

**Draft Minutes Detroit Board of Police Commissioners**  
**Date of Meeting: Thursday, June 22, 2023 – 3:00 PM**  
**Location: 1301 Third Street, 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.
- III. **Oral Communications / Public Comments.**  
Ms. Bernice Smith and Minister Eric Blount provided public comments.
- IV. **Introduction of Police Commissioners.** A roll call was held, and a quorum was declared.

Detroit Board of Police Commissioners' Membership / Attendance		
	Attend	Not-Attend
Bryan Ferguson, Chairperson	Yes	
Annie Holt	Yes	
Linda D. Bernard, Esq.	Yes	
Cedric Banks	Yes	
Willie E. Bell		Excused
Willie E. Burton		Excused
Lisa Carter	Yes	
Ricardo Moore	Yes	
Jesus Hernandez		Excused
Rev. Jim Holley, PhD.		Excused
QuanTez Pressley	Yes	
Quorum (Yes)	7	

- V. **Chairperson Ferguson** requested the approval of the Agenda for Thursday, June 22, 2023. The motion was accepted and adopted.
- VI. **Chairperson Ferguson** requested the approval of the Meeting Minutes for June 15, 2023, with any corrections. The minutes were adopted as presented.
- VII. **Introductions of Board administrative and investigative staff, Chief of Police, Elected Officials or Representatives**
- VIII. **Chair Report: Chairperson Ferguson** reported on BOPC and DPD activities and provided updates, and reports for the Board and the community.

Chairperson Ferguson read the Detroit Board of Police Commissioners Resolution for the Appointment/Hiring of An Independent Legal Counsel, Consistent with the Detroit City Charter and Past Practice.

**DETROIT BOARD OF POLICE COMMISSIONERS RESOLUTION**  
**FOR THE APPOINTMENT/HIRING OF AN INDEPENDENT LEGAL COUNSEL, CONSISTENT WITH THE DETROIT CITY**  
**CHARTER AND PAST PRACTICE**

**WHEREAS** Detroit City Charter states in part *Sec. 7-804. Staff...The Board may hire, in accordance with Article 6, Chapter 4, such additional staff as is necessary to carry out its duties. All members of the staff are under the direction of the Board...* AND

**WHEREAS** Detroit City Charter states in part *Sec. 7.5-201. Law Department...Client and Representation... For purposes of conducting city business and in the performance of their duties therein, no branch or unit of government, department, agency, elected official or employee required or allowed to receive legal services by law, Charter, ordinance, city policy or contract, may solicit or obtain formal*

*legal advice, or retain services or representation from an outside law firm or attorney, in the execution of their duties, without requesting and receiving the approval of Corporation Counsel, unless expressly allowed by Charter...Nothing in this section is intended to prevent any branch, officer or employee of city government from consulting with legal experts or convening meetings or hearings for the purpose of obtaining information necessary to execute their duties... AND*

**WHEREAS** Both the Detroit Police Department and Detroit City Council appoint and maintain attorneys and full legal teams to support their functions, independent of Corporation Counsel. And, the Board of Police Commissioners has historically maintained an Attorney on staff, and is currently budgeted for an Attorney and Legal Assistant. AND

**WHEREAS** To be effective and maintain the public's trust, the following Charter-Mandated responsibilities of the Board of Police Commissioners require dedicated, independent legal expertise:

- “In consultation with the Chief of Police, and with the approval of the Mayor establish policies, rules and regulations.”
- “Act as final authority in imposing or reviewing discipline of employees of the department;”
- “The Board may subpoena witnesses, administer oaths, take testimony, and require the production of evidence. To enforce a subpoena or order for production of evidence or to impose any penalty prescribed for failure to obey a subpoena or order, the Board shall apply to the appropriate court.”
- In the resolution of complaints, “When a matter is referred to fact finding, the Secretary to the Board and the respondent employee shall attempt to agree upon a person to act as a fact finder. The fact finder must be an attorney.”

**NOW, THEREFORE BE IT RESOLVED:**

**The Detroit Board of Police Commissioners will solicit and hire a Michigan Bar Association licensed Attorney, and the necessary legal support staff, in support of its Charter-Mandated oversight functions and the furtherance of public trust.**

**Commissioner Bernard** moved “to add fully licensed attorney.”

**Commissioner Moore** moved “to accept the resolution as amended for the appointment/hiring of an independent legal counsel consistent with the Detroit Charter and past practice.”

**Commissioner Bernard** moved “to add unlimited bar license with the State Bar of Michigan.”

**Main motion** “The Detroit Board of Police Commissioners will solicit and hire an attorney with a full unlimited license with the State Bar of Michigan and the necessary legal staff in support of its charter mandated oversight functions and the furtherance of public trust.”

**VOTE: YES = 6 NO = 0 MOTION: ADOPTED**

**Yes:** Chairperson Ferguson, Vice Chairperson Holt, Commissioners Banks, Bernard, Moore and Pressley

**Vice Chairperson Holt** moved “to adopt the Secretary’s recommendation to make a tentative offer of appointment to Mr. Drew Fries to the Executive Manager - Fiscal position at a salary of \$90,000. This offer is contingent on the candidate passing the criminal background check and having acceptable references. Any salary negotiated above \$90,000 must have the approval of the Board of Police Commissioners.”

**VOTE: YES = 6 NO = 0 MOTION: ADOPTED**

**Yes:** Chairperson Ferguson, Vice Chairperson Holt, Commissioners Banks, Bernard, Moore and Pressley

**IX. Chief of Police Report: Chief of Police's Summary of CompStat Data and other Crime Information/DPD Information:** Assistant Chief Eric Ewing reported on current CompStat Crime/Statistical Data for Violent Crime and Property; Drag Racing and Drifting and recent critical incidents impacting the DPD and the community.

The following inquiries require responses from the BOPC and/or DPD: **Commissioner Banks** inquired on strategy for Fourth of July. **Assistant Chief Ewing** stated the department will be deploying the evolve system at certain entry locations for the fireworks. **Commissioner Moore** asked the MSP and federal government receive our crime statistics are those the same statistics that the Board receives? Is it vetted through someone with Six Sigma background? **Assistant Chief Ewing** stated yes they receives the same information. He doesn't know if they have Six Sigma certification, but they are well trained and qualified. **Commissioner Bernard** discussed the Bola Wrap device, if the department have the equipment? **Assistant Chief Ewing** stated on the CIT trained officers currently has this device. **Vice Chairperson Holt** asked if the Bola Wrap will be issued to the rest of the department. **Assistant Chief Ewing** stated the department is still vetting the device. **Commissioner Pressley** inquired what tools DPD has for the community to keep them safe during the summer block parties. **Assistant Chief Ewing** stated all block parties requires a permit, and the metal detectors are available to them upon request. **Commissioner Banks** discussed the Bola Wrap and inquired what is it made out of? **Assistant Chief Ewing** stated the wire is made out of Kevlar material.

**X. Oral Communications / Public Comments.**

Mr. Ronald Foster, Mr. Saminer Melton, and Former Commissioner William Davis provided public comments.

**XI. Report from Board Secretary / Communications Submitted to BOPC as incoming information.**

1. BOPC FTE Adopted Budget SOM Michigan Bar Licensure – Saxby
2. MBA Letter 6-13-2023
3. BOPC City Council Comparison
4. Drew Fries Resume
5. Drew Fries Mgr.
6. OA Score Sheet Executive Manager Police
7. OA Score Sheet Executive Manager Police –Fiscal
8. Fiscal Manager Practical Scoresheet
9. Executive Manager Fiscal Interview Scores
10. DPD Precinct Command List for the Community June 2023
11. Correspondence from Chief of Police James E. White Re: Detroit Police Basic Recruit Class 2023-E Graduation to be held Friday, June 30, 2023
12. OCI Sustained Cases January 2022 – March 2023
13. Subpoena of Detroit Police Department Data and Information Memorandum 6-21-2023
14. Board of Police Commissioner Attorney Representation Memorandum 5-25-2023
15. Proposal to Appoint BOPC Analytical Staff 6-21-2023
16. 2022 Annual Report Project Plan
17. Remote Work Flyer FY24
18. Use of Force Data 2017-2022

**Board Secretary Victoria Shah** reported on the DPD Precinct Leaders and thanked Ms. Blossom for creating this document as a publication that will be distributed to the public via GovDelivery the document includes the names and telephone numbers for commanders and captains for each precinct based on DPD last public update. Budget updates the City Council has a larger scope of responsibility than the Board, so this comparison is not to say that the budget and staffing should be equal. However, as we take a look at the Board's ability to effectively support the community and oversight. We must consider compensation. A stipend versus salary does not afford the commissioners to provide full time dedication to this work. This makes the support staff even more critical to get the work of oversight done. However, looking at support staff, each commissioner does not have the dedicated staff like each city council member. Also the average ratio of total budgeted of staff, including OCI to each commissioner is 3 to 1. For City Council, that ratio is 14 to 1 according to the published budget approved by city Council on April 10, 2023. BOPC having a budget of \$3.9

Million for FY2023 and that being cut to \$3.8 Million for FY2024. In contrast, City Council budget was \$13.8 Million for FY2023 and they had an increase to \$15.3 Million for FY 2024. The message of this document is not that the Board needs to level budget and staff to equal City Council. However, the Board does need the increase budget it requested and did not receive for FY2024. The Board needs to fill every position that is approved in the budget to maximize the support for our commissioners who volunteer for these seats and to support the community that this Board is commissioned to support and oversight. Outstanding Report request, in regards to License Plate Readers, the list of agencies that DPD has data sharing agreements have been received. In regards to Citizen Complaint outcomes, I want to clarify that BOPC does received a monthly report with a high level summary of actions taken on sustained cases. The May report was passed to the Board as incoming correspondence last week. I want to clarify that these reports do not give particularly useful insights. They don't show what actions were taken for which case or officer. DPD is having some discussion for improvement to deliver the requested enhance report. In regards to Internal Affairs, the Use of Force Report does not contain the details requested for Internal Affairs Investigations and Force Investigation Reports. Committee Meeting updates there is nothing before Budget, Disciplinary, but it sounds like we might have something for Towing. Personnel & Training the Chair seat is still open, there are three DPD Applicant Appeals outstanding. The Citizen Complaint Committee, chaired by Commissioner Bank is meeting on June 27, 2023 at 5PM to discuss the Citizen Complaint Appeal Process. The Policy Committee, chaired by Commissioner Burton, there is no meeting scheduled at this time, the BOPC Bylaws are still under review by staff, the Parliamentarian proposed language will be presented to the committee and or the Board. The Public Hearing is scheduled for July 13, 2023 on polices 307.8 Gunshot Detection Systems or ShotSpotter SoundThinking and 205.11 Officer-Involved Shooting Investigations. In addition there are eight other policies before the committee at this time. My last update will be staffing updates in regards to the GIS Analyst. The Board does need and has been approved for Analytical Staff for the FY2024 budget. However, the GIS Analyst position as outlined in the budget is not the appropriate skill set for the Board's function as a follow-up Vice Chairperson Holt, Commissioner Hernandez, Mr. Robert Brown, Mr. John Tipton, and Mr. Daryl Conrad as well as myself, met this week to align on the next steps needed for the Board to appoint a BOPC Analyst. Because the amendment to the budget position is required. Staff is looking for approval from the Board to move forward.

The following inquiries require responses from the BOPC and/or DPD: **Chairperson Ferguson** discussed the GIS position.

**Vice Chairperson Holt** moved "to adopt the Secretary's recommendation to make a position amendment to remove the GIS Analyst position and replace it with the TASS II position and begin the recruiting process for a TASS II Worker for Analytics.

**VOTE: YES = 6 NO = 0 MOTION: ADOPTED**

**Yes:** Chairperson Ferguson, Vice Chairperson Holt, Commissioners Banks, Bernard, Moore and Pressley

## **XII. Announcements.**

**Ms. Victoria Shah** announced the following:

**Next Meeting:** Thursday, June 29, 2023, at 3:00 p.m., at Detroit Public Safety Headquarters, 1301 Third St., Detroit, MI 48226.

**Next Community Meeting:** Thursday, July 13, 2023, at 6:30 p.m., the Tenth Precinct will be hosting at Laborers' Local 1191, 2161 West Grand Boulevard, Detroit, MI 48208.

## **XIII. Unfinished Business.**

**XIV. New Business.**

**XV. Adjournment.**

**Chairperson Ferguson** adjourned the meeting at 4:48 p.m.

DRAFT