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CITY OF DETROIT

10 BOARD OF POLICE COMMISSIONERS

11 BOPC VIRTUAL MEETINGJ

12 October 5, 2023 at 3:00 P.M.

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3 CHAIRPERSON PRESSLEY: Good afternoon. It is now 3:00
4 PM and so we will call the session of the Detroit Board
5 of Police Commissioners meeting to order. We'll begin
6 with an invocation that will be offered to us by
7 Commander Chaplain Darren Penson.

8 CHAPLAIN PENSON: We can all bow our heads in the
9 word of prayer. First and foremost, God, we come before
10 you acknowledging that this is the day that you have
11 made, and we shall continuously and rejoice and be glad
12 in it. Now, God, we just ask your blessings upon this
13 meeting. God, we know that the Board of Police
14 Commissioners provide oversight for the officers. We
15 thank you for this Board. But God, we look to you because
16 you provide oversight for all of us. So God, I ask your
17 blessings upon the Board of Police Commissioner meeting,
18 but I also ask your blessing upon these Officer, God. I
19 pray that the badge that they wear, the shield that they
20 wear, that it will enlarge to protect them from seen and
21 unseen danger. We bless you, we glorify you, and we
22 magnify you. It's in the strong name of our Lord and
23 Savior, and we all say amen.

24 COMMISSIONER: Amen.

25 COMMISSIONER BANKS: Wonderful prayer. Wonderful.

1 CHAIRPERSON PRESSLEY: Thank you so very much,
2 Commander Chaplain Penton. At this time, we'll have the
3 introduction of our commissioners from Secretary Shah.

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

5 MS. SHAH: Chair QuanTez Pressley – Here.

6 MS. SHAH: Vice-Chair Jim Holley – Here.

7 MS. SHAH: Commissioner Linda Bernard – Attorney
8 Linda Bernard, District 2, present.

9 MS. SHAH: Commissioner Cedric Banks – Cedric Banks,
10 District 3, present.

11 MS. SHAH: Commissioner Willie Bell – Present,
12 District 4.

13 MS. SHAH: Commissioner Willie Burton –

14 MS. SHAH: Commissioner Lisa Carter –

15 MS. SHAH: Commissioner Ricardo Moore submitted a
16 late excuse.

17 MS. SHAH: Commissioner Annie Holt – Good afternoon
18 at large.

19 MS. SHAH: Commissioner Jesus Hernandez –

20 CHAIRPERSON PRESSLEY: Thank you. There is a quorum
21 present. So at this moment, we'll now move on to the
22 approval of the October 5th, 2023 agenda. I am
23 entertaining a motion to amend the agenda to move the
24 closed sessions of new business and unfinished business
25 to take place directly after the Chief of Police report.

1 Is there a motion to entertain the amendment. Okay. Is
2 there a second?

3 PARLIAMENTARIAN DR. FRANCIS JACKSON: You can do that
4 to unanimous consent if there's no objection, Mr. Chair.

5 CHAIRPERSON PRESSLEY: Thank you. So, is there any
6 objection to that amendment?

7 COMMISSIONER BERNARD: I'd just like discussion. Is
8 that really okay with our staff people who were prepared
9 to report today? Can you defer or is there something that
10 we need to know today? Can you defer your reports to next
11 week?

12 CHAIRPERSON PRESSLEY: I haven't asked. There's
13 nothing in this amended that's asking anything to be
14 pushed to next week. It's just to take the closed
15 sessions and move them up in the agenda directly after
16 Chief of Police report. Any further discussions? Any
17 objection? Alright, now we will move on to the vote of
18 the amended agenda. The agenda as amended. All those in
19 favor please signify by saying aye.

20 COMMISSIONER HOLT: Aye.

21 CHAIRPERSON PRESSLEY: All those opposed Right. The
22 agenda is approved as amended. Onto the approval of the
23 minutes for the September 28th, 2023 meeting. Is there
24 any objection. Hearing no objection those minutes will be
25 approved. I will now move on to the introduction of BOPC

1 staff, the Chief of Police, elected official
2 representatives and community leaders by Secretary Shah.

3 MS. SHAH: Through the Chair. For BOPC staff today we
4 have present Chief Investigator Jerome Warfield, Ms.
5 Theresa Blossom, Ms. Jonya Underwood, Ms. Candace Hayes,
6 Mr. Robert Brown, Mr. Drew Fries, and Ms. Jasmine Taylor.
7 Also joining us today is Supervisor Investigator Ainsley
8 Cromwell. American Sign Language Interpreters are Ms.
9 Yakata and Dr. Stephanie Beatty. We have DPD HR Director
10 Katrina Patillo joining us on Zoom. Don Handyside is our
11 court reporter. Si is providing video and Sergeant Alan
12 Quinn is providing audio. Sitting in for the Chief today,
13 we have Assistant Chief Eric Ewing. For elected officials
14 and representatives, Ms. Marie Overall from State
15 Representative Tyrone Carter's office. Ms. LaDon Davis
16 City Council member Fred Durhal III's office, former
17 Commissioner William Davis, Ms. Fredia Butler, Community
18 Relations President for the Second Precinct, former
19 Commissioner Reginald Crawford, and Ron Thomas, VP of
20 DPOA.

21 CHAIRPERSON PRESSLEY: Thank you. We are so grateful
22 for everyone's attendance here at this meeting, and we
23 hope that it adds to the productivity of the business of
24 the Detroit Board of Police Commissioners. At this time,
25 we now move to the Board of Police Commissioner's

1 Officers Report where I want to remind our colleagues at
2 the last week's meeting, I stated that we would share the
3 notes, the minutes, if you will from our meetings with
4 the mayor. So you should find those notes in your packet
5 behind tab six so that you can have some sense on what
6 has been communicated in our meetings with the mayor.
7 Also, there was some conversations around the status of
8 the Board attorney. I am encouraged to say that we have
9 finally solidified an acting attorney position by someone
10 who is well capable in serving this Board in the efforts
11 and diligence that it requires.

12 CHAIRPERSON PRESSLEY: So we are introducing
13 Stephanie LaBelle as our acting attorney. You'll find all
14 of her credentials also in your packets over 20 years as
15 a prosecutor. She currently serves as the lead of the
16 Clean Slate Project, helping residents have their records
17 to be expunged. But I think the benefit for this Board,
18 one, she has a P number and two she would be independent
19 from the law department. We have communication from a
20 corporation council who has stated emphatically that she
21 will not report to corporation council or any member of
22 the law department during her tenure serving the Board.
23 So, again, listening to what my colleagues have stated as
24 their desire want a sense of independence and a full
25 licensed attorney in the state of Michigan.

1 CHAIRPERSON PRESSLEY: She fulfills both of those.
2 But to be clear this would only be a 90-day trial period
3 so that we might see whether or not it meshes with the
4 work that we're doing and she has the opportunity to do
5 the same. Then after the fact, we'll have an opportunity
6 to enter into a more permanent relationship, if that is
7 indeed the desire of the Board. But I encourage you all
8 to review the documents in there and if you have any
9 questions to have those prepared because we do look
10 forward to having a sitting setting with Stephanie
11 LaBelle and this Board as we move forward with her as our
12 acting attorney.

13 CHAIRPERSON HOLLEY: Motion today.

14 CHAIRPERSON PRESSLEY: No. Is there any questions or
15 comments around either of those items?

16 COMMISSIONER HOLT: Through the Chair.

17 CHAIRPERSON PRESSLEY: Commissioner Holt.

18 COMMISSIONER HOLT: Your last comment. I'm sorry. You
19 said something that made it sound as if, I don't know,
20 the 90 days could go into a year.

21 CHAIRPERSON PRESSLEY: Yeah, it could become, yeah,
22 exactly. Yep. So during this trial period, we have the
23 opportunity again to see if the capacity that we need as
24 an attorney on the Board is actually met with what she
25 contributes to it. If that indeed becomes the case, then

1 we can enter into a more permanent relationship. If by
2 any chance, and I have little faith that this will be the
3 case. But if there's any chance that it does not match,
4 then the Board still has an opportunity to explore other
5 options as it relates to its legal support. Commissioner
6 Bernard.

7 COMMISSIONER BERNARD: I know from the materials you
8 have in the Board pack that Stephanie is the quote,
9 executive director of Project Clean Slate for the City of
10 Detroit Law Department. So she's essentially working for
11 Conrad currently?

12 CHAIRPERSON PRESSLEY: No, she's currently working
13 for the City of Detroit.

14 COMMISSIONER BERNARD: The law department.

15 CHAIRPERSON PRESSLEY: Yeah. No, she's not being paid
16 by the law department. Her position is not under the
17 hierarchy or organization of the law department. But
18 again, this is a, a sticking point in the conversation
19 about the legal assistance that city departments receive.
20 All city departments attorneys have to have some approval
21 or relationship from the law department. That's charter
22 mandated, but she's not under the organization. She's not
23 getting paid by the law department. As the document that
24 you also have from corporation council, she will not
25 report to corporation council or the law department while

1 serving on the Board. Any further questions?

2 COMMISSIONER BELL: Mr. Chair.

3 CHAIRPERSON PRESSLEY: Commissioner Bell.

4 COMMISSIONER BELL: I would hope that this Board take
5 this attorney very, very serious in terms of scrutinized
6 and interaction, because as you all know, we have
7 discharged two pass attorney for the Board, and also that
8 the law department indicated one attorney perhaps
9 exceeded our charter. So therefore, that was a strong
10 recommendation that he was in violation of the charter.
11 So I just want to share that with the Board, enlighten
12 you in reference to where we stand with the legals is.
13 But the Corporation Council Still Corporation Council.

14 CHAIRPERSON PRESSLEY: Yes, sir.

15 COMMISSIONER BELL: Thank you.

16 CHAIRPERSON PRESSLEY: Thank you. To your point,
17 again, there are some very urgent items that sits before
18 the Board that we absolutely need legal opinions on. So,
19 again, I don't want to delay this any further because
20 again, it will be to the Board's benefit to have an
21 attorney that helps us to give clarity on some of the
22 matters that are currently for our business. Commissioner
23 Banks. Commissioner Banks.

24 COMMISSIONER BANKS: Through the Chair. The last
25 attorney we had, he didn't meet the qualifications,

1 right?

2 COMMISSIONER BANKS: No. He did not. He did not have
3 a P number.

4 CHAIRPERSON PRESSLEY: That's not an objective fact.
5 But it is the Board's preference to be comfortable with
6 the attorney who serves the board. But there was nothing
7 upon his resume that suggested that it was illegal or
8 inappropriate. But according to some commissioners was
9 not satisfactory in the work that he was presenting.

10 COMMISSIONER BANKS: Yeah. Alright. I'm all set, Mr.
11 Chair.

12 CHAIRPERSON PRESSLEY: No problem.

13 COMMISSIONER BANKS: I'm all set. Yeah. Thank you.

14 CHAIRPERSON PRESSLEY: Any further questions?

15 COMMISSIONER BERNARD: What's the compensation? Are
16 you going to send us a memo on her compensation?

17 CHAIRPERSON PRESSLEY: Yes, indeed.

18 COMMISSIONER BERNARD: Okay. We're compensating her.

19 CHAIRPERSON PRESSLEY: Yes.

20 COMMISSIONER BERNARD: Where this comes out. So she's
21 working for the Board. We are her client.

22 CHAIRPERSON PRESSLEY: Yes.

23 COMMISSIONER BERNARD: She's not working for the city
24 or corporation council.

25 CHAIRPERSON PRESSLEY: Correct.

1 COMMISSIONER BERNARD: Thank you.

2 CHAIRPERSON PRESSLEY: Any further questions?

3 COMMISSIONER: Overdue. Overdue. Overdue.

4 CHAIRPERSON PRESSLEY: Right. Hearing none, we can
5 now move forward. We will now hear from our Community
6 Impact Report from Secretary Shah.

7 MS. SHAH: Thank you, Mr. Chair. Just to clarify the
8 record, I apologize. We do have for staff here today,
9 Parliamentarian Dr. Francis Jackson as well. I'll be
10 delivering the community impact report today.

11 CHAIRPERSON PRESSLEY: Great.

12 MS. SHAH: So commissioners, when this Board
13 appointed me in March of this year, I committed to
14 establishing a model that will provide more direct
15 support for commissioners and their constituents. I'm
16 very excited to share that the staff is ready to launch
17 that model now as the Commissioner and Community
18 Partnership, for short CCP. Commissioners, if you could
19 please reference the memorandum in the front pockets of
20 your packets. I'll review that information now. We know
21 that each of you serve the community on a volunteer
22 basis, and that you have to balance your Board
23 responsibilities with other life responsibilities. Staff
24 wants to support you in maximizing every moment that you
25 commit to oversight. The CCP support is first being

1 offered to district commissioners. After it is well
2 established, we'll expand it to appointed commissioners
3 as well. Objectives of this support include increasing
4 community education, engagement, and feedback regarding
5 law enforcement oversight, increasing and strengthening
6 BOPC and individual commissioner visibility in the
7 community, delivering customized support based on the
8 unique needs of each commissioner and their constituents
9 and within BOPC's scope, per the City Charter,

10 MS. SHAH: The proposed support assignments are as
11 follows and are definitely open to commissioner feedback.
12 Ms. Theresa Blossom, supporting Commissioner Cedric
13 Banks, District 3 and Commissioner Willie Bell, District
14 4. Ms. Candace Hayes, supporting Commissioner Willie
15 Burton, District 5 and Commissioner Lisa Carter, District
16 6. Ms. Jonya Underwood, supporting Commissioner Linda
17 Bernard from District 2 and Commissioner Ricardo Moore,
18 District 7. Our newest administrative assistant, Ms.
19 Jasmine Taylor, will be assigned once she's completed her
20 onboarding to support the commissioner for District 1
21 once that individual is appointed. CCPs will be available
22 to provide the following support, coordinate support, and
23 attend meetings with community groups such as Black
24 Clubs. Commissioners, we know that you are trying to be
25 everywhere and to connect with your communities as much

1 as possible. CCPs can assist you with schedules and even
2 attend meetings on your behalf, when you're double
3 booked. CCPs can keep track of the community contacts in
4 your scope and can reach out to them on your behalf via
5 email gov delivery, et cetera.

6 MS. SHAH: When community members contact the office
7 to reach a specific commissioner, your CCP will make sure
8 that you get the message and assist with any follow-up as
9 needed. If you need assistance with drafting, compiling,
10 or distributing documents, your CCP can help with this
11 too. That includes motions, proposals, resolutions,
12 certificates, or literature. For those who chair
13 committees, your CCP will provide administrative support
14 for your committee. For example, drafting your agendas.
15 Think about the direct support each council member
16 receives. In some ways this is similar, but on a smaller
17 scale. I hope that all commissioners will take advantage
18 of and find value in this enhanced support for
19 commissioners and the community. CCPs will be reaching
20 out to their assigned commissioners to schedule launch
21 meetings for the week of October 9th to get an
22 understanding of your expectations and your area of
23 focus. Mr. Chair, that concludes the Community Impact
24 Report.

25 CHAIRPERSON PRESSLEY: Thank you. Are there any

1 questions or comments?

2 COMMISSIONER HOLT: Through the Chair.

3 CHAIRPERSON PRESSLEY: Commissioner Holt.

4 COMMISSIONER HOLT: Okay. May I understand why it is
5 At-Large commissioners have not received a CCP?

6 MS. SHAH: At this time, this is a new initiative and
7 because the scope for district commissioners are very
8 clear, because they have district scopes we are starting
9 out with supporting the district commissioners first.
10 Then once the staff gets used to supporting commissioners
11 on an individual basis like that I'm proposing that we
12 then add an appointed commissioner to each of them so
13 they can start to support what those individual
14 commissioners have in their scope as well.

15 COMMISSIONER HOLT: Through the Chair.

16 CHAIRPERSON PRESSLEY: Go right ahead.

17 COMMISSIONER HOLT: May I ask why and what kind of
18 timeline are you projecting as it relates to At-Large
19 being coupled with the CCPs? What kind of timeline?

20 MS. SHAH: I would say a couple months should be
21 sufficient for the staff to get up to speed and be ready
22 to take on an appointed commissioner. But I'm open to
23 feedback as far as that timeline, if we wanted to
24 expedite that and get that assigned right away or more
25 quickly. We're definitely open to that feedback.

1 COMMISSIONER HOLT: Through the Chair.

2 CHAIRPERSON PRESSLEY: Commissioner Holt.

3 COMMISSIONER HOLT: Okay. When I first became a
4 commissioner and trying to figure out where I was in this
5 universe, going from over here from the Ninth Precinct
6 all the way over to the Eighth Precinct. Oftentimes you
7 would have two meetings at the same time on the same
8 dates. For At-Large members to not start on board
9 immediately with the CCP, I personally don't understand
10 the rationale, but I'll be gone so there it is.

11 MS. SHAH: Through the Chair. If I can just add as
12 well. As all the commissioners have today the appointed
13 commissioners can continue to reach out to me for
14 support. I continue to support the entire Board. But we
15 can definitely take back the consideration to onboard
16 staff to support the appointed commissioners more
17 quickly.

18 CHAIRPERSON PRESSLEY: Thank you very much. Is there
19 any further questions? Commissioner Bell.

20 COMMISSIONER BELL: I support partly the initiative
21 in terms of we are elected from a district and we have
22 responsibility to the district. Council, state rep, they
23 have that type of staff and interaction with, we don't
24 have that. But I would ask for the Madam Secretary to
25 designate each district when we meet not just by

1 precinct, but we need to know. Because I don't know West
2 Side, I'm guessing sometimes some location, but I think-

3 CHAIRPERSON PRESSLEY: Bell, can you adjust your mic?

4 COMMISSIONER BELL: Yes, sir. Sort of wobbly here.

5 CHAIRPERSON PRESSLEY: Yeah.

6 COMMISSIONER BELL: Okay. Real quick. Did you get my
7 request?

8 MS. SHAH: I did hear you, but if you could complete
9 it, commissioner?

10 COMMISSIONER BELL: Yes. That we designate our
11 community meeting by district also, not just by the
12 precinct. That would be very helpful in terms of tracking
13 overall. You follow me?

14 MS. SHAH: I do. Through the Chair. Actually, this is
15 a good timing for this recommendation. The staff has
16 taken a look at 2024 schedule of meetings. So that is
17 something that we can take back into consideration for
18 the schedule and propose to the Board a recommendation.

19 CHAIRPERSON PRESSLEY: Thank you. Please let the
20 record show the Commissioner Carter, Moore has joined us.
21 Welcome. Any further questions? Hearing none, we'll now
22 move to the Chief of Police report. AC Ewing.

23 ASSISTANT CHIEF EWING: Thank you. Thank you. Good
24 afternoon.

25 COMMISSIONERS: Good afternoon.

1 ASSISTANT CHIEF EWING: So I'm going to try to keep
2 this as brief as possible. Just a few things I want to
3 let you know about today. Before I get started, introduce
4 one of my staff Leslie Nia, from my staff, Seva. She's
5 the only one here today with me today.

6 CHAIRPERSON PRESSLEY: Welcome.

7 ASSISTANT CHIEF EWING: All right. Getting into the
8 stats itself. Again, I'm going to give the injury update
9 for officers. We currently have three department members
10 who are currently either disabled or recovering at home.
11 One out of the Ninth Precinct and two out of the Eighth
12 Precinct. The first one of the Ninth Precinct was a
13 result of a shooting occurred.

14 COMMISSIONER BERNARD: Can you use your microphone,
15 please, better? Thank you.

16 ASSISTANT CHIEF EWING: Shooting that occurred about
17 a month or so ago in the Ninth Precinct when an officer
18 was injured. These two officers out of the Eighth
19 Precinct were injured during a traffic investigation
20 where they were rear ended. Crime data. As we stand here
21 today, we're still down. Overall crime homicide is down
22 11% currently right now, year to date. Non-Fatal
23 shootings down 9%, robberies up slightly at 3%. Part 1
24 crime is at zero but again, we're looking at if
25 everything stays current to what the where things are

1 right now, we're probably looking at some really, really
2 good numbers coming towards the end of the year.
3 Carjacking down 32%. I can't tell the last time I saw
4 those type of numbers in the City of Detroit. Drag racing
5 we give those stats every week when we come before the
6 honorable Board.

7 ASSISTANT CHIEF EWING: But I just want to talk about
8 a little bit about the year to date stats. We have
9 investigated 474 people, excuse me, 574 persons
10 investigated during drag racing events, thus, for our
11 year to date. Conducted 304 traffic stops, issued 168
12 citations. 356 vehicles were investigated, and we
13 impounded 34. Out of that, there's been 24 felony
14 arrests, 15 misdemeanor arrests, and 13 guns have been
15 recovered. Our mental health stats, as you all know, that
16 we have answered a lot of mental health runs. Currently,
17 in 2023, we're at 12,362, runs calls for service, and we
18 serviced 10,000 of those calls for service. That's a lot
19 of runs in this year of time. That's overall. When I talk
20 about mental health runs, that's just not our CIT unit,
21 that's all the precincts who are responding to those type
22 of runs. Significant events.

23 ASSISTANT CHIEF EWING: You had an fatal shooting
24 that occurred on Sunday, October 1st, 2023, approximately
25 12:44 AM where officers were dispatched to the 10,000

1 block of West McNichols to investigate a fatal shooting.
2 On their arrival, they found the victim suffering from
3 multiple gunshot wounds. He was pronounced dead at the
4 hospital. Later on during the scene investigation, they
5 received a phone call from what they found out later was
6 the actual suspect in this case who wanted to turn
7 himself in. He did so. The investigation into this
8 situation actually resulted in the fact that the suspect
9 himself was in defense of himself. The victim had pulled
10 the gun on the suspect fired at him first, and he
11 returned the fire. The warrant was still submitted to the
12 Wayne County Prosecutor's Office, which was subsequently
13 denied.

14 ASSISTANT CHIEF EWING: Then there was an officer
15 involved shooting you may have heard about October 1st,
16 about 2:30 in the morning. This was at a drag racing
17 location. Officers were conducting a traffic stop on this
18 particular vehicle. The officer was standing in front of
19 the vehicle giving direction to the driver to shut the
20 car off. The driver made the decision to launch forward
21 the officer with the vehicle hitting him. The officer
22 fired several shots and the victim was struck. He's
23 currently still in the hospital as we speak recovering
24 from his injuries. A warrant request for him has been
25 submitted to the prosecutor's office. But as you know,

1 this case is still being uninvestigated by the Michigan
2 State Police. Incident three unfortunately, once again,
3 we're here again. We had a non-fatal shooting of an
4 eight-year-old child on the west side of Detroit in the
5 14,000 block of Snowden.

6 ASSISTANT CHIEF EWING: This again appears to be a
7 situation where gun owners are not taking care of their
8 weapons. This particular case itself had several guns in
9 this house. There were at least four children there. The
10 eight-year-old that was shot, there was a one-year-old,
11 five-year-old, and a six-year-old. Adults were at home at
12 the time. The story is still unclear how it happened, but
13 we do know we do have an eight-year-old who is fighting
14 for his life in the hospital. Again, the message is, and
15 has been all year long, and will always be, if people
16 responsible for these guns and they need to take care of
17 them and put them up if they're going to be gun owners.
18 Some positive stuff, news stories. The Chief's Weekly,
19 excuse me, Walk a Mile Wednesday happened yesterday in
20 the Ninth Precinct at the Edmore Park.

21 ASSISTANT CHIEF EWING: Chief was out there with his
22 Class 2023 H, which will be graduating in October of this
23 month, October 27th. Again, this represents the Chief's
24 initiative to promote fitness and relationships with the
25 community. We have our National Faith and Blue Weekend

1 coming up. Open ceremonies are tomorrow. It kicks off at
2 Corner Park at 1680 Michigan Avenue. It'll be from 12:00
3 PM to 8:00 PM. So come on out and join us with Faith and
4 Blue opening Celebration. The National Faith and Blue
5 Weekend October 7th, which will actually be the start of
6 my 39th year in the Detroit Police Department.

7 COMMISSIONER: Wow.

8 ASSISTANT CHIEF EWING: You go ahead and clap. I'll
9 take that.

10 COMMISSIONER HOLT: What does that [Audio
11 Distortion].

12 ASSISTANT CHIEF EWING: Well again, it'll be the
13 Faith of Blue Weekend. We'll have the Cruise Chill and
14 Grill event. It's unity, prayer, blessing bikes, step off
15 cruise, barbecue will all be available. Please come out
16 and join us. We'll be celebrating this just about all our
17 precincts across the city. That concludes my report,
18 unless anyone has any questions.

19 CHAIRPERSON PRESSLEY: Thank you so very much. Let
20 the record show that Commissioner Hernandez has joined
21 us. Before we open up for questions, once again,
22 congratulations on 39 years.

23 ASSISTANT CHIEF EWING: Well, it'll be starting my
24 39th years.

25 CHAIRPERSON PRESSLEY: Yeah. I can literally say

1 you've been a police officer my whole life.

2 Congratulations. Any questions? Commissioner Banks.

3 COMMISSIONER BANKS: Through the Chair. Blessings to
4 you and your household, AC. I just wanted to a great
5 accomplishment, number 1, 39 years. Okay. Thank you.
6 Milestone. Great accomplishment. Number two, there were
7 two citizens shooting it out. How come the prosecutor
8 didn't issue out a warrant? How was the warrant rejected
9 and you got two citizens out there shooting it out with
10 gunfire?

11 ASSISTANT CHIEF EWING: Commissioner, in the report
12 itself, we found out the individual that we originally
13 thought was a suspect was actually defending himself. So
14 it's a case of self-defense.

15 COMMISSIONER BANKS: Okay.

16 ASSISTANT CHIEF EWING: That's why the warrant was
17 denied.

18 COMMISSIONER BANKS: Michigan got a self-defense law
19 then, right?

20 ASSISTANT CHIEF EWING: Well, I think every state has
21 that.

22 COMMISSIONER BANKS: Okay.

23 CHAIRPERSON HOLLEY: Even the Bible.

24 CHAIRPERSON PRESSLEY: Any further question?

25 COMMISSIONER BANKS: That's right, father. That's

1 right. That's right.

2 CHAIRPERSON PRESSLEY: Commissioner Moore.

3 COMMISSIONER MOORE: Thank you, Mr. Chairman. AC,
4 about a month ago, we heard a news story where it was a
5 young man who was walking down the street, and he had a
6 police encounter that wasn't positive. You spoke on that
7 on TV and you said it was a traffic stop. Can you provide
8 any clarification for that? You stated it was a traffic
9 stop. AC Fitzgerald came and said it was a terry stop.

10 ASSISTANT CHIEF EWING: So if I used the word traffic
11 stop. I was using that in in the context of a stop
12 itself. Whether it was a traffic stop or an encounter,
13 it's a stop itself. So I added. If I mischaracterized it
14 as a traffic stop, but it was a stop.

15 COMMISSIONER MOORE: It is a difference between a
16 terry stop and a traffic stop, you will agree.

17 ASSISTANT CHIEF EWING: Well, there is some
18 differences, actually. When I was talking about the time
19 that he was stopped by the police. It was an
20 investigation that was initiated by the law enforcement
21 officer.

22 COMMISSIONER MOORE: Okay. My second question, I want
23 to begin by thanking Director Patillo. She's doing a lot
24 of heavy lifting on our behalf. We did appoint the
25 direction. She's doing a lot of heavy lifting. But

1 externally, and this is more of comment than the question
2 to you, AC. Externally, the men and women of Detroit
3 Police Department put their lives on the line for us
4 every day to visitors, citizens, and the businesses of
5 our city. Internally, there are some issues. What I
6 understand the women are not being protected within the
7 ranks of the Detroit Police Department. They're being
8 verbally assaulted, they're being administratively
9 assaulted and even sexually assaulted. So, Mr. Chairman,
10 I'll deal with you later so I can elaborate on what I'm
11 talking about. But this is a very severe issue that has
12 come to my attention, and I'll address it with you.

13 CHAIRPERSON PRESSLEY: Well, yeah, the tenor of that
14 is very serious. So I hope we get together with haste.
15 Any further questions? Vice-Chair Holley.

16 CHAIRPERSON HOLLEY: Mr. Chairman, thank you for your
17 report. Let me ask you this. My understanding is with the
18 young man that was shot. The kid. According to my
19 resources to be long, of course, is that several hours
20 took place before the shooting was taken. The shooting
21 was...

22 CHAIRPERSON PRESSLEY: Identified.

23 CHAIRPERSON HOLLEY: Thank you. Identified.

24 ASSISTANT CHIEF EWING: Are you speaking of the
25 eight-year-old, sir?

1 CHAIRPERSON HOLLEY: Yes, son.

2 ASSISTANT CHIEF EWING: There's information that we
3 have. Not several hours. We think there was probably a
4 30-minute delay before the police were called, but we're
5 still looking into that.

6 CHAIRPERSON HOLLEY: Okay. Thank you. Thank you, Mr.
7 Chairman.

8 CHAIRPERSON PRESSLEY: No problem. Commissioner Bell,
9 you have something.

10 COMMISSIONER BELL: Thank you, Mr. Chairman. perhaps
11 just questions for the assistant chief, but also for the
12 staff. We have quite a few victims of crime and we have a
13 victim assistance program. I got a call a couple days
14 ago, I'm a homicide victim and family, and I didn't
15 really know how to respond. I gave them the contact
16 number, but I think we need more information about how
17 that works.

18 CHAIRPERSON PRESSLEY: Duly noted. We can get that
19 information and ensure that it's distributed.

20 COMMISSIONER BELL: Thank you.

21 CHAIRPERSON PRESSLEY: Commissioner Banks.

22 COMMISSIONER BANKS: I got one more important one. I
23 forgot it.

24 CHAIRPERSON PRESSLEY: Go right ahead, commissioner.

25 COMMISSIONER BANKS: I want to thank AC Ewing. I want

1 to thank Chief White. I had an event at my house last
2 month, and Chief White brought all the Detroit police
3 officers out there. The police, the horses, the bomb
4 squad. I appreciate what he did. Can you get that message
5 back to him? I appreciate that from the bottom of my
6 heart, what he did do for me and my family. I greatly
7 appreciate that.

8 ASSISTANT CHIEF EWING: Will do, sir. Thank you.

9 CHAIRPERSON PRESSLEY: Thank you. Commissioner
10 Bernard.

11 COMMISSIONER BERNARD: Just to add my voice to those
12 of my fellow and sister commissioners in terms of
13 congratulating you for 39 years, which to me would just
14 equate to 40, because I'll round everything out to 40
15 years of service to our community and obviously to people
16 who just visit the city of Detroit, supporters of
17 Detroit. Thank you very, very much. I can't imagine
18 what's in your brain in terms of all the scenarios that
19 you've been involved in since you've been here, since you
20 were just a rookie patrol officer and to now being a
21 deputy chief. But I deeply appreciate your service and
22 that of your family in terms of serving our community.
23 Thank you and God bless you and your family.

24 ASSISTANT CHIEF EWING: Thank you so much.

25 CHAIRPERSON PRESSLEY: Alright. Thank you for that

1 report.

2 COMMISSIONER BANKS: Wonderful.

3 CHAIRPERSON PRESSLEY: Thank you for that report. Now
4 we will--

5 COMMISSIONER HOLT: Chair.

6 CHAIRPERSON PRESSLEY: Commissioner Holt.

7 COMMISSIONER HOLT: Thank you, AC Ewing. When you
8 said something about 39 years, I was looking forward. I
9 thought I was going to have to fear the word I'm
10 retiring. I'm so excited that you're determined to hang
11 in here because when I've attended your community summits
12 and I recognize how you treat law enforcers who don't
13 know how to respect citizens, and then demonstrate that
14 lack of respect in those scenarios in front of citizens
15 and how you manage to mention something as simple because
16 it's policy. It's encouraging and the citizens who attend
17 those summits, I'm sure they feel more comfortable
18 knowing that there is someone at your statue who knows
19 how policy should work and that you're ready to bring
20 that to the attention of law enforcement members who you
21 believe could benefit from attending those community
22 summits. So, thank you again. You're supposed to hang
23 around for another 20 years. Thank you.

24 COMMISSIONER BERNARD: 40 years would be great.

25 CHAIRPERSON PRESSLEY: Excellent. Alright. Well, at

1 this time we will now as the agenda has been amended, the
2 Chair will entertain a motion to move into closed session
3 pursuant to section eight(a) of the Open Meetings Act
4 MCL15.268(a) for OCI Chief Investigator Warfield's
5 request for the Board to consider discipline for
6 Supervising Investigator Ainsley Cromwell assigned to the
7 Office of Chief Investigator.

8 MR. AINSLEY: Excuse me, Chair. Under Michigan file
9 law Open Meetings Act, I request an open session. I did
10 not request a-

11 COMMISSIONER BERNARD: Can't hear you session.

12 MR. AINSLEY: I did not request a closed session
13 under the Michigan Open Meetings Act. I'd like to have an
14 open session.

15 CHAIRPERSON PRESSLEY: Duly noted. Because that is
16 your right, we will now enter into open session on this
17 matter. Chief Investigator. Yeah, go right ahead.

18 MR. WARFIELD: Thank you, Mr. Chair and to this
19 honorable Board. I'll read the memo as it is in your
20 packet. September the 14th, 2023 regarding violation of
21 City of Detroit's corrective disciplinary action
22 guidelines and attendance policy. In accordance with the
23 City of Detroit corrective Disciplinary action
24 guidelines.

25 CHAIRPERSON PRESSLEY: One second, Chief

1 Investigator. That's under tab nine, colleague. Go right
2 ahead.

3 CHAIRPERSON HOLLEY: Thank you.

4 MR. WARFIELD: Thank you, sir. In accordance with the
5 City of Detroit's Corrective Disciplinary Action
6 Guidelines and attendance policy, which state in part the
7 City of Detroit corrective disciplinary Action guidelines
8 and attendance policy provide examples of acceptable and
9 unacceptable conduct. On page two in the glossary of
10 terms section, the attendance review program defines the
11 purpose of attendance review is to monitor an employee's
12 absence and tardiness record for a specific period of
13 time. See applicable bargaining agreements, bank time use
14 section instructs this. Employees are required to obtain
15 pre-approval from their supervisors to utilize bank time
16 from the following banks, vacation, department leave
17 days, compensatory time, swing holidays. Moreover, the
18 Office of the Chief Investigator Standard Operating
19 Procedures timekeeping, section two policy states through
20 channels. The OCI Chief Investigators shall approve all
21 OCI staff time for submission, including but not limited
22 to sick and vacation time.

23 MR. WARFIELD: On Wednesday, September the 13th,
24 Supervising Investigator Cromwell signed in his shift at
25 8:42 AM and he signed out at 1:29 PM. At 1:03 PM,

1 Supervising Investigator Cromwell sent an updated detail
2 indicating he was working four hours and using vacation
3 time for four hours. It is important to note in light of
4 the city's corrective disciplinary action guidelines and
5 attendance policy and the Office of the Chief
6 Investigator Standard Operating Procedures, supervising
7 Investigator Cromwell did not directly, indirectly, or
8 through channels request use of vacation time on
9 September the 13th, 2023. I was informed at approximately
10 2:45 PM that Supervising Investigator Cromwell had left
11 the building and was gone for the day. I checked email,
12 Alty Pro, text messages and conferred with the
13 administrative staff to inquire the Supervising
14 Investigator Cromwell requested to use vacation time on
15 September the 13th, 2023. There was no indication
16 Supervising Investigative Cromwell requested to use
17 vacation time.

18 MR. WARFIELD: However, Supervising Investigator
19 Cromwell did inform a supervising investigator that he
20 was taking four hours of vacation time prior to vacating
21 the building. Supervising Investigator Cromwell breached
22 the corrective disciplinary action guidelines and
23 attendance policy as a result of this violation. The City
24 of Detroit's corrective Disciplinary Actions Group three
25 offense, progressive discipline instructs first offense,

1 three-day work suspension, second offense, 10 day work
2 suspension, third offense, 30 calendar day suspension
3 with recommendation for discharge. Examples, AWOL were
4 absent without leave to be absent without leave
5 authorization, leaving work site without authorization
6 slash permission. Therefore, in compliance with the City
7 of Detroit's Corrective Disciplinary Action Guidelines
8 and Attendance Policy and the Office of the Chief
9 Investigator Standard Operating Procedures, I recommend a
10 three-day work, I'm sorry, a three workday suspension for
11 Supervising Investigator Ainsley Cromwell for the
12 violation of the aforementioned policy. Sincerely,
13 Reverend Jerome Warfield, Senior Chief Investigator,
14 office of the Chief Investigator.

15 CHAIRPERSON PRESSLEY: Thank you. Supervising
16 Investigator Ainsley Cromwell.

17 MR. AINSLEY: Thank you through the Board. I'll be
18 very brief.

19 COMMISSIONER BERNARD: Microphone.

20 MR. AINSLEY: Thank you. I'll be very brief. This
21 incident did occur around a month ago. On September the
22 13th, the supervising investigator for the week, which
23 was myself, I sent the attendance to the chief
24 investigator and the other supervising investigators. It
25 is standard practice for the supervisor over the week to

1 do that. He was notified via email at one o'clock that I
2 would be using four hours. It is standard practice even
3 till today that OCI employees can call the front desk and
4 indicate if they're going to take vacation time, sick
5 time, whatever. You don't need approval. You just leave a
6 message to let the supervisor of the week know what type
7 of time you're going to take. The supervisor then sends
8 it to the Chief Investigator and lets everyone know what
9 the attendance is. On that particular day, not only did I
10 notify him via email on the official OCI attendance that
11 I would be taking four hours. I updated the attendance 20
12 minutes later a second time and sent him a second email
13 indicating the OCI official attendance for the day that I
14 would be utilizing four hours of must use vacation.

15 MR. AINSLEY: Okay, you have to use this vacation
16 before September 30th. This was September the 13th. I
17 haven't taken a sick day in two years. I've only taken
18 maybe 15 sick days in 20 years. I am always at work.
19 Every Board of police commission meeting that you see me
20 at in the evening, I'm there on my own time. I must
21 indicate that the very next day the Chief Investigator
22 and myself had a conversation and discussion about this.
23 He advised me of what his expectation was, that I didn't
24 notify him or to get an approval. I did indicate to him
25 that I came to his office after I had sent the emails to

1 update him on the attendance, and he was not available.
2 He was in his office with the door closed. I did a few
3 more things. I sent in a second notification of
4 attendance with my must choose vacation, and I notified
5 my coworkers and my senior investigator who would be
6 working in my stead. Two days later, September the 15th,
7 Chief Investigator Warfield notified an office assistant
8 that he needed myself to work on Saturday to come into
9 the building to let a city contractor in during my off
10 day. I said, no problem.

11 MR. AINSLEY: I attended to the function because I
12 knew it was a necessary need of the office. I went on my
13 own time. He at no point told me that I went unpaid for
14 September the 13th. Not until I got my paycheck that I
15 noticed that four hours was taken from me. Okay. So four
16 hours has been taken from me when the notification for
17 must use vacation was made twice. A month later, I'm here
18 on a disciplinary. Something is very serious when you
19 come before the Board about a disciplinary matter. He has
20 already taken the time. I immediately called Secretary
21 Shah and I requested that, may I meet with her and one
22 commissioner. She wanted to know what the issue was. I
23 told her, we discussed it. She said, let me get back to
24 you. Maybe a few hours later, she indicated that she
25 basically was on Chief Investigator Warfield side.

1 MR. AINSLEY: Then I got notification of this
2 meeting. There is no policy that says that we will
3 immediately take your money that I know of without
4 notifying the employee. I was never notified that that
5 time was going to be taken. Again, I said I was going to
6 be brief, so I'll just end with saying, in 20 years,
7 people have called and gave very verbal notification that
8 they're going to use must use vacation. No one has ever
9 been denied must use vacation. There was no reason to
10 deny the must use vacation. I'm a supervisor. All of
11 those meetings that I attend, I have voluntarily given up
12 my time year after year after year, and for a
13 technicality or a miscommunication. It was just a few
14 weeks ago that Commissioner Warfield sat here when
15 another commissioner told him he needed to be somewhere
16 and he wasn't there.

17 MR. AINSLEY: He just said, communication, error.
18 Sorry about that. But today, when there's a communication
19 error, it's a disciplinary matter. I just want this Board
20 to evaluate the situation fairly and understand my years
21 of service and the time that he took from me. I would
22 like restored. The time that he demanded or directed that
23 I open up the building that same week, two or three days
24 later. I either be compensated for it or recognized in
25 this situation. Thank you for your time.

1 CHAIRPERSON PRESSLEY: Thank you. One question off
2 the bat. Is there any documentation of the communication
3 that you gave to Chief Investigator?

4 MR. AINSLEY: Yes, I have the email with me today. I
5 can provide you with a copy of that email.

6 CHAIRPERSON PRESSLEY: Please.

7 MR. AINSLEY: And the second email I didn't bring,
8 but I can forward that to the board Secretary to
9 distribute to you.

10 CHAIRPERSON PRESSLEY: Thank you. First of all, let
11 the record show that Commissioner Burton has joined us.
12 Commissioner Hernandez.

13 COMMISSIONER HERNANDEZ: Thank you, sir. Through the
14 Chair. Thank you for your time. This question is actually
15 for OCI Chief Investigator. I just want to level set us
16 and get us all on hopefully a similar page here. What is
17 standard practice? I understand the portion of the policy
18 that you read. What's standard practice when it comes to
19 usage of time based on the four categories you mentioned?

20 MR. WARFIELD: Yes, sir.

21 COMMISSIONER HERNANDEZ: After answering that
22 question, what's the actual lead time for you to notify
23 someone?

24 MR. WARFIELD: Yes, sir. The standard practice is for
25 vacation time. You have to make a request to use vacation

1 time, and that request has to be approved. It can be the
2 same day. It could be a week in advance. I want the
3 record to reflect, I have never refused anyone who
4 requested time off, be it vacation time, be it sick time,
5 be it departmental leave time. We work very stressful
6 jobs. When people say, I need to take time off, I do
7 that. I wanted to also be very, very, very clear that you
8 need approval before vacation time is granted. No one in
9 that office, to my knowledge, has ever taken vacation
10 time without requesting approval to take the time first.
11 Sick time, we understand that because you're sick and you
12 inform us that you're sick. We get that. Second thing I
13 want to say just real quick and real clear, is that as it
14 relates to the daily detail that goes out, it is a list
15 that the supervisor of the week compiles. What the list
16 chronicles is, if a person is there, if they're not
17 there, and why they're not there.

18 MR. WARFIELD: That list is typically given out at
19 nine o'clock in the morning is when it's sent. If there
20 are some issues, then it's sent a little bit later. I
21 received the list at a little bit after one o'clock in
22 the afternoon, and it wasn't a request to take time off.
23 It was, I'm taking time, I'm gone. It was even, I'm gone.
24 But it was just a list that I'm taking four hours. But
25 again, the request was never made. I have two

1 administrative staff people sitting right outside my
2 office. Mr. Cromwell and I checked with both
3 administrative staff persons. Mr. Cromwell never came to
4 my office to request or to inform that he was taking that
5 time off. As a result of that, the policy of the city of
6 Detroit, this is not my policy, this is the city of
7 Detroit's policy that you need to request before you just
8 take the time off. As it relates to me taking time from
9 him on his time sheet, here's what happens. Every Friday,
10 I have to go in and approve the time from every employee
11 in my shop.

12 MR. WARFIELD: When I saw eight hours there for the
13 13th of September, and I know that for those hours were
14 not worked and were not approved this time off, it was
15 incumbent on me as his supervisor not to pay him for
16 those four hours because they were not authorized and
17 they were not granted. So that's why that happened at
18 that time.

19 CHAIRPERSON PRESSLEY: Commissioner Hernandez.

20 COMMISSIONER HERNANDEZ: If you don't mind, is this
21 first offense?

22 MR. WARFIELD: This is the first offense, however,
23 according to city policy, again, first offense, and
24 again, this is a city policy. It's three-day work
25 suspension.

1 COMMISSIONER HERNANDEZ: Does the policy state how
2 you handle emergency situations and if you have a limited
3 amount of bank where you could use vacation to apply for
4 an emergency?

5 MR. WARFIELD: The policy does not state that at all.
6 As a matter of fact, I was never notified that this was
7 must use time. It is not on the detail sheet that you
8 would get that he would show you in the email and I was
9 never notified at all that this was must use vacation
10 time. It never came to me.

11 COMMISSIONER HERNANDEZ: Okay. That was my next
12 question. The last question, if you don't mind, is, would
13 you agree that reasonable discretion is typically
14 employed in support of policy when handling these case by
15 case needs for time off?

16 MR. WARFIELD: 100%. Absolutely. Reasonable
17 discretion is employed. However I believe I was
18 reasonable. This was not something I easily done. This is
19 not something that I did at the flip of a hat. I thought
20 about it, contemplated a great deal, had discussions with
21 Mr. Cromwell about it before I wrote it up. It wasn't
22 until after I had that meeting with Mr. Cromwell that I
23 thought that this needed to take place because it sets a
24 very poor precedent for someone who's worked in the
25 office for over 20 years. It sets a horrible precedent

1 for those who are under him and those other individuals
2 who are in the office who understand that. I polled a few
3 people outside of that office. I said, does anyone, have
4 you ever taken vacation time without letting your
5 superior know first? No one said yes. So I'm just saying,
6 this is for me, it's not flippant. It's not minor. But
7 it's something that could have repercussions down the
8 road if we don't follow the City of Detroit's policy.
9 That's therefore a reason. Thank you, sir.

10 COMMISSIONER HERNANDEZ: Thank you so much.

11 CHAIRPERSON PRESSLEY: Alright. Thank you. Vice-Chair
12 Holley.

13 CHAIRPERSON HOLLEY: Thank you, Mr. Chair. Mr.
14 Conwell, if you could please. Thank you, Mr. Chair. How
15 long have you been with the OCI and also, how many times
16 have you been asked to be supervisor in the absence of
17 supervision?

18 COMMISSIONER BERNARD: Correct.

19 MR. AINSLEY: Sir. I've been with the Office of the
20 Chief Investigator and Board of Police Commissioner since
21 1997.

22 CHAIRPERSON HOLLEY: How many years is that because I
23 can't count?

24 MR. AINSLEY: Over 25 years, sir.

25 CHAIRPERSON HOLLEY: The second question?

1 MR. AINSLEY: The second question, I've been in
2 charge in the a in the absence of the Chief Investigator
3 at least two or three different times over those 25
4 years.

5 CHAIRPERSON HOLLEY: I have Mr. Cromwell. I have Mr.
6 Warfield come back.

7 CHAIRPERSON PRESSLEY: Yes.

8 CHAIRPERSON HOLLEY: Mr. Warfield or the Chief
9 Warfield.

10 MR. WARFIELD: Commissioner.

11 CHAIRPERSON HOLLEY: Mr. Chairman, I just can't
12 believe they're taking up my time or your time on this
13 thing.

14 COMMISSIONER BERNARD: Me too.

15 CHAIRPERSON HOLLEY: I just can't believe that I'm in
16 45 minutes on a situation of three days suspension, that
17 leadership of somebody can't handle this. But Mr.
18 Warfield, you mean to tell me after 20 years, it don't
19 mean nothing. It doesn't mean, I understand what the city
20 says. I understand what the law is. I also know what
21 grace is, and you know more about grace more than I do.
22 I'm just asking you, you mean tell me that this could not
23 be handled after 20 years, given just some discretion and
24 say don't do it no more?

25 MR. WARFIELD: Through the Chair. First of all, the

1 only reason—

2 CHAIRPERSON HOLLEY: Chief Investigator Warfield.

3 MR. WARFIELD: The only reason we're standing here is
4 because the law department opined that we come before
5 you. But that was the first thing.

6 CHAIRPERSON PRESSLEY: Suspension for staff has to be
7 approved by the Board.

8 MR. WARFIELD: Second of all, if you look in your
9 packet, I have coached and counsel on other issues. This
10 is not the first issue. I have absolutely coached and
11 counseled on other issues.

12 CHAIRPERSON HOLLEY: [inaudible].

13 CHAIRPERSON PRESSLEY: Allow the Chief Investigator
14 to complete his statement, then I'll allow you to remark.
15 Thank you.

16 MR. WARFIELD: So what I'm bringing before you today
17 is not something again that I took lightly. It's not
18 something that I just made a flippant decision. I
19 considered everything Commissioner Holley, that you said.
20 I think the paperwork that's in your binder reflects
21 that.

22 CHAIRPERSON PRESSLEY: Thank you.

23 MR. WARFIELD: Thank you.

24 CHAIRPERSON HOLLEY: Thanks for your patience with
25 me. I'm sorry but Mr. Warfield, but you've already done

1 what you're asking me to do or to give you permission to
2 do. You're asking us to do what you've already done.

3 CHAIRPERSON PRESSLEY: He's asking for a three-day
4 suspension. I think what you might be referring to is the
5 four-hour dock of pay. So it's a little different.

6 COMMISSIONER BERNARD: It can be refunded.

7 CHAIRPERSON PRESSLEY: Commissioner Moore.

8 COMMISSIONER MOORE: Thank you, Mr. Chairman.
9 Supervisor Investigator, can you step up.

10 COMMISSIONER HOLT: Cromwell.

11 COMMISSIONER MOORE: Cromwell. Yes. You mentioned a
12 Saturday. Okay. Are you a salary employee?

13 MR. AINSLEY: I'm a salary employee, sir.

14 COMMISSIONER MOORE: So a salary employee can get
15 overtime? I'm just asking because I don't know.

16 MR. AINSLEY: There's been some discussion about
17 whether appointees can get overtime. In certain
18 situations they can when authorized or granted
19 permission. That's what I'm hearing. But generally, we do
20 not get paid overtime generally.

21 COMMISSIONER MOORE: Okay. So, but you had an
22 expectation to get overtime?

23 MR. AINSLEY: I'm saying if he was going to take four
24 hours from me and then two days later ask me on my own
25 time do something, I find that very conflicting.

1 COMMISSIONER MOORE: Could you have said no?

2 MR. AINSLEY: I could have said no and I certainly
3 would have said no if he would have informed me on the
4 14th. Oh, by the way, I didn't pay you for September
5 13th, and this is September 15th. Oh, and I need you to
6 go into the office.

7 COMMISSIONER MOORE: This is two separate issues
8 though, mind you. Correct.

9 MR. AINSLEY: They kind of go together because as an
10 employee, when you all want me to come to a meeting, I
11 come, I just do it instantly. But if we're going to be,
12 so, and I think one of the Commers said it, if we're
13 going to be so petty to say, you didn't give me
14 notification, you didn't get authorization when I
15 notified you by email, that I would be off using
16 vacation. There's no reason to deny time there. He hasn't
17 given you that. Why would you deny the time?

18 COMMISSIONER MOORE: I would just say this in
19 closing. I'll give it back to you, Mr. Chairman. The
20 former police chief, James Craig, he and I always battled
21 back and forth. But when it came down to the citizens,
22 when it came down to documentation, yes, he always took
23 care of it. I never had the issues I'm having currently
24 with the current Police Chief, unfortunately. But I say
25 that to say sometimes it's better to just look at issues

1 separately. I look at it as two separate issues. I can't
2 merge the two. So, thank you.

3 COMMISSIONER HOLT: Through the Chair.

4 CHAIRPERSON PRESSLEY: Before we have any further
5 questions or comments, I want to remind you that the
6 staff did request this to be an open session. So I want
7 you to really be deliberative and discerning on whether
8 or not you already have enough information to decide what
9 you want to do on the matter as opposed to continuing
10 this conversation in a public way that doesn't
11 necessarily provide any new or story information.
12 Alright, with that Commissioner Banks.

13 COMMISSIONER BANKS: Thank you. Through the Chair. I
14 read the email. I read the email very clearly, and I
15 respect your 20 years of service, which you have brought
16 Mr. Cromwell and also Chief Investigator, I respect your
17 work ethic and your determination that you have brought
18 to this Board, the goals that you are trying to achieve.
19 I respect that, but did you give him a warning? A warning
20 before you wrote him up? I mean, yeah, before you
21 requested this three-day suspension, was there a warning
22 that came forward? Because he's been with us 20 years. I
23 respect your determination and your work ethic, the goals
24 you're trying to achieve on this Board. I see him. I
25 appreciate you, brother.

1 MR. WARFIELD: Through the Chair. As I stated
2 earlier, and I'll keep it quick. I met with him first
3 before I did the writeup.

4 COMMISSIONER BANKS: Oh, there was a warning?

5 MR. WARFIELD: I met with him first before I did the
6 writeup. The incident happened on the 13th. When I was
7 informed on the 13th, I met with him the very next day
8 which is the next day he was available at work. We sat
9 down, we discussed it in great detail, and then I wrote
10 it up as I am obligated to write it up. I don't have a
11 choice in these matters.

12 CHAIRPERSON PRESSLEY: So I would say there was a
13 consultation, but not a warning. Again, I would say it
14 was not a warning as Chief Investigators trying to
15 communicate, because he's suggesting he was following
16 city policy and city policy as first offense. It doesn't
17 say warning, it say first offense, three day suspension.
18 So it wasn't a warning, it was a consultation. Then he
19 moved forward according to city policy. But we as a Board
20 have our prerogative whether or not we want to move
21 forward with this motion. So I want to ask a question. Is
22 there entertainment to accept? The Chair entertains a
23 motion to accept Chief Investigator's request to place
24 Supervising Investigator Ainsley Cromwell on corrective
25 action suspension with pay for three working days

1 effective--what's the effective date that you might be
2 requesting?

3 MS. SHAH: Through the Chair. Just a correction for
4 the record. I believe the recommendation is without pay.
5 That's what the stated.

6 CHAIRPERSON PRESSLEY: Without pay.

7 COMMISSIONER BELL: Mr. Chairman.

8 CHAIRPERSON PRESSLEY: I'm sorry. Let me try to
9 clarify the motion. So what's the effective date and then
10 we'll have discussion, if there is indeed a motion.

11 COMMISSIONER BERNARD: No.

12 MR. WARFIELD: If there is a motion. I did not put an
13 effective date in the memo. I was going to leave that in
14 the hands of the Board.

15 CHAIRPERSON PRESSLEY: Okay. So if it is the Board's
16 desire, the motion that is potentially being entertained
17 is to accept Chief--

18 COMMISSIONER HOLT: The question is there--

19 CHAIRPERSON PRESSLEY: When the chair entertains a
20 motion is to put the language out there so that you could
21 either make or deny the motion. Okay.

22 COMMISSIONER BELL: Mr. Chairman.

23 CHAIRPERSON PRESSLEY: Commissioner Bell.

24 COMMISSIONER BELL: I cannot be silenced on this
25 particular matter, and I just want this body to know that

1 I agree with Commissioner Holley in terms of, it's not a
2 severe matter. It should not have risen to this level. It
3 could have been administration counsel dialogue. That
4 would've been my approach in this matter. If we as
5 supervisor and I have worked at OCI, we are very
6 flexible, especially dealing with our supervisor who will
7 supervise other folks working with them, conjunction with
8 that.

9 CHAIRPERSON PRESSLEY: So I believe we have a
10 majority consensus from your colleagues to agree with
11 that matter. I'll let the record show that Commissioner
12 Carter has arrived. So again, is there a motion to accept
13 the Chief Investigator's recommendation? Hearing no
14 motion, we will now move forward to our next item. It has
15 been communicated to me that the closed session for Juwan
16 Brown has also now been asked to be an open session as
17 well. Is that your understanding? Okay. Thank you. All
18 right. so with that, this would be what-

19 MS. SHAH: Through the Chair.

20 CHAIRPERSON PRESSLEY: Yes.

21 MS. SHAH: I apologize. Just taking a look at the
22 agenda, the agenda item for police officer Javier Smith
23 is next. Is that what you have?

24 CHAIRPERSON PRESSLEY: Yes. But since that one under
25 my understanding, it's still a closed session, correct?

1 MS. SHAH: Correct.

2 CHAIRPERSON PRESSLEY: I was sequencing these open
3 sessions.

4 MS. SHAH: Okay.

5 CHAIRPERSON PRESSLEY: So that the community doesn't
6 have to keep getting up and going back in.

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

8 COMMISSIONER: Obviously. Mr. Chair.

9 PARLIAMENTARIAN DR. FRANCIS JACKSON: Chairman.

10 CHAIRPERSON PRESSLEY: Yes.

11 PARLIAMENTARIAN DR. FRANCIS JACKSON: I don't know if
12 the Board wants to consider this or not, but there was a
13 request to have the four hours reinstated. I did know if
14 that was an oversight or you just decided not to consider
15 it.

16 COMMISSIONER BERNARD: We didn't approve the removal
17 of the four.

18 CHAIRPERSON PRESSLEY: There was a two separate
19 issue. But there were four hours that were docked from
20 his pay. But I think that's a matter that we can bring
21 back at the next meeting. Is that fine with my
22 colleagues?

23 COMMISSIONER BURTON: Through the Chair.

24 CHAIRPERSON PRESSLEY: Commissioner Burton.

25 COMMISSIONER BURTON: I was looking to raise that

1 under new business, if that's okay.

2 CHAIRPERSON PRESSLEY: It would be new business now.

3 COMMISSIONER BURTON: Well, for new business, I'd
4 like to like for the Board to restore Supervisor
5 Investigator Ainsley Cromwell, four hours that he lost.

6 COMMISSIONER BELL: Second.

7 CHAIRPERSON PRESSLEY: It's properly moved and
8 second. Is there any discussion?

9 PARLIAMENTARIAN DR. FRANCIS JACKSON: Not new
10 business. That's current business?

11 CHAIRPERSON PRESSLEY: Yep.

12 PARLIAMENTARIAN DR. FRANCIS JACKSON: Okay. Thank
13 you.

14 CHAIRPERSON PRESSLEY: Any discussion? Hearing no
15 discussion. All those in favor, please signify by saying
16 aye.

17 COMMISSIONERS: Aye.

18 CHAIRPERSON PRESSLEY: All those opposed. That motion
19 passes. Okay. The motion passes to compensate Supervisor
20 Investigator Ainsley Cromwell the four hours he was
21 docked.

22 PARLIAMENTARIAN DR. FRANCIS JACKSON: Thank you, Mr.
23 Chairman.

24 COMMISSIONER MOORE: Through the Chair. I hope that
25 they get some type of dialogue going on so that we don't

1 have to do this again.

2 COMMISSIONER: Yeah.

3 CHAIRPERSON PRESSLEY: Yeah. I mean that may also be,
4 and I know the policy committee is inundated, but an
5 opportunity for policy to be directed so that doesn't
6 happen again.

7 COMMISSIONER BANKS: Alright. That's right. I just
8 want to see him work it out because I saw the email and
9 it was.

10 CHAIRPERSON PRESSLEY: Excellent. Let's try to
11 continue to be expeditious in this meeting with two more
12 items to take care of. So again, this is relative to
13 Chief White requesting, well the department requesting
14 that the Board considers administrative leave without
15 pay, but with medical benefits for Officer Jawan Brown
16 badge of 563 assigned to downtown services representative
17 for DPD. Is there a representative for DPD on this
18 matter? Okay.

19 COMMISSIONER BERNARD: Are they in the hallway?

20 CHAIRPERSON PRESSLEY: Can someone quickly grab him?

21 COMMISSIONER BANKS: Mr. Chair. It's an open session,
22 right?

23 CHAIRPERSON PRESSLEY: It is an open session.

24 COMMISSIONER BANKS: I thought it was. Which tab?

25 CHAIRPERSON PRESSLEY: Alright, I think it would be

1 under the same tab, right? Is this officer or secretary?

2 COMMISSIONER HOLT: Nine. Under tab nine.

3 CHAIRPERSON PRESSLEY: On tab eight.

4 COMMISSIONER HOLT: Oh, thank you.

5 CHAIRPERSON PRESSLEY: Here with this one moment.

6 MS. SHAH: Mr. Chair, thanks for your patience. There
7 is a possible video to show for this session, and so
8 we're just preparing for it for an open session rather
9 than the closed. Gotcha.

10 COMMISSIONER BELL: Mr. Chairman.

11 CHAIRPERSON PRESSLEY: Yes. Give me some more.

12 COMMISSIONER MOORE: I know it hasn't started yet.

13 But the paper is to be corrected because it's
14 administratively wrong on the subject lines. I asked what
15 to be corrected to the Chief through the secretary and
16 it's wrong. So commissioners, I just want you to be
17 mindful of the paperwork that we received.

18 COMMISSIONER HOLT: Can't hear you.

19 CHAIRPERSON PRESSLEY: Be mindful of the paperwork we
20 received.

21 COMMISSIONER BERNARD: Were you asking that'd be
22 deferred? I'm just hearing that there'd be no action.

23 CHAIRPERSON PRESSLEY: Grammatical errors on the
24 document that we received, there's some inconsistencies.

25 COMMISSIONER BELL: Inconsistencies is better. Mr.

1 Chair.

2 COMMISSIONER BERNARD: Until that's resolved, why are
3 we listening to it and why are we talking about it?

4 COMMISSIONER: That's a good question.

5 COMMISSIONER BERNARD: So it's not timely, you're
6 saying to address this issue?

7 COMMISSIONER MOORE: The issue is the subject line on
8 both one. One has one police officer's name, the other
9 has another police officer's name. I'm not just seeing
10 this today. I brought it up two or three weeks ago. I
11 brought it up to the secretary.

12 CHAIRPERSON PRESSLEY: Is this related to the one of
13 Jawan Brown though?

14 COMMISSIONER MOORE: That's correct.

15 CHAIRPERSON PRESSLEY: You're talking about the
16 interoffice memorandum.

17 COMMISSIONER MOORE: Correct. Date of September 15th.
18 So it might be Jawan Brown, it might be another officer
19 that's mentioning.

20 CHAIRPERSON PRESSLEY: It may be the other officer. I
21 don't know if we have the same document, but the one that
22 I'm looking at. Oh, no, I see what you're saying.

23 COMMISSIONER MOORE: Correct.

24 CHAIRPERSON PRESSLEY: Well, actually those are two.
25 Well, yeah, you're right. Whatever was printed on the

1 backside of that. Seems like they may have recycled
2 paper.

3 COMMISSIONER MOORE: So how do we handle that, Mr.
4 Chair?

5 COMMISSIONER BERNARD: Want to address it or do you
6 want to get it corrected before we address it?

7 CHAIRPERSON PRESSLEY: I think that it is negligible
8 to the decision that we might make as a motion one way or
9 another, but it's up to the body of the will of the
10 Board. Again, he's referring to the interoffice
11 memorandum of the Chief of Police. There's a subject line
12 and then a description of why the Chief is requesting
13 this. But on the back of it, it seems to be another
14 subject line for another officer, but there's no
15 descriptive there. But again, that's up to the will of
16 this Board, whether or not you desire to continue.

17 CHAIRPERSON HOLLEY: Mr. Chairman.

18 CHAIRPERSON PRESSLEY: Vice-Chair Holley.

19 CHAIRPERSON HOLLEY: I'd least I'd like us to move on
20 since we just keep rolling.

21 CHAIRPERSON PRESSLEY: I think we have delayed this a
22 few times, so I think that might be convenient.

23 COMMISSIONER BERNARD: But I think the record has to
24 be correct and the documentation has to be correct.

25 COMMISSIONER BELL: The record has to be correct.

1 COMMISSIONER BERNARD: Yeah, the record is incorrect.
2 If that's part of the record.

3 CHAIRPERSON HOLLEY: So can we do cut that and keep
4 going.

5 COMMISSIONER MOORE: I'd like to hear what the
6 department has to say about it.

7 COMMISSIONER BERNARD: No, the department has to do
8 it.

9 CHAIRPERSON PRESSLEY: Go right ahead.

10 COMMANDER MCGINNIS: I'm sorry. Am I supposed to—

11 CHAIRPERSON PRESSLEY: This is on the matter of Jawan
12 Brown.

13 COMMANDER MCGINNIS: Commander Michael McGinnis,
14 Professional Standards. We're here as the Chief's asked
15 to request that you approve his request to change Officer
16 Jawan Brown's duty status from currently he is suspended
17 with pay to admin, leave without pay, but with medical
18 benefits. This stems from an incident that occurred on
19 September 1st, 2023 at 6:42 PM at the location of 4120
20 Woodward, also known as the Garden Bowl. Officer Brown
21 was on duty when this incident occurred. Officer Brown
22 received and responded to a police run for a disturbance
23 about an individual who was refusing to leave the
24 establishment. When Officer Brown arrived he met with the
25 management who indicated that the individual potentially

1 had a firearm in a bag and was trying to fight the
2 security and was refusing to leave. Officer Brown asked
3 the individual leave several times.

4 COMMANDER MCGINNIS: Then unfortunately, instead of
5 deescalating, Officer Brown escalated the situation,
6 which resulted into an unnecessary use of force which
7 then let rendered the victim in this incident, a Black
8 male, 70 years old, unconscious. That individual remained
9 unconscious for several weeks until he expired on
10 September 21st. This investigation into the actions of
11 Officer Brown or is being handled by the Michigan State
12 Police. On September 26th, they submitted a warrant
13 request to the Wayne County Prosecutor's office, who is
14 currently reviewing the circumstances to determine if any
15 criminal charges are warranted. We do have surveillance
16 video of the incident, and there is body-worn camera
17 footage of the incident. If we could, I guess, play that,
18 that will give you some insight as to what occurred.

19 COMMISSIONER BERNARD: Did somebody tell us what
20 we're looking at? Where and time today and everything.

21 COMMANDER MCGINNIS: It's 6:47 PM that is a scout car
22 pulling up that was occupied by Officer Brown. He was
23 working by himself at the time of this incident.

24 COMMISSIONER BERNARD: Where is this?

25 COMMANDER MCGINNIS: This is at the Garden Bowl. The

1 individual who Officer Brown had an encounter with
2 standing against the railing there talking to security.
3 Okay.

4 [Video Played].

5 COMMANDER MCGINNIS: Excuse me. Can we stop the video
6 for a second, please? I just realized I was expecting
7 this to be closed session. We have not had the
8 opportunity to display this video to the family, and I
9 think it'd be incredibly disrespectful for us to do it in
10 this forum in an open session.

11 CHAIRPERSON PRESSLEY: Agreed.

12 COMMANDER MCGINNIS: Without the family having the
13 opportunity.

14 CHAIRPERSON PRESSLEY: Agreed.

15 COMMANDER MCGINNIS: So with that, I would
16 respectfully request, if I may, that we go into closed
17 session for the video.

18 CHAIRPERSON PRESSLEY: Let's see if we can move
19 forward without the video presentation. If we do see the
20 video that's necessary, then we can entertain whether or
21 not closed sessions should be scheduled for next week.

22 COMMISSIONER BANKS: Yeah. Because we read the
23 paperwork.

24 CHAIRPERSON PRESSLEY: That's exactly what I'm
25 saying.

1 COMMISSIONER BANKS: Should be able to seal it right
2 there, shouldn't it?

3 CHAIRPERSON PRESSLEY: Correct. So let's see if we
4 can move forward without the video and if we do deem that
5 it is necessary then we can schedule it for a time when
6 you're able to provide that information to the family.

7 COMMANDER MCGINNIS: Okay. With that, I would add
8 then some information that's not in the-

9 CHAIRPERSON PRESSLEY: Yes. Go right ahead.

10 COMMANDER MCGINNIS: Some of the comments that were
11 made by Officer Brown to the complainant in the
12 circumstance was I'll light you up. You old. So not going
13 to put my hands on you. Light you the fuck up. I'm sorry.
14 Yeah.

15 CHAIRPERSON PRESSLEY: Please try to use the letter
16 abbreviation.

17 COMMANDER MCGINNIS: I apologize. Break your effing
18 jaw. I can break your effing jaw, knock you the F out.
19 Then there was a moment of haunting. So, with that, we
20 respectfully request you approve the Chief's request.

21 CHAIRPERSON PRESSLEY: All right. Whoever might be
22 representing Officer Brown.

23 MR. FOREST: Good afternoon, Commissioners.

24 CHAIRPERSON PRESSLEY: Afternoon.

25 MR. FOREST: Matthew Forest attorney for the DPOA. I

1 have brought with me and passed out to the Board.

2 COMMISSIONER BERNARD: Microphone.

3 MR. FOREST: Passed out to the Board a memorandum
4 authored by the Chief of Police, James E. White on
5 September the 11th of 2023. At the end of the memo,
6 you'll notice that it is bears his signature. And I would
7 just like to read an excerpt. From that, Officer Brown
8 approached Mr. Vance, who appeared to be intoxicated and
9 provided numerous verbal commands for him to leave the
10 area. Mr. Vance failed to heed heeded to Officer Brown's
11 orders and became verbally combative, physically
12 aggressive and threatening. Ultimately, Officer Brown
13 physically engaged Mr. Vance in order to gain his
14 compliance. In response, Mr. Vance swung at Officer
15 Brown, striking him in the face. Officer Brown countered
16 Mr. Vance's aggression with a hand strikes to Mr. Vance's
17 face, causing him to fall backwards over the sidewalk
18 curb to the street striking the back of his head on the
19 pavement.

20 MR. FOREST: Officer Brown requested EMS after
21 determining Mr. Vance was unconscious. I would indicate
22 that this is certainly a tragedy what happened to Mr.
23 Vance that day. However, the Chief's own words in this
24 memo signed by him indicates that Officer Brown was
25 responding in kind to the aggression and physical actions

1 of Mr. Vance. That is what this department teaches its
2 police to do. According to the use of force continuum,
3 officer Brown was well within that continuum. Certainly,
4 in the heat of the moment your words were used and you've
5 heard those words cherry picked by Commander McGinnis
6 here today. This is certainly a tragedy what happened to
7 Mr. Vance, but to suspend Officer Brown without pay after
8 in a black and white on paper, the Chief of Police has
9 created a memo stating that Officer Brown was simply
10 responding in kind to Mr. Vance's actions is wrong and we
11 have asked you to deny the Chief's request at this time.

12 CHAIRPERSON PRESSLEY: Thank you. Let it be known
13 that we do have an opinion from the law department saying
14 that there is no impediment for this Board to move
15 forward in accepting the Chief's recommendation. Your
16 response, sir?

17 COMMANDER MCGINNIS: I'm sorry, I don't have a copy
18 of that, that memo. What was the date of that memo?

19 CHAIRPERSON PRESSLEY: September the 11th, 2023.

20 COMMANDER MCGINNIS: Okay. Again, I would request
21 that the Board entertain going into closed session to
22 view the video themselves so they can make an assessment.
23 The timing at which things occur can kind of dictate
24 what's appropriate and what's not in relation to use of
25 force

1 COMMISSIONER BURTON: Mr. Chair.

2 CHAIRPERSON PRESSLEY: Commissioner Burton.

3 COMMISSIONER BURTON: I'd like to make a motion that
4 we go into a closed session to watch this video today
5 while commissioners are here.

6 CHAIRPERSON PRESSLEY: So unfortunately, this is why
7 an attorney is so necessary. I just don't know our legal
8 standing to do so if the officer in question has
9 requested an open session.

10 COMMISSIONER BERNARD: Right. You can't do it.

11 CHAIRPERSON PRESSLEY: So that's why I said if you
12 feel like there's a need to watch the video, then
13 postpone it to a later date so that we can get that
14 opinion and then provide the context in order for that to
15 happen is the only way that I think we can reasonably
16 move forward without opening ourselves up to pending
17 litigation. Commissioner Bell.

18 COMMISSIONER BELL: Mr. Chairman, did we entertain
19 Chief White recommendation if the officer requests an
20 open session that we should contact the law department
21 that we comply with that request?

22 CHAIRPERSON PRESSLEY: I'm sorry, say that again.

23 COMMISSIONER BELL: The Chief White recommendation
24 that we contact the law if he want an open session. Did
25 we contact the law department to get their opinion on

1 this matter?

2 CHAIRPERSON PRESSLEY: I'm not completely. So when
3 the Chief asks that we engage this matter in closed
4 session, you're asking did we get an opinion from the law
5 department? Yes, we did. But on the matter of a closed
6 session, it was initially requested as a closed session.

7 COMMISSIONER BELL: Well, if we could clarify this
8 statement, Chairman.

9 CHAIRPERSON PRESSLEY: Hold on. Let me get Secretary
10 Shah.

11 MS. SHAH: If I can just clarify the opinion on this
12 particular matter from the law department, it's an
13 opinion on the Board's decision to grant Chief White's
14 request for the administrative leave without pay. There's
15 not an opinion that has been requested from the law
16 department on how to handle open this to an open session.
17 Initially the request was for this to be a closed
18 session, but per the Open Meetings Act, at any point in
19 the process, the subject in the matter may request the
20 session to be switched to open. So that's what has
21 happened today.

22 CHAIRPERSON PRESSLEY: There is actually an opinion
23 in that at the very last paragraph that says, should the
24 individual not request a closed session? But DPD believes
25 that a closed session is warranted for another reason.

1 BOPC and DPD should notify the law department so that the
2 law department may identify whether there is an
3 alternative, legally permissible reason to enter it into
4 closed session. So again, if we feel like this video is
5 going to be necessary now, our course of action should be
6 to postpone it until we can notify the law department.

7 COMMISSIONER BERNARD: Mr. Chairman.

8 CHAIRPERSON PRESSLEY: Vice-Chair Holley.

9 CHAIRPERSON HOLLEY: I'd like to move that we accept
10 the Chief's recommendation.

11 CHAIRPERSON PRESSLEY: There's been a motion that we
12 move to accept the Chief's recommendation to suspend
13 Jawan Officer Juwan Brown without pay, but with medical
14 benefits. Is there a second?

15 COMMISSIONER: Second.

16 CHAIRPERSON PRESSLEY: It's been properly moved and
17 second. Is there any discussion? Hearing no discussion?
18 Roll call vote.

19 PARLIAMENTARIAN DR. FRANCIS JACKSON: Two thirds.

20 MS. SHAH: Through the Chair.

21 MS. SHAH: Chair QuanTez Pressley – Yes.

22 MS. SHAH: Vice-Chair Jim Holley – Yes.

23 MS. SHAH: Commissioner Linda Benard – No.

24 MS. SHAH: Commissioner Cedric Banks – Yes.

25 MS. SHAH: Commissioner Willie Bell – Yes.

1 MS. SHAH: Commissioner Willie Burton - Yes.

2 MS. SHAH: Commissioner Lisa Carter - Yes.

3 MS. SHAH: Commissioner Ricardo Moore - No.

4 MS. SHAH: Commissioner Annie Holt - Yes.

5 MS. SHAH: Commissioner Jesus Hernandez -

6 MS. SHAH: Mr. Chair, you have 8 = Yes votes and 2 =

7 No votes.

8 CHAIRPERSON PRESSLEY: So that motion passes.

9 COMMISSIONER BERNARD: Mr. Chairman.

10 CHAIRPERSON PRESSLEY: Commissioner Bernard.

11 COMMISSIONER BERNARD: I don't know how we can vote.

12 If a person has requested an open trial, how we can vote

13 to come and make a determination regarding the facts of

14 that case without his ability to have a hearing.

15 CHAIRPERSON PRESSLEY: It's not a trial. It is a

16 hearing. That hearing was your appeal.

17 COMMISSIONER BERNARD: Same thing I'm saying trial or

18 hearing, it doesn't matter.

19 CHAIRPERSON PRESSLEY: But that hearing was just

20 held.

21 COMMISSIONER BERNARD: I'm sorry.

22 CHAIRPERSON PRESSLEY: It was just held.

23 COMMISSIONER BERNARD: No, we had a statement. We

24 haven't heard from the person. We have lots of-

25 CHAIRPERSON PRESSLEY: I'm sorry, Commissioner

1 Bernard. We're going to move forward. We heard from DPD
2 and we heard from his representation and the Board has
3 made its decision. So now the Chair entertains a motion
4 to enter into closed session.

5 COMMISSIONER BERNARD: So he's denied his right to an
6 open hearing.

7 CHAIRPERSON PRESSLEY: He will have to adhere to the
8 Board's accepting of the Chief's recommendation.

9 COMMISSIONER BERNARD: We'll lose this, but that's
10 okay. Go ahead. There are a lot of—

11 CHAIRPERSON PRESSLEY: Entertaining a motion to enter
12 into closed session pursuant, let me get my bearings
13 here. Pursuant to section eight(a) of the Open Meetings
14 Act MCL 15.268(a) the department's request for the Board
15 to consider administrative leave without pay, but with
16 medical benefits for police Officer Javier Smith badge
17 number 5009 assigned to Downtown Services. This is a
18 motion to enter into closed session. It's been properly
19 moved and seconded.

20 COMMISSIONER: Support.

21 CHAIRPERSON PRESSLEY: All those in favor, please
22 signify by saying aye.

23 COMMISSIONER HOLT: Aye.

24 CHAIRPERSON PRESSLEY: All those who opposed.

25 Alright. That motion passes.

1 CHAIRPERSON HOLLEY: We have two recommendations from
2 the Chief, right? Did we talk about that just one.

3 MS. SHAH: This is the last session.

4 CHAIRPERSON HOLLEY: We had two. Just one.

5 MS. SHAH: No, just the one.

6 CHAIRPERSON HOLLEY: Very good. I'm going to ask you
7 because of my speech, I'm asking that you would read it
8 in its entirety in terms of what we are voting on.

9 MS. SHAH: Okay.

10 CHAIRPERSON HOLLEY: Is that okay, Madam Chair
11 parliamentarian. I thank all you for your patience with
12 us in regard to this. This Chairman had to leave early,
13 and so I'm substituting. So I appreciate your patience
14 with us. You're going right back into open session. At
15 this time, the Chair asked to the Secretary to read the
16 motion that that's come before the Board right now.

17 PARLIAMENTARIAN DR. FRANCIS JACKSON: Well, there is
18 no motion in front of the Board right now.

19 CHAIRPERSON HOLLEY: All right. I need to have.

20 PARLIAMENTARIAN DR. FRANCIS JACKSON: Recommendation
21 from.

22 CHAIRPERSON HOLLEY: Yes. I'm asking.

23 COMMISSIONER BELL: Mr. Chairman.

24 CHAIRPERSON HOLLEY: Yes.

25 COMMISSIONER BELL: I move that we accept the

1 recommendation of Chief White for suspension without pay.

2 CHAIRPERSON HOLLEY: Give the name of the person.

3 MS. SHAH: Police Officer Javier Smith.

4 COMMISSIONER BELL: Thank you.

5 CHAIRPERSON HOLLEY: All right. Is there a second?

6 COMMISSIONER HOLT: Second.

7 CHAIRPERSON HOLLEY: It's been supported. Roll call
8 or just say aye.

9 PARLIAMENTARIAN DR. FRANCIS JACKSON: Yes.

10 CHAIRPERSON HOLLEY: Roll call to accept the Chief's
11 recommendation. Madam Chair, Secretary,

12 MS. SHAH: Vice-Chair, Jim Holley – Yes.

13 MS. SHAH: Commissioner Linda Bernard – No.

14 MS. SHAH: Commissioner Cedric Banks – Yes.

15 MS. SHAH: Commissioner Willie Bell – Yes.

16 MS. SHAH: Commissioner Willie Burton – I'm going to
17 abstain this. More information I would like to see. I
18 prefer to see video per se.

19 CHAIRPERSON HOLLEY: We assume that's a most of
20 sustaining will be–

21 PARLIAMENTARIAN DR. FRANCIS JACKSON: No vote.

22 MS. SHAH: The abstention will be recorded as a no
23 vote.

24 MS. SHAH: Commissioner Lisa Carter – Yes.

25 MS. SHAH: Commissioner Ricardo Moore – No.

1 MS. SHAH: Commissioner Annie Holt – Yes.

2 MS. SHAH: Commissioner Jesus Hernandez –

3 MS. SHAH: Mr. Chair, you have 6 = Yes votes and 3 =
4 No votes. Which passes the two thirds.

5 CHAIRPERSON HOLLEY: It does pass.

6 PARLIAMENTARIAN DR. FRANCIS JACKSON: Yes, sir.

7 CHAIRPERSON HOLLEY: Very good. Let the record
8 indicate that it does pass. Thank you so much. This time
9 the Chair recognize oral communication. Mr. Brown. That's
10 on the agenda. How many do we have?

11 MR. BROWN: Good afternoon, Mr. Chair and this
12 honorable Board.

13 CHAIRPERSON HOLLEY: I can't hear you.

14 MR. BROWN: There are 10 speakers as of right now,
15 Mr. Chair.

16 CHAIRPERSON HOLLEY: Very good.

17 MR. BROWN: I'll call those in attendance. Ms.
18 Bernice Smith, followed by Minister. Eric Blount,
19 followed by former Commissioner Reginal Crawford.

20 MS. SMITH: Good afternoon, commissioners.

21 COMMISSIONER: Good morning.

22 MS. SMITH: I'll be very to the point. Yesterday I
23 went to a grocery store and in the meat department, the
24 butcher was so polite. I was very attentive to what he
25 was saying to this customer. He was, yes, ma'am and yes,

1 ma'am. You don't hear too much of that. Anyway, after he
2 was through speaking with her and taking care of her, I
3 asked him, I said, how long have you been at the store? I
4 won't tell you what store. But anyway, he said, I just
5 got here about two months ago. I said, where you from? He
6 said, Virginia. I said, well, welcome to Detroit. In the
7 meantime, he said, well, my parents don't want me to come
8 here because of the crime. I said, oh, baby, it's going
9 to be all right. Don't worry about it. In the meantime,
10 he did tell me that of an experience he did have two
11 weeks ago on his way to work. He was sitting in a Uber
12 car and a woman was the driver.

13 MS. SMITH: He stated that they were stopped by the
14 police. Now, I was really interested in, and then he
15 stated that the police gave her a ticket for some reason.
16 He didn't tell me all of them. But what I'm going to say
17 is he was manhandled, and I didn't like what he was
18 telling me. I said, well, call me tonight, which would've
19 been last night. But I think he was kind of scared. He
20 didn't believe what I was saying. So I didn't hear from
21 him. But I'm going back to the store again and asking him
22 more about what happened to him. Because see, he was
23 quite fearful of it. But what I want to know, where are,
24 oh, Yuan is not here, is he? I want to know who our NPS
25 are in the district. I have a problem in one particular

1 district, and I'm not going to tell you where it is,
2 because my relatives live there. They're barbecuing on
3 the driveway, on the street where the curve is and
4 everything. The other day when I came through there and
5 they had the music blasted and everything. Now is that
6 against the law? You barbecuing on the driveway of where
7 you pull your car in? That's one thing.

8 CHAIRPERSON HOLLEY: That's right. Excuse, I'm so
9 sorry to say to you that your time is up.

10 MS. SMITH: Oh, no.

11 CHAIRPERSON HOLLEY: I'm sorry. I wish we should have
12 more time.

13 MS. SMITH: Don't you dare come near me, because if
14 you talk about him, I'm going to talk about you.

15 CHAIRPERSON HOLLEY: Ms. Smith.

16 MS. SMITH: No, don't help me nothing.

17 CHAIRPERSON HOLLEY: He's trying to be very helpful.

18 MS. SMITH: Don't you help me. Are you the fire
19 department.

20 CHAIRPERSON HOLLEY: Ms. Smith, I need you.

21 MS. SMITH: So you can set your house on fire.

22 MINISTER BLOUNT: Good afternoon, Board. I'm Minister
23 Eric Blount from Sacred Heart Catholic Church. The video
24 we saw today was from September 1st of this year. They
25 stopped it only because the family hadn't seen it, but

1 surely by now, the video Porter Burks murder could be
2 seen by anybody and everybody. Stop using whatever excuse
3 DPD gives you about. There needs to be an investigation.
4 When it's on your side it never fails that you show it
5 right away.

6 COMMISSIONER: Same day.

7 MINISTER BLOUNT: Sorry about that. No, we are not
8 going to accept it. Secondly, if you want some
9 transparency, release the notes from the mayor's meeting.
10 It's in the police commissioner's package. The public
11 should be able to see it as well. But no, I continuously
12 described this Board as corrupt, because every week you
13 entertain DPDs litany of reports that have nothing to do
14 with police officer misconduct. Just today, they started
15 out with injured officers, crime data, drag racing,
16 mental health runs a shooting. None of these have
17 anything to do with police officer misconduct, but you
18 continually allow them to use up this precious time and
19 lift. It's over five o'clock now, and we're still here.
20 So what are your leading indicators of police officer
21 misconduct? Here's a few ideas. How many stops are made
22 by police officers and yet there were no arrest. How many
23 arrest, but there were no charges? How many charges
24 arrest and then the charges are overturned or just
25 ignored, or, I forget the legal terminology for it. But

1 anyway, there's a lot of things you could do as leading
2 indicators. Thank you.

3 MR. BROWN: Mr. Crawford followed by.

4 COMMISSIONER HOLT: To the Chair.

5 MR. BROWN: Followed by Mr. Ronald Foster.

6 COMMISSIONER HOLT: Through the Chair.

7 CHAIRPERSON HOLLEY: Yes, ma'am.

8 COMMISSIONER HOLT: As it relates to video release
9 involving Mr. Porter Burks, according to the Chief's
10 correspondence, we have that video.

11 CHAIRPERSON HOLLEY: Not Madam Chair. Secretary.

12 MS. SHAH: Through the chair. That's correct. This
13 week the Chief's Office did provide a cover letter, which
14 you have in your packets, as well as a flash drive that
15 has some footage from the Porter Burks critical incident.

16 COMMISSIONER BERNARD: So is it the full video or the
17 one with 50 feedback, a hundred feedback.

18 MS. SHAH: It's body worn camera footage. So there is
19 a distance there. In regard to full video.

20 COMMISSIONER BERNARD: When the shots were fired.

21 COMMISSIONER: Mr. Chairman.

22 MS. SHAH: There is coverage there for when the shots
23 were fired. I actually have my secretary report to
24 discuss this. Mr. Chair, do you want to discuss it now or
25 at the time?

1 CHAIRPERSON HOLLEY: What I'd like to do is basically
2 for you to view it and basically and see whether or not
3 the president would like to have this how he wants to
4 handle it. Okay. I think the leadership should be
5 involved in that. As you and the step president, you've
6 also ask Mr. Commissioner Bernard has a great interest.
7 You might want to see where she's involved in it as well,
8 but not now. I do think you need to look at it and see it
9 is what you think that the community really needs and
10 then how should we let the community view it in this
11 session or special session, or when they can come at a
12 certain time. I think you guys need to basically decide
13 how you want to do that. Does that make sense to you?

14 MS. SHAH: It does, Mr. Chair.

15 CHAIRPERSON HOLLEY: Just don't say it because I'm.
16 I'm just saying to you, I think that you and the Chair
17 ought to make sure how you're going to give it to the
18 community. That's all I'm asking.

19 MS. SHAH: Okay.

20 CHAIRPERSON HOLLEY: Okay. Thank you. I'm sorry to
21 hold you up there. Mr. Crawford. You, you up next?

22 MR. CRAWFORD: No problem, sir. I'm a very patient
23 man. Okay. Good evening.

24 CHAIRPERSON HOLLEY: Good to see you. It's been a
25 long time.

1 MR. CRAWFORD: Yes, sir. It's been a while. I've been
2 around and I hear a lot of things and those who know that
3 I know what I know what I know, I know a lot of things.
4 Commissioners, good evening. Where is the civilian
5 oversight? I'm searching. I'm looking for. It appears to
6 be out of sight. Commissioner, today is more about
7 politics, politics, personality, and making it personal
8 as we witnessed during your open session on a personnel
9 matter.

10 COMMISSIONER BERNARD: Microphone.

11 MR. CRAWFORD: Yes, ma'am. When I talk about making
12 it personal, I'm referencing investigations involving
13 former Chief investigator Laurence Akbar, and former
14 board Secretary Melanie White. Let me give you a little
15 history, and Commissioner Holley, you know this. Chief
16 Investigator he was a commissioner back then. Warfield
17 knows this too. During the federal consent decree against
18 Detroit Police Department, the US Justice Department, Ray
19 I'm sorry. At that time, there was a backlog of 2000
20 citizen complaints. It was then Investigator Akbar and
21 Melanie White and a few others in the Chief
22 Investigator's office who cleared up these 2000
23 complaints. Even the US Justice Department commended them
24 and praised them for doing that at that time. The false
25 allegations and lies today that respond these

1 investigations will not yield any criminality or in
2 violation of policy. I believe that, and I can assure you
3 of that.

4 CHAIRPERSON HOLLEY: Your five minutes.

5 MR. CRAWFORD: Let me say this. This is a waste of
6 time and resources of the various agencies involved.

7 CHAIRPERSON HOLLEY: Thank you, Mr.

8 MR. CRAWFORD: DPD.

9 CHAIRPERSON HOLLEY: I'm sorry. Your time is up.

10 MR. CRAWFORD: I understand.

11 MR. BROWN: Mr. Johnson.

12 CHAIRPERSON HOLLEY: I apologize.

13 MR. CRAWFORD: I understand what you said, but I'm
14 going to continue to finish this. The Chief Investigator
15 office, they lack the integrity that.

16 CHAIRPERSON HOLLEY: Mr. Crawford, your time—

17 MR. CRAWFORD: The previous individual that led that
18 office and the Board's Secretary. I am. I am being
19 respectful. So now, Mr. Judge, I have completed my
20 statement and I'll yield to the next person.

21 CHAIRPERSON HOLLEY: Thank you.

22 MR. CRAWFORD: Thank you.

23 CHAIRPERSON HOLLEY: Thank you. Next.

24 MR. BROWN: Johnson followed by Mr. Foster.

25 CHAIRPERSON HOLLEY: Thank you.

1 MS. JOHNSON: Good evening commissioners.

2 CHAIRPERSON HOLLEY: Good evening.

3 MS. JOHNSON: Before September 13th, 2023, when DPD
4 came uninvited onto my property, no one had ever
5 questioned my sanity. Today we really would like you to
6 discuss the formal complaint that I have against the
7 police department for accusing me of self-harm and
8 needlessly alarming my neighbors, my friends, my family.
9 I would like a copy of the police report, which I have
10 been unable to receive. I would also like to know what
11 DPD policies are violated and who specifically can answer
12 the questions of a no evidence warrant issued, resulting
13 in false arrest and illegal detainment, a bench warrant
14 held over three years and not process served, or no
15 evidence of process serving, and what constitutional
16 right is violated when DPD fails to process serve an
17 arrest warrant despite having an address. So, if I can
18 get answers to these questions, I'd appreciate it and
19 given a contact person. Thank you very much.

20 CHAIRPERSON HOLLEY: Miss, before you leave, I'll
21 have waiting for someone to come in. Commander. Hope
22 comes in in a minute and we'll work this out for you. So
23 I got you back on the front, if you would please. We'll
24 take care of that for you in a few minutes. Mr. Foster.

25 COMMISSIONER HOLT: Through the Chair.

1 CHAIRPERSON HOLLEY: I'm sorry.

2 COMMISSIONER HERNANDEZ: Sorry. Through the Chait,
3 I'd just like to acknowledge that we don't have anyone
4 representing DPD.

5 COMMISSIONER BERNARD: Nobody.

6 COMMISSIONER HERNANDEZ: That's concerning.

7 CHAIRPERSON HOLLEY: Yeah. Should be.

8 COMMISSIONER BERNARD: Hope's not here either.

9 COMMISSIONER HOLT: She just left into the...

10 CHAIRPERSON HOLLEY: She went to get someone.

11 COMMISSIONER HOLT: Oh, okay.

12 MS. SHAH: Through the Chair. We do have Supervising
13 Investigator Ainsley Cromwell here. If we wanted someone
14 from OCI to speak with the citizen.

15 CHAIRPERSON HOLLEY: I hear you. Why don't you do
16 that? But I need the law department. Maybe both of them.
17 Maybe you're right. But call her if you can. I saw
18 Commander Hope out there a few minutes ago. So would you
19 go with this young man here, please, madam, if you would,
20 please. If you're not satisfied, you let us know. Okay?
21 Thank you. Thank you for your patience, sir.

22 MR. FOSTER: Good evening. First thing I want to say
23 is remind this Board that it is a board, not a
24 commissioner, not a council. I've never seen any Board
25 that handles so much responsibility, to have so much

1 going on a professional level. Code of ethics, according
2 to the 2022 agreement that you got. The law enforcement
3 code of ethics shall be the basis for governing the
4 behavior of all members of the department and is hereby
5 adopted as follows. As a law enforcement officer, my
6 fundamental duty is to serve the community, to safeguard
7 lives and properties, to protect the innocent against
8 deception, too weak against oppression and intimidation,
9 the peaceful against violence or disorder, and to respect
10 the constitutional rights of all true liberty, equality,
11 and justice. I'll keep my private life unstowed as an
12 example to all and will behave in a manner that does not
13 bring discredit to the agency or me.

14 MR. FOSTER: I'll maintain courageous, calm in the
15 face of danger, scoring or ridiculed, develop self-
16 restraint, and be constantly mindful of the welfare of
17 others. Honestly thought and indeed, in both my personal
18 and professional life, I will be exemplary and obeying
19 the laws and regulations of my department. Whenever I see
20 or hear confidential nature it's confined in me in my
21 official capacity. I would never ask of efficiency or
22 permit per personal feelings, prejudice, political
23 beliefs, aspirations, animosities, or friendships to
24 influence my decision. With no compromise for crime in a
25 relentless prosecution criminal, I will enforce the law

1 courteously and appropriately without fear or favor,
2 modesty, or will, never employ, and unnecessary force of
3 violence and never accepting gratuities. I recognize the
4 badge of my office as a symbol of public face, and I
5 accept it as public trustee held so long as I am true to
6 the ethics of the police service. I will never engage in
7 acts of corruption or bribery, nor will I condone such
8 acts by other police officers or cooperate with all
9 legally-

10 CHAIRPERSON HOLLEY: Time is up. Sir,

11 MR. FOSTER: You all have badges?

12 CHAIRPERSON HOLLEY: Yes, sir. Thank you.

13 MR. BROWN: Mr. Chair, your next speaker will be Ms.
14 Fredia Butler, followed by Ms. Linda Bondon

15 CHAIRPERSON HOLLEY: Ms. Butler.

16 MS. BUTLER: Good afternoon. This is a continuation
17 from last week. Before becoming interim OCI and the
18 secretary, Mr. Akbar was supervisor investigator, and Ms.
19 White was executive manager of policy for the Board of
20 Police Commissioners. You didn't hire and still do not
21 have enough qualified staff to process and close cases.
22 Some of you have decided to fire Mr. Akbar and Ms. White
23 for not working fast enough to close and process new
24 cases. To replace Mr. Akbar and Ms. White, you have hired
25 Ms. Victoria Shah as secretary and Reverend Jerome

1 Warfield as head of OCI. Some of you have even asked Ms.
2 Shah to find something to disqualify Mr. Akbar and Ms.
3 White to keep them from returning to their former jobs.
4 Why? Commissioners. you hired Ms. Shah and Reverend
5 Warfield, who human resource said were not qualified for
6 their positions as OCI and secretary for the Board of
7 Police Commissioners. Reverend Warfield threatened to sue
8 if he didn't keep the OCI position and you caved in.
9 Commissioners, what are you doing? We all will reap what
10 we saw.

11 CHAIRPERSON HOLLEY: Thank you.

12 MR. BROWN: Connor.

13 MS. BROOKS: Good afternoon. This is a continuation
14 from two weeks ago. I'd like to say that the problem that
15 I'm having with the break-ins over a year now are
16 continuously going on. The police have done nothing. They
17 have not questioned these people who are my neighbors on
18 the right and on the left and across the street. Before
19 the robbery started, the boy across the street, I gave
20 his license plate number, his description and everything.
21 He was doing the Jimmy Jam of the locks, taking my locks
22 off, changing my locks. When I get home, I can't get in.
23 So I reported to the police, nothing's done. I've had to
24 have the locksmith come out after I bought a brand-new
25 door in brand new locks from the umpteenth time. On the

1 15th of September, we come home after I had received a
2 gun on the 19th of September, and I couldn't get in my
3 house, and I got a 90-year-old mother.

4 MS. BROOKS: I had to send her away. I fear for her
5 life. I have to protect me and her with no help from the
6 police. None of this had been addressed to these people.
7 None of it. So they continue to do it over and over
8 again. When does it stop? When will they be addressed?
9 One was still right there and said he's going to slice my
10 throat and blow my head up. We called 911, 911 did not
11 come. They did not show up that day. They showed up at
12 1:30 that next morning. It was too late then. These are
13 the same people that said that they have the police in
14 their pockets. I can call and say what I want to say.
15 Nothing's going to be done. My question to you, when is
16 something going to be done? Enough is enough. Really?

17 CHAIRPERSON HOLLEY: Thank you. Reverend Warfield. I
18 thought we had somebody sign this to her last week. I
19 mean, is it something, just a minute, ma'am. Go ahead.

20 MR. WARFIELD: Through the Chair. There is an open
21 complaint with Ms. Brooks, and we have an investigator
22 assigned to her case.

23 CHAIRPERSON HOLLEY: Do you know that he's. Tell her
24 what you just told me.

25 MR. WARFIELD: You have an open CCR and there is an

1 investigator assigned to your case, ma'am,

2 CHAIRPERSON HOLLEY: Have you met that person? Has
3 she met this person that you assigned to her?

4 MR. WARFIELD: I believe the person has reached out.
5 Okay. We will make sure.

6 CHAIRPERSON HOLLEY: Miss, I'm trying to help you.
7 Okay? So just give me just a few minutes if we go get
8 somebody with follow up for you before you leave, okay?
9 We are very much concerned. I just want to make sure you
10 are taken care of, okay? Please. I feel like we get this
11 under control. Okay. Please do that for me, son. Please.
12 Who's next, please?

13 MR. BROWN: Mr. Chair, your next set of speaker will
14 be Mr. Denise Lowes, followed by CAC member. Mr. Scotty
15 Boman.

16 CHAIRPERSON HOLLEY: Commander Hope, did you take
17 care of that out there? Not that, I'm talking about the
18 one out with the lady.

19 COMMISSIONER HOLT: Earlier.

20 CHAIRPERSON HOLLEY: Very good. Thank you. It's your
21 time Mr. Brown. Calling the person again, I interrupt.
22 Mr. Brown.

23 MR. BROWN: Ms. Lowes.

24 MS. LOWES: Good afternoon, Board. Thank you for
25 hearing me. I guess I'm the oddball out today because I

1 don't have a complaint. In fact, I want to say kudos for
2 NPOs at the 10th precinct. We had a problem over in our
3 area with squatters. I was able to contact them and let
4 them know we had reached out to the owners, which were
5 someone out the country that bought the house. we had a
6 team that was going to board it up. But because there was
7 so many people in and out, we just wanted authority to be
8 there to make sure this was a safe transaction. The Tenth
9 Precinct's NPOs came out, walked through the house for
10 us, and allowed us to board it up. We know the weather is
11 about to change with squatters, they're going to start
12 fires. Because it's not their property they don't care.
13 Catching the property on fire and possibly the homes next
14 door. We have a lot of seniors in our area, and our
15 seniors don't need to be worried about being able to come
16 in and out of their homes. I just want to tell them thank
17 you for always being there and that I can call them and I
18 know that they will be there to help us. So that's all I
19 have, and I thank you.

20 CHAIRPERSON HOLLEY: I thank you for being there
21 today. Thank you so much for your comment.

22 MR. BROWN: Mr. Boman.

23 CHAIRPERSON HOLLEY: Mr. Boman. Mr. Boman.

24 MR. BROWN: Mr. Chair, he's still there. So I'll go
25 to the next person.

1 MR. BOMAN: Yes, I'm here.

2 CHAIRPERSON HOLLEY: We got you now. Come on.

3 MR. BOMAN: Okay. There's been a lot going on and
4 they had, you went in and out of closed sessions. So not
5 quite clear went on there. But I really do think that if
6 there are videos that are of issue involving incidents
7 that if it's going to be avail, if it's something that
8 could be an open session, you should put it in open
9 session one. Two the Board of police commissioners should
10 not have to go through a long process in order to view
11 videos of incidents involving officer citizen
12 interactions because they are the oversight of the police
13 department. In fact, they even have subpoena authority if
14 it's needed. So, if BOPC members want to view something
15 privately within the scope of your duties, they should be
16 able to have access to those videos as quickly as anyone
17 else in the police or any member of the police department
18 has access to those videos.

19 MR. BOMAN: The BOPC actually not being part of the
20 police department but being oversight of it. That's my
21 opinion on that. So that was one discussion I heard
22 happening earlier. Then there's a matter of Akbar and
23 White. I think there was actually enough information. I
24 heard it the last meeting, to think that they should not
25 be keeping those jobs. But if there is more information

1 that is needed, then I think one needs to expedite it
2 because this has been going on for months. If the Board
3 needs to insist that the inspector general release
4 information, or at least give us a progress report, I
5 think that would be in order. Thank you.

6 CHAIRPERSON HOLLEY: Thank you.

7 MR. BROWN: Mr. Chair, your next set of speaker would
8 be Ms. Ruby Riley, followed by former Commissioner
9 William Davis.

10 CHAIRPERSON HOLLEY: Thank you, Riley.

11 MS. RILEY: Yes. Evening.

12 CHAIRPERSON HOLLEY: Good evening.

13 MS. RILEY: I'm going to make a complaint about
14 people running the stop sign on Lukes and Fenelon. We
15 need cameras there.

16 CHAIRPERSON HOLLEY: Can you give me that straight
17 again.

18 MS. RILEY: Fenelon and Lukes.

19 CHAIRPERSON HOLLEY: Thank you.

20 MS. RILEY: When I got hit by one car, then this
21 other car today, he going to take and put his finger up
22 and stuff. But I had stopped at a stop sign, but he
23 didn't stop. So we need a camera over here. I'm the
24 active block club president.

25 CHAIRPERSON HOLLEY: You are able to get something

1 done. I mean, you're big time over there. Can you go to
2 the precinct and work it out with them?

3 MS. RILEY: Well, I will. This just happened. Well,
4 one of them happened almost maybe six months ago, and the
5 other one happened today. They're constantly running that
6 stop sign.

7 CHAIRPERSON HOLLEY: I'd like to suggest that you do
8 just that.

9 MS. RILEY: Okay.

10 CHAIRPERSON HOLLEY: Anything else you want to say?

11 MS. RILEY: That'll be it.

12 CHAIRPERSON HOLLEY: Okay. Let us know how it comes
13 out. Okay?

14 MS. RILEY: I will.

15 CHAIRPERSON HOLLEY: Alright. Thank you for being
16 there for us and thank you for allowing me to take some
17 of your time too. I'm sorry.

18 MS. RILEY: Okay.

19 CHAIRPERSON HOLLEY: Commissioner Davis, you're on
20 deck.

21 MR. DAVIS: Good evening.

22 CHAIRPERSON HOLLEY: Good evening.

23 MR. DAVIS: I'd like to say that I find it very
24 troubling. In fact, I even mentioned just to the council
25 about the fact that you all have personnel files that's

1 missing, that someone apparently took. I also find it
2 troubling the fact that there's a number of cases that
3 were, I guess, set aside and nothing's being done with
4 them. I find it very troubling that people are
5 overlooking major infractions of city policy and city
6 rules. I find it troubling that you all could have an
7 employee on the books that you all don't even have to
8 work. I think there need to be a further investigation of
9 what's going on over there and something needs to be
10 done. I think that you should not be reluctant to do
11 something because you like somebody or because somebody
12 is your friend or somebody was doing stuff to help you
13 when they shouldn't have been. That's all I have to say.
14 Thank you.

15 CHAIRPERSON HOLLEY: Thank you so much, former
16 commissioner and everything you mentioned has already
17 been taken care of. Because this troubled us as well. If
18 nothing else comes.

19 MR. BROWN: That was your last speaker.

20 CHAIRPERSON HOLLEY: Thank you so much.
21 Commissioners, you have the agenda in front of you. We do
22 have a presentation, Madam Chair, Secretary.

23 PARLIAMENTARIAN DR. FRANCIS JACKSON: The budget was
24 next on the agenda.

25 CHAIRPERSON HOLLEY: That's the presentation I'm

1 talking about.

2 MS. SHAH: Yes, Mr. Chair. Executive Manager, Drew
3 Fries.

4 CHAIRPERSON HOLLEY: Okay. Thank you. I'm always
5 looking for an older man, but I don't know why. But thank
6 you for being here and your patience as well.

7 MR. FRIES: Vice-Chairman, commissioners of the
8 Board, how's it going?

9 CHAIRPERSON HOLLEY: Good.

10 MR. FRIES: Hoping to walk through how the budget
11 actualized once July and August.

12 MS. SHAH: Through Chair. For the benefit of the
13 commissioners, this presentation is behind tab number
14 four.

15 CHAIRPERSON HOLLEY: Got you.

16 MR. FRIES: Thank you, Secretary. When the Board is
17 ready, we can turn the page to the slide. There we are.
18 Awesome. So the agendas today looking at July actuals,
19 August actuals, the rationale of those numbers,
20 remediation, some of budget accomplishments that we've
21 done with the grace of the Board, some approved changes
22 and then a budget initiatives as we look at the full
23 fiscal year. Turn the page. So here's our actuals for the
24 month of July. We are underspent and that's really due to
25 vacancies for the staff. Then also two matters that

1 include rent or our operating services. So there is the
2 delayed payment for the moral pleasance which is that
3 construction's been delayed. It's an ongoing issue. We're
4 aware of it. Then there's a delay for a payment for our
5 space here in the Department of Safety Building. So
6 that's just a delayed payment from the DPA that will come
7 through. Then that that hole and pay will be filled and
8 smoothed out at that time. Turn the page to August.

9 MR. FRIES: So still underspent in the month of
10 August. This is we were tracking towards being underspent
11 in the beginning of the year and making up for that as
12 the month continued pass in the current fiscal year.
13 These gaps in payers still due to mostly due staff
14 vacancies and those same operating services buckets of
15 remote space and also this bill that we're waiting for,
16 this invoice that we're waiting for on our space here in
17 the Department of Safety. Turn the page. So, again, with
18 this very important issue of making sure that these we
19 are filling these vacancies, progress has been made. We
20 now have a new administrative assistant, a part of the
21 BOPC staff, and then we have candidates in review for
22 several of the BOPC investigators and the analyst. Every
23 month that I speak with you guys, I'm excited to show
24 continued progress on this front. Turn the page.

25 MR. FRIES: Okay. So the debts that I sit at, the

1 executive fiscal manager, has been filled. I'm excited to
2 be here and we have made some progress on some of these
3 initiatives that we've been working on. A stipend
4 analysis. All commissioners stipends have been paid
5 accurately and regularly saved two commissioners. So
6 those commissioners have been identified and payments
7 have been paused to smooth out those moving forward. We
8 are going to track this quarterly. Then also with the
9 help of some cross-functional partners, we have been
10 looking at the compensation class analysis. So
11 administrative assistant, the salary has been adjusted.
12 Office assistant, a title and salary has been adjusted. A
13 legal assistant, there's been a title change. Then the
14 attorney, we have confirmed that there's salary to give
15 up to standards. We could not have made these changes
16 without the approval of the Board.

17 MR. FRIES: So if we turn the pages, we want to
18 highlight the approvals made by the Board through the
19 months of late June, July, and August. This is a part of
20 a greater effort to make sure that we are tracking and we
21 have an exhaustive list of all approvals that have been
22 made by the Board to then make sure that we have tracked
23 any and all salary. People can't just go and change their
24 salaries which has happened in the past. So now here
25 we're going to make sure that we are tracking all salary

1 and title changes moving forward, which only happens
2 through the alignment of the Board. Move to the next
3 page. Other things that we're passionate to be working on
4 now and looking into the future. So the budget amendment
5 recommendation, I'm excited to meet with the Budget
6 Committee next Wednesday. Then from there we will be
7 bringing this to the Board to show our recommendation for
8 how the budget should change before if then left by the
9 Board, bring that to city council.

10 MR. FRIES: There is the budget audit where we're
11 tracking any and all changes to the budget, be it salary
12 change, title change or this, that, and the fourth. We've
13 spoken on that so far. That's an ongoing project. We're
14 coming up on the fiscal year preparation for next fiscal
15 year's budget, preparing for that. The class comp
16 analysis, which is ongoing. Then soon here, looking at
17 the DPDs budget and that analysis. This is what is on our
18 plate, we're excited to do in this year. But broader than
19 that, wanted to open up to the commissioners for any
20 thoughts, considerations, ideas for other stuff that the
21 budget team could be working on.

22 CHAIRPERSON HOLLEY: I appreciate. Again
23 commissioners, you'll be able to ask a question just by
24 raising your hand rather than going around the table if
25 you have a question. Let me ask you this before we get

1 started. I always want to have the answer before I ask
2 the question. I went to law school one day, one class and
3 I dropped out. You always want to have your question know
4 the answer to the question. I want this community know,
5 as far as concerned, as far as this commission this
6 Board, police commissions are, everything is intact. But
7 what I mean by that is, is that there's no malfeasance.
8 There is nothing that basically should give any
9 commissioner or anyone in this city needs to be concerned
10 about anything in this budget that shouldn't be there.

11 MR. FRIES: That's correct.

12 COMMISSIONER: In this budget.

13 CHAIRPERSON HOLLEY: You okay with it Madam, Chair?
14 Can you verify that.

15 MS. SHAH: If we're discussing the current fiscal
16 year, no concerns. We're starting out the year correctly.

17 CHAIRPERSON HOLLEY: Very good.

18 MR. FRIES: From a numbers perspective, things are
19 where they should be.

20 CHAIRPERSON HOLLEY: Very good. Commissioner
21 Hernandez.

22 COMMISSIONER HERNANDEZ: Thank you. Through the
23 Chair. Just a very quick question. I think on slide,
24 well, slides two and three for July and August. You
25 referenced surplus. Specifically, that it was due to just

1 a pending contract and I think Maribel Sans what you
2 mentioned. So what's the actual surplus that we have? Is
3 it year to date?

4 MR. FRIES: Year to date.

5 COMMISSIONER HERNANDEZ: If you remove the contract
6 and the Maribel Sans contract.

7 MR. FRIES: I can get back to you with some specific
8 numbers. But you see the surplus on slide two and the
9 surplus on slide three, it would be the sum of those that
10 is our surplus year to date. So I think that comes in
11 around 68% where we are spent relative to the dollars
12 we've been budgeted in those two months. Although that is
13 underspent, it is to what we've expected to be spent. So
14 to our projections.

15 COMMISSIONER HERNANDEZ: Okay. Yep. Good report.
16 Thank you.

17 MR. FRIES: Absolutely.

18 COMMISSIONER HOLT: Through the Chair.

19 COMMISSIONER HOLT: Commissioner Holt.

20 COMMISSIONER HOLT: Okay. \$91,815 surplus. Now there
21 are plans to exhaust these funds. In other words, they
22 won't go into what our November discussion and therefore
23 sacrifice losing that money.

24 MR. FRIES: There are plans to exhaust these funds in
25 the full year.

1 COMMISSIONER HOLT: Okay.

2 MR. FRIES: From now until June of 2024.

3 COMMISSIONER HOLT: Okay.

4 MR. FRIES: I don't know if they'll be exhausted by
5 November, but the surplus that we have that we have
6 accrued and we'll continue to accrue, will be deployed
7 from some initiative at some time before the end of the
8 fiscal year.

9 COMMISSIONER HOLT: Right. When we go to council
10 again and ask for more money.

11 MR. FRIES: Absolutely. Exactly. So we've looked at a
12 graph before. The large majority, north of 80% of our
13 budget dollars go to our staff. So we still have
14 vacancies, but we've made progress against that. So we
15 will continue to fill our vacancies, make our staff
16 whole, show what we're capable of when we're up to full
17 strength. Then from there ask to continue to grow what we
18 can do.

19 COMMISSIONER HOLT: Thank you Chair.

20 CHAIRPERSON HOLLEY: Commissioner Moore, are you
21 satisfied? You sure.

22 COMMISSIONER MOORE: Crystal.

23 CHAIRPERSON HOLLEY: Commissioner Bell.

24 COMMISSIONER BELL: Mr. Chair, I'm somewhat sensitive
25 to staff to make a statement. I think he's following the

1 lead other staff and others commissioner about
2 allegations that somebody has changed the salary.

3 CHAIRPERSON HOLLEY: Oh yeah.

4 COMMISSIONER BELL: That is not a proven fact. I
5 would hope that the staff and commissioner would get off
6 this soap box from all these allegations back and forth.
7 That is not proper protocol for this body. But we've been
8 on this bandwagon an entire year, as you well know. This
9 Commissioner Holley has stated just last week, there's no
10 factual this allegation. There's an investigation going
11 on. Let the investigation be completed and come forward.
12 We have no timeline to dictate to Inspector General in
13 terms of any information coming forward. It's up to them.
14 They are independent body. Thank you, Mr. Chair.

15 CHAIRPERSON HOLLEY: Thank you so much. It's been a
16 long day. Thank you so much for your time and for your-

17 COMMISSIONER HOLT: Through the Chair.

18 CHAIRPERSON HOLLEY: Yes. I'm sorry. Do you have a
19 question for-

20 COMMISSIONER BERNARD: No.

21 CHAIRPERSON HOLLEY: Okay. I'm sorry.

22 COMMISSIONER BERNARD: I was going to respond to my
23 colleague, but if you don't want me to.

24 CHAIRPERSON HOLLEY: I want you to because I know
25 you.

1 COMMISSIONER BERNARD: No, I'm just going to respond
2 with the facts. We have our own data, but I just don't
3 have to have other people's tell us what our data says. I
4 can read a balance sheet. You can see it perform.

5 CHAIRPERSON HOLLEY: Commissioner, you asked to
6 speak-

7 COMMISSIONER BERNARD: See how salaries have been
8 dispersed. It's in our records.

9 CHAIRPERSON HOLLEY: Commissioner, you asked me did I
10 want you to speak?

11 COMMISSIONER BERNARD: No. Okay. I won't.

12 CHAIRPERSON HOLLEY: You know, so why are you
13 speaking?

14 COMMISSIONER BERNARD: Okay.

15 CHAIRPERSON HOLLEY: I appreciate you being patient
16 with me as well. Let me just move on if you don't mind,
17 to the Secretary's report.

18 MS. SHAH: Thank you, Mr. Chair. For the secretary's
19 report today. Commissioners, if you can please reference
20 your incoming correspondence as outlined in your agenda.
21 In addition, we have some good news regarding the Youth
22 Advisory Panel. Ms. Blossom has been working hard to vet
23 those applications. There are 14 new eligible applicants
24 that have been received by the Board's office, and Ms.
25 Blossom is reviewing those applications, and we'll have a

1 formal report for the Board and the community soon. In
2 regard to outstanding recording requests from DPD, please
3 see in your incoming correspondence, the outstanding DPD
4 request for October 5th, 2023. One of those requests was
5 for the video for the Porter Burks' critical incident. I
6 do want to clarify that that file is too large to email
7 to the commissioners, but any commissioners welcome to
8 visit the Board's office to watch that video if you
9 desire. Staff has reviewed the footage and is considering
10 how to have that published. We'll have further
11 discussions with the Chair about that as well.

12 CHAIRPERSON HOLLEY: And the legal department

13 MS. SHAH: And the legal department. For staffing
14 updates. The amendment that was approved by the Board
15 most recently was for the legal assistant to be removed
16 and replaced with the executive assistant two. In support
17 of legal functions and supporting the oncoming attorney,
18 the Board approved that position amendment on last week,
19 and the amendment is going through the formal approval
20 channels through the various city departments. For open
21 positions, we have open investigator positions on 9-28.
22 The Board voted to accept the investigator Joseph
23 Moseley's resignation, creating an opening. In addition,
24 investigator Pacella Williams submitted for her
25 retirement, which will be effective November 5th, I'm

1 sorry, November 3rd of this year. 52 applicants were
2 received to fill five investigator positions. That
3 includes the openings for Moseley and Williams.
4 Commissioners, you've received all those applications via
5 email on Wednesday and then again today in your
6 electronic packet. The Chief Investigator is screening
7 applicants and will provide recommendations for
8 interviews to the Personnel and Training Committee Chair
9 Holley.

10 MS. SHAH: Feel free to advise if you would like the
11 committee to conduct those interviews or if myself and
12 Chief Investigators should conduct those interviews. In
13 addition, for the BOPC analysts or task position, there
14 are 17 applicants that were received to commissioners.
15 You've also received those applications, and I'm
16 screening those applicants and will provide a
17 recommendation for interviews to the Personnel and
18 Training Committee. Again, those interviews will be
19 either conducted by the committee or by the Secretary and
20 Chief investigator, depending on direction from the
21 Chair. For critical incident debriefs, officer involved
22 shooting as mentioned earlier, took place on October 1st
23 in the area of Lance and Danbury. The Chief's office has
24 not yet advised the Board's office of the date for the
25 Board's debrief as of yet. I did share a couple links to

1 some media coverage on the matter, and as soon as the
2 Board's office receives the date for the debrief, we will
3 share that with the commissioners.

4 MS. SHAH: Lastly, in regard to OCI on last week, the
5 board approved the reopening of 256 cases identified as
6 being closed without full investigation in 2022, OCI's
7 working to facilitate the reopening of those cases. In
8 addition, OCI is prioritizing cases approaching one year
9 from the incident date and more recent cases. OCI is also
10 developing a regular reporting cadence for the board to
11 increase transparency into the inventory on a weekly
12 basis. OCI is also leveraging performance improvement
13 plans and process improvements to increase production to
14 closing two cases per week per investigator. Mr. Chair,
15 that concludes my secretary report.

16 CHAIRPERSON HOLLEY: Okay, Mr. Brown, you want to
17 give announcements, please?

18 COMMISSIONER MOORE: Mr. Chair, before I have a
19 question.

20 CHAIRPERSON HOLLEY: I'm sorry.

21 COMMISSIONER MOORE: In regard to the mayor's
22 meeting, there was an item under action item six or
23 number six, board vacancies. It says DC Hayes is
24 coordinating committee interviews. I saw. So am I
25 understanding that the mayor has appointed DPD to select

1 who they're going to put on this Board?

2 COMMISSIONER MOORE: We know he's got appointments
3 for the vacancy. Right. I'm just saying he has Deputy
4 Chief Franklin Hayes coordinating that.

5 CHAIRPERSON HOLLEY: Yes, he does. Oh, right.

6 COMMISSIONER MOORE: Real quick.

7 CHAIRPERSON HOLLEY: Help me Miss Secretary. My
8 understanding is that Deputy Chief Hayes is doing one
9 part of it, and the mayor's office is doing the
10 appointment part of it.

11 COMMISSIONER MOORE: Understood.

12 CHAIRPERSON HOLLEY: So that's my understanding.

13 COMMISSIONER MOORE: Minister Blount made a comment
14 about. Are these public knowledge?

15 CHAIRPERSON HOLLEY: Yes. In other words, Madam
16 Chair.

17 COMMISSIONER HOLT: Not yet.

18 CHAIRPERSON HOLLEY: The information that we have, we
19 sent it to the mayor. That's what the Chair was talking
20 about. Am I right?

21 COMMISSIONER MOORE: My question is a little
22 different.

23 CHAIRPERSON HOLLEY: I'm sorry. Your question is
24 what?

25 COMMISSIONER MOORE: The information we received in

1 our packets, is this public knowledge? Is this foible?

2 COMMISSIONER BERNARD: None of this.

3 MS. SHAH: The notes will be foible. Some of the
4 documents that we pass in the commissioner packets do get
5 published. If there's anything in particular that a
6 commissioner would like published on the website, we can
7 certainly do that.

8 COMMISSIONER BERNARD: But I think his question was
9 whether these notes, the ones that you printed in, read
10 from the mayor's office, is that going to be on the
11 website?

12 MS. SHAH: They have not been published yet, but we
13 certainly can if that's the desire of the Board.

14 COMMISSIONER BURTON: Mr. Chair.

15 CHAIRPERSON HOLLEY: Yeah. Bernard? Burton, I'm
16 sorry.

17 COMMISSIONER BURTON: Mr. Chairman. We as a Board, we
18 do understand that we do have several vacancies that
19 needs to be filled at the Board. But also want to just
20 keep in mind for my colleagues and also for board staff
21 that when we start doing the interviewing process,
22 interviewing different to bring on additional staff, is
23 that ought to go before the subcommittees. Then from the
24 subcommittee comes out to the full Board to weigh in. I
25 believe a corporation council has spoken to that before.

1 Commissioner Bell. I think you remember the language from
2 that, if you don't mind.

3 COMMISSIONER BELL: Mr. Chairman, that the
4 corporation council cautioned us to delegate certain
5 authorities to the Board, I mean to the staff in terms
6 of, so there's opinion. We have to review that and we
7 should do that before we yield to that type of interviews
8 that are taking place that they suggested delegating that
9 authority, this opinion that we have received in the
10 past.

11 COMMISSIONER BURTON: Mr. Chairman just to
12 furthermore what Commissioner Bell said as well?

13 CHAIRPERSON HOLLEY: A little louder.

14 COMMISSIONER BERNARD: I'm not aware.

15 CHAIRPERSON HOLLEY: You got a couple minutes,
16 please.

17 COMMISSIONER BURTON: Thank you. Just to weigh in a
18 little bit further on that is that we have had a process
19 where I think things came before subcommittees and they
20 work their way out of committee into the committee as a
21 whole. I'd just like it if we continue to stay on that
22 course. It seemed like it's a practice that's
23 recognizable with other Boards and other voting bodies.
24 Thank you.

25 CHAIRPERSON HOLLEY: So let it be noted. Commissioner

1 Burton's comment and let the Chair know that that's good
2 concern.

3 MS. SHAH: Okay. Yes, Mr. Chair.

4 COMMISSIONER BURTON: My concern is this, as I look
5 at notes, is that I think that that we ought make sure
6 that the mayor office should know that we are basically
7 want to distribute those notes in the leadership meeting.
8 I think that ought to be, because obviously you don't
9 want to just do something that basically we are trying
10 to—we want to be transparent, obviously. But I think that
11 all those meetings that we have with the mayor are really
12 for leadership and trying to make some decisions before
13 we come back here. I think the Chair ought to have that
14 conversation about the mayor remarks being published.

15 COMMISSIONER HERNANDEZ: Thank you. Through the
16 chair. There are three, I think, separate items that were
17 now mixing. I think what Commissioner Burton was
18 referencing, and I don't mean to speak for him was in
19 regard to the investigator positions, the staff positions
20 that are available and open. From what I'm understanding
21 from Commissioner Bell, there's some level of guidance
22 from Corporation Counsel that was provided in the past.
23 But I think the request, correct me if I'm wrong, is to
24 actually pull that guidance that was given to us so that
25 we can determine where those interviews should take

1 place, whether it's in committee or if staff is delegated
2 to do it or not.

3 CHAIRPERSON HOLLEY: Very good.

4 COMMISSIONER HERNANDEZ: I just wanted to clarify
5 that.

6 CHAIRPERSON HOLLEY: I appreciate that. I appreciate
7 it very much. If all hearts and minds are clear, I'd like
8 to move on.

9 COMMISSIONER BERNARD: Go ahead, move on.

10 CHAIRPERSON HOLLEY: So announcements.

11 MS. SHAH: Yes, Mr. Chair. For our announcements
12 today, the Board's next meeting is on October 12th at
13 6:30 there will be a community meeting. The seventh
14 Precinct is hosting at St. John Presbyterian Church at
15 1961 East Lafayette. Then the November community meeting
16 is Thursday, November 9th at 6:30 PM. The Sixth Precinct
17 will be hosting at New Providence Baptist Church at 18211
18 Plymouth Road in Detroit. There are two committee
19 meetings scheduled for October so far. The Policy
20 Committee meeting is scheduled to meet on Monday, October
21 9th at 5:00 PM here at Detroit Public Safety Headquarters
22 and will also be available on Zoom. The Budget Committee
23 meeting is scheduled for Wednesday, October 11th at 5:00
24 PM here at Detroit Public Safety Headquarters and on
25 Zoom.

1 CHAIRPERSON HOLLEY: Thank you. New business.

2 COMMISSIONER MOORE: Mr. Chairman, just a quick
3 question.

4 CHAIRPERSON HOLLEY: Yeah, I'm sorry.

5 COMMISSIONER MOORE: Where will these meetings be
6 held? Will they be held upstairs or down here?

7 MS. SHAH: Those meetings will be held on the third
8 floor. One will be in this room, I can't remember which
9 one. The other will be in the Woodward room across the
10 hall. So when residents and commissioners come in, if
11 it's not readily apparent which room we're in and we will
12 definitely share that on the meeting announcement.

13 COMMISSIONER BERNARD: Signs.

14 MS. SHAH: Then security can also assist with
15 directing individuals, but we'll be here on the third
16 floor.

17 COMMISSIONER MOORE: Alright. Thank you.

18 CHAIRPERSON HOLLEY: Thank you. Any other questions.
19 Commissioner Bell.

20 COMMISSIONER BELL: Thank you, Mr. Chairman. We have
21 spent a whole lot of time talking about overtime issues.

22 I want to say that when your Chairmanship and
23 Commissioner Ferguson and myself met with the mayor and
24 he approved overtime exempt, and we went through HR
25 process walk her through that whole process. It was not a

1 casual type thing, and they had to monitor. We went by
2 that criteria. I just want to get that on the record. We
3 all have had in the city of Detroit through Covid
4 backlog. Wayne County prosecutor, you name it, backlogs.
5 So this is not unique to Detroit, I mean, for this Board.
6 So we shouldn't hit off that bandwagon talking about
7 what's the reality. I just want to pose one question to
8 the Board Secretary and Chief Investigator. What is the
9 criteria for administration closure without doing an
10 investigation? You don't have to respond now. You can
11 respond at a later date. The clock is ticking. Thank you.

12 CHAIRPERSON HOLLEY: Did you hear? I don't think they
13 understood.

14 MS. SHAH: So to my understanding, the question is,
15 what is the criteria for an administrative closure to
16 close a case without investigating it?

17 COMMISSIONER BELL: Yes.

18 MS. SHAH: We'll check into that and provide the
19 board a response.

20 COMMISSIONER BELL: Thank you.

21 CHAIRPERSON HOLLEY: In new business?

22 COMMISSIONER BURTON: For new business, Mr. Chairman.
23 I'd like to move that give our Detroit residents
24 additional 15 seconds for public comments with these
25 matters that come before—

1 CHAIRPERSON HOLLEY: Is that a motion?

2 COMMISSIONER BURTON: I move that going forward, that
3 we give citizens of Detroit additional 15 seconds for
4 public comments especially for those that have technology
5 challenges.

6 CHAIRPERSON HOLLEY: Okay. Is there a second? Hearing
7 no second, the motion fails.

8 COMMISSIONER BURTON: The parliamentarian was trying
9 to—

10 PARLIAMENTARIAN DR. FRANCIS JACKSON: I was just
11 going to say this is amending a standing rule and without
12 previous notice, it would require two thirds to be
13 adopted. But it wasn't second.

14 CHAIRPERSON HOLLEY: Right. At this time, old
15 business, unfinished business. Okay. Not. The chair
16 recognizes a motion to adjourn.

17 COMMISSIONER MOORE: So moved.

18 CHAIRPERSON HOLLEY: All in favor say aye.

19 COMMISSIONER: Aye.

20 CHAIRPERSON HOLLEY: Opposed? Thank you.

21

22 (Meeting Adjourned 5:45pm)

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2 STATE OF MICHIGAN)

3)

4 COUNTY OF WAYNE)

5

6 RECORDER'S CERTIFICATE AND NOTARIZATION

7

8 I, Donald Handyside, Court Recorder, do
9 hereby certify that on October 5, 2023 at 3:00p.m.,
10 I did record the Detroit BOPC meeting, the same
11 being later reduced to typewriting and that the
12 foregoing is a true and accurate transcription of
13 said electronic recording taken at such time and
14 place.

15 I further certify that I am not related to
16 or employed by any party of this cause or their
17 respective counsel.

18

19



20

DONALD HANDYSIDE (CER 1464)

21

Notary Public

22

My Commission Expires: 5/6/2027

23

24

25

DBOPC
10/05/2023

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