

Draft Minutes Detroit Board of Police Commissioners
Date of Meeting: Thursday, June 1, 2023 – 3:00 PM
Location: Detroit Public Safety Headquarters, 1301 Third St., Detroit, Michigan 48226

I. **Chairperson Bryan Ferguson called the BOPC Board Meeting to order at 3:00 p.m.**

II. **Invocation.** Commander Chaplain Stanley Mobley provided the invocation.

Chairperson Ferguson called for 5-minute recess. The meeting proceeded.

III. **Introduction of Police Commissioners. A roll call was held, and a quorum was declared.**

Detroit Board of Police Commissioners' Membership / Attendance		
	In Attendance	Not-In Attendance
Bryan Ferguson, Chairperson	Yes	
Annie Holt	Yes	
Cedric Banks	Yes	
Willie E. Bell	Yes	
Linda D. Bernard, Esq.	Yes	
Willie E. Burton	Yes	
Lisa Carter		Excused
Jesus Hernandez	Yes	
Rev. Jim Holley, PhD.	Yes	
Ricardo Moore	Yes	
QuanTez Pressley	Yes	
Quorum (Yes)	10	

IV. **Chairperson Ferguson** requested the approval of the Agenda for Thursday, June 1, 2023. The motion was accepted and adopted.

V. **Chairperson Ferguson** requested the approval of the Meeting Minutes for May 25, 2023, with any corrections. The minutes were adopted as presented.

VI. **Introductions of Board administrative and investigative staff, the Chief of Police, Elected Officials or Representatives.**

VII. **Chair Report: Chairperson Ferguson** reported on missing persons, BOPC and DPD activities and provided updates, and reports for the Board and the community.

VIII. **Chief of Police Report: Chief of Police's Summary of CompStat Data and other Crime Information/DPD Information: Deputy Chief Franklin Hayes** reported on current CompStat Crime/Statistical Data for Violent Crime and Property; COVID-19 impacts; and recent critical incidents impacting the DPD and the community.

The following inquiries require responses from the BOPC and/or DPD: **Commissioner Pressley** inquired if the BOPC Youth Advisory Council members were invited to attend the PAL Critical Conversation event? The Board secretary confirmed that they did attend this event. **Commissioner Holley** discussed how many suicide runs occurred? Also, inquired on the city of Detroit homicide data. **Deputy Chief Hayes** stated there were 660 suicide this year. **Commissioner Bernard** reiterated her request and that of the community for the full video of the shooting and death of Mr. Porter Burks. She commend the department, our city, our community, and the entire city of Detroit on the fact that this weekend there will be over 300,000 people downtown Detroit. For both the Grand Prix and Pride Week, to have the level of interest in our city and community this week is phenomenal. **Commissioner Banks** asked why the violent crime increased 6% from last year. Are you seeing the mentally ill get better with the help from DPD? **Deputy Chief Hayes** stated violence crimes is not specific to Detroit, it is happening around the country. There are multiple factors that could be driving the increase. **Commissioner Moore** asked for an explanation of the Mobile Field Force. There has been complaints at Rouge Park as it relates to the training? Residents are talking about the ecosystem, the environmentalists, the booms with the munitions and things of that nature. So we were wondering if there are any

alternative locations to Rouge Park that the Metropolitan Division could use to do the Mobile Field Force. **Deputy Chief Hayes** stated the Mobile Field Force is made up of a group of officers that will convene at different times to address civil unrest. **Commissioner Burton** inquired when it comes to Ring doorbell ringers does DPD keep stats or data on the individual precincts when they answer those runs. **Deputy Chief Hayes** stated the department has that information. **Chairperson Ferguson** discussed mental health runs and asked has DPD gone to the same houses more than once? What happens with the ATV and Mini bikes that are towed? **Deputy Chief Hayes** stated they are destroyed because they are illegal.

IX. Oral Communications / Public Comments.

Lieutenant Mark Young, Ms. Sharnita Williams, Mr. James Ford, Minister Eric Blount, Ms. Michelle George, Mr. Chris Gilmer-Hill, Ms. Marguerite Maddox, Former Commissioner William Davis, and Ms. Brenda Hill provided public comments.

X. Report from Chief Investigator Jerome Warfield, Office of the Chief Investigator.

Chief Investigator Jerome Warfield provided a presentation on the Office of the Chief Investigator which serves as the investigative staff for the Detroit Board of Police Commissioners (BOPC). OCI is staffed by civilian personnel and it is their job to direct the process for receiving, investigating, and the resolution of complaints about police misconduct against the Detroit Police Department and its personnel. All citizen complaints are forwarded to OCI for investigation. You will receive a notification of your complaint number and the name of your assigned investigator. If OCI determines that the allegations are criminal in nature, the case will be forwarded to the Professional Standards Division (PSD/ Internal Affairs) for investigation. Periodically, you will receive information on the status of your complaint, until it is completed. The findings are then reviewed and approved by a member of the Board of Police Commissioners. After approval by the Board, the Office of The Chief Investigator will notify you in writing of the investigative findings and whether or not non-disciplinary corrective action or disciplinary action was taken. Several types of allegations were discuss the top three which are Demeanor, Procedure, and Service as the hotbed of our investigative process. I will give some practical examples:

Demeanor complaint regarding a member's bearing, gesture, language or other actions which is offensive or gives the appearance of conflict of interest, misuse of influence or lack of jurisdiction or authority. One that we hear often is that the officer was rude, or that the officer told me to shut up. The officer yelled at me. We uncover the facts in those interactions.

Procedure complaint regarding violation of policies, procedures, training, or the Law Enforcement Code of Ethics. We get often that the officer did not tell me why I was pulled over, or the officer just walked up on me and removed my gun from my hip. The officer towed my vehicle without tagging my vehicle. The officer did not tell me where my vehicle would be towed. The officer refused to provide his name and his badge number or the officer did not request a supervisor when asked.

You can see that just in the month of May there were 96 procedure allegations, and there was 72 demeanor allegations, and that was across the various precinct of the city. Then 57 complaints and allegations as relates to service. The total amount of allegations for the month of May over 300 allegations, just for the month of May. I want to highlight the category of Unknown Command. Unknown Command does not mean that the officer is unknown. What it means is that we have to do our research to determine what precinct or what area they were working at the time, because a lot of times a citizen will call in with the allegation, or write us with the allegation, and we have to figure out exactly what precinct or what command they were working in, but is through the investigative process that we're able to pin that down for our citizens. See the attached Meeting Transcripts and OCI Report for more information, which are also posed to the Board's webpage.

The following inquiries require responses from the BOPC and/or DPD: **Commissioner Hernandez** expressed when you think about Fourth Precinct, Sixth Precinct, Tenth Precinct to a certain extent, Eighth and Ninth Precinct, which are bordering communities who speak different languages. Are we going to get to a point where this is in a multitude of languages, to better serve our citizen? I want to push this toward excellence, because one of the main factors, obviously in the Spanish speaking community is immigration. So just because the Fourth Precinct number only total 4 for the month of May. That does not mean that residents didn't feel the need to actually come forth and provide a complaint or have a complaint or an allegation. And this applies to anyone, its not just Spanish

speaking, we have Bengali folks in our community close to Hamtramck, a variety of languages just throughout the city. So, I am trying to push this in that direction, because again, our sample size is only those who speak English and those who are actually willing and courageous enough to come forth and put in a complaint. What are your thoughts for the future on that? **Vice Chairperson Holt** discussed demeanor complaints and lack of officers utilizing Body Worn Cameras. **Commissioner Burton** indicated the report and presentation was outstanding **Commissioner Holley** asked what is the strategy on how are we going to get the backlog cases down? **Commissioner Banks** inquired on the goals of the Chief Investigator?

XI. Report from Board Secretary Victoria Shah / Communication (Submitted to BOPC as incoming information).

1. BOPC Committee for FY2023-24
2. DPLSA Contract 2022-2027
3. DPOA Contract 2022-2027
4. DPCOA Contract 2022-2027
5. DPD Organizational Chart
6. DPD Executive Command List

Board Secretary Victoria Shah thanked Chief Investigator Warfield for his presentation today, and all the Commissioners for the insightful questions. I do want to clarify that the OCI and Commissioner brochures are printed in Spanish, Bengali and Arabic. Those are available and we'll certainly take the feedback for additional translation of materials, so we can service all of our community members. Thursday, June 8, 2023 Community Meeting is designated for the BOPC Officer Elections. 2023 NACOLE Conference is scheduled for November 12 – November 16, 2023, please email your intent to attend by tomorrow. Update regarding policies analysis of DPD Directives 205.11 Officer-Involved Shooting Investigations and 307.8 Gunshot Detection System, the staff is also preparing to solicit updated community feedback on those policies as well. The last update is on reporting, the staff is working to improve data collection and reporting partnership with DPD. The following reporting is currently under discussion in regards to license plate readers. We are discussing data that BOPC can use to analyze reads versus number of hits. In addition, we're in discussion regarding DPD actions taken on the citizen complaints coming out of the OCI office and Internal Affairs, understanding the trends of missing person frequency, and take home vehicles.

XII. Announcements.

Board Secretary Victoria Shah announced the following:

Next Meeting: Thursday, June 8, 2023, at 6:30 p.m., at Scott Memorial UMC, 15361 Plymouth Road, Detroit, MI 48227.

Next Community Meeting: Thursday, July 13, 2023, at 6:30 p.m., at Laborers' Local 1191, 2161 West Grand Boulevard, Detroit, MI 48208.

XIII. Unfinished Business.

Commissioner Banks motion “that the Board of Police Commissioners accept Chief White’s recommendation for Administrative Leave without pay but with medical benefits for Police Officer Brianna Cabano, Badge 2806, assigned to the Second Precinct.” No second the motion failed.

XIV. New Business

Commissioner Burton motion “that the Board of Police Commissioners move to rescind Commissioner Pressley motion to support the Chief on the expansion of License Plate Readers.” No second the motion failed.

Commissioner Bernard motion “that the Board of Police Commissioners accepted Chief Investigator Warfield’s employment status recommendation for Investigator Henry Ellis”. The motion was adopted.

Chairperson Ferguson motion “Pursuant to Section 8(a) of the Open Meetings Act, MCL 15.268 (a) the Chief Investigator’s request for the Board of Police Commissioners to consider periodic personnel evaluation and dismissal of Sanford Kelly, an OCI Police Commissioner Investigator (5:14 p.m.) The motion was adopted.

Reconvene public meeting 6:28 p.m.

Commissioner Moore motion “that the Board of Police Commissioners accept Chief Investigator Warfield’s recommendation for probationary discharge for OCI Police Investigator Sanford Kelly”. The motion was adopted.

VOTE: YES = 6 NO = 2 MOTION: ADOPTED

Yes: Chairperson Ferguson, Vice Chairperson Holt, Commissioners Banks, Burton, Hernandez, Moore
No: Commissioners Bernard, Holley

Chairperson Ferguson motion “Pursuant to Section 8(a) of the Open Meetings Act, MCL 15.268 (a) the Chief Investigator’s request for the Board of Police Commissioners to consider periodic personnel evaluation and dismissal of Joseph Mosley, an OCI Police Commissioner Investigator (6:31 p.m.) The motion was adopted.

Reconvene public meeting 7:27 p.m.

Commissioner Moore motion “that the Board of Police Commissioners accept Chief Investigator Warfield’s recommendation for probationary discharge for OCI Police Investigator Joseph Mosley effective June 2, 2023”. The motion failed.

VOTE: YES = 4 NO = 4 MOTION: FAILED

Yes: Chairperson Ferguson, Commissioners Banks, Hernandez, Moore
No: Vice Chairperson Holt, Commissioners Bernard, Burton, Holley

Commissioner Burton motion “that the Board of Police Commissioners extend the probation period for 60 days for OCI Police Investigator Joseph Mosley”. The motion was adopted.

VOTE: YES = 7 NO = 1 MOTION: ADOPTED

Yes: Vice Chairperson Holt, Commissioners Banks, Bernard, Burton, Hernandez, Moore
No: Chairperson Ferguson

XV. Adjournment.

Chairperson Ferguson adjourned the meeting at 7:42 p.m.