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DETROIT BOARD OF POLICE COMMISSIONERS

REGULAR BOARD MEETING

PAGE 1 TO 40

Taken at 1300 Beaubien Street, Room 328
Detroit, Michigan,
Commencing at 3:10 p.m.,
Thursday, May 26, 2011,
Before Wendy A. Boer, CSR 3505.

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APPEARANCES :

JEROME WARFIELD, CHAIRMAN

ADELA RIVERA, VICE CHAIRPERSON

TONEY STEWART, COMMISSIONER

DONNELL WHITE, COMMISSIONER

GEORGE ANTHONY, EXECUTIVE SECRETARY

RALPH GODBEE, CHIEF OF POLICE

DEPUTY CHIEF TOLBERT

5/26/2011

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Detroit, Michigan
Thursday, May 26, 2011
About 3:10 p.m.

CHAIRMAN WARFIELD: Serving with us today in our regularly scheduled meeting is Commissioner Toney Stewart, Commissioner Donnell White and Chief of Police Ralph Godbee. I'm going to ask if our Secretary will introduce our staff.

SECRETARY ANTHONY: For the record, George Anthony, Secretary to the Board. Our staff present includes Ms. Dalph Watson who is our Director of Police Personnel, Ms. Celia Banks Washington who is our attorney for the Board, Ms. Yolonda Caudle who is our Community Affairs Coordinator, Officer Terrence Bell who is our Recorder for the day, Mr. Robert Brown, our Office Manager, and Ms. Wendy Boer from Hanson Court Reporting Service. And that completes the introduction, Mr. Chair.

CHAIRMAN WARFIELD: Thank you, sir. Appreciate that. I did see Chaplain here. Chaplain, could you come to the podium, sir? For the record, give your name, Chaplain Powell, for the record and lead us in our invocation. Thank you, sir.

CHAPLAIN POWELL: Chaplain Powell of

1 Cornerstone Church. Let us pray. Lord God of Grace, in
2 the name of Jesus, we thank You, Lord God, for this
3 meeting, for the joining of our minds. Lord, asking You
4 just to look down upon each and every, Lord God, person
5 that is here. Look down upon our officers, Lord God.
6 Bless and protect them, Lord God. Let Your hands of
7 mercy be upon them. Lord, I ask You just to bless,
8 Lord, our Mayor. Look down upon his staff. Look down
9 upon the City Council. Lord God, just look down upon
10 this Commission, Lord God. Give them, Lord God, right
11 counsel, right standing. Look down upon our Chief and
12 Lord God his staff. I ask You just to bless us, Lord
13 God, and let Your mercies be upon us. Bless this City,
14 Lord. And we thank you. In Jesus' name, amen.

15 AUDIENCE: Amen.

16 CHAIRMAN WARFIELD: Thank you, Chaplain
17 Powell. At this time, I will entertain a motion to
18 approve the agenda.

19 COMMISSIONER RIVERA: Motion to approve.

20 COMMISSIONER STEWART: Second.

21 COMMISSIONER WHITE: Mr. Chair, if I could, I
22 would offer a substitute motion that we add the addition
23 of Suspension Without Pay that we have had an opportunity
24 to hear today.

25 CHAIRMAN WARFIELD: Absolutely. And that

1 would be Officer Coody.

2 SECRETARY ANTHONY: C-o-o-d-y.

3 CHAIRMAN WARFIELD: Absolutely we'll do that.

4 Is there support?

5 COMMISSIONER STEWART: Support.

6 CHAIRMAN WARFIELD: Properly moved and

7 supported. All those in favor?

8 COMMISSIONERS: Aye.

9 CHAIRMAN WARFIELD: All those opposed, you
10 have the same right and privilege. Motion carries.
11 From my understanding, the minutes from May the 19th
12 meeting, last week's meeting, have not been reviewed and
13 critiqued yet. So we will not vote on those today. We
14 will have those ready next week to be -- to vote on.

15 Ladies and gentlemen, I do want to say this.
16 We do our very best to try and make sure that you're not
17 waiting around for us as we go into our closed sessions.
18 But we have had to deal with a number of Suspension
19 Without Pay issues this day. And so, we are going to
20 ask your patience on us because we have to enter again
21 into closed session that we may consider these cases.

22 And so, normally as you know, we try to wait
23 until the end of our meeting to do that after you make
24 your public comments. But for special reasons, we need
25 to do that now. And so I'm going to ask that you -- beg

1 your indulgence upon us as we go into closed session to
2 deal with these Suspensions Without Pay.

3 SECRETARY ANTHONY: I'm just waiting for the
4 write-up to read it into the record. For the record,
5 George Anthony for the Board. As a public body, your
6 meetings are subject to the Open Meetings Act, OMA. The
7 OMA defines a meeting as the convening of a public body
8 at which a quorum is present for the purposes of
9 deliberating towards or rendering a decision on a public
10 policy, MCL 15.262(b). The OMA, however, does allow a
11 public body to call a closed session, one limited to the
12 public body and its invitees for specific purposes.

13 Only deliberations may be conducted in closed
14 session. All decisions must be made at a meeting open
15 to the public. While in the closed session, the Board
16 makes no decisions. That must be done -- that must be
17 done on the record.

18 On Thursday, May 26th, 2011, you will be
19 presented with Suspension Without Pay recommendations
20 for Jamil Martin. Jamil is J-a-m-i-l Martin, Badge
21 5008; Officer Henry Jackson, Badge 3829; Officer Armando
22 Huffman, Badge 3994; Officer Lamar Coody, C-o-o-d-y,
23 Badge 3518. Through their representative, DPOA Attorney
24 John J. Goldpaugh, they have requested closed sessions
25 for the purpose if contesting the Suspension Without Pay

1 recommendation. The closed session will be called
2 pursuant to MCL 15.268(a), of the Open Meetings Act,
3 which states in part, "A public body may meet in a
4 closed session to consider the suspension of or hear
5 charges brought against an employee. A simple majority
6 vote quorum of three is required to close a session for
7 this purpose." Mr. Chair, a motion is in order to close
8 the session.

9 COMMISSIONER RIVERA: Motion to move into
10 closed session.

11 COMMISSIONER STEWART: So moved.

12 CHAIRMAN WARFIELD: It's been properly
13 motioned and supported to go into closed session to
14 deliberate over some personnel issues. All those in
15 favor?

16 COMMISSIONERS: Aye.

17 CHAIRMAN WARFIELD: All those opposed? Motion
18 carries. Thank you.

19 (Closed session)

20 SECRETARY ANTHONY: Mr. Chair, a motion would
21 be in order to come back into public session from closed
22 session.

23 COMMISSIONER RIVERA: Motion to move back into
24 open session.

25 COMMISSIONER STEWART: So moved.

1 CHAIRMAN WARFIELD: It's been properly moved
2 and supported. All those in favor?

3 COMMISSIONERS: Aye.

4 CHAIRMAN WARFIELD: All those opposed? Motion
5 carries. Mr. Chair -- I mean Mr. Secretary?

6 SECRETARY ANTHONY: Mr. Chair, George Anthony.
7 For the record, you have heard four recommendations
8 Suspensions Without Pay. In the case of Officer Jamiil
9 -- and that's J-a-m-i-i-l, Martin, Badge 5008; Officer
10 Henry Jackson, Badge 3829; Officer Armando Huffman,
11 Badge 3994; and Officer Lamar Coody, Badge 3518.

12 As regards Officer Lamar Coody, 3518, unless
13 this Board contravenes, contravenes the Chief's
14 recommendation, the Suspension Without Pay will stand.

15 CHAIRMAN WARFIELD: Sir, there is no
16 contravention. The Suspension Without Pay will stand.

17 SECRETARY ANTHONY: In the case of Officer
18 Armando Huffman, Badge 3994, unless the Board
19 contravenes the Chief's recommendation, the suspension
20 without pay will stand.

21 CHAIRMAN WARFIELD: Sir, there is no
22 contravention. Suspension Without Pay will stand.

23 SECRETARY ANTHONY: In the case of Police
24 Officer Jamiil Martin, Badge 5008, unless the Board
25 contravenes the Chief's recommendation, the suspension

1 without pay will stand.

2 CHAIRMAN WARFIELD: Sir, there is no
3 contravention. The Suspension Without Pay will stand.

4 SECRETARY ANTHONY: In the case of Officer
5 Henry Jackson, Badge 3829, unless the Board contravenes
6 the Chief's recommendation, the Suspension Without Pay
7 will stand.

8 CHAIRMAN WARFIELD: Sir, there is no
9 contravention. The Suspension Without Pay will stand.

10 SECRETARY ANTHONY: That completes the
11 hearing, sir.

12 CHAIRMAN WARFIELD: Thank you. Back on the
13 record. At this time, according to the agenda, we are
14 going to ask the Department at this time to bring their
15 report and their presentation. I do want to say in
16 advance, though, that Commissioner White may be stepping
17 out for a previous commitment. And so, we just want to
18 put that on the record. Thank you.

19 (Chief Godbee replaced by
20 Deputy Chief Tolbert).

21 CHAIRMAN WARFIELD: I think the Lieutenant is
22 going to need some help, somebody pushing buttons for
23 him on the presentation. You're hooked up there.

24 LIEUTENANT HOLLINS: I will try. I planned on
25 saying good afternoon, but I guess I got to say good

1 evening. I am Don Hollins. I'm a Lieutenant with the
2 Detroit Police Department. And I have -- the Chief has
3 asked me to give us I guess a real brief presentation of
4 Telephone Crime Reporting.

5 MR. BELL: Could you repeat your name for the
6 record, please?

7 LIEUTENANT HOLLINS: Donald Hollins. Okay.
8 First of all, let me open up with just what is TCRU?
9 TCRU is a call center, one of two operated by the
10 Detroit Police Department. As you know, the primary
11 call center is the Emergency Communication,
12 Communication Operations, who handle emergency calls.
13 And TCRU is the secondary call center operated by the
14 Department. And we handle non emergency calls and
15 police injuries. Okay.

16 When do we operate? First of all, you can
17 contact the telephone call center, TCRU, at 267-4600.
18 That number is available for general citizens to call in
19 non emergency police reports. We take reports from
20 citizens 12 hours a day, from 8:00 a.m. until 8:00 p.m.
21 However, we do maintain that call center on a 24-hour
22 basis for police officers.

23 For police officers, we have the
24 responsibility of entering and updating all stolen
25 vehicles. That is one of four tasks that we do. We do

1 -- besides the reports -- stolen vehicles. And we also
2 handle -- rarely but sometimes excessive call volume
3 from the emergency 911 system.

4 Speaking of that, we do have the capability
5 should like what happened in Joplin just recently wipe
6 out a whole call center or hospital, we do have the
7 capacity to operate as an emergency call center.
8 However, our primary duty is non emergency in nature.

9 And lastly, we notify citizens of when we --
10 of recoveries, of the recovery location of their stolen
11 vehicle. Some of the other agencies that do use our
12 services are OnStar, LoJack. They will call and find
13 out whether or not vehicles are actually stolen because
14 they don't want to get involved with domestic issues.
15 So, they also are available to -- they can call us on a
16 24-hour basis also.

17 (Exit Commissioner White)

18 Once again, our primary functions are stolen
19 vehicles. That's roughly 40 to 50 percent of our work
20 volume. We take police reports and handle overflow
21 conditions of the 9-1-1 system. Okay.

22 How are we performing? Right now, we are
23 basically doing approximately 50 stolen vehicles per
24 day. That works out to about 18,000 a year. About 90
25 to 100 police reports from citizens during the hours of

1 eight to eight. That works out to about 33,000 a year.
2 And vehicle recoveries, that we run about 65,
3 66 percent. That works out to about 33 per year. So,
4 totally, we are taking about 63,000 police reports per
5 year.

6 Once again, one of the -- how are we
7 performing? One of the measurements that is often
8 referred to is call wait time. Call wait times are --
9 vary greatly. It's one of the areas where we get
10 complaints. Right now, we are averaging call wait time
11 for police officer calls of a minute and ten seconds.
12 That's an average. But -- and for citizens, one minute
13 and 59 seconds. But once again, that's a little
14 deceiving because it's an average.

15 If you ever go -- the reason why police
16 officer calls have a lower wait time than citizen calls
17 is because we give them priority routing, which is kind
18 of like when you go to the airport, you go through
19 screening, TSA. You know how the pilots just waltz
20 right on by? That's basically what happens with police
21 officer calls. We want to increase the amount of time
22 officers have for patrol.

23 So, any time a police officer calls, he
24 wouldn't call the normal 4600 number. He has a special
25 Centrex number. He will call that number, and we will

1 like leap frog him to the front of the line. But for
2 the standard citizen calls, standard routing, it is
3 first come first served. Speaking of peak and off peak
4 tie, it's important to note that our peak times are
5 basically -- everybody calls at the same time, lunch
6 time and right after work.

7 So, although we have 24 work stations
8 available, even if we staff all of them, we wouldn't be
9 able to handle the call volume that comes in during the
10 lunch period and immediately from four to six right
11 after work. The best time to call for citizens is
12 absolutely before lunch and on weekends. We do maintain
13 a seven-day operation, eight until eight.

14 Okay. Upcoming changes for telephone crime
15 reporting. We have recently received approval for
16 additional operators, and we plan on resuming 24-hour
17 operations. That will assist us in several ways. One
18 of them is that we are going to start taking in addition
19 to stolen vehicle reports from officers, we are going to
20 start taking most reports that officers generate,
21 response units generate on the street.

22 Basically, we planned on by them being able to
23 either call us directly from a scene or passing the
24 phone to a citizen, that will increase the amount of
25 time that they have to patrol. And we are shifting

1 basically a clerical function from a police officer to
2 an operator, to a civilian operator. Okay. We plan on
3 also allowing citizens to begin calling telephone crime
4 reporting on a 24-hour basis.

5 In addition, something that we're already
6 doing is that when the emergency 9-1-1 operators take an
7 incoming call of a non emergency nature, they direct
8 calls directly to our call center. They will be able to
9 do that on a 24-hour basis in addition.

10 I think I just went over some of the benefits
11 that we expect, reduced response times for response
12 units. That also will increase their efficiency. And
13 it's going to result in reduced call waiting for both
14 police officers and citizens. And the bottom line in
15 these times are cost less money. Okay.

16 Now, right now we are conducting a pilot
17 project with the Northeast District, basically a 66
18 project where they have established some benchmarks.
19 Well, basically we are going to determine the
20 feasibility of this plan right now. Although we're
21 approved, we have got to make sure that we are going to
22 get the bang for the buck that we expect. So, they're
23 going to set benchmarks, make up some measurables.
24 Well, not make them up but establish some measurables.
25 And then the pilot program, we are going to test the

1 hypothesis, basically see if it works.

2 CHAIRMAN WARFIELD: See if what works?

3 LIEUTENANT HOLLINS: See if we are able to get
4 these benefits. Are we able to reduce response times?
5 Are we going to keep officers on the street? Are we
6 going to reduce the call wait times which we are all
7 ready to establish through our software? Any questions.

8 CHAIRMAN WARFIELD: Questions?

9 COMMISSIONER RIVERA: How many employees at
10 TCR right now are officers and how many are civilian?

11 LIEUTENANT HOLLINS: Well, the majority of the
12 people at TCRU are civilian right now. Right now we
13 have 29 Operators, seven Civilian Supervisors. Now,
14 that's 29 -- 36 civilians, one Lieutenant, myself, one
15 Sergeant and three officers. We had one assigned on
16 restricted duty. So you could call it four officers,
17 but primarily a civilian unit.

18 COMMISSIONER RIVERA: Not right now.

19 CHAIRMAN WARFIELD: Commissioner Stewart?

20 COMMISSIONER STEWART: How many calls do an
21 operator get per day then, what you have now?

22 LIEUTENANT HOLLINS: Every call is not an --
23 every call is not a report. Each operator averages
24 around five actual police reports per day and seven
25 stolen cars, meaning either entry or updates. So around

1 12 entries per day on their sheets. However, that
2 doesn't -- there are obviously more calls than actual
3 reports generated.

4 COMMISSIONER STEWART: So, the additional ones
5 you will have to pick up the pace a little bit more?

6 LIEUTENANT HOLLINS: Absolutely. It will
7 increase capacity. Obviously, if we went back to one of
8 our slides where I talked about service level, right
9 now, the benchmark is 90 percent service level. What
10 that basically means is that how many incoming calls do
11 we answer within five minutes? Okay. Now, I can
12 already tell you during peak times, even if I had every
13 position filled, we wouldn't be able to achieve a
14 hundred percent service level. But that's the
15 benchmark.

16 COMMISSIONER STEWART: But it's getting
17 better?

18 LIEUTENANT HOLLINS: It will obviously
19 increase with 20 additional operators which we have been
20 approved for.

21 CHAIRMAN WARFIELD: So, what type of public
22 information, what type of crimes can they call into the
23 center instead of going to the station and filling out
24 paperwork?

25 LIEUTENANT HOLLINS: Well, right now, we are

1 only taking -- I am taking the pilot project out of
2 this. Right now we will only take reports of a non
3 emergency nature. I can take an assault report. But
4 the minute a citizen alleges that they have been struck
5 in the head where no one is there to actually assess
6 whether or not this person needs medical attention,
7 some of those we can't take. But most garden variety
8 assaults, assaults, larcenies, lost cell phones, B&E
9 garage. A big one that we do is the courville
10 containers. They somehow come up missing. They have to
11 make reports for those. Cell phones, courville
12 containers, larcenies, assaults, lot of school incidents
13 are reported to us, information type reports.

14 And also the vehicles. I'm sorry. I missed
15 that one, the vehicles. We do not take stolen vehicles
16 right now directly from citizens over the phone. That
17 was stopped about three years back but due to issues of
18 fraud. I believe when the pilot program went through
19 somewhere, it was higher than 20 percent. 20 to
20 30 percent of the stolen car reports that we took
21 directly from citizens over the phone without any police
22 response were later determined to be fraud.

23 CHAIRMAN WARFIELD: Does the Department
24 publish this number so that citizens know what they can
25 call in and report?

1 LIEUTENANT HOLLINS: We do have literature
2 that we put out in different community meetings.
3 Recently we haven't updated the literature.

4 CHAIRMAN WARFIELD: Okay. All right. Any
5 other questions? All right. Thank you, sir.
6 Appreciate it, Lieutenant.

7 The agenda now calls for grants and
8 resolutions. I'm going to ask if Vice Chairperson
9 Commissioner Rivera will read the grant that is before
10 us.

11 COMMISSIONER RIVERA: Which one? There's two.

12 CHAIRMAN WARFIELD: You can start with the
13 Evidence Based Efficacy Project.

14 COMMISSIONER RIVERA: Request permission to
15 apply for an Evidence-Based Efficiency Project Byrne
16 Justice Assistance Grant, Byrne JAG, for the fiscal year
17 2012 from the Michigan State Police Department. The
18 Michigan State Police Department is accepting
19 applications for the Evidence-Based Efficiency Project
20 Byrne Justice Assistance Grant for fiscal year 2012.
21 The Detroit Police Department is eligible to apply for
22 \$75,000 with a 10 percent cash match. The match will be
23 met in the form of DPD manpower hours, salary, devoted
24 to administration and coordination of grant activities.

25 The intent of this project is to assist local

1 communities to improve local criminal justice efforts
2 and to efficiently and effectively address crime via
3 evidence based solutions. Programs that are developed
4 must demonstrate increased efficiency, safety and cost
5 effectiveness or show a positive impact on community
6 members using evidence based methods. Innovative
7 projects which focus on reducing personnel costs will
8 receive priority over the other projects. If granted,
9 grant period would be from October 1st, 2011, through
10 September 30, 2012.

11 In the event that approval is granted to apply
12 and the reward is received, Commander Robert Ennis of
13 the Criminal Justice Investigations Bureau would serve
14 as the Project Director. The deadline is June 17th,
15 2011, for the application. I am requesting the Board's
16 permission to apply for this funding and seek approval
17 of the honorable Detroit City Council. Motion to
18 approve.

19 COMMISSIONER STEWART: Second.

20 CHAIRMAN WARFIELD: It's been properly moved
21 and seconded to approve the request for this grant. Any
22 questions? Hearing or seeing none, all those in favor?

23 COMMISSIONERS: Aye.

24 CHAIRMAN WARFIELD: All those opposed? Grant
25 request approved. Go ahead for the next one, please.

1 COMMISSIONER RIVERA: Request permission to
2 accept the COPS fiscal year 2010 Technology Program
3 Grant. The United States Department of Justice Office
4 of Community Oriented Policing Services, COPS, has
5 awarded the Detroit Police Department's Northwestern
6 District 6th and 8th precincts a technology program
7 grant in the amount of \$350,000 with no cash match. The
8 project grant period would be from August 1st, 2010,
9 through September 30th, 2013. The COPS Fiscal Year 2010
10 Technology Program Grant is designed to implement
11 community policing strategies that strengthen
12 partnerships for safer communities and enhance law
13 enforcement capacity to prevent, solve and control crime
14 through the funding for personnel, technology, equipment
15 and training.

16 The Northwest District 6th and 8th Precincts
17 will be forming a CB citizen patrol band. Funding for
18 this grant would be used for equipment, training and
19 manpower. In the event the approval is granted to
20 accept the award, DC Melvin Turner of Police Community
21 Service would serve as the Project Director. The Chief
22 is requesting the Board's permission to accept this and
23 seek approval from the honorable Detroit City Council.
24 Motion to approve.

25 COMMISSIONER STEWART: Second.

1 CHAIRMAN WARFIELD: It's been properly moved
2 and supported to approve this grant request. All those
3 in favor?

4 COMMISSIONERS: Aye.

5 CHAIRMAN WARFIELD: All those opposed? Motion
6 carries. There is a Resolution to honor two retired
7 Sergeants, Sergeant Samuel Quick and Sergeant Jeffrey
8 Clyburn. And certainly we want to recognize them and
9 want to salute them on excellent careers. Are they
10 here? Are either of the Sergeants here? Certainly we
11 want to congratulate them. And I will entertain a
12 motion to have these Resolutions again approved and be a
13 part of our permanent archives.

14 COMMISSIONER RIVERA: Motion to approve the
15 Resolutions.

16 COMMISSIONER STEWART: Second.

17 CHAIRMAN WARFIELD: It's been properly moved
18 and supported. All those in favor?

19 COMMISSIONERS: Aye.

20 CHAIRMAN WARFIELD: All those opposed? Motion
21 carries. Next there is a directive, Directive 403.5
22 regarding drug and alcohol abuse by department members.
23 This policy I believe was posted. It was posted, and we
24 just need to approve it.

25 COMMISSIONER RIVERA: Motion to approve the

1 directive.

2 COMMISSIONER STEWART: So moved.

3 CHAIRMAN WARFIELD: It's been properly moved
4 and supported. Any questions? All those in favor?

5 COMMISSIONERS: Aye.

6 CHAIRMAN WARFIELD: All those opposed? Motion
7 carries. Our next meeting will be held on Thursday,
8 June the 2nd, 2011, 3:00 p.m. here at Police
9 Headquarters. Look forward to seeing you then. Before
10 we do get to oral comments, I do have a question. We
11 just found out today just prior to our first closed
12 session meeting that our Office of Chief Investigation
13 has to move by next Tuesday, which was news to us. And
14 so, can someone from Management Services, Deputy Chief
15 Lee or someone come and explain what's going on with
16 that?

17 DEPUTY CHIEF LEE: Deputy Chief Benjamin F.
18 Lee, Management Services Bureau. I just spoke with
19 Lieutenant Williams today and was advised of that move
20 today. So I don't have any information regarding that
21 move.

22 CHAIRMAN WARFIELD: Can we get her down here
23 today if possible?

24 DEPUTY CHIEF LEE: All right.

25 CHAIRMAN WARFIELD: Thanks. Appreciate it.

1 At this point, we will open up the floor for oral
2 communications. So if you wish to address the Board of
3 Police Commissioners, we ask that you come to the center
4 podium, give us your name and spell it for the record
5 for us, please. And we ask that you will abide by two
6 minutes tonight. If you can just give us two minutes
7 worth of comments tonight, that will help as we are
8 really late in the hour. Thank you.

9 MS. PANNELL: Good afternoon. My name is
10 Sharon Pannell. I just brought you the flyer for the
11 picnic.

12 CHAIRMAN WARFIELD: Oh, absolutely. Thank
13 you. And give it to our -- yes, we will get it. Thank
14 you, appreciate that, Ms. Pannell.

15 MS. PANNELL: And my sign is hung.

16 CHAIRMAN WARFIELD: Your sign is hung?

17 MS. PANNELL: My sign is hung. Thank you very
18 much. And I still need another one.

19 CHAIRMAN WARFIELD: She said she need another
20 one.

21 MS. PANNELL: That's all.

22 CHAIRMAN WARFIELD: Thank you, Ms. Pannell.
23 Appreciate that. Thank you, Deputy Chief Turner.
24 Appreciate your prompt response. Again, the floor is
25 open.

1 MS. HERNANDEZ: Hey, everybody. Phyllis
2 Hernandez, Casino Towing. Just wondering if there's any
3 update on the towing situation since last week. I also
4 wanted to comment on your comment about Councilman
5 Watson telling you that -- or telling the Board that
6 they hold the power when it comes to the towing rules
7 that were passed. And I agree with her. And I'm
8 wondering when the accountability part of the towing --
9 I know you hate the word so I will switch it up --
10 situation is going to start happening.

11 CHAIRMAN WARFIELD: I think there is an
12 update. And I think, Deputy Chief, when he gets back
13 down here will give an update. But I do want to correct
14 the record regarding Councilwoman Watson's comments.
15 Her comments was related to budgetary matters. And so
16 that's what we were referring to. But she had literally
17 seen without a word to -- it wasn't in force but it was
18 something similar to that. Impose. Thank you, impose.
19 And she was very adamant about us being able to impose.

20 But, you know, we understand that there are
21 some legal issues in that, in that constraint. And we
22 clearly get that. So, but thank you. But there is --
23 Deputy Chief is back. So there is an update. He'll get
24 that for you.

25 MS. HERNANDEZ: Okay.

1 CHAIRMAN WARFIELD: Deputy Chief, would you
2 give us update for the towing, please, sir?

3 DEPUTY CHIEF LEE: Deputy Chief Benjamin F.
4 Lee. I met with the Chief today, and we discussed the
5 rotation. We will be forwarding the letters on Tuesday.
6 And on Wednesday, we should have a new rotation.

7 CHAIRMAN WARFIELD: And that rotation will
8 consist of what?

9 DEPUTY CHIEF LEE: The rotation will consist
10 of -- we had fifteen companies that had no deficiencies.
11 So those people will be part of the rotation. We had
12 four that had some zoning deficiencies, but they will
13 probably be able to clear those up. And there's going
14 to be a 30-day window to do that. And there were five
15 that had zoning hearings. And that hearing was
16 yesterday. I believe we got those letters today. They
17 will be added to the rotation for a total of 24
18 companies. There were five that were denied. Four of
19 those were zoning denials, and one was for some
20 information that was in their application, a
21 discrepancy. And there were two others that had zoning
22 issues related to other companies. These are two brand
23 new companies. And we will add them at a later date
24 when those zoning issues are cleared up. And we
25 anticipate that they will be.

1 CHAIRMAN WARFIELD: So we have a total of
2 about 25?

3 DEPUTY CHIEF LEE: There were 31 companies
4 total. And there will be 24 companies that we will be
5 basing the new rotation on with the possibility of seven
6 being added if they can clear their deficiencies. But
7 some were outright denials by zoning. And I think it
8 would be cost prohibitive for some of those companies to
9 do that. I don't know.

10 CHAIRMAN WARFIELD: If I hear you correctly
11 then for those seven companies, and some of those seven,
12 five of those seven, were denied outright, correct?

13 DEPUTY CHIEF LEE: Yes.

14 CHAIRMAN WARFIELD: For those five, they still
15 have an opportunity to clear up whatever issues that was
16 there if they can?

17 DEPUTY CHIEF LEE: Yes.

18 CHAIRMAN WARFIELD: Within a time frame to be
19 included into the towing rotation?

20 DEPUTY CHIEF LEE: Yes. We will have a 30-day
21 window.

22 CHAIRMAN WARFIELD: 30-day window. Thank you.
23 Yes, ma'am? I'm sorry.

24 COMMISSIONER RIVERA: Are we going to be given
25 a copy of the rotation?

1 DEPUTY CHIEF LEE: Yes.

2 COMMISSIONER RIVERA: Just so we know which
3 companies?

4 DEPUTY CHIEF LEE: Yes. In the process of
5 doing that also, there will be some companies that did
6 not apply. So part of that rotation will change as
7 well. I think there were at least three companies that
8 did not reapply.

9 CHAIRMAN WARFIELD: So the companies that did
10 not apply will not be part of the new rotation?

11 DEPUTY CHIEF LEE: No, they won't.

12 CHAIRMAN WARFIELD: Good. Well, well, well.
13 We need cake and ice cream. Thank you, sir. We
14 appreciate it. Amen.

15 MS. SMITH: He needs a metal.

16 CHAIRMAN WARFIELD: He needs a metal, yes, he
17 does. Can we get him a ribbon? He needs another ribbon
18 on his chest.

19 DEPUTY CHIEF LEE: Deputy Chief Benjamin F.
20 Lee. I just attempted to call Lieutenant Cynthia
21 Williams, and I believe she's left. Somebody said they
22 had saw her get on the elevator earlier.

23 CHAIRMAN WARFIELD: We will definitely want a
24 report before next Thursday. But we definitely also
25 want her here next Thursday.

1 DEPUTY CHIEF LEE: Yes.

2 CHAIRMAN WARFIELD: Thank you. I'm sorry.
3 Deputy Chief, could you come back again? I'm sorry.
4 Deputy Chief Lee? I'm sorry. One second. Could you
5 come back again one second because the issue is they're
6 supposed to move out Tuesday. And so, if we can hear
7 from her in our office tomorrow, we -- because we are
8 just like blown away by this as you --

9 COMMISSIONER RIVERA: She does not even know
10 about it.

11 CHAIRMAN WARFIELD: Our Chief Investigator who
12 runs the office don't even know about it. So initially
13 it was said -- and I don't know if it's true. But it
14 may be because of non payment of the lease. And if
15 that's the case, I don't know if it is or not.

16 DEPUTY CHIEF LEE: I believe that was a
17 month-to-month lease. I think that lease is with
18 Mr. Forbes if I'm not mistaken. And I believe they were
19 in month-to-month discussions. And he may have said,
20 I don't want to discuss it any more. I don't know what
21 the specifics are.

22 CHAIRMAN WARFIELD: So we need to know that
23 ASAP because this impacts not only our office but it
24 impacts personnel as well. And so, you know, the sooner
25 we can get that the better.

1 SECRETARY ANTHONY: Mr. Chair, for the record,
2 George Anthony for the record. Lieutenant Williams
3 called probably maybe about five minutes to 2:00 and
4 informed us of the move. She also indicated that she
5 wanted us to come and perhaps tour the new facility
6 sometime tomorrow. So, I am to contact her later this
7 evening and see when we can tour the new facility. I
8 understand it's the Cadillac Towers downtown.

9 CHAIRMAN WARFIELD: Absolutely. And I guess
10 for the record's sake, my issue with this is that the
11 Board had no idea this was going on at all. So this is
12 unacceptable. We understand that there are issues where
13 we might have to move. But it's unacceptable in the way
14 in which it happened. And we got to get a lot better
15 with that. So, we really need to talk to Lieutenant
16 Williams about that.

17 DEPUTY CHIEF LEE: You will have some answers
18 tomorrow.

19 CHAIRMAN WARFIELD: Thank you, sir.
20 Appreciate it.

21 CHAIRMAN WARFIELD: Is tomorrow furlough?

22 SECRETARY ANTHONY: Yes, it is.

23 CHAIRMAN WARFIELD: Tomorrow is a furlough
24 day.

25 SECRETARY ANTHONY: And Monday is a holiday.

1 CHAIRMAN WARFIELD: So Tuesday. Lord have
2 mercy. So will the citizens' files be sitting out on
3 the street? I guess, we need to know if they have to
4 move on Tuesday. Seriously, I am not being facetious
5 now.

6 ATTORNEY WASHINGTON: That's true.

7 CHAIRMAN WARFIELD: This is -- can you get her
8 on the phone and tell her we need to talk to her today?
9 And this is just that important. Thank you, appreciate
10 it.

11 MS. SEMMA: Julie Semma from 7 D's Towing. Hi.
12 I just want to say congratulations to Management
13 Services Bureau for finally getting this together and
14 you guys as well as working hard on this. This has been
15 an on-going battle with all of us. And I just want to
16 say thank you. At this time, as the rotation changes
17 just for clarification, will the permits be issued at
18 the same time as well?

19 DEPUTY CHIEF LEE: Deputy Chief Benjamin F.
20 Lee. Yes.

21 CHAIRMAN WARFIELD: So will they come with the
22 letters? Will the permits come with the letters or will
23 they have instructions on how to get the permits?

24 DEPUTY CHIEF LEE: The permit will come with
25 the letter.

1 MS. SEMMA: And just for clarification again,
2 will all the rules apply to that as well?

3 CHAIRMAN WARFIELD: Absolutely.

4 MS. SEMMA: Including the hours?

5 CHAIRMAN WARFIELD: Absolutely.

6 MS. SEMMA: The seven to seven?

7 CHAIRMAN WARFIELD: Absolutely. And let me
8 review this too because there was something that came up
9 in our very last -- but in our very last public
10 discussion about that particular item, we said we will
11 watch that for a period of about three to six months.
12 And if the towers can track for us the business that's
13 coming in on those hours, on those off hours, then we
14 may be able to make some adjustments then. But we at
15 least want to be able to track it first.

16 MS. SEMMA: Two other questions if I may. Any
17 news as far as the tow increase because I contacted City
18 Council and I contacted the person that was voted in.
19 And I don't know. They said that the Board is working
20 on certain things. And I just kind of want to know
21 where that --

22 CHAIRMAN WARFIELD: We'll get you an update on
23 that. We don't know. You know that's a different
24 Board.

25 MS. SEMMA: Just for clarification as far as

1 what Ben Lee was saying for zoning verification, is
2 police impound and a towing impound the same thing or is
3 there a certain verbiage that eliminates certain
4 companies that applied that have a different verbiage?
5 Can you just clarify for us what is the correct way or
6 what name needs to have on the city so we can have the
7 proper licensing to be zoned?

8 DEPUTY CHIEF LEE: Deputy Chief Benjamin F.
9 Lee. Yes, I believe when zoning was here last week, the
10 rules changed in 1994. And the title is police
11 authorized tower. And that's the language that they are
12 looking for.

13 CHAIRMAN WARFIELD: But from a zoning
14 standpoint -- so, is it just verbiage? It is just
15 semantics or was there different changes in the actual
16 definition?

17 DEPUTY CHIEF LEE: The definition changed.
18 However, they did grandfather people in that had
19 previously towed under previous titles. And they were
20 grandfathered in under the title of police authorized
21 tower.

22 CHAIRMAN WARFIELD: Can the Board get that
23 information of what was grandfathered in?

24 DEPUTY CHIEF LEE: Yes. That's part of the
25 letters.

1 CHAIRMAN WARFIELD: Great. Okay. Great.
2 Thank you.

3 MS. SEMMA: Just for -- what is the
4 difference? I don't know what the difference is as far
5 as --

6 CHAIRMAN WARFIELD: I don't think we know
7 right now. We can get that for you. We will get that
8 for you.

9 MS. SEMMA: Thank you very much. Appreciate
10 it.

11 CHAIRMAN WARFIELD: Attorney Washington has a
12 comment on that.

13 ATTORNEY WASHINGTON: Celia Washington. I got
14 a call this afternoon from Laura Buehl from zoning.
15 Apparently a petition has been filed with zoning as to
16 defining some of the requirements for police authorized
17 towers, tow yards as opposed to ABAN tow yards. And
18 she has invited -- she -- I don't know if she had a chance
19 to get with DC Lee yet. And I guess I am drafted to be
20 part of that discussion. And so she is reaching out to
21 some other people. So, that definition will be very clear
22 in the next 25 days.

23 CHAIRMAN WARFIELD: Okay. Thank you. Any
24 other comments for the Board at this time? Sister
25 Smith, could you indulge us just for a minute, Sister

1 Smith, just for one minute? Can you give me one minute?
2 I want -- Brother Scott has been on a national
3 conference call. We've been trying to get in here. He
4 has his conference calls on hold for a second. And then
5 we will bring you right back up. Thank you.

6 MR. SCOTT: Okay. Thank you, Bernice. Since
7 you're my elder, may I have the right to speak?

8 MS. SMITH: I don't care.

9 MR. SCOTT: Ron Scott, Detroit Coalition
10 Against Police Brutality. I want to give some credit to
11 something that occurred last week to the Board, to the
12 members of Internal Affairs and others who did the
13 investigation relative to a matter that is important
14 when we talk about building trust in the community.
15 There was a young man from Clinton Township who had a
16 very bad experience with officers near 8 Mile at Gratiot
17 and as a result of it sustained some injuries and was
18 sort of frightened to come to the meeting that was held
19 over in Brightmoor.

20 However, I asked he and his mother -- his
21 mother called me and so forth and very articulate, very
22 responsible people. Young man had witnesses to what
23 happened and contended that he in effect was afraid to
24 make a statement. But his mother did speak very
25 eloquently about what had happened to him. And she was

1 concerned about not only his safety but others and that
2 she was not anti-police in the process but that she was
3 bringing this to the attention that there were a couple
4 of officers who had gone beyond the pale. And so, I'm
5 glad, you know, as Chief Godbee has said that in this
6 particular incarnation of the leadership of the
7 Department, that there was action taken. There was
8 action taken by this Board that I would hope would be
9 reflective of the future direction in terms of not
10 allowing a culture to develop that would erode the trust
11 between the community and young people like this young
12 man who is going to come to my office in fact and you
13 will see him soon. I asked him to come back and
14 actually make a statement. He was frightened at the
15 time. But I think he -- nobody is glad to see officers
16 suspended without pay. But by the same taken, the
17 Department has to take a responsibility as we do as a
18 community to make sure that there is trust based on
19 fairness and responsibility. So I want to thank you for
20 taking that action and moving effectively on that
21 matter.

22 CHAIRMAN WARFIELD: Thank you, sir. Sister
23 Smith?

24 MS. SMITH: Good afternoon. Bernice Smith.
25 Mr. Brown, can we put you in another room for now? We

1 didn't miss you last week. We got along very good.
2 Anyway, to the Commission, Board, and to you my dear
3 Deputy, I thought we'd see the Chief today because I had
4 something very important that I wanted to discuss with
5 him and tell him. As all of you know and are aware that
6 our Deputy Mayor is no longer with us. And there has
7 been a lot of controversy over in that particular
8 building. And I was told last week that they were
9 thinking about bringing our Chief over there. And I
10 want to tell him in person, don't dare go to Coleman
11 Young Building, none of you. Stay away from what's
12 going on over there. We don't want to be involved in
13 it. We want you to stay here and do your job over here.

14 And if it's necessary, I will tell the certain
15 person who is starting all this BS to quit. So, anyway,
16 that's what I wanted to tell the Chief today. Also, we
17 all know that there was a person that was escorted out
18 of the building over there with two police escorting
19 her. Now, my thought is this. Don't they have security
20 over there? What is the purpose of having the police
21 escort a director of the Health Department out of the
22 building? I don't know if you're aware of it or not.
23 But wouldn't that be out of the norm when they have
24 security people over there to have the police? I don't
25 know where they came out the street or what, how they

1 got involved. But it was shown on TV escorting this
2 particular director out of the building. Are you aware
3 of that, Deputy Chief?

4 DEPUTY CHIEF TOLBERT: I am not -- excuse me.
5 Through the Chair, I am not aware of the exact
6 circumstances. But I can tell you from what I think,
7 what everybody else knows, there's some type of
8 investigation. And sometimes because there's some type
9 of investigation, there may be a need to have law
10 enforcement present to make sure nothing is removed when
11 a person is asked to leave. So, that might have been --
12 I don't know that to be certain. But that could be a
13 very plausible reason why law enforcement was involved
14 in the escorting.

15 MS. SMITH: Instead of the security people.

16 DEPUTY CHIEF TOLBERT: Because they obviously
17 are -- law enforcement is -- would be a better person to
18 make sure nothing is taken out of there as opposed to a
19 security person who might be friendly with the
20 individual. The individual might say, well, I just want
21 to take this or not. So, it --

22 MS. SMITH: I see what you mean, with them
23 being within the building, is that what you're speaking
24 about?

25 DEPUTY CHIEF TOLBERT: Correct, right. So,

1 you bring a disinterested party, law enforcement officer
2 in who can escort them out. And if anything is taken,
3 they'll probably know it was taken or make sure that
4 it's just personal things, nothing that can be
5 electronic, no papers or anything like that.

6 MS. SMITH: All right.

7 DEPUTY CHIEF TOLBERT: That could be a very
8 plausible reason. I don't know that to be the reason.
9 But --

10 MS. SMITH: Well, it's reasonable for it to be
11 that way. Also, I think you're moving into our
12 quarters. The 300, Detroit 300, was at the Cadillac
13 Towers. And we were charged an increase would you
14 believe \$2,000. So I hope you guys are not going to be
15 paying no \$2,000. But we believe it was a problem
16 because of the fact that they wanted our organization
17 out of that particular building. I don't know whether
18 you're going to take our suite or what. But I just want
19 to let you know, don't you pay no \$2,000 rent over
20 there. All right?

21 CHAIRMAN WARFIELD: Yes, ma'am.

22 MS. SMITH: I'm through for the day.

23 CHAIRMAN WARFIELD: Thank you. It's always
24 good to see you. And happy early birthday. Is your
25 birthday next week?

1 MS. SMITH: 31. 78 I will have you know. God
2 is good.

3 CHAIRMAN WARFIELD: Amen. Are there others
4 who wish to address the Board of Police Commissioners?
5 Hearing or seeing none, I will entertain a motion to
6 adjourn the meeting.

7 COMMISSIONER STEWART: Second.

8 COMMISSIONER RIVERA: So moved.

9 CHAIRMAN WARFIELD: Properly moved and
10 seconded. All those in favor?

11 COMMISSIONERS: Aye.

12 (Proceedings concluded at 5:00 p.m.)

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CERTIFICATE OF REPORTER

STATE OF MICHIGAN)
) SS
COUNTY OF MACOMB)

I HEREBY CERTIFY that I reported
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Elizabeth Kollar _____

Wendy A. Boer,
CSR 3505

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