

Draft Minutes Detroit Board of Police Commissioners
Date of Meeting: August 23, 2018 – 3:00 PM
Location: Detroit Public Safety headquarters, 1301 Third Street, Detroit MI 48226

BOPC Chairman Willie Bell called the BOPC Board Meeting to order at 3:00 PM (August 23, 2018)

Detroit Police Commission Membership / Attendance	Attend	Not-Attend
Willie E. Bell, Chairperson	Yes	
Darryl D. Brown, Vice Chairperson	Excused	
Lisa Carter	Yes	
Elizabeth Brooks	Yes	
Eva Garza Dewaelsche	Yes	
Shirley A. Burch	Yes	
Willie E. Burton	Yes	
William M. Davis	Yes	
Conrad Mallett, Jr.	Excused	
Jim Holley	Yes	
Vacant	N/A	
Quorum (Yes)	8	

The Board acting in accordance with its rules approved the Agenda for August 23, 2018.

The Board acting in accordance with its rules approved the following Board Minutes: Thursday, August 16, 2018

BOPC Chair Willie Bell said, “Welcome: Good Afternoon. I am Police Commissioner Willie Bell, I represent District #4. I serve as Chair of the Board and will be conducting our meeting today. On behalf of the Board, for those in attendance, thank you for joining us. For people viewing this meeting on your government cable channel, thank you for viewing our meeting.

INVOCATION: Detroit Police Commissioner and Pastor Jim Holley provided the invocation.

Chairman Bell, continued, after welcoming attendees to the meeting Chairman Willie Bell asked the Commissioners in attendance to introduce themselves and add any comments to the record. Other elected officials, representatives and VIPs were also asked to identify themselves or their organizational affiliations. BOPC staff in attendance were also introduced. Chairman Bell also welcomed Deputy Chief Elvin Barren, representing Chief of Police James E. Craig to the meeting and invited him to introduce DPD staff.

Early today, many of our Commissioners attended the funeral services of Wayne County Deputy Sheriff, Sergeant Lee Smith. Sergeant Smith was a 25 year veteran of law enforcement and was slated to retire on October 1, 2018. Deputy Sheriff Lee Smith, Detroit Police Officer Fadi Shukur and Detroit Police Officer James Hearn are among the recent list of law enforcement officials that responded to the call of duty and who have paid the ultimate price. Please keep them and their families close to our hearts. On the agenda today is a resolution to honor the work and life of Wayne County Deputy Sheriff Lee Smith. At the appropriate time we take up the resolution for Sergeant Lee Smith.

Chairman’s Report, Commissioner Willie Bell: On behalf of the Board, I want to express our concern and support for fallen and injured officers. Our concerns for officer safety and citizen protection is continuous. Our Board receives a weekly report from the Department listing injured officers. I would ask the Chief of Police during his remarks to provide us with any additional information related to injured and fallen officers.

The Board of Police Commissioners meets every week except for the Thanksgiving and Christmas Holiday periods. We meet at Police Headquarters in regular session, 3 weeks in the month on Thursdays at 3:00 PM. We also meet in the community every 2nd Thursday of the month at 6:30 PM. Under the Detroit City Charter, Article 7, Chapter 8, the Board of Police Commissioners is

empowered to provide civilian oversight and supervisory control of the Police Department. Our citizens are justified in asking "How does civilian oversight of law enforcement help you as a citizen within our community?" Our answer is, we protect the civil rights of citizens. Oversight organizations like the BOPC are at the forefront of investigating, reviewing and auditing individual cases of citizen complaints and patterns of operations by police agencies to eliminate misconduct, discriminatory police practices and unnecessary use of force by police. Our work is based on developing and supporting effective policing. Mutual trust and respect between the police and the community is critical toward increasing the quality of life for residents and visitors to Detroit. Alternatively, distrust impedes police effectiveness and contributes to the lack of cooperation between the police and the community. The Board of Police Commissioners exists to provide civilian oversight for the work of the Detroit Police Department. As a Board, we receive and investigate non-criminal citizens' complaints, monitor the operations of the Department and work with the Mayor and the Chief of Police to make or modify police policy. Our objective is the same as the city of Detroit, to provide for the best use of your tax dollars to improve on the quality of life within our city. As a Board, we bring a unique perspective to policing, the eye and the viewpoint of civilians. The principle of civilian oversight is as old and as important as all of the founding principles in our democracy. Separation of powers between and within government allows for accountability, transparency, rights to appeal and citizen control. These principles are important nationally as well as locally.

Before outlining the order of the meeting, I would like to remind the Board and the community that the Detroit Board of Police Commissioners will not meet Thursday, August 30, 2018. We hope that each of you will enjoy the Labor Day break. Detroit is often referred to as the automobile capital of the world. A second and equally deserving title might be that Detroit is also one of the labor movement's hubs within our nation. For many of us, the standard of living that we enjoy is largely attributable to the gains won by unions as they have engaged management and protect the interests of working people. There are many labor stories. Some involve automobile workers, others involve farm workers, still others municipal and government workers. And within each of these stories are people black and white, young and old, male and female who want one thing – for their children to have a better life. The Labor Day period is a salute to working men and women everywhere!

Today, we have one informational presentation to the Board. The presentation is about Police Policy. Each member of the Department is required to follow rules, procedures and practices that are designed to protect the public's interests, ensure officer safety and encourage an orderly process of human interactions between people. These rules, procedures and practices are rolled together and becomes what we refer to as the "Police Manual". The Police Manual is amended, changed and replaced as we identify best police practices or experience a change in law. Some of the changes are small and others are major and can impact the entire Department. For major changes in Departmental rules, procedures and practices, it requires a review and approval by the Board of Police Commissioners. Board's authority to establish and approve Department policies, rules, and regulations are found in the Detroit City Charter. *Section 7-803. Duties of Board of Police Commissioners, which states, The Board shall, in consultation with the Chief of Police, and with the approval of the Mayor establish policies, rules, and regulations; and Section 7-806. Duties of the Chief of Police reads, in part, the Chief of Police is the Chief Executive Officer of the police department and shall administer the department consistent with the policies, rules, and regulations established by the Board. And finally, the City Charter in Section 7-806, reads the Chief of Police shall organize the Department with the approval of the Board. The presentation today outlines the interactive process of policy making within the Department, the Board and with the Mayor. Our Executive Manager for Policy, Ms. Melanie White drafted several questions to guide the presentation today, I hope that the Department found them helpful as they outline areas of interests to the Board. I would also hope that the presentation also contain a projection on the return of several policy recommendations developed by the Board's Police Subcommittee. At the end of the day, the Board's input into police is critical as we represent at the policy table the interests of the people who are expected to live under the procedures, rules and practice of reasonable civic interactions.*

Toward the end of the meeting we will have oral communications. Please make sure you print your name on a speaker's card. Cards are located in the back on the table or can be obtained by seeing Mr. Robert Brown, and he needs your card before the beginning of public comments.

Resolutions: BOARD RESOLUTION HONORING SERGEANT LEE SMITH (Posthumously), read into the record by Commissioner Lisa Carter

BOARD RESOLUTION HONORING SERGEANT LEE SMITH (Posthumously)

WHEREAS Lee Smith was hired in as a Police Officer to the Wayne County Sheriff's Department on July 6, 1992, after graduating from Samuel C. Mumford High School. Upon graduating from the Wayne County Sheriff's Department Academy, Officer Smith began his career at Jail Division 1; and

WHEREAS Officer Smith dutifully served Jail Division 1, Division 2, and Division 3. On May 18, 2009 Officer Smith was promoted to the rank of Sergeant. His assignments as a Sergeant included the Special Response Team (SRT), Road Patrol (FTO), Mounted Unit and Park Patrol. As a Sergeant he held several instructing titles: pistol, shotgun, motorcycle, pressure point control tactics, less than lethal,

mp-5 colt and patrol rifle. On Tuesday, August 15, 2018, after twenty-six (26) years of loyal and devoted service, Sergeant Lee Smith, badge 382, passed away; and

WHEREAS During his law enforcement career, Sergeant Smith was the deserving recipient of the Life Saving Citation, Unit Citation, 25-year Veteran Medal, Sheriff's Distinguish Award, Leadership Award, Department Top Shooter Award, Certificate of Merit (from the Westland Police Department for heroically evacuating senior citizens from an apartment complex fire), seven (7) Perfect Attendance awards, several Motorcycle Competition Awards; and an Associate's Degree from Wayne County Community College; and

WHEREAS Sergeant Smith tirelessly served the Wayne County Sheriff's Department, the citizens of Wayne County, and its neighboring communities. His professionalism, commitment to public service, integrity, and dedication were a credit to the Wayne County Sheriff's Department. He was highly regarded as a consummate professional throughout the law enforcement community.

NOW, THEREFORE, BE IT RESOLVED That the Detroit Board of Police Commissioners, speaking for the citizens of Detroit and the Detroit Police Department, award this resolution (posthumously) in recognition of Sergeant Lee Smith's 26 years of dedicated public service. His professionalism, integrity, and standard of commitment to the County of Wayne and its citizens merit our highest regards.

We salute and thank you Sergeant Lee Smith for a job well done.

Commissioner Lisa Carter moved the **BOARD RESOLUTION HONORING SERGEANT LEE SMITH (Posthumously)**.

Second, Commissioner Brooks

VOTE: Yes = 8 No = 0 Abst. = 0 MOTION APPROVED

COP Police Report: Deputy Chief Elvin Barren reported that crime is continuing to trend downward. DC Elvin Barren indicated that the Chief of Police was away and unable to attend the meeting. DC Barren reported on CompStat data for the reporting period ending August 19, 2018. DC Barren reported Homicides percentage change between 2016 and 2017, -10% decrease in Homicides, Sexual Assaults 52% increase, Robbery -11% decrease, Carjacking 5% increase, Aggravated Assaults -6% decrease, non-fatal shootings -15% decrease, Burglary -16% decrease, Larceny -0% decrease, Stolen Vehicle -22% decrease and Part 1 offenses -9% decrease. DC Barren provided the Board with an update on injured and fallen officers. DC Barren reported on the death of **Detroit Fire Fighter Jack Wiley, Jr.**, Detroit Fire Department's Engine 57 (Burt Road). Jack Wiley was a second generation firefighter. Barren indicated while the investigation into the death of Firefighter Wiley is still ongoing, it appears that the case is a murder. **Commissioner William Davis** inquired about home invasions in District #7, Police Precincts 6, 2 and 10. **Commissioner Jim Holley** inquired about an update and policy implications of the beating at Detroit Receiving Hospital of the mentally impaired female by Detroit Police. Holley also inquired at the communications and protocol afforded to the Board of Police Commissioners by the Police Department. Holley indicated that notifications to events and recognition at events continue to be a concern of the Board. **Commissioner Bell** joined with Holley in voicing his concerns about the protocol in the treatment of the Board of Police Commissioners. Bell indicated the protocol should show we are not separate from the Department. **Commissioner Dewaelsche** indicated with the Board's push the Board is increasingly recognized at public events. **Commissioner Shirley Burch** suggest the Board send an acknowledgement to the Fire Department and to the family of Firefighter Wiley expressing our support during this difficult time. Burch also commended the Department's response to the speeding issues on Dequindre and Lance. Burch also indicated that the speeding problem is an issue in all sections of the city. **Commissioner Carter** added the problems of ATM speeding on Fort Street. **Commissioner Bell** commended the COP for his quick review and 30 day suspension of an officer who used his Taser on an individual who was holding a baby in Westland. **AC James White**, added PEB Kits are in every car and should include covering for incidents discussed above. White also indicated the information regarding the PEB Kits would be re-flashed to all commands. Connectivity with the Board is important and the liaison to the Board are under the Command of DC Todd Bettison.

Presentations to the Board: (A) Discussion / Amendments to the Detroit Police Manual, presentation by Commander Mark Bliss

(A) Discussion / Amendments to the Detroit Police Manual. Commander Mark Bliss

Discussion / Amendments to the Detroit Police Manual. Commander Mark Bliss provided the Board with information on rules and procedures to modify the rules and regulations within the Department and the Police Manual. Bliss outlines the responsibilities of the Planning and Deployment section of the Department, discussed the review protocols. He added that the review protocols included command review of policies, executive staff review and senior management review. Bliss indicated that reviews are cycled between 1 to 3 years or as needed. Bliss also indicated that modifications are presented to the Board of Police Commission for review and authorization. Bliss also discussed the difference between substantive changes and minor changes

of Police Manual. Bliss also listed the status of previously submitted to the Board that remain under discussion in the Department. (see attachment, Planning and Deployment presentation 8/23/2018.

BOCP Standing Committee Reports: Commissioner William Davis reported that the Personnel Committee had met, discussed and voted to hire an investigator in the Office of the Chief Investigator's Office at a specific salary. Chairman Bell indicated he had discussed this matter with members of the Personnel Committee and the committee would reconvene upon the return of members Dewaelsche and Carter and report back to the Board. Commissioner Holley inquires if the intent of the report was to be voted upon by the full Board before it is activated. Bell indicated that the committee voted it out and now it would go through the process.

Old Business: None.

Report from the Board Secretary. Mr. Hicks clarified the reasons why some of the policy recommendations developed by the Board Policy subcommittee required additional discussion by the Board. He indicated that the Board and the Chief's office has some fundamental difference on the policy recommendations on Rank and Structure and this is more likely the reason that the policy is stalled. Hicks agreed that the list that was used in the Department's presentation reflects the policy that have not been returned for final action by the Board. Mr. Hicks also outlined the BOPC practice in reviewing and recommending to the Board modification to the Police manual. Commissioner Bell indicated that the Board develop a series of training session between Board members to informationally address some of the issues that will be brought forward to the Board. Commissioner Bell invited WSU Chief of Police Hope to address the Board. WSU COP Hope discussed the good relationships with DPD and invited the Board to have a meeting at WUS hosted by WSU.

Old Business: None

Announcements: The next regular meeting of the BOPC is on September 6, 2018 at 3:00 PM at the Public Safety Headquarters Building located at 1301 Third Street, 3rd Floor, Detroit, MI. 48226. The next community meeting of the BOPC is September 13, 2018 at 6:30 PM 4th Precinct, Marathon Petroleum Michigan headquarters, 1001 S. Oakwood, Detroit, MI 48217.

Oral Communications from the Audience / Public Comments:

Ms. Susie Mann indicated that her daughter was murder three ago. Ms. Mann indicated that she has not been able have the personal items of her daughter returned to her. Ms. Mann also indicated that information about her daughter was being leaked by 2nd Police Precinct. Ms. Mann also suggested that the police need more help because they are overburdened. Ms. Mann indicated that she had concerns about her security. Ms. Mann also indicated that others are under attack. The complaint was referred to DC Barren.

Commissioner William Davis moved that the Board of Police Commissioners meeting be adjourned.

Second, Commissioner Brooks

VOTE: Yes = 6 No = 0 Abst. = 0 MOTION APPROVED

Adjournment 4:32 PM.

Attachment.



Detroit Police Department is a model of sustained policing excellence that places our neighborhoods and people first.




MIKE E. DUGGAN
Mayor, City of Detroit



James E. Craig
Chief of Police

PLANNING AND DEPLOYMENT



Planning and Deployment - Review

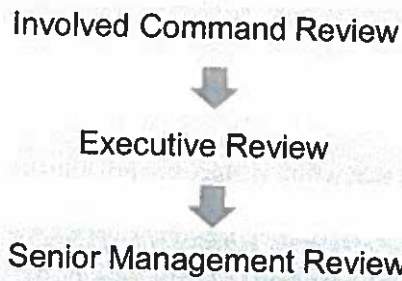
Planning and Deployment's responsibilities:

- Planning conduct studies and make recommendations to improve operating and administrative procedures.
- Constantly monitors trends and best practices for improvements in policing (e.g. *Social media policies - Body Camera usage*)
- Planning, coordinating, and monitoring the implementation of organizational changes in the Department.
- Prepare, publish and maintain the Detroit Police Manual, and
- Develop Department policy in conjunction with the Chief of Police and the Board of Police Commissioners.



Planning and Deployment - Review

Final DPD policy review process before submitting to the Board of Police Commissioners (BOPC):



Planning and Deployment - Review

Planning Section's schedule and cycle for reviewing and amending Department Manual Directive:

- Reviews are conducted between 1 – 3 years or as needed.

Process for updating the MAS System with changes to Department Manual Directives:

- Approved policies are updated by the MAS Administrator.
- Policies are forwarded to MAS upon final update approval.



Planning and Deployment - Review

Planning Section's schedule and cycle for submitting Department policy for BOPC's review and approval:

- There is no schedule for submitting policy to the BOPC; however, when a new policy is presented, it is submitted through established channels by Planning.



Planning and Deployment - Review

DPD's process for submitting **substantive changes** versus **minor changes** made to the Department Manual Directive and transmitting to the BOPC for its review and approval.

- Substitutive changes to manual directives follow the same channels as policy changes.
- Minor and non-policy changes, such as name and terminology related changes are processed through internal channels and approved by Department Senior Management.
(e.g. *CrisNet* > *SunGuard* > *Superion*)



Planning and Deployment - Review

Status of policies previously submitted by the Board:

- Department Rank Structure 101.2 (transmitted December 2017)
- Vehicular Pursuit 303.2 (transmitted December 2017)
- Foot Pursuits 202.7 (transmitted May 2018)
- Property Control 306.3 (transmitted May 2018)
- Personal Cell Phone Use for Official Business Purposes while On Duty 102.3 – 6.12 (transmitted May 2018)
- Police Reserve Policy

All above policies are under review by the Legal Advisor.