

Draft Minutes Detroit Board of Police Commissioners
Date of Meeting: Thursday, March 11, 2021 – 3:00 PM
Location: Zoom Virtual Meeting Platform

- I. **Chairperson Willie Bell called the BOPC Board Meeting to order at 3:00 p.m.**
- II. **Invocation.** Chaplain Jim Clark provided the invocation.
- III. **Introduction of Police Commissioners. A roll call was held, and a quorum was declared.**

Detroit Board of Police Commissioners' Membership / Attendance	Attend	Not-Attend
Willie E. Bell, Chairperson	Yes	
Annie Mae Holt, Vice-Chairperson	Yes	
Linda D. Bernard	Yes	
Darryl D. Brown	Yes	
Shirley A. Burch	Yes	
Willie E. Burton	Yes	
Lisa Carter	Yes	
William M. Davis	Yes	
Jesus Hernandez	Yes	
Jim Holley	Yes	
Martin Jones	Yes	
Quorum (Yes)	11	

- IV. **The Board approved the Agenda for Thursday, March 11, 2021.**

Motion: Commissioner Burch **Second:** Commissioner Hernandez **Discussion:** None

Yes: Chairperson Bell, Vice-Chairperson Holt, Commissioner Bernard, Commissioner Brown, Commissioner Burch, Commissioner Carter, Commissioner Hernandez, Commissioner Holley, and Commissioner Jones.

No: Commissioner Burton and Commissioner Davis.

VOTE: **Yes = 9** **No = 2** **Motion: ADOPTED**

- V. **Chairperson Bell called for any corrections to the Meeting Minutes for March 4, 2021. After no corrections were submitted, the minutes were approved.**

Motion: Vice-Chairperson Holt **Second:** Commissioner Jones **Discussion:** Commissioner Davis said “I voted No on the agenda, it indicated I voted Yes. I said the only reason why I voted Yes, if it conforms with our Bylaws, which it didn’t. Our previous agenda was out of conflict with our Bylaws. Commissioner Burton, indicated the same. Commissioner Bernard indicated in favor with those corrections.

VOTE: **Yes = 11** **No = 0** **Motion: ADOPTED**

- VI. **Introductions of Board administrative and investigative staff, Chief of Police, Elected Officials or Representatives.** Newly appointed Human Resources’ Director Katrina Patillo briefly introduced herself and thanked the Board for the warm welcome.

- VII. **Chair’s Report.** Chairperson Bell acknowledged all the participants that participated in the Public Roundtable Discussion Panel last week the feedback has been excellent. Chairperson Bell thanked Commissioner Holley for initiating the event and his commitment and thanked Interim Board Secretary Melanie White and her team who worked extremely hard to pull together the panel. Chairperson Bell stated in part, “It is time for Detroiters to take a

stand and maintain accountability. Two young people were victims of gun violence because of the failure of the parents to secure weapons in the household. We have been promoting gun locks and safety. It is quite obvious some people are not getting the message. I hope those two young people survive. There is no excuse for this to continue to happen over and over again. It is preventable, if you have a firearm the tool to use is a gun lock, it is no cost to you. We have been promoting free gun locks, it is available to you. If there is any way that we can be helpful to you with gun safety the 2000 officers in Detroit are more than willing to assist you." I attended a press conference with Chief Craig about the number of shootings at uniformed and plain clothes police officers. It is alarming. At the end of the day, no matter where you work everyone wants to go home safe, they should not be put in harm's way attempting to serve the City of Detroit.

VIII. Resolution. Commissioner Bernard read the resolution protesting shooting at police officers.

**RESOLUTION AGAINST CRIMINAL FIREARM
THREATS AND SHOOTINGS OF POLICE**

WHEREAS As the supervisory oversight body for the Detroit Police Department, the Board of Police Commissioners respects and appreciates the men and women who serve in law enforcement and willingly make countless sacrifices to protect and serve our community; and

WHEREAS Chief James Craig held a news conference on Monday, March 8, 2021 to announce and express concern about four cases in less than a week where people fired or pointed guns at police officers. Chief Craig cited anti-police rhetoric and the pandemic in emboldening a trend of such attacks against police in general and in causing a surge in Detroit. Last year, there were 12 incidents where people fired or pointed guns at police officers, while 2021 already has six incidents; and

WHEREAS Detroiters want an end to violence and are deeply troubled whenever police officers are criminally threatened, menaced, targeted, or attacked in the performance of their duties to uphold the peace and protect the public. Because police officers serve as a line of protection against criminals, including violent perpetrators, any escalation in violence against officers implies a greater risk not only for them but also for the community. Detroiters see this surge of attacks as abnormal, and are concerned it shows an inherent disregard and disrespect for human life whenever someone deliberately threatens or uses gunfire against trained and armed police; and

WHEREAS Detroit is a city with strong police-community relations and a steadfast respect and appreciation for the law and for the brave men and women who serve as police officers. In creating the Board of Police Commissioners in the 1974 Charter, generations of residents have worked to build and maintain a Police Department that reflects the community's goals and priorities for public safety. As the Board and the people of Detroit have supported peaceful, Constitutional protests against police brutality anywhere, we also strongly condemn criminal threats and attacks against police officers in Detroit and other cities.

**NOW THEREFORE
BE IT RESOLVED**

The Detroit Board of Police Commissioners affirms its support of the men and women of the Detroit Police Department. The Board urges all community leaders and residents to stand against criminal threats to police officers and, in the best interests of Detroit police and the public, work together to end this surge in incidents where people are pointing guns or firing at police officers.

Vice-Chairperson Holt moved to adopt the resolution protesting shooting at police officers. **Commissioner Jones** seconded. Discussion. None.

Yes: Chairperson Bell, Vice-Chairperson Holt, Commissioner Brown, Commissioner Burch, Commissioner Burton, Commissioner Carter, Commissioner Davis, Commissioner Hernandez, Commissioner Holley, and Commissioner Jones.

No: Commissioner Bernard.

VOTE: Yes = 10 No = 1 **Motion: PASSED**

IX. Chief of Police Report: Chief of Police's Summary of CompStat Data and other Crime Information/DPD Information:

Deputy Chief Elaine Bryant represented Chief James E. Craig and reported on officers injured in the line of duty; current CompStat Crime/Statistical Data for Violent Crime and Property; Protest Activities; COVID-19 impacts, and recent critical incidents impacting DPD and the community. See attached Meeting Transcripts for more information.

Category	Prior Day	Prior 7 Days	2021 YTD	2020 YTD	Change	% Change	
Criminal Homicides*	0	9	53	47	6	13%	▲
Sex Assaults*	1	8	109	130	-21	-16%	▼
Aggravated Assaults*	15	180	1,788	1,397	391	28%	▲
- Non-Fatal Shootings*	2	11	143	85	58	68%	▲
Robberies	9	39	246	399	-153	-38%	▼
- Carjackings	0	6	36	32	4	13%	▲
Part I Violent Crime	25	236	2,196	1,973	223	11%	▲
Category	Prior Day	Prior 7 Days	2021 YTD	2020 YTD	Change	% Change	
Burglaries	3	39	615	1,023	-408	-40%	▼
Larcenies	13	120	1,592	2,442	-850	-35%	▼
Motor Vehicle Thefts	4	48	893	1,172	-279	-24%	▼
Part I Property Crime	20	207	3,100	4,637	-1,537	-33%	▼
Total Part I Crime	45	443	5,296	6,610	-1,314	-20%	▼

Department's Updates for the past week: The Department confiscated 110 handguns, 20 long guns, and made 185 felony arrests. **COVID-19:** 18 Members are currently quarantined, 13 Members whose last test was positive. As of today, the Department has vaccinated 43% of its essential members. There was a protest yesterday that originated out of Wayne State University. The Black Student Union was demonstrating and encountered some agitators. There were approximately 150 protesters that marched through Midtown and returned back to their destination, the protest ended without any significant incident. Drag Racing and Drifting Initiative is a major concern of the community, in addition to the Department's regular proactive measures regarding Traffic Enforcement and Patrol Officers patrolling the hotspots. The Department has created a task force, utilizing commercial auto theft with outside partners to include Michigan State Police, as well as the Sheriff's Department whom will partner to tackle this huge initiative.

Deputy Chief Bryant also shared updates regarding two children who were injured this week by accidental gunfire. Both incidents occurred in the 11th Precinct, one child is stable condition and the other child is in critical condition and we will continue to pray for their recovery. Both weapons were not secured in the home, and Child Abuse is handling both cases and could possibly issue charges. On February 17, 2021, the Department held a press conference in front of the 11th Precinct announcing that gun locks are available for anyone who needs them. Gunlocks are available citywide. The NPOs are willing to deliver the gun locks to anyone that may need them along with the Department offering safety tips and presentations to anyone to ensure public awareness.

Director Christopher Graveline assigned to Professional Standards Bureau reported on officer-involved shootings that occurred over the past week. **Officer-Involved Shooting Incidents:** The first one occurred last Monday morning when the homicide fugitive traveled to Detroit from Cincinnati, a suspect in three homicides in Cincinnati. The conducted further investigation and apprehended the individual. The next investigation occurred at a gas station, where a perpetrator walked in with an AR 15 assault rifle, pointed it at several people within the gas station and then left. Further surveillance and investigation occurred resulting in one shot taken by our Detroit Police Officers, resulting in a non-fatal injury. Also, the officers began to render aid and the perpetrator will recover from his injuries. **Protests:** The protest investigations are still processing where a number of the complainants have not cooperated as of this date. There are approximately nine open investigations at this time.

Commissioner Bernard inquired about the gentleman that was shot, and whether he was taken in for mental health purposes since he was trying to kill himself and had not hurt anyone at that point. **Director Graveline** indicated that he was brought in front of the court and does not believe the court ordered him to have any mental health assistance at that time. **Commissioner Bernard** said, "I believe that you would be aware of the fact that the Federal Court in Detroit dismissed the lawsuit that the city had brought against the protesters with prejudice, so it cannot be re-raised saying that it was groundless and baseless etc. The Federal judge wrote an extensive opinion. I am concerned obviously about what is happening with officers. I have asked my colleagues on the Board to support an initiative for a gun buyback program. We are only reactive, we are not being proactive with respect to this

problem. I believe that people will turn in weapons if they can get money for them. I think, women, mothers and wives, in particular, will do it, if I saw my son's gun I am going to turn it in to get the money. I think as a Commission, and as a community, we have to have proactive solutions to these issues and that is clearly one. The 125 people that you arrested with a gun, that's 125 felony cases that have to go through the system. 125 imprisonments which is going to cost, all of us a lot more money in the long run, than a gun buyback program. I am very concerned about this, and I am equally concerned about the resolution that I read. We have to protect the community as well as the police. That resolution addresses the concerns of the police and rightfully so, but there are some concerns with the community, we have all seen video of police officers holding guns on nine year olds, etc."

Commissioner Davis inquired about the incident of the gun being pulled on an officer and whether the individual was in uniform. **Director Graveline** expressed the officer was not in uniform and in his privately owned vehicle. **Vice-Chairperson Holt** inquired if a community wanted to provide an opportunity for residents to receive gun locks what is the process. **Deputy Chief Bryant** shared that either Commander Kyra Hope or the local precinct could facilitate the request. **Commissioner Davis** inquired about police-involved car crashes and whether officers are required to wear seatbelts stating that sometimes it appears as if the officers are not wearing their seatbelts based on some of the injuries. **Deputy Chief Bryant** emphasized that all Department members are required to wear our seatbelts, and there was only one incident where the officer was actually at fault. **Commissioner Burch** suggested posting the relevant laws in public areas and collaborating with the Wayne County Sheriff's Department perhaps even to change the hours of police monitoring the streets. **Commissioner Burch** also requested the Department to consider perhaps using different shifts to show more police presence, perhaps changing hours using all law enforcement partnerships. **Deputy Chief Bryant** indicated the Department rotates its hours based on the needs of what is occurring in the city, noting that many of the units do not have stable hours, they actually rotate. **Commissioner Holley** requested more information about the protest, and volunteered one of his facilities which is centrally located to do a joint venture between the Department and the church to give away gun locks. **Commissioner Holley** suggested that if Chief of Police Craig becomes interested in the gun buyback program, Commissioner Holley has raised approximately \$40,000 towards that effort. **Deputy Chief Bryant** indicated Commander Kyra Hope would be the person to speak with to facilitate giving away gun locks. **Commissioner Jones** expressed he has been actively involved in working with the gun lock program. There is a rally and a march this Saturday. One of the gun clubs is hosting this event. Commissioner Jones stated that that he would be directly involved in that effort and hopefully, the event could receive some police presence to further impact the point that we need to get people to secure their weapons.

PRESENTATION(S) TO THE BOARD: A. BOPC Budget 2021-22

- B. Board Process for Conducting Recruitment and Selection of Board Personnel**
- C. Chief of Police Annual Report**
- D. DPD Downtown Services**

A. MOTION TO ACCEPT THE BOARD OF POLICE COMMISSIONERS BUDGET 2021-2022

Motion: Vice-Chairperson Holt **Second:** Commissioner Burch **Discussion: 2021-22: Agency CFO James George**
stated the Board's Budget Hearing is next week before the City Council and he addressed several highlights of the budget. The number of positions are the same as Fiscal Year (FY) 2021 and the budget decreased approximately \$94,000 from fiscal year 2021 to 2022. **Commissioner Burch** indicated the Chaplains of the DPD do not receive a stipend, and requested for the 100 Chaplains to receive a stipend for their valuable service. **Chairperson Bell** responded Chaplains and Detroit Police Reserves (DPR) are all volunteer, noting there is a long standing commitment they make to the community and that the funding is not available within the Board's Budget. **Commissioner Bernard** questioned stated, "I understand that we send our proposed budget, then the Mayor sends in his recommendations and as a result we have \$94,362 that has been removed from our budget. Is that correct from the proposed budget?" **ACFO George** responded part is correct and explained the difference of \$94,362. In Fiscal Year 2021 the budgeting methodology was all the positions at the maximum rate. There is a minimum and maximum for each position. When taking the maximum rate and multiplying by 85%, that was the budget for the salaries and benefits for the employees. But in this fiscal year, the City reviewed the line items and salary rates, and based on the proposed amounts on actual salaries plus increases. That is the basis for fiscal year 2022 budget, so the difference between last year 2021 was a little bit over budgeted, in terms of salaries. But in this fiscal year the City is going with the actual salary. **Commissioner Bernard** requested additional clarity regarding \$110,000 difference, noting the actual salary versus the budgeted salary. **Commissioner Brown** expressed one of the things he was concerned about was whether the Board received some information in the packet concerning salaries and people that are working out of class. Does the budget depict the salaries of those individuals working out of class at that pay rate, or is there going to be money in the budget left for people that may have to work out of class? **ACFO George** indicated the way that the out of class works is you have to have a vacant position which you have existing salary not distributed to anyone, so that would cover for out of class pay. **Commissioner Brown** stated "So you are saying the position has to be vacant to put people in, out of class situations and then we just draw from that money from those positions that are not filled." **ACFO George** indicated that was his understanding, noting you have to have a position or a higher title that the lower title is working. They both cannot be on the same title.

Commissioner Holley inquired if the Board wanted to give staff a raise is that something that can be done, citing that staff have been working hard all year, and should receive a raise. **ACFO George** expressed it was his understanding that the Commission wanted to give a pay raise to the employees, the civil service employees, would have to go through their Performance Evaluation process, and then a review at what is in the budget would occur to know what could be granted to each of these employees. The appointees, the Commissioners have the privilege or the freedom to determine based on what is in the budget, and that can be done through human resources. **Commissioner Holley** expressed his concern that the Board fully utilize all funds within its budget. **Chairperson Bell** expressed that is our primary concern not to give money back and expressed the Board is trying to work with ACFO George and the City of Detroit to make sure that does not happen. They have taken 5% automatically and so that is why we have to rely on ACFO George and other financial personnel to help us in terms of exploring options available to the Board. **ACFO George** discussed that the Chief Financial Officer is the final authorized person to approve or deny. **Commissioner Davis** inquired whether the Board could vote to decide that all staff return to work full time instead of having furlough days, citing that he believed that some essential work is not being done in a timely manner. **Commissioner Brown** expressed that regarding some of the out of class situations, he indicated there was an individual who was not paid out of class money previously. "At a meeting where you stated that we will have no more out of class positions, and here we are. At this issue again, so we are going to be paying out of class. Has this person been made whole? I will follow up with an email, but I just want to make sure that this is what we're doing, and if we're going to do that if according to what ACFO George is saying this person is due this money from over a year and still have not been paid to this date."

Yes: Chairperson Bell, Vice-Chairperson Holt, Commissioner Bernard, Commissioner Burch, Commissioner Carter
Commissioner Hernandez, Commissioner Holley, and Commissioner Jones.

No: Commissioner Brown, Commissioner Burton and Commissioner Davis.

VOTE: **Yes = 8** **No = 3** **Motion: ADOPTED**

B. Board Process for Conducting Recruitment and Selection of Board Personnel

Motion: Commissioner Jones **Second:** Vice-Chairperson Holt **Discussion:** None

Yes: Chairperson Bell, Vice-Chairperson Holt, Commissioner Bernard, Commissioner Burch, Commissioner Carter
Commissioner Hernandez, Commissioner Holley, and Commissioner Jones.

No: Commissioner Brown, Commissioner Burton and Commissioner Davis.

The document was shared with Board Members itemizing the process for conducting recruitment, interviewing, and selection of Board Personnel.

VOTE: **Yes =8** **No = 3** **Motion: ADOPTED**

C. Chief of Police Annual Report - Director Reid Branche-Wilson, Administrative Operations, reported on the 2020 Annual Report which is a city charter mandated report that is given to the BOPC and made available to the public. It serves to summarize the major DPD operations in the previous year. Last year's report highlighted the historical changes regarding DPD from 100 years ago, how the Department used technology, and how certain units have changed over time. The 2020 Annual Report will be show how the Department adapted to continue the public safety mission during the pandemic. The Department will highlight the major obstacles the Department overcame and changes made by the Department during the pandemic. There were over 500 members who tested positive for COVID-19 last year and that resulted in quarantine or isolation and 20,000 working days were lost as well as unfortunately three members passed as a result of this fatal virus. Director Branche-Wilson also highlighted his team that worked on the annual report.

Commissioner Bernard inquired whether the report reflects the number of Citizen Complaints. **Director Branche-Wilson** indicated that information is generally handled through the Board of Police Commissioners' Annual Report. **Commissioner Brown** inquired what was the plan for last year in expanding the neighborhood policing program. **Commissioner Jones** stated there was a question asked about the Citizen Complaint Reports (CCR) against police officers and the report was included in Board's package received this week that details all of those numbers. **Commissioner Burch** commended Deputy Chief Bryant and the Mayor's Office for working together during COVID. **Commissioner Bernard** commended Deputy Chief Bryant regarding the fact that the amount of litigations against the police department has decreased over this past year. It saves millions of dollars, it is good for the

department, overall and requested for the Department to report an update in this regard at a future date, how much litigation is ongoing, in a written report. **Vice-Chairperson Holt** commended Deputy Chief Bryant for listing all the strategies DPD has executed to address the donuts and drag racing, noting that last week there were citizens during Public Comments whom expressed sheer terror and disappointment of how their communities were being torn apart by the donut and drag racing activity. **Commissioner Burch** expressed that the speed cushions are coming back out and inquired had they been a deterrent to donuts in the neighborhood.

- D. DPD Downtown Services – Commander Franklin Hayes and Captain Jevon Johnson** reported in addition to the delivery of partnership services, the Department deploys and maintains both the safety and traffic plans throughout the downtown area. **Captain Johnson** reported on overall crime within DPD Downtown Services and activities and operations including but not limited to the following: Crime Statistics within DPD Downtown Services providing year-to-date comparisons on crime data; and other partnerships with the Third Precinct Task Force Units, Wayne State, and other partnering agencies. Captain Johnson also discussed several initiatives, including but not limited to the homeless initiative, specialty court, testing and vaccination sites.

Commander Burch commended Commander Hayes and Captain Johnson. **Commissioner Davis** inquired as to how many people are diverted that have mental challenges to a special court. **Commander Hayes** indicated he could possibly obtain an informational leaflet from Judge Holmes staff and distribute that information to the honorable body. **Commissioner Holley** commended Commander Hayes and Captain Johnson and asked them to provide the boundaries of DPD Downtown Services command. **Commissioner Brown** commended Commander Hayes and Captain Johnson and thanked them for recognizing the importance of not criminalizing the poor. He expressed support of the initiative and noted that we should be looking at engaging in this initiative all over the city and not just in the downtown area because there are homeless people and people who suffer from mental illness all over the city of Detroit.

Report from Interim Board Secretary/Communications Submitted to BOPC as incoming information:

1. Weekly DPD Facial Recognition Technology Report 3/1/21 – 3/7/21
2. Human Resources' Report March 2021
3. Referral of the Matter of Michigan Auto Recovery
4. Staff Reports

XI. Unfinished Business.

XII. New Business.

Commissioner Brown proposed to work with the Department and take a deep dive in pursuing the cases of missing women in the City of Detroit. **Commissioner Davis** requested a weekly report on staff regarding leave status. **Commissioner Burton** indicated there were situations where people were prevented from making public comments. Also, constituents have inquired about whether votes or the voting record could be placed on the City's website.

MOTION TO RAISE PUBLIC COMMENTS FROM TWO MINUTES TO THREE MINUTES.

Motion: Commissioner Burton **Second:** Commissioner Bernard **Discussion:** **Commissioner Burton** indicated there is a Senate Bill working its way through the Senate by Senator Alexander that will also raise public comments from two minutes to three minutes. **Commissioner Holley** objected noting that especially when we have 20 people to speak, it does not appear the public is requesting additional time. **Chairperson Bell** expressed there is no foundation to the allegations made. **Commissioner Brown** stated there is nothing wrong with allowing three minutes, and as the Chair can always adjust the time people are allowed to speak. **Commissioner Burch** expressed to weigh her opinion that many of the public comments that come from the citizens indicate they waive their time. **Commissioner Bernard** expressed "If and only if, the fact the person is making a point or in the middle of it, I think we could give them the extra minutes, but I also agree the person generally will say they waive their time." **Commissioner Burton** wanted to make the point that the police department is involved with the community 24/7. When members of the community come before the Commission to express their concerns or feelings, they may feel nervous, they may have some challenges when it comes to Internet, Wi-Fi or whatever is taking place, two minutes is not enough time, for many of the public speakers, but three minutes is definitely appropriate due to the fact that we are on Zoom. **Commissioner Hernandez** expressed until we can get documented feedback from the community, he would like to see the request in writing. But until then it's a no vote with the caveat at your discretion in support of Commissioner Holley, we allow case by case individually, to have an extra 30 seconds to finish their main point.

Yes: Commissioner Brown, Commissioner Bernard, Commissioner Burton and Commissioner Davis.
No: Chairperson Bell, Vice-Chairperson Holt, Commissioner Burch, Commissioner Carter
Commissioner Hernandez, Commissioner Holley, and Commissioner Jones.

VOTE: **Yes =4** **No = 7** **Motion: FAILED**

XIII. Announcements:

Commissioner Holley shared March 15, 2021 from 9-3 p.m. vaccines would be available at Clairmont and Woodward. **Commissioner Burch** shared the Belmont Shopping Center and Imperial Market have agreed to renovations of the interior and exterior which would promote a new outlook for 3rd District, and thanked the police department, the NPOs working with Lomax Temple, and Chaplains concentrating on senior community relations. **Commissioner Brown** announced in District 1 every 2nd and 4th Tuesday from 1-4 p.m., the Isaiah Project at St. Timothy Church located at Archdale and Puritan will hold a food drive and they will load your car for attendees.

Mr. Robert Brown announced the following:

1. **Next Meeting:** Thursday, March 18, 2021, at 3:00 p.m., BOPC Virtual Meeting
2. **Next Meeting:** Thursday, March 25, 2021, at 3:00 p.m., BOPC Virtual Meeting

XIV. Oral Communications/Public Comments:

Mr. Eric Blount, Mr. Joe McQuire, Ms. Bernice Smith, Ms. Taura Brown, Ms. Lory Parks, CAC Scotty Boman, OW is Mr. Rhuben Crowley, Ms. Tawana Petty and Ms. Michelle George offered public comments.

XV. Chair Bell adjourned the meeting at 5:04 p.m.

Motion: Vice-Chairperson Holt **Second: Commissioner Bernard.** Discussion. **None:** Motion Adopted.
VOTE: **Yes =11** **No = 0** **Motion: ADOPTED**