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CITY OF DETROIT

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BOARD OF POLICE COMMISSIONERS

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BOPC VIRTUAL MEETING

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May 4, 2023 at 3:00 P.M.

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1 CHAIRPERSON FERGUSON: Introduction of the  
2 commissioners, Ms. Secretary.

3 MS. SHAW: Chairman Bryan Ferguson – Here, District  
4 1.

5 MS. SHAW: Vice-Chair Annie Holt submitted an excused  
6 absence.

7 MS. SHAW: Commissioner Willie Bell – Present,  
8 District 4.

9 MS. SHAW: Commissioner Linda Bernard – Attorney  
10 Linda Bernard, District 2. Welcome everyone.

11 MS. SHAW: Commission Commissioner Willie Burton –

12 MS. SHAW: Commissioner Lisa Carter –

13 MS. SHAW: Commissioner Hernandez. I'm sorry, Jesus  
14 Hernandez –

15 MS. SHAW: Commissioner Jim Holley – Present.

16 MS. SHAW: Commissioner Ricardo Moore indicated that  
17 he will be joining us late.

18 MS. SHAW: Commissioner QuanTez Pressley– Here.

19 MS. SHAW: Commissioner Cedric Banks. Present,  
20 District 3.

21 CHAIRPERSON FERGUSON: We do have a quorum. Thank  
22 you. Great. Awesome. I'd like to have the approval for  
23 the agenda for May 4th, 2023.

24 CHAIRPERSON HOLLEY: So move.

25 COMMISSIONER BERNARD: Second.

1 CHAIRPERSON FERGUSON: Any discussion? All in favor?

2 COMMISSIONERS: Aye.

3 CHAIRPERSON FERGUSON: All opposed? Alright. That  
4 agenda has been approved. Approval for the minutes for  
5 April 27th, 2023.

6 CHAIRPERSON HOLLEY: So move.

7 COMMISSIONER BERNARD: Second.

8 CHAIRPERSON FERGUSON: Any corrections or any  
9 discussion? Hearing none. All in favor?

10 COMMISSIONERS: Aye.

11 CHAIRPERSON FERGUSON: All opposed? Those minutes are  
12 approved. Madam Secretary, introduction of BOPC staff.

13 MS. SHAW: Thank you, Mr. Chair. For BOPC Staff, we  
14 have Chief Investigator Jerome Warfield with us, along  
15 with Mr. Robert Brown. Ms. Theresa Blossom. We have  
16 Attorney Adam Saxby with us as well as Parliamentarian  
17 Dr. Francis Jackson. Ms. Candace Hayes, DPD HR Director  
18 Katrina Patillo is joining us via Zoom. Our sign language  
19 interpreters are Ms. Yakata and Jackie Thompson. Don  
20 Handyside is our court reporter. Media Services is  
21 providing the video. And Sergeant Alan Quinn is providing  
22 audio.

23 CHAIRPERSON FERGUSON: Thank you. Chief, I see you're  
24 sitting in. Who do you have?

25 DEPUTY CHIEF BLISS: Good afternoon. Deputy Chief

1 Mark Bliss.

2 CHAIRPERSON FERGUSON: Who do you have with you  
3 today?

4 DEPUTY CHIEF BLISS: From the department I have  
5 special project and policy liaison, Marcellis K. D. ii. I  
6 believe the rest are union officials.

7 CHAIRPERSON FERGUSON: Fantastic. Thank you. Madam  
8 Secretary, any elected officials present?

9 MS. SHAW: Thank you, Mr. Chair. We have Mr. Fredia  
10 Butler, Community Relations President for Second  
11 Precinct. Ms. Marie Overall of State Representative  
12 Tyrone Carter's office. Mr. Bobby Lawrence, special  
13 assistant to the State Speaker of the House, Joe Tate. We  
14 also have District 4 CAC member Scotty Boman, Ron Thomas,  
15 VP of DPOA, and Former Police Commissioner William Davis.

16 CHAIRPERSON FERGUSON: Fantastic. Awesome.

17 CHAIRPERSON HOLLEY: Chair.

18 CHAIRPERSON FERGUSON: Yes.

19 CHAIRPERSON HOLLEY: Point of order. I'd like to make  
20 sure that the union representatives are recognized. if  
21 you don't mind.

22 CHAIRPERSON FERGUSON: She said Ron Thomas.

23 MS. SHAW: If we can have as you introduce  
24 yourselves, if you can please step up to the microphone  
25 so those on Zoom can hear you as well, please.

1 UNNAMED SPEAKER: Officer Association with me, I have  
2 Chief Baker from the grievance clinic.

3 CAPTAIN TOSQUI: Captain Aric Tosqui, Vice President  
4 of Command Officer Association.

5 CHAIRPERSON HOLLEY: Also, as a guest. Mr. Chairman.  
6 Mr. Chairman.

7 CHAIRPERSON FERGUSON: Yes.

8 CHAIRPERSON HOLLEY: I'd like Mr. Bobby Lawrence to  
9 stand. Bobby Lawrence is the Chief of staff of Mr. Joe  
10 Tate, who's the first African American speaker of the  
11 house in the state of Michigan. I just want to recognize  
12 him, again, that he's the speaker of the House is  
13 represented by Mr. Lawrence. Thank you so much, Mr.  
14 Chair.

15 CHAIRPERSON FERGUSON: You're welcome. Thank you.  
16 Thank you, Mr. Lawrence, for coming. Can we get Mr.  
17 Speaker of the house of Joe Tate here one day? Next  
18 meeting.

19 MR. LAWRENCE: I believe we'll get him here.

20 CHAIRPERSON FERGUSON: All right. Fantastic. All  
21 right. Thank you for coming.

22 COMMISSIONER BERNARD: Thank you, commissioner.

23 CHAIRPERSON FERGUSON: Anybody else? That's it. All  
24 right. Okay. My Chair Report had already been said last  
25 week, and I'm going to echo those sentiments from last

1 week. Don't need to really get into it. Right. Just be  
2 respectful. That's all I'm asking. That's all this  
3 Board's asking. That's what the citizens are asking.  
4 That's why my phone right here is blowing up with text. I  
5 read some of these. It's unbelievable. But we're on the  
6 right path. This Board is on the right path. But once  
7 again, be respectful. We already know what we did wrong,  
8 but we're trying to correct it. That's what we're doing.  
9 So please help us out with constructive criticism.  
10 Please, constructive criticism, right? So we can help if  
11 you. If you have something that we did wrong, and tell us  
12 how we can do better, bring it on. Understand, we ask the  
13 citizen to write down five things. I hope that person  
14 sends them in so we can have them the five things that we  
15 are doing wrong or that we can do right. I would love to  
16 see it. With that, we have a resolution for, oh, wait. I  
17 want to say welcome to our new Chief Investigator, Jerome  
18 Warfield. We're going to hear more from him. So we're  
19 getting this right.

20 CHAIRPERSON FERGUSON: We have our Board Secretary in  
21 place. We have our Chief Investigator in place, and we  
22 have eight new investigators, and five—

23 MS. PATILLO: They're eight.

24 CHAIRPERSON FERGUSON: They're eight. They're eight  
25 and I'm trying to get two more. Listen, once we get our

1 Board lawyer, the law department lawyer, we'll be  
2 complete along with a couple other staff that we really  
3 need. But we're working hard. I heard your cries and I've  
4 been pushing this Board to make those cries wipe away.  
5 That's what I've been trying to do. All right, so now we  
6 have a resolution for Sergeant Willie Smith retirement.

7 COMMISSIONER PRESSLEY: Through the Chair. A  
8 resolution honoring Sergeant Willie Smith. Whereas Willie  
9 Smith was appointed to Detroit Police Department on  
10 January the 4th, 1994. Upon graduating from the Detroit  
11 Metropolitan Police Academy, Officer Smith began his  
12 career at the 13th Precinct. Whereas Officer Smith spent  
13 several years at the 13th Precinct, Metro Division and  
14 Robbery Task Force, officer Smith displayed tremendous  
15 knowledge and leadership skills as an officer and was  
16 promoted to the rank of investigator on August 11th,  
17 2000. Investigator Smith's assignments included the  
18 special response team and Headquarter Surveillance Unit.

19 COMMISSIONER PRESSLEY: Investigator Smith was  
20 promoted to the rank of Sergeant on May 4th, 2001.  
21 Sergeant Smith's assignments included Narcotics, Central  
22 District, Investigative Operations Division, Fifth  
23 Precinct Detective Unit and Prisoner Processing Unit at  
24 narcotics. Whereas Sergeant Smith was a deserving  
25 recipient of following awards, the NFL Super Bowl 40 Year

1 Recognition Award, the Rosa Parks Funeral Recognition  
2 Award, the MLB All Star Baseball Recognition Award,  
3 Conclusion of the Conditions of Confinement Consent  
4 Judgment Award, Ford Fireworks Celebration Awards, two  
5 Chief Unit Awards, and several accolades from within the  
6 department and from other agencies and citizens for his  
7 professionalism and expertise. Whereas Sergeant Smith has  
8 tirelessly served the Detroit Police Department, the  
9 citizens of Detroit, and its neighboring communities for  
10 28 years.

11 COMMISSIONER PRESSLEY: He has served the Detroit  
12 Police Department and the citizens of the city of Detroit  
13 with loyalty, professionalism, integrity, and dedication  
14 and it is widely respected, excuse me. He is widely  
15 respected throughout the law enforcement community as the  
16 consummate professional. Now therefore be it resolved  
17 that the Detroit Board of Police Commissioners, speaking  
18 on behalf of the citizens of the great city of Detroit,  
19 recognizes in honor the long lifelong contributions and  
20 commitment of excellence in public service that Sergeant  
21 Willie Smith. His display of courage and unwavering  
22 community spirit has improved the quality of life for the  
23 citizens of Detroit. We wish you all the best in your  
24 future endeavors. We thank and congratulate you, Sergeant  
25 Willie Smith. Chair, I move that this resolution be

1 accepted as read and placed in the records of the Detroit  
2 Board of Police Commissioners.

3 CHAIRPERSON FERGUSON: Is there a second?

4 CHAIRPERSON HOLLEY: Second.

5 CHAIRPERSON FERGUSON: All in favor?

6 COMMISSIONERS: Aye.

7 CHAIRPERSON FERGUSON: All opposed? That will be  
8 forever embedded into our records. Job well done, sir.  
9 Detroit Police Department can take it from here. Thank  
10 you. Critical incident debriefing. That would be  
11 Commissioner Pressley.

12 COMMISSIONER PRESSLEY: Commission Bernard will you  
13 do the first one.

14 CHAIRPERSON FERGUSON: Commissioner Bernard and  
15 Commissioner Pressley. We're on a tag team.

16 COMMISSIONER PRESSLEY: Thank you.

17 COMMISSIONER BERNARD: This week, ladies and  
18 gentlemen the Board was invited to a confidential  
19 debriefing by the Office of the Chief. At the debriefing  
20 I attended both debriefings. The first debriefing relates  
21 to the Greektown incident, which many of you saw on  
22 television. The second debriefing related to Porter,  
23 what's his at?

24 COMMISSIONER PRESSLEY: Burks.

25 COMMISSIONER BERNARD: Burks the young man who was

1 shot. I'm sorry, shot multiple times, who had a knife in  
2 his hand, a small knife, 3.5-inch blade by five police  
3 officers. My colleague is going to report on that, and I  
4 may provide some backups as well. But in any event, in  
5 terms of the critical incident and debrief that I want to  
6 share with you. The briefing was held on May 1st at two  
7 o'clock in the Chief's conference room. Present were  
8 myself, our Vice-Chair, Ms. Holt, and Victoria Shaw, our  
9 Board Secretary. This is what our understanding is in  
10 terms of what was verbally communicated to us by DPD's  
11 leadership. As I said, the Chief was there and several of  
12 his deputy chiefs, of course, legal counsel. This is what  
13 happened in Greektown.

14 COMMISSIONER BERNARD: Two groups began to fight for  
15 an unknown cause during which time a suspect in gray  
16 pants. Now, you have to remember, there are two suspects  
17 here. One in gray pants and one in purple pants. So right  
18 now, we're talking about gray pants. Gray pants  
19 producers, a handgun. A person in the opposing group,  
20 they were just coming out of a restaurant. A person in  
21 the opposing group attempts to take the handgun from the  
22 suspect to neutralize the situation. But another suspect  
23 in purple shorts, who was in the same group as the  
24 suspect in gray pants steps forward with another handgun  
25 and fires multiple shots, fatally striking the person

1 that was attempting to take the gun away from gray pants,  
2 and also shooting two bystanders. I guess one of whom was  
3 coming out of Buffalo Wild Wings.

4 COMMISSIONER BERNARD: They're okay, except the  
5 person that was, of course, sadly killed by purple pants.  
6 Nearby officers were all over the scene. Actually, if  
7 you've been down to Greektown, you know that there're  
8 police officers everywhere. Nearby officers respond to  
9 the gunshots. Immediately you can hear them. There were  
10 no silencers or anything like that. They were chasing the  
11 suspect and purple shorts into a nearby parking garage.  
12 The suspect in purple shorts takes cover behind a parked  
13 black Mazda with a driver inside and points the gun at  
14 the approaching officer. To me, it was the most dramatic  
15 scene of all the videos that we saw. The officer was  
16 standing—I'm going to just show you— with his leg open  
17 like this, with his gun like this at the suspect getting  
18 into the Mazda on the other side of the car. The car is  
19 here, the officer here, suspect getting into the car on  
20 the other side.

21 COMMISSIONER BERNARD: His legs are wide open. His  
22 aim is perfect at that point. He did not shoot the  
23 suspect. The suspect had a gun as well. Another officer  
24 shot the suspect in the arm coming from the other  
25 direction, and the bullet went from his arm into his

1 thigh. So it was, I guess, some sort of like a flesh  
2 wound. Anyway, the officer who decided not to kill him at  
3 that point, of course, he was going by other officers.  
4 The black Mazda takes off down the road. Then the driver  
5 in the black Mazda, who appears obviously to have been  
6 with the guy in the purple shorts drives immediately to  
7 the St. John's Hospital, where he drops this guy off, the  
8 guy's that's been shot purple shorts, and he speeds away.

9 COMMISSIONER BERNARD: We found the Mazda later, but  
10 it was just like a stolen car or something. That was what  
11 had happened. But I want to, at this point, just pause  
12 for a moment to congratulate the officer who really could  
13 have shot him multiple times and didn't do it. Obviously,  
14 we waited for another, and the helicopter was overhead,  
15 so we knew exactly where the black Mazda was going. We  
16 saw her go to the St. John's Hospital. So the suspect in  
17 gray pants is followed by officers into the garage--this  
18 is the other one, the other guy--and is apprehended in a  
19 Kia soul. A 40-caliber handgun is recovered from the back  
20 of the Kia. Police did find one 40 caliber casing at the  
21 scene. So DPD believes this gun was fired at least once.

22 **A 40-caliber gun can stop an elephant.**

23 COMMISSIONER BERNARD: That's that big heavy gun that  
24 used to see in movies and stuff. It's a huge gun. It's  
25 not a nine-millimeter or anything like that. Officers

1 later found the Mazda abandoned on a Detroit Street with  
2 no weapon Inside. The two bystanders have been treated  
3 for their injuries, released from the hospital, and are  
4 recovering. No officers were injured in the incident. The  
5 suspect in gray pants was on a federal supervised release  
6 and is now facing a felon in possession of a firearm  
7 warrant by the US attorney's office. The Wayne County  
8 prosecutor declined to issue a warrant on the suspect in  
9 purple shorts. DPD says, Wayne County prosecutor is  
10 citing problems with the identification. DPD is  
11 contesting this as they cite, this was the suspect that  
12 fired the fatal shot. They couldn't make out who it was.

13 COMMISSIONER BERNARD: They arrested somebody, and we  
14 couldn't distinguish whether that was the correct person.  
15 But the Chief is meeting this Friday with Kim Worthy's  
16 office to try to show them the same information that we  
17 have, obviously, and to get a warrant issued for that  
18 person. As I said, the bystanders were conveyed to the  
19 prosecutor. Worthy declined to issue a warrant for the  
20 officers DPD citing no policy violation. DPD preliminary  
21 administrative review anticipates no policy violations by  
22 the officers. In other words, we create the policies for  
23 the police department, and so an officer is subject to  
24 discipline by us, if in fact, and by the Chief's office,  
25 if in fact they violate policy. That whole video

1 demonstrated zero policy deviations by our police  
2 officers. Our next steps are to monitor for any citizen  
3 complaints filed in relationship to the incident.

4       COMMISSIONER BERNARD: I'm sure there will be some to  
5 request an official report from the Wayne County  
6 prosecutor regarding the warrant decisions on the  
7 officers and the suspects. Because we really want to know  
8 why there's some confusion about really what happened  
9 when it was really on video and there was no warrant  
10 issued for the second suspect. We want to share more  
11 information, including visual aids, with the public as  
12 BOPC receives them. Then finally, we welcome any  
13 questions from the public that we can follow up on as we  
14 contribute to—as we continue, pardon me to follow this  
15 incident. Thank you, Mr. Chairman.

16       CHAIRPERSON FERGUSON: Thank you, Commissioner  
17 Pressley.

18       COMMISSIONER PRESSLEY: Thank you. As has been  
19 stated, this is the critical incident debriefing on the  
20 Porter Burks officer involved shooting. Now we have had  
21 three of these debriefings, and it may seem that there is  
22 a continuation of officer involved shootings, but let's  
23 be reminded that this one is actually from October of  
24 last year. But as a result of community concerns and  
25 concerns lifted by the commissioners the Board of Police

1 Commissioners were invited to a debriefing with the Chief  
2 to review the video again. Here is what we were able to  
3 observe. Through visual aids that were the videos from  
4 various angles and edits to show the raw footage,  
5 including the shooting and how distance and time were  
6 calculated. We understand that some of this information  
7 may seem to be redundant or repeated what has already  
8 been provided to us publicly through the Chief's press  
9 conference.

10 COMMISSIONER PRESSLEY: But again, as a result of  
11 what has been requested through public comment and from  
12 commissioners at our Board meeting, we were shown the  
13 remaining footage and the Board wanted to share with the  
14 community up to this point all that we know and what we  
15 should expect next. So, 20 minutes prior to arriving on  
16 the scene, DPD had approximately a 10-minute conversation  
17 initiated by the family aware. It was explained that Mr.  
18 Porter Burks was having a mental health crisis and had  
19 been violent, slashing his brother's tires, and was armed  
20 with a knife, and that the brother had the intention to  
21 have Mr. Burks petitioned that night. When officers  
22 arrived on the scene, Mr. Burks was slowly pacing in the  
23 middle of the street with a knife in hand. The crisis  
24 intervention officer led the discussion with Mr. Burks  
25 with the sergeant also speaking to Mr. Burks

1 occasionally.

2           COMMISSIONER PRESSLEY: The CIT officer and the  
3 sergeant asked Mr. Burks repeatedly to drop the knife. It  
4 was shared as an account by DPD, that they asked a number  
5 14 times for Mr. Burkes to drop the knife, but he  
6 declined. They also asked him not to walk closer to sit  
7 down. They offered him help and told him that he was not  
8 in trouble. Mr. Burks did not comply and repeatedly  
9 responded that he would like to hold the knife and that  
10 he wanted to go to DRH and wanted to rest. There was a  
11 lot of talking that can be heard in the area and on the  
12 radios, including orders to the units not to approach to  
13 stage medics, et cetera. The sergeant is heard saying  
14 that he is going to get his car and that was assumed  
15 because he wanted to put the car as a barrier between Mr.  
16 Burks and the officers as a tactical exercise.

17           COMMISSIONER PRESSLEY: The sergeant walks away from  
18 the scene behind the officers towards the car. it is at  
19 that moment, as he is walking towards the car, which is  
20 about five minutes into the incident, that Mr. Burks  
21 first starts to walk further away from the officers, and  
22 then turns and starts running towards the CIT officer  
23 with the knife. By this time, there were a total of seven  
24 officers on the scene, plus the sergeant. One officer  
25 deployed a taser, which did not take effect. Whilst five

1 officers fired their weapons, discharging a total of 38  
2 rounds. 11 of the rounds from the CIT officer. Mr. Burks  
3 was struck by 19 rounds. Based on DPD'S calculations, Mr.  
4 Burks was 40 to 30 feet away from the officers when he  
5 started running. From starting to run to the last shots  
6 fired, it took three seconds.

7 COMMISSIONER PRESSLEY: Again, I want to make sure  
8 that's clear. From the point that he started to run to  
9 when the last shot was fired was a total of three  
10 seconds. Mr. Burks, once he fell, he reached  
11 approximately five feet in front of the officers. So  
12 though he started off 40 to 30, excuse me, 40 to 43 feet  
13 away, at the moment that his body hit the ground, he was  
14 only five feet away from the officers. Officers  
15 immediately rendered medical aid. However, Mr. Burks  
16 succumbed to his injuries and no officers were injured in  
17 this incident. The Wayne County prosecutor declined to  
18 issue a warrant for the officers DPD citing no policy  
19 violation for the use of force. DPD preliminary  
20 administrative review has been completed anticipating  
21 that force was used in compliance with the policies. But  
22 they are now awaiting approval and review from Chief  
23 White. Status of the footage release.

24 COMMISSIONER PRESSLEY: I know it's been asked a  
25 numbers of times that the entire video will be released

1 but the body-worn camera footage of the events leading up  
2 to when the first shots began was actually released to  
3 the public on October the fourth, two days after the  
4 incident. At that time, the edited videos for the purpose  
5 of calculating distance and time were not yet developed.  
6 Full footage will be released per your request after  
7 administrative findings are approved by Chief. Excuse me,  
8 approved by Chief White. DPD estimates, one to two weeks.  
9 Per DPD, the full footage has not been released so far  
10 because it is part of the evidence in the open  
11 investigation, including the edited videos used to  
12 measure time and distance.

13 COMMISSIONER PRESSLEY: The Board of Police  
14 Commissioner's next step is obviously to continue to  
15 request the immediate release of the full footage to  
16 monitor for any citizen complaints filed in relation to  
17 this incident, to request an official report from the  
18 Wayne County Prosecutor's Office regarding the warrant  
19 decision, and to share more information including visual  
20 aids with the public as the Board of Police Commissioners  
21 receive them. We also welcome any additional questions or  
22 comments from the public that might aid us as we continue  
23 to follow in this incident. That's the conclusion of the  
24 report.

25 CHAIRPERSON FERGUSON: Well, fantastic.

1           COMMISSIONER BERNARD: Mr. Chairman. If I just might  
2 add this incident happened in October, that was about six  
3 months ago. I personally expressed this at the meeting,  
4 and my colleague knows that I am totally distressed, if  
5 you will, by the fact that this video, the full footage  
6 has not been released to the public. They have a right to  
7 know every major city in the country where there has been  
8 an incident of a person being shot by the police and the  
9 incident contained video, that video has been released to  
10 the community. We are the citizens. We have a right to  
11 that information. It is not for a conference room  
12 upstairs in the police office. That is totally, in my  
13 opinion, inappropriate and a violation, quite frankly, of  
14 both the department and the Board's policy regarding  
15 transparency.

16           COMMISSIONER BERNARD: Furthermore, for me, and I  
17 listened to the whole thing, I think that the guy that  
18 was from CTI or whatever it's called, crisis  
19 intervention, had a really strong command and control  
20 voice. You have to drop the voice gun. I mean, it was not  
21 the kind of tone. Another guy had a better tone. You know  
22 that's true. In terms of addressing someone in a crisis,  
23 it was like pushing. It was terribly authoritative. Way,  
24 way, way too strong, in my opinion, to coax somebody to  
25 give up the gun. Then finally five to one. For this boy

1 to have been shot 19 times is unacceptable to me. It's  
2 unacceptable to me that that level of lethal force had to  
3 be used to disarm a person with five people. Even if it  
4 was five girls and one person. I don't accept it. My  
5 colleague disagrees.

6 COMMISSIONER PRESSLEY: Through the Chair.

7 CHAIRPERSON FERGUSON: Yes.

8 COMMISSIONER PRESSLEY: Might I just provide my  
9 observation. Again, the loss of life is always  
10 unfortunate. We try to do our best as a oversight Board  
11 to ensure that our officers, the Detroit Police  
12 Department are operating within policy and procedure. I  
13 just wanted to be noted. I know that it's been said that  
14 the video has not been released. But as the report  
15 suggested the video was released two days after the  
16 incident. The video that we saw in the press conference  
17 from the Chief stopped at the moment that Porter Burks  
18 would receive a bullet and drop to the ground. Excuse me,  
19 I didn't interrupt you. The video that was shown to us in  
20 extension it provided some calculations that the Detroit  
21 Police Department had done after, to ensure the distance  
22 of that Porter Burks was. The only additional footage  
23 from the body-worn camera. The very same body-worn camera  
24 footage that the Chief showed two days after the incident  
25 was the very same body-worn camera footage that we were

1 shown in this critical debriefing, with the exception of  
2 allowing us to witness Mr. Burks fall to the ground.

3 CHAIRPERSON FERGUSON: Absolutely. I saw the same  
4 exact thing. The public saw it and I saw the detailed  
5 part about it yesterday. So Commissioner Pressley is  
6 correct. The public has seen this video. They have.  
7 That's what I've been all. We're going to move on. Deputy  
8 Chief.

9 DEPUTY CHIEF BLISS: Good afternoon.

10 CHAIRPERSON FERGUSON: Yes.

11 DEPUTY CHIEF BLISS: I'm going to start with some  
12 notes for the Board. Then I have a request for an  
13 appointment that'll come shortly after. I don't believe  
14 that it's on the agenda, but it is in my handout, so I'd  
15 like to move forward with it after. So, I'll first start  
16 with an update on our injured members. We currently have  
17 3 members of the department who are disabled and  
18 recovering at home due to an on-duty injury. One is a  
19 police officer from the 10th Precinct, one is a police  
20 officer from the Seventh Precinct, and one is a police  
21 officer from the 11th Precinct. Crime data as of May 3rd  
22 homicides, we have 80 year to date as compared to 79 at  
23 the same time in 2022. That's a 1% change. Non-fatal  
24 shootings. Currently we were at 226. Last year we were at  
25 217. That's a change of 4%. Robberies this year we're at

1 433. Last year we were at 410 for a change of 6%. Then  
2 finally, for the total part 1 violent crime year to date  
3 for 2023, we have 3,864 to last years of 3,646 for a 6%  
4 increase overall.

5 DEPUTY CHIEF BLISS: Moving on to the drag racing  
6 drifting enforcement that we had April 28th through the  
7 30th. We investigated 33 people. We did 33 traffic stops.  
8 We issued 9 traffic citations. We investigated 33  
9 vehicles. We impounded 2. We had 2 felony arrests. Our  
10 total stats year to date for the drag racing and drifting  
11 enforcement since March 24th, 2023. At this time, we have  
12 221 people investigated, 142 traffic stops, 82 traffic  
13 citations issued, 159 vehicles investigated, 8 vehicles  
14 were impounded, 1 stolen vehicle was recovered. We had 10  
15 felony arrests, 2 misdemeanor arrests, and we recovered 4  
16 weapons to this point. Moving on to the mental health  
17 related calls for service.

18 DEPUTY CHIEF BLISS: For the last seven days we've  
19 had 361 mental health related calls for service. The  
20 total calls for service year to date is 5,331 as opposed  
21 to in 2022, 4,661. We serviced 4,775 year to date versus  
22 last year 4,177. So they are steadily increasing. Moving  
23 on to significant events. Incident number one is a double  
24 non-fatal shooting officer involved shooting. Updates. On  
25 Saturday, April 15th at 12:00 AM Detroit police officers

1 were sitting stationary in the area of Randolph and  
2 Monroe when they heard the sound of gunshots coming from  
3 near a parking structure. The officers then noticed  
4 people running from the area and immediately responded to  
5 assist. The officer saw a suspect arm with a handgun. The  
6 suspect then ran into the parking structure and the  
7 officers pursued. The suspect later pointed his firearm  
8 at the lead officer as he attempted to escape in a black  
9 Mazda being driven by another suspect. The lead officer  
10 fired a single shot at the armed suspect striking him.

11 DEPUTY CHIEF BLISS: The black Mazda pulled off from  
12 the location. The wounded suspect was later located at a  
13 local hospital and was taken into custody. Pursuant to  
14 DPD's policy, this matter is turned over to the Homicide  
15 Task Force where personnel from the Michigan State Police  
16 will serve as a lead agency investigating this incident.  
17 Case update. Detectives from the Homicide Task Force  
18 prepared and submitted a warrant to the Wayne County  
19 Prosecutor's Office on April 17th, 2023. The Wayne County  
20 Prosecutor's Office returned the warrant requesting  
21 additional work from detectives due to uncooperative  
22 witnesses who are key to the case prosecution. On April  
23 19th, 2023, one of the suspects, Mr. Leonard Earl  
24 Williams, was picked up by the US Marshals for violation  
25 of parole on federal gun charges. The suspect was charged

1 with felony possession and is being held in federal's  
2 custody with no bond. This is the update to the one that  
3 you breached out earlier.

4 COMMISSIONER BERNARD: Thank you, officer.

5 DEPUTY CHIEF BLISS: Incident number two. This is a  
6 homicide update on the doctor. On Sunday, April 23rd,  
7 officers were dispatched to the 150 blocks of West Boston  
8 to investigate a call for service for a wellbeing check.  
9 Upon arrival at the location, officers observed evidence  
10 that caused concern for the occupant's wellbeing.  
11 Officers made entry into the property and discovered the  
12 victim's body hidden in a claw space rapped in sheets.  
13 The victim suffered a gunshot wound to the head.  
14 Detectives from the Homicide Unit arrived at the scene  
15 and began the investigation. Case update. The detective's  
16 evidence and followed up on investigative leads related  
17 to the case, enabling them to make an arrest on April  
18 27th, 2023. The suspect was investigated and released  
19 pending further investigation. The Detroit Police  
20 Department is asking the community for assistance with  
21 information regarding this incident. Anyone with  
22 additional information is asked to contact Crime stoppers  
23 at 1-800 Speak Up.

24 DEPUTY CHIEF BLISS: Incident number three, homicide,  
25 fatal stabbing. On Wednesday, April 26th, 2023, officers

1 were dispatched to the 16,000 block of Dexter to  
2 investigate a call for service for a person stabbed.  
3 Officers arrived at the scene and observed the victim  
4 lying on the porch, semi-conscious with a stab wound to  
5 the chest. Officers administered medical assistance until  
6 medics arrived. The victim was transported to a local  
7 hospital where he was immediately rushed into surgery.  
8 However, the victim succumbed to the injury. Officers  
9 interviewed witnesses at the scene, and it was determined  
10 that a large fight occurred at the location and  
11 accumulated when the suspect, a female family member of  
12 the victim stabbed the victim in the chest. The suspect  
13 was arrested at the scene. Detectives from the Homicide  
14 Unit submitted a warrant to the Wayne County Prosecutor's  
15 office for review on April 27th. However, the warrant was  
16 returned for additional work to be completed.

17 DEPUTY CHIEF BLISS: The Homicide Unit is working  
18 diligently to complete the requested task to reissue the  
19 warrant. Anyone with information regarding this incident  
20 is asked to contact Crime Stoppers at 1-800 Speak Up.  
21 Incident number four. It's a homicide, one fatal and one  
22 non-fatal. On Sunday, April 30th, officers were  
23 dispatched to the 8,000 block of Smart to investigate a  
24 call for service for a shooting. Upon arrival at the  
25 location, officers observed a female lying in the street

1 suffering from a gunshot wound to chin. The female was  
2 pronounced dead at the scene by medics. Officers received  
3 information that a second female was shot but left the  
4 scene before they arrived. The second victim was  
5 eventually discovered at Beaumont Hospital and pronounced  
6 in temporary serious condition with a gunshot wound to  
7 the right shoulder. Detectives from the Homicide Unit  
8 arrived at the scene and began the investigation and  
9 received information from witnesses that a large fight  
10 occurred involving the victims and a female suspect.

11 DEPUTY CHIEF BLISS: After the fight, the female  
12 suspect proceeded to her vehicle, retrieved a handgun,  
13 and shot the victim. The suspect left the location in a  
14 black SUV after the shooting. Shortly thereafter, the  
15 detectives received a call from Lincoln Park. Police  
16 dispatch stated they received a call for service from a  
17 female who states that she was assaulted on Smart Street  
18 during a fight and fired her weapon in self-defense.  
19 Detectives determined the suspect's location with Lincoln  
20 Park Police and arrested the suspect. On Tuesday, May  
21 2nd. Detectives from the Homicide Unit were preparing a  
22 warrant to be submitted to the Wayne County Prosecutor's  
23 office for review. The Detroit Police Department is  
24 asking anyone with additional information regarding this  
25 incident to contact Crime Stoppers at 1-800 Speak Up.

1 Incident five, fatal shooting. On Sunday, April 30th,  
2 officers were dispatched to investigate a call for  
3 service in the 14,000 block of Greenlawn for a person  
4 shot.

5 DEPUTY CHIEF BLISS: Officers arrived at the scene  
6 and observed a female standing on the porch of the  
7 location. The female stated to the officers that she shot  
8 the suspect after he attacked her during a domestic  
9 dispute. The officers entered the location and observed a  
10 victim lying on the ground with a gunshot wound to the  
11 chest. The victim was declared dead at the scene by  
12 medics. The suspect was arrested at the scene. On  
13 Tuesday, May 2nd, detectives from the Homicide Unit were  
14 preparing a warrant to be submitted to the Wayne County  
15 Prosecutor's office for review. The Detroit Police  
16 Department is asking anyone with additional information  
17 regarding this incident to contact Crime Stoppers at 1-  
18 800 Speak Up. Additional information. On Tuesday, May 2nd  
19 and Wednesday May 3rd, the Chief's office met with the  
20 board, with the BOPC Board secretary and a few  
21 commissioners in regard to the Porter Burks shooting in  
22 efforts to continue the department's transparency. Again,  
23 this is what was reported earlier by the Board.

24 DEPUTY CHIEF BLISS: Positives. Walk a mile Wednesday  
25 in Detroit Police Fourth precinct. On Wednesday, May 3rd,

1 Chief White, along with the Fourth Precinct, held a walk  
2 a mile Wednesday. Attendees gathered at 5:30 PM at the  
3 Detroit Mexican International Welcome Center located at  
4 2835 Bagley Street. They began the walk at 6:00 PM. Walk  
5 a mile Wednesday represents the department's obligation  
6 to fitness and is instrumental in maintaining the  
7 relationship between law enforcement and the community.  
8 Annual Day of Community Prayer event. Today, May 4th at  
9 11:00 AM the Detroit Police Chaplain Corp held the day of  
10 Community Prayer as the Detroit Public Safety  
11 Headquarters, 13013. Chief White members of DPD, Chaplain  
12 core and local clergy spoke at the event and said a  
13 prayer for the city of Detroit. The event was streamed on  
14 DPD's Facebook page. Reinstatements. On Thursday, May  
15 4th, 3 reinstated officers were sworn in by Chief White.  
16 We now have a total of 32 officers who have returned to  
17 the department from various agencies.

18 DEPUTY CHIEF BLISS: 50Th Interfaith Memorial  
19 Service. On Friday, May the 5th DPD's Chaplain Core will  
20 hold the 50th Interfaith Memorial service at Old St.  
21 Mary's Church, located at 646 Monroe Street. The event  
22 which will honor the lives of first responders who made  
23 the ultimate sacrifice while serving their communities  
24 will begin with a presentation of colors at 8:00 AM and  
25 the memorial service will begin at 9:00 AM. Speakers at

1 the event will include Chief White, DPD chaplain core  
2 members, and local clergy. Breakfast following the  
3 service will be held at Delmar Detroit Sports Bar,  
4 located at 501 Monroe Street. That is my briefing. I know  
5 was a bit long, but I wanted to make sure that the Board  
6 got every bit of information on these events.

7 CHAIRPERSON FERGUSON: That's okay. You're thorough  
8 as always, sir. I want to say thank you. I just got a  
9 few. I'm hearing about the Detroit Police Department  
10 catching a lot of criminals. Right. But only for them to  
11 be returned back into our neighborhood because the Wayne  
12 County Prosecutor's Office say, you all didn't write it  
13 up right. How about this? How about asking the Wayne  
14 County prosecutor's office, okay, how do you want us to  
15 write this stuff, so it won't keep getting kicked back?  
16 Because obviously what you just told me, why wouldn't I  
17 want to prosecute after that? I mean, you just gave me a  
18 synopsis. It wasn't all in paper, but you just told me  
19 the synopsis of it. They say, nah, isn't good enough. So  
20 maybe let's ask them, hey, what do you guys need from us?  
21 Then when you do, you check all those boxes, hand it to  
22 them. The warrant gets signed. I mean, it sounds like to  
23 me that would be pretty simple for them because all the  
24 paperwork you guys write up and they say, nope, it's not  
25 good enough. I'm like, what are you all watching? So

1 there's got to be some on their end. Right.

2 CHAIRPERSON FERGUSON: The second one, cars. In the  
3 reports, can you have them find out for the drag racing  
4 and drifting how many cars that got towed away? How many  
5 are repeat offenders with the same car back out on the  
6 street? The ones that we impound, I know they're getting  
7 them back, but, wow. I mean, it's got to be some kind of  
8 repercussions towards that. Because it's just like a slap  
9 on the wrist when you're doing that. When you get caught  
10 doing that, you're making something like that dangerous  
11 in our street. You shouldn't be allowed to have that car.  
12 Not that one. You get another one, but not that one.  
13 That's all I have. Commissioner Banks.

14 COMMISSIONER BANKS: Yes. Deputy Chief, sorry about  
15 that. Through the Chair. Through the Chair, Deputy Chief,  
16 peace and blessing to your Deputy Chief. You said the  
17 warrant needed to be returned back to the prosecutor's  
18 office because the lack of information. The prosecutor.  
19 So what you're saying, the prosecutor has given the  
20 warrant out, what information that was left off to  
21 Detroit Police Department and what needed to be completed  
22 with that warrant. That warrant was not all the way  
23 completed. What is needed to be completed with the  
24 warrant? Are you allowed to say that Deputy Chief?

25 DEPUTY CHIEF BLISS: Through the Chair. So I'll

1 unpack this a little bit more. Because our investigators  
2 do a phenomenal job and they put wonderful warrants  
3 together. But that doesn't mean that every time a warrant  
4 is submitted that we check off all the boxes. Sometimes  
5 there's additional questions that maybe a third party  
6 would ask that because we are so involved with in the  
7 investigation, we either don't address or don't put in  
8 there. Or maybe there's something that we just didn't  
9 think about. I think that's what's good with that is that  
10 we have somebody else to kind of look at and say, did you  
11 look at this? Did you look at that? So it's not  
12 necessarily negative, like we left something out. It  
13 could be that they're just requesting additional  
14 information in order just to substantiate the warrant  
15 even more.

16 DEPUTY CHIEF BLISS: So, I don't want the Board to  
17 think that it's something negative. It's back and forth  
18 communication. I firmly believe that it makes a stronger  
19 investigation, and overall, a strong case. When it comes  
20 to exactly what is missing each investigation is  
21 different. I wouldn't be able to exactly tell you what it  
22 is because it varies. But I can definitely tell you that  
23 warrants that we submit are thorough and we've tried to  
24 run all the bases on, on everything. We've got probably  
25 the best investigators in the state of Michigan, if not

1 the nation

2 COMMISSIONER BANKS: Deputy Chief, I just want you to  
3 know, it wasn't meant in a negative way. I just wanted  
4 you to give me a little bit more clarity and  
5 understanding. Because when the prosecutor issues a  
6 warrant out, you wouldn't normally think that everything  
7 is up to par. I'm all set. Mr. Chair, go ahead. I  
8 appreciate it.

9 CHAIRPERSON FERGUSON: Yes. For the record, I'm going  
10 to state that Commissioner Burton has entered the  
11 meeting. Commissioner Pressley.

12 COMMISSIONER PRESSLEY: Thank you, Chair. No  
13 questions.

14 CHAIRPERSON FERGUSON: Commissioner Bell.

15 COMMISSIONER BELL: No question.

16 CHAIRPERSON FERGUSON: Commissioner Burton.

17 COMMISSIONER BURTON: That was a good laugh. I guess  
18 the public is eating popcorn right now, right? But  
19 anyway, on behalf of the citizenship of Detroit. Chief,  
20 I'm requesting to see the Porter Burks video next week,  
21 Thursday at any available time that the department can  
22 set that up for me. But I am requesting to see not only  
23 the video, but I'm also requesting to hear the audio. So  
24 I'd like to hear the audio along with the video on behalf  
25 of the citizens of Detroit that wake up every day in

1 poverty. I'm available either in the morning or afternoon  
2 at any time that the department can make that available.  
3 Thank you.

4 CHAIRPERSON FERGUSON: For the record, all  
5 commissioners got that invite, correct, Ms. Shaw?

6 MS. SHAW: That's correct, Mr. Chair.

7 CHAIRPERSON FERGUSON: So all the commissioners got  
8 that invite to come see that critical incident video.  
9 Every single commissioner got it. So that room should  
10 have been packed with commissioners.

11 COMMISSIONER BURTON: Point of order, Mr. Chairman.  
12 I'm requesting to see it at a date that's convenient for  
13 my schedule. As a commissioner, I represent a hundred  
14 thousand people that live in the Fifth District. I am  
15 flexible with the department on Thursday. If Thursday  
16 doesn't work for the department, then I will make myself  
17 flexible for Friday. I will clear my calendar. I'm  
18 requesting to see the video along with hearing the audio.

19 CHAIRPERSON FERGUSON: We'll make that happen. We'll  
20 make that happen, sir. Commissioner Holley.

21 COMMISSIONER BURTON: I don't have faith in you, sir.  
22 Nor do the citizens of Detroit have faith in you. The  
23 question, I'll make it to the Chief's office today.

24 CHAIRPERSON FERGUSON: Commissioner Holley.

25 CHAIRPERSON HOLLEY: Through the Chair. Assistant

1 Chief, thank you so much for your report. You might not  
2 be able to go over this, but the doctor's body they  
3 found, was it taken from the bottom to the attic or was  
4 he shot in the attic.

5 DEPUTY CHIEF BLISS: Through the Chair. So there's  
6 some points of the investigation that we're working  
7 through and I would rather keep it to the investigation  
8 right now as we move forward on it. But I'm sure at a  
9 later date that information will be released to you and  
10 the Board.

11 CHAIRPERSON HOLLEY: We both have the same barber. My  
12 barber indicates she has not been in question. A lot of  
13 things that barbers and hairdressers know. She tried to  
14 get in and nobody followed up. If you want me to help you  
15 with that, I'd be happy to do that.

16 DEPUTY CHIEF BLISS: Through the Chair, please. Yes.

17 CHAIRPERSON HOLLEY: Let me ask you this. No blame on  
18 anyone, but I want to know this whole thing about if you  
19 get caught with a gun, you get two years. I've been  
20 asking this Board for about a year or so, where are we  
21 with that? Because it seems to me that a lot of this gun  
22 play is the people do not have license to the guns. At  
23 some point or another, we used to have a strong  
24 advertisement in terms of the consequences if you get  
25 caught with a gun and it's legal, you get two years. I

1 just feel like you know we got 80 homicides. We're right  
2 where we were a year ago, which means we're most likely  
3 in January the first, we'd be right where we were a year  
4 ago based on where we're going. Because when you talk  
5 about, there's violence all over the place, all over this  
6 country. But I've never seen it in Detroit where we're  
7 talking about multiple women, children, not people that's  
8 coming back from prison, but basically children and  
9 women.

10 CHAIRPERSON HOLLEY: I just feel like I need to know  
11 if I could, through the Chair to the Secretary, I need to  
12 know where are we with this campaign about when you get  
13 caught with a gun illegally, what happens? You put on a  
14 teller. Is that it? Somehow, some kind of way we've got  
15 to address this. I'm not saying we're not. I don't want  
16 to be a broad brush. But as a minister and a person  
17 that's oversight and all other stuff that we say we are,  
18 it's unacceptable to go on day in and day out. You wake  
19 up in the morning, I cut the television at 4:00 AM and  
20 the first thing we hear is multiple shootings. I'm just  
21 asking you since you're here and the Chair and through  
22 the Chair to the Secretary, I'd like to know where are  
23 we, a full reporting on where we are in terms of the...

24 COMMISSIONER: Campaign.

25 CHAIRPERSON HOLLEY: Thank you so much. Campaign, in

1 regards to the consequences when you get caught with a  
2 gun illegally.

3 MS. SHAW: Through the Chair. Can I just clarify  
4 Commissioner Holley's request. Are you looking for a  
5 report that shows the rate at which an individual is  
6 arrested for a weapon? The rate at which they're being  
7 convicted. Is that what you're looking for?

8 CHAIRPERSON HOLLEY: I'm wrapped up in emotions now.  
9 So let me just say this. Anything that's basically going  
10 to help me to explain to the community and to my conjures  
11 that what we are doing to have some effect on gun  
12 violence. I just feel like main thing is are we were just  
13 putting tellers on them and they're shooting with the  
14 teller? Are they going to jail? I don't hear anybody  
15 going to jail for violating a gun. I know in this day and  
16 time, many people feel like it's not good for poor  
17 people, not good for African Americans, not good for the  
18 poverty in the city and all this kind of stuff. But I got  
19 80 homicides here. 80. If this was 80 police officers  
20 killings, we'll be going through the roof. But I got  
21 three confrontations with police officers, which is  
22 something I don't like. But I really don't like 80  
23 homicides in my community and growing. I'm just asking  
24 you whatever you think I want and need. That's why I  
25 voted for you to be the Secretary to help me.

1 MS. SHAW: Through the Chair. I'll work on that.

2 CHAIRPERSON FERGUSON: So Commissioner, let me see if  
3 I can help him here a little bit. A while ago there was a  
4 campaign going on about drinking and driving. Because it  
5 got so out of hand. You saw this commercial that showed a  
6 young man going to the rooftop and getting ready to get  
7 in his car. When he got in his car, ding, officer pops  
8 up. Later on, tow truck driver pops up and later on the  
9 lawyer pops up right after that it showed exactly how  
10 much money he was going to be out of just because he  
11 decided to get in his car. So that showed everybody  
12 getting paid. I'm telling you right now, drinking and  
13 driving slowed down. It didn't stop, but it slowed down  
14 big time. We had people driving you home. At the time, I  
15 didn't know. It wasn't Lyft, it was Uber, I think came to  
16 pick you up. You were at some of the bars it would take  
17 you home if you got too drunk. Right? They had a bus that  
18 used to take you home or take you to a drop off place.  
19 You can call somebody. Drinking and driving slowed down.

20 CHAIRPERSON FERGUSON: Guess what? They quit showing  
21 that commercial. You haven't seen that commercial since  
22 because it was working. Pardon McQuaid. She put something  
23 together. You got caught carjacking. You got five years  
24 run off the rip with the gun and then because it was a  
25 violent crime with the carjacking, you got x amount of

1 years with that and they ran not together. So after you  
2 did your five years with the gun, you're going to do the  
3 x amount of years because you tried to take somebody's  
4 car with that gun. Carjacking. Now when you look at the  
5 numbers they went down. I talked to a couple officers  
6 that said when they caught somebody in the car with a gun  
7 and drugs, they all cop to the drugs. Those are my drugs.  
8 They were almost fighting over it. That isn't my gun.  
9 Those are my drugs. Because they know for the drugs,  
10 they're only going to go a little bit of time. But for  
11 the gun, they are going five years right through right  
12 off the bat. So I think what Reverend Holley and I'm  
13 trying to say is we need a campaign. We need to flood the  
14 airways. We need people to help us.

15 CHAIRPERSON FERGUSON: We actually need the news to  
16 help us. When I was growing up, the news used to go on  
17 thing, the time is at 11 o'clock. Do you know where your  
18 children at? We were all looking all around. Let's get  
19 back to that. Don't mind you reporting out the news. You  
20 can say, hey, 3 people got shot today over on such and  
21 such street. Guys, you all better put them guns down. The  
22 police is going to catch you and you're going to do X  
23 amount of time. Let's get back to that. Let's try that  
24 and see if that works. Maybe they'll think twice about  
25 doing something. That's just me. I think that's

1 Commissioner Holley. Commissioner Carter had entered the  
2 building. Welcome, Commissioner Carter. Commissioner  
3 Bernard.

4 COMMISSIONER BERNARD: In response to what has been  
5 said, Mr. Chairman, by you and Reverend Holley. I'd like  
6 to point out, and even for the benefit of our Board  
7 Secretary, that 80% of homicides, those 80 people you're  
8 talking about, they're people who know each other well.  
9 Husband, wife, girlfriend, boyfriend, my man, my man.  
10 It's that kind of atmosphere. But you make me mad so then  
11 I've decided that I'm going to shoot you. So it isn't  
12 anything that can be done, in my opinion as a lawyer in  
13 four states. I don't know of any state that is able to  
14 stop homicides. They're done sometimes surreptitiously.  
15 Surreptitiously means you can poison a person or  
16 sometimes with a gun or with a knife. So homicide is part  
17 of human nature to kill your enemy or who you perceive as  
18 your enemy because you've lost control.

19 COMMISSIONER BERNARD: Now we've dissected it as a  
20 community. I'm very happy about that in terms of the  
21 emotions that are involved, in terms of the mental  
22 illness that may be involved, all of these things. But  
23 generally, homicide is between people who really know  
24 each other very well. In terms of what you said Mr.  
25 Chairman about the prosecutor. I guess I take some

1 umbrage to that in the sense that the prosecutor is an  
2 elected official. They have a job to do. They prosecute  
3 cases where the facts warrant clip that there has been a  
4 violation of the law. That is not a determination that's  
5 made by the police. The police's job is they're in their  
6 lane. They enforce the law according to our policies and  
7 according to the statutes that are on the books. When the  
8 police write it up, and then it goes to the prosecutors.  
9 It's just like government. You have three branches of  
10 government.

11 COMMISSIONER BERNARD: You have the legislative  
12 branch, you have the executive branch, you have the  
13 judicial branch. Everybody stays in their lane. When the  
14 prosecutor makes a decision to prosecute or not  
15 prosecute, they made the decision not to prosecute any of  
16 those officers five of which gun molest a person and put  
17 19 holes in him, made him Swiss cheese. They made that  
18 decision. Now we were all yay, yay, yay for that. But  
19 when they make a decision to not prosecute a person in  
20 the community, they should also be respected for that  
21 decision. So I mean, this is an emotional topic. It's  
22 emotional for me. It's emotional for everyone in this  
23 room and for all citizens. But I also think we have to be  
24 cognizant of what our role is. If the prosecutor said  
25 there's no case, then there's no case.

1 COMMISSIONER BERNARD: That's not our job to evaluate  
2 the bullet holes, the this, the death, the other to  
3 decide if there's a case. They said no case. No case. So  
4 sort of dumping on them. On the final point on this issue  
5 of guns, and I want to call this to your attention,  
6 Deputy Chief. A 21-year-old called me last Monday  
7 actually with another guy on the phone. Another kid that  
8 I know. He said he had been arrested with a gun. Okay.  
9 Blessed with a gun. He said, never had any trouble. My  
10 mother never had been in trouble, never did anything  
11 wrong. Two people actually have called me about this.  
12 This is two separate cases. I'll tell you the first case,  
13 the first person that called me was a young boy who's a  
14 fighter. He's well known in this community.

15 COMMISSIONER BERNARD: I mean boxer. He's well known  
16 in the community. He said he was going to his sister's  
17 birthday party. He didn't have his car so it was  
18 somebody's car. He was walking to it, well dressed and  
19 everything, but he had on Cartier glasses with a little  
20 diamond on the nose. So he took a gun with him because he  
21 didn't want to get jacked on the street for his glasses.  
22 Clearly this kid was eligible and could have gotten a  
23 permit to carry it. No police encounters. No felonies, no  
24 nothing. Case number two, the one that called me Monday.  
25 21-year-old boy works 12 hours a day, has a gun. He said

1 in his neighborhood, there had been three shootings in  
2 the last three weeks, two weeks or whatever. He said he  
3 carried the gun to protect himself. High school graduate.  
4 Nice kid. Works 12 hours a day.

5 COMMISSIONER BERNARD: I don't know why he does that,  
6 but anyway. He said that when he calls to go and get his  
7 license to carry, like any of us in this room could, the  
8 officers only open from nine to three. They have no  
9 weekend hours or anything like that. He said, Linda, I  
10 tried to go do it, but I couldn't. I couldn't do it  
11 because of my work and because of my work schedule. So  
12 that particular day, he's going to work, and he gets  
13 stopped by the police. I've forgotten what the pretext  
14 was for the stop. I'm not even sure they had probable  
15 cause to stop him or investigate him. But my point is  
16 that one we need to address the needs of the community to  
17 be able to register their guns and get their permit  
18 security other than nine to three Monday through Friday.

19 COMMISSIONER BERNARD: Because that works for  
20 businesspeople maybe. But it doesn't work for Play works  
21 who also want to quote carry legally. People who have had  
22 no previous encounter with them are just afraid. The guy  
23 that I was talking about that was a boxer, he's the  
24 little guy. What was that? A wealthier wage or something?  
25 I mean, little fella. The other guy is a little guy too.

1 I'm just saying there's real life these people, some  
2 people who carry guns. It's just a real-life situation.  
3 So hopefully we can do something about those hours and  
4 hopefully we can get the word out to people. But if you  
5 want to carry a gun, like many people in this room do,  
6 carry guns, please get the permit. We are going to make  
7 it easier for you to get the permit. You don't have a  
8 felony. You can be over from eight or seven or something  
9 at least one day a week. I mean, it's something we have  
10 to do. We have to help the community be in compliance. We  
11 don't always have to just put our foot on their neck.

12 CHAIRPERSON HOLLEY: Point of order.

13 CHAIRPERSON FERGUSON: Yes.

14 CHAIRPERSON FERGUSON: This is not on the agenda. I  
15 know it's not. I let her talk.

16 CHAIRPERSON HOLLEY: I like her. I like her  
17 commentary, but I just feel like this is not appropriate.

18 CHAIRPERSON FERGUSON: I got you. Commissioner  
19 Carter.

20 COMMISSIONER BERNARD: I didn't interrupt Jim Holley.

21 CHAIRPERSON FERGUSON: Commissioner

22 COMMISSIONER BERNARD: Please—

23 CHAIRPERSON FERGUSON: Excuse me. Excuse me. Come on.  
24 Commissioner Carter, you have the floor. Yes. Questions  
25 to the Chief?

1 COMMISSIONER CARTER: No question.

2 CHAIRPERSON FERGUSON: You don't have anything? Okay.

3 COMMISSIONER BANKS: Mr. Chairman, I want to say  
4 something right quick about you. Okay?

5 CHAIRPERSON FERGUSON: Yes.

6 COMMISSIONER BANKS: It took a little bit about 15  
7 minutes ago, 10 minutes ago. Hold this to your heart. You  
8 made progress under your administration. Okay. You  
9 followed your heart. I've been watching you for almost  
10 one year now. You made progress under your administration  
11 here. Okay. Positive progress. Hold that to your heart,  
12 brother.

13 CHAIRPERSON FERGUSON: Thank you, sir. Thank you so  
14 much. Oral communications. Mr. Brown. You got our mics.

15 MR. BROWN: Testing. Good afternoon, Mr. Chair. We  
16 currently have nine speakers. I'll call your speakers  
17 that are in attendance. Ms. Fredia Butler, followed by  
18 Minister. Eric Blount, followed by Ms. Bernice Smith.

19 DEPUTY CHIEF BLISS: Chairman Ferguson.

20 CHAIRPERSON FERGUSON: Yes.

21 DEPUTY CHIEF BLISS: I still want to just bring it to  
22 your attention that we do have an appointment.

23 CHAIRPERSON FERGUSON: That's right. Assistant Chief.  
24 You're just bringing that on us now.

25 DEPUTY CHIEF BLISS: I'm just excited. That's all.

1 CHAIRPERSON FERGUSON: I understand it. I understand  
2 it.

3 COMMISSIONER PRESSLEY: Mr. Chair.

4 CHAIRPERSON FERGUSON: Yes.

5 COMMISSIONER PRESSLEY: May I ask a question of the  
6 parliamentarian? We approved the agenda and so to add  
7 this to the agenda, does it require a motion?

8 PARLIAMENTARIAN DR. FRANCIS JACKSON: To add the  
9 appointment?

10 COMMISSIONER PRESSLEY: Yes.

11 PARLIAMENTARIAN DR. FRANCIS JACKSON: Is the  
12 appointment coming under the Chief's report?

13 COMMISSIONERS: Yes.

14 PARLIAMENTARIAN DR. FRANCIS JACKSON: If the  
15 appointment's coming under the Chief's report, there's no  
16 need to add it to the agenda. It's all part of the Chief  
17 support.

18 CHAIRPERSON FERGUSON: Fantastic. Go right ahead.

19 DEPUTY CHIEF BLISS: Wonderful. Wait one second. I  
20 think we're going to assemble with Chief. One second.

21 CHAIRPERSON FERGUSON: Go ahead, Chief.

22 DEPUTY CHIEF BLISS: So I'm very excited about this  
23 appointment. Because what I'd like to do is present  
24 captain Aric Tosqui for the recommendation of the  
25 appointment to the rank of commander. There's a summary

1 here for Captain Tosqui. But I first want to start by  
2 saying I've known Captain Tosqui for years. He is an  
3 asset to this department. He's a wonderful command  
4 officer. He's been a wonderful officer throughout his  
5 tenure here. It's great to see him up in front of you.  
6 But what I'd want to do now is just give you a summary  
7 that Captain Aric Tosqui is a 27-year veteran with the  
8 Detroit Police Department. As an officer he worked at the  
9 Third Precinct Central District Gaming Unit, Northwestern  
10 District, Eight Precinct, and the Sixth Precinct. When  
11 Captain Tosqui was promoted to lieutenant, he was  
12 assigned to the Northwestern District.

13 DEPUTY CHIEF BLISS: He was also assigned to the  
14 Sixth and Eighth Precinct. In October 2013, Captain  
15 Tosqui was appointed to the rank of Captain and assigned  
16 to the Crime Intelligence Unit, and was later assigned to  
17 the Third Precinct. In April of 2016, Captain Tosqui was  
18 appointed to the rank of Commander and assigned to the  
19 Sixth Precinct as a commanding officer. On September  
20 14th, 2017 then Commander Tosqui was re-appointed  
21 captain. His current rank and assigned to the  
22 Investigative Operations Unit. He was later assigned to  
23 the 10th Precinct, his current command. Captain Tosqui  
24 has earned a Bachelor of General Studies, a Master of  
25 Science in Criminal Justice, and a graduate certificate

1 in Business Administration.

2 DEPUTY CHIEF BLISS: Along with Captain Tosqui's  
3 Education and Accomplishments as a Detroit police  
4 executive, he has also completed several programs such as  
5 the FBI National Academy, the Negotiation and Leadership  
6 Program on negotiation at Harvard Law, the Police  
7 Executives and New Chief School brought together by the  
8 Michigan Associations of the Chief of Police, the  
9 Executive Leader Program, Center of Homeland Defense and  
10 Security, and the Michigan State University School of  
11 Human Resources and Labor Relations and is classified as  
12 a certified Labor Relations leader.

13 CHAIRPERSON FERGUSON: Yes.

14 CHAIRPERSON HOLLEY: Chief, I'm excited about it too,  
15 but I think you have to realize that something on this  
16 level as manager, you want to give us at least few days  
17 to look at it, have our people to do on it so that the  
18 community will feel like we are oversight and we're doing  
19 our responsibility. I am excited about this. I do feel  
20 like with no disrespect of one commissioner, I think we  
21 are obligated to look at this recommendation if it's no  
22 more than 48 hours. I really feel like based upon the  
23 profile. But I think we still have obligation to really  
24 do due diligence with this recommendation that you're  
25 offering. No disrespect. It's just that I got to be

1 respected by the community.

2 COMMISSIONER BURTON: Through the Chair.

3 CHAIRPERSON FERGUSON: Yes.

4 COMMISSIONER BURTON: I actually agree with my  
5 colleague on this subject matter. I'd like to make a  
6 motion at this time that we can that the board does its  
7 due diligence to vet this and bring this back for action  
8 in the matter of a vote by next Board meeting.

9 PARLIAMENTARIAN DR. FRANCIS JACKSON: Mr. Chairman.

10 CHAIRPERSON FERGUSON: Yes.

11 PARLIAMENTARIAN DR. FRANCIS JACKSON: There really is  
12 no need for the commissioner's motion.

13 CHAIRPERSON FERGUSON: Right.

14 PARLIAMENTARIAN DR. FRANCIS JACKSON: The  
15 commissioner can state to you as the Chair and to the  
16 commission whatever it is that you think the due  
17 diligence would be. There is no motion to adopt the  
18 Chief's recommendation at this time. So the discussion of  
19 the commission would be instructions to the Chief's  
20 office on what it is you want done in order to consider  
21 this matter.

22 CHAIRPERSON FERGUSON: Correct. Captain Tosqui.

23 COMMISSIONER: Why are we talking to him?

24 CHAIRPERSON FERGUSON: Guys, we want to see who he  
25 is. Right?

1 COMMISSIONER: Right.

2 CHAIRPERSON FERGUSON: How are you doing sir?

3 CAPTAIN TOSQUI: We can speak.

4 CHAIRPERSON FERGUSON: Yes. We're going to do this,  
5 but we're going to do it right. So can you give us  
6 another week, Chief? Is that okay?

7 DEPUTY CHIEF BLISS: Yes.

8 CHAIRPERSON FERGUSON: Can you like—

9 PARLIAMENTARIAN DR. FRANCIS JACKSON: Mr. Chairman,  
10 are there instructions to... I'm trying to be responsive  
11 to Commissioner Burton concern because he asked a certain  
12 specific things and the instructions to the Chief's  
13 office needs to respond to what it is the commission  
14 wants that office to provide in order to act on this  
15 matter.

16 CHAIRPERSON FERGUSON: Okay.

17 PARLIAMENTARIAN DR. FRANCIS JACKSON: Thank you.

18 CHAIRPERSON FERGUSON: Can you provide us with some  
19 of the recommendations you read off to us and give it to  
20 the Board Secretary? Right. Then she can pass it out to  
21 all the commissioners. Correct.

22 COMMISSIONER BERNARD: Mr. Chairman, I think what the  
23 commissioner and Reverend Holley was referencing, so we  
24 need the information that you were reading from. Not just  
25 that, but we also need to see his disciplinary history.

1 COMMISSIONER: Correct.

2 COMMISSIONER BERNARD: That is a very significant  
3 point for the community right now, and also accolades and  
4 so forth, that he may have. That's written.

5 CHAIRPERSON FERGUSON: That's what we're getting to  
6 Commissioner. That's what I'm getting to.

7 COMMISSIONER BURTON: Through the Chair.

8 CHAIRPERSON FERGUSON: Yes.

9 COMMISSIONER BURTON: Real quick and brief. We as  
10 commissioners are very familiar with the work of Captain  
11 Tosqui. But it's very important that we vet this process  
12 because we just got this today. So we can hold off on  
13 this promotion today so we can have a week or so to  
14 prepare for our office to be able to do its homework.  
15 That's what our community wants to see from this Board.  
16 They want us to do our homework. They don't want us just  
17 to approve promotions. So I actually agree with my  
18 colleague commissioner Jim Holley. But I'm also very  
19 familiar with the work of Captain Tosqui. You've done a  
20 great job so far that I know of with our community. But  
21 we have to do our due diligence to vet every promotion  
22 that comes from the Chief's office because we signed up  
23 to serve and this is part of our fiduciary  
24 responsibilities. Thank you.

25 CHAIRPERSON FERGUSON: Deputy Chief, can you give us

1 a week, oh, I'm sorry. Go right ahead.

2 COMMISSIONER BELL: Mr. Chairman, we just indicate  
3 that the Chief should follow past protocol for command  
4 motion. Simple as that.

5 MS. SHAW: Through the Chair. Through the Chair.

6 CHAIRPERSON FERGUSON: Yes.

7 MS. SHAW: If I can just provide some additional  
8 information for the commissioners. The Board's office did  
9 receive this recommendation in the office this week. We  
10 are analyzing that and it's not ready to pass to the  
11 commissioners today. We received that as a hard copy on  
12 Tuesday. So we can certainly have that analysis ready for  
13 the Board to review by next week, by next Thursday. Keep  
14 in mind that next Thursday, May 11th is a community  
15 meeting. Normally we don't have promotions during  
16 community meetings. We certainly can as an exception if  
17 you like. If not, then the next date that the  
18 commissioners would look at this would be for May 18th.  
19 It's up to the Board.

20 COMMISSIONER BURTON: Through the Chair. Real quick  
21 and brief. This is what I'm talking about here. When  
22 things come from the Chief's office to the Board office,  
23 it's never time stamped. The commissioners are never in  
24 the loop of these type of things. We should have known if  
25 something like this came to the Board's office. We should

1 have known about it right away. We should not be looking  
2 confused today.

3 CHAIRPERSON FERGUSON: We're not looking confused,  
4 sir.

5 COMMISSIONER BURTON: We are looking confused.

6 CHAIRPERSON FERGUSON: It's not on the agenda.

7 COMMISSIONER BURTON: Because guess what? This came  
8 in office. We don't even know about it. We are now  
9 learning today about a promotion. This arrived to the  
10 Board's office, and the Board have not reached out to the  
11 commissioner.

12 CHAIRPERSON FERGUSON: She hasn't put it together  
13 yet. She just told you this.

14 COMMISSIONER BURTON: But we should have known that  
15 the communication have reached the Board.

16 CHAIRPERSON FERGUSON: But it's not on the agenda.

17 COMMISSIONER BURTON: Mr. Chairman.

18 CHAIRPERSON FERGUSON: Yes. Go ahead, commissioner.

19 COMMISSIONER BURTON: This is improper.

20 CHAIRPERSON FERGUSON: No, it's not in order.

21 COMMISSIONER BURTON: Improper.

22 CHAIRPERSON FERGUSON: So we're going to do this next  
23 week?

24 CHAIRPERSON HOLLEY: Yes.

25 CHAIRPERSON FERGUSON: That's what we're going to do.

1 We're going to do this next week.

2 COMMISSIONER: Good.

3 CHAIRPERSON FERGUSON: Okay. So look inside your  
4 packets. Check your emails. Because it is coming out  
5 because the Board already have it. They're just waiting.  
6 Staff is just waiting to put it together correctly.  
7 Right. That's why I wasn't on the agenda. So  
8 commissioners, you're looking to see inside your emails.  
9 So we should have on for next week.

10 COMMISSIONER BURTON: We should have known that this  
11 communication have come to the Board's office. We should  
12 know what's being worked on. It was not sent to our  
13 emails saying that this communication reached the Board's  
14 office.

15 CHAIRPERSON FERGUSON: Well noted sir.

16 COMMISSIONER BURTON: Mr. Chair.

17 CHAIRPERSON FERGUSON: We're going to go on to oral  
18 communication. Public comment.

19 COMMISSIONER BURTON: This is not—

20 CHAIRPERSON FERGUSON: Right up now. Sorry sir.

21 We'll, see you next—

22 MR. BROWN: Ms. Butler.

23 CHAIRPERSON FERGUSON: Ms. Butler.

24 MS. BUTLER: Good afternoon.

25 CHAIRPERSON FERGUSON: Good afternoon.

1 MS. BUTLER: Commissioners District Seven finally has  
2 elected an official working on our behalf and his work  
3 will affect this entire city of Detroit. Councilman Fred  
4 Durhal is holding seminars educating the citizens on  
5 various areas of government. When we have been educated,  
6 we will vote and make better choices. I attended his  
7 third session, which was on the charter. He has worked  
8 with the city council to pass four additional ordinances  
9 that address the auto issues in our communities, and I am  
10 grateful. I have raised this issue many times at Mayor  
11 Duggan's district meetings. It has been a long time since  
12 the year 2010 asking for help and I refuse to give up.  
13 Commissioners Councilman Durhal have done more to address  
14 issues that affect the quality of life in our city. Along  
15 with the work of our outstanding neighborhood police  
16 officers and Councilman Fred Durhall are doing, I hope  
17 all of our elected officials will join in the effort. I  
18 am looking for young people and others with the courage  
19 of Justin Jones and Justin Pearson in Tennessee, Abin  
20 Bragg and Leticia James in New York and Sonny Willis in  
21 Georgia to stand up, speak up and do the work without  
22 fear. It's our time. We have the power to make change.  
23 Thanks for listening.

24 CHAIRPERSON FERGUSON: Wow.

25 MR. BROWN: Blount.

1 MINISTER BLOUNT: Good afternoon, Board. I'm  
2 Minister. Eric Blount from Sacred Heart Catholic Church.  
3 This department plays this Board as Trumps. They know  
4 they've got you under their finger. So they come to you  
5 bum rushing you about anything they want, knowing that  
6 normally you play along and rubber stamp whatever it is  
7 they have to say. Commissioner Holley, we are here for a  
8 police officer of misconduct. To hijack this meeting  
9 about crime and incidences of crime is just a disservice  
10 to this Board. Commissioner Bernard should have  
11 interrupted you like you interrupted her because she  
12 clearly questioned the police department in an effort to  
13 help her legal services to a client. That was it. That  
14 was it. On Porter Burks, as we thought. 40 feet away, 38  
15 shot. Shot 19 times, but he's still able to run. Did they  
16 shoot him in the fingers?

17 MINISTER BLOUNT: When was the knife no longer with  
18 Mr. Burks? This story still doesn't add up. I'll go back  
19 to Hakim Littleton where the video was released within  
20 four hours. Tyre Nichols in another city was also done  
21 the same. I'll also go back to my experience with NACOLE.  
22 Their national conference here in 2019 had a session  
23 which clearly demonstrated how videos can be adjusted to  
24 present a pat on the back to look like a punch. So if you  
25 don't release those videos right away, we have reason to

1 believe they are being adjusted and we have examples of  
2 that. Commissioner Bernard, again, it's hard to trust  
3 you. Yeah, you talk about Porter Burks but in between now  
4 and then you offered your legal services to police  
5 officers being promoted. Since we still don't know the  
6 name of the officers, it very well could have been that  
7 those police officers are the ones you were offering your  
8 legal services to. We have to stop this madness.

9 MR. BROWN: Ms. Smith.

10 MS. SMITH: Commissioners, good afternoon.

11 CHAIRPERSON FERGUSON: Good afternoon.

12 MS. SMITH: What a meeting. I cannot believe that I'm  
13 sitting here listening to all this garbage. You have a  
14 commissioner that set out for 15 minutes outside because  
15 I saw him when I come in. Then he comes in late and you  
16 say, we welcome him. Why? You should have had his so and  
17 so in here at three o'clock like everybody else. I'm in  
18 District 5 and I am so sorry that I moved into that  
19 district two years ago because he does not represent me  
20 by no means. He comes here and gives to confusion  
21 constantly. So he's not even worthy for me to talk about  
22 anymore. I'm glad to see you here, Warfield. I know  
23 you're disappointed in what you're hearing today, but  
24 don't worry, it's going get better. You commission  
25 Commissioner Holley, it's going to be all right, baby.

1 It's going to be all right. Because you know why? You're  
2 a man of God. You and my other minister over there, I  
3 want you to believe in what you preach because you know  
4 why it's going to work out. The police, what they're  
5 doing, they're saving our lives. Everybody's lives,  
6 especially down there in Greektown. I've been there. I've  
7 been exposed down there last year.

8 MS. SMITH: I actually used to sit and watch what the  
9 police were doing. I saw what the public was doing. I  
10 even stopped a young man that had a rifle carried on his  
11 body. I called him to my car and said, come here. Why are  
12 you down here with a rifle on your body? Oh, well, it's  
13 free service. No, it's not. You're down here to eat and  
14 have a good time and drink. You do not need that rifle  
15 going across your body. What did he do? He just smiled  
16 and walked away. So you see, when we allow the public to  
17 walk around with guns and rifles on them, it's not  
18 necessary. If you are here in this city, enjoy this city.  
19 We've got a darn good city that you need to enjoy. We  
20 don't need to be shooting and going off. The people that  
21 can't sell your arguments, you're fighting all the time,  
22 it's unnecessary. Parents, you should make sure your  
23 children do not carry any guns. I raised five.

24 CHAIRPERSON FERGUSON: Thank you.

25 MS. SMITH: They're all fine. Stop your children from

1 carry guns. I demand that you do this.

2 CHAIRPERSON FERGUSON: Thank you.

3 MR. BROWN: Mr. Chair, your next three speakers with  
4 Mr. Lewman Crowley, followed by Ms. Brenda Hill, followed  
5 by Chris Gilmer Hill. Crowley.

6 MR. CROWLEY: Kevin Samuel. Kevin Samuel. Isaiah  
7 White. Isaiah White. Kaniesha Coleman. Kaniesha Coleman.  
8 Three homicides, murders that have been labeled, tagged,  
9 classified as suicides by the Homicide Unit of the  
10 Detroit Police Department. Additional investigative  
11 efforts presented to the Wayne County Medical Examiner  
12 changed the scientific medical determination on all three  
13 cases. That's three of them now. I don't know what's  
14 going on with this city and these people that come down  
15 there and praise this department. This department is  
16 covering up murders. Now it's went all the way up to the  
17 tip top, the cover up of the cover up of murders. Now,  
18 Porter Burks, those four officers that shot him 19 times,  
19 39 shots fired. Totally ridiculous. This Homicide Unit,  
20 Captain Derrick May, Michael McGinnis, Eric Decker,  
21 Lieutenant Marco Pristoch covered up murders. Kaniesha's.  
22 Now, her five-year-old daughter asked me, Mr. Rule, can  
23 you help me with my mama?  
24 MR. CROWLEY: I done tried everything I can think of  
25 to get this tag took off her mama, because that's what

1 she wants. Now, Chief White doesn't want to have a  
2 conversation with me because he knows I know what I'm  
3 talking about. The Detroit tapes outline the pattern of  
4 corruption in the city of Detroit that's unheard of or  
5 president in my 40 years of moving and doing in the city  
6 of Detroit. So I'm saying this to you, Commissioner  
7 Ferguson. Ainsley Crowell recommended to you to call in a  
8 outside law enforcement agency. Now you're talking about  
9 the legal department telling you can't do it. You've got  
10 the right to do it. Call in an outside independent law  
11 enforcement agency to investigate all three of them  
12 murders. Kaniesha Coleman, Isaiah White, Kevin Samuel.

13 MR. BROWN: Ms. Brenda Hill.

14 MS. HILL: Good afternoon. I thank everybody who's  
15 doing the good job on this Board. I agree with Minister  
16 Blount, and I thank him for all that he's doing. That  
17 this is a venue for police misconduct and policy. I know  
18 last week I was called several times, but I had to leave  
19 then Reverend Holley said, what can we do to help? I  
20 said, no to ShotSpotter. ShotSpotter has not saved one  
21 life. 7 million dollars plus. We could be putting that  
22 into increasing pay for the good officers. We could be  
23 using that for programs. Also, what crimes has facial  
24 recognition stopped? I said no to that. The people who  
25 come to this Board every week said no to that. You all

1 approved that policy. All it has done is violated our  
2 civil liberties over and over and over again. But we've  
3 not gotten anything for our money. The outcomes have not  
4 saved one life. This should be a contentious Board  
5 because they're getting information about bad officers,  
6 and you all are following up with bad policies. I don't  
7 mind you arguing if we get to a place to where we've got  
8 the best police department out here. But we don't and it  
9 shows. Reverend Holley said, we're right at the same  
10 point we were at last year with homicides with violent  
11 crime. I plead you all do better. Thank you.

12 MR. BROWN: Chris Gilmer Hill.

13 MR. HILL: Hello, commissioners. Can I be heard?

14 CHAIRPERSON FERGUSON: Yes, we can hear you.

15 MR. HILL: All right. Thank you. Hi, I'll keep this  
16 brief. My name's Chris Gilmer Hill, lifelong resident of  
17 the Second District. So first I'd like to echo an issue  
18 that was brought up in a previous comment. This Board is  
19 not here to rubber stamp the actions of the police Chief,  
20 of the mayor of anyone else. Your job is oversight, as  
21 you all know that. I'd like to thank specifically  
22 Commissioners Burton and Bernard, for pushing through  
23 specifically of promotions and of some other motions and  
24 for actually acting on behalf of the people of Detroit  
25 and raising these concerns that these things need to be

1 looked at. I'll also remind the entire Board that  
2 everything that comes before you needs to be given due  
3 consideration. Ultimately, you don't work for the police  
4 department or for the Police Chief. You work for the  
5 people of Detroit.

6 MR. HILL: We've already seen, based on past news  
7 reporting very recently, that the police Chief's  
8 recommendation just can't be trusted when it comes to  
9 these promotions. We know that he isn't doing his due  
10 diligence and as a result, if you as a Board need to take  
11 an extra week to review these promotions, the police  
12 Chief should just have to deal with that. That shouldn't  
13 come before your obligation to the people of Detroit to  
14 review everything that comes before you and make sure  
15 that nothing is slipping by. I'd also like to  
16 specifically point out that there are several important  
17 policies before the Policy Commission, and that it's  
18 important that every member of that commission attends  
19 the upcoming meetings. I can say that we will  
20 specifically be paying attention to who is able to attend  
21 the next few meetings. I'd like to specifically ask Chair  
22 Ferguson to fulfill his duty as an ex officio member of  
23 that committee to attend and make sure that a quorum is  
24 met, so that business can be passed and things can be  
25 brought before the entire committee. Thank you. I'll

1 yield the rest of my time.

2 MR. BROWN: Mr. Chair, your next set of speakers will  
3 be Ms. Laura Parks, followed by Mr. Jeffery Cowan.

4 CHAIRPERSON FERGUSON: Ms. Parks.

5 MS. PARKS: Yes. Oversight. Oversight. Oversight.  
6 Number one, the Board of Police Commissioners meetings  
7 should all be held in the community. Also, Porter Burks.  
8 Porter Burks was shot too many times. That's an overkill.  
9 We need to know where these officers are working at now,  
10 if they're still employed, and what are their names? The  
11 citizens of Detroit need to know their names. Also, Board  
12 of Police Commissioners should not be ex-police officers.  
13 They should be citizens of the city of Detroit. Not  
14 retired officers, not retired county workers. They should  
15 all be citizens of Detroit with no police affiliation.  
16 That's per the charter. Oversight. Oversight. Oversight.  
17 No, the policies are not working for us because you guys  
18 are not making sure that they're working for us. So we  
19 need to make sure that the citizens of the city of  
20 Detroit get all of the information that is needed so that  
21 we can get this Board functioning. Also, the community  
22 wants to know why Pastor Moe is doing—what is she doing  
23 representing the police department regarding the shooting  
24 at Greektown. Is she a spokesman for you guys? That's  
25 what I need to know. The citizens of Detroit would like a

1 response for each and every one of you. Thank you.

2 MR. BROWN: Mr. Cowan.

3 MR. COWAN: Good afternoon. This, good afternoon.

4 This is Jeff Cowan. Can you hear me?

5 CHAIRPERSON FERGUSON: Yes. We can hear you. Go right  
6 ahead.

7 MR. COWAN: Well, I've heard a lot of criticism  
8 today, and I want to just thank everyone for meeting and  
9 thank everyone for this conversation. Conversation is the  
10 only way we're going to ever end the war in Ukraine and  
11 everything down to the problems in our neighborhoods. I'm  
12 grateful for each one of you for your service. Grateful  
13 for our police department. I live on Virginia Park  
14 Street. I was a friend of Dr. Devon Hoover, as well as  
15 his neighbor. I'm calling in today to just offer  
16 community support to DPD in the Homicides Unit. Our doors  
17 are open, our phones are turned on. If we can be of any  
18 support or service, please don't hesitate to touch bases  
19 with me directly or any neighbor in our community.  
20 Lastly, how can we get federal assistance for the  
21 investigation? Many of us believe it's a hate crime due  
22 to the heinous nature of the multiple gunshot wounds to  
23 his head. Apparently, a man carried him upstairs into the  
24 attic. Devon was gay. Everyone who knows Devon knows  
25 Devon was gay. We believe it's a hate crime and want to

1 know if the federal resources can be brought to assist  
2 our great team here in Detroit. If at all possible,  
3 please let us know how we can help. Thank you.

4 MR. BROWN: Mr. Chair, your next set of speakers will  
5 be Marguerite Maddox followed by former commission. M.  
6 Maddox.

7 MS. MADDOX: Good afternoon. I was listening to  
8 everything. Now my concern is what happened to respect?  
9 What happened to anyone opinion being respected? I was  
10 down there a couple of weeks ago and I was upset with  
11 that. Do you understand that the public is not allowed to  
12 go in to see what our cash dollars are being used on. I'm  
13 done. Thank you.

14 CHAIRPERSON FERGUSON: Thank you.

15 MR. BROWN: Former Commissioner Davis.

16 MR. DAVIS: Good afternoon. Can I be heard?

17 CHAIRPERSON FERGUSON: Yes, we can hear you.

18 MR. DAVIS: Okay. I'd like to start off by saying  
19 that for a year before I was elected, though after four  
20 years I was on the Board, and since I've been off the  
21 Board, I have not missed a meeting, I don't think not a  
22 single one of you all can say that. You know, Reverend  
23 Holley raised some questions that sounds questionable to  
24 me. Because at least I did read all of my cases. I did  
25 read my email. I did read everything. I'm unlike some of

1 you all, I actually noted against a number of promotions  
2 because I actually read and understood what I was  
3 reading. Also, I think it's an injustice to the taxpayers  
4 of the city of Detroit, that you all got two people  
5 suspended with pay that should have been fired. You know,  
6 all during the time I was on the Board, I kept suggesting  
7 that we need to hire a Board Secretary.

8 MR. DAVIS: We need to hire a Chief Investigator. But  
9 we have some people that's sitting right there that wants  
10 to make sure their friends and what have you get taxpayer  
11 money. It was questioned. Like I said, what could you all  
12 do better? Do your job. Do what you're supposed to do.  
13 Understand what you're looking at and understand that you  
14 should not advocate and support people with bad records.  
15 It does not matter what happened if you all do this and  
16 that, they still end up being promoted. You all should  
17 take a stand. If somebody has a bad record vote no. Vote  
18 no for people with bad records. Have a good day,

19 MR. BROWN: Mr. Chair. That was your last speaker.

20 CHAIRPERSON FERGUSON: Last speaker. Okay, let me say  
21 a couple of things. Ms. Maddox, I hear you. Whatever  
22 happened to respect. I've been trying to get respect on  
23 this Board since I've been here. Right. As soon as I say  
24 it and I say it in front of the commissioners, it goes in  
25 one ear and out the other, and next thing you know,

1 anarchy happens again. So I can only ask for respect. I  
2 can't demand it from anybody because you're going to do  
3 what you're going to do.

4 COMMISSIONER BURTON: Point of order, Mr. Chairman.  
5 Ms. Maddox was referring to what happened to respecting  
6 each other's opinions is what she said.

7 CHAIRPERSON FERGUSON: I got I got you, sir. Let me  
8 finish.

9 COMMISSIONER BURTON: Mr. Chairman, for the record,  
10 you were the one that made fun of Ms. Maddox before in  
11 previous meetings and shut her down when she was speaking  
12 during public comments.

13 CHAIRPERSON FERGUSON: Thank you, sir.

14 COMMISSIONER PRESSLEY: That's false.

15 COMMISSIONER BURTON: You could have been called this  
16 Chair for that.

17 CHAIRPERSON FERGUSON: Hang on. Say that again,  
18 commissioner.

19 COMMISSIONER PRESSLEY: For the record. That is  
20 false.

21 COMMISSIONER BURTON: It's true.

22 COMMISSIONER PRESSLEY: Chairman Ferguson has had  
23 nothing about utmost respect for Ms. Maddox.

24 COMMISSIONER: That's right.

25 COMMISSIONER BURTON: Ask the past Chair-

1 COMMISSIONER: Heck no.

2 COMMISSIONER BURTON: Chair Ferguson—

3 CHAIRPERSON FERGUSON: You don't have the floor.

4 COMMISSIONER BURTON: You laughed at her—

5 CHAIRPERSON FERGUSON: You don't have the floor.

6 COMMISSIONER BURTON: During public comments.

7 COMMISSIONER BANKS: Let's keep it moving.

8 CHAIRPERSON FERGUSON: Yes.

9 COMMISSIONER BANKS: Try not to get stagnated. Let's  
10 keep it moving. Let that go.

11 CHAIRPERSON FERGUSON: Sir. I got it.

12 COMMISSIONER BANKS: Keep it moving.

13 CHAIRPERSON FERGUSON: I got it. That's right as  
14 Commissioner Pressley said, that's totally false. That is  
15 not in my character. That is not in my DNA. That is not  
16 what I was brought up to do. That is not what my mother  
17 and father taught me to do. I've never been like that,  
18 ever.

19 COMMISSIONER BURTON: Well, ask the previous warriors  
20 again on wheels.

21 CHAIRPERSON FERGUSON: Excuse me—

22 COMMISSIONER BURTON: You're making fun of Ms.  
23 Maddox—

24 CHAIRPERSON FERGUSON: Excuse me, sir.

25 COMMISSIONER BURTON: Because they plug in these—

1 CHAIRPERSON FERGUSON: Excuse me, sir.

2 COMMISSIONER BURTON: Every week.

3 CHAIRPERSON FERGUSON: Excuse me. That's what we just  
4 finished saying. Respect. That's what we're saying.  
5 Respect. Some people just don't like to hear it. When you  
6 hear it you hear outbursts like that. That's what you  
7 hear. That's what you hear.

8 COMMISSIONER PRESSLEY: Mr. Chair.

9 CHAIRPERSON FERGUSON: Yes, sir.

10 COMMISSIONER PRESSLEY: For the benefit of the  
11 public, particularly around misconduct and us doing our  
12 very best to try to fulfill our role in misconduct. One  
13 of those functions is our community complaints. As I've  
14 been reviewing them not to put the burden on those for  
15 filling out the complaints, but our investigators often  
16 call to verify the report and where they're unable to get  
17 in contact with the person who filed the report. It  
18 really makes it difficult for us to be able to adjudicate  
19 what has been written. So I'm just asking that those who  
20 submit complaints if at all possible to make yourself  
21 readily available so that when our investigators do call  
22 that we again, can get the most information to be able to  
23 adjudicate your complaint. Thank you.

24 CHAIRPERSON FERGUSON: You're welcome. For the  
25 record, Commissioner Moore has entered the building.

1 Welcome Commissioner. Yes. Oh, we have a new report  
2 coming out. That would be from the Chief Investigator.  
3 Chief Investigator Jerome Warfield, your report, sir.

4 MR. WARFIELD: Thank you, Mr. Chair and to this  
5 honorable Board. Let me first of all say thank you for  
6 appointing me to this position. That is my hope and my  
7 prayer and my desire that we will continue to work with  
8 this important office, and we will make significant  
9 improvements as we move forward on behalf of the citizens  
10 of the city of Detroit. Certainly, to all of you who are  
11 here in this room, and those of you who are watching  
12 online, our lines of communication are always open. At  
13 the end of my report, you will certainly see phone  
14 numbers and my contact information. So you can contact me  
15 just about any time. In your folders under tab number  
16 five, you'll see a copy of the report. I will first of  
17 all want to thank Senior Investigator Hiller, who  
18 actually compiled the report for me at my request. We  
19 have a great group of talented passionate investigators  
20 in the office of the Chief investigator, and they do an  
21 outstanding job day in and day out. Whether under-  
22 resourced or not, they come to the job every day looking  
23 to make a difference in the city.

24 MR. WARFIELD: What I want us to do today is just  
25 give almost like a 10,000-foot overview of how we process

1 the complaints that are filed in our office. Next slide,  
2 please. The mission of the Office of Chief Investigator  
3 is literally to fairly effectively and to objectively  
4 receive, investigate, and make recommendations regarding  
5 complaints concerning the police department. I want to  
6 make one thing very clear, though, our job is not to  
7 meter out discipline. Our job is not to recommend  
8 discipline. Our job is not to recommend action. Our job  
9 is simply to look for the evidence that either supports  
10 or gives a definition to the complaints that are filed in  
11 our office. Once we file our reports as relates to the  
12 facts that we're able to find as relates to that specific  
13 complaint, we turn that information over, and we go on to  
14 the next complaint. But we are working and on behalf of  
15 the citizens of this great city. As relates to our staff  
16 who are structured to have a Chief Investigator at this  
17 time, three Supervising Investigators, seven Senior  
18 Investigators, 15 Investigators, and two clerical  
19 personnel.

20 MR. WARFIELD: The Office of Citizens Complaint. I  
21 serve as the investigative staff for this Honorable Board  
22 of Police Commissioners. As I said to some of you before,  
23 I believe it is actually the heart of this Board. Without  
24 this Board I think without the office of Chief  
25 Investigator investigation that this Board really lose a

1 lot of his luster, to be honest. Because it is through  
2 the Office of Chief investigation that we're able to  
3 follow up on the citizens complaint and literally be that  
4 line of demarcation between citizens whose rights are  
5 being upheld versus those citizens who may feel that  
6 their rights have been infringed upon. All citizen  
7 complaints are forwarded to OCI no matter where they're  
8 taken in. We will give notification to the citizens of  
9 their complaint. They will get a number of their  
10 complaint that's assigned to their complaint and the name  
11 of their investigator.

12 MR. WARFIELD: If OCI determines that an alleged  
13 actions are criminal, though in nature, that case will be  
14 forwarded over to the Professional Standards division for  
15 investigation. OCI does not investigate criminal  
16 investigations. Periodically, the citizens will receive  
17 information on the status of their complaint until it's  
18 completed. So they will get updates as you move forward  
19 in the investigation process. The findings are then  
20 reviewed and approved by a member of the Board of Police  
21 Commissioners. After the approval by the Board, the  
22 office of the Chief investigator would notify our  
23 citizens and writing of the investigative findings  
24 whether or not disciplinary or corrective action has been  
25 taken. Next slide, please. So, how do you file a

1 citizen's complaint? Well, or who can file it? Actually,  
2 a victim of alleged misconduct can file it, a parent, a  
3 guardian of a minor, a witness, an organization, an agent  
4 that represents the one that is a victim of the complaint  
5 or an anonymous complaint.

6 MR. WARFIELD: We even do anonymous complaints as  
7 well. Here's one thing that's very important. No one can  
8 or should be turned away from filing a citizen complaint.  
9 Our job is to investigate every complaint that comes into  
10 that office. So how do you file a citizen's complaint?  
11 Well, one of the things you can do, you can file an in  
12 person at our office or at any precinct in the City of  
13 Detroit. You can file it by letter, by telephone, or by  
14 fax. You can file it online, or you can actually scan the  
15 QR code right there that's on your screen. If you take  
16 your phone and take a picture of that QR code, it'll take  
17 you right to the complaint form, and you can do that  
18 right now. There you have the information for the Office  
19 of Chief Investigator. Our address is right there on your  
20 screen. The telephone number to the office is there,  
21 (313) 596-2499. Our office is open daily from 8:00 AM to  
22 4:00 PM It is right in the middle of a beautiful Palmer  
23 Park. Again, we do not turn anyone away. Anyone away who  
24 wants to file a complaint as relates to misconduct. Next  
25 slide, please.

1 MR. WARFIELD: When we look at the various  
2 allegations that we investigate there are several  
3 allegations that we investigate. One is arrest. If the  
4 complaint feels that the arrest of a person's liberty was  
5 improper or unjust we'll investigate that. Demeanor. Let  
6 me just first of all purse out some of the more common  
7 complaints that we receive in the office. Certainly,  
8 demeanor, procedure and service are some of the more  
9 popular investigations that we do. Demeanor complaint, it  
10 regards a member's bearing gesture, language, or other  
11 actions, which is offensive or of doubtful—I'm sorry,  
12 social propriety. There's force complaint. That complaint  
13 regards to use of force against a person. There's also  
14 the complaint against entry that the police may have  
15 entered a building or a property that was improper. Then  
16 there's harassment complaints that we received.

17 MR. WARFIELD: The complaint is that the method of  
18 police action was predicted upon factors irrelevant under  
19 the circumstances to get law enforcement decision making.  
20 In other words, if there was race, attire, sex or age or  
21 things like that. We also have investigative procedures  
22 complaints regarding procedures, complaints regarding  
23 violation of policies, procedures, training, or the law  
24 enforcement code of ethics and then search. People who  
25 complained that search of their person or their property

1 was improper and that's in violation of established BOPC  
2 and police department policies and procedures. We also  
3 investigate complaints as it relates to property.  
4 Sometimes complaints will come in regarding property or  
5 loss of damage, especially if it's a car or vehicle that  
6 has been towed while in police custody or confiscated  
7 through some type of police action. Then, of course, we  
8 investigate service complaints as well. That's regarding  
9 the lack or the tardiness or the inadequacy of police  
10 service. We investigate all of those. Next slide, please.

11 MR. WARFIELD: This is one of the most difficult  
12 slides that we produce because unfortunately, what we  
13 cannot do is put in a slide format the complexity of what  
14 an investigation goes through. The various steps of an  
15 investigation. Here's what I will say. There are  
16 investigators, their full investigation is extremely  
17 thorough, and we literally leave no stone unturned. When  
18 I was visiting NACOLE and when I was dealing with other  
19 cities around the country, our investigators were one of  
20 the investigative units that did one of the most thorough  
21 investigations of citizens' complaints throughout the  
22 whole country. I don't know where that stands now, but I  
23 know back in the day that was certainly the case. I'm  
24 going to leave full investigation for a minute cause I'm  
25 going to come and talk about that in more detail. But

1 here are some of the other investigations that we do. We  
2 do summary investigations.

3 MR. WARFIELD: What is that? Well, in certain  
4 circumstances, and only with the approval of the  
5 Supervising Investigator, the requirement for certain  
6 interviews may be waived when the existing evidence leads  
7 itself to a definitive conclusion. Let me give you an  
8 example. If someone complains that they were mistreated,  
9 and an officer cursed at them. If we look at the video  
10 hammer and see that the officer cursed at them, then we  
11 can literally sustain that based on the information that  
12 comes in. Again, we look for facts. We're not trying to  
13 put our emotions in. We're not trying to put reasoning  
14 in. We look for the facts that support the complaint.  
15 Administrative closures, that's one of the things we're  
16 going to change the word to that because administrative  
17 closure does not mean that just paperwork and that's it.  
18 No, these are actual investigations. The administrative  
19 closure is an investigation that deals with a duplicate  
20 complaint.

21 MR. WARFIELD: So there's a situation and you have  
22 two or three citizens that are complaining about the  
23 exact same scenario. So what we do is that we provide an  
24 overall, not template, but an overall investigation that  
25 deals with all of the issues concerning that. So this

1 helps us not have to do separate investigations for the  
2 exact same incident. It transfers to appropriate outside  
3 agencies and the complainants against former members.  
4 Now, if they're a former member, if they're retired from  
5 the job, we cannot guarantee them. We cannot question  
6 them. So it fall under this category. When you look at  
7 the next category of complaint closure categories, it's  
8 informal complaint resolution. This is the resolution of  
9 a citizen complaint that alleges only in adequate service  
10 or the complaint's innocence of a charge. So we deal with  
11 those too. Next slide, please.

12 MR. WARFIELD: Here's what I want to deal with. I  
13 want to deal with the full investigation. Next slide will  
14 get clearer, hopefully. Again, our full investigation is  
15 the broad umbrella that covers the other three that I  
16 just mentioned. With the full investigation, once that  
17 complaint is made, whether it's through DPD, precinct,  
18 whether it's through online, we always contact the  
19 citizens. So no matter what that CCR says, we will  
20 contact the citizens and hear directly for them. Why?  
21 Well, first of all, because we know that sometimes  
22 communication is lost in translation. So we want to get  
23 as many facts as we can in an effort to make sure that we  
24 are investigating the right things. We'll contact the  
25 witnesses. Many times, our investigators will go out and

1 canvass the area. I remember in two training classes ago  
2 two of our investigators, new investigators, were trained  
3 by Supervising Investigator Sloan, I believe, at that  
4 time.

5 MR. WARFIELD: They were given instructions to go out  
6 and look and canvas the area because there were some  
7 materials out there. When they went and canvas, they  
8 found a wallet that was related to the case. So that's  
9 the type of hard work. We go and we look at cameras. So  
10 we go into those areas when we can see those houses or  
11 businesses. If there are cameras there that might add to  
12 our investigation, because again, we're looking for the  
13 evidence that will allow us to make a good decision at  
14 the end of our investigation. We look at all electronic  
15 evidence, we Garrity officers when necessary and when  
16 needed, we talk to a number of witnesses. We even look at  
17 additional information that right now that's not part of  
18 the initial complaint. We call it additional findings. So  
19 if we see something that occurred that breaks policy in  
20 that incident, we'll make a report of that as well. We  
21 will make a recommendation what our findings are, and  
22 we'll pass those findings onto the Board.

23 MR. WARFIELD: This is just a sample. It's just a  
24 sample, not of a whole report, but just a couple of pages  
25 of the report that you'll see here. There are pages.

1 There are some reports and investigations that we do that  
2 are 40, 70 pages long, and that's how thorough our  
3 investigators work. Next slide, please. Now, what are our  
4 findings? These are the four standard findings or  
5 conclusions that we come to at the end of investigation.  
6 Exonerated. That is where preponderance of the evidence  
7 shows that the alleged conduct did occur, but did not  
8 violate the Detroit Police Department policies,  
9 procedures, or training. We do know that that happens  
10 sometimes because we see the reports. So just because the  
11 act happened does not necessarily mean it violated police  
12 policy. Unfounded. That is where the investigation  
13 revealed that no facts to support that the incident  
14 complained of actually occurred. What that could  
15 potentially mean, there was no evidence that we came  
16 across.

17 MR. WARFIELD: Either the body cameras weren't  
18 working or the witnesses wasn't coming forth, or we  
19 wasn't getting the cooperation. But we as an  
20 investigative unit could not determine that the action  
21 did or did not happen based on the facts. I mean, based  
22 on the evidence that we investigated. Because what we  
23 cannot do, we cannot sustain someone for something that  
24 we can't validate. Here's what our investigators are  
25 doing. Here's my mantra. My mantra is that our

1 investigators and our cases always have to pass the  
2 microphone test. What is the microphone test? Many times  
3 in the past, and maybe some of you know or don't know  
4 this, some of our cases end up in court, or some of our  
5 cases end up in disciplinary hearings. The investigators  
6 who sign off on these reports, the Supervising  
7 Investigators and even the Chief Investigator, might have  
8 to go and defend this investigation. So we're very  
9 careful to make sure that whatever we are putting in this  
10 report is backed by evidence.

11 MR. WARFIELD: Plus, it's the evidence, it's the  
12 evidence, it's the evidence. The other finding that we  
13 have is sustained. That is where the preponderance of the  
14 evidence shows that the alleged conduct did occur and  
15 that the actions of the officers violated Detroit Police  
16 department policies and procedures. We don't make the  
17 recommendations of how that should happen, but we do  
18 forward it on to the necessary entities, and that's taken  
19 care of on that end. Then finally, our final finding is  
20 inconclusive. That is where there is insufficient facts  
21 to decide whether the alleged misconduct occurred in the  
22 first place. Next slide, please. The Board of Police  
23 Commissioners. I'm sorry that that address is right  
24 there. I'm not sure. That's one of the places. I'm sorry.  
25 That's one of the places. Not address. That's one of the

1 places where you can go and make your reports. You also  
2 can go to, again, our office right there in Palmer Park  
3 and make your report as well. Again, our numbers are  
4 right there for you, 596-2499. If there are any comments,  
5 questions, or concerns, certainly, I would like to try my  
6 very best to answer those. Thank you for listening.

7 CHAIRPERSON FERGUSON: Awesome report. Thank you,  
8 sir. I just got one now. I just scanned the QR code.  
9 Right.

10 MR. WARFIELD: Yes.

11 CHAIRPERSON FERGUSON: It worked.

12 MR. WARFIELD: Yes.

13 CHAIRPERSON FERGUSON: Awesome. That is brilliant.  
14 Well here goes, can we streamline the online complaint?  
15 When I looked on it, that thing is so long it makes me  
16 go, never mind.

17 MR. WARFIELD: Mr. Chair, this week I have held  
18 several meetings from our administrative staff to our  
19 senior investigators. We are looking at our overall  
20 operations. How we can more effectively streamline what  
21 we do without taking away from the effectiveness of our  
22 investigation. So we're looking at everything top to  
23 bottom, and that's one of the things we're looking at.  
24 We'll come to you fairly soon with the report, first of  
25 all, on the state of our office where we are. Because we

1 got to understand where we are and how we got here. Then  
2 I want to show you or communicate to you where we believe  
3 we can go and how we can get there.

4 CHAIRPERSON FERGUSON: Looking forward to it.

5 MR. WARFIELD: Thank you.

6 CHAIRPERSON FERGUSON: Commissioner Banks.

7 COMMISSIONER BANKS: Yes. Through the Chair. Peace  
8 and blessings to you, Pastor. What category is that if an  
9 officer pulls over a resident and he curse at that  
10 resident, what category is that?

11 MR. WARFIELD: Typically, it falls under the  
12 demeanor. But it could be more depending on what else  
13 happened in that call. But typically, that's demeanor.

14 COMMISSIONER BANKS: Okay.

15 CHAIRPERSON FERGUSON: Commissioner Burton

16 COMMISSIONER BURTON: Thank you. I just want to say  
17 this is an excellent report from our Chief Investigator.  
18 Great job and welcome aboard.

19 MR. WARFIELD: Thank you, sir.

20 COMMISSIONER BANKS: Oh yeah. Congratulations on your  
21 promotion, Chief Investigator. I forgot to say that.

22 MR. WARFIELD: Thank you, commissioner.

23 CHAIRPERSON FERGUSON: Commissioner Bell.

24 COMMISSIONER BELL: Thank you. Mr. Warfield, welcome  
25 to the Board. Let's see you in that capacity. I just want

1 to stay my nine years on this Board, demeanor. 45% of the  
2 complaint is demeanor. No other agency in this area have  
3 demeanor complaints like we have demeanor complaints. As  
4 you well know from your experience of the commissioner  
5 specifically, I have spoken to Chief Craig, Chief White  
6 about this. I haven't got a conclusion in terms of we  
7 need to identify these officers and what impact can we  
8 have on these officers in terms of they go forward. As  
9 you well know, we recently promoted one with all types of  
10 complaints. I have heard from our LSA President Mark  
11 Young, he doesn't care about civil complaints. But I  
12 care. As an officer, as a citizen, I have always cared.

13 COMMISSIONER BELL: I think we should make an impact  
14 in terms of the outcome of our complaint demeanor. I  
15 understand procedure because we have a young department.  
16 But demeanor, I just don't get it in terms of how can we  
17 conduct ourself not proper in terms of professional  
18 officer. That's something. I know the in and outs about  
19 being a police officer, as you will know. I have worked  
20 in an office for five years until I know the in and outs  
21 for OCI. I think we need to have an impact with Chief  
22 White in reference to the demeanor complaints. So where  
23 we can have an impact in terms of identifying these  
24 officers and what are the income. These officers are  
25 known by the commanding officer of demeanor conduct. So I

1 just want us to focus on that. Thank you, sir.

2 MR. WARFIELD: Thank you, commissioner. Through the  
3 Chair. If I can, just for a brief response. We are in the  
4 process, and I restructured our staff to give us a flyer  
5 list of those officers that we know are notorious for  
6 demeanor and or other complaints that we see in a pattern  
7 that is kind of dangerous. Thank you.

8 CHAIRPERSON FERGUSON: Commissioner Pressley.

9 COMMISSIONER PRESSLEY: No questions to the Chair,  
10 but I do want to say accommodations to you and your  
11 leadership in getting us a extraordinary Chief  
12 Investigator and an extraordinary Secretary. I'm very  
13 encouraged about what this Board can do now with very  
14 well capable staff. Thank you.

15 CHAIRPERSON FERGUSON: Thank you. If I have my way,  
16 we would have had this done in November. Commissioner  
17 Moore.

18 COMMISSIONER MOORE: No questions, Mr. Chairman.

19 CHAIRPERSON FERGUSON: Commissioner Carter.  
20 Commissioner Holley.

21 CHAIRPERSON HOLLEY: Thank you, Mr. Chairman. Thank  
22 you so much for the report. Chief, thank you very much.  
23 Can we at least give some accolades to Investigator  
24 Cromwell?

25 CHAIRPERSON FERGUSON: Yes, absolutely.

1 CHAIRPERSON HOLLEY: Can you stand up, son? Can you  
2 just come up and let us just say thank you?

3 CHAIRPERSON FERGUSON: Yes.

4 CHAIRPERSON FERGUSON: He wants you to come to the  
5 mic. Come on, sir.

6 CHAIRPERSON HOLLEY: You can do for a raise. You need  
7 the attention. I don't mean to embarrass you or anything,  
8 but I didn't want you to know how grateful we are as  
9 commissioners for the leadership you've given in the  
10 interim. I want you to know that. I've received the  
11 reports that I do from you and how well they're done. I  
12 think it's important for us to at least say thank you.  
13 Thank you for your leadership knowing that it was  
14 temporary and knowing that eventually someone is coming.  
15 But you worked diligently and responsibly, and I want to  
16 say on behalf of the Board, on behalf of the Chief, our  
17 president that we thank you so much.

18 MR. CROMWELL: Thank you.

19 CHAIRPERSON FERGUSON: It wasn't an interim job, it  
20 was just he's just helping me with the day to day,

21 COMMISSIONER BERNARD: Mr. Chairman, before Mr.  
22 Cromwell eaves. Can you come back? I just think the Board  
23 should also be aware and the community of the fact that  
24 you have been stepping in as the leader of OCI for the  
25 last 18 years that you've been with us. I think it's 18

1 years. So applauds, congratulations to you. Everything.  
2 You just are remarkably a remarkable man and a remarkable  
3 professional. Thank you.

4 MR. CROMWELL: Thank you, sir.

5 COMMISSIONER: Through the Chair.

6 CHAIRPERSON HOLLEY: May I do my?

7 CHAIRPERSON FERGUSON: Yes. Go ahead.

8 CHAIRPERSON HOLLEY: Thank you, for allowing me to do  
9 that. Chief, I'd like to see in the report, and maybe I  
10 missed it in terms of how we interface with the  
11 community, who does the report. For example, once they  
12 make the report, when is the first follow up to let them  
13 know that we have not concluded it, but maybe the process  
14 of it. Then when it's concluded will they be notified? If  
15 so, how? The second thing, I've listened to the Secretary  
16 in your absence before you got started. I really want you  
17 guys to look and see this technology that's out there in  
18 order to get these to how you... If they can go to the  
19 moon and Mars and artificial intelligence, I'm sure that  
20 we can find a way to get our complaints done quickly,  
21 efficiently and get it down. I just feel like the  
22 technology is there. I don't know. I'm still a track  
23 mentality wise, but I'm just saying to you I've just got  
24 a feeling that it's out there. So I'm asking if you would  
25 please kind of see where in the country in terms of how

1 we can do this, and we'll see if we can find the money  
2 for you. But the other thing I'm concerned about how  
3 we're interfacing with the citizens in regard to every  
4 complaint from beginning to the end.

5 MR. WARFIELD: Yes, sir. Through the Chair, we  
6 absolutely follow up with the citizens after our initial  
7 conversation with them. About every 10 days, depending on  
8 how long the investigation is, we let them know when the  
9 investigations are concluded as well. So we stay in  
10 constant contact. If the citizens call in the midst of  
11 those periods that we get back with them, we certainly  
12 answer their phone call or get back with them to try and  
13 communicate the progress of our investigations.

14 CHAIRPERSON HOLLEY: Thank you.

15 COMMISSIONER BURTON: Through the Chair.

16 CHAIRPERSON FERGUSON: Commissioner Bernard.

17 COMMISSIONER BERNARD: Yes. Just quickly. Excellent  
18 report. Please tell the staff person, I don't recall her  
19 name, who put it together, who obviously knows a great  
20 deal about the department. I only want to make one  
21 comment. On your page, it says, OCI allegations. You  
22 start with arrest. I'd like if we could, there are nine  
23 different things here that you referenced in terms of  
24 what we investigate. But I think that even before an  
25 arrest, I think the issue of why am I being stopped? Why

1 am I being detained? I mean, is it because I have dreads?  
2 Is it because my pants are sagging? Why are you saying  
3 anything to me? People have a right to be free of the  
4 police interference in their everyday life. I think most  
5 of the complaints some people call a demeanor I don't  
6 call a demeanor at all.

7 COMMISSIONER BERNARD: I call it, it's an intrusive  
8 nature of some police officers that just automatically  
9 say, when they see four Black men in a car, they've got  
10 to stop the car. They know there's a gun in it. Somebody  
11 in there has an outstanding arrest warrant. Something is  
12 up. I mean, it's what we call driving while Black, for  
13 example. What was the reason that you stopped me in the  
14 first place? Why are you talking to me? Why am I being  
15 interfered with? I think that's a separate category, and  
16 I would create it as a stop for detainment complaints.

17 MR. WARFIELD: Yes.

18 COMMISSIONER BERNARD: My only comment.

19 MR. WARFIELD: Thank you again through the Chair.  
20 Commissioner, that actually falls under harassment. So if  
21 citizens felt like they were driving and being pulled  
22 over because they were Black that falls under harassment.  
23 So it's covered under these broad categories. Yes, ma'am.  
24 Thank you.

25 CHAIRPERSON FERGUSON: Commissioner Carter.

1 COMMISSIONER CARTER: No questions.

2 CHAIRPERSON FERGUSON: Alright.

3 COMMISSIONER BURTON: Through the Chair.

4 CHAIRPERSON FERGUSON: Chair Ferguson. I mean, I'm  
5 sorry. Board Secretary Shaw, your report, please.

6 COMMISSIONER BURTON: Through the Chair. I wanted to  
7 weigh in. You went to other commissioners, so you get  
8 bypass.

9 COMMISSIONER: He didn't get a chance yet.

10 CHAIRPERSON FERGUSON: I didn't give you your chance.

11 COMMISSIONER: He didn't get a chance.

12 CHAIRPERSON FERGUSON: So back and forth. I'm sorry,  
13 I missed you.

14 COMMISSIONER BURTON: No, you're not. I just want to  
15 just say, and I speak for the Detroit Grassroots. We want  
16 to personally thank AC Crowell for holding the office of  
17 Chief Investigator's office together at a time that was  
18 really crucial and waiting for the arrival of our new  
19 Chief Investigator who was highly praised years ago for  
20 his service for putting together the format for OCI, for  
21 building that infrastructure and was placed from the DOJ  
22 at that time. So I really just want to thank AC Cromwell  
23 for the support service. Also, I want to congratulate,  
24 once again, for the arrival of our news Chief  
25 Investigator who's going to turn this office around,

1 that's going to make this Board shine and bring back the  
2 morality back to the OCI and the Board's office.

3 MR. WARFIELD: Thank you.

4 COMMISSIONER BANKS: Chairperson, I got one quick  
5 one.

6 CHAIRPERSON FERGUSON: Yes.

7 COMMISSIONER BANKS: I forgot to ask Chief  
8 Investigator. Chief Investigator, you've got two years.  
9 Two years. Give a couple of your goals. What some of your  
10 goals? I need to know some of your goals. What you are  
11 trying to accomplish in the next two years.

12 MR. WARFIELD: Well, one of the things—

13 COMMISSIONER BANKS: If you can tell me.

14 MR. WARFIELD: If I open it up, I have to go in  
15 greater detail than we really want to do tonight. But  
16 I'll tell you a couple of things. One is to restructure,  
17 reorganize the process of how we intake complaints, how  
18 we investigate complaints to make sure that we are  
19 uniform in our efforts. That every investigator is  
20 investigating these complaints the exact same way. No  
21 matter who you work for, that all will do that. Then  
22 finally, and this is probably something that explains  
23 more, that we'll go into greater detail later. I promise  
24 you we'll report out on this. Basically, to remove a  
25 toxic environment that's in that office. Our

1 investigators—and I'm not over exaggerating—suffers from  
2 PTSD from working in that office.

3 COMMISSIONER BANKS: What is PTSD?

4 MR. WARFIELD: Post-Traumatic Stress syndrome.

5 COMMISSIONER BANKS: Okay.

6 MR. WARFIELD: I'm not joking. I'm not being  
7 hydrostatic in my statements. I sat down and I've  
8 interviewed several of the folks who work in that office,  
9 investigators, and staff, and all of them have a passion  
10 for doing the work. They are committed to doing the work.  
11 What they want to do is come to work. They literally want  
12 to come to work, have their talents, their skills, their  
13 abilities, be appreciated, be able to communicate with  
14 each other, work with each other to where the citizens of  
15 this city are literally enhanced, and their voices are  
16 heard at levels that it has not been in a while. So to  
17 build that camaraderie is a major deal for us. Again,  
18 that may be a little controversial to say, but I always  
19 speak the truth. So, those are a few of my major goals in  
20 getting it done. So I'm going very methodically meeting  
21 with everyone in that office to see how can all of the  
22 talents that are in that office be represented at some  
23 level there and they can be honored as they do their  
24 work.

25 COMMISSIONER BANKS: Wonderful. Those are some major

1 goals too. Getting toxic out of an organization. So I  
2 wish you the best Chief investigator. You seem like a  
3 tenacious young man that's getting ready to get after it.

4 CHAIRPERSON HOLLEY: We need that here.

5 COMMISSIONER: Yeah.

6 CHAIRPERSON FERGUSON: Let me clear a couple of  
7 things up right away. One, it is not a two-year plan. I  
8 mean, he's going to be here as long as he wants to be.  
9 We're trying to get there. The second thing I want to say  
10 is he is not a clinical doctor. So that was his opinion  
11 on PTSD. Okay.

12 MR. WARFIELD: Just for the record, I am a clinical  
13 counselor.

14 COMMISSIONER BANKS: Are you?

15 MR. WARFIELD: I have my degree in counseling.

16 COMMISSIONER BANKS: That's well then.

17 CHAIRPERSON FERGUSON: Okay.

18 MR. WARFIELD: Thank you.

19 CHAIRPERSON FERGUSON: In that capacity though.

20 COMMISSIONER BERNARD: No.

21 CHAIRPERSON FERGUSON: In that capacity Chief  
22 Investigator.

23 COMMISSIONER BANKS: Chairperson, I've got one more  
24 now. You said he's going to be here many more years.  
25 Right? Now his contract is for two years.

1 COMMISSIONER BERNARD: He doesn't have a contract.

2 CHAIRPERSON FERGUSON: He doesn't have a contract.

3 COMMISSIONER BERNARD: He's an employee at will.

4 COMMISSIONER BANKS: What do you mean?

5 CHAIRPERSON FERGUSON: He doesn't have a contract.

6 COMMISSIONER BANKS: I through the Chief Investigator  
7 and the Secretary were for two years.

8 CHAIRPERSON FERGUSON: No.

9 COMMISSIONER BANKS: What about two years?

10 COMMISSIONER BERNARD: No, two years.

11 COMMISSIONER BANKS: Oh, okay. That was the interim.

12 CHAIRPERSON FERGUSON: That's okay.

13 COMMISSIONER BANKS: My man here explained it to me.  
14 Explain it to me.

15 CHAIRPERSON FERGUSON: Okay, Madam Secretary,  
16 finally, go ahead.

17 MS. SHAW: Thank you, Mr. Chair. Through the Chair  
18 for the Secretary Report today, commissioners, you do  
19 have on your agenda your incoming correspondence. I will  
20 reference those as necessary. Ms. Theresa Blossom and I  
21 had an opportunity to meet with Dr. Robichaud from Wayne  
22 State University this week to get an update on where we  
23 are with that partnership. As part of my Secretary  
24 Report, I would like to pass it off to Ms. Blossom for  
25 just a moment to give some updates regarding that

1 partnership.

2 MS. BLOSSOM: Honorable body, through the Chair. This  
3 is the update on the Wayne State University and Wayne Law  
4 Partnership with the Board of Police Commissioners. 2021  
5 is part of the ongoing commitment to the Obama Task Force  
6 recommendations. The Board leadership approved staff to  
7 work with Wayne State. That work resulted in a report  
8 identifying areas of advancing oversight and transparency  
9 through better technology, data, dashboards, public  
10 friendly reports, and other measures. That collaborative  
11 report was distributed and still posted at the website.  
12 In December 2022 the Board voted to add our Wayne State  
13 Collaboration to our Wayne State Collaboration by having  
14 us partner with the law school and benefit from Wayne  
15 Law's participation with the American Bar Association,  
16 ABA, Legal Education Police Practices Consortium. That  
17 consortium is committed to understanding and addressing  
18 legal issues and policing and public safety. Most  
19 importantly for us, it also looks at public oversight of  
20 the evolving and challenging nature of police work.

21 MS. BLOSSOM: Vice-Chair Holt and Police Commissioner  
22 Carter joined with staff in late December to work with  
23 Professor Robichaud to decide the key policy areas for  
24 law students or AVA fellows to examine an independent  
25 study and to earn class credit and produce research

1 papers. The Board's suggestions were to look at policies  
2 around use of force, facial recognition and automated  
3 gunfire detection systems or ShotSpotter, and the  
4 outcomes with those policies. The professor enlisted four  
5 law students at AVA Fellows, McKayla Armstead, Parma  
6 Degosh, Wayne Heney, and David Zinzer, I'm sorry, Kinzer.  
7 Together, they agreed to study the policies and public  
8 information for use of force and ShotSpotter. I want to  
9 stress that this focus on public information given to the  
10 Board and the public each week and generally available at  
11 the city's website. A core goal is to make sure  
12 information is available and is easy for the public to  
13 fund and understand when it comes to transparency and  
14 police accountability.

15 MS. BLOSSOM: The professor held a biweekly meeting  
16 with her fellows, and I periodically joined to answer  
17 questions there to share possible research leads. We did  
18 extend invitations for the professor to meet with the  
19 policy committee. Commissioner Carter has spearheaded  
20 this effort with the Board when she was Chair of that  
21 committee. The professor remains willing to come any time  
22 to the committee's at the committee, excuse me, at the  
23 committee's convenience or at the pleasure of the Board.  
24 As an update. With the semester now over the professor  
25 shared with Board Secretary Shaw and myself this week,

1 that one topic was completed, and that topic was on  
2 ShotSpotter. The professor is currently reviewing that  
3 paper now and expects to have a final draft for the BOPC  
4 in June. She also share that she'll use this semester's  
5 experience to restructure the education clinic for the  
6 fellows in the fall.

7 MS. BLOSSOM: Because this is an ongoing  
8 collaboration, the focus is on effective research and  
9 outcomes, not just paper production. In closing, I want  
10 to again extend the Board's thanks to the professor, the  
11 fellows, and the collaborative nature of the project. The  
12 fellows have been great to know and work with. I want to  
13 add congratulations for graduate David and Makayla noting  
14 that McKayla who was a past grad left the fellowship  
15 early for a fantastic job in entertainment law. We at the  
16 BOPC certainly wish all the students continued success,  
17 and we look forward to taking up the collaboration again  
18 and to seeing the outcome in June, and then taking up the  
19 collaboration again this fall. Thank you, honorable  
20 Board.

21 MS. SHAW: Thank you, Ms. Blossom. Honorable Board,  
22 just to continue the Secretary report. I'll share my  
23 screen here to show some flyers that are at the table.  
24 These are in preparation for the public hearing that will  
25 be taking place next week on May 11th at our community

1 meeting. We'll be looking for the community's feedback on  
2 the new police surveillance, specifically around the  
3 expanded use of license plate readers. So these are a few  
4 of the informational materials that are in your packets,  
5 as well as on the table for the community. These are also  
6 being distributed through our various electronic channels  
7 on our website, as well as for our media partners. We ask  
8 that the community review this information in preparation  
9 for providing feedback to the Board next week. Updates  
10 around budget. So I have requested the final approved  
11 itemized budget for BOPC and DPD. We'll share that with  
12 the Board once received.

13 MS. SHAW: What I did receive was the BOPC adopted  
14 position budget fiscal year 2024, which shows the  
15 positions that the Board voted to approve on May 16th  
16 have not been approved by city council. You can see a  
17 copy of that in your packets behind tab number six. The  
18 currently approved position budget only allows for 35  
19 total staff positions rather than the 37 that the Board  
20 approved. It does reduce the number of investigators that  
21 we can staff by two. This is being appealed to city  
22 council as these positions are important to BOPC  
23 providing effective oversight on behalf of Detroiters.  
24 Updates regarding open positions. So as several have  
25 congratulated today, we have onboarded Chief Investigator

1 Jerome Warfield, who started on Monday 5-1. I'm looking  
2 forward to the partnership and the value that he brings  
3 to the office of the Chief investigator. For  
4 investigators, we have five appointed candidates. They  
5 all started on Monday, 5-1, and they are in training.

6 MS. SHAW: In addition, we have 52 new investigator  
7 candidates who have applied to fill additional  
8 investigator positions. The applications for all 52 were  
9 distributed via email to all commissioners on May 3rd.  
10 All 52 candidates are with the Chief Investigator  
11 Warfield for screening based on qualifications. In  
12 addition, we have an opening for supervising  
13 investigator. We have one supervising investigator, Rosa  
14 Madrigal, who retired this week, effective the third. Her  
15 position is being posted for internal promotion. The  
16 requisition is approved and with recruiting for posting.  
17 Our executive manager position for fiscal operations, we  
18 have received 20 candidates that have applied. The  
19 applications for all 20 were distributed to the  
20 commissioners on 5-3. I'm currently screening those based  
21 on qualifications as well. In regard to the open attorney  
22 and legal assistant position, the appeal to corporation  
23 council's decision is still being drafted. Updates  
24 regarding committees.

25 MS. SHAW: At this time, no committee meetings have

1 been scheduled for May as of yet. The following are  
2 matters that are before the Board. You may consider  
3 having these handled by a committee. Budget,  
4 disciplinary, DPD administrative request and towing there  
5 are no items at this time. For Personnel and Training,  
6 this is the committee chaired by Commissioner Jesus  
7 Hernandez. We still have two DPD applicant appeals that  
8 need to be addressed. Jerry Lynn Johnson, the II and  
9 Rasheed Dixon. Under Citizen Complaints chaired by  
10 Commissioner Cedric Banks, we have the citizen complaint  
11 appeal process. Detroit City Charter section 7-809  
12 Resolution of Complaints. Currently, the staff is  
13 reviewing the standard operation procedures and  
14 developing recommendations to take to that committee.

15 MS. SHAW: Finally, the policy committee chaired by  
16 Commissioner Willie Burton. We have the license plate  
17 Reader specification report, which is going before the  
18 community next week for public hearing. And then 10  
19 additional policies that are before the Board staff will  
20 continue to review and schedule public hearings to get  
21 public feedback for the full Board's consideration. The  
22 last item for my Secretary Report, I will provide updates  
23 regarding the status of cases with OCI. If we can bring  
24 those slides up, please.

25 CHAIRPERSON FERGUSON: Just go right here. Go through

1 it.

2 MS. SHAW: All right. So for citizen complaint  
3 updates, so for our recent improvements and initiatives,  
4 supervisors are continuing to coach investigators on  
5 managing inventory management strategies to drive more  
6 consistent production while maintaining thorough  
7 investigations. Again, just really happy to have Chief  
8 Investigator Warfield on Board now to provide more focus  
9 to this. I'm looking forward to the improvements that  
10 he'll be making with that team. Both OCI admins are back  
11 in the office gladly. The front and backend processes are  
12 back on track. We can go to the next slide, please. We  
13 can skip past the slide. These are just definitions and  
14 clarification of process. All right. So as far as our  
15 total open cases by age, we do have still an increase  
16 from last week in the total number of cases from 545 to  
17 561. We are holding steady with the number of cases that  
18 our age, 91 days and older. We do have additional cases  
19 that have come in into the lower category of zero to 60  
20 days. Next slide please.

21 MS. SHAW: We have 25 closed cases that are currently  
22 in review with commissioners. We are expecting those back  
23 today. Some of you have turned those in. We have 20  
24 closed cases that are being distributed today for review.  
25 Next slide. For 2023 performance. So we have added the

1 performance for April. In April we did receive 131 cases  
2 and the team closed 81 cases. So again, we are  
3 understaffed at OCI right now. We do need to start to  
4 close more cases in the month than we're receiving in,  
5 and we're not at that point yet. So looking forward to  
6 the additional five investigators that will be coming out  
7 of training in the next couple weeks so that they can  
8 start to assist with this inventory. We can go to the  
9 next slide. An update regarding our 2023 cases. So far in  
10 2023, we have had 463 cases received and 178 of those  
11 cases are closed. 122 of them were closed in 60 days, 48  
12 were closed between 61 and 90 days and we had eight that  
13 actually closed over 90 days. We did have an update to  
14 one case where the case had to be opened again.

15 MS. SHAW: Some adjustments were made and closed at a  
16 later time. So it is moved from one bucket to the other.  
17 But overall, we are seeing that we are closing more cases  
18 in the allotted timeframe. Next slide. As far as our  
19 cases that have been received in 2023 that are still  
20 open, we have 25 of them are aged over 90 days and 40 of  
21 them are approaching 90 days. So the team is putting  
22 extra focus on those cases to make sure we do not  
23 continue to contribute to the backlog. That is all for my  
24 report, Mr. Chair.

25 CHAIRPERSON FERGUSON: It's all for your report.

1 Okay. Awesome report. The Policy Committee, I've been  
2 asking, and I've been asking for people if they want to  
3 be on a policy committee to get with the Chair, which is  
4 Commissioner Burton. It is not fair for the Chair and  
5 Vice-Chair to be the only two people on that policy  
6 committee to help craft policy. It's just not fair.  
7 Right. I'm the ex officio, I don't want to micromanage  
8 anything. I want you guys to put that together. So I said  
9 last week, this is what we're going to have to do moving  
10 forward because no one is getting with Commissioner  
11 Burton to lend their support on that policy. But we have  
12 got to move forward. So this is what we're going to do.

13 CHAIRPERSON FERGUSON: We're going to put out the  
14 policy that's before us when the DPD give it to us. We're  
15 going to send it out through delivery.gov and other media  
16 services, whether it's the news or whether it's anybody,  
17 and have the public come here and review that policy when  
18 they get it and have them weigh in on the changes they  
19 want to see or something that they don't like. Right.  
20 Then when they do that, the full Board is going to make  
21 the recommendation on the policy.

22 COMMISSIONER BERNARD: Mr. Chairman-

23 CHAIRPERSON FERGUSON: That's how that should go and  
24 that's how we're going to have to move forward. We can't  
25 keep holding this stuff up.

1 COMMISSIONER BURTON: Point of order, Mr. Chairman.

2 COMMISSIONER BERNARD: I'll volunteer for the

3 committee.

4 CHAIRPERSON FERGUSON: That's one.

5 COMMISSIONER BERNARD: Hold this policy-

6 CHAIRPERSON FERGUSON: So that's one. That's one.

7 COMMISSIONER BURTON: Through the Chair.

8 CHAIRPERSON FERGUSON: So we have one person. Can we

9 have any more that want to be on the Policy Committee?

10 COMMISSIONER: Chairman, he's trying to speak to you.

11 CHAIRPERSON FERGUSON: Yes.

12 COMMISSIONER BURTON: Through the Chair. I want the  
13 community to know that last week meeting, we just  
14 received something about the license plates readers. We  
15 haven't got a lot of information about it, but we did  
16 receive something for the first time as of last week,  
17 about the license plate readers. Now this is going to be  
18 something that's going to be going before the meeting of  
19 the whole at our community meeting. The Policy Committee  
20 has not reviewed this. There has not been a discussion in  
21 our committee as of yet because we just got this as a  
22 whole Board as of last week. In addition to that the  
23 Policy Committee will be meeting on Tuesday, May 9th at  
24 three o'clock. And as well, we're going to be meeting  
25 again on Wednesday May 10th at three o'clock. So May 9th

1 is an emergency meeting.

2 COMMISSIONER BURTON: So I want to put that out  
3 there. We have looked at officer involved shooting  
4 policy. There was some information that was put together  
5 that was shared with that Policy Committee, which that  
6 committee at the time thought a lot of those information  
7 were good as far as recommendation. But when it was time  
8 to vote, that committee for some reason we just didn't  
9 have the bodies at the table to vote that matter out.  
10 Chairperson Ferguson you can attend everybody else's  
11 committee but when it comes to trying to get something  
12 voted out of the Policy Committee, you're a no show. I  
13 did receive a letter from one commissioner who went by it  
14 the right way as far as resigning from the committee.  
15 It's not because they couldn't do the work, it's because  
16 they have a lot of responsibilities. I totally understand  
17 it.

18 COMMISSIONER BURTON: I respect that commissioner for  
19 going by it the right way. But this committee has been  
20 trying to get things out, officer involved, shooting  
21 policy, gunshot detective policy. There is a policy that  
22 this Board has voted to create a policy on what the  
23 police department can receive or not receive from the  
24 Department of Defense, whether it was the 1033 program or  
25 the 1022 program. This is something that we voted on a

1 few years ago. That policy has not been created. In  
2 addition to that, we have a policy director who have not  
3 been present because that person have I guess taken some  
4 leave or wherever that's going on, have not been there.  
5 So we don't even have the policy director or anyone to  
6 help with this policy body as far as committee.

7 COMMISSIONER BURTON: But the committee has done some  
8 work as far as citizen's complaints. Policy. We have  
9 reviewed and made some recommendations. I can't get it  
10 passed without you being present as ex officio of this  
11 body.

12 CHAIRPERSON FERGUSON: Okay, thank you.

13 COMMISSIONER BURTON: So there's policies that we're  
14 trying to review this week.

15 CHAIRPERSON FERGUSON: Let me clear something up—

16 COMMISSIONER BURTON: The ninth and the 10th.

17 CHAIRPERSON FERGUSON: Let me clear something—

18 COMMISSIONER BURTON: I sent that out to you. You  
19 said you came be there either day.

20 CHAIRPERSON FERGUSON: Thank you. I'm glad you said  
21 that. It's on the record.

22 COMMISSIONER BURTON: The previous committee meeting  
23 that we had, we had great speakers that came and gave  
24 great presentations. John Hires III was at the most  
25 recent committee meeting for Policy, brought in nine-page

1 document. They gave an excellent presentation on  
2 officer's use of force and mental health.

3 CHAIRPERSON FERGUSON: Commissioner. I really have to  
4 move forward. I really got to move forward. I really got  
5 to move on.

6 COMMISSIONER BURTON: A company from Chicago, Trulio,  
7 that gave a great presentation—

8 CHAIRPERSON FERGUSON: Yes, sir.

9 COMMISSIONER BURTON: For Policy Committee on  
10 officer's body-worn camera—

11 CHAIRPERSON FERGUSON: Sir, thank you. Thank you.

12 COMMISSIONER BURTON: The full Board received that  
13 report.

14 CHAIRPERSON FERGUSON: Right. Absolutely.

15 COMMISSIONER BURTON: Great presentation—

16 CHAIRPERSON FERGUSON: For the record, I want to say  
17 that—

18 COMMISSIONER BURTON: Told the policy committee to  
19 help get something done and moved out of Policy.

20 CHAIRPERSON FERGUSON: Okay. Thank you, sir.

21 COMMISSIONER BURTON: This is a shame.

22 CHAIRPERSON FERGUSON: Thank you. You're right. Thank  
23 you. So for the record, OPI was first passed to the Board  
24 at the 3-30. That's March 30th meeting. That's when it  
25 was passed. Okay. Yes, he did send me something. I

1 indicated in seconds that I couldn't be there. My  
2 calendar got full. I cannot be there. Remember every  
3 time.

4 COMMISSIONER BURTON: Every time—

5 CHAIRPERSON FERGUSON: Ex officio—

6 COMMISSIONER BURTON: Has meetings he can never be  
7 there—

8 CHAIRPERSON FERGUSON: I have the floor.

9 COMMISSIONER BURTON: Never be there. The first step  
10 was to chair the Board.

11 CHAIRPERSON FERGUSON: Excuse me, sir. Excuse me.  
12 Excuse me. Excuse me. Mother Bernice. Mother Bernice,  
13 you're helping. I know. That's okay. Mother Bernice, it's  
14 okay. Mother Bernice. Mother Bernice. It's okay. It's  
15 okay. It's okay. I've been hearing it. I've been hearing  
16 it. For the record, he did. He sent me an email and I  
17 responded in a second. I can't be there. My calendar was  
18 full those two days. That's why I came up with this plan  
19 and say the public is going to be able to come forward  
20 and help craft this policy. I think that's fair. If I  
21 can't get you to come to his meeting, then I can't get  
22 there. Because remember I said it, I don't want to  
23 micromanage anything—

24 COMMISSIONER BERNARD: May I—

25 CHAIRPERSON FERGUSON: Commissioner, let me finish.

1 COMMISSIONER BERNARD: I'm sorry Mr. Chairman.

2 CHAIRPERSON FERGUSON: I want the commissioners that  
3 want to be involved in helping crafting policies to be on  
4 that committee. If they don't, I can't make them. Right.  
5 So the only thing I can do is have the public help craft  
6 the policy by coming forward with their public opinion.  
7 Then the full body goes ahead and do the diligence to  
8 make these policies pass. I think that's fair. Yes.

9 COMMISSIONER BERNARD: Mr. Chair, may I suggest that  
10 since these policies are primarily legal policies, Again,  
11 since we don't have a lawyer for the Board, can we  
12 perhaps share the policies directly, perhaps with the  
13 ACLU and maybe another organization?

14 CHAIRPERSON FERGUSON: We're going to get everybody-

15 COMMISSIONER BERNARD: Get their feedback. Because I  
16 mean, it's very important that we really hear for the  
17 experts on this.

18 CHAIRPERSON FERGUSON: It's going to be out for  
19 everybody too.

20 COMMISSIONER BURTON: Through the Chair.

21 CHAIRPERSON FERGUSON: The ACLU. They can't do that.

22 COMMISSIONER BURTON: The ACLU has been invited to  
23 give a presentation before the Policy Committee for  
24 Tuesday May 9th and May 10th, which is Wednesday at 3:00  
25 PM. Both of those dates are scheduled for 3:00 PM and the

1 ACLU has been invited to give a presentation. I reached  
2 out as the policy Chairperson of that committee. Mr.  
3 Chairman, you approved to appoint Attorney Commissioner  
4 Linda Bernard to the Policy Committee so now we will have  
5 a quorum.

6 CHAIRPERSON FERGUSON: We have two. I can't make it.

7 COMMISSIONER BURTON: We also have Annie Holt-

8 CHAIRPERSON FERGUSON: She's also indicated she  
9 couldn't make it too. Yes.

10 CHAIRPERSON HOLLEY: Please forgive me.

11 COMMISSIONER BURTON: Well, the committee will meet.

12 CHAIRPERSON HOLLEY: In my experience, I'm a second  
13 Chair of duty on this Board. The policy, we have a staff.  
14 We have a staff. They're here 40 days a week, 48 hours or  
15 whatever it is. They have a staff. Their job is to help  
16 us with these policies. We are part-time. I don't care  
17 what the commissioner says. I'm just saying to you that  
18 you're doing the best that you can with your time, and we  
19 all appreciate that. But we have a staff and we've always  
20 had the staff. They can give it to the committee because  
21 they've done the meat of the work and we polish it up.

22 COMMISSIONER BERNARD: Right.

23 CHAIRPERSON HOLLEY: We polish it up, please. We  
24 polish it up and then we vote on it as a committee.  
25 That's always been.

1 COMMISSIONER BERNARD: We don't have the staff.

2 CHAIRPERSON HOLLEY: But I'm just saying we got-

3 COMMISSIONER BERNARD: We don't have a policy person  
4 and we don't have a lawyer. Those are the people who-

5 PARLIAMENTARIAN DR. FRANCIS JACKSON: Mr. Chairman.

6 CHAIRPERSON FERGUSON: Yes.

7 PARLIAMENTARIAN DR. FRANCIS JACKSON: As a  
8 parliamentarian I need to make a clarification because I  
9 don't want anyone to be confused. As Chair of the Board  
10 of Police Commissioner, you are ex officio on all  
11 committees. Ex officio by definition means you have the  
12 right, but not the duty to attend committee meetings. Not  
13 the duty. If you attend a committee meeting, then you  
14 have the right to vote, to make motions and to  
15 participate. But the quorum of a committee can never be  
16 dependent on you if you are there.

17 CHAIRPERSON FERGUSON: Wait. Say that again.

18 PARLIAMENTARIAN DR. FRANCIS JACKSON: The quorum of a  
19 committee can never be dependent on your presence. So  
20 even if you show up at a committee meeting and they say,  
21 okay, now we have a quorum. No, they don't. You are not  
22 part of that quorum for the committee. So ex officio  
23 gives you certain rights, but you're not required to. You  
24 have the right, but not the duty. So any committee, if  
25 lacks a quorum and you show up, it still does not have a

1 quorum. It has to be a regularly appointed member of that  
2 committee. In terms of the OMA, I'm pretty clear and  
3 Attorney Saxby can help, you never can have a quorum of  
4 the commission make up the committee because then that's  
5 a violation of the Open Meetings Act.

6 CHAIRPERSON FERGUSON: Okay.

7 PARLIAMENTARIAN DR. FRANCIS JACKSON: Thank you, sir.

8 CHAIRPERSON HOLLEY: Mr. Chairman.

9 CHAIRPERSON FERGUSON: Yes.

10 CHAIRPERSON HOLLEY: Before, I know she's smarter and  
11 cuter, but I want to finish what I have to say.

12 PARLIAMENTARIAN DR. FRANCIS JACKSON: I'm sorry.

13 CHAIRPERSON HOLLEY: No, you're okay. I'm just  
14 playing with you. We have a staff. It's a staff. We've  
15 got a law department. We got people that volunteered to  
16 help us with all of this. You've got some of the best  
17 here. And we and the people we have here, they were  
18 growing up in Detroit. Because they're the best that we  
19 have from Detroit in terms of this. For example, I'm just  
20 saying to you, Mr. Chairman, you can't do everything.

21 CHAIRPERSON FERGUSON: Right.

22 CHAIRPERSON HOLLEY: Nor should we ask you to do  
23 everything. Do we have a staff. They can bring people in  
24 to help us with this and then we'll polish it up with  
25 Linda, if people like Linda know, because that's what

1 they do. I'm just saying let the staff help you with this  
2 policy thing. I don't mean no harm, but we're just  
3 average people. We're just average. I got six degrees all  
4 the earth. But I still don't know anything about what  
5 you're talking about in terms of policy. What I'm saying.  
6 I don't want to get on there. But I would be no use. I  
7 wouldn't do anything. I'm just saying to you, that's why  
8 we're paying these people big bucks to do this work for  
9 us. Then I'm asking Mr. Chairman, for Mr. Warfield and  
10 Ms. Secretary Shaw that they--the titanic sunk from the  
11 bottom up, not the top down. We are giving them. Let them  
12 decide how we are going to get these complaints down.  
13 That's a fair job.

14 COMMISSIONER BURTON: Point of order, Mr. Chairman.

15 CHAIRPERSON HOLLEY: I didn't bother you. I didn't  
16 bother you son. I'm old. You got to give me a little way.

17 COMMISSIONER BURTON: Sure.

18 CHAIRPERSON HOLLEY: Pus I'm stroking. So I'm just  
19 saying to you again, I'll leave it alone since you won't  
20 hear me out. But I'm just saying to you again, to me,  
21 this is the way we need to run this thing. We're paying  
22 these people and I'm asking you to let them help us by  
23 recommending what we're going to do with these  
24 complaints. Because the city council are not going to  
25 give you any money. The mayor's not going to meet with us

1 all because this is the thing that they're mad about. So  
2 then I'm asking you, let's let them work with Wayne State  
3 University. We have that they want to work with us and  
4 bring them in and help Mr. Burton, the commissioner. Help  
5 them and then let us polish it and then vote on it. I  
6 leave it alone. But that's the best I can do.

7 COMMISSIONER BURTON: Through the Chair.

8 CHAIRPERSON HOLLEY: in my experience being here the  
9 second time, I got you—

10 COMMISSIONER BURTON: Through the chair.

11 COMMISSIONER BERNARD: Do we have that discussion—

12 COMMISSIONER BURTON: One of the things I want to say  
13 is that years ago, but anyway, that's here. I had the  
14 opportunity to work for a county commissioner and one of  
15 the things I helped them with their office were policies  
16 on the county commission. In addition to that along with  
17 working with them on other issues too, for that  
18 particular commissioner. But in addition to that, as the  
19 Chair of this Policy Committee, I have reviewed those  
20 policies. I have asked my colleagues that serve on that  
21 committee for recommendations. We put in the time. I  
22 can't tell you how many hours that I put into looking at  
23 each one of these policies that's before us today. But  
24 what I can say to you is that whenever this Policy  
25 Committee decides to meet to vote something out we just

1 can't get it out of committee because we don't have the  
2 attendance there. We had great people that we had reached  
3 out to reached out to us to share, to come in and give a  
4 presentation before our honorable committee and what a  
5 great presentation that they have given as well as a lot  
6 of notes was formulated based off of their presentations.

7 CHAIRPERSON FERGUSON: Okay.

8 COMMISSIONER BURTON: This week I do have the ACLU  
9 come in to speak to the Policy Committee, whether we have  
10 a quorum or not. The citizens of Detroit are invited to  
11 attend the meeting. It's open to the public. The  
12 presentation from the ACLU will be given and it will be  
13 received as well as Commissioner Bernard who also  
14 expresses her concerns and eager to join this committee.  
15 I will be happy to have her on this committee.

16 CHAIRPERSON FERGUSON: Right.

17 COMMISSIONER BURTON: But I need one more person to  
18 send—

19 CHAIRPERSON FERGUSON: You would need to lobby for  
20 another. You need to lobby for another commissioner.

21 COMMISSIONER BURTON: I'm not going to rubber stamp  
22 something out of committee. We're going to do our due  
23 diligence. We're going to plug ourselves to give an input  
24 because we serve the citizens of Detroit.

25 CHAIRPERSON FERGUSON: Right. I'm going to have to

1 speed this up. So what you need to do, you need to lobby  
2 for some more commissioners to be in your committee.  
3 Because if you do not have a form, you'll be violating  
4 the OMA, right? So you won't be able to meet. That means  
5 you're going to have to get somebody else to be on there  
6 because you need three, correct? At least three. You need  
7 three. So you got one. So you have got to petition  
8 somebody else to be on that committee with you.

9 ATTORNEY ADAM SAXBY: Through the Chair.

10 CHAIRPERSON FERGUSON: Yes.

11 ATTORNEY ADAM SAXBY: For clarification, he needs a  
12 majority of the sitting members of that committee. So  
13 whatever those numbers are, that's what you need,  
14 commissioner, and you should not conduct that meeting  
15 without that number present.

16 CHAIRPERSON FERGUSON: What is a quorum for him?

17 PARLIAMENTARIAN DR. FRANCIS JACKSON: Majority of the  
18 members.

19 ATTORNEY ADAM SAXBY: Majority of the members on that  
20 committee.

21 PARLIAMENTARIAN DR. FRANCIS JACKSON: That's two  
22 people. Two people. If there's four members, it's three  
23 people.

24 CHAIRPERSON FERGUSON: Just laid it out for you.

25 Alright, so we—

1 COMMISSIONER BURTON: Commissioner Bernard is present  
2 then we have a meeting.

3 COMMISSIONER BERNARD: That's correct,

4 COMMISSIONER BURTON: That's two people that we will  
5 have on night.

6 CHAIRPERSON FERGUSON: Correct.

7 ATTORNEY ADAM SAXBY: How many members are on that  
8 committee?

9 COMMISSIONER BERNARD: Two.

10 ATTORNEY ADAM SAXBY: It's a majority of that  
11 committee. So if there's three members, then two is fine.

12 CHAIRPERSON FERGUSON: So that would be Commissioner  
13 Bernard and...

14 ATTORNEY ADAM SAXBY: If there are only three members  
15 on that committee.

16 COMMISSIONER BERNARD: There's two members and both  
17 members if this is unanimous it's still unanimous. You  
18 don't have a two-member committee.

19 ATTORNEY ADAM SAXBY: Then there still would need to  
20 be two because it needs to be a majority.

21 COMMISSIONER BERNARD: That's what I said.

22 CHAIRPERSON FERGUSON: Okay. All right. So we're  
23 going to announcements. Announcements, Ms. Shaw.

24 MS. SHAW: Thank you. Through the Chair. Our next  
25 meeting is next week, Thursday, May 11th at 6:30 PM. The

1 Eighth Precinct will be hosting at Crowell Recreational  
2 Center, 16630 Lahser Road in Detroit. That will be our  
3 community meeting. Then our community meeting for June  
4 will be Thursday, June 14th at 6:30 PM and the Second  
5 Precinct will be posting, and the location is  
6 forthcoming. That concludes the announcement.

7 CHAIRPERSON FERGUSON: Fantastic. Unfinished  
8 business. No unfinished business. New business. Closed  
9 session. Closed session

10 COMMISSIONER BURTON: For new business. Mr. Chairman,  
11 looking at this budget line item here for 2024 to be  
12 adopted. I'd like to make a motion at this time to  
13 eliminate two positions so we can add those two  
14 positions. I want to make a motion at this time to  
15 eliminate two of the positions so we can add on two new  
16 investigators, which is very needed at this time for the  
17 office of the Chief Investigator. So I'd like to make a  
18 motion that we amend this budget by eliminating two  
19 positions. Those two positions are the GIS analysts, and  
20 also adding a fourth person, which is stated on here for  
21 administrative assistant. So we need to eliminate the  
22 fourth administrative assistant that they're trying to  
23 bring going as well as his GIS analysts. Eliminate those  
24 two positions and shift two new positions over to OCI as  
25 investigators. Do I have a second for many of my

1 colleagues on that, or does anyone needs clarity?

2 MS. SHAW: Through the Chair. May I just clarify  
3 something about the report that's in front of the Board  
4 today?

5 CHAIRPERSON FERGUSON: Let them know our plans.

6 MS. SHAW: Thank you.

7 COMMISSIONER BERNARD: I think—

8 CHAIRPERSON FERGUSON: Go ahead.

9 COMMISSIONER BERNARD: There's a motion. Wait a  
10 minute, there's a motion on the floor.

11 COMMISSIONER BERNARD: There was no second. So it  
12 died. We don't even have to talk about it.

13 CHAIRPERSON FERGUSON: Go ahead.

14 COMMISSIONER BERNARD: Is that an executive, sir?

15 CHAIRPERSON FERGUSON: Ms. Shaw, go ahead.

16 MS. SHAW: Just to clarify the budget document that's  
17 in front of the Board today. This is the budget that was  
18 up that has been approved so far by city council. This  
19 document does not reflect the budget and positions that  
20 this Board voted to present to city council. So this,  
21 what you have in front of you does not align with what  
22 this Board said to city council that it wanted for in  
23 budget. But this is what has been approved so far by city  
24 council. So we are appealing that decision to go after  
25 the position that the Board requested, which includes two

1 additional investigator positions.

2 COMMISSIONER MOORE: Mr. Chair.

3 CHAIRPERSON FERGUSON: Yes.

4 COMMISSIONER MOORE: Just a quick FYI. Under  
5 announcements you mentioned Thursday is June 14th.  
6 Thursday is June 8th. It's going to be at the Second  
7 Precinct.

8 CHAIRPERSON FERGUSON: June 8th.

9 COMMISSIONER MOORE: Yeah. Thursday is June 8th.  
10 That's the second Thursday of the month. On our agenda  
11 has June 14th.

12 CHAIRPERSON FERGUSON: Okay, so we'll make that  
13 correction. June 8th.

14 COMMISSIONER MOORE: Yes, sir.

15 CHAIRPERSON FERGUSON: Now we're going to the closed  
16 session. Closed session pursuant to section 8(a) of the  
17 Open Meetings Act, MCL 15.268(a) the department's request  
18 for Board to consider administrative leave without pay,  
19 but with medical benefits for a police officer Brianna  
20 Cabano, badge number 2806 assigned to the Second  
21 Precinct, two thirds road call.

22 COMMISSIONER BANKS: Mr. Chairman, we don't get a  
23 little small recess?

24 CHAIRPERSON FERGUSON: But when we go into closed  
25 door, help him out. We're going to close the door.

1 COMMISSIONER BANKS: Thank you. You're a step ahead  
2 of me.

3 CHAIRPERSON FERGUSON: Always. B closed session  
4 pursuant to section 8(a) of the Open Meetings Act, MCL  
5 15.268(a) the department's request for the Board to  
6 consider administrative leave without pay, but with  
7 medical benefits for police officer Dayna Sears, badge  
8 4171 assigned to the Second Precinct. Two thirds roll  
9 call vote required.

10 CHAIRPERSON FERGUSON: Both of Mr. Chairman.

11 COMMISSIONER BERNARD: Some moved.

12 CHAIRPERSON FERGUSON: We're doing both of them  
13 together because we're doing them both at the same-

14 ATTORNEY ADAM SAXBY: Through the Chair. Each motion  
15 needs to be voted on separately.

16 CHAIRPERSON FERGUSON: Got you. So we're going to  
17 vote on...

18 COMMISSIONER BERNARD: Closed session.

19 CHAIRPERSON FERGUSON: Closed session A first, which  
20 would be the closed session for police officer Brianna  
21 Cabano badge number 2806. Is there a motion to go in a  
22 closed session?

23 COMMISSIONER: Support.

24 CHAIRPERSON FERGUSON: Any discussion? All in favor?

25 COMMISSIONER: Aye.

1 CHAIRPERSON FERGUSON: All opposed? That motion has  
2 carried. So give us—

3 ATTORNEY ADAM SAXBY: Chair, you need a roll call.

4 CHAIRPERSON FERGUSON: Roll call vote. Okay. Roll  
5 call vote. Ms. Shaw.

6 MS. SHAW: Chair Bryan Ferguson — Yes.

7 MS. SHAW: Commissioner Willie Bell —

8 MS. SHAW: Commissioner Linda Benard — Yes.

9 MS. SHAW: Commissioner Willie Burton — Yes.

10 MS. SHAW: Commissioner Jim Holley — Yes.

11 MS. SHAW: Commissioner Ricardo Moore — Yes.

12 MS. SHAW: Commissioner QuanTez Pressley — Yes.

13 MS. SHAW: Commissioner Cedric Banks — Yes.

14 MS. SHAW: The motion passed Mr. Chair.

15 CHAIRPERSON FERGUSON: 8 = Yes and no nos. So do we  
16 have to come back in and then do the call session again?

17 ATTORNEY ADAM SAXBY: That would be the most  
18 advisable.

19 CHAIRPERSON FERGUSON: Okay. All right. So give us a  
20 few minutes.

21 MS. SHAW: You'd like to recess first?

22 CHAIRPERSON FERGUSON: Yes, I'd like the recess for  
23 five minutes. Just five minutes.

24 Closed session.

25 CHAIRPERSON FERGUSON: So now we're going to go back

1 into open session recording. We're going to go on the  
2 matters of...

3 COMMISSIONER BURTON: Through the Chair.

4 CHAIRPERSON FERGUSON: Yes.

5 COMMISSIONER BURTON: I'd like to make a motion at  
6 this time to table this for 14 days.

7 PARLIAMENTARIAN DR. FRANCIS JACKSON: That motion,  
8 Mr. Chairman, is out of order.

9 CHAIRPERSON FERGUSON: I know. I was going to wait  
10 until he finished, but that motion is out of order. The  
11 only thing we're voting on is the matter for closed  
12 session A, administrative leave without pay but with  
13 medical benefits for police officer Brianna Cabano, badge  
14 number 286 assigned to the Second Precinct. I need a  
15 motion. No motion. Motion fails. Now we're going to go  
16 into closed session pursuant-

17 CHAIRPERSON HOLLEY: Can you repeat what just  
18 happened?

19 CHAIRPERSON FERGUSON: The motion failed because we  
20 failed to get a second.

21 ATTORNEY ADAM SAXBY: The motion can't fail if there  
22 is no motion Chair. But there is no motion therefore the  
23 Board cannot act.

24 CHAIRPERSON FERGUSON: The Board can act.

25 ATTORNEY ADAM SAXBY: Support Chief White's

1 recommendation.

2 CHAIRPERSON FERGUSON: Yes. So we cannot act on Chief  
3 White's recommendation to suspend police Officer Brianna  
4 Cabano badge number 2806 with administrative leave  
5 without paying for with medical benefits. So now we're  
6 going to go into closed session pursuant to session 8(a)  
7 of the Open Meetings Act, MCL 15.268(a). The department's  
8 request for the Board to consider administrative leave  
9 without pay or with medical benefits for Officer Dayna  
10 Sears badge number 4171 assigned to the Second Precinct.  
11 We need a roll call vote to go into closed session.

12 COMMISSIONER MOORE: So moved.

13 CHAIRPERSON FERGUSON: Wait. We have to do a roll  
14 call vote.

15 ATTORNEY ADAM SAXBY: Through the Chair, somebody  
16 needs to make the motion.

17 CHAIRPERSON FERGUSON: Somebody needs to make the  
18 motion. We need to make the motion.

19 COMMISSIONER: So moved.

20 PARLIAMENTARIAN DR. FRANCIS JACKSON: To go into  
21 closed session.

22 CHAIRPERSON FERGUSON: To go into -

23 COMMISSIONER BERNARD: We don't have to second if we  
24 don't want to deal with the issue.

25 CHAIRPERSON FERGUSON: We need a second.

1 CHAIRPERSON HOLLEY: Second.

2 CHAIRPERSON FERGUSON: Second. Now we need a roll  
3 call vote.

4 MS. SHAW: Chair Bryan Ferguson – Yes.

5 MS. SHAW: Commissioner Willie Bell –

6 MS. SHAW: Commissioner Linda Benard – No.

7 MS. SHAW: Commissioner Willie Burton – Yes.

8 MS. SHAW: Commissioner Jim Holley –

9 MS. SHAW: Commissioner Ricardo Moore – Yes.

10 MS. SHAW: Commissioner QuanTez Pressley – No.

11 MS. SHAW: Commissioner Cedric Banks – Yes.

12 MS. SHAW: Mr. Chair, you have 5 = Yes votes and 3 =  
13 No votes.

14 CHAIRPERSON FERGUSON: The motion passed.

15 COMMISSIONER BERNARD: No, the motion failed.

16 ATTORNEY ADAM SAXBY: Through the Chair, that was a  
17 majority yeses.

18 CHAIRPERSON FERGUSON: Yes. There was 5 yeses and 3  
19 no's.

20 ATTORNEY ADAM SAXBY: Then it passes.

21 CHAIRPERSON FERGUSON: It passes. So we're going to  
22 close–

23 ATTORNEY ADAM SAXBY: Just for clarity, Chair. The  
24 two-thirds is for voting to approve Chief White's  
25 recommendation. That's what's required for two-thirds. A

1 simple majority is allowed for this particular matter,  
2 15.268 sub-A is one of the exceptions.

3 CHAIRPERSON FERGUSON: Right. That's why I didn't say  
4 roll call vote. No, I didn't say that.

5 COMMISSIONER BERNARD: But may I point out it's the  
6 same situation and occurrence.

7 CHAIRPERSON FERGUSON: I know. We just got to get  
8 them both settled.

9 COMMISSIONER BERNARD: We're just doing it all over  
10 again.

11 CHAIRPERSON FERGUSON: I got to be fair. Okay. So  
12 we're going to not even take a five minute recess. We're  
13 just going to get enough time for people to walk out.

14 Closed session.

15 CHAIRPERSON FERGUSON: We're going to reconvene the  
16 open session. Commissioner.

17 COMMISSIONER BURTON: This is off the record. This  
18 doesn't have anything to do with this.

19 CHAIRPERSON FERGUSON: But we're back. We're on.

20 COMMISSIONER BURTON: Oh, we are?

21 CHAIRPERSON FERGUSON: Yes, sir.

22 COMMISSIONER BURTON: I'll wait later.

23 CHAIRPERSON FERGUSON: All right. So now we're going  
24 to vote on the matters. Chief White's recommendation,  
25 administrative leave without pay, but with medical

1 benefits for police Officer Dayna Sears, badge 4171  
2 assigned to the Second Precinct. We need two thirds roll  
3 call vote for that motion. We need a motion. No motion.  
4 It does not pass the Chief's recommendation. All right.

5 COMMISSIONER BERNARD: Move for adjournment, Mr.  
6 Chair.

7 COMMISSIONER: Second.

8 COMMISSIONER BURTON: Through the Chair.

9 CHAIRPERSON FERGUSON: Yes.

10 COMMISSIONER BURTON: I just want to make a quick  
11 announcement real quick that once again that the Policy  
12 Committee is going to meet May 9th at three o'clock as  
13 well as May 10th at three o'clock. So May 9th is an  
14 emergency meeting and that we have three members. There's  
15 three of us on this committee as of now. So it's going to  
16 be Commissioner slash Attorney Linda Bernard, who's going  
17 to join this committee. We still have Vice-Chair Annie  
18 Holt on the committee. I'm still chairing the committee.  
19 So it's going to be a committee of three. I'd like to go  
20 committee of four if—Commissioner Holley I understand he  
21 has a lot of responsibilities in the community that he's  
22 overseeing. So it's going to be a committee of three. I  
23 just want to make that announcement and that's okay with  
24 you, Mr. Chairman of the Board.

25 CHAIRPERSON FERGUSON: You already did it, sir.

1 COMMISSIONER BURTON: Okay. Thank you.

2 CHAIRPERSON FERGUSON: Now I'd like to have a motion  
3 to adjourn.

4 COMMISSIONER: So move.

5 COMMISSIONER MOORE: Support.

6 COMMISSIONER BERNARD: Second.

7 CHAIRPERSON FERGUSON: Any discussion? All in favor?

8 COMMISSIONERS: Aye.

9 CHAIRPERSON FERGUSON: All the opposed? Thank you  
10 everybody.

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14 (Meeting Adjourned at 6:50 p.m.)

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STATE OF MICHIGAN )  
 )  
COUNTY OF WAYNE )

RECORDER'S CERTIFICATE AND NOTARIZATION

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

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

  
DONALD HANDYSIDE (CER 1464)

Notary Public

My Commission Expires: 5/6/2027

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