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CITY OF DETROIT

10 BOARD OF POLICE COMMISSIONERS

11 BOPC VIRTUAL MEETING

12 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. Charnita Williams, followed by District 4
5 CAC 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. SHAH: Chairman Bryan Ferguson – Here, District
23 1.

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

1 Large.

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

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

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

12 MS. SHAH: Commissioner Jesus Fernandez – Present.

13 MS. SHAH: Commissioner Jim Holley – Present.

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

16 MS. SHAH: Commissioner QuanTez Pressley – Here.

17 MS. SHAH: 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 SHAH, can you give us a roll call on that.

7 MS. SHAH: 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. SHAH: 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. SHAH: I can provide an update, Mr. Chair.

6 CHAIRPERSON FERGUSON: Yes.

7 MS. SHAH: 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. SHAH: 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. SHAH: 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. SHAH: 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 FITZGERALD: Good afternoon. Charles
8 Fitzgerald, Assistant Chief, Enforcement Operations
9 sitting in for Chief White. I have Deputy Chief Hayes
10 behind me. 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. SHAH: 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 FITZGERALD: Yes.

9 ASSISTANT CHIEF FITZGERALD: Once again, Charles
10 FITZGERALD, Assistant Chief sitting in for Chief White.
11 He would be here. But unfortunately, we had a medical
12 emergency half an hour prior to this meeting. We had a
13 command officer taken to the hospital. She's responsive
14 now, but we could continue prayers would be fantastic.
15 I'll move quickly through his agenda items. Crime data,
16 we're even this morning on criminal homicides. We have 99
17 this year. 99 last year. Non-Fatal shootings. Over the
18 past few weeks, we've seen a nice little decline in our
19 year-to-date numbers. So we are under slightly at 3%. We
20 have 274 this year. 282 last year. We're still up
21 slightly in robberies. 527 to 507 last year where total
22 part 1 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 FITZGERALD: We were thankful to have
4 a 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 FITZGERALD: We sought charges. They
21 were 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 FITZGERALD: So again, it's kids that
12 are getting ahold of these weapons that it's just
13 ridiculous to me that they can still do it. Every time
14 this happens, we beg and plead and beg and plead.
15 Hopefully, someone, the folks that we really need to hear
16 it will hear it eventually. So child abuse is the case.
17 There were three adult individuals in the house. We've
18 pursued charges on all of them. So we're waiting for the
19 final review from the Wayne County Prosecutor's Office.
20 Some more to come with that. But again, another young man
21 that will not have the use of his left thumb moving
22 forward. Just very sad and unfortunate. Just shouldn't
23 happen. Some positive stories. I know you're all thanking
24 me for that to get off of that other subject. We had five
25 officers reinstated on May 19th.

1 ASSISTANT CHIEF FITZGERALD: That's now brings the
2 total to 37 officers returned to our department, so
3 that's good news. Chief White on Wednesday yesterday
4 attended press conference up in Lansing. There's funding
5 available for law enforcement agencies. We're seeking to
6 get 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 FITZGERALD: So, with that, sir oh,
20 one more thing. We have a graduation class tomorrow
21 morning. It will be at Wayne County Community College,
22 the Northwest Campus, 8,200 west Outer Drive. We are
23 looking to get believe 20 additional officers out to the
24 streets as of Saturday. So more good news. So that's all
25 I have, 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 FITZGERALD: Yes, certainly through
12 the Chair. We have, I say we, Director Patillo who's on
13 the 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 FITZGERALD: With that we can pay
3 some of their moving expenses, that kind of stuff. So
4 there are so many programs, billboards, radio
5 announcements, they're out at just about every event.
6 You'll see them at a Tigers game. The Michigan Panthers
7 on the weekend, you'll see them downtown for weekend
8 deployment.

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

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

19 COMMISSIONER HERNANDEZ: Thank you.

20 CHAIRPERSON FERGUSON: Commissioner Banks.

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

25 ASSISTANT CHIEF FITZGERALD: No sir. It's 200

1 officers. 200.

2 COMMISSIONER BANKS: Okay. I'm sorry.

3 CHAIRPERSON FERGUSON: That's okay.

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

5 Alright, I'm all set.

6 CHAIRPERSON FERGUSON: Commissioner Pressley.

7 COMMISSIONER PRESSLEY: Thank you. Through the Chair.

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

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

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

24 ASSISTANT CHIEF FITZGERALD: Yes, sir. I will follow
25 up with him.

1 COMMISSIONER PRESSLEY: Thank you.

2 CHAIRPERSON FERGUSON: Commissioner Bernard.

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

6 ASSISTANT CHIEF FITZGERALD: Assistant Chief.

7 COMMISSIONER BERNARD: I'm sorry.

8 ASSISTANT CHIEF FITZGERALD: No, it's okay.

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

23 COMMISSIONER BERNARD: That responsibility is not
24 circumscribed by whether he feels comfortable or
25 uncomfortable. It is irrelevant. The bottom line is that

1 it's supposed to be released to the community. Secondly
2 you mentioned that you were going to hire 200 officers
3 with 25 million.

4 ASSISTANT CHIEF FITZGERALD: The grant.

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

18 COMMISSIONER BERNARD: Then finally, you mentioned
19 that the Brain County prosecutor had brought charges
20 against the man who locked the doors. May I suggest that
21 the City of Detroit Police Department issue numerous
22 citations for all of the violations and BSE can do it as
23 well and IMO regarding the fact that the door was locked,
24 fire code violation, all of the violations, and that
25 those violations should be served on the owner or the

1 corporation that owns that facility. It's not enough that
2 that one person is being prosecuted. This is a business
3 issue, a business crime. These crimes should be addressed
4 by the owners of that business.

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

13 CHAIRPERSON FERGUSON: Commissioner VC.

14 CHAIRPERSON HOLT: Thank you Chair. Thank you,
15 assistant Chief FITZGERALD. The Chair and I were at the
16 Eight Precinct community relations meeting this past
17 Monday. The US Attorney General for the Eastern District,
18 Attorney Dawn Ison passed out these flyers. Apparently,
19 there will be an initiative in the City of Detroit that's
20 title One Detroit. If I may, the focus federal agents
21 from ATF and FBI alongside Detroit Police, will focus
22 enforcement efforts in Detroit's most violent areas,
23 Detroit's Eight and Ninth Precincts lead the city in
24 homicides and several other areas of violent crime in
25 2023. Obviously having this information shared at this

1 level, and I mean, not only did she pass out the flyer,
2 she verbalized the same message. What does it look like
3 for a precinct to unfortunately demonstrate being one of
4 the highest precincts to be forced to report the highest
5 homicide rate?

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

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

22 CHAIRPERSON HOLT: Okay.

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

25 CHAIRPERSON HOLT: Okay.

1 ASSISTANT CHIEF FITZGERALD: If I go back 2, 3, 4, 5,
2 6 years, they're fairly consistent where they've made the
3 charge most of the time. So this year they're showing
4 great numbers, great success.

5 CHAIRPERSON HOLLEY: Right.

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

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

1 with your-

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

5 CHAIRPERSON FERGUSON: Commissioner Holley.

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

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

1 at the Second Precinct.

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

5 ASSISTANT CHIEF FITZGERALD: Correct, sir.

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

23 ASSISTANT CHIEF FITZGERALD: Yes.

24 CHAIRPERSON HOLLEY: Because when we talk about
25 George Floyd, I protested at one time to state to the

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

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

1 ASSISTANT CHIEF FITZGERALD: Yeah, certainly. Through
2 the Chair. I'm just slightly lost. Is there something
3 that you were--

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

5 ASSISTANT CHIEF FITZGERALD: Okay.

6 CHAIRPERSON HOLLEY: Please forgive me.

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

9 CHAIRPERSON HOLLEY: I'm talking us though.

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

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

1 have this conversation.

2 ASSISTANT CHIEF FITZGERALD: Yeah.

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

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

8 COMMISSIONER: Sure.

9 COMMISSIONER: Sure.

10 COMMISSIONER: Yes.

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

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

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

15 MR. BROWN: Not on her end though.

16 CHAIRPERSON FERGUSON: What's that?

17 MR. BROWN: Not unmuted on her end.

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

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

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

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

17 COMMISSIONER BERNARD: What's his name?

18 CHAIRPERSON FERGUSON: State your name.

19 COMMISSIONER BERNARD: Thank you, Mr. Chairman.

20 MR. WADOAD: Good afternoon, Board.

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

23 MR. WADOAD: Good afternoon. My name is Ramis WADOAD.
24 I'm an attorney at the ACLU of Michigan and a District 5
25 resident. I'm here to talk today about the proposal

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

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

25 MR. WADOAD: But this entire Board, the full Board,

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

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

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

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

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

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

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

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

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

23 MR. WADOAD: But the benefits we're talking about
24 when we talk about spending \$5 million on cameras, is at
25 most a handful of potential leads, most of which have to

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

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

1 specifically data retention and data sharing. Now, like I
2 mentioned at the front of this presentation, these
3 cameras aren't just capturing license plate numbers.

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

22 CHAIRPERSON FERGUSON: That was 10 minutes, sir.

23 MR. WADOAD: Okay.

24 CHAIRPERSON FERGUSON: I'm sorry.

25 MR. WADOAD: That's totally fine.

1 CHAIRPERSON FERGUSON: I'm sorry. I mean you spent
2 eight minutes scolding us.

3 MR. WADOAD: I know. I completely understand. I'm
4 happy to—

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

9 COMMISSIONER BURTON: Through the Chair.

10 CHAIRPERSON FERGUSON: Thank you.

11 COMMISSIONER BURTON: No disrespect.

12 COMMISSIONER BERNARD: Almost finished.

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

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

19 COMMISSIONER BURTON: ACLU.

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

21 COMMISSIONER BURTON: Presentation.

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

24 MR. WADOAD: I can wrap up in two more minutes.

25 CHAIRPERSON FERGUSON: Okay. Go right ahead.

1 MR. WADOAD: Thank you. Thank you, Chair.

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

3 Go ahead.

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

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

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

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

9 MS. SHAH: Thank you, Mr. Chair.

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

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

1 received by the Policy Committee and the BOPC staff on
2 LPRs from DPD, the ACLU and other community resources.

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

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

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

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

25 MS. SHAH: Then the last one in green is oversight

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

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

1 and there's not an expectation to obtain all of these as
2 written, but to meet in some type of middle ground. So
3 for number one we were looking to agree on a proposed
4 data management flow chart and add that chart either to
5 the report or as a supplemental document will be fine.

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

25 MS. SHAH: Number three we were looking to ensure

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

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

1 making. Of course, it wouldn't be ideal for the Board to
2 have a list of actual license plate numbers. So a masking
3 mechanism will be appropriate for this purpose.

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

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

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

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

15 MS. SHAH: This presentation that I just went
16 through.

17 CHAIRPERSON FERGUSON: Yes.

18 MS. SHAH: It will be in the meeting documents for
19 this meeting.

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

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

2 Thank you.

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

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

7 CHAIRPERSON FERGUSON: Okay.

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

10 CHAIRPERSON FERGUSON: Commissioner Hernandez.

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

15 MS. SHAH: The staff did that on behalf of the Board.

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

19 CHAIRPERSON FERGUSON: Commissioner Banks.

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

1 MS. SHAH: So the ones that-

2 COMMISSIONER BANKS: They agreed upon.

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

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

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

11 COMMISSIONER BANKS: DPD?

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

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

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

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

18 CHAIRPERSON FERGUSON: Alright. Commissioner
19 Pressley.

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

1 policy. Is that correct?

2 CHAIRPERSON FERGUSON: That is correct.

3 COMMISSIONER PRESSLEY: Thank you.

4 CHAIRPERSON FERGUSON: Commissioner—

5 MS. SHAH: Mr. Chair, can I just clarify the answer
6 to—

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

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

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

19 MS. SHAH: Correct. Not to the report itself.

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

22 COMMISSIONER BERNARD: City council.

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

25 MS. SHAH: Not the report. So there are other

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

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

15 COMMISSIONER PRESSLEY: Yes. Thank you.

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

18 ATTORNEY ADAM SAXBY: Yes.

19 COMMISSIONER: About CIOGS?

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

22 ATTORNEY ADAM SAXBY: So under CIOGS, which is the
23 format that is being followed in this particular
24 instance, city council has final approval. So the
25 procurement cannot occur unless city council approves

1 that the procurement. Therefore, if they don't agree to
2 the terms, if they object to any of the terms, they have
3 the final oversight ability through their vote and based
4 off of the public comment, that will inevitably follow in
5 many formats at the city council level chair.

6 CHAIRPERSON FERGUSON: Okay. Fantastic.

7 CHAIRPERSON HOLLEY: Chair, may I?

8 CHAIRPERSON FERGUSON: Yes, go right ahead.

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

11 CHAIRPERSON FERGUSON: I don't know.

12 COMMISSIONER: Yes.

13 CHAIRPERSON HOLLEY: I want to—

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

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

1 it. They've already approved it. So the question should
2 have been to me, rather you trying to stop the train, you
3 should basically, well, on the train and help us format
4 policy.

5 CHAIRPERSON FERGUSON: Yes.

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

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

1 policy before it goes back to this. Am I making sense to
2 you? Can you come up and just say if I'm making sense to
3 this or am I not making sense?

4 COMMISSIONER BERNARD: Of course not.

5 MR. WADOAD: If I might add.

6 CHAIRPERSON FERGUSON: Please.

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

24 MR. WADOAD: If you send them a premature proposal or
25 bad proposal, they're going to vote no on it and it's

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

9 CHAIRPERSON FERGUSON: Commissioner Bernard.

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

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

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

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

11 CHAIRPERSON FERGUSON: VC Holt.

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

24 MR. WADOAD: Right. If I may provide a brief answer.
25 So just a clarification on the way the technology works.

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

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

1 full of millions of innocent data points.

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

8 MS. SHAH: Absolutely, commissioner.

9 CHAIRPERSON HOLT: Because what?

10 MS. SHAH: This is a missing person's alert. Right.
11 The Amber alert's. Right.

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

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

16 CHAIRPERSON HOLT: Okay. Because—

17 COMMISSIONER BERNARD: It doesn't matter.

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

1 plate reader to pick up that kind of alert. That's okay.

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

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

1 the Board, VC Holt is going to take the rest of my agenda
2 here because I do have another meeting I have to really
3 get to. I'm sorry. Thank you.

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

10 COMMISSIONER BERNARD: Constitutionally,

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

16 CHAIRPERSON HOLLEY: That helps me a whole lot.

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

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

10 COMMISSIONER BERNARD: Madam Chair.

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

13 COMMISSIONER BURTON: Yes. Absolutely.

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

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

6 CHAIRPERSON HOLT: Thank you, Commissioner Bernard.

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

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

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

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

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

22 COMMISSIONER PRESSLEY: Unfinished.

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

1 PARLIAMENTARIAN DR. FRANCIS JACKSON: Madam
2 Chairperson. The next thing would be the report from the
3 Chief Investigator, James Warfield.

4 COMMISSIONER PRESSLEY: The agenda.

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

7 COMMISSIONER PRESSLEY: She kept time.

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

10 CHAIRPERSON HOLT: I did.

11 COMMISSIONER BURTON: Yeah.

12 CHAIRPERSON HOLT: I gave you—

13 COMMISSIONER BURTON: Show me where second.

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

16 CHAIRPERSON HOLT: Commissioner Burton.

17 COMMISSIONER BURTON: My time is totally different.

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

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

22 CHAIRPERSON HOLT: So as I understand.

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

25 CHAIRPERSON HOLT: Oh, okay. All right. So now, may I

1 have a clarification as to what this statement is?

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

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

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

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

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

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

1 have already been, I believe, submitted to City Council.

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

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

16 COMMISSIONER BERNARD: No.

17 CHAIRPERSON HOLLEY: Secretary.

18 CHAIRPERSON HOLT: I believe Ms. SHAH, you're being
19 asked.

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

1 COMMISSIONER PRESSLEY: So, is there anybody who can
2 confirm that?

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

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

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

13 ATTORNEY ADAM SAXBY: Can you clarify your?

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

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

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

1 plate reader, but to ensure that the specification report
2 that's given to the city council includes the amendments
3 that has been made by the commission.

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

17 CHAIRPERSON HOLT: Thank you, attorney.

18 COMMISSIONER: Through the Chair.

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

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

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

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

1 COMMISSIONER BERNARD: How do you rescind?

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

21 COMMISSIONER HERNANDEZ: Through the Chair.

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

1 the Board wants to do.

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

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

13 CHAIRPERSON HOLT: Yes. Thank you, deputy.

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

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

1 DEPUTY CHIEF HAYES: Madam Vice-Chair.

2 CHAIRPERSON HOLT: Yes, sir.

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

19 CHAIRPERSON HOLT: Thank you.

20 DEPUTY CHIEF HAYES: Thank you.

21 CHAIRPERSON HOLT: Thank you, Deputy Chief Hayes.

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

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

25 CHAIRPERSON HOLT: Okay, Commissioner Banks. Are we

1 still talking about the-

2 COMMISSIONER BANKS: License plate reader-

3 CHAIRPERSON HOLT: The adoption.

4 COMMISSIONER BANKS: Yes.

5 CHAIRPERSON HOLT: Reconsideration.

6 COMMISSIONER BANKS: Yes.

7 CHAIRPERSON HOLT: Okay.

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

17 COMMISSIONER BERNARD: Second

18 COMMISSIONER BURTON: Discussion.

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

21 CHAIRPERSON HOLT: Excellent. Second.

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

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

1 anything, you must state the motion.

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

5 COMMISSIONER BERNARD: He can read it again.

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

8 COMMISSIONER BERNARD: Just the motion.

9 COMMISSIONER BANKS: Do it again.

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

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

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

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

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

20 CHAIRPERSON HOLT: The motion?

21 COMMISSIONER BANKS: Yes.

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

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

1 COMMISSIONER BURTON: Someone's texting him messages
2 to read. Is that acceptable? That's allowed. Is that
3 allowed?

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

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

8 CHAIRPERSON HOLT: Commissioner.

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

11 CHAIRPERSON HOLT: Commissioner—

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

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

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

18 CHAIRPERSON HOLT: Okay,

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

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

1 report and relevant policy language with DPD to address
2 the outstanding concerns expressed by the community.

3 COMMISSIONER BANKS: Second it.

4 CHAIRPERSON HOLT: Is there a second?

5 COMMISSIONER: Can't second your own motion.

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

7 PARLIAMENTARIAN DR. FRANCIS JACKSON: Madam Chair.

8 COMMISSIONER BANKS: I tried.

9 PARLIAMENTARIAN DR. FRANCIS JACKSON: Madam Chair.

10 CHAIRPERSON HOLT: Yes ma'am.

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

13 CHAIRPERSON HOLT: Okay.

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

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

21 COMMISSIONER: No.

22 CHAIRPERSON HOLT: Thank you.

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

1 CHAIRPERSON HOLT: Okay. The motion has been moved to
2 rescind and second. Is there a discussion?

3 CHAIRPERSON HOLLEY: Madam Chairperson.

4 CHAIRPERSON HOLT: Yes, sir.

5 CHAIRPERSON HOLT: Commissioner Holley.

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

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

23 CHAIRPERSON HOLT: Right.

24 CHAIRPERSON HOLLEY: That we will send an appendant
25 to the city council of the concerns after we do a new

1 negotiation, send an appendant to whatever that word I
2 should have used, to the city council in regard to what
3 we've already said.

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

6 COMMISSIONER: Madam Chair.

7 COMMISSIONER BANKS: Yeah.

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

10 COMMISSIONER: Madam Chair.

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

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

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

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

24 COMMISSIONER PRESSLEY: More so willing, yeah, on the
25 red items. Because I believe that would be the function

1 of continuing the negotiation discussion. If it seems
2 that there's any willingness on DPD to move on any of the
3 red dotted items.

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

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

12 COMMISSIONER HERNANDEZ: Through the Chair.

13 CHAIRPERSON HOLT: Commissioner Hernandez, yes.

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

1 believe it was Washington or DC.

2 COMMISSIONER: Maryland.

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

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

18 COMMISSIONER PRESSLEY: Through the Chair.

19 CHAIRPERSON HOLT: Discussion.

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

23 DEPUTY CHIEF HAYES: Again, through the Chair, if I
24 may. Those document or those red items, I hadn't even
25 seen that, that have been there. We are committed to

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

8 COMMISSIONER PRESSLEY: Thank you.

9 CHAIRPERSON HOLT: Thank you.

10 COMMISSIONER BERNARD: Madam Chair, I appreciate—

11 CHAIRPERSON HOLT: Commissioner Bernard—

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

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

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

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

3 CHAIRPERSON HOLT: Oh, sure.

4 COMMISSIONER BANKS: Madam Vice-Chair Holt, I mean-

5 CHAIRPERSON HOLT: Yes, sir.

6 COMMISSIONER BANKS: I'm sorry.

7 CHAIRPERSON HOLT: You're good, commissioner.

8 COMMISSIONER BANKS: Go ahead. Go ahead.

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

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

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

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

15 CHAIRPERSON HOLT: Yes, sir.

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

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

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

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

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

21 CHAIRPERSON HOLLEY: Mr. Chairman.

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

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

8 CHAIRPERSON HOLT: Ms. SHAH.

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

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

16 CHAIRPERSON HOLT: Thank you for that clarification.

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

21 CHAIRPERSON HOLT: Thank you.

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

24 CHAIRPERSON HOLT: Thank you.

25 COMMISSIONER BANKS: You're holding your poise.

1 You're delivering. Incredible.

2 CHAIRPERSON HOLT: Thank you, sir.

3 COMMISSIONER BANKS: You're welcome.

4 CHAIRPERSON HOLT: Ms. SHAH.

5 MS. SHAH: Would you like a roll call vote.

6 CHAIRPERSON HOLT: Yes, please.

7 COMMISSIONER: What are we voting?

8 COMMISSIONER PRESSLEY: To rescind the motion.

9 MS. SHAH: To rescind the motion.

10 CHAIRPERSON HOLT: Thank you. No.

11 MS. SHAH: Commissioner Linda Bernard – Yes, to

12 rescind.

13 MS. SHAH: Commissioner Willie Burton – Yes.

14 COMMISSIONER: Wonderful.

15 MS. SHAH: Commissioner Jesus Hernandez – No.

16 MS. SHAH: Commissioner Jim Holley – No.

17 MS. SHAH: Commissioner QuanTez Pressley – No.

18 MS. SHAH: Commissioner Cedric Banks – Yes.

19 MS. SHAH: Madam Chair, you have 3 = Yes votes, 4 =

20 No votes. The motion failed.

21 CHAIRPERSON HOLT: I'm sorry, repeat that for my

22 clarification.

23 MS. SHAH: You have 3 = Yes votes–

24 CHAIRPERSON HOLT: To rescind

25 MS. SHAH: To rescind and four no votes to rescind.

1 The motion to rescind fails.

2 COMMISSIONER: Madam Chair.

3 CHAIRPERSON HOLT: Now I understand.

4 CHAIRPERSON HOLLEY: Madam Chair.

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

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

10 CHAIRPERSON HOLLEY: Madam Chairperson.

11 CHAIRPERSON HOLT: Yes, sir.

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

14 CHAIRPERSON HOLLEY: Madam Chair to the
15 parliamentarian.

16 CHAIRPERSON HOLT: Commissioner Holley.

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

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

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

25 PARLIAMENTARIAN DR. FRANCIS JACKSON: The problem,

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

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

17 CHAIRPERSON HOLLEY: That is.

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

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

1 I'm asking does that need to be a motion, sir to make
2 that happen?

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

5 COMMISSIONER BERNARD: Yes.

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

9 COMMISSIONER BERNARD: I know how.

10 CHAIRPERSON HOLLEY: I do.

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

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

14 CHAIRPERSON HOLT: He knows.

15 COMMISSIONER BERNARD: Okay. Go ahead, Jim.

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

19 CHAIRPERSON HOLT: You're thinking it.

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

1 concerned about we failed to do. You and I know, and I'll
2 leave you alone, that the Secretary did not get a chance
3 to get her report in before we voted.

4 CHAIRPERSON HOLT: Right.

5 CHAIRPERSON HOLLEY: That's the big problem—

6 CHAIRPERSON HOLT: Last time.

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

15 CHAIRPERSON HOLT: Presentation.

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

23 ATTORNEY ADAM SAXBY: Through the Chair. in response—

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

1 ATTORNEY ADAM SAXBY: Just to clarify. The concern is
2 not what anyone did or didn't do. The concern was the
3 legal interpretation of what that last motion was.

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

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

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

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

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

1 do, forward a memo to the city council saying that we
2 have addressed the issues that were raised by the ACLU
3 and by our staff, and that these are the proposed
4 resolutions and this is what the department and the
5 commission have agreed to do.

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

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

13 COMMISSIONER BERNARD: To the community

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

17 DEPUTY CHIEF HAYES: Thank you, Madam Chair.

18 CHAIRPERSON HOLT: Sure.

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

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

10 CHAIRPERSON HOLT: Thank you, Deputy Chief.

11 DEPUTY CHIEF HAYES: Thank you.

12 COMMISSIONER BERNARD: We can address that.

13 CHAIRPERSON HOLLEY: That's good.

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

20 MS. SHAH: Is there a motion on the floor?

21 CHAIRPERSON HOLT: Right.

22 COMMISSIONER BERNARD: What motion?

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

25 CHAIRPERSON HOLT: Right. Well, the motion wasn't

1 second because it went on. I think it went on and on and
2 on. So we need to know what your motion was.

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

5 CHAIRPERSON HOLT: Commissioner Bernard has-

6 COMMISSIONER BERNARD: My motion is-

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

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

14 CHAIRPERSON HOLLEY: Seconded.

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

16 CHAIRPERSON HOLLEY: Second.

17 COMMISSIONER BERNARD: Mr. Chairman. I mean-

18 CHAIRPERSON HOLT: It has been moved and second.

19 COMMISSIONER: Through the Chair for discussion.

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

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

25 COMMISSIONER BURTON: Through the Chair. How can the

1 new Secretary who just recently arrived here, take lead
2 on something that—

3 CHAIRPERSON HOLT: Commissioner Bernard, you and your
4 insults are often—

5 COMMISSIONER BURTON: That's not an insult.

6 CHAIRPERSON HOLT: You and your attempt insult.

7 COMMISSIONER BURTON: That's not an insult.

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

10 COMMISSIONER BURTON: That's not an insult.

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

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

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

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

1 CHAIRPERSON HOLT: I believe the motion was that the
2 staff along with the Policy Committee meet with DPD as we
3 discuss the 11 items presented by the staff as part of
4 the specification report. So is there a second?

5 CHAIRPERSON HOLLEY: It's already second.

6 CHAIRPERSON HOLT: Second. Question

7 COMMISSIONER BURTON: Through the Chair.

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

10 COMMISSIONER BURTON: Me.

11 COMMISSIONER HERNANDEZ: It was me before that.

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

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

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

23 COMMISSIONER BERNARD: No.

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

1 COMMISSIONER HERNANDEZ: Excuse you.

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

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

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

23 PARLIAMENTARIAN DR. FRANCIS JACKSON: What I'm
24 hearing you say with this motion is that you want the
25 staff and the Policy Committee to work on resolving the

1 11 issues that were referred to in the report. The
2 question would be then to what end? What would you do
3 with that? You've already adopted the report. Now maybe
4 the lawyer has an answer to that question.

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

11 COMMISSIONER HERNANDEZ: Madam Chairwoman.

12 CHAIRPERSON HOLT: Yeah.

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

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

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

23 PARLIAMENTARIAN DR. FRANCIS JACKSON: It has the
24 appearance of a runaround. When I say runaround, I don't
25 mean runaround like confusion. It has the appearance of

1 saying, we've adopted this report, but now we want to
2 further discuss these other-

3 COMMISSIONER HERNANDEZ: Would it not-

4 PARLIAMENTARIAN DR. FRANCIS JACKSON: Issues.

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

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

8 COMMISSIONER HERNANDEZ: It pulls back.

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

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

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

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

1 conversations. But it necessarily cannot change that
2 report because that report was what was just moved
3 forward and the vote to rescind that along with the
4 approval went away.

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

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

16 CHAIRPERSON HOLLEY: I was wrong.

17 ATTORNEY ADAM SAXBY: Right.

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

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

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

15 ATTORNEY ADAM SAXBY: Through the Chair.

16 COMMISSIONER HERNANDEZ: Right.

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

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

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

14 COMMISSIONER BERNARD: The intent is to address the-

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

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

21 CHAIRPERSON HOLT: Okay.

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

1 doing that. But once that motion is stated by the Chair
2 and no longer belongs to the maker of the motion,
3 Commissioner Bernard cannot at this point amend or change
4 her motion. Only the commission can do that. Only the
5 Board can do that.

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

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

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

21 COMMISSIONER BANKS: I liked that.

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

25 COMMISSIONER BERNARD: To help resolve our concerns.

1 CHAIRPERSON HOLT: Okay. To help resolve our
2 concerns.

3 CHAIRPERSON HOLLEY: Okay.

4 CHAIRPERSON HOLT: Make sense?

5 COMMISSIONER BERNARD: Yes.

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

8 COMMISSIONER BERNARD: Congressman.

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

11 COMMISSIONER BURTON: Discussion.

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

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

16 COMMISSIONER: Sure.

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

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

21 CHAIRPERSON HOLLEY: You don't have the—

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

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

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

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

13 CHAIRPERSON HOLLEY: I seconded it.

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

18 CHAIRPERSON HOLT: Thank you.

19 PARLIAMENTARIAN DR. FRANCIS JACKSON: Vote on it.

20 CHAIRPERSON HOLT: Yes, ma'am. So, Ms. SHAH.

21 MS. SHAH: Vice-Chair Annie Holt to call the question
22 - Call the question. Yes.

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

24 CHAIRPERSON HOLT: Call the question.

25 COMMISSIONER BURTON: To debate this before this got

1 closed just now. I did call to debate this. I haven't had
2 my fair chance to do that on behalf of the consensual
3 that I served. This is a disservice to—

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

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

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

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

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

14 COMMISSIONER BURTON: I called the—

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

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

19 CHAIRPERSON HOLT: Ms. SHAH.

20 COMMISSIONER BURTON: I was waiting patiently.

21 CHAIRPERSON HOLT: Ms. SHAH.

22 MS. SHAH: You're on the motion to call the question—

23 COMMISSIONER BURTON: This goes against democracy.

24 MS. SHAH: Commissioner Bernard.

25 COMMISSIONER BURTON: This goes against democracy.

1 COMMISSIONER BURTON: Commissioner Willie Burton on
2 the motion to call the question – I'm going to sustain
3 because I do not agree with this process.

4 CHAIRPERSON HOLT: Thank you.

5 COMMISSIONER BURTON: This is a role for–

6 CHAIRPERSON HOLT: Thank you.

7 MS. SHAH: Commissioner Hernandez –

8 COMMISSIONER BURTON: Democracy.

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

11 MS. SHAH: Commissioner Jesus Hernandez – to call the
12 question. Yes.

13 MS. SHAH: Commissioner Jim Holley – Yes.

14 MS. SHAH: Commissioner QuanTez Pressley – Yes.

15 MS. SHAH: Commissioner Cedric Banks – Yes.

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

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

20 CHAIRPERSON HOLT: Okay.

21 CHAIRPERSON HOLLEY: Roll call.

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

24 COMMISSIONER PRESSLEY: Yes.

25 MS. SHAH: Do we need to restate? Okay. Everyone

1 understands.

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

4 CHAIRPERSON HOLT: The motion is to have staff and
5 policy meet with DPD so that we can clear up some of the
6 11 items that have been proposed by the Board.

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

9 CHAIRPERSON HOLLEY: Get them already.

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

13 MS. SHAH: Vice-Chair Annie Holt – Okay. I am voting
14 no.

15 MS. SHAH: Commissioner Linda Bernard – Yes.

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

18 MS. SHAH: Commissioner Jesus Hernandez – No.

19 MS. SHAH: Commissioner Jim Holly – What did you say?
20 No.

21 CHAIRPERSON HOLT: I said no.

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

23 MS. SHAH: Commissioner QuanTez Pressley – Yes.

24 MS. SHAH: Commissioner Cedric Banks – Yes.

25 CHAIRPERSON HOLT: He didn't do it for you. Okay.

1 What was the outcome, Ms. SHAH?

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

4 CHAIRPERSON HOLT: No.

5 MS. SHAH: Require majority.

6 CHAIRPERSON HOLT: The majority.

7 MS. SHAH: Then the motion passed.

8 COMMISSIONER BERNARD: Thank you. Praise God.

9 COMMISSIONER BURTON: The motion, Madam Chair.

10 CHAIRPERSON HOLT: So one second.

11 CHAIRPERSON HOLLEY: Move to adjourn.

12 COMMISSIONER BURTON: Agenda.

13 COMMISSIONER: Meeting go.

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

16 COMMISSIONER: Oh, really?

17 COMMISSIONER: Yeah.

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

20 CHAIRPERSON HOLT: Okay. So that I understand. The
21 committee--

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

23 CHAIRPERSON HOLT: Staff and Chief's report.

24 COMMISSIONER: Chief investigator.

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

1 COMMISSIONER BURTON: Madam Chair, I'd like to make a
2 motion.

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

4 COMMISSIONER BURTON: Madam Chair.

5 CHAIRPERSON HOLT: Chief Investigator.

6 CHAIRPERSON HOLLEY: Madam Chair.

7 COMMISSIONER BURTON: Madam chair.

8 CHAIRPERSON HOLT: Jerome Warfield.

9 CHAIRPERSON HOLLEY: Point of order. As presidents.

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

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

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

16 CHAIRPERSON HOLT: I believe-

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

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

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

24 CHAIRPERSON HOLLEY: You only got 135 votes.

25 CHAIRPERSON HOLT: Commissioner Holley, I believe you

1 call-

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

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

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

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

12 CHAIRPERSON HOLT: Okay.

13 COMMISSIONER BERNARD: I move that adjourn.

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

16 COMMISSIONER BERNARD: Then the next meeting.

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

19 CHAIRPERSON HOLT: Second.

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

22 CHAIRPERSON HOLT: Could you please-

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

25 CHAIRPERSON HOLT: Don't have to.

1 PARLIAMENTARIAN DR. FRANCIS JACKSON: But since there
2 are items on the agenda that you have approved to do, you
3 are essentially shortchanging your agenda. So this motion
4 to adjourn is debatable.

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

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

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

13 CHAIRPERSON HOLT: Next meeting.

14 CHAIRPERSON HOLLEY: Got announcement.

15 CHAIRPERSON HOLT: You got make a next meeting.

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

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

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

25 COMMISSIONER BERNARD: Almost.

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

7 COMMISSIONER BERNARD: For the next meeting.

8 CHAIRPERSON HOLT: At the next meeting.

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

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

14 COMMISSIONER BERNARD: Oh, I need a second.

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

16 COMMISSIONER BERNARD: Jim, I need a second.

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

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

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

21 Yes. Second.

22 COMMISSIONER BERNARD: Thank you.

23 COMMISSIONER BURTON: Discussion.

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

25 COMMISSIONER BURTON: Discussion.

1 CHAIRPERSON HOLT: Commissioner Burton.

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

15 COMMISSIONER BERNARD: Can I respond?

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

24 COMMISSIONER: 3 hours sir.

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

1 COMMISSIONER BURTON: You speak for yourself. I am
2 District 5. District 5 is present, and we would like to
3 continue the meeting.

4 CHAIRPERSON HOLT: May I call the question?

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

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

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

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

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

20 COMMISSIONER BERNARD: I watched Saxby-

21 COMMISSIONER BURTON: You are disservice in District
22 2.

23 COMMISSIONER BERNARD: I watched our parliamentarian
24 walk in 30 minutes early. I watched everybody come in who
25 was in the building came into the meeting at three

1 o'clock. You didn't come until like 3:15. We sat here
2 waiting. Hernandez was here. Everybody was here.

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

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

5 PARLIAMENTARIAN DR. FRANCIS JACKSON: Madam Chair,
6 you need to take a vote on the motion to adjourn.

7 COMMISSIONER HERNANDEZ: Please. Aye.

8 CHAIRPERSON HOLT: Okay. May we have a-

9 COMMISSIONER PRESSLEY: Roll call vote.

10 CHAIRPERSON HOLT: Roll call vote to adjourn.

11 MS. SHAH: Vice-Chair Annie Holt - Yes.

12 COMMISSIONER: Commissioner Holt.

13 COMMISSIONER BERNARD: Commissioner Linda Bernard -
14 Yes. Adjourned.

15 MS. SHAH: Commissioner Willie Burton -

16 CHAIRPERSON HOLLEY: Yes.

17 COMMISSIONER BURTON: No.

18 MS. SHAH: Commissioner Jesus Hernandez -

19 MS. SHAH: Commissioner Jim Holley - Yes.

20 MS. SHAH: Commissioner QuanTez Pressley - Yes.

21 MS. SHAH: Commissioner Cedric Banks - Yes.

22 CHAIRPERSON HOLT: We are now in adjournment.

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(Meeting Adjourned at 6:05pm)

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STATE OF MICHIGAN)
)
COUNTY OF WAYNE)

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.

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