officials?

13 MS. SHAW: For elected officials, we have Ms. Fredia
14 Butler, Community Relations President for Second
15 Precinct, District 4 CAC member Scotty Boman, Former
16 Commissioner William Davis. Ms. Marie Overall from State
17 Representative Tyrone Carter's office, and Mr. Ron
18 Thomas, VP of DPOA.

19 CHAIRPERSON FERGUSON: Thank you. Commissioners,
20 please look at the current status of the committee
21 assignments that's inside your packets. Right. The
22 committee assignments have been updated to reflect the
23 commissioners who have asked to be added or removed from
24 a committee. There are currently matters before the
25 Personnel and Training Committee we need to do, and we

1 have some matters for the Citizen Complaint, and we have
2 some matters for the Policy. I've been asking and been
3 saying on the record, you need to get these out of the
4 committee. You need to do your homework and get these out
5 of the committee and bring it to the full Board so we can
6 look it over. Alright? We can look it over. Words. Words
7 have consequences. For calling names, accusing people,
8 whether it's a board commissioner, a citizen, the police
9 department or whatever, an elected official. You cannot
10 just say that out on the record because it is out there.

11 CHAIRPERSON FERGUSON: Unless you have facts, I am
12 urging you, I'm asking you to please stop. Because when
13 you start putting stuff out there, especially against a
14 Chair. That's not right. That is definitely not right.
15 Now, the community has been saying I'm supposed to do
16 something. There're bylaws. There's Robert's rule of
17 order. What am I trying to say? Our decorum that I'm
18 supposed to use. Now, if there's anything I've been doing
19 wrong, they said that's it. I haven't been doing it.
20 Right. That's what they're saying. I'm trying not to do
21 it. Because some of your commissioners been on this Board
22 a long time and you should know better. You should. We
23 all should. If I told you once again, if I'd done
24 anything crazy or something to you out of line that you
25 didn't like, pull me in the hallway, tell me about it.

1 CHAIRPERSON FERGUSON: That's where it stays, in the
2 hallway. But to call names and say somebody's this and
3 that on public record. I'm not going to take that--

4 COMMISSIONER BURTON: Point of order. Let's move on
5 with the agenda.

6 CHAIRPERSON FERGUSON: Excuse me, sir. This is my
7 report.

8 COMMISSIONER BURTON: Point of order.

9 CHAIRPERSON FERGUSON: Please don't interrupt me.
10 This is the exact same thing I'm talking about. Don't
11 interrupt the Chair. You should know better. Do not
12 interrupt the Chair.

13 COMMISSIONER BURTON: Do your job. Serve the people.

14 CHAIRPERSON FERGUSON: That's exactly what I'm
15 talking about. It goes in one ear and right out the
16 other. Right.

17 COMMISSIONER BURTON: Point of order.

18 CHAIRPERSON FERGUSON: It does. Excuse me, sir,
19 please do not interrupt me again.

20 COMMISSIONER BURTON: Point of order--

21 CHAIRPERSON FERGUSON: Or I'm going to use my power
22 that I'm supposed to use.

23 COMMISSIONER BURTON: Move on with the agenda.

24 CHAIRPERSON FERGUSON: Please stop, sir. I'm asking
25 you once. That's your one warning.

1 COMMISSIONER BURTON: Point of order. Let's move on
2 with the agenda.

3 CHAIRPERSON FERGUSON: That's your—

4 COMMISSIONER BURTON: Move on with the agenda, sir.

5 CHAIRPERSON FERGUSON: Your second warning. My time
6 is coming short. I've been trying to bring back integrity
7 to this Board, and honesty.

8 COMMISSIONER BURTON: These guys are a joke.

9 CHAIRPERSON FERGUSON: That's what I've been trying
10 to do. That's three. I would like to make a motion to
11 silence the commissioner.

12 COMMISSIONER: Through the Chair.

13 CHAIRPERSON FERGUSON: I can't do that.

14 COMMISSIONER BANKS: I didn't know you could make a
15 motion.

16 CHAIRPERSON FERGUSON: Oh, I can't. I'm sorry. I
17 can't. I'm sorry. I'm sorry.

18 COMMISSIONER BANKS: Yeah. Okay. I wouldn't challenge
19 you or anything, but I didn't know you could do that
20 though.

21 CHAIRPERSON FERGUSON: You're right. You're right. I
22 can't do that.

23 COMMISSIONER BANKS: Okay.

24 CHAIRPERSON FERGUSON: One of the commissioners has
25 to do it. I can't do it.

1 ATTORNEY ADAM SAXBY: Through the Chair. There are
2 parliamentary rules that allow you to keep order amongst
3 the commissioners here and the public generally. I would
4 recommend that any motion that you may follow those
5 parliamentary rules.

6 CHAIRPERSON FERGUSON: Absolutely. You're right. I
7 apologize for that. I'm going to follow parliamentary
8 rules and if I need help with it, Ms. Jackson, I'm going
9 to ask you.

10 CHAIRPERSON HOLT: Through the Chair.

11 CHAIRPERSON FERGUSON: Yes.

12 CHAIRPERSON HOLT: I move that we should take about a
13 five-minute recess to allow the Board to get itself back
14 together.

15 COMMISSIONER BERNARD: Second.

16 PARLIAMENTARIAN DR. FRANCIS JACKSON: It's a non-
17 debatable motion.

18 CHAIRPERSON FERGUSON: All in favor?

19 COMMISSIONERS: Aye.

20 CHAIRPERSON FERGUSON: Motions. All opposed. Aye.

21 COMMISSIONER: No.

22 CHAIRPERSON FERGUSON: No. Motion fails. Man, I say
23 again, my time is short, and I've been trying to bring
24 back decorum, trying to bring back some honesty and some
25 integrity on this Board, and I constantly keep getting it

1 interrupted. This meeting should go so smoothly. It
2 should be over within an hour. An hour and 15 minutes,
3 that's when it should be over with. We shouldn't be up
4 here arguing and screaming. Now, if it was two or three
5 commissioners saying the same thing about me, absolutely.
6 Maybe I'll have to look deep down inside myself. But
7 that's not true. That's not. I'm not hearing it from the
8 public. That's who I'm not hearing it from and that's who
9 I work for. So I'm saying my time is coming short. So
10 commissioners, please get together and find out who you
11 want to be the next Chair and Vice-Chair to lead this
12 Board for the next year. Again, we want to move forward,
13 not backwards.

14 CHAIRPERSON FERGUSON: We want to move forward, not
15 backwards. If there's anything I've done and you like it,
16 please enhance it. But if it's something I didn't do,
17 correct it. Add to it. Do something like that. Again, if
18 you are on a policy and you are the Chair of that policy,
19 please, please do your job and get those policies out of
20 your committee into the full Board. When I put you on as
21 the Chairperson, I didn't put you on as a Chairperson
22 because I didn't think you could do it. I believe you can
23 do it, but please do not bite that hand that gave you a
24 hand up. I gave you a hand up. Don't bite that hand.
25 That's all I'm asking. That's all I'm asking.

1 COMMISSIONER BURTON: Point of order.

2 CHAIRPERSON FERGUSON: Okay, I'm done.

3 COMMISSIONER BURTON: For the record—

4 CHAIRPERSON FERGUSON: We're going to move on.

5 COMMISSIONER BURTON: I want the citizens to know
6 that the Policy Committee has been working. We've been
7 working on a number of policies. We had great
8 presentations from great organizational leaders who came
9 before our committee. But the thing about it is one of
10 the mayor appointees that serve on that committee when
11 it's time to move on matters, doesn't show. The
12 chairperson of this Board, which is you Ferguson. You can
13 go to any other subcommittee meeting and help move things
14 along. But when it comes to the policy committee, you are
15 a no show. So it falls on you.

16 CHAIRPERSON FERGUSON: Excuse me, sir.

17 COMMISSIONER BURTON: Your lack of service.

18 CHAIRPERSON FERGUSON: Excuse me, sir.

19 COMMISSIONER BURTON: But the committee has been
20 working and I have been doing a great job with this
21 committee and getting things out to my committee members.

22 CHAIRPERSON FERGUSON: Okay, first of all, I'm an ex
23 officio. I do not step on anybody's toes when it comes to
24 the committee, especially the Chairperson on that
25 committee. So that's you. I asked you point blank in

1 front of everybody in here. When do you plan on getting
2 that policy out of your committee? You couldn't give me
3 an answer. if you asked me, I could. I can give you an
4 answer right away, but you couldn't. Now I stay away from
5 your committee because I let you handle it. I let you, do
6 you? That's what I'm letting you do.

7 COMMISSIONER BURTON: Ask Commissioner Bernard.
8 Commissioner Holt. We are working—

9 CHAIRPERSON FERGUSON: Commissioner Holt put in her
10 resignation. She doesn't want to be on the—

11 COMMISSIONER BURTON: I have not received that—

12 CHAIRPERSON FERGUSON: I have accepted it. I'll send
13 it to you.

14 COMMISSIONER BURTON: I received the letter—

15 CHAIRPERSON FERGUSON: I'll send it to you—

16 COMMISSIONER BURTON: Cannot not make it.

17 Resignation—

18 CHAIRPERSON FERGUSON: No, I'll send it to you.

19 COMMISSIONER BURTON: A big difference.

20 CHAIRPERSON FERGUSON: You'll get it in a second.

21 CHAIRPERSON HOLT: Point of order.

22 CHAIRPERSON FERGUSON: Yes.

23 CHAIRPERSON HOLT: Pardon to the Chair. Can we please
24 move on—

25 CHAIRPERSON FERGUSON: We are.

1 COMMISSIONER BURTON: If she put her resignation in,
2 that's because she wasn't prepared to do the work. I've
3 sent her policy—

4 CHAIRPERSON FERGUSON: Commissioner Holley has the
5 floor, sir.

6 COMMISSIONER BURTON: I have not got one—

7 CHAIRPERSON FERGUSON: Commissioner Holley has the
8 floor—

9 COMMISSIONER BURTON: Recommendations from her—

10 CHAIRPERSON FERGUSON: Commissioner.

11 COMMISSIONER BURTON: I have received recommendations
12 from—

13 CHAIRPERSON FERGUSON: Sir, please—

14 COMMISSIONER BURTON: Commissioner Bernard.

15 CHAIRPERSON FERGUSON: Holley has the floor.

16 CHAIRPERSON HOLLEY: Commissioner Burton, I appeal to
17 you, to your character that you have and for your
18 representation of your constituents. I just want you to
19 know that you have a right to speak. You've spoken, but
20 we have a responsibility to the community of
21 professionalism. Certainly, you and the Chairman can have
22 this conversation outside. But I appeal to your inner
23 being that you allow us to get this moving forward. We
24 respect what you said, and we will hear from you from
25 your committee. But I ask that you allow the Chairman to

1 move this with your help and with who you represent and
2 from this city and for your decency. I ask that you as an
3 old man to a young man, just if you would please let us
4 just move this to the next level. I appreciate it so
5 much. I thank you for listening to me and thank you for
6 taking my suggestion. Thank you for that. Mr. Chairman.

7 CHAIRPERSON FERGUSON: Go right ahead, Chief.

8 ASSISTANT CHIEF CICERO: Yes.

9 ASSISTANT CHIEF CICERO: Once again, Charles Cicero,
10 Assistant Chief sitting in for Chief White. He would be
11 here. But unfortunately, we had a medical emergency half
12 an hour prior to this meeting. We had a command officer
13 taken to the hospital. She's responsive now, but we could
14 continue prayers would be fantastic. I'll move quickly
15 through his agenda items. Crime data, we're even this
16 morning on criminal homicides. We have 99 this year. 99
17 last year. Non-Fatal shootings. Over the past few weeks,
18 we've seen a nice little decline in our year-to-date
19 numbers. So we are under slightly at 3%. We have 274 this
20 year. 282 last year. We're still up slightly in
21 robberies. 527 to 507 last year where total part 1
22 violent crime is still showing slight uptick. The
23 aggravated assaults, we're trying to do our best to get a
24 handle on that, which we think we're making some ground
25 now. So more to come with that. But we are still showing

1 a 6% increase. Our drifting drag racing enforcement still
2 continues weekly.

3 ASSISTANT CHIEF CICERO: We were thankful to have a
4 nice slow weekend last weekend where we only had to one
5 traffic stop. We had to investigate 7 vehicles which were
6 nice. It's down considerably. So that's it's definitely
7 going in the right direction. As far as mental health
8 calls for service this year to last year, we're up right
9 around about 10% a little over 5,000. About 5,600 this
10 year versus 5,000 last year. So those folks are staying
11 busy. A couple of significant incidents I want to discuss
12 really quickly. Back on April 10th it was about nine
13 o'clock at night 1800 thousand block of Fitzpatrick
14 Court. A child, five-year-old was unconscious taken to
15 the hospital where they later died just this past week
16 through the ME report. It looks like the child was given
17 way too much of an illegal substance. Mom was brought in,
18 mom came in, admitted to the fact that she gave the child
19 some heroin to help the child sleep and the child died.

20 ASSISTANT CHIEF CICERO: We sought charges. They were
21 signed homicide, felony murder, child abuse, first
22 degree, delivery of a controlled substance causing death.
23 The suspect has been remanded with no bond. Just an
24 awful, awful case. Next one was an update to the triple
25 shooting that was mentioned earlier at the 12,000 block

1 of McNichols where the store clerk locked the three
2 individuals in the store. We pursued charges and we were
3 very thankful on May 18th, Wayne County prosecutor's
4 office charged the gas station clerk for refusing to open
5 the door. He was charged with involuntary manslaughter.
6 He was taken into custody and was given a \$200,000 cash
7 bond. The last incident once again, this past weekend,
8 another little one, I say five-year-old got ahold of a
9 gun. At least that's the story that we have at this point
10 and shot off his left thumb.

11 ASSISTANT CHIEF CICERO: So again, it's kids that are
12 getting ahold of these weapons that it's just ridiculous
13 to me that they can still do it. Every time this happens,
14 we beg and plead and beg and plead. Hopefully, someone,
15 the folks that we really need to hear it will hear it
16 eventually. So child abuse is the case. There were three
17 adult individuals in the house. We've pursued charges on
18 all of them. So we're waiting for the final review from
19 the Wayne County Prosecutor's Office. Some more to come
20 with that. But again, another young man that will not
21 have the use of his left thumb moving forward. Just very
22 sad and unfortunate. Just shouldn't happen. Some positive
23 stories. I know you're all thanking me for that to get
24 off of that other subject. We had five officers
25 reinstated on May 19th.

1 ASSISTANT CHIEF CICERO: That's now brings the total
2 to 37 officers returned to our department, so that's good
3 news. Chief White on Wednesday yesterday attended press
4 conference up in Lansing. There's funding available for
5 law enforcement agencies. We're seeking to get
6 approximately 25 million that would allow us to hire
7 approximately 200 additional officers. So that would be
8 outstanding. We had the hundred club luncheon yesterday,
9 the 59th annual for our families and surviving families
10 of our lost loved ones. It was a wonderful turnout.
11 Christine Corson, her beautiful daughter Devin, was
12 there. Just really nice. Lastly Chief White attended the
13 one Detroit Partnership yesterday in the US Attorney's
14 Office. It's going to be very well received. We're going
15 to spend a lot of time this summer in the Eighth to Ninth
16 Precinct with our federal partners trying to make those
17 precincts as safe as possible to do what we can to drive
18 down some of that violent crime.

19 ASSISTANT CHIEF CICERO: So, with that, sir oh, one
20 more thing. We have a graduation class tomorrow morning.
21 It will be at Wayne County Community College, the
22 Northwest Campus, 8,200 west Outer Drive. We are looking
23 to get believe 20 additional officers out to the streets
24 as of Saturday. So more good news. So that's all I have,
25 sir. Pending any other questions?

1 CHAIRPERSON FERGUSON: Fantastic. Commissioner
2 Burton.

3 COMMISSIONER BURTON: Question for the Chief. What is
4 the department's focus to encourage young men in the city
5 of Detroit to join this department? Also, how are you all
6 trying to win back some of the officers that you have
7 lost from this department? This is not Commissioner
8 Burton's question to you Chief. This is from some of my
9 constituents, and they wanted me to raise that here
10 today.

11 ASSISTANT CHIEF CICERO: Yes, certainly through the
12 Chair. We have, I say we, Director Patillo who's on the
13 line and could probably answer. She has so many new
14 programs that she's created to bring the attention back
15 to DPD to get young folks to be encouraged to come. They
16 go to every high school in the city, every middle school,
17 every college in the city, every college outside of the
18 city. She's also created a new program where officers can
19 refer officers that once left and want to come back. So
20 now they get another monetary stipend, a little bonus for
21 bringing folks back. We also have another monetary bonus
22 for folks that do come back that want a lateral from a
23 different department. Say you're out in, and I'm not
24 picking on Novi, just the first city I thought of. If
25 someone from Novi wanted to leave and come to the great

1 city of Detroit, they can come.

2 ASSISTANT CHIEF CICERO: With that we can pay some of
3 their moving expenses, that kind of stuff. So there are
4 so many programs, billboards, radio announcements,
5 they're out at just about every event. You'll see them at
6 a Tigers game. The Michigan Panthers on the weekend,
7 you'll see them downtown for weekend deployment.

8 COMMISSIONER BURTON: Will we also see more officers
9 on patrol across the city, other than just certain
10 sectors of the city? We notice in the evening, at night
11 there's a lot of concentration with law enforcement
12 downtown. But many of my constituents feel like the
13 businesses downtown can actually have their own private
14 security instead of relying so much heavily on DPD. But
15 that concludes all my questions for you today, Chief.

16 CHAIRPERSON FERGUSON: Okay. Commissioner Hernandez.
17 None.

18 COMMISSIONER HERNANDEZ: Thank you.

19 CHAIRPERSON FERGUSON: Commissioner Banks.

20 COMMISSIONER BANKS: Through the Chair. Peace and
21 blessings to you Chief. Now a 25 million grant. That just
22 brings you only to be able to hire 25 police officers. We
23 talking about a 25 million grant?

24 ASSISTANT CHIEF CICERO: No sir. It's 200 officers.
25 200.

1 COMMISSIONER BANKS: Okay. I'm sorry.

2 CHAIRPERSON FERGUSON: That's okay.

3 COMMISSIONER BANKS: I got it wrong. Okay. I'm sorry.

4 Alright, I'm all set.

5 CHAIRPERSON FERGUSON: Commissioner Pressley.

6 COMMISSIONER PRESSLEY: Thank you. Through the Chair.

7 My question is relative to what was brought up in public
8 comment relative to the release of the footage for Porter
9 Burks. We were told that we were waiting on the Chief's
10 review. Do you have a status on where we are with that?

11 ASSISTANT CHIEF CICERO: I do not. But I wrote it
12 down in my notes. The Chief didn't say that he was going
13 to. He's going to release it when he feels comfortable
14 releasing it. I don't know if he necessarily gave a
15 specific date, but he does have it now in his office.
16 I'll follow up with him to ensure.

17 COMMISSIONER PRESSLEY: Yeah, I don't know if we were
18 given a specific date either. I mean, I was given a
19 timeline on when the Chief might have completed his
20 review. So that was what we were told. We were waiting on
21 the Chief to do his review and then the video would be
22 released.

23 ASSISTANT CHIEF CICERO: Yes, sir. I will follow up
24 with him.

25 COMMISSIONER PRESSLEY: Thank you.

1 CHAIRPERSON FERGUSON: Commissioner Bernard.

2 COMMISSIONER BERNARD: I want to follow up on your
3 last comment. Deputy, I mean, deputy Chief. It is
4 correct. No, Assistant Chief.

5 ASSISTANT CHIEF CICERO: Assistant Chief.

6 COMMISSIONER BERNARD: I'm sorry.

7 ASSISTANT CHIEF CICERO: No, it's okay.

8 COMMISSIONER BERNARD: You are one of my favorites.
9 But anyway, I am, as a commissioner, not comfortable as
10 you put it with the Chief delaying his response. I mean
11 giving this video to the community. That whole scenario
12 about Pope, the Chief is not comfortable doing this when
13 he has pledged himself to transparency. When he has
14 pledged himself to accountability. This is now eight
15 months old. It is unacceptable, period. This Board needs
16 to vote on a resolution to that effect, ordering the
17 Chief to release the video. We still are the commission
18 over the office of the chief. Now, I understand that the
19 Chief works for the mayor, but he was also in the pool of
20 people that we selected to be Chief. He has a
21 responsibility to the citizens of the city of Detroit.

22 COMMISSIONER BERNARD: That responsibility is not
23 circumscribed by whether he feels comfortable or
24 uncomfortable. It is irrelevant. The bottom line is that
25 it's supposed to be released to the community. Secondly

1 you mentioned that you were going to hire 200 officers
2 with 25 million.

3 ASSISTANT CHIEF CICERO: The grant.

4 COMMISSIONER BERNARD: May I suggest to you, and you
5 could tell the Chief, he cannot police his way out of
6 crime in the city of Detroit. We all know that the causes
7 of crime are unrelated to policing. They're related to
8 poverty, education, and other things. A substantial part
9 of that 25 million should go to community organizations,
10 churches, other things who are actively engaging youth in
11 the community. It's not more officers. It is more
12 involvement by the people who can reach out and touch
13 someone. Police officers don't do that routinely in the
14 city of Detroit. As you know, most of them don't even
15 live in Detroit. So that's impossible for them to just
16 reach out and touch someone.

17 COMMISSIONER BERNARD: Then finally, you mentioned
18 that the Brain County prosecutor had brought charges
19 against the man who locked the doors. May I suggest that
20 the City of Detroit Police Department issue numerous
21 citations for all of the violations and BSE can do it as
22 well and IMO regarding the fact that the door was locked,
23 fire code violation, all of the violations, and that
24 those violations should be served on the owner or the
25 corporation that owns that facility. It's not enough that

1 that one person is being prosecuted. This is a business
2 issue, a business crime. These crimes should be addressed
3 by the owners of that business.

4 COMMISSIONER BERNARD: So please, I would suggest
5 strongly that because there was a life loss as a result
6 of this. The numerous violations that exist, including
7 not having a business license, all of which have
8 financial penalties as well as criminal penalties
9 attached to them for the owners of those corporations.
10 They should be indicted or certainly be cited by you as
11 well. That's all I have to say. Mr. Chair.

12 CHAIRPERSON FERGUSON: Commissioner VC.

13 CHAIRPERSON HOLT: Thank you Chair. Thank you,
14 assistant Chief Cicero. The Chair and I were at the Eight
15 Precinct community relations meeting this past Monday.
16 The US Attorney General for the Eastern District,
17 Attorney Dawn Ison passed out these flyers. Apparently,
18 there will be an initiative in the City of Detroit that's
19 title One Detroit. If I may, the focus federal agents
20 from ATF and FBI alongside Detroit Police, will focus
21 enforcement efforts in Detroit's most violent areas,
22 Detroit's Eight and Ninth Precincts lead the city in
23 homicides and several other areas of violent crime in
24 2023. Obviously having this information shared at this
25 level, and I mean, not only did she pass out the flyer,

1 she verbalized the same message. What does it look like
2 for a precinct to unfortunately demonstrate being one of
3 the highest precincts to be forced to report the highest
4 homicide rate?

5 CHAIRPERSON HOLT: What are we talking about? I'm
6 looking at the Chief's report for May the 25th, which
7 obviously is today. It's noted that the precinct in 2022
8 reported 13 criminal homicides and we reported the same
9 stats in 2023. The Ninth Precinct in 2022, reported 17.
10 Fortunately for us, their stats went down for 2023, 15
11 homicides. I guess it's interesting when you say the
12 worst homicide rate in a city, apparently one homicide
13 can rate and be a very disparity to the community. So
14 from what she's saying, there will be a charge in the
15 city of Detroit to supposedly combat those kind of
16 statistics, even though they're 13 and not 24. So again,
17 one homicide must rate very highly in this community.

18 ASSISTANT CHIEF CICERO: Yes, ma'am. Through the
19 Chair, just briefly. Last year the Ninth Precinct ended
20 with 45 homicides. They led the city.

21 CHAIRPERSON HOLT: Okay.

22 ASSISTANT CHIEF CICERO: Number Eight, we had 37.
23 They were second in the city.

24 CHAIRPERSON HOLT: Okay.

25 ASSISTANT CHIEF CICERO: If I go back 2, 3, 4, 5, 6

1 years, they're fairly consistent where they've made the
2 charge most of the time. So this year they're showing
3 great numbers, great success.

4 CHAIRPERSON HOLLEY: Right.

5 ASSISTANT CHIEF CICERO: As part of and like
6 Commissioner Burton asked earlier, how do we staff. How
7 do we send people? We staff based on crime? Part 1 crime
8 calls for service population included. So the Eighth
9 Precinct has the highest amount of staffing in the city.
10 Ninth Precinct has the second highest. So that's how we
11 staff and that's how. Earlier I kind of heard it. I guess
12 what is the charge for Eight to Ninth Precinct command
13 team?

14 ASSISTANT CHIEF CICERO: It's not very comfortable
15 sometimes because when they sit here at CompStat, we go
16 through these things. We go through individual cases,
17 specific things, what they should be doing, how they
18 could be doing things better. It gets rather
19 uncomfortable for them. So very, very incredible
20 professionals. They're doing a good job. Please don't
21 feel that bad for them because we actually do pay them to
22 do their job. But it's a challenge. When you're a command
23 officer and you get the Eighth or Ninth Precinct, there's
24 a lot of heavy lifting going on. If that helps you at all
25 with your—

1 CHAIRPERSON HOLT: Well, yes it does. With the
2 comparisons you made with the 40 numbers or so. Yes.
3 Thank you for your explanation.

4 CHAIRPERSON FERGUSON: Commissioner Holley.

5 CHAIRPERSON HOLLEY: Through the Chair. Assistant
6 Chief, I thank you for your presence being here today. My
7 concern is that a citizen that is the first response to
8 us was a commander was removed after we promoted him and
9 he was sent to the precinct. Now my understanding is, is
10 that he was going there not to stay, but to basically
11 substitute because of someone else being absent for a
12 couple of weeks. Now I need to, I need to know what was
13 going on with that commander. If you have anything to
14 tell.

15 ASSISTANT CHIEF CICERO: That is correct. The captain
16 at the time was moved to the Second Precinct because we
17 were going to move the commander out for a little bit in
18 a temporary assignment. The captain that was presently
19 there was on vacation. He had some time off. So the
20 captain went. Once we the Chief submitted the paperwork
21 for his promotion, the original talk was that he would
22 stay at the Second Precinct, but he has since been moved
23 back to the 10th Precinct where he came from. The former
24 commander of the Second Precinct is now back at the
25 Second Precinct.

1 CHAIRPERSON HOLLEY: So you could say to us that
2 there was no malfeasance that was done in regards to him
3 being there or not being there.

4 ASSISTANT CHIEF CICERO: Correct, sir.

5 CHAIRPERSON HOLLEY: Okay. The other thing, Minister.
6 Blount who's consistently on point many times when he
7 comes to these meetings and certainly to Commissioner
8 Bernard who's very passionate about these kinds of
9 things. It's unfair for us to really beat upon you as we
10 do as sometimes as we do, because you're basically just
11 here for the Chief. But I think it's important that when
12 you go back and it's important that we have our own
13 integrity, that we have character as a Board, and that
14 when things are promised to us that our Secretary should
15 be notified if it's not going to be for whatever reason.
16 My concern is that the community is losing faith in us.
17 We had a survey done. It's not that bad, but the point
18 is, it's enough for us to say we must have integrity.
19 When things are promised to us, if we just kind of say
20 that we need to have that cooperation. Am I making sense
21 to you?

22 ASSISTANT CHIEF CICERO: Yes.

23 CHAIRPERSON HOLLEY: Because when we talk about
24 George Floyd, I protested at one time to state to the
25 community. I was just pleased with that situation. But

1 also, I want you to understand since then, 3000 homicides
2 had taken place since George Floyd's death, 3000. Now if
3 you want to fact check me do that. But 3,000 has, has
4 taken place since he's died. So I'm just saying to you
5 again that we need to just make sure that some
6 cooperation we give and we take, but we have a fiduciary
7 responsibility to the community that if something's
8 promised, the promises should be kept. If the Secretary
9 is brought in to just inform us so that we can at least
10 let the community know we are on top of it. I'm not
11 talking at you, I'm just saying to you, if you could take
12 the message back. If you could please, that's what our
13 concern is.

14 CHAIRPERSON HOLLEY: It's integrity, character,
15 transparency, and when things get hot, we are always the
16 one that's going to basically have your back. Am I right?
17 That's what we are here for. When things are right, we
18 are behind you. When things are wrong, we are here to
19 basically to talk about how we can correct it. So I just
20 want to thank you for your setting in. But I also want to
21 say to you, try to make sure that the office knows this
22 team knows we have a responsibility. When we don't do
23 that, then it seems like we are not doing our job. Help
24 us with that if you would please.

25 ASSISTANT CHIEF CICERO: Yeah, certainly. Through the

1 Chair. I'm just slightly lost. Is there something that
2 you were--

3 CHAIRPERSON HOLLEY: I'm sorry. The video.

4 ASSISTANT CHIEF CICERO: Okay.

5 CHAIRPERSON HOLLEY: Please forgive me.

6 ASSISTANT CHIEF CICERO: No, that's okay. It's just
7 when I hear things about integrity and transparency--

8 CHAIRPERSON HOLLEY: I'm talking us though.

9 ASSISTANT CHIEF CICERO: No, I understand that, but
10 it was Chief White that stood up here in this room the
11 day and a half after that incident happened and showed
12 the video. I don't know what more could be seen, but I
13 will say that there are other things that are pending.
14 There's pending civil litigation there, say pending has
15 nothing to do with, they're detrimental to the
16 department. So that's why when I say comfortable, the
17 Chief needs to be comfortable to release everything else
18 that you may want. But he showed the video. I don't know
19 what more you need.

20 CHAIRPERSON HOLLEY: Again, Mr. Chairman, I'm not
21 here to debate it with you. I have a Secretary. My
22 secretary informs the Board. I need to know before I come
23 here a reason why I don't have this or that because the
24 communication goes through her so that we don't want to
25 have this conversation.

1 ASSISTANT CHIEF CICERO: Yeah.

2 CHAIRPERSON HOLLEY: But I hear you loud and clear.

3 CHAIRPERSON FERGUSON: Okay. Now I would like to have
4 the Board's permission to let Ms. Hill speak. She didn't
5 get a chance to speak on public comment. Is that okay for
6 the Board?

7 COMMISSIONER: Sure.

8 COMMISSIONER: Sure.

9 COMMISSIONER: Yes.

10 CHAIRPERSON FERGUSON: Okay. Ms. Hill, are you there?
11 Mrs. Hill? She's still there, Mr. Brown? is she unmuted?

12 MR. BROWN: Yes, she's unmuted.

13 CHAIRPERSON FERGUSON: Ms. Hill, go right ahead.

14 MR. BROWN: Not on her end though.

15 CHAIRPERSON FERGUSON: What's that?

16 MR. BROWN: Not unmuted on her end.

17 CHAIRPERSON FERGUSON: Unmute. Unmute, please Unmute.
18 Ms. Hill. Going once. Mrs. Hill, going twice. Okay, now
19 we're going to have the presentation.

20 COMMISSIONER BERNARD: Mr. Chairman, just before
21 that, I believe Chief, that you had asked for what were
22 the things that I think Commissioner Holley mentioned as
23 well, the things that are promised should be delivered at
24 the last meeting. As I said earlier, the Chief stated
25 that he will provide the number of scout cars that are

1 equipped with license plate readers at a later date. This
2 is the later date. So we still need that information. I
3 apologize to you if I sounded overly vigorous in my
4 comments, but the issue is not comfort and it's not
5 litigation. The City of Detroit Law Department has a huge
6 litigation section and a litigation section with outside
7 town. We're defending lawsuits every day. Everything from
8 bus accidents to police misconduct. So that is not a
9 reason for not having transparency with the community, as
10 you and I both well know. Thank you.

11 CHAIRPERSON FERGUSON: I would like the record to
12 reflect that Commissioner Banks has entered. Sorry for
13 that. Commissioner Banks. All right. Now we would like to
14 hear from ACLU on the LPR presentation. You have 10
15 minutes, sir.

16 COMMISSIONER BERNARD: What's his name?

17 CHAIRPERSON FERGUSON: State your name.

18 COMMISSIONER BERNARD: Thank you, Mr. Chairman.

19 MR. WADOOD: Good afternoon, Board.

20 COMMISSIONER BERNARD: The microphone. Speak up
21 please. Thank you. I appreciate you.

22 MR. WADOOD: Good afternoon. My name is Ramis Wadood.
23 I'm an attorney at the ACLU of Michigan and a District 5
24 resident. I'm here to talk today about the proposal
25 that's been before this Board for a little bit of time on

1 automated license plate readers. I have a presentation on
2 the Board, but before I get into the slides, I just
3 wanted to say that the ACLU of Michigan is committed to
4 promoting public participation in the Democratic process.
5 We were strong supporters of the community input over
6 government surveillance ordinance when it passed a couple
7 years ago in the city council. That ordinance gave this
8 Board a considerable role whenever the police department
9 attempts to seek whatever type of surveillance technology
10 it wants to seek.

11 MR. WADOOD: So because of that commitment, I would
12 be remiss if I didn't mention and expressed my
13 disappointment in the way that the BOPC handled last
14 week's discussion and vote on LPRs. The Board heard from
15 Chief White and Chief White only, and then voted to
16 suspend the rules so that they could pull up a vote on
17 supporting the Chief's recommendation. In my opinion,
18 that flies in the face of the spirit of the community
19 Input ordinance. That is not a public debate. That is not
20 oversight. I will give some credit to the Board where a
21 couple weeks ago, the Board's Policy Committee invited a
22 number of community leaders to speak and provide their
23 input on the LPR proposal.

24 MR. WADOOD: But this entire Board, the full Board,
25 needs to hear from the public. I hope that this

1 presentation contributes to that conversation. Perhaps
2 because of the Board's haste last week there's a lot of
3 confusion over whether or not this Board even voted to
4 adopt the surveillance specification report. Chair
5 Ferguson and Commissioner Bernard have stated that that
6 vote is still pending. The attorney's placard doesn't
7 state his name, but the Board's attorney stated the
8 opposite. So I hope that we can continue this
9 conversation. I believe the vote is still outstanding and
10 that this presentation can just be the beginning of the
11 public's actual input into this debate and into the
12 Board's consideration of whether or not to adopt this
13 specification report, which it is an equal drafter with
14 the police department.

15 MR. WADOOD: So with all that said, let me jump into
16 the presentation that is now on the board. If you can go
17 to the next slide. So, I just wanted to reiterate the
18 proposal that's on the table. Just so we're on the same
19 page. The Detroit Police Department is proposing to
20 purchase a number of automated license plate reader
21 cameras and place them at strategic locations around the
22 city. This is the map that the police department provided
23 to the Board and to the city council. You can go to the
24 next page. Just to provide a little bit of explanation
25 about how these cameras operate and really what the

1 technology is that you're considering. This technology
2 not only captures license plate numbers, but the time,
3 date, and GPS location of where that license plate number
4 was caught.

5 MR. WADOOD: Not just the license plate number, but
6 the make and model of the car, other identifying features
7 such as bumper stickers, other scratches, and dents on
8 the car. So this isn't just a license plate reader. If
9 you can go to the next slide. This is really capturing
10 the vehicle footprint as these vendors call it. Not just
11 the license plate, but where that license plate was, what
12 the car that holds that license plate really looks like.
13 It's able to, across time and across space, map that
14 vehicle's location as it traverses the city. If you can
15 go to the next slide. The more data it collects, the more
16 points it can plot on this map. The more points that the
17 police department has in its database as far as its
18 ability to search and track license plates and the cars
19 that hold those license plates.

20 MR. WADOOD: Over time, jurisdictions across the
21 country have collected millions and millions of "plate
22 reads" or data points on what a license plate number is
23 and where and when it is in that jurisdiction. That
24 doesn't, of course, just apply to residence of the
25 jurisdiction, but any visitor that passes through a city.

1 Can you go to the next slide, please? So what does this
2 technology really mean for Detroiters? It's not simply a
3 set of cameras that capture license plates. What the
4 Detroit Police Department is proposing is to create what
5 can essentially be considered a mass surveillance
6 network, capturing not only license plates, like I said,
7 but when and where almost every Detroiter that passes by
8 these cameras, almost every visitor that passes by these
9 cameras when and where they are across time and across
10 face to the degree of specificity that these cameras
11 capture the direction of that person's travel.

12 MR. WADOOD: So, obviously, I think we can all agree
13 that the vast majority of people perverting our streets
14 are innocent of any alleged crimes of any suspected
15 misconduct. So what we're looking at here is a proposal
16 to treat all Detroiters and all visitors to Detroit as
17 potential suspects in alleged crimes, and to tract the
18 real-time whereabouts without those folks having
19 committed a crime. That raises three primary concerns
20 that I'll address today. One is the accuracy and
21 effectiveness of the technology itself. The second is
22 privacy and data retention issues. The third is data
23 sharing issues. You can go to the next slide. So first I
24 will address accuracy and effectiveness. So license plate
25 readers, like all surveillance technology, like all

1 technology, is a developing technology. It's not perfect.
2 It's flawed in many ways. It's not a hundred percent
3 accurate.

4 MR. WADOOD: To really understand, these are cameras
5 that are capturing high-speed moving vehicles and
6 attempting to transcribe the license plates on the back
7 of those vehicles. That camera could transcribe a one as
8 an I, it could transcribe an O as a zero. We, at the ACLU
9 over the last years, have received reports of incorrect
10 transcription of license plates. The result of that
11 imperfect technology is someone who is completely
12 innocent, completely unconnected to any suspected crime,
13 is then subject to an unwarranted and frankly, terrifying
14 police confrontation where their vehicle came up in
15 connection with a crime. It could be a serious crime.
16 That police officer approaches that individual as a
17 suspect, as a potential offender of that crime. They're
18 also not very effective as far as costs and benefit go.
19 The proposal on the table is to spend \$5 million. 3.8
20 million of which are Covid relief funds on this
21 technology.

22 MR. WADOOD: But the benefits we're talking about
23 when we talk about spending \$5 million on cameras, is at
24 most a handful of potential leads, most of which have to
25 deal with vehicle registration issues and emissions

1 issues. If you can go to the next slide. The ACLU has
2 analyzed data from the state of Maryland from license
3 plate readers across the state of Maryland. We've
4 determined that for every 1 million plates scanned by
5 license plate readers across Maryland—roll to the next
6 slide—only about 2000 or 0.2% of those license plate
7 reads are hits against various lists of potential suspect
8 vehicles or vehicles that are connected to any ongoing
9 crime or traffic violation. If you go to the next slide,
10 that 2000 number is even misleading. The majority of
11 those 2000 hits are for registration issues and emissions
12 violations like I mentioned.

13 MR. WADOOD: If you go to the next slide, only 47 of
14 those 2000 hits according to our data analysis, were
15 connected with serious crimes. So it's obviously
16 difficult to conduct a cost benefit analysis when lives
17 are on the line, when public safety's on the line. But
18 what we're essentially talking about here is \$5 million
19 for, at most, according to our analysis. Again, this is a
20 statewide analysis versus a consideration for a citywide
21 proposal. 47 leads, these are a license plate hits and a
22 conviction comes out. These are 47 leads on potential
23 suspects for an alleged crime. You can go to the next
24 slide. I wanted to talk about privacy issues,
25 specifically data retention and data sharing. Now, like I

1 mentioned at the front of this presentation, these
2 cameras aren't just capturing license plate numbers.

3 MR. WADOOD: They're capturing the make and model of
4 the car, the bumper stickers on the car, the time and GPS
5 location of the license plate read, the direction of
6 travel to create a full footprint of where, when, and
7 what this vehicle is. To really just expand the scope of
8 that immediate plate read, what we're talking about is
9 DPD proposing to keep a database of innocent travelers
10 throughout Detroit, not only of their license plate
11 again, but of this entire footprint of information about
12 that person and about that vehicle, and not only to keep
13 that database, but to share it with 30 plus police
14 agencies around the area that DPD has data sharing
15 agreements with keeping a database of innocent civilians
16 just in the event that they may be connected to a crime
17 in the future. Treating those innocent civilians as
18 potential suspects is antithetical to a free and
19 democratic society. You go to the next slide. It's the
20 same reason we—

21 CHAIRPERSON FERGUSON: That was 10 minutes, sir.

22 MR. WADOOD: Okay.

23 CHAIRPERSON FERGUSON: I'm sorry.

24 MR. WADOOD: That's totally fine.

25 CHAIRPERSON FERGUSON: I'm sorry. I mean you spent

1 eight minutes scolding us.

2 MR. WADOOD: I know. I completely understand. I'm
3 happy to—

4 CHAIRPERSON FERGUSON: We do have your presentation.
5 I was following right along with your presentation.
6 Awesome presentation. We need to hear from the Board
7 Secretary for the sake of time right now.

8 COMMISSIONER BURTON: Through the Chair.

9 CHAIRPERSON FERGUSON: Thank you.

10 COMMISSIONER BURTON: No disrespect.

11 COMMISSIONER BERNARD: Almost finished.

12 COMMISSIONER BURTON: Through the Chair. No
13 disrespect. We heard a lot longer from the presentation
14 from the Detroit Police Department, but the ACLU is
15 getting a very limited time.

16 CHAIRPERSON FERGUSON: How much time have you got,
17 sir? How much time, sir?

18 COMMISSIONER BURTON: ACLU.

19 CHAIRPERSON FERGUSON: Sir, please. I'm going to let—

20 COMMISSIONER BURTON: Presentation.

21 CHAIRPERSON FERGUSON: How much more time do you
22 have?

23 MR. WADOOD: I can wrap up in two more minutes.

24 CHAIRPERSON FERGUSON: Okay. Go right ahead.

25 MR. WADOOD: Thank you. Thank you, Chair.

1 CHAIRPERSON FERGUSON: We're going to lose. Go ahead.
2 Go ahead.

3 MR. WADOOD: No, I appreciate the extra time. I want
4 to just drive home the point is what, the Board's
5 responsibility. Obviously, you're not the ones giving the
6 funds to the police department to procure this
7 technology. Your responsibility here is to be an equal
8 drafter with the police department on the specification
9 report. There are a number of concerns that I've
10 mentioned that are not reflected in the specification
11 report. It's this Board's responsibility to be an equal
12 drafter, to really take a close look at the specification
13 report and to provide considerable criticism and edits
14 before blindly accepting that specification report.
15 That's what the community input over government
16 surveillance ordinance gives this Board the role and the
17 authority to do. I think it's the Board's responsibility
18 to play that equal role with the police department and
19 not just to accept a document with minor edits that the
20 police department has submitted to this Board.

21 MR. WADOOD: So I would ask that this be the
22 beginning of a conversation, not the end. This Board
23 really consider and take back specification report,
24 provide edits that's in your expertise and your
25 responsibility as representatives of constituents to

1 provide to the police department and then to move forward
2 as equals, not simply as a rubber stamp to the police
3 department. As equals towards the city council. So I
4 appreciate the extra time.

5 CHAIRPERSON FERGUSON: Alright, thank you. Now, we're
6 going to take questions after Ms. Shaw gives her side. Go
7 ahead Ms. Shaw.

8 MS. SHAW: Thank you, Mr. Chair.

9 CHAIRPERSON FERGUSON: Oh, I'm sorry. The Board side.
10 Go right ahead, Ms. Shaw.

11 MS. SHAW: Thank you, Mr. Chair. I'll make sure to
12 stay within my 10 minutes. So if we can have the
13 presentation up please. Good afternoon, honorable Board
14 and listening community. Commissioner, this presentation
15 in the most recent version of the LPR specification
16 report can be found in the front pocket of your binder.
17 I'll provide an overview of the feedback received from
18 the public on the LPRs on May 11th and May 18th, and the
19 status of the specification report edits. The Board is
20 already voted to support the expansion of license plate
21 readers. So this is not a discussion around if the
22 expansion happens, but instead under what conditions it
23 happens. That is what the specification report is about.
24 We appreciate the tremendous amount of information
25 received by the Policy Committee and the BOPC staff on

1 LPRs from DPD, the ACLU and other community resources.

2 MS. SHAW: I do want to recognize the BOPC
3 administrative team for really stepping up to research
4 and develop educational materials for the Board and the
5 public over the last several weeks. The staff is
6 committed to working with DPD to get this specification
7 report to a place where the public's concerns are
8 addressed, and DPD has the tools to do their job. Next
9 slide. Oh, no, we're on the right slide. Let's stay
10 there. Based on public feedback on the 11th and the 18th
11 of May, much of the concern was around ineffectiveness to
12 solve the problems at hand, civil liberty infringement,
13 privacy and excess surveillance. This slide just shows
14 the number of individuals that gave feedback and if they
15 were supported, if they didn't support, and if they
16 supported with conditions. We also included there the
17 number of emails that were received as well.

18 MS. SHAW: So the next slide goes into the individual
19 changes that were requested. So the staff and I have been
20 redlining the LPR specification report to address the
21 concerns that have been raised by commissioners and the
22 community. The back and forth with DPD has been very
23 productive. DPD has adopted quite a few recommendations
24 that we brought to them. So we do really appreciate that.
25 The seven items with the green status were accepted by

1 DPD. And I'll just go through those. So the first one is
2 clarifying that technology is able to capture drivers,
3 passenger, and personal property, but that is not the
4 intent of the technology. So that was adopted. The
5 clarification that automatic comparison of information is
6 what was initially indicated, and that that's been
7 updated to specify license plates is the information that
8 is being compared.

9 MS. SHAW: The next item is around oversight
10 reporting. So there are specific elements that DPD will
11 be delivering to BOPC within 15 days of DPD. Identifying
12 that protected information or information that was not
13 supposed to be collected was indeed collected. That will
14 be reported to the Board. So we did get that request
15 clarification that the retention policy referenced is DPD
16 only policy and that it is in compliance with Michigan
17 Law. Another item here regarding oversight reporting.
18 This one indicates that DPD will provide BOPC with a list
19 of the DPD members that have LPR technology access. So
20 that's now included in the report. We also have added
21 that there's a prohibition for taking photographs of
22 personal property that was added with a slight tweak to
23 the words prohibits willful taking of those photographs.

24 MS. SHAW: Then the last one in green is oversight
25 reporting indicating how many law enforcement agencies

1 DPD has sharing data sharing agreements with that was not
2 identified before in the report. So that the report has
3 been updated to indicate 31, which is the current number
4 at this time. Also, DPD added that they will update BOPC
5 on a monthly basis when that number changes. The items in
6 yellow were adopted with some slight tweaks. A kind of a
7 meet in the middle type of discussion happened on those.
8 So for the oversight reporting we were looking for DPD to
9 provide BOPC with the list of agencies that DPD has the
10 sharing agreement with. DPD verbally agreed to provide
11 that list but did not agree to actually indicate that in
12 the report.

13 MS. SHAW: The next one is in the case where
14 protected information is collected by the technology
15 where it should not have been collected, we were looking
16 for an immediate deletion of that information and that
17 language was entered as deleted as soon as practical.
18 Then the last one in yellow is stored data on DPD servers
19 is what we were looking for rather than a centralized
20 location. This data will instead be stored on vendor
21 servers, but those vendor servers do meet federal
22 security standards. Moving on to the next slide. These
23 are the items that are in red because they were not
24 adopted. We did not reach an agreement with DPD on these,
25 and there's not an expectation to obtain all of these as

1 written, but to meet in some type of middle ground. So
2 for number one we were looking to agree on a proposed
3 data management flow chart and add that chart either to
4 the report or as a supplemental document will be fine.

5 MS. SHAW: DPD did agree to collaborate on a data
6 management flow chart, and that work has not started just
7 yet. The next one is ensuring that license plate reads
8 that do not have a match to a hot list are not stored.
9 We're looking for immediately destroyed. We talked about
10 privacy concerns. Data management is very important. The
11 longer that data is stored, there's an increased risk of
12 breaches and or inappropriate usage. Data retention
13 policies vary by state and city. For example, Jersey
14 City, New Jersey. There, they delete their LPR data after
15 five years. When their database was looked at in August
16 of 2012, there were 10 million reads just sitting in the
17 database. On the contrary, Minnesota State patrol deletes
18 after 48 hours, so they only have about 20,000 reads
19 sitting in the database at any given point. So, at any
20 given point, which is a huge difference. Currently in DPD
21 specification report the retention period for all reads,
22 even those that are not a hit against a hot list is 30
23 days or 90 days depending on the manufacturer.

24 MS. SHAW: Number three we were looking to ensure
25 that license plate reads that do not have a match in the

1 hot list are also not shared. That was not accepted.
2 Number four we were looking to indicate that DPD will not
3 enter into data sharing agreements with non-law
4 enforcement entities for sharing LPR data at all, or to
5 do so only with BOPC approval. So emphasis here is non-
6 law enforcement agencies, like universities. So if
7 there's a reason that DPD needs to release this data to a
8 non-law enforcement agency, BOPC should understand why
9 it's necessary and have the discretion to approve that
10 release. For number five. This one is around ensuring
11 that law enforcement agencies with the data sharing
12 agreements only use that data the same way DPD does.

13 MS. SHAW: So if DPD is saying, we only use this for
14 higher level crimes, then the law enforcement agencies
15 that accept this information from DPD should also use the
16 data in the same manner. Number six and number seven are
17 around oversight reporting that will be helpful for BOPC
18 for their oversight. DPD has offered to provide some
19 aggregate or summary data. Summary data does not support
20 effective oversight. Itemized or raw data will give the
21 Board the ability to monitor appropriate use of the
22 technology, trends over time, accuracy of the aggregation
23 of the data, anomalies to be researched further, and the
24 effectiveness of the technology for future decision
25 making. Of course, it wouldn't be ideal for the Board to

1 have a list of actual license plate numbers. So a masking
2 mechanism will be appropriate for this purpose.

3 MS. SHAW: To give a non-law enforcement example,
4 when you file your routine tax return, you provide
5 summary numbers. But if an IRS audit is conducted, you
6 have to provide the itemization behind those totals so
7 the IRS can verify the totals, the appropriate items were
8 included or excluded and proper categorization. Then for
9 the last one, we're looking for a periodic audit, not
10 really specific around the days, possibly every 30 days,
11 just to determine if any protected information has been
12 collected. So these items have not been addressed yet in
13 the specification report at this time. Going on to the
14 last slide. So based on the parliamentary opinion
15 received by the Board staff, the Board has not yet
16 appropriately adopted this report. I know that there's
17 some discussion back and forth about that at this time in
18 regard to the law department.

19 MS. SHAW: But if that is the case and if the Board
20 so desires, there's opportunity for additional work to be
21 done with DPD on this report to address the outstanding
22 concerns, either directly in the report or in relevant
23 policies. Once adopted, the LPR specification report does
24 get publicly published as a DPD and BOPC collaborative
25 document, meaning that BOPC is saying that they agree

1 with everything in the document. Then it'll be up to the
2 public at that point to continue to work through other
3 channels to get any outstanding concerns that they may
4 have addressed down the line in the process. Mr. Chair,
5 that concludes my presentation.

6 CHAIRPERSON FERGUSON: Wow. Still has seven seconds
7 left. Awesome. Thank you. So as you can see, this Board
8 is not rubber stamping anything. It's called negotiation.
9 This is how it's done. Alright. This is what you guys
10 want. This is what the Board wants. This is what we're
11 hearing from the people, and we'll meet somewhere in the
12 middle. Is that going to be up so the public can see
13 that?

14 MS. SHAW: This presentation that I just went
15 through.

16 CHAIRPERSON FERGUSON: Yes.

17 MS. SHAW: It will be in the meeting documents for
18 this meeting.

19 CHAIRPERSON FERGUSON: Fantastic. So I'm urging the
20 public and some of the people that came on public
21 comment, please look at that. Look it over and see
22 exactly what this Board wants for the people. Now each
23 commissioner gets to have two minutes to talk for the
24 second time. Commissioner Burton.

25 COMMISSIONER BURTON: Mr. Chairman, save me for last.

1 Thank you.

2 CHAIRPERSON FERGUSON: No, I'm going to go around the
3 room. I wanted you to go first, sir, because—

4 COMMISSIONER BURTON: Mr. Chairman, I will go last,
5 Mr. Chairman.

6 CHAIRPERSON FERGUSON: Okay.

7 COMMISSIONER BURTON: No disrespect, but on behalf of
8 the citizens of Detroit, I prefer to go last. Thank you.

9 CHAIRPERSON FERGUSON: Commissioner Hernandez.

10 COMMISSIONER HERNANDEZ: I just have, through the
11 Chair, a clarifying question. I think I know the answer,
12 but who actually crafted and submitted these changes that
13 you just presented?

14 MS. SHAW: The staff did that on behalf of the Board.

15 COMMISSIONER HERNANDEZ: The staff on behalf of the
16 Board, or at the direction of the Board. That answers it.
17 Thank you.

18 CHAIRPERSON FERGUSON: Commissioner Banks.

19 COMMISSIONER BANKS: Yes. Through the Chair. Madam
20 Secretary these items, you mentioned that DPD has agreed
21 on several items. Now these items that DPD agreed upon is
22 DPD have agreed or looking to put them in a written
23 policy. I'm not trying to challenge their credibility in
24 that, but are they willing to put this in the policy?

25 MS. SHAW: So the ones that—

1 COMMISSIONER BANKS: They agreed upon.

2 MS. SHAW: Right. The ones that they agreed upon
3 they're included in the report at this time and is before
4 the Board for review and approval if the Board agrees
5 with the changes.

6 COMMISSIONER BANKS: Again, are they willing to put
7 this in a policy?

8 COMMISSIONER BERNARD: Approve a policy to that
9 effect?

10 COMMISSIONER BANKS: DPD?

11 CHAIRPERSON FERGUSON: It has to go through us first.

12 COMMISSIONER BANKS: Yeah. Okay. Once we approve
13 everything, are we going to let them know this needs to
14 be in the policy?

15 CHAIRPERSON FERGUSON: That's how it's done. Yeah.

16 COMMISSIONER BANKS: Okay. I'm all set.

17 CHAIRPERSON FERGUSON: Alright. Commissioner
18 Pressley.

19 COMMISSIONER PRESSLEY: Thank you. Through the Chair.
20 My question is relative to the continuation of public
21 input on this policy. It was my understanding that at the
22 adoption or passage or approval, whatever language was
23 used for the motion last week, that the community would
24 still have several opportunities to still engage in the
25 policy. Is that correct?

1 CHAIRPERSON FERGUSON: That is correct.

2 COMMISSIONER PRESSLEY: Thank you.

3 CHAIRPERSON FERGUSON: Commissioner—

4 MS. SHAW: Mr. Chair, can I just clarify the answer
5 to—

6 CHAIRPERSON FERGUSON: Go ahead and make some
7 clarification.

8 MS. SHAW: Sure, no problem. Yes. The community of
9 course continues to have an opportunity to provide input.
10 This particular report is approved by the BOPC. So after
11 it leaves the BOPC, it does not have adjustments by any
12 other body, the actual specification report.

13 COMMISSIONER PRESSLEY: So, point for clarification.
14 So this compromised specification report once approved by
15 BOPC, the public comment that is received, there is no
16 adjustment or amendments that are made at that point from
17 what might come from the public comment.

18 MS. SHAW: Correct. Not to the report itself.

19 COMMISSIONER PRESSLEY: So the function of the public
20 comment would then be what?

21 COMMISSIONER BERNARD: City council.

22 COMMISSIONER PRESSLEY: So, city council would then
23 have the opportunity to amend it.

24 MS. SHAW: Not the report. So there are other
25 documents that get drafted beyond the specification

1 report, such as the contract itself with the vendors so
2 the public can have some input on that. City council will
3 also hold a public hearing to get feedback from the
4 public on if the expansion should move forward at all at
5 that point

6 ATTORNEY ADAM SAXBY: Through the Chair. Just for
7 clarification. Under CIOGS, which is the format that is
8 being followed right now. City council must approve
9 before any of this happens. So if city council does not
10 agree with any of the terms based off of public comment,
11 they will not approve mm-hmm. So that is the additional
12 comment and the additional oversight that I think you
13 were asking about, commissioner?

14 COMMISSIONER PRESSLEY: Yes. Thank you.

15 CHAIRPERSON FERGUSON: So could you state that one
16 more time, so everybody knows.

17 ATTORNEY ADAM SAXBY: Yes.

18 COMMISSIONER: About CIOGS?

19 CHAIRPERSON FERGUSON: About CIOGS, how is it done
20 again?

21 ATTORNEY ADAM SAXBY: So under CIOGS, which is the
22 format that is being followed in this particular
23 instance, city council has final approval. So the
24 procurement cannot occur unless city council approves
25 that the procurement. Therefore, if they don't agree to

1 the terms, if they object to any of the terms, they have
2 the final oversight ability through their vote and based
3 off of the public comment, that will inevitably follow in
4 many formats at the city council level chair.

5 CHAIRPERSON FERGUSON: Okay. Fantastic.

6 CHAIRPERSON HOLLEY: Chair, may I?

7 CHAIRPERSON FERGUSON: Yes, go right ahead.

8 CHAIRPERSON HOLLEY: It's about two minutes now,
9 right?

10 CHAIRPERSON FERGUSON: I don't know.

11 COMMISSIONER: Yes.

12 CHAIRPERSON HOLLEY: I want to—

13 CHAIRPERSON FERGUSON: Yes, it's going to be part of
14 two minutes.

15 CHAIRPERSON FERGUSON: Well, I wanted clarification
16 for what the attorney is saying. Because it just seemed
17 like this is backwards. Because then if the city council
18 is going to approve something and they're looking for us
19 for policy. I mean, it seemed like to me that they're not
20 considering the policy according to you. Then I'll take
21 my two minutes. The ALUC, it looked like to me—I'm sorry
22 if I missed the letters. Please, forgive me. But the
23 thing about it is, if they give them the money to
24 purchase something, then they give them money to purchase
25 it. They've already approved it. So the question should

1 have been to me, rather you trying to stop the train, you
2 should basically, well, on the train and help us format
3 policy.

4 CHAIRPERSON FERGUSON: Yes.

5 CHAIRPERSON HOLLEY: Because there's a lot of stuff
6 you had in your report that I read had some good stuff in
7 there. If you talk about Maryland, 8 and 7 million people
8 in Maryland, 700 people and 700,000 people in Detroit. I
9 got 90 hijackings going on. They only had 47 crime
10 reports in the world. Now the 7,000 population. I'm just
11 trying to ask you sir, it seemed like to me, because I
12 respect you guys. I really respect you guys down through
13 the years. But it seemed like to me where you guys should
14 have been on, I heard 15 people. I heard public comments.
15 I heard it. We had it all. I'm thinking, I already have
16 comments. So I voted basically on what the compromise
17 was.

18 CHAIRPERSON HOLLEY: But to me, I would've needed you
19 in my policy rather than just having come to Burton's
20 meeting commissioner that we should have some help in the
21 policy. Because it's going back to city council for
22 approval. If I give you the money, I have already made up
23 my mind, I'm going to give you this equipment. So it
24 seems to me, the policy should have helped me with the
25 policy before it goes back to this. Am I making sense to

1 you? Can you come up and just say if I'm making sense to
2 this or am I not making sense?

3 COMMISSIONER BERNARD: Of course not.

4 MR. WADOOD: If I might add.

5 CHAIRPERSON FERGUSON: Please.

6 MR. WADOOD: The specification report that this Board
7 has a responsibility to co-draft with the police
8 department, it is in some ways a policy. This is what the
9 police department is bound by when it uses the
10 technology. So when I come here and say these are the
11 issues with the specification report, what I'm saying is
12 that these are the issues with the technology. This Board
13 has the ability to revise the draft so that it can
14 essentially implement policy in the way that DPD can and
15 cannot use the cameras. To the attorney's point, after
16 this point, after the Board approves the specification
17 report, the city council can't amend it in any way if it
18 doesn't like it. It can say yes, it can say no. But in my
19 opinion, if you truly want to support the police
20 department's proposal to expand license plate readers,
21 you would send the city council your best proposal
22 alongside the police department.

23 MR. WADOOD: If you send them a premature proposal or
24 bad proposal, they're going to vote no on it and it's
25 going to be back at this Board. It's going to be back at

1 the police department. Which is why I'm coming today. I
2 came last week as well to give public comment and telling
3 you all that it's your responsibility to look at this
4 specification report because that's what's going to be
5 really the governing document that governs the police
6 department's use of license plate readers. I hope I
7 answered your question, sir.

8 CHAIRPERSON FERGUSON: Commissioner Bernard.

9 COMMISSIONER BERNARD: Just quickly Mr. Chairman.
10 Thank you for the presentation. What we see from the
11 report that has been prepared is that the staff has
12 negotiated seven changes to the proposed whatever you
13 want to call this acquisition, in terms of the policy
14 regarding the acquisition. There are 11 points that are
15 important points that we've not agreed upon. Those need
16 to be continued. Those issues need to be continued to be
17 flushed out between our staff and the department. When we
18 send something to city council, it should be only after
19 we've done extensive due diligence and after we've
20 listened to the people and listened to the experts.
21 That's not their job. Really what they do is appropriate
22 funds. They're looking to us as elected officials and so
23 forth to address the substance of an issue. They're
24 dealing with an almost \$3 billion budget.

25 COMMISSIONER BERNARD: This is a \$5 million item.

1 This is a huge expression, a pimple on the elephant's
2 ass, comparatively speaking. So they're looking to us to
3 address this situation and that's what we do. That's what
4 we're supposed to do. What our staff has recommended is
5 that we hold off on addressing this report until their
6 discussions continue with the department and then the
7 things that we can't agree on, then the Board can make
8 the call where we're going to go with the department on
9 this and go with our staff on this issue. We're not
10 neuter here. The council constantly looks to us, Jim, for
11 true guidance. We're not supposed to be able to shovel
12 and push the problem down the road, et cetera. We're
13 supposed to deal with these issues substantively and
14 accurately. All they're saying is, we're not ready yet.

15 COMMISSIONER BERNARD: We're not ready to move it
16 over to city council yet. We're not going to pass the
17 buck. Keep kicking the can down the road hoping that
18 somebody down the road will say, oh yeah, this doesn't
19 make any sense. Keeping data for five years or five
20 months or whatever makes no sense. There're some
21 constitutional issues here. As you pointed out, these 5
22 million purchases, like the 25 million they want to spend
23 on additional police officers does not address crime.
24 Crime is systemic. It is a community issue and we need to
25 invest more in that. To the extent that our Board

1 Secretary has asked for additional time, that's what we
2 hired her for, to do what we've never done as a body.
3 Listen to both sides, negotiate with the department, move
4 things forward progressively for the community. That's
5 all we're talking about. So then when we talked to the
6 council, oh yeah, the count commission dealt with it on
7 three occasions. The commission negotiated this, the
8 commission did this, so that we don't look like a lame
9 duck rubber stamp body.

10 CHAIRPERSON FERGUSON: VC Holt.

11 CHAIRPERSON HOLT: Thank you. Through the Chair. My
12 question is to the gentleman representing ACLU. On page
13 11 of your presentation, you indicated that the
14 statistics that you evaluated showed that of a 2000 hits,
15 the results were that they only identified 47 serious
16 crimes. Now my understanding, as I thought I understood,
17 is that the license plate reader only activates if that
18 license plate has been put into some kind of data,
19 whereas there should be attention to that license plate.
20 May I understand how it is that you could document 2,000
21 hits and only 47 of those hits turned out to be a serious
22 crime matter?

23 MR. WADOOD: Right. If I may provide a brief answer.
24 So just a clarification on the way the technology works.
25 It captures every license plate that crosses that camera.

1 Not just license plates that are hits on various lists of
2 suspected or wanted vehicles. It captures every license
3 plate and, and the full fingerprint of the vehicle and
4 stores it in database like was mentioned 30 days or 90
5 days depending on the vendor. If there are lists that it
6 can run against, and it does that relatively immediately,
7 but it does retain data on every single vehicle that
8 passes those cameras for 30 or 90 days. Obviously, this
9 Board has the ability to negotiate a shorter time period,
10 like it was mentioned, multiple jurisdictions delete the
11 data in 48 hours unless it's a hit on a list.

12 MR. WADOOD: The state of New Hampshire deletes the
13 data after three minutes unless it's a hit on a list. So
14 you're really considering two separate services or
15 products of this technology. One is a hit list, right?
16 Triggering alerts if a license plate is on a list. The
17 other is really this longer investigative database
18 collecting millions of data points and using it over the
19 course of 90 days. So those are the two products that
20 this Board should be considering. Our opinion is that the
21 only product that should be on the table is that hit list
22 product where you run immediately and delete the data you
23 don't need and don't want. But what's on the table right
24 now from the police department is that longer database
25 full of millions of innocent data points.

1 CHAIRPERSON HOLT: Okay. Thank you for that. I have
2 one other concern as it relates to the report that was
3 shared by Ms. Shaw. I see here you do in fact highlight
4 the fact that the Amber alert is a serious matter and
5 that the license plate detector should be able to capture
6 that information.

7 MS. SHAW: Absolutely, commissioner.

8 CHAIRPERSON HOLT: Because what?

9 MS. SHAW: This is a missing person's alert. Right.
10 The Amber alert's. Right.

11 CHAIRPERSON HOLT: I believe child support as well. I
12 don't know.

13 COMMISSIONER BERNARD: it shouldn't be beneficial
14 support.

15 CHAIRPERSON HOLT: Okay. Because—

16 COMMISSIONER BERNARD: It doesn't matter.

17 CHAIRPERSON HOLT: Because at the meeting on May the
18 11th, was it, clearly at least. I see you're quoting
19 folks who agree to not support the LPR as well as those
20 folks who wanted support. So in an example, there was a
21 citizen who came to the mic who was an objection to the
22 license plate readers being used for Amber Alert. So I
23 hope that person's statistics were not included as
24 relevant because obviously you would want the license
25 plate reader to pick up that kind of alert. That's okay.

1 CHAIRPERSON FERGUSON: I'm a solution-based person,
2 right? I don't have time to wait because I hear the
3 concerns. I hear and I see it. I live it. I live here in
4 Detroit, right? This is happening to me. I watch people
5 just steal a car and take off down the freeway. I've seen
6 them with my own eyes. Is there something I can do to
7 make that stop? Here's a technology that can make that
8 stop. The key is how do we use it correctly? Like I keep
9 telling people, I don't mind you saying no to something,
10 but what's your solution to make it stop now? We don't
11 have time to be waiting. The calvary isn't coming, right?
12 It's not coming. If we have technology, we should use it
13 the right way correctly. Technology is here. We have to
14 embrace it. We got to, it's just the bottom line. But we
15 have to do it constitutionally and do it correctly.
16 That's what this body has to do. But to keep kicking this
17 can down the road and keep having conversation,
18 conversation, conversation.

19 CHAIRPERSON FERGUSON: Then all of a sudden now the
20 Kia boy's out there still stealing cars while we keep
21 talking. Who are we working for? The criminals. No, we're
22 working for the people. So it's up to us to do something.
23 That was my one minute. I'm going to yield my other
24 minute to Commissioner Holley. I'm going to have to say
25 the Board, VC Holt is going to take the rest of my agenda

1 here because I do have another meeting I have to really
2 get to. I'm sorry. Thank you.

3 CHAIRPERSON HOLLEY: Mr. Chairman. Thank you. My
4 friend, my understanding, you're not against the
5 technology. You just want responsible uses. You're not
6 against it. Is that what I'm hearing from ALUC, that
7 you're not against it. You basically want us to basically
8 to do the—

9 COMMISSIONER BERNARD: Constitutionally,

10 MR. WADOOD: Right. So the reason I'm here today is
11 because you are responsible for outlining how the
12 technology is used. Any objections we have to whether or
13 not this technology should be procured, we'll save that
14 for city council. That's not between the two of us.

15 CHAIRPERSON HOLLEY: That helps me a whole lot.

16 MR. WADOOD: If this is helpful to the Chair's
17 question about what are the solutions, I'll give you a
18 solution in five seconds, 48 hours data retention. Right
19 now, like I said, it's 30 to 90 days depending on which
20 vendor's providing it. So many jurisdictions, this is
21 becoming the industry standard, are keeping the data for
22 48 hours and then deleting it if it's just data of an
23 innocent person in an innocent vehicle. It goes to his
24 specific scenario of a car theft. If your car is stolen,
25 you can report your license plate number to the police

1 department. For the past 48 hours, they'll have all that
2 data of that car passing those cameras. So 48 hours is
3 really becoming the industry standard, and there's no
4 need to go to the maximum that the vendor is providing,
5 which is 30 days for flock and 90 days for Motorola
6 Vigilant. There's no need to adopt that maximum time
7 period. You can follow the number of jurisdictions that
8 are putting a 48-hour time limit on retaining data.

9 COMMISSIONER BERNARD: Madam Chair.

10 CHAIRPERSON HOLT: Thank you. I believe Commissioner
11 Burton, are you prepared to take your questions.

12 COMMISSIONER BURTON: Yes. Absolutely.

13 COMMISSIONER BERNARD: May I make just one final
14 point in response to what this gentleman said and what
15 Jim said. Jim, the problem is that this data is given to
16 people who finance cars. You mentioned people who owe
17 child support. You can run that database and find people.
18 I mean, all of these superfluous things that this data
19 can be used for. That's why one of the recommendations is
20 that it only be used by law enforcement in terms of us
21 sharing the data, and also that we maintain our own data
22 because we can't control data. We don't have the
23 ShotSpotter data because it goes to California. We don't
24 get that. I mean, if we're going to pay the 5 million, we
25 ought to own it, we ought to keep it, and we ought to

1 regulate how it's done. So far, this report doesn't do
2 that yet. That's the point. If you owe somebody some
3 money, they shouldn't be able to know where your car is
4 and come get the money. I mean, come on, go to court.

5 CHAIRPERSON HOLT: Thank you, Commissioner Bernard.

6 COMMISSIONER BERNARD: Thank you, Madam Chair for
7 indulging me.

8 CHAIRPERSON HOLT: Right. Commissioner Burton, are
9 you prepared? Two minutes.

10 COMMISSIONER BURTON: Sure. I have different
11 arguments than most of you here. To my colleagues here on
12 the Board and to our Detroit constituents that's learning
13 about license plate readers for the first time. I'm here
14 to talk about my point of view of this technology that's
15 increasing being used by government agencies all over the
16 world. It is a technology that has been taught as highly
17 effective in preventing crime and tracking down
18 criminals. But I'm here to tell you the truth. This
19 technology comes a number of serious concerns particular
20 when it comes to privacy and civil liberties here in
21 across America. I'm talking about license plate readers
22 and the many negatives that come with the use of license
23 plate readers and devices that are mounted on police
24 cars.

25 COMMISSIONER BURTON: I raised that concern at our

1 community meeting about the license plate readers. But
2 they're mounted on police cars and other types of
3 vehicles, which scans the license plates of passing
4 vehicles and records them in a database. This database is
5 then used by law enforcement agencies to track the
6 movement of vehicles, link them to criminal activity and
7 surface. This may seem like a great idea to those that
8 are probably hearing about it for the first time. But
9 unfortunately, the harm of this technology vastly
10 outweighs the benefits. First and foremost, license plate
11 readers are a major invasion of privacy. The information
12 captured by the devices is incredibly sensitive. It
13 reveals a wealth of personal information about a given
14 individual driving habits, associations, and even
15 whereabouts. This information is then easily accessible
16 to law enforcement and can be used against individuals in
17 a court of law.

18 CHAIRPERSON HOLT: Thank you, Commissioner Burton.
19 Sir, your two minutes are up. Thank you. Now, I believe
20 we are at where on the agenda.

21 COMMISSIONER PRESSLEY: Unfinished.

22 CHAIRPERSON HOLT: All the way down to unfinished
23 business, where now, in all honesty, I do not understand
24 the LPR Surveillance Technology Specification report.

25 PARLIAMENTARIAN DR. FRANCIS JACKSON: Madam

1 Chairperson. The next thing would be the report from the
2 Chief Investigator, James Warfield.

3 COMMISSIONER PRESSLEY: The agenda.

4 COMMISSIONER BURTON: Madam Chair, did we have a
5 timekeeper to say that my two minutes was up?

6 COMMISSIONER PRESSLEY: She kept time.

7 COMMISSIONER BURTON: We have a timekeeper. Who kept
8 time?

9 CHAIRPERSON HOLT: I did.

10 COMMISSIONER BURTON: Yeah.

11 CHAIRPERSON HOLT: I gave you—

12 COMMISSIONER BURTON: Show me where second.

13 PARLIAMENTARIAN DR. FRANCIS JACKSON: That's right.
14 My mistakes.

15 CHAIRPERSON HOLT: Commissioner Burton.

16 COMMISSIONER BURTON: My time is totally different.

17 CHAIRPERSON HOLT: Let's present ourselves in some
18 mature orderly manner.

19 COMMISSIONER BURTON: Well, for a point of
20 information, can you provide proof?

21 CHAIRPERSON HOLT: So as I understand.

22 PARLIAMENTARIAN DR. FRANCIS JACKSON: No, it's right.
23 Unfinished business.

24 CHAIRPERSON HOLT: Oh, okay. All right. So now, may I
25 have a clarification as to what this statement is?

1 Basically, what should we see happening now? Ms. White, I
2 mean, Ms. Shaw. I'm sorry. So what should happen now as
3 it relates to this statement?

4 MS. SHAW: Any of the commissioners can make a motion
5 to either adopt the report or take whatever action is
6 preferred by the Board at this time.

7 COMMISSIONER BANKS: Right here. I've got unfinished
8 business right here, Madam Chair.

9 ATTORNEY ADAM SAXBY: Through the Chair. Can I
10 clarify on that motion before?

11 CHAIRPERSON HOLT: Sure. Because I don't understand
12 why it just didn't spell out that we're supposed to.

13 ATTORNEY ADAM SAXBY: My question is what the intent
14 is for this motion. If the intent is that this bring back
15 the matter that has already been submitted to City
16 Council based off of the motion from last week, then I do
17 believe that the more appropriate motion would be to
18 rescind the previous motion if that is this Board's
19 intent. That is not to say the Board can't do that, but
20 we want to make sure that we are actually achieving the
21 Board's goal here. If the goal is to move this matter
22 back and have further consideration over these matters,
23 then there is a reasonable interpretation that the motion
24 last week already moved these matters forward and they
25 have already been, I believe, submitted to City Council.

1 ATTORNEY ADAM SAXBY: So in order to undo that, the
2 Board should simply rescind that motion and vote again on
3 that matter, whether or not to move that forward. That
4 would be the law department's recommendation. That said,
5 if the intent is not to undo that, if the Board does not
6 feel that they acted in haste, then I'm not sure what
7 this motion's intent is. So I would just ask for
8 clarification on that to better help for myself and the
9 parliamentary to help better help facilitate the Board
10 well.

11 COMMISSIONER PRESSLEY: Point of information. Do we
12 know what has actually been sent to city council? Is it
13 the specification report with the amendments that our
14 Secretary has given on behalf of the Board?

15 COMMISSIONER BERNARD: No.

16 CHAIRPERSON HOLLEY: Secretary.

17 CHAIRPERSON HOLT: I believe Ms. Shaw, you're being
18 asked.

19 MS. SHAW: I was not on the communication to city
20 council, so I would expect that if DPD has sent something
21 to city council, it is a copy of the report that you have
22 in your hand right now with the most recent changes that
23 I discussed today. The items that were in green and in
24 yellow, and not the items in red.

25 COMMISSIONER PRESSLEY: So, is there anybody who can

1 confirm that?

2 COMMISSIONER BERNARD: But you don't know that that's
3 the point, you just assumed.

4 MS. SHAW: That's correct. I was not on the
5 communication to city council.

6 COMMISSIONER PRESSLEY: So, for the law department's
7 point of view, the reason why I'm asking that question is
8 that the approval of this specification report would be
9 needed if the motion to support the Chief's
10 recommendation was the specification report without the
11 Board's amendments.

12 ATTORNEY ADAM SAXBY: Can you clarify your?

13 COMMISSIONER PRESSLEY: So if the motion was to
14 support the Chief's recommendation to expand license
15 plate reader. The Chief or the police department had a
16 specification report that existed prior to the
17 commission's input.

18 ATTORNEY ADAM SAXBY: So my understanding is that the
19 committee, the Board was voting on the most recent draft
20 that was in front of the Board at that moment.

21 COMMISSIONER PRESSLEY: Yeah. That's why I'm saying
22 when you asked about the intent, what would be the intent
23 of it would be to clarify that what we are approving is
24 not just the general Chief's expansion of the license
25 plate reader, but to ensure that the specification report

1 that's given to the city council includes the amendments
2 that has been made by the commission.

3 ATTORNEY ADAM SAXBY: So through the Chair, if the
4 end result of that vote, say if it were to be voted down
5 and that not be adopted. If the intent of this Board is
6 that the end result would be that the matter not be
7 before city council for consideration right now, then it
8 should be a motion to rescind the previous motion from
9 last week. That's all I'm saying is that if that is the
10 intent and that is a possibility, then the more
11 appropriate motion would be to rescind I believe your
12 motion commissioner, and then re-vote on that. However,
13 if that is not this body's intent, then there's a
14 different intent. We want to make sure we understand that
15 so we can help facilitate this Board's will.

16 CHAIRPERSON HOLT: Thank you, attorney.

17 COMMISSIONER: Through the Chair.

18 CHAIRPERSON HOLT: May I commissioner Bernard. Thank
19 you. Thank you, Attorney Saxby. To the parliamentarian,
20 what is your suggestion?

21 PARLIAMENTARIAN DR. FRANCIS JACKSON: The
22 parliamentarians opinion was that the adoption of last
23 week's motion did not adopt the report, because it did
24 not specify the report. However, the parliamentarians
25 opinion yields to the law department and the guidance

1 that the law department has provided in accordance with
2 the ordinances of the city of Detroit. The law would
3 always take proceedings over Robert's rules of order. So
4 at this point, it seems to me that this Board has two
5 levels of action, maybe three. If the Board is ready to
6 finish this matter, there are no other changes you want
7 to make, there's nothing else you want to do, then in
8 accordance with the law department's opinion, the
9 adoption of that motion last week ends your action with
10 this report. That the motion that was adopted supported
11 the specifications report and supports that the expansion
12 of license plate reader would go forward and this
13 matter's closed, and you move on.

14 PARLIAMENTARIAN DR. FRANCIS JACKSON: If the Board is
15 not finished with this matter and there needs to be
16 specificity on what not being finished means, then the
17 Board would have to rescind the motion to adopt the
18 motion that was adopted to support that. Then you're back
19 to square one and square one means you haven't done it.
20 If that motion is rescinded, then you haven't taken any
21 action on the license plate reader issue. Whether that is
22 to further negotiate what you want in the report or
23 whether or not you decided now you don't support it, you
24 are back to square one and the table's clean.

25 COMMISSIONER BERNARD: How do you rescind?

1 PARLIAMENTARIAN DR. FRANCIS JACKSON: The motion to
2 rescind is a motion that's intended for previous notice.
3 Because it would be made without previous notice, it
4 would require two thirds or a majority of the entire
5 membership. So anyone can make the motion to rescind.
6 Anybody who's a voting commissioner can make the motion
7 to rescind the motion adopted last week to support the
8 expansion. What the motion to rescind us is erase. It's
9 like you go to the blackboard and you erase it. That
10 means that at that point, if that motion is adopted,
11 you've taken no action on license plate reader
12 specifications report support of any of that. So you've
13 got two things. If you're finished with this and you're
14 ready to move on, and there are no other changes you want
15 to make, there's nothing else you want to do. If you let
16 this stand the way it is now, then this Board has
17 supported the specifications report and the expansion of
18 license plate readers, and you can move on to the next
19 item.

20 COMMISSIONER HERNANDEZ: Through the Chair.

21 PARLIAMENTARIAN DR. FRANCIS JACKSON: If you're not
22 ready to move on, if there are things that you still want
23 to do, then you need to rescind that motion that was
24 adopted, and then the floor is open for whatever it is
25 the Board wants to do.

1 CHAIRPERSON HOLT: Thank you, parliamentarian. Yes,
2 Commissioner Hernandez.

3 COMMISSIONER HERNANDEZ: Thank you, ma'am. I want to
4 just take us back to the original point of getting
5 clarity that Commissioner Pressley posed. Last week's
6 motion was adopted with the intent and interpretation of
7 moving this process along, which included the spec
8 report. If that's the case, and that motion was approved
9 and adopted last week, can we get clarity if that moved
10 along in the process to the next step? Whatever that next
11 step may be, that leaves this body.

12 CHAIRPERSON HOLT: Yes. Thank you, deputy.

13 DEPUTY CHIEF HAYES: Madam Vice-Chair, and through
14 the Chair. To answer that question, yes, it has moved.
15 With the adoption and with the pathway to CIOGS the
16 specification report was published, and the correspondent
17 has been submitted and received by the officers of the
18 city council president.

19 COMMISSIONER BERNARD: We have not received the
20 information on the number of vehicles that currently are
21 outfitted like this as the minutes indicate that the
22 Chief indicated that we were going to have, and now we
23 have additional information that we didn't have last
24 week.

25 DEPUTY CHIEF HAYES: Madam Vice-Chair.

1 CHAIRPERSON HOLT: Yes, sir.

2 DEPUTY CHIEF HAYES: Just to respond to that, I
3 believe it was stated that the Chief would provide that
4 information at a later date. I don't believe it had a
5 specific time that was there. So I just want to come from
6 a place that it was not ignoring the Board, but you're
7 holding us to a timeline that hadn't been established. I
8 am prepared and that's why I am present today to follow
9 up on the Chief's promise and commitment to this Board to
10 share with you how many license plate readers we have on
11 vehicles. The department has 55 vehicles that are
12 outfitted with license plate readers. Each vehicle has
13 two, one to the left, one to the right side. It actually
14 mirrors the license plate readers that are used by
15 municipal parking when they drive by and scan vehicles
16 that have boots on them. So the answer is 155. I'm sorry.
17 It's 55 cameras, ma'am.

18 CHAIRPERSON HOLT: Thank you.

19 DEPUTY CHIEF HAYES: Thank you.

20 CHAIRPERSON HOLT: Thank you, Deputy Chief Hayes.

21 Well then, I guess at this point, we need—I'm sorry.

22 COMMISSIONER BANKS: I've got some unfinished
23 business.

24 CHAIRPERSON HOLT: Okay, Commissioner Banks. Are we
25 still talking about the—

1 COMMISSIONER BANKS: License plate reader—

2 CHAIRPERSON HOLT: The adoption.

3 COMMISSIONER BANKS: Yes.

4 CHAIRPERSON HOLT: Reconsideration.

5 COMMISSIONER BANKS: Yes.

6 CHAIRPERSON HOLT: Okay.

7 COMMISSIONER BANKS: In the light of these
8 presentations, I moved that we rescind the adopted motion
9 to support Chief's recommendation for the expansion of
10 these license plate readers. This is because I believe
11 that BOPC staff need to continue negotiating the LPR
12 specification report and relevant policy language with
13 the DPD and address the outstanding concerns expressed by
14 the community. Is there a second? Do we have a second? We
15 need the second this.

16 COMMISSIONER BERNARD: Second

17 COMMISSIONER BURTON: Discussion.

18 COMMISSIONER BANKS: You go ahead, through the Chair.
19 You do what you want to do.

20 CHAIRPERSON HOLT: Excellent. Second.

21 COMMISSIONER BANKS: I'm sorry, if I was out of line.
22 I'm sorry, Madam Chair.

23 PARLIAMENTARIAN DR. FRANCIS JACKSON: Madam Chair,
24 you have to state the motion. Before you ask for
25 anything, you must state the motion.

1 CHAIRPERSON HOLT: With all that he read from his
2 phone. Did you want to pass your phone around so I can
3 read it?

4 COMMISSIONER BERNARD: He can read it again.

5 COMMISSIONER BANKS: They can pass it around. Just do
6 it again.

7 COMMISSIONER BERNARD: Just the motion.

8 COMMISSIONER BANKS: Do it again.

9 COMMISSIONER HERNANDEZ: Can we speak into the mic
10 for the viewing audience, please.

11 CHAIRPERSON HOLLEY: I know we are supposed to have
12 11 council people. 11 people. Evidently, we got 15 to 20.
13 That's really running this meeting.

14 COMMISSIONER BURTON: Through the Chair. Questions
15 for clarity.

16 CHAIRPERSON HOLLEY: You're going to come here and--

17 COMMISSIONER BURTON: Through the Chair. Question to
18 his motion. The commissioner's motion.

19 CHAIRPERSON HOLT: The motion?

20 COMMISSIONER BANKS: Yes.

21 COMMISSIONER BURTON: Commissioner. Do you want the
22 Policy Committee to work on this?

23 CHAIRPERSON HOLT: Commissioner Banks. No, I asked
24 you to stay here.

25 COMMISSIONER BURTON: Someone's texting him messages

1 to read. Is that acceptable? That's allowed. Is that
2 allowed?

3 COMMISSIONER BANKS: How do you know somebody's
4 texting me?

5 COMMISSIONER BURTON: Sir, you're reading it from
6 your phone—

7 CHAIRPERSON HOLT: Commissioner.

8 COMMISSIONER BANKS: I'll put that in there. I'll put
9 that in there.

10 CHAIRPERSON HOLT: Commissioner—

11 COMMISSIONER BURTON: This comes from the staff. Did
12 the staff send you this?

13 CHAIRPERSON HOLT: Commissioner Banks, I'm asking you
14 to allow me to read your motion so that we can move
15 forward.

16 COMMISSIONER BANKS: Madam Chair, I'm sorry.

17 CHAIRPERSON HOLT: Okay,

18 COMMISSIONER BANKS: Go right ahead. You're in
19 charge.

20 CHAIRPERSON HOLT: In light of these presentations, I
21 move that we rescind the adopted motion to support the
22 Chief's recommendation for the expansion of the license
23 plate readers. This is because I believe that BOPC and
24 staff need to continue negotiating the LPR specification
25 report and relevant policy language with DPD to address

1 the outstanding concerns expressed by the community.

2 COMMISSIONER BANKS: Second it.

3 CHAIRPERSON HOLT: Is there a second?

4 COMMISSIONER: Can't second your own motion.

5 COMMISSIONER BERNARD: Second. I'll second it.

6 PARLIAMENTARIAN DR. FRANCIS JACKSON: Madam Chair.

7 COMMISSIONER BANKS: I tried.

8 PARLIAMENTARIAN DR. FRANCIS JACKSON: Madam Chair.

9 CHAIRPERSON HOLT: Yes ma'am.

10 PARLIAMENTARIAN DR. FRANCIS JACKSON: Rationale for
11 the motion cannot be part of the motion.

12 CHAIRPERSON HOLT: Okay.

13 PARLIAMENTARIAN DR. FRANCIS JACKSON: So the motion
14 is to rescind the previously adopted motion to support
15 license plate reader expansion. The rationale is
16 something the commissioner can address during debate. But
17 it cannot be part of the motion.

18 CHAIRPERSON HOLT: Please don't. I need to read it
19 again?

20 COMMISSIONER: No.

21 CHAIRPERSON HOLT: Thank you.

22 PARLIAMENTARIAN DR. FRANCIS JACKSON: You need to
23 restate the motion. It is moved and seconded to rescind.
24 That's it.

25 CHAIRPERSON HOLT: Okay. The motion has been moved to

1 rescind and second. Is there a discussion?

2 CHAIRPERSON HOLLEY: Madam Chairperson.

3 CHAIRPERSON HOLT: Yes, sir.

4 CHAIRPERSON HOLT: Commissioner Holley.

5 CHAIRPERSON HOLLEY: Madam Chairperson. This
6 situation has been brought to the city council. City
7 council now has the information. You want to now sit here
8 and snatch this from the city council back to here. There
9 is another way that we can do this, but I'm just saying,
10 this is just embarrassing. We've sent this to the city
11 council. They got it. We are here wanting to rescind
12 something that has already been published. We have to
13 find a way. I got to wait to offer it, but that's my
14 unreadiness. It's just asinine how we are acting and
15 doing this kind of thing. This is just not the way we do
16 stuff. I don't care who sends it, who reads it or who
17 votes on it. You got a right to do all that. But the city
18 has got this. I think I'd like to make a substitute
19 motion. Is that appropriate?

20 PARLIAMENTARIAN DR. FRANCIS JACKSON: That's what
21 that motion is.

22 CHAIRPERSON HOLT: Right.

23 CHAIRPERSON HOLLEY: That we will send an appendant
24 to the city council of the concerns after we do a new
25 negotiation, send an appendant to whatever that word I

1 should have used, to the city council in regard to what
2 we've already said.

3 PARLIAMENTARIAN DR. FRANCIS JACKSON: That motion is
4 not in order at this time, commissioner.

5 COMMISSIONER: Madam Chair.

6 COMMISSIONER BANKS: Yeah.

7 CHAIRPERSON HOLT: Okay. We are still in discussion
8 or are we ready?

9 COMMISSIONER: Madam Chair.

10 CHAIRPERSON HOLT: I'm sorry. I'm hearing all types
11 of oh, okay.

12 COMMISSIONER PRESSLEY: Through the Chair, to our
13 Secretary. The function of additional time for
14 deliberation would be to see movement on any of these
15 items that are currently in the red. Did you get any
16 sense from DPD of any movement on those issues that you
17 feel like more time would actually produce?

18 CHAIRPERSON HOLT: Commissioner Banks. Commissioner
19 Pressley is attempting to get your attention.

20 MS. SHAW: I'm sorry, Commissioner Pressley, to make
21 sure I understand your question. You're asking if we got
22 a sense that DPD is ready to move on any of these items?

23 COMMISSIONER PRESSLEY: More so willing, yeah, on the
24 red items. Because I believe that would be the function
25 of continuing the negotiation discussion. If it seems

1 that there's any willingness on DPD to move on any of the
2 red dotted items.

3 MS. SHAW: There are some that seem to have some
4 potential for movement. In my opinion, the retention time
5 is going to be a difficult point. But some of the other
6 items around release to non-law enforcement agencies
7 permission from the Board for that. Some of the other
8 items seem like items that we may be able to move on.

9 COMMISSIONER HERNANDEZ: Through the Chair. He's
10 standing right here. Could we just ask him?

11 COMMISSIONER HERNANDEZ: Through the Chair.

12 CHAIRPERSON HOLT: Commissioner Hernandez, yes.

13 DEPUTY CHIEF HAYES: Madam Chair. Two things. With
14 all due respect to the honorable body, I sat back and two
15 weeks ago, I came before you. I was given five minutes to
16 speak and make a presentation. From that, it was open for
17 rebuttal to anyone to I don't want to say attack or to
18 discuss the data that was given comprehensive data to
19 talk about the expansion of this technology. With all due
20 respect, our colleague from the ACLU, who certainly
21 respect your work, was given 10 minutes and there was no
22 follow up for us to defend our position. From that, the
23 contents of what he presented today, we could be
24 comparing apples to oranges. He used the data from, I
25 believe it was Washington or DC.

1 COMMISSIONER: Maryland.

2 DEPUTY CHIEF HAYES: Maryland. I'm sorry. I don't
3 know where they were placed. 8 million is a lot of hits.
4 It could be on a freeway. To talk about how we deploy,
5 the data that's driving it and what it is that we are
6 doing. We don't know exactly what it is to compare. So I
7 would ask under consideration that if there's something
8 that you saw today that gives you pause or concern, you
9 would consider at least tabling the motion that you have
10 for another week to allow us to respond that not only the
11 concerns here, but the concerns and the documents that
12 when I gave my presentation, I had to stand and defend
13 that I didn't even see because they came from an outside
14 source.

15 CHAIRPERSON HOLT: Thank you, Deputy Chief Haynes. I
16 believe we are still at voting.

17 COMMISSIONER PRESSLEY: Through the Chair.

18 CHAIRPERSON HOLT: Discussion.

19 COMMISSIONER PRESSLEY: An opportunity to address the
20 second part, which is the department's willingness on any
21 of the red dotted items currently in the spec report.

22 DEPUTY CHIEF HAYES: Again, through the Chair, if I
23 may. Those document or those red items, I hadn't even
24 seen that, that have been there. We are committed to
25 being transparent and working with this Board that's in

1 the best interest of the community and the responsible
2 use of this technology that's fair. We will continue to
3 work not only on this, but all items that we have
4 forwarded. Never will we draw our line in the sand and
5 say, this is it. Take it or leave it. We are committed to
6 continuing to work with this Board.

7 COMMISSIONER PRESSLEY: Thank you.

8 CHAIRPERSON HOLT: Thank you.

9 COMMISSIONER BERNARD: Madam Chair, I appreciate—

10 CHAIRPERSON HOLT: Commissioner Bernard—

11 COMMISSIONER BERNARD: Deputy Hayes' statement to
12 that effect. So why don't we do this? Why don't you and
13 your office meet with our office, and we negotiate these
14 11 points. It's only 11. We deal with this perhaps next
15 week that it's rescinded as of now. It could be
16 reinstituted next week because it's just like the budget
17 with Congress. If there's no pressure to get it done, it
18 won't get done. We can't lay down on this issue. These
19 are important issues. The 13 issues that have been,
20 pardon me, 11 issues that have been identified, we need
21 to come to some agreement with. Then we can collectively
22 go to city council without any dissent from any of the
23 commissioners.

24 COMMISSIONER BANKS: We've got a motion on the table.

25 CHAIRPERSON HOLT: Sir, no, we're still discussing.

1 COMMISSIONER BANKS: Oh, okay. Can I say this?

2 CHAIRPERSON HOLT: Oh, sure.

3 COMMISSIONER BANKS: Madam Vice-Chair Holt, I mean—

4 CHAIRPERSON HOLT: Yes, sir.

5 COMMISSIONER BANKS: I'm sorry.

6 CHAIRPERSON HOLT: You're good, commissioner.

7 COMMISSIONER BANKS: Go ahead. Go ahead.

8 CHAIRPERSON HOLT: Commissioner Banks, I really need
9 you to make your point because I think we need to vote.

10 COMMISSIONER BANKS: Yeah, we got a second on this
11 and we are supposed to be voting on this today, right?

12 CHAIRPERSON HOLT: No, we're discussing, sir.

13 COMMISSIONER BANKS: Okay. We're still in discussion.

14 CHAIRPERSON HOLT: Yes, sir.

15 COMMISSIONER BURTON: Through the Chair. I'd like to
16 discuss this matter, if I may, on behalf of the hundred
17 thousand people that live in the 5th District. Do I have
18 the floor, Madam Chair?

19 CHAIRPERSON HOLT: I didn't realize you were asking
20 my permission. I thought you were going out there. Please
21 do Commissioner Bernard. I mean, Commissioner Burton.

22 COMMISSIONER BURTON: So, Madam Chair, the Secretary
23 is unaware of anything been sent over. The department
24 can't tell us who sent something over whether or not they
25 sent it over to council or not. They don't know who that

1 person is or whether it went over or not. In addition to
2 that, this is something that still happens to be in the
3 Policy Committee. We have not taken action on this. We
4 are looking to read through this, also make our
5 recommendations and like to report back to this Board.
6 But we haven't had our due diligence to really address
7 this. So it's not fair to this Policy Committee that's
8 been working on issues. So it's not fair to us. It's not
9 fair to the citizens because we have not taken action on
10 this.

11 COMMISSIONER BURTON: This is something that is very
12 important to our community, especially our Civil Liberty
13 activists and our residents, our Detroit residents. More
14 importantly that we work within our Policy Committee
15 within our scope to do our due diligence. But also, we
16 have not seen accurate, positive spec report. So, from an
17 oversight standpoint, should we be questioning that?
18 Should we be one to see an accurate spec report before we
19 rubber stamp something? Colleagues, I ask you—

20 CHAIRPERSON HOLLEY: Mr. Chairman.

21 COMMISSIONER BURTON: Before we as a body approve the
22 Chief's ALPR policy directive, we will want to exercise
23 our fiduciary responsibilities. We want to see accurate
24 positive, spec report. We have not called for it. I'm
25 calling for it on behalf of the Chair of the Policy

1 Committee. As a Black man in America that wake up every
2 day in the city of Detroit, I'm calling for it as a
3 commissioner that was once the youngest commissioner in
4 America, in the US. I'm calling for it on a big behalf of
5 my constituents. A hundred thousand that wake up in the
6 Fifth District, so we will—

7 CHAIRPERSON HOLT: Ms. Shaw.

8 COMMISSIONER BURTON: On behalf of the residence of
9 District 5, we'd like to see a positive, accurate spec
10 report we calling for it in District 5.

11 PARLIAMENTARIAN DR. FRANCIS JACKSON: Madam Chair,
12 two thirds vote will require five people to vote in favor
13 of the motion to rescind in order to rescind the motion
14 that was adopted.

15 CHAIRPERSON HOLT: Thank you for that clarification.

16 COMMISSIONER BANKS: Madam, Madam Chair. May I say
17 one quick thing? It's going to be quick. It's going to be
18 quick. I just wanted to let you know you are doing a
19 great job.

20 CHAIRPERSON HOLT: Thank you.

21 COMMISSIONER BANKS: That's an understatement. I
22 mean, incredible. Incredible.

23 CHAIRPERSON HOLT: Thank you.

24 COMMISSIONER BANKS: You're holding your poise.
25 You're delivering. Incredible.

1 CHAIRPERSON HOLT: Thank you, sir.
2 COMMISSIONER BANKS: You're welcome.
3 CHAIRPERSON HOLT: Ms. Shaw.
4 MS. SHAW: Would you like a roll call vote.
5 CHAIRPERSON HOLT: Yes, please.
6 COMMISSIONER: What are we voting?
7 COMMISSIONER PRESSLEY: To rescind the motion.
8 MS. SHAW: To rescind the motion.
9 CHAIRPERSON HOLT: Thank you. No.
10 MS. SHAW: Commissioner Linda Bernard – Yes, to
11 rescind.
12 MS. SHAW: Commissioner Willie Burton – Yes.
13 COMMISSIONER: Wonderful.
14 MS. SHAW: Commissioner Jesus Hernandez – No.
15 MS. SHAW: Commissioner Jim Holley – No.
16 MS. SHAW: Commissioner QuanTez Pressley – No.
17 MS. SHAW: Commissioner Cedric Banks – Yes.
18 MS. SHAW: Madam Chair, you have 3 = Yes votes, 4 =
19 No votes. The motion failed.
20 CHAIRPERSON HOLT: I'm sorry, repeat that for my
21 clarification.
22 MS. SHAW: You have 3 = Yes votes–
23 CHAIRPERSON HOLT: To rescind
24 MS. SHAW: To rescind and four no votes to rescind.
25 The motion to rescind fails.

1 COMMISSIONER: Madam Chair.

2 CHAIRPERSON HOLT: Now I understand.

3 CHAIRPERSON HOLLEY: Madam Chair.

4 PARLIAMENTARIAN DR. FRANCIS JACKSON: Please say the
5 motion has failed.

6 CHAIRPERSON HOLT: The motion to rescind failed as it
7 relates to four votes as a no to rescind, and three votes
8 yes to rescind. Now, is there—

9 CHAIRPERSON HOLLEY: Madam Chairperson.

10 CHAIRPERSON HOLT: Yes, sir.

11 COMMISSIONER BURTON: I'd like to make a motion
12 madam.

13 CHAIRPERSON HOLLEY: Madam Chair to the
14 parliamentarian.

15 CHAIRPERSON HOLT: Commissioner Holley.

16 CHAIRPERSON HOLLEY: There was the agreement with the
17 police department about the table eight. So we can go
18 back to the table again. That's out of the question now.
19 Right?

20 PARLIAMENTARIAN DR. FRANCIS JACKSON: The motion to
21 the table was not in order in any case.

22 CHAIRPERSON HOLLEY: Is it now? Is it valid? I'm
23 sorry. Is it available to me now? In other words.

24 PARLIAMENTARIAN DR. FRANCIS JACKSON: The problem,
25 Mr. Commissioner, as I see it and I'll ask Mr. Saxby to

1 weigh in, my understanding is that the law department has
2 given the opinion that adoption of that motion by direct
3 Commissioner Pressley adopted the specifications report.
4 Since that motion to rescind was not adopted, that report
5 is adopted and the support for the expansion of the
6 license plate readers is adopted and therefore action on
7 that is closed.

8 ATTORNEY ADAM SAXBY: Through the Chair.
9 Commissioner, if I can just clarify what your initial
10 question was. I believe what you were asking was whether
11 or not you can go back to the table if the police
12 department is willing to discuss these matters further
13 and then submit an opinion to city council about
14 additional concerns perhaps that this Board has, is that
15 correct?

16 CHAIRPERSON HOLLEY: That is.

17 ATTORNEY ADAM SAXBY: There's nothing that would
18 prevent this body from supplementing with an opinion to
19 city council about any additional concerns. Just like any
20 member of the public, when it's before city council can
21 provide their own concerns, commissioner.

22 CHAIRPERSON HOLLEY: So I'm asking does that? I'm
23 sorry, Madam Chairperson. I don't mean it's an issue.
24 You're doing a good job. I don't want to offend you. So
25 I'm asking does that need to be a motion, sir to make

1 that happen?

2 PARLIAMENTARIAN DR. FRANCIS JACKSON: They've
3 adopted.

4 COMMISSIONER BERNARD: Yes.

5 ATTORNEY ADAM SAXBY: I would recommend that this not
6 be a specific motion because I'm not sure how to
7 implement that motion.

8 COMMISSIONER BERNARD: I know how.

9 CHAIRPERSON HOLLEY: I do.

10 CHAIRPERSON HOLT: Well, please respect. Can we
11 please respect Commissioner Holley?

12 COMMISSIONER: That's what I'm saying.

13 CHAIRPERSON HOLT: He knows.

14 COMMISSIONER BERNARD: Okay. Go ahead, Jim.

15 CHAIRPERSON HOLLEY: Just help me with, because of my
16 speech. When I'm asking you, you just told me what I
17 want.

18 CHAIRPERSON HOLT: You're thinking it.

19 CHAIRPERSON HOLLEY: Okay. But right now, I'm asking
20 you, I want to have the police department because we
21 missed some items. The police department has indicated
22 they see some things that we can agree on. I'm asking,
23 can we have with that the staff go sit down with the
24 Chief's department and work those things out that we are
25 concerned about we failed to do. You and I know, and I'll

1 leave you alone, that the Secretary did not get a chance
2 to get her report in before we voted.

3 CHAIRPERSON HOLT: Right.

4 CHAIRPERSON HOLLEY: That's the big problem--

5 CHAIRPERSON HOLT: Last time.

6 CHAIRPERSON HOLLEY: To be honest. You shouldn't be
7 throwing her under the bus. You shouldn't throw her under
8 the bus. She did not get it. We had heard her report, but
9 before we voted, we will be different. This would be
10 different. Right. Because she didn't get a report. If
11 what we saw before, those 11 points, red facts, she
12 didn't get it in. So we voted basically on the Chief
13 basically to made a good.

14 CHAIRPERSON HOLT: Presentation.

15 CHAIRPERSON HOLLEY: Presentation. I would've voted
16 for him to be governor about that time. I'm just saying
17 to you again, that's what I'm trying to ask you to help
18 me with the Chair. I just need some help with that
19 because I need to have a motion so it can happen. It can
20 be done. Look, I'm asking you to help me with that Mr.
21 Madam Chairperson.

22 ATTORNEY ADAM SAXBY: Through the Chair. in response--

23 CHAIRPERSON HOLLEY: I know you I can't make it, but
24 to act like you're talking like me.

25 ATTORNEY ADAM SAXBY: Just to clarify. The concern is

1 not what anyone did or didn't do. The concern was the
2 legal interpretation of what that last motion was.

3 CHAIRPERSON HOLLEY: That's my preaching to me.
4 You're right.

5 ATTORNEY ADAM SAXBY: That's why we needed to clarify
6 so we could help this Board make sure that they were
7 actually moving forward with their will. That's why we
8 need to clarify.

9 CHAIRPERSON HOLLEY: I'm asking you to help me with a
10 motion to basically, Madam Chairperson. Okay, go ahead.
11 I'm sorry. I'm sorry.

12 CHAIRPERSON HOLT: Commissioner Bernard understands
13 very well your passion to ensure our suggestions are part
14 of DPD's specification.

15 COMMISSIONER BERNARD: Yeah. Thank you, Jim, for
16 raising the point that obviously the Secretary didn't
17 report last week, and we weren't as well informed about
18 this issue as we probably should have been. Even though I
19 wasn't here, I've certainly heard a lot about it today.
20 I'd simply move that the Board approve a resolution that
21 the staff and the Chief's office continue to negotiate on
22 the 11 points on which there has been no agreement. That
23 they do that fairly quickly and report back to us by the
24 next meeting so then we can then, if it's what we want to
25 do, forward a memo to the city council saying that we

1 have addressed the issues that were raised by the ACLU
2 and by our staff, and that these are the proposed
3 resolutions and this is what the department and the
4 commission have agreed to do.

5 COMMISSIONER BERNARD: So that would be a motion that
6 we address those 11 issues and that the two of you report
7 back at the next Board meeting so that we can also
8 continue and obviously report to city council because we
9 want to resolve those. We don't want them outstanding.

10 CHAIRPERSON HOLT: Okay. Thank you, Commissioner
11 Bernard.

12 COMMISSIONER BERNARD: To the community

13 CHAIRPERSON HOLT: Deputy Chief Hayes, who I wish
14 were my fifth-grade student. I wish you were. This will
15 be your last comment.

16 DEPUTY CHIEF HAYES: Thank you, Madam Chair.

17 CHAIRPERSON HOLT: Sure.

18 DEPUTY CHIEF HAYES: I'm not sure if this goes to
19 Chairperson Ferguson, who's not here, or if you can
20 please convey. In the discussion, we are hearing two
21 different paths for requesting information. So from the
22 office of the Chief, whether the Board delegated that
23 it'd be staff, there was mentioned that the Policy
24 Committee had not gotten any of this. Whatever the
25 questions are or whatever asked of the police department,

1 it'd be one voice that speaks on behalf of the Board, and
2 we answer those questions. Because in the discussion that
3 happened, the Policy Committee sounds like they hadn't
4 seen it or hadn't even gone to work. So I respectfully
5 requested just one, where the questions come from one
6 source. We're moving in two different directions because
7 they could possibly delay any of the work that we're
8 trying to do.

9 CHAIRPERSON HOLT: Thank you, Deputy Chief.

10 DEPUTY CHIEF HAYES: Thank you.

11 COMMISSIONER BERNARD: We can address that.

12 CHAIRPERSON HOLLEY: That's good.

13 CHAIRPERSON HOLT: I'd like to say in response to
14 your question regarding the policy meeting that
15 transpired on that day. It was a very high-level
16 integrity-based presentation. Yes, it was noteworthy, and
17 I understood clearly what was being communicated at that
18 Policy Committee meeting.

19 MS. SHAW: Is there a motion on the floor?

20 CHAIRPERSON HOLT: Right.

21 COMMISSIONER BERNARD: What motion?

22 PARLIAMENTARIAN DR. FRANCIS JACKSON: The motion was
23 not seconded.

24 CHAIRPERSON HOLT: Right. Well, the motion wasn't
25 second because it went on. I think it went on and on and

1 on. So we need to know what your motion was.

2 COMMISSIONER BURTON: I'd like to make a motion at
3 this time.

4 CHAIRPERSON HOLT: Commissioner Bernard has-

5 COMMISSIONER BERNARD: My motion is-

6 CHAIRPERSON HOLT: Se's opened up the floor.

7 COMMISSIONER BERNARD: Our staff together with any
8 persons on the Policy Committee, meet with the department
9 to try to work out the 11 issues, which are redlined and
10 yellow lined within our report that we need to negotiate
11 and agree upon in terms of this technology, so that we
12 can better protect the public.

13 CHAIRPERSON HOLLEY: Seconded.

14 COMMISSIONER BERNARD: It's a \$5 million expenditure.

15 CHAIRPERSON HOLLEY: Second.

16 COMMISSIONER BERNARD: Mr. Chairman. I mean-

17 CHAIRPERSON HOLT: It has been moved and second.

18 COMMISSIONER: Through the Chair for discussion.

19 CHAIRPERSON HOLT: Excuse me. So the motion was that
20 the Policy Committee meets.

21 COMMISSIONER BERNARD: No, and the staff be led by
22 Ms. Shaw on this issue because she's begun negotiating it
23 so far.

24 COMMISSIONER BURTON: Through the Chair. How can the
25 new Secretary who just recently arrived here, take lead

1 on something that--

2 CHAIRPERSON HOLT: Commissioner Bernard, you and your
3 insults are often--

4 COMMISSIONER BURTON: That's not an insult.

5 CHAIRPERSON HOLT: You and your attempt insult.

6 COMMISSIONER BURTON: That's not an insult.

7 CHAIRPERSON HOLT: Oftentimes contrary to the
8 movement or the progress that you should be thinking.

9 COMMISSIONER BURTON: That's not an insult.

10 PARLIAMENTARIAN DR. FRANCIS JACKSON: Madam Chair,
11 until you state the motion, the motion is not on the
12 floor.

13 CHAIRPERSON HOLT: Oh, I'm sorry. Okay.

14 COMMISSIONER BURTON: You need to go back and look at
15 the minutes, Vice-Chair.

16 COMMISSIONER BERNARD: The motion is for our staff
17 together with any persons on the Policy Committee who
18 want to have any input in that discussion, meet with the
19 department to discuss the 11 items, which are clearly
20 outstanding in terms of the implementation of a license
21 plate reader policy and the acquisition, obviously of
22 that technology. That motion was seconded and that they
23 start that immediately. It was seconded by Commissioner
24 Holley.

25 CHAIRPERSON HOLT: I believe the motion was that the

1 staff along with the Policy Committee meet with DPD as we
2 discuss the 11 items presented by the staff as part of
3 the specification report. So is there a second?

4 CHAIRPERSON HOLLEY: It's already second.

5 CHAIRPERSON HOLT: Second. Question

6 COMMISSIONER BURTON: Through the Chair.

7 CHAIRPERSON HOLT: Yes. Well, someone said through
8 the Chair.

9 COMMISSIONER BURTON: Me.

10 COMMISSIONER HERNANDEZ: It was me before that.

11 COMMISSIONER BURTON: Well, he didn't speak. I spoke.
12 I said through the Chair. This commissioner to the left
13 of me did not say through the Chair. I said it. He raised
14 his hand.

15 CHAIRPERSON HOLT: I believe everyone in this meeting
16 is at least 21, I think. Commissioner Hernandez.

17 COMMISSIONER HERNANDEZ: Thank you. Through the Chair
18 a few moments ago, we just and I need this clarification
19 from the parliamentarian, from Dr. Jackson. A few moments
20 ago, there was a motion to rescind which failed. Is this
21 not also an attempt to rescind a motion to rescind?

22 COMMISSIONER BERNARD: No.

23 CHAIRPERSON HOLT: Excuse me. We do have a
24 parliamentarian and she knows—

25 COMMISSIONER HERNANDEZ: Excuse you.

1 CHAIRPERSON HOLT: Her craft. So let's please honor
2 her as she expresses her comment. I'm sorry. Well, okay.
3 I can zip up.

4 COMMISSIONER HERNANDEZ: If that's the case, which it
5 appears to be. So then this motion made by Commissioner
6 Bernard would be improper. Could you clarify, please?

7 PARLIAMENTARIAN DR. FRANCIS JACKSON: Certainly,
8 speaking strictly from a parliamentary view, the motion
9 that was adopted last week adopted that specifications
10 report in its current form. The attempt to this motion
11 that says to continue negotiating with the DPD is outside
12 of any parliamentary movements I've ever seen. It is
13 difficult for the parliamentarian to rule on something
14 that is so odd. I'm not trying to be funny or
15 disrespectful. This Board by its motion adopted the
16 specifications report in its current form. The motion to
17 rescind failed. From a parliamentary view, the action
18 taken on this Board on that report is over. Now, the law
19 department has provided an opinion that said the motion
20 to adopt the expansion of the license plate reader
21 included that report and that report has been sent.

22 PARLIAMENTARIAN DR. FRANCIS JACKSON: What I'm
23 hearing you say with this motion is that you want the
24 staff and the Policy Committee to work on resolving the
25 11 issues that were referred to in the report. The

1 question would be then to what end? What would you do
2 with that? You've already adopted the report. Now maybe
3 the lawyer has an answer to that question.

4 COMMISSIONER BERNARD: If I may, we could tell city
5 council that we've resolved those issues. It's a
6 continuing process, just like a legislative process in
7 the legislature. We could say we've resolved these 11
8 points and we fully agree and concur with your approving
9 this, as opposed to saying we want you to not approve it.

10 COMMISSIONER HERNANDEZ: Madam Chairwoman.

11 CHAIRPERSON HOLT: Yeah.

12 COMMISSIONER HERNANDEZ: Just continue to clarify for
13 us, again. If the current motion that's on the table, if
14 the action, if adopted would rescind—

15 COMMISSIONER BERNARD: Oh, it won't rescind it.

16 COMMISSIONER HERNANDEZ: Yes, it will. It would
17 rescind the report. Therefore, it's out or it's an
18 improper motion. There's no two ways about it. The action
19 that would result in this motion that's on the table
20 would ultimately rescind what we already voted to not
21 rescind five minutes ago.

22 PARLIAMENTARIAN DR. FRANCIS JACKSON: It has the
23 appearance of a runaround. When I say runaround, I don't
24 mean runaround like confusion. It has the appearance of
25 saying, we've adopted this report, but now we want to

1 further discuss these other-

2 COMMISSIONER HERNANDEZ: Would it not-

3 PARLIAMENTARIAN DR. FRANCIS JACKSON: Issues.

4 COMMISSIONER HERNANDEZ: It's a simple yes or no.

5 PARLIAMENTARIAN DR. FRANCIS JACKSON: Your adoption
6 of the report.

7 COMMISSIONER HERNANDEZ: It pulls back.

8 PARLIAMENTARIAN DR. FRANCIS JACKSON: Report is
9 adopted.

10 COMMISSIONER HERNANDEZ: That's right. It pulls it
11 back.

12 PARLIAMENTARIAN DR. FRANCIS JACKSON: No, I'm not
13 sure it would do that.

14 ATTORNEY ADAM SAXBY: Through the Chair, to
15 commissioner. I believe that the parliamentarian's
16 absolutely right on that. What matters is the end result.
17 What is the end intent? If the end intent is that the
18 report be changed, it cannot be changed at this point.
19 What can happen, and what I believe Commissioner Holley
20 was requesting was that the staff and the BOPC can go
21 back with the law department, discuss these matters
22 further, and then submit an opinion or some supplementary
23 document to city council identifying any further issues
24 or any additional clarifications from those
25 conversations. But it necessarily cannot change that

1 report because that report was what was just moved
2 forward and the vote to rescind that along with the
3 approval went away.

4 ATTORNEY ADAM SAXBY: So I believe that fundamentally
5 the question is to what end? I believe that if it is to
6 the end of what Commissioner Holley identified, which is
7 providing a supplementary document to city council based
8 on the conversations with DPD, there is nothing
9 preventing the BOPC from doing that. Any citizen can
10 provide commentary to.

11 COMMISSIONER HERNANDEZ: So as a point of further
12 clarity, that is not the current motion. It's not to
13 provide an appendix. There's motion to pull it back to
14 policy and continue to work on those items.

15 CHAIRPERSON HOLLEY: I was wrong.

16 ATTORNEY ADAM SAXBY: Right.

17 PARLIAMENTARIAN DR. FRANCIS JACKSON: It's a fine
18 distinction, but it's important, not the current. So to
19 provide a secondary report on this issue that does not
20 rescind adoption of the report as you voted I think could
21 be acceptable as long as nothing is done to try and
22 undermine the fact that that report was adopted. Since
23 the motion to rescind failed you are stuck with that
24 until the next meeting. Now look at the next meeting, you
25 could bring this issue up again. It renews at the next

1 end since the motion to rescind failed. It can be renewed
2 at the next meeting if you feel that this is something
3 you want to continue. But what is important is what
4 Attorney Saxby said. As long as what you're doing is not
5 an attempt to overturn the action that was taken to adopt
6 that report from last week, then there may be some other
7 options for you moving forward. But the language of that
8 motion is critically important.

9 COMMISSIONER HERNANDEZ: So this current motion would
10 just allow for people to gather and talk in the same room
11 but the train already left. That's essentially what's
12 happening. Because that train left, it's already in
13 council's hands.

14 ATTORNEY ADAM SAXBY: Through the Chair.

15 COMMISSIONER HERNANDEZ: Right.

16 ATTORNEY ADAM SAXBY: Unless again, if you want to
17 bring that train back, as it were, that would be the
18 motion to rescind. Right. The issue is that we don't want
19 to supplant the will of this body. Right now, the will of
20 the body through the votes has moved that matter forward
21 and has declined to rescind. The body can do that again
22 next week. If they decide to do so, then they can rescind
23 the matter. If the intent, though, is to ask the staff
24 and the Policy Committee to get in a room with DPD and
25 have further discussions and then let city council know

1 what the results of those discussions were, I would
2 recommend just a separate motion clarifying that so that
3 the intent is clear. Because I believe that is the crux
4 of some of the issues. We want to make sure that the
5 intent of this body is clear so that their will is
6 enacted.

7 CHAIRPERSON HOLT: So Commissioner Bernard, the
8 appropriate request, could you take back your motion.
9 Because I believe I understand what Commissioner Holley
10 is seeking as well as Commissioner Bernard and to some
11 effect, state the intent of why we are moving this
12 motion.

13 COMMISSIONER BERNARD: The intent is to address the-

14 CHAIRPERSON HOLT: Be willing to bring back your
15 initial motion and state the intent.

16 PARLIAMENTARIAN DR. FRANCIS JACKSON: Once the motion
17 has been stated by the Chair, it no longer belongs to the
18 maker of the motion. It belongs to the assembly, and only
19 the assembly can amend it or withdraw it.

20 CHAIRPERSON HOLT: Okay.

21 PARLIAMENTARIAN DR. FRANCIS JACKSON: If the
22 commission is not ready to vote on something like that
23 today, you can consider and discuss it. You can talk with
24 me and make that motion next week. You lose nothing by
25 doing that. But once that motion is stated by the Chair

1 and no longer belongs to the maker of the motion,
2 Commissioner Bernard cannot at this point amend or change
3 her motion. Only the commission can do that. Only the
4 Board can do that.

5 COMMISSIONER BERNARD: I'm not trying to amend or
6 change it. I think it's to the benefit of the community
7 for us to continue these discussions. Like it could be
8 for any incident that happened in the city of Detroit or
9 anything else. We've established you've said that we
10 support it. Okay. But this still needs to be flushed out
11 and it needs to be communicated in a way to the community
12 that makes sense so that when it gets to the city
13 council, if in fact we're not successful, for example,
14 with the department on these issues, then we can just
15 turn it over to city council and they can negotiate it
16 and I'll help them.

17 CHAIRPERSON HOLT: So are we ready for the question?

18 CHAIRPERSON HOLLEY: I guess we need to know what the
19 question is.

20 COMMISSIONER BANKS: I liked that.

21 CHAIRPERSON HOLT: The motion is that the staff and
22 the Policy Committee meets with DPD to discuss the 11
23 items with which we have an objection to be part of--

24 COMMISSIONER BERNARD: To help resolve our concerns.

25 CHAIRPERSON HOLT: Okay. To help resolve our

1 concerns.

2 CHAIRPERSON HOLLEY: Okay.

3 CHAIRPERSON HOLT: Make sense?

4 COMMISSIONER BERNARD: Yes.

5 COMMISSIONER BURTON: I've got discussion too, Madam
6 Chair.

7 COMMISSIONER BERNARD: Congressman.

8 CHAIRPERSON HOLT: Okay. I think we are in voting
9 mode.

10 COMMISSIONER BURTON: Discussion.

11 CHAIRPERSON HOLT: Do I understand? I just restated
12 the motion so that we could call to question, I thought.

13 PARLIAMENTARIAN DR. FRANCIS JACKSON: Has debate been
14 exhausted?

15 COMMISSIONER: Sure.

16 COMMISSIONER BURTON: No, it has not. I want to speak
17 on behalf of the residents of District 5 that elected me.

18 PARLIAMENTARIAN DR. FRANCIS JACKSON: It's up to the
19 Chair.

20 CHAIRPERSON HOLLEY: You don't have the—

21 CHAIRPERSON HOLT: I really thought that we had
22 called a question and I called the question within, and
23 that was why I restated the motion. So now we're saying
24 it is appropriate for us to open up—

25 PARLIAMENTARIAN DR. FRANCIS JACKSON: A motion to

1 call the question is a motion. It has been seconded and
2 it has to be voted on. That did not occur. One person
3 cannot decide that that room full of people have to stop
4 voting. So if someone wants to call the question, they
5 can do that. But that's a motion. It has to be seconded.
6 It has to be voted on. It requires two thirds to be
7 adopted.

8 COMMISSIONER BURTON: I'm calling to discuss because
9 I have not discussed this.

10 COMMISSIONER BERNARD: I've had a motion to call a
11 question.

12 CHAIRPERSON HOLLEY: I seconded it.

13 PARLIAMENTARIAN DR. FRANCIS JACKSON: Well, now you
14 have a motion to call the question and a second. Non
15 debatable. You cannot debate the motion to call the
16 question.

17 CHAIRPERSON HOLT: Thank you.

18 PARLIAMENTARIAN DR. FRANCIS JACKSON: Vote on it.

19 CHAIRPERSON HOLT: Yes, ma'am. So, Ms. Shaw.

20 MS. SHAW: Vice-Chair Annie Holt to call the question
21 - Call the question. Yes.

22 COMMISSIONER BURTON: Ms. Chair, I've asked to-

23 CHAIRPERSON HOLT: Call the question.

24 COMMISSIONER BURTON: To debate this before this got
25 closed just now. I did call to debate this. I haven't had

1 my fair chance to do that on behalf of the consensual
2 that I served. This is a disservice to—

3 COMMISSIONER PRESSLEY: Point of order. We're in the
4 middle of voting. Yes.

5 COMMISSIONER BURTON: I called to discuss. I didn't
6 discuss this.

7 COMMISSIONER PRESSLEY: But the question was called,
8 which means all discussion is ended.

9 COMMISSIONER BURTON: It just got called. But I
10 asked—

11 COMMISSIONER PRESSLEY: Vote no. You vote no and then
12 if it fails—

13 COMMISSIONER BURTON: I called the—

14 COMMISSIONER BURTON: Point of order. We're in the
15 middle of voting.

16 COMMISSIONER BURTON: I called to be recognized
17 before it got closed.

18 CHAIRPERSON HOLT: Ms. Shaw.

19 COMMISSIONER BURTON: I was waiting patiently.

20 CHAIRPERSON HOLT: Ms. Shaw.

21 MS. SHAW: You're on the motion to call the question—

22 COMMISSIONER BURTON: This goes against democracy.

23 MS. SHAW: Commissioner Bernard.

24 COMMISSIONER BURTON: This goes against democracy.

25 COMMISSIONER BURTON: Commissioner Willie Burton on

1 the motion to call the question – I'm going to sustain
2 because I do not agree with this process.

3 CHAIRPERSON HOLT: Thank you.

4 COMMISSIONER BURTON: This is a role for–

5 CHAIRPERSON HOLT: Thank you.

6 MS. SHAW: Commissioner Hernandez –

7 COMMISSIONER BURTON: Democracy.

8 CHAIRPERSON HOLT: I'm sorry, could we please move
9 on.

10 MS. SHAW: Commissioner Jesus Hernandez – to call the
11 question. Yes.

12 MS. SHAW: Commissioner Jim Holley – Yes.

13 MS. SHAW: Commissioner QuanTez Pressley – Yes.

14 MS. SHAW: Commissioner Cedric Banks – Yes.

15 MS. SHAW: Madam Chair, you have 6 = Yes votes and 1
16 = No vote for caller question. The motion passed.

17 PARLIAMENTARIAN DR. FRANCIS JACKSON: You move
18 immediately to vote on the motion.

19 CHAIRPERSON HOLT: Okay.

20 CHAIRPERSON HOLLEY: Roll call.

21 CHAIRPERSON HOLT: Okay. We understand what the
22 motion is.

23 COMMISSIONER PRESSLEY: Yes.

24 MS. SHAW: Do we need to restate? Okay. Everyone
25 understands.

1 COMMISSIONER BURTON: Just don't know what the
2 questions are. The 12 questions. 11 question.

3 CHAIRPERSON HOLT: The motion is to have staff and
4 policy meet with DPD so that we can clear up some of the
5 11 items that have been proposed by the Board.

6 COMMISSIONER BURTON: What are the 11 items? The
7 public would like to hear that.

8 CHAIRPERSON HOLLEY: Get them already.

9 CHAIRPERSON HOLT: They're in the report. They're in
10 the report. Okay. Ms. Shaw, would you please call the
11 commissioners.

12 MS. SHAW: Vice-Chair Annie Holt – Okay. I am voting
13 no.

14 MS. SHAW: Commissioner Linda Bernard – Yes.

15 MS. SHAW: Commissioner Willie Burton – I'm going to
16 sustain because I don't agree with this process.

17 MS. SHAW: Commissioner Jesus Hernandez – No.

18 MS. SHAW: Commissioner Jim Holly – What did you say?
19 No.

20 CHAIRPERSON HOLT: I said no.

21 CHAIRPERSON HOLLEY: Yes. Just the opposite of you.

22 MS. SHAW: Commissioner QuanTez Pressley – Yes.

23 MS. SHAW: Commissioner Cedric Banks – Yes.

24 CHAIRPERSON HOLT: He didn't do it for you. Okay.
25 What was the outcome, Ms. Shaw?

1 MS. SHAW: So Madam Chair, you have 4 = Yes votes and
2 3 = No votes. Does this require two-thirds?

3 CHAIRPERSON HOLT: No.

4 MS. SHAW: Require majority.

5 CHAIRPERSON HOLT: The majority.

6 MS. SHAW: Then the motion passed.

7 COMMISSIONER BERNARD: Thank you. Praise God.

8 COMMISSIONER BURTON: The motion, Madam Chair.

9 CHAIRPERSON HOLT: So one second.

10 CHAIRPERSON HOLLEY: Move to adjourn.

11 COMMISSIONER BURTON: Agenda.

12 COMMISSIONER: Meeting go.

13 COMMISSIONER PRESSLEY: The agenda. We still have
14 more meeting.

15 COMMISSIONER: Oh, really?

16 COMMISSIONER: Yeah.

17 COMMISSIONER BURTON: Madam Chair, I'd like to make a
18 motion at this time.

19 CHAIRPERSON HOLT: Okay. So that I understand. The
20 committee—

21 CHAIRPERSON HOLLEY: What's left on the agenda?

22 CHAIRPERSON HOLT: Staff and Chief's report.

23 COMMISSIONER: Chief investigator.

24 CHAIRPERSON HOLT: Okay, we'll move on.

25 COMMISSIONER BURTON: Madam Chair, I'd like to make a

1 motion.

2 CHAIRPERSON HOLT: Now we'll have a report from-

3 COMMISSIONER BURTON: Madam Chair.

4 CHAIRPERSON HOLT: Chief Investigator.

5 CHAIRPERSON HOLLEY: Madam Chair.

6 COMMISSIONER BURTON: Madam chair.

7 CHAIRPERSON HOLT: Jerome Warfield.

8 CHAIRPERSON HOLLEY: Point of order. As presidents.

9 CHAIRPERSON HOLT: Yes, Commissioner Holley, point of
10 order.

11 CHAIRPERSON HOLLEY: This is timewise. He comes every
12 month. I'd like to extend this if you would please
13 because of time.

14 COMMISSIONER BURTON: Madam Chair, I did call before-

15 CHAIRPERSON HOLT: I believe-

16 COMMISSIONER BURTON: Holley to be recognized. Once
17 again, you're disenfranchising the hundreds of thousands
18 of people that live in the 5th District.

19 CHAIRPERSON HOLLEY: Commissioner, you only got 135
20 votes when you got it.

21 CHAIRPERSON HOLT: Commissioners let's be
22 professional.

23 CHAIRPERSON HOLLEY: You only got 135 votes.

24 CHAIRPERSON HOLT: Commissioner Holley, I believe you
25 call-

1 COMMISSIONER BURTON: I'm the top vote getter here
2 and I got thousands of voters, thousands of followers—

3 CHAIRPERSON HOLLEY: On the ballot. You're the only
4 person on the ballot and you got 135 votes top.

5 COMMISSIONER BURTON: You get elected, my friend, and
6 you learn how to serve people instead of being an
7 appendage to the mayor and to the Chief and being a
8 disservice to majority of Detroiters.

9 CHAIRPERSON HOLLEY: These are fighting words now,
10 boy.

11 CHAIRPERSON HOLT: Okay.

12 COMMISSIONER BERNARD: I move that adjourn.

13 CHAIRPERSON HOLT: Okay. The motion to adjourn has
14 been made. Is there a second? Motion to adjourn.

15 COMMISSIONER BERNARD: Then the next meeting.

16 COMMISSIONER BURTON: You get ten thousand votes or
17 more in the district you come—

18 CHAIRPERSON HOLT: Second.

19 COMMISSIONER BURTON: Talk to me. You get 35,000 in
20 the city.

21 CHAIRPERSON HOLT: Could you please—

22 PARLIAMENTARIAN DR. FRANCIS JACKSON: To adjourn is
23 non debatable.

24 CHAIRPERSON HOLT: Don't have to.

25 PARLIAMENTARIAN DR. FRANCIS JACKSON: But since there

1 are items on the agenda that you have approved to do, you
2 are essentially shortchanging your agenda. So this motion
3 to adjourn is debatable.

4 COMMISSIONER BERNARD: Can I say motion to adjourn
5 and then we continue the items that we haven't discussed
6 in next week. They're the same report items. Nothing's
7 different.

8 PARLIAMENTARIAN DR. FRANCIS JACKSON: No, you can't
9 have a motion to adjourn and then continue to discuss.

10 COMMISSIONER BERNARD: Oh, no. I mean, should I make
11 my motion different? That's my question.

12 CHAIRPERSON HOLT: Next meeting.

13 CHAIRPERSON HOLLEY: Got announcement.

14 CHAIRPERSON HOLT: You got make a next meeting.

15 PARLIAMENTARIAN DR. FRANCIS JACKSON: What is your
16 motion?

17 COMMISSIONER BERNARD: To continue the discussion of
18 items that we haven't yet addressed, that we continue
19 those to the next meeting. They're the same items every
20 week. That therefore we move to adjourn presently,
21 because of the time.

22 PARLIAMENTARIAN DR. FRANCIS JACKSON: You would first
23 have to—

24 COMMISSIONER BERNARD: Almost.

25 PARLIAMENTARIAN DR. FRANCIS JACKSON: Because these

1 items there have been no motions associated with them,
2 the motions to postpone would not be in order. You would
3 have to make the motion to adjourn the meeting. Adjourn
4 the meeting and then they would be under unfinished
5 business at the next meeting.

6 COMMISSIONER BERNARD: For the next meeting.

7 CHAIRPERSON HOLT: At the next meeting.

8 COMMISSIONER BERNARD: The motion to adjourn and that
9 the items be under unfinished business at the next
10 meeting. That's the motion. Thank you, ma'am.

11 PARLIAMENTARIAN DR. FRANCIS JACKSON: That motion
12 needs to be seconded.

13 COMMISSIONER BERNARD: Oh, I need a second.

14 CHAIRPERSON HOLT: Is there, okay. Is there a second?

15 COMMISSIONER BERNARD: Jim, I need a second.

16 CHAIRPERSON HOLLEY: You all are not ready to go?

17 COMMISSIONER BERNARD: No, we are. As soon as you say
18 second.

19 CHAIRPERSON HOLLEY: You all are not ready to go?
20 Yes. Second.

21 COMMISSIONER BERNARD: Thank you.

22 COMMISSIONER BURTON: Discussion.

23 CHAIRPERSON HOLLEY: I know you're ready to go.

24 COMMISSIONER BURTON: Discussion.

25 CHAIRPERSON HOLT: Commissioner Burton.

1 COMMISSIONER BURTON: I want to just say that this is
2 a disservice to the citizens of Detroit. We approve the
3 agenda in the beginning of this meeting and we're trying
4 to cut out and bail out on the people that elected us.
5 Some of you all may be appointed by the mayor, but I
6 serve the people. I'm here to serve. I'm here to move
7 forward alone this agenda. I'm here because I want to
8 stand here and do my due diligence. But commissioners,
9 you all should be ashamed of yourselves for cutting now.
10 You got Detroit residents sitting here in the audience,
11 wanting to see a meeting. But you all choose to bail out,
12 cut out of a meeting early. But we signed up to serve.
13 Part of our service is being present today.

14 COMMISSIONER BERNARD: Can I respond?

15 COMMISSIONER BURTON: Moving along each line item on
16 an agenda. Not setting things aside for next week or for
17 future dates. But what you're doing here is being a
18 disservice. You cannot be an appendage of the mayor and
19 the Chief. You must exercise your fiduciary
20 responsibilities. You are called here to serve today.
21 Let's serve. Let's stop rubber stamping meetings and
22 walking out of meetings.

23 COMMISSIONER: 3 hours sir.

24 COMMISSIONER PRESSLEY: That's correct. Three hours.

25 COMMISSIONER BURTON: You speak for yourself. I am

1 District 5. District 5 is present, and we would like to
2 continue the meeting.

3 CHAIRPERSON HOLT: May I call the question?

4 COMMISSIONER BURTON: For the rest of you all, you
5 should hand in your resignations if you don't want to be
6 part of this meeting and serve.

7 COMMISSIONER BERNARD: You don't want me to respond.
8 You want me to respond?

9 CHAIRPERSON HOLT: I actually call the question so
10 that we can decide to vote.

11 COMMISSIONER BERNARD: Commissioner Burton, we sat
12 here and waited to get a quorum while you were already in
13 the meeting at least 20 minutes. I was sitting in my car
14 when you walked in the meeting. I walked in the building
15 about 30 minutes actually before the meeting start—

16 COMMISSIONER BURTON: Let me show up to a policy
17 meeting and let's get some work done in policy. Until
18 then, Commissioner Bernard, you know, I watched,

19 COMMISSIONER BERNARD: I watched Saxby—

20 COMMISSIONER BURTON: You are disservice in District
21 2.

22 COMMISSIONER BERNARD: I watched our parliamentarian
23 walk in 30 minutes early. I watched everybody come in who
24 was in the building came into the meeting at three
25 o'clock. You didn't come until like 3:15. We sat here

1 waiting. Hernandez was here. Everybody was here.

2 COMMISSIONER HERNANDEZ: I've been here. Yeah.

3 COMMISSIONER BERNARD: So I'm just saying that is an-

4 PARLIAMENTARIAN DR. FRANCIS JACKSON: Madam Chair,

5 you need to take a vote on the motion to adjourn.

6 COMMISSIONER HERNANDEZ: Please. Aye.

7 CHAIRPERSON HOLT: Okay. May we have a-

8 COMMISSIONER PRESSLEY: Roll call vote.

9 CHAIRPERSON HOLT: Roll call vote to adjourn.

10 MS. SHAW: Vice-Chair Annie Holt - Yes.

11 COMMISSIONER: Commissioner Holt.

12 COMMISSIONER BERNARD: Commissioner Linda Bernard -

13 Yes. Adjourned.

14 MS. SHAW: Commissioner Willie Burton -

15 CHAIRPERSON HOLLEY: Yes.

16 COMMISSIONER BURTON: No.

17 MS. SHAW: Commissioner Jesus Hernandez -

18 MS. SHAW: Commissioner Jim Holley - Yes.

19 MS. SHAW: Commissioner QuanTez Pressley - Yes.

20 MS. SHAW: Commissioner Cedric Banks - Yes.

21 CHAIRPERSON HOLT: We are now in adjournment.

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25 (Meeting Adjourned at 6:05pm)

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RECORDER'S CERTIFICATE AND NOTARIZATION

I, Donald Handyside, Court Recorder, do hereby certify that on May 25, 2023 at 3:00 p.m., I did record the Detroit BOPC meeting, the same being later reduced to typewriting and that the foregoing is a true and accurate transcription of said electronic recording taken at such time and place.

I further certify that I am not related to
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Donald Kessler

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DBOPC
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