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DETROIT BOARD OF POLICE COMMISSIONERS

EVENING MEETING (EASTERN DISTRICT)

THURSDAY, FEBRUARY 9, 2012, 6:30 PM

5555 CONNER (SAMARITAN CENTER)

DETROIT, MICHIGAN

1 COMMISSIONERS:

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3 GEORGE ANTHONY, Secretary

4 DONNELL R. WHITE, Chairperson

5 JEROME L. WARFIELD, Commissioner

6 JESSICA TAYLOR, Commissioner

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10 DETROIT POLICE DEPARTMENT COMMAND STAFF:

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12 ASSISTANT CHIEF CHESTER LOGAN

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1 Detroit, Michigan
2 Thursday, February 9, 2012
3 About 6:46 p.m.

4 COMMISSIONER WHITE: Good evening to
5 everyone. Let me welcome you to the Board of
6 Police Commissioners meeting dated for Thursday,
7 February 12 [sic], 2012. My name is Commissioner
8 Donnell White. I have the pleasure of serving as
9 Chairman for the Board of Detroit Police
10 Commissioners.

11 Today I am joined with my colleague
12 Commissioner Jerome Warfield. I see Commissioner
13 Jessica Taylor making her way to the front and
14 representing our staff, Executive Secretary to
15 the Board of Police Commissioners, Mr. George
16 Anthony.

17 Mr. Anthony, can you please introduce
18 our staff?

19 SECRETARY ANTHONY: Thank you,
20 Mr. Chair. For the record, George Anthony,
21 Secretary to the Board. I would just like to
22 introduce Ms. Dalph Watson who is our director of
23 Police Personnel seated in the front, Ms. Celia
24 Banks Washington who is our attorney to the Board
25 also seated in the front.

1 Lt. Tim Leach is the acting chief
2 investigator at the Office of the Chief
3 Investigator. Mr. Robert Brown seated to my
4 right who is our office manager. He's
5 accompanied by Sgt. Alan Quinn who's recording
6 our proceedings and Mr. Dale Rose from Hanson
7 Court Reporting Service.

8 That completes the introductions, sir.

9 COMMISSIONER WHITE: Thank you,
10 Mr. Secretary. I also would like to note the
11 presence representing the office of the Chief,
12 Assistant Chief Chester Logan.

13 Thank you for joining us today,
14 Assistant Chief Logan.

15 ASSISTANT CHIEF LOGAN: Glad to be
16 here, sir.

17 COMMISSIONER WHITE: At this time I'll
18 ask if we can all stand and have the presentation
19 of colors by the Eastern District's Explorer
20 Program.

21 (PRESENTATION OF COLORS).

22 COMMISSIONER WHITE: At this time
23 we're happy to be here at the Samaritan Center
24 this evening and before we hear from a
25 representative of the Samaritan Center, we'd like

1 to acknowledge Chaplain Roy Hill, senior pastor,
2 of the Greater Mount Zion Baptist Church.

3 If Chaplain Hill could come forward
4 with our invocation.

5 (INVOCATION GIVEN).

6 COMMISSIONER WHITE: At this time do we
7 have a representative of the Samaritan Center to
8 bring our greeting this evening?

9 If we find a representative, we will
10 certainly afford that opportunity to bring
11 greetings. As typical in community meetings, we
12 would like to make reference to the role of the
13 Board of Police Commissioners.

14 The Board of Police Commissioners was
15 created by Charter July 1 in 1974. Its
16 composition currently is a five-member appointed
17 by the Mayor and confirmed by City Council.

18 Commissioners serve five-year terms and
19 may not serve more than five years consecutively.
20 Commissioners meet once a week 52 weeks out of
21 the year. That's by Charter. All meetings are
22 open to the public and subject to the Open
23 Meetings Act.

24 The duties of the Commission are to
25 establish policies, rules and regulations in

1 consultation with the Chief and the approval of
2 the Mayor, to review and approve the department
3 budget, to review and approve department
4 promotions, and receive and resolve complaints
5 concerning the operation of the police
6 department, to serve as final authority to impose
7 and/or review discipline of police department
8 employees, to appoint civilian Personnel director
9 and also to prepare an annual report of
10 department activities for the public, Mayor and
11 City Council.

12 Its staff consists of an Executive
13 Secretary who serves as Secretary to the Board
14 and attends all board meetings, a chief
15 investigator and additional investigators and
16 other staff as necessary to provide support to
17 the Board.

18 The Police Commission considers itself
19 a liaison between the citizens of the city of
20 Detroit and the police department.

21 At this time the Chair will entertain a
22 motion to approve the agenda dated Thursday
23 February 12 [sic], 2012.

24 COMMISSIONER WARFIELD: So moved.

25 COMMISSIONER TAYLOR: Second.

1 COMMISSIONER WHITE: It's been properly
2 moved and supported. Any discussion? Seeing
3 none, all those in favor?

4 COMMISSIONERS: Aye.

5 COMMISSIONER WHITE: Opposed? Thank
6 you.

7 At this time the Chair will entertain a
8 motion to approve the minutes dated Thursday,
9 February 5, 2012.

10 COMMISSIONER WARFIELD: So moved.

11 COMMISSIONER TAYLOR: Second.

12 COMMISSIONER WHITE: It's been properly
13 moved and supported. Any discussion? Seeing
14 none, all those in favor?

15 COMMISSIONERS: Aye.

16 COMMISSIONER WHITE: Under the
17 Chairperson's report -- I apologize, I'd like to
18 make a correction. On the agenda, it is dated as
19 the agenda for Thursday, February 12. Please
20 know it's Thursday, February 9. Looking forward
21 to the weekend apparently.

22 So the Chair will entertain a motion
23 for the record to approve the agenda dated
24 Thursday, February 9, 2012.

25 COMMISSIONER WARFIELD: So moved.

1 COMMISSIONER TAYLOR: Second.

2 COMMISSIONER WHITE: It's been properly
3 moved and supported. Any discussion? Seeing
4 none, all those in favor?

5 COMMISSIONERS: Aye.

6 COMMISSIONER WHITE: Opposed? Thank
7 you very much. Under the Chairperson's report it
8 was mentioned of the recent passing of Sgt.
9 Amando Greer-Travis and we certainly would like
10 to take just a moment to pause in silence in the
11 memory of Sgt. Greer-Travis from the 12th
12 Precinct.

13 (SILENCE).

14 COMMISSIONER WHITE: Thank you very
15 much. And Assistant Chief, if I'm not mistaken,
16 the funeral arrangements have been made and
17 services will be held tomorrow at 11 AM?

18 ASSISTANT CHIEF LOGAN: Yes, sir,
19 that's at the Greater Grace on West Seven Mile
20 near Telegraph.

21 COMMISSIONER WHITE: Thank you. We
22 certainly wish the family well and our
23 condolences on behalf of the Commission are with
24 the family during their time of bereavement.

25 Also would like to make mention in

1 recent news it was stated that the Detroit Police
2 Department, i.e. the Office of the Chief
3 Investigator, was in danger of going into backlog
4 and under a court order it was said that if
5 certain things weren't in order, we would
6 re-visit \$1,000-a-day penalty by Federal Court
7 for not being in compliance.

8 The Board of Police Commissioners, its
9 staff and our investigators have been working
10 very diligently and, again, Assistant Chief, we
11 certainly are thankful for the Chief's assistance
12 in the assigning of investigators from Recruiting
13 and to date we have made significant progress
14 with our backlog status and citizens should know
15 we are currently interviewing aggressively for
16 the investigator positions that are open as well
17 as the chief investigator position that are open
18 and we look forward to filling those positions in
19 the immediate future.

20 There is a process that individual
21 candidates need to go to the federal monitors for
22 review before hiring, but we are at the stage of
23 recommending very qualified and capable
24 candidates to join the Office of Chief
25 Investigator to consistently work at bringing

1 that backlog status into control.

2 And just for the record, backlogs are
3 complaints that are filed by citizens of Detroit
4 that have gone beyond a 90-day window which by
5 Consent Decree is not permissible.

6 So we're working very diligently to
7 keep a handle on the number of complaints that
8 come in and do our due diligence to turn those
9 complaints around and have a full investigation
10 within that 90-day window.

11 So we will report back to you as we
12 continue to have progress within the Office of
13 the Chief Investigator as we move forward.

14 At this time, the Chair will ask for
15 the report of the Secretary.

16 SECRETARY ANTHONY: Mr. Chair, for the
17 record George Anthony, Secretary to the Board.
18 There is no report.

19 COMMISSIONER WHITE: Thank you, sir.
20 At this time we'll have a report from the office
21 of the Chief, Assistant Chief Logan.

22 ASSISTANT CHIEF LOGAN: Through the
23 Chair, Assistant Chief Logan. The Chief of
24 Police wanted the community and the Board to know
25 that he wasn't able to make it this evening

1 because he's on standby in case there's some
2 movement with contract negotiations, and I say
3 that to segue into the fact that I was just
4 informed that Commander Dolunt of the Eastern
5 District who was due to make a presentation this
6 evening has been called to the Mayor's office, so
7 I don't know what that means. Hopefully it's a
8 good sign, but we've got a capable sergeant who's
9 going to be doing the presentation for the
10 Eastern District and once he or she completes
11 their report, I want to ask Commander Decrease to
12 come forward and give the community and the Board
13 a brief overview of our Virtual Precinct.

14 COMMISSIONER WHITE: Yes, sir.

15 ASSISTANT CHIEF LOGAN: Would you just
16 be patient. He wasn't aware that he was going to
17 have to do the presentation.

18 SGT. GROSS: Good afternoon, everyone.
19 I'm Sgt. Gross, I'm the sergeant in charge of the
20 Community Relations over here at Eastern
21 District. My staff are here, Officer Brad
22 Hawkins and Officer Audrey Curtis.

23 As you know we've knocked our staff
24 down considerably in the last couple of weeks
25 and, like someone said earlier, I wasn't prepared

1 to --

2 COMMISSIONER WHITE: Sgt. Gross -- and
3 I apologize -- just for the record, for the
4 benefit of the reporter if you could into the
5 microphone we would appreciate it.

6 SGT. GROSS: Okay. We wasn't quite
7 prepared to go ahead and do this tonight, but
8 I'll take over for Commander Dolunt.

9 The Eastern District located at 11187
10 Gratiot is one of the Detroit Police Department's
11 largest police stations. The Eastern District is
12 comprised of the 5th and the 9th Precinct. The
13 Eastern District encompasses 24 square miles and
14 is bounded on the north by East Eight Mile and on
15 the south by the Detroit River, west by McClellan
16 and east by Alter Road.

17 City of Detroit properties and private
18 property within the Eastern District consists of
19 Coleman Alexander Young International Airport,
20 the Water Works Park, Daimler Chrysler Jefferson
21 North Complex which extends from St. Jean and
22 East Warren to Conner and East Jefferson.

23 According to the results of the 2011
24 Census the Eastern District's total population
25 has reduced over the past 10 years and currently

1 there are just over 175,000 citizens and just
2 over 60,000 of those are juveniles.

3 In the Eastern District there are 55
4 teaching facilities, four high schools, seven
5 middle schools, 10 parochial schools and we also
6 have the Go Lightly Technical Center and Wayne
7 County Community College, Eastern Campus.

8 The Eastern District has undertaken the
9 following steps. On average the Eastern District
10 answers approximately 2,000 9-1-1 calls every
11 week and we've been writing close to 500 tickets
12 every week. The Eastern District is deploying
13 mountain bike and scooter officers in the target
14 areas to help reduce the burglaries and armed
15 robberies.

16 The Community Relations Department has
17 been contacting and following up with the victims
18 of home invasions and breaking and enterings
19 along with following up with businesses that have
20 been robbed and broken into. We've also been
21 trying to revitalize the block clubs and the
22 community watch movement and we've recently
23 gotten ahold of all the past presidents and block
24 clubs and we're working on forming a partnership
25 with them and recreating a better block club

1 system than what we currently have.

2 We're planning on Police Week during
3 the month of May coming up and that's going to
4 build and strengthen our relationships with the
5 community and we're going to be teaching crime
6 prevention strategies working with neighborhood
7 watches and trying to develop some more citizen
8 patrols at which time we'll be inviting the
9 elementary schools and the middle schools to take
10 tours of our district and we'll have our Special
11 Response Team and our armored personnel carrier,
12 the APC, over there and they'll be given patrols
13 of that.

14 This past August we participated in the
15 National Night Out which we had a very good
16 turnout, had very good results. I'm looking
17 forward to working with that again next year.

18 And is this the point in the
19 presentation we present this award to Ms. Wilson?

20 COMMISSIONER WHITE: Not yet. No, sir,
21 not at this point. Does that conclude your
22 presentation?

23 SGT. GROSS: That concludes it.

24 COMMISSIONER WHITE: Thank you. And
25 before you leave, Commissioner Warfield, any

1 questions?

2 COMMISSIONER WARFIELD: No.

3 COMMISSIONER WHITE: Thank you, sir.

4 Commissioner Taylor?

5 COMMISSIONER TAYLOR: No.

6 COMMISSIONER WHITE: Thank you. I did,

7 Sgt. Gross, if I could, I have a couple of quick

8 questions. You noted a decrease in staff.

9 Which staff were you referencing?

10 SGT. GROSS: This new restructuring

11 that we just took on, the new restructuring

12 project city-wide and that included cutting my

13 Community Relations staff from six down to two.

14 COMMISSIONER WHITE: Okay. Thank you.

15 And the second question as it relates to

16 Community Relations meetings with burglary

17 victims, what transpires during one of those

18 meetings?

19 SGT. GROSS: We meet with them one on

20 one and we basically do a follow-up to see if

21 anything else has transpired, see if our

22 Detective Bureau has been handling the case

23 properly, if they have any other questions.

24 Basically seeing if they have any other

25 needs.

1 COMMISSIONER WHITE: In your
2 perspective, how is that follow-up perceived by
3 citizens?

4 SGT. GROSS: We get some pretty good
5 feedback from that. We get a lot of good
6 information, some things we can do differently,
7 some different aspects we need to target and
8 whatnot, but it's been pretty successful.

9 COMMISSIONER WHITE: Thank you for
10 that, and I believe Commissioner Warfield had a
11 follow-up?

12 COMMISSIONER WARFIELD: Sergeant, to
13 follow up on your comment regarding the staff
14 reductions for the Community officers, we know
15 that after 4 PM there's limited accessibility to
16 the desk. However, prior to that are you
17 experiencing a decrease in that staff prior to
18 the hours of 4 o'clock as well?

19 SGT. GROSS: Well, the inside staff has
20 been cut to put more officers on the street.
21 That was the whole purpose of the program. We've
22 only been doing it for two days now and it seems
23 like it's working out and it's been successful.

24 COMMISSIONER WARFIELD: So those cuts
25 in personnel in the station is before and after

1 that 4 o'clock cutoff hour?

2 SGT. GROSS: Correct.

3 COMMISSIONER WHITE: All right and so
4 the two officers that are still designated as
5 Community officers, how do they operate? Do they
6 still go out on the street, do they stay in and
7 if so, if they are in the station what hours are
8 they there?

9 SGT. GROSS: We typically work 8 to 4.
10 We attend a lot of block club meetings and
11 different community meetings, so our hours vary
12 greatly. And whenever we can get out and meet
13 with the victims of the burglaries and the
14 breaking and enterings and armed robberies.

15 COMMISSIONER WARFIELD: Okay, thank
16 you.

17 COMMISSIONER WHITE: Thank you very
18 much, sergeant. I believe next up is Commander
19 Decrease.

20 COMMANDER DECREASE: Thank you. Good
21 evening, Board and citizens. For the record,
22 Commander Russell Decrease from Tactical
23 Services.

24 I've been asked to give a couple-minute
25 overview of the Virtual Precincts and although

1 we've made presentations to the Board we're
2 constantly looking for any possibility,
3 especially to communicate to the community about
4 our change in service, and that's really what
5 this is.

6 About a year ago we started looking at
7 some of the best practices around the country of
8 how to best utilize our manpower and how to best
9 use our resources to give the citizens the best
10 service possible.

11 The model that we had been using within
12 the department was either to send a two-man
13 emergency response unit to calls for service or
14 to refer citizens to a precinct, and we would
15 have people in the precinct waiting for the
16 citizens to come in.

17 When we looked at best practices around
18 the United States there are a number of major
19 cities that had a different model. They had a
20 group of people, civilians or sworn, who are able
21 to take reports city-wide across the telephone.

22 The city of Detroit had actually been
23 doing this for approximately 20 to 25 years. It
24 had been a very large unit that had taken a
25 number of calls, but due to manpower cuts the

1 calls that they had taken and the hours they
2 would take had actually been cut down.

3 The Virtual Precinct basically came out
4 of making the Telephone Crime Reporting more
5 responsive to the citizens of Detroit and by
6 doing that we were able to scale back. The
7 general rule of thumb now is that most precincts
8 and districts, there will be two people who are
9 in the front lobby area of the precinct versus
10 previously there would be anywhere between four
11 and six.

12 During the hours of 8 AM to 4 PM there
13 is full service and free access into and out of
14 precincts. After 4 PM there is limited access
15 and limited services available. Precincts are
16 not closed at any time. If somebody comes in for
17 a police report to a non-serious, non-violent
18 crime after 4 PM they are admitted to the
19 precinct or district and they are directed to a
20 bank of phones over either on a wall or on a desk
21 where they can pick up and they're immediately
22 connected with an operator who can take the
23 report in a more timely fashion.

24 To give you some idea of some of the
25 efficiencies, Number 1, we are able to actually

1 transfer more officers from desk or non-patrol
2 activities back to Patrol.

3 The second issue is it actually cuts
4 down the wait time considerably. In some
5 instances we would have one report clerk in a
6 particular precinct and we would have three or
7 four people waiting.

8 With this type of model since we're
9 pooling all of the resources together in one
10 place we can have three phones in a particular
11 precinct all going at the same time and it cuts
12 down and makes it more convenient for the
13 citizens.

14 The second thing is that we had a large
15 problem with trying to ask citizens to travel to
16 our precincts and districts in order to make
17 reports. It's at times very inconvenient or in
18 some cases like in the instance of a stolen
19 vehicle it becomes very hard for a citizen to
20 come in and make a police report on a stolen
21 vehicle when their vehicle has just been stolen.

22 This type of model allows us to have
23 the citizen be directly transferred from 9-1-1 to
24 Telephone Crime Reporting and they can actually
25 make the report much quicker and much more

1 efficiently.

2 So far the feedback that we've received
3 has been very positive, not only from the
4 citizens, but also the 9-1-1 operators because it
5 gives them another avenue other than sending a
6 two-person emergency unit to a situation that
7 really doesn't require one.

8 It's still a very serious crime, it
9 still needs to be reported and it still needs to
10 be followed up, but it does not require a
11 two-person emergency response unit.

12 That's basically the gist of the
13 Virtual Precincts. Is there any questions from
14 the Board?

15 COMMISSIONER WHITE: Commissioner
16 Warfield?

17 COMMISSIONER WARFIELD: Yes. Thank
18 you, commander. During the presentation to the
19 Board earlier this week Commander Bettison
20 indicated that there were positions that were
21 posted for TCRU operators. Where can a citizen
22 find those postings and those who are interested,
23 where can they submit resumes?

24 COMMANDER DECREASE: Actually based on
25 the Personnel Department within the City what

1 they're doing is they're making those openings
2 available to other City employees who have been
3 laid off, so it's currently not open to citizens
4 at large to apply.

5 COMMISSIONER WARFIELD: Thank you, sir.

6 COMMISSIONER WHITE: Commissioner
7 Taylor?

8 COMMISSIONER TAYLOR: I just have one
9 question. With the Virtual Precincts around the
10 country what type of success have they had?

11 COMMANDER DECREASE: It's multiple
12 things. As I stated, Number 1, you have more
13 people that you're able to deploy to actually
14 respond to calls for service that require an
15 emergency response.

16 Second thing is by pooling all of your
17 resources you're able to actually cut down the
18 wait times in some instances because you don't
19 have three people waiting to make a report.

20 So the same successes that we're seeing
21 in the same areas are the same successes that had
22 been documented across the country in different
23 major cities.

24 COMMISSIONER TAYLOR: Okay.

25 COMMISSIONER WHITE: Thank you,

1 Commissioner Taylor. Commander Decrease, for the
2 record did I hear you correctly precincts will
3 not be closed?

4 COMMANDER DECREASE: Correct, precincts
5 are not closed. This is a change of service
6 model, it is not -- it has been at different
7 points in time erroneously reported as a closure.
8 It is not closed.

9 If you come up to a precinct after 4 PM
10 what you can expect is a sign up on the wall with
11 a telephone where you pick it up and you mention
12 to the people at the front desk what you are
13 there for.

14 Once you mention what they're there
15 for, they will let you in and it depends on what
16 your business is. You'll either be directed to a
17 phone bank or if it's something that they have to
18 handle, they will handle it.

19 Precincts are not closed.

20 COMMISSIONER WHITE: So reports by the
21 media and others that have misinformation that
22 precincts are closed, that is completely
23 inaccurate?

24 COMMANDER DECREASE: Absolutely.

25 COMMISSIONER WHITE: Thank you, sir.

1 Also as it relates to the number of officers that
2 will transition from precincts who are normally
3 on the inside to the outside, how many officers
4 can we expect to put on the street versus inside
5 the precincts under this model?

6 COMMANDER DECREASE: Based on the
7 estimates I've heard the final gain should be
8 between 100 and 150.

9 COMMISSIONER WHITE: And that's
10 city-wide?

11 COMMANDER DECREASE: That is city-wide.

12 COMMISSIONER WHITE: Thank you, sir.
13 Just for the record, the Virtual Precinct model
14 was presented to the Board of Police
15 Commissioners at our meeting last week and we did
16 ask for a 30-day progress report update. That
17 update will be scheduled for March 8 which is a
18 6:30 community meeting.

19 That meeting will be held at the
20 Historic Little Rock Church within the Central
21 District. I do know it's on Woodward Avenue. I
22 don't have the exact address, but, again, that
23 Virtual Precinct update statistics, successes,
24 challenges, will be reported out on March 8 at
25 the Historic Little Rock Church which is within

1 the Central District.

2 At this time there are no standing
3 committee reports before us. Under new business
4 I would ask if Commissioner Taylor would lead us
5 in the reading of a resolution honoring
6 Ms. Shanell Wilson.

7 Is Ms. Wilson with us this evening? No
8 Ms. Wilson this evening? Commissioner, if you
9 could, please lead us in the reading of that
10 resolution.

11 COMMISSIONER TAYLOR: Resolution
12 honoring Miss Shanell Wilson.

13 WHEREAS, Miss Shanell Wilson is a very
14 bright eight-year-old student who attends the
15 Detroit Academy of Arts and Sciences in Detroit
16 and

17 WHEREAS Miss Shanell Wilson is the
18 loving big sister and consummate of a mother to
19 her two little brothers, also Davari Powell
20 one of whom Davian was born with a special
21 medical condition. Davion's lungs were not fully
22 developed at birth and even though little
23 two-year-old Davian required a tracheostomy, he
24 still loved playing with his siblings and cousins
25 and

1 WHEREAS, Miss Shanell Wilson loves
2 spending time laying with her little brothers
3 too. On April 19, 2011 while playing during
4 spring break Ms. Wilson noticed that her little
5 brother began to pull out the outer tube of his
6 tracheostomy and

7 WHEREAS, Miss Shanell Wilson, a very
8 young hero faced with a dangerous situation
9 attempted to stop her brother from hurting
10 himself. Unfortunately, her brother was adamant
11 in his desire to pull the tube out causing harm
12 to himself and ultimately caused him to perish
13 from his injuries, despite little Ms. Wilson's
14 valiant efforts to revive him and

15 WHEREAS, Miss Wilson has proven through
16 her actions to be a wonderful sister, daughter
17 and sister who is wise beyond her years.

18 NOW THEREFORE BE IT RESOLVED, that the
19 Detroit Board of Police Commissioners speaking on
20 behalf of the citizens of the city of Detroit and
21 the Detroit Police Department acknowledge the
22 giving spirit and community service of little
23 Miss Shanell Wilson, her youthful heroism is
24 unmatched and highly respected.

25 We thank and congratulate you,

1 Miss Shanell Wilson.

2 (APPLAUSE).

3 COMMISSIONER WHITE: Assistant Chief
4 Logan?

5 ASSISTANT CHIEF LOGAN: Through the
6 Chair, Assistant Chief Logan. Also I have in
7 front of me for Miss Wilson a Spirit of Detroit
8 Award which is signed by all nine sitting City
9 Councilpersons in recognition of her outstanding
10 achievement, and we also have a Chief's
11 Certificate of Recognition for Miss Shanell
12 Wilson.

13 This is in appreciation for her
14 outstanding service and cooperation.
15 Congratulations.

16 (APPLAUSE).

17 COMMISSIONER WHITE: Is there anyone
18 from the Wilson family who's here who could
19 accept these on her behalf? We will certainly
20 ensure that these certificates reach the Wilson
21 family.

22 At this time, the Chair will entertain
23 a motion to accept the resolution honoring
24 Miss Shanell Wilson adopted by the Board of Police
25 Commissioners February 9, 2012.

1 COMMISSIONER WARFIELD: Sir, I move
2 that we adopt the resolution honoring Miss Shanell
3 Wilson and that it become a part of our regular
4 archives.

5 COMMISSIONER TAYLOR: Second.

6 COMMISSIONER WHITE: It's been properly
7 moved and supported. Any discussion? Seeing
8 none, all those in favor?

9 COMMISSIONERS: Aye.

10 COMMISSIONER WHITE: Opposed? Thank
11 you very much. Under old business, are there any
12 proposed amendments to the towing rules?

13 COMMISSIONER WARFIELD: Sir, I have
14 several.

15 COMMISSIONER WHITE: Commissioner
16 Warfield?

17 COMMISSIONER WARFIELD: Thank you, sir.
18 Sir, as you remember several weeks ago you asked
19 us to format these proposed changes as related to
20 these rules, so I'll read them into the record
21 and as you have already stated, we will print and
22 post these changes, give them out to the public
23 and then at the public hearing have an
24 opportunity for discussion over these changes.

25 Change Number 1 deals with the heading

1 of the document, and that is we want -- I'm
2 suggesting that the document read "Police
3 Authorized Towing Rules as Promulgated by the
4 Detroit Board of Police Commissioners."

5 The former heading was "Rules and
6 Regulations Governing Police Authorized Towing in
7 the city of Detroit."

8 Change Number 2, I am proposing is
9 under the section of "Indemnification" and it's
10 regarding the section that deals with towers and
11 not to sue the City or our authorized towers. I
12 would like to add a section to be placed on the
13 agenda that basically says this,

14 "In the event a police authorized tower
15 breaches its covenant not to sue the
16 City of Detroit, the Detroit Police
17 Department, their officers, agents,
18 servants and/or employees the police
19 authorized tower shall be removed from
20 the tow rotation until such litigation
21 is dismissed."

22 Under the section as relates to
23 Operation and Use of Facilities, this is the
24 third proposed amendment to the rules. It simply
25 says this,

1 "Police authorized tow companies will
2 be required to remove all debris from
3 the street, highway or freeway and
4 shall be made by the shortest and best
5 legal route as required by the city
6 ordinance".

7 And this is, of course, dealing with
8 when showing up to the scene after an accident
9 has happened.

10 On Page 7, Change Number 4, and this is
11 coming under the section of Proposed Posting
12 Required Information and in that paragraph we are
13 asking to delete the sentence that assesses
14 \$1,000 fine as relates to a car being missed.
15 However, we do want to replace it with the
16 language that says, "The tower may be subject to
17 criminal or civil penalties."

18 The fifth addendum that I am proposing
19 to the rules deals with the hours of operation.
20 In the old tow rules -- this is coming under
21 Hours of Service section, in the old tow rules it
22 was seven days a week 7 AM to 7 PM. I am
23 proposing that we change the operation on Sundays
24 from 9 AM to noon.

25 Change Number 6, and I don't know if I

1 should make this 6 or 7, you can tell me. It
2 deals very specifically under Internal -- under
3 the section called "Internal Controls" as relates
4 to tower rotation and it deals with the term
5 "geographic locations", so what I will do is I'll
6 make this Number 6, Number 7 and Number 8, these
7 paragraphs, and we can list them on the document
8 that we compile as such.

9 The first paragraph just reads this,
10 "Geographically located for the
11 purposes of police authorized towing
12 program shall mean the single location
13 city-wide where permittee has its own
14 storage lot and customer service
15 office. The storage lot and customer
16 service office will be at the same
17 location. This location shall have a
18 definite address recognized for the
19 United States mail purposes."

20 Number 7.

21 COMMISSIONER WHITE: And, Commissioner,
22 I'm sorry, not to interrupt, but this is new
23 language, correct?

24 COMMISSIONER WARFIELD: Yes, this is
25 new language, absolutely. The next three will be

1 new language, yes, sir.

2 Number 7, proposed or alternate
3 language is that,

4 "Current permit holders including
5 visitors that are not located in the
6 districts or precinct in which they
7 currently tow may not lose any rotation
8 slot unless their towing permit is
9 revoked or terminated pursuant to these
10 rules. New towing companies or current
11 towing companies that acquire
12 additional geographic locations through
13 lease or purchase will not be added to
14 the rotation unless a spot becomes
15 available through the termination or
16 revocation of another police authorized
17 tower's permit."

18 And, again, new language for
19 Number 8. "Each permittee must identify
20 the place where it is geographically
21 located and shall notify the Detroit
22 Police Department Management Services
23 Bureau."

24 This is -- well, there's a bullet point
25 missing on Number 9 -- on Page 9, and so it's

1 just a format point there.

2 On Page 11 -- and this will be Addendum
3 Number 9 --

4 COMMISSIONER WHITE: 10.

5 COMMISSIONER WARFIELD: I'm sorry,
6 Addendum Number 10 because I counted the bullet
7 point, I'm sorry. Thank you, sir.

8 Under "Conflicts of Interest" I am
9 proposing that the following language be added,

10 "Prohibited use of broker/independent
11 contractors. Every police authorized
12 tow company, truck operator must be an
13 employee of the police authorized tow
14 company. A tow truck operator is an
15 employee within the meaning of this
16 section if: Number 1, the person is an
17 individual; Number 2, the police
18 authorized tower has the right to
19 control or direct both the result of
20 the individual's work and how it will
21 be done; Number 3, the police
22 authorized tow company has the
23 individual on its payroll, withholds
24 federal, state and city income taxes,
25 Medicare tax and social security taxes

1 and pays unemployment taxes and
2 worker's compensation insurance for
3 that individual; Number 4, the
4 individual does not own directly or
5 indirectly an interest in a tow truck
6 that any police authorized tow company
7 utilizes for services performed
8 pursuant to a towing permit.

9 An individual has an indirect
10 interest in a tow truck if he or she or
11 any person within a third degree of
12 consanguinity of that person, owns a
13 truck or has an interest in an entity
14 that owns a tow truck.

15 Nothing in this section shall
16 preclude a police authorized tower or
17 his or her relatives from also being a
18 tow truck operator."

19 And continuing in that same section on
20 Page 12, "Selected police authorized towers may
21 not directly or indirectly lease a tow truck from
22 an employee. If a selected police authorized
23 tower indirectly leases a tow truck from an
24 employee --" and here are the two suggestions.

25 "One, provide consideration to an

1 entity owed or controlled by either the
2 employee or any person with a third
3 degree of consanguinity of the employee
4 on the account of a police authorized
5 tower using a tow truck or pays the
6 employee a reduced wage due to lease
7 payments associated with a tow truck or
8 trucks that a police authorized tower
9 utilizes".

10 That was Number 10 and finally under
11 the section considered "Non-transferability and
12 Termination", under the paragraph -- and I'll
13 read the entire paragraph with the new language
14 for the record and I'll denote what's new.

15 "Unless terminated earlier, a permit
16 granted pursuant to these rules shall
17 be valid for a period of --" this is
18 new "-- one year --" this is new "--
19 from the date of issuance coinciding
20 with the City of Detroit's fiscal year
21 ending on June 30 of each year."

22 And that concludes the amendments.

23 COMMISSIONER WHITE: I'd like to think
24 that maybe the best way to handle this since it's
25 been presented to the Commissioners, maybe the

1 appropriate thing to do would be have this
2 entered as a motion for changes at the next
3 meeting or should we do it at this meeting?

4 And I know we'll still have discussion
5 as we move forward, so the Chair will entertain a
6 motion to accept the proposed amendments as
7 presented by Commissioner Warfield.

8 COMMISSIONER TAYLOR: I move to accept
9 these changes as submitted by Commissioner
10 Warfield.

11 COMMISSIONER WARFIELD: Support.

12 COMMISSIONER WHITE: The proposed
13 language as submitted by Commissioner Warfield
14 has been properly moved and supported. Any
15 discussion?

16 COMMISSIONER WARFIELD: Just one. I
17 just want to make sure that the public knows,
18 especially our towing permit holders, know that
19 they will definitely have an opportunity to weigh
20 in on all of these proposed amendments at the
21 public hearing and our vote today does not put
22 these in effect, but just puts them on the agenda
23 to be put in a package so everyone can review it.

24 COMMISSIONER WHITE: Yes, sir. Any
25 other discussion? Seeing none, all those in

1 favor?

2 COMMISSIONERS: Aye.

3 COMMISSIONER WHITE: Opposed? Thank
4 you very much. In lieu of the fact we had a date
5 set for February 15 for our proposed language to
6 be submitted to the Commission for consideration
7 and that would trigger the date that we would
8 start to post, the Chair would like as a
9 recommendation and would appreciate in a form of
10 a motion the extension be granted to February 23
11 for all proposed amendments to be presented for
12 consideration.

13 COMMISSIONER WARFIELD: So moved.

14 COMMISSIONER TAYLOR: Second.

15 COMMISSIONER WHITE: It's been properly
16 moved and supported that the February 15 date be
17 postponed to February 23 for all proposed
18 amendments of towing rules to be presented at
19 this meeting -- at this body, the Board of Police
20 Commissioners meeting, for a recommendation.

21 All those in favor -- I'm sorry, any
22 discussion? Seeing none, all those in favor?

23 COMMISSIONERS: Aye.

24 COMMISSIONER WHITE: Opposed? Thank
25 you very much. Under announcements, please be

1 mindful that Thursday, February 16, 2012 at 3 PM
2 will be the next Board of Police Commissioners
3 meeting. We will meet at police headquarters,
4 1300 Beaubien, Room 328-A. Again, that's
5 Thursday, February 16 back at our normally
6 scheduled time of 3 PM.

7 The Chair would certainly like to
8 recognize State Senator Coleman Young who's with
9 us today. How are you, Senator? Senator, are we
10 within your district?

11 STATE SENATOR YOUNG: Yes.

12 COMMISSIONER WHITE: Sir, would you
13 care to say anything? I know a politician never
14 turns down a microphone.

15 STATE SENATOR YOUNG: Never, never,
16 never, never, never, never. I just want to come
17 up here and just say thank you for all the
18 wonderful things that you're doing for the
19 community. I just want to say if there's
20 anything I can do from my standpoint or any
21 information I can give you from Lansing, please
22 feel free to let me know. I'll have my
23 information in the back.

24 Thank you very much.

25 COMMISSIONER WHITE: Thank you State

1 Senator Young. Also the Chair would like to
2 recognize students from the Wayne County
3 Community College District, the class of LEA-232.
4 Would the students who are here from WCCCD please
5 stand.

6 (APPLAUSE.)

7 COMMISSIONER WHITE: And can I have a
8 brave soul to please come forward and let us know
9 why you're here this evening.

10 I'll let Professor James Young know you
11 get extra credit for that.

12 MR. O'HARA: I would appreciate that.
13 We are here to --

14 COMMISSIONER WHITE: And your name for
15 the record, sir.

16 MR. O'HARA: My name is Tom O'Hara.
17 We're here to see how a Board of Commissioners
18 meeting will go, take notes and write a paper on
19 it.

20 COMMISSIONER WHITE: Got you, and
21 what's your take?

22 MR. O'HARA: It's pretty interesting.

23 COMMISSIONER WHITE: All right. At this
24 time the Chair will entertain oral communications
25 from the audience. If you wish to address the

1 Board of Police Commissioners we ask that you
2 please come forward, state your first and last
3 name for the record and please spell your first
4 and last name for the benefit of the record.

5 Please be mindful of the allotted
6 two-minute time period which will be represented
7 on my right and your left by our office manager,
8 Robert Brown.

9 Good evening.

10 MS. TAYLOR: Good evening. My name is
11 Rhonda Taylor, I'm representing the Littlefield
12 Block Club. We recognize we're not in your
13 precinct, we're on the northwest side of Detroit
14 between Vassar and St. Martens and --

15 MS. COAKLEY: Yes, we are here this
16 evening to speak on some activities that is going
17 on in our neighborhood that we want changed and
18 help with from the City.

19 COMMISSIONER WHITE: Yes, ma'am, and,
20 ma'am, for the record can we have your name,
21 please?

22 MS. COAKLEY: My name is Marian
23 Coakley.

24 COMMISSIONER WHITE: Thank you,
25 Ms. Coakley.

1 MS. TAYLOR: The house in question is
2 located at (STRICKEN) --

3 COMMISSIONER WHITE: I'm sorry, if we
4 could not do the address on the record, please.
5 We'd be happy to get the information from you
6 following but because this is a public record we
7 try to keep the personal information off record.

8 MS. TAYLOR: I understand, thank you.

9 COMMISSIONER WHITE: And if we could
10 strike that from the record, please.

11 MS. TAYLOR: We are an organized group
12 for the health, welfare, safety and
13 beautification of our area and there is a home
14 that was foreclosed about a year and a half ago.

15 Approximately last summer a gentleman
16 bought it, moved in. He did state that he had
17 two homes. Little did we know in December he was
18 going to be using it as a business. It has been
19 raided twice, the arrest of three people I
20 believe and I'll let you give commentary on what
21 happens on our block on a daily basis.

22 MS. COAKLEY: On a daily basis our
23 garbage cans can't be accessed by the garbage
24 department because people are parking out there
25 and we can't put our garbage out. There is

1 garbage, papers and whatever left on the street
2 by the people who are frequenting this particular
3 business.

4 I have personally observed people
5 smoking dope sitting in cars outside of my home.
6 There was on one occasion these people smoked
7 their dope, they smoked it up, they called, a car
8 came, brought them more dope, they purchased it
9 and continued to smoke on the block.

10 People are parking across our
11 driveways, they're parking in our driveways. We
12 cannot have company on our block because there is
13 25 or so cars parked on our block from
14 approximately 9 o'clock in the morning until 12
15 midnight.

16 There was one confrontation that I know
17 of personally where someone was parked across a
18 driveway. When the young gentleman came out and
19 asked him to move the car, this lady walks up to
20 him and says, "Stuff--" being modified "--
21 happens". What is that?

22 People are driving particularly on my
23 lawn. I have sprinkler systems. In the
24 springtime what happens when they drive over my
25 lawn? Who's going to pay for the sprinkler

1 systems that are broken? It's zoning violations
2 because we are residential and he just came, put
3 a business in the middle of our neighborhood.

4 There's people sitting in cars out
5 there. I observed a man sitting in a car one day
6 from 10 o'clock in the morning until 10 o'clock
7 in the afternoon. That's not very good.

8 The entire street is blocked up of cars
9 and it's just a mess.

10 MS. TAYLOR: Can I state, please?

11 COMMISSIONER WHITE: Yes.

12 MS. TAYLOR: We have written letters.
13 Officer Bledsoe -- I'm sorry, Sgt. Bledsoe is
14 aware of our dilemma. She has come out to the
15 home and she has verified that this is a
16 lucrative business and he has his staff.

17 This is a home where the 12 year old --
18 is my two minutes up as well?

19 So we're very concerned. We need to
20 know what to do. We want action and we would
21 like for it to happen immediately. Thank you.

22 COMMISSIONER WHITE: Thank you and
23 before you leave, when you say "business", what
24 type of --

25 MS. TAYLOR: He has a business. What

1 kind of business? We were told he prepares
2 income taxes from 8 in the morning until
3 midnight. Most recently the incident where the
4 12-year-old young lady was shot, it began on our
5 street. The shootings -- yeah, so we need help.
6 We're requesting help.

7 COMMISSIONER WHITE: Before you leave,
8 Assistant Chief Logan, would you care to respond
9 at all or is there someone --

10 ASSISTANT CHIEF LOGAN: Yes, sir.
11 Through the Chair, former commanding officer of
12 the 12th Precinct Nick Kyriacou who is now
13 at the 10th Precinct, I'm going to ask him to
14 intervene on behalf of Inspector Terry who's
15 making preparations for the burial tomorrow for
16 our sergeant that died and we'll get this taken
17 care of, ma'am.

18 MS. TAYLOR: We appreciate it, thank
19 you very much.

20 COMMISSIONER WHITE: Good evening.

21 MS. BROWN: Good evening, Commissioners
22 as well as residents. My name is Orelia Brown.
23 I'm Chair of the Friends of the Monteith Library.

24 Only to add to the assets of the
25 Eastern District, the Monteith Library was closed

1 on the 22nd of December. However, with the
2 efforts of myself, Valerie Glenn, Sandra Hines
3 who's unable to be here as well as our local
4 county, state, federal elected officials a ground
5 swell came along and we insisted upon, we
6 advocated that they re-open the Monteith because
7 the Monteith services a large area of this
8 southeast area of Detroit.

9 The boundaries of from Mt. Elliott to
10 Alter Road, from the river to Harper. When they
11 closed this library they left our children,
12 especially our children, without library
13 resources. The library had public, private
14 agreements from the -- before the closure from
15 the Junior League, the East Side Tutors and we
16 had everything from self-defense courses there.
17 It's also used as a heating shelter in the
18 winter, warmth -- cooling in the summer as well
19 as an excellent tutoring program and safety net
20 for our children and young adults as well as
21 having computer services for our residents to go
22 and apply for jobs or write resumes.

23 Well, fortunately our efforts
24 eventually paid off, so the Monteith will be
25 open. It's slated to return back into service

1 around the 12th of March according to Ms. Downey
2 who is executive director of the library. So
3 that should be added to our cadre of assets that
4 are located here on the east side.

5 Thank you.

6 COMMISSIONER WHITE: Thank you,
7 Ms. Brown. Good evening, sir.

8 MR. OWENS: Good evening. I'm Mark
9 Owens, executive director of Samaritan Center.
10 We want to welcome and thank you for coming and
11 having the Commissioners' meeting here this
12 evening.

13 On behalf of myself and our COE,
14 Brother Francis Boyland (sp) who's out of the
15 country right now, but on behalf of our 70
16 partners and there's about 70 agencies housed
17 here serving approximately 50,000 people a year.
18 We have more than 200 people who live here on
19 this 27-acre campus, 530,000 square feet of
20 buildings and you're in our newest building that
21 we opened in December of 2010. It houses a
22 dental clinic and it has a gymnasium that our
23 high school uses.

24 So there are a lot of assets here for
25 the community to access and there's a lot of

1 people that do come here on a daily basis and we
2 want to thank you for coming and we want to make
3 sure we say that we get excellent service from
4 Eastern Operations, we appreciate it.

5 (APPLAUSE.)

6 COMMISSIONER WHITE: Thank you,
7 Director Owens.

8 Good evening sir.

9 MR. GINYARD: Good evening to the
10 Board, staff and Assistant Chief. My name is
11 Troy Ginyard, I'm from Troy's Towing. I have a
12 few questions.

13 The first is in regards to the proposed
14 amendments that was announced today. Is that
15 going to be the final draft to be voted on or
16 will there still be suggestions that will be open
17 before a final draft is completed?

18 The second thing that I wanted to ask
19 is in regards to there's an SOP in regards to
20 private property tows and in that SOP the tower
21 is to report to the closest district or the
22 district that he pick up from within four hours,
23 so with the new system that's going into place
24 after 4 o'clock what is going to be that
25 procedure?

1 Finally, the last thing that I will
2 like to ask is, there was some talk about a
3 management company or something for the towing
4 and I was wondering what was the process with
5 that so far as has there been a company selected
6 or what is the current status of that?

7 COMMISSIONER WHITE: Thank you,
8 Mr. Ginyard. As it's related to the proposed
9 rules again, once all recommendations -- and they
10 are just that at this point, recommendations --
11 are made by Commissioners we will go through the
12 process of having public hearings, public comment
13 to make recommendations, and then at that time
14 each individual proposed language will be voted
15 up as an amendment to the towing rules for a
16 final vote, a final copy to be presented for a
17 ratification.

18 MR. GINYARD: So at this point the
19 Board will still accept suggestions from towers
20 or public at this time until --

21 COMMISSIONER WHITE: Until February 23,
22 yes, sir, and as it relates to the SOP for the
23 private towing, is that -- Deputy Chief Ben Lee,
24 can we have -- through the Assistant Chief, if we
25 could have an update.

1 DEPUTY CHIEF LEE: Deputy Chief
2 Benjamin F. Lee, Patrol Operations Bureau-East.
3 Through the Chair, there was a new SOP that came
4 out today which will be given to the tow truck
5 drivers of those private property tows as well as
6 the tows for regular tows and taking them in and
7 putting them out of LEIN, so that will be
8 distributed to the towers probably tomorrow.

9 They'll simply make a phone call now to
10 the Virtual Precinct to handle their impounds.

11 COMMISSIONER WHITE: And if Assistant
12 Chief Logan, if it's possible to have a copy of
13 that new SOP forwarded to the Commissioners'
14 office, we would appreciate it.

15 ASSISTANT CHIEF LOGAN: Yes, sir.

16 COMMISSIONER WHITE: Thank you, Deputy
17 Chief. Mr. Ginyard, did that answer all your
18 questions?

19 DEPUTY CHIEF LEE: And that was
20 courtesy of Todd Bettison, Commander Todd
21 Bettison.

22 COMMISSIONER WHITE: Yes, sir. Was
23 there a question about after 4 o'clock?

24 MR. GINYARD: Well, I think he just
25 answered that, but the last one was about the

1 management company.

2 COMMISSIONER WHITE: Commissioner
3 Warfield was in the meeting recently, he may care
4 to speak to that.

5 COMMISSIONER WARFIELD: It's in
6 process, so nothing has been decided, nothing has
7 been done, just in process.

8 MR. GINYARD: Okay, thank you.

9 COMMISSIONER WHITE: Thank you, sir.
10 Good evening.

11 MS. TINDLE-WALKER: Good evening. My
12 name is Beverly Tindle-Walker, and I'm from the
13 Friends of Detroit City Airport and I would like
14 to recognize our Eastern District, Police
15 Community Relations in particular, Sgt. Gross you
16 heard from earlier, and we'd like to acknowledge
17 their support of our recent community Christmas
18 celebration at the Detroit City Airport which was
19 a rousing success, and we'd like to implore you
20 to recognize the needed services around the City
21 Airport in terms of the pilots and their aircraft
22 in securing that facility.

23 If you're working with Homeland
24 Security, we want to let you know that there is a
25 jewel, the Coleman A. Young International Airport

1 and it's one that we would like to make sure it's
2 secure.

3 So on behalf of my organization Friends
4 of Detroit City Airport I would like to give an
5 award to our -- I see there's an officer still
6 here from Community Relations Department, she
7 was, Audrey is out there.

8 And so we just want to let you know
9 that our Eastern District has been beleaguered
10 under a whole lot of pressure. That is the most
11 active precinct that we have in Detroit and our
12 officers are doing a tremendous job in their job,
13 their everyday job.

14 Now in my last 30 seconds I would like
15 to ask everybody to support the movie "Red
16 Tails", Tuskegee Airmen. We're trying to
17 encourage our young people to be interested in
18 aviation and so the Tuskegee Airmen is a
19 wonderful opportunity to present history as well
20 as bring the current technology to our young
21 people, so encourage people to go see the "Red
22 Tails", it's playing in Detroit.

23 And my young senator here who our
24 airport is named after his dad, shares a
25 tremendous support with us in terms of aviation

1 activities as happening at Detroit City Airport.

2 STATE SENATOR YOUNG: My father was a
3 Tuskegee Airman too.

4 MS. TINDLE-WALKER: And he was a
5 Tuskegee Airman, bless your heart. Thank you so
6 much.

7 COMMISSIONER WHITE: And Ms. Beverly
8 Tindle=Walker, I know our Community Relations
9 officer at the Eastern District has come in if
10 you would like to take a moment to present our
11 award, please do.

12 MS. TINDLE-WALKER: I will.
13 Sgt. Gross, excellent man. He's doing an
14 outstanding job. As I said, our precinct has
15 been challenged about the numerous activities
16 that are going on in our community and when we
17 have our community relations meetings our issues
18 are addressed. So I don't know how anybody
19 else's is happening in other precincts, but I
20 know in Eastern District they address the issues.

21 And I really appreciate you. He went
22 out and secured toys, money for us to help over
23 500 children receive toys and so I appreciate you
24 for all that you do.

25 SGT. GROSS: Thank you.

1 (APPLAUSE.)

2 MS. TINDLE-WALKER: God bless you.

3 COMMISSIONER WHITE: Thank you.

4 Good evening.

5 MS. FORD: Good evening. Patricia Ford
6 representing the office of Councilman Andre
7 Spivey. I'd like to place on the record in
8 support of the Littlefield Block Club. I used to
9 live on Littlefield as of four months ago and
10 just like to vouch for what they're saying.

11 I'm the former vice-president of the
12 block club and our block is a quiet block. Most
13 people didn't park on the block, but since I
14 think they said December of last year when
15 someone actually opened a business in the home,
16 now they actually can't park on their block, so I
17 just wanted to let you know I support personally
18 knowing as a person who lived on the block that
19 it was a quiet block and even people on Vassar
20 and the other streets are wondering what is going
21 on on this particular block.

22 There was a shooting actually on the
23 block in front of one of the neighbor's homes, so
24 I just wanted to, again, put it on the record as
25 a former resident of Littlefield and member of

1 the block club just to let everyone know that it
2 went from a quiet block to now it is chaos.

3 Thank you.

4 COMMISSIONER WHITE: Thank you,
5 Ms. Ford. Good evening.

6 MR. SCOTT: Good evening. I'm Ron
7 Scott, Detroit Coalition Against Police
8 Brutality. Our major thrust is the Peace Zones
9 for Life Program. I'm glad that you're here this
10 evening and I just want to say this.

11 In 1791 -- and I wasn't there, but I've
12 read about it -- the framers of the Constitution
13 were very specifically focused on two amendments
14 -- three really.

15 One was the First Amendment which you
16 know is the reasonable right to speak and to have
17 a freedom of association. Second was the right
18 to bear arms which was to protect them against
19 government intrusion and the Fourth Amendment.

20 Fourth Amendment was to guarantee
21 citizens' rights against unreasonable search and
22 seizure because the king could come into
23 someone's home, search it, do whatever he wanted
24 to do, and there was no reasonable expectation of
25 privacy.

1 Over the years the Court has held both
2 on a local, state and national level that though
3 the Fourth Amendment is being eroded, that there
4 is still a reasonable expectation of privacy, and
5 also reasonable suspicion, while it's allowed
6 certain standards for law enforcement officers to
7 do this, it still -- we still have a Fourth
8 Amendment.

9 To that end, there is -- I have
10 supported the department in its effort, like we
11 all have, to try to gain a thrust of public
12 safety, but I've disagreed on issues related to
13 strategy.

14 One that I have to strenuously say that
15 now I want to see if the Board can have a public
16 hearing is regarding that stopping of individuals
17 and the Chief has said for cracked windshields.

18 We had a person in our office the other
19 day that was stopped leaving a job going next
20 door to get something to eat and was arrested for
21 "outstanding warrants".

22 Now, in this city, especially with auto
23 red lining, many individuals do have outstanding
24 warrants. The question is whether or not they're
25 a threat to the community or whether or not

1 there's a reasonable basis of mediation that can
2 occur.

3 And so within that context I'm
4 concerned about whether or not the stopping of
5 individuals and the Court has held too that
6 extremely randomized activity First and Fourth
7 Amendment, needs to be clarified because if it's
8 too randomized it can essentially encroach upon
9 the rights of citizens to have a reasonable
10 expectation of privacy.

11 Also the City Council passed a law -- I
12 mean passed an ordinance in terms of the
13 anti-racial profiling ordinance, Councilman
14 Cockrel did, some time ago and I think we need to
15 take a look at this.

16 I'm not questioning the motives, but
17 I'm questioning the institution of the process
18 because if everyone who has a cracked windshield
19 or excessive smoke or whatever is stopped, you're
20 going to have the jails full and you're going to
21 have some questions about the reasonable
22 expectation of privacy.

23 And I might add, running up on someone
24 and saying, "Where are the drugs and where are
25 the guns?" when they're leaving to go to lunch

1 is not a way to deal with an issue.

2 COMMISSIONER WHITE: Thank you,
3 Mr. Scott. AC, do you care to respond?

4 ASSISTANT CHIEF LOGAN: Through the
5 Chair, Assistant Chief Logan. It's kind of
6 difficult to respond to that. The fact that a
7 person drives with a cracked windshield or
8 excessive smoke, those are laws that we have to
9 enforce.

10 Unless Mr. Scott can give me something
11 specific, then I can delve into it, but we've got
12 to enforce our traffic ordinances.

13 MR. SCOTT: I think the question of
14 enforcement is not the question I'm raising. I'm
15 raising why here, why now at this particular time
16 is it being enforced in a manner that it's being
17 enforced because cracked windshields are done for
18 the safety of the individual. They're done to
19 encourage safety and there are many ways to
20 encourage safety without applying the question of
21 arrest.

22 And I can give you a specific case that
23 we just had in our office. We will submit it to
24 the Office of the Chief Investigator and so
25 within that context I'm raising this question

1 because there's seems to be a greater desire or
2 greater activity in relationship to this area and
3 as I said, the Chief has recently been quoted as
4 saying that they're going to do this, and as you
5 know, the broken windows theory, zero tolerance,
6 they've caused some problems when Chief Barren
7 attempted to do it in New York and in other
8 cities.

9 I just don't want the city of Detroit
10 to experience some of the same difficulties.

11 COMMISSIONER WHITE: Thank you,
12 Mr. Scott and Assistant Chief, correct me if I'm
13 wrong and I know I may be absent of the proper
14 terminology, put it's not equipment malfunctions
15 a citation that is not dismissed once the
16 equipment has been properly repaired? I forget
17 the terminology.

18 ASSISTANT CHIEF LOGAN: Most times it
19 is.

20 MR. SCOTT: What I'm saying is --

21 COMMISSIONER WHITE: And so in
22 reference to what Mr. Scott is making individuals
23 who are arrested, those instances in and of
24 itself is not arrestable instances?

25 ASSISTANT CHIEF LOGAN: Right, correct.

1 MR. SCOTT: The only thing I raised,
2 and if you could give me deference, is that there
3 have been some research that is done and I'll go
4 back and get the exact research and terms of the
5 amount of individuals in the city of Detroit who
6 may have existing warrants.

7 Not all of the warrants that exist are
8 in fact warrants for violent criminal activity or
9 whatever. So within that context the question is
10 if the standard is to try to provide a framework
11 of safety for the citizens, I stand strongly on
12 the increasing of mediated resolutions as opposed
13 to locking people up because the standard is if
14 you stop a person for the broken windows theory,
15 if you stop a person for a lesser crime, then
16 usually you will capture people who might
17 possibly do a greater crime.

18 And that flies in the face of all --
19 many things that have come before courts in terms
20 of prior restraint. In other words, you can't
21 restrain me under the assumption that you're
22 going to stop me from doing something that you
23 think I might do.

24 COMMISSIONER WHITE: Point taken,
25 Mr. Scott, thank you.

1 Any other comments? Any other
2 comments.

3 MS. BROWN: There was a meeting
4 scheduled for this area for this far east side
5 for the zoning purpose -- for the zoning maps for
6 the city of Detroit which is now cancelled due to
7 the death of Sgt. Travis, so those of you who are
8 intending on coming to that meeting which was
9 scheduled for 2 o'clock tomorrow at St. Marion's,
10 it's going to be re-scheduled.

11 I would also say that those of you in
12 this community get involved with the Leap Program
13 which is a program which is reshaping our
14 community. Thank you.

15 COMMISSIONER WHITE: Thank you,
16 Ms. Brown. Any other communications? Any other
17 communications? Any other communications?

18 Seeing none, I would also again remind
19 you that the next Board of Police Commissioners
20 meeting will be held on Thursday, February 16,
21 2012 at 3 PM. That meeting is at police
22 headquarters, 1300 Beaubien, Room 328-A.

23 At this time there is not further
24 business before this body. The Chair will
25 entertain a motion for dismissal.

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COMMISSIONER WARFIELD: Move to

adjourn.

COMMISSIONER TAYLOR: Second.

COMMISSIONER WHITE: It's been properly
moved and supported. Any discussion? Seeing
none, all those in favor?

COMMISSIONERS: Aye.

COMMISSIONER WHITE: Have a wonderful
weekend.

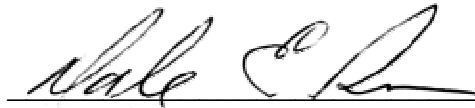
(Proceedings concluded at
7:58 p.m.)

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CERTIFICATE OF REPORTER

STATE OF MICHIGAN)
) SS
COUNTY OF WAYNE)

I HEREBY CERTIFY that I reported
stenographically the foregoing proceedings at the
time and place hereinbefore set forth; that
thereafter the same was reduced to computer
transcription and that this is a full, true,
complete and correct transcription of said
proceedings.



DALE E. ROSE,
CSR-0087

A

able 10:25 18:20
19:6,25 22:13,17

absent 58:13

absolutely 23:24
31:25

AC 57:3

Academy 25:15

accept 27:19,23
36:6,8 48:19

access 19:13,14
46:25

accessed 41:23

accessibility
16:15

accident 30:8

accompanied 4:5

account 35:4

achievement 27:10

acknowledge 5:1
26:21 50:16

acquire 32:11

Act 5:23

acting 4:1

action 43:20

actions 26:16

active 51:11

activities 6:10
20:2 40:16 52:1
52:15

activity 56:6 58:2
59:8

adamant 26:10

add 29:12 44:24
56:23

added 32:13 33:9
46:3

addendum 30:18
33:2,6

additional 6:15
32:12

address 24:22
31:18 39:25 41:4
52:20

addressed 52:18

adjourn 61:2

admitted 19:18

adopt 28:2

adopted 27:24

adults 45:20

advocated 45:6

afford 5:10

afternoon 11:18
43:7

agencies 46:16

agenda 6:22 7:18
7:19,23 29:13
36:22

agents 29:17

aggressively 9:15

ago 18:6 28:18
41:14 53:9 56:14

agreements 45:14

ahead 12:7

ahold 13:23

aircraft 50:21

Airman 52:3,5

Airmen 51:16,18

airport 12:19
50:13,18,21,25
51:4,24 52:1

Alexander 12:19

Allen 4:5

allotted 40:5

allowed 55:5

allows 20:22

Alter 12:16 45:10

alternate 32:2

Amando 8:9

amendment 29:24
48:15 54:15,19
54:20 55:3,8
56:7

amendments 28:12
35:22 36:6,20
37:11,18 47:14
54:13

amount 59:5

Andre 53:6

and/or 6:7 29:18

announced 47:14

announcements
37:25

annual 6:9

answer 49:17

answered 49:25

answers 13:10

Anthony 2:3 3:16
3:17,19,20 10:16
10:17

anti-racial 56:13

anybody 52:18

APC 14:12

apologize 7:17
12:3

apparently 7:21

APPLAUSE 27:2,16
39:6 47:5 53:1

apply 22:4 45:22

applying 57:20

appoint 6:8

appointed 5:16

appreciate 12:5
37:9 39:12 44:18
47:4 49:14 52:21
52:23

appreciation 27:13

appropriate 36:1

approval 6:1

approve 6:2,3,22
7:8,23

approximately
13:10 18:23
41:15 42:14
46:17

April 26:3

archives 28:4

area 19:9 41:13
45:7,8 58:2 60:4

areas 13:14 22:21

armed 13:14 17:14

armored 14:11

arms 54:18

arrangements 8:16

arrest 41:19 57:21

arrestable 58:24

arrested 55:20
58:23

Arts 25:15

asked 17:24 28:18
42:19

asking 30:13

aspects 16:7

assesses 30:13

assets 44:24 46:3
46:24

assigning 9:12

assistance 9:11

Assistant 2:12
4:12,14,15 8:15
8:18 9:10 10:21
10:22,23 11:15
27:3,5,6 44:8,10
47:10 48:24
49:11,15 57:4,5
58:12,18,25

associated 35:7

association 54:17

assumption 59:21

attempted 26:9
58:7

attend 17:10

attends 6:14 25:14

attorney 3:24

audience 39:25

Audrey 11:22 51:7

August 14:14

authority 6:6

authorized 29:3,6
29:11,14,19 30:1
31:11 32:16
33:11,13,18,22
34:6,16,20,22
35:4,8

auto 55:22

available 19:15
22:2 32:15

avenue 21:5 24:21

average 13:9

aviation 51:18,25

award 14:19 27:8
51:5 52:11

aware 11:16 43:14

Aye 7:4,15 8:5
28:9 37:2,23
61:7

B

back 10:11 19:6
20:2 38:5,23
45:25 59:4

backlog 9:3,14
10:1

backlogs 10:2

bank 19:20 23:17

Banks 3:24

Baptist 5:2

based 21:24 24:6

basically 15:20,24
19:3 21:12 29:13

basis 41:21,22
47:1 56:1

bear 54:18

Beaubien 38:4
60:22

beautification
41:13

began 26:5 44:4

behalf 8:23 26:20
27:19 44:14
46:13,15 51:3

beleaguered 51:9

believe 16:10
17:18 41:20

Ben 48:23

benefit 12:4 40:4

Benjamin 49:2

bereavement 8:24

best 18:7,8,8,9,17
30:4 35:24

better 13:25

Bettison 21:19
49:20,21

Beverly 50:12 52:7

beyond 10:4 26:17

big 25:18

bike 13:13

birth 25:22

Bledsoe 43:13,13

bless 52:5 53:2

block 13:21,23,25
17:10 40:12

41:21 42:9,12,13
 53:8,12,12,12,13
 53:16,18,19,21
 53:23 54:1,2
blocked 43:8
board 1:9 3:5,9,15
 3:21,24 5:13,14
 6:13,14,17 9:8
 10:17,24 11:12
 17:21 18:1 21:14
 21:19 24:14
 26:19 27:24 29:4
 37:19 38:2 39:17
 40:1 47:10 48:19
 55:15 60:19
body 37:19 60:24
born 25:20
bought 41:16
boundaries 45:9
bounded 12:14
Boyland 46:14
Brad 11:21
Bradden 58:6
brave 39:8
breaches 29:15
break 26:4
breaking 13:18
 17:14
brief 11:13
bright 25:14
bring 5:8,10 51:20
bringing 9:25
broken 13:20 43:1
 58:5 59:14
broker/indepen...
 33:10
brother 26:5,9,10
 46:14
brothers 25:19
 26:2
brought 42:8
Brown 4:3 40:8
 44:21,22 46:7
 60:3,16
Brutality 54:8
budget 6:3
build 14:4
building 46:20
buildings 46:20
bullet 32:24 33:6
Bureau 15:22 32:23
Bureau-East 49:2
burglaries 13:14
 17:13
burglary 15:16
burial 44:15
business 23:16
 25:3 28:11 41:18

42:3 43:3,16,23
 43:25 44:1 53:15
 60:24
businesses 13:19

C

cadre 46:3
call 49:9
called 11:6 31:3
 42:7
calls 13:10 18:13
 18:25 19:1 22:14
campus 13:7 46:19
cancelled 60:6
candidates 9:21,24
cans 41:23
capable 9:23 11:8
capture 59:16
car 30:14 42:7,19
 43:5
care 38:13 44:8,17
 50:3 57:3
carrier 14:11
cars 42:5,13 43:4
 43:8
case 11:1 15:22
 57:22
cases 20:18
caused 26:12 58:6
causing 26:11
celebration 50:18
Celia 3:23
Census 12:24
Center 1:15 4:23
 4:25 5:7 13:6
 46:9
Central 24:20 25:1
certain 9:5 55:6
certainly 5:10 8:9
 8:22 9:11 27:19
 38:7
Certificate 27:11
 62:1
certificates 27:20
CERTIFY 62:8
Chair 3:20 6:21
 7:7,22 10:14,16
 10:23 27:6,22
 36:5 37:8 38:7
 39:1,24 44:11,23
 49:3 57:5 60:24
Chairman 3:9
Chairperson 2:4
Chairperson's 7:17
 8:7
challenged 52:15
challenges 24:24
change 18:4 23:5

28:25 29:8 30:10
 30:23,25
changed 40:17
changes 28:19,22
 28:24 36:2,9
chaos 54:2
Chaplain 5:1,3
charge 11:19
Charter 5:15,21
Chester 2:12 4:12
chief 2:12 4:1,2
 4:11,12,14,15
 6:1,14 8:15,18
 9:2,10,17,24
 10:13,21,21,22
 10:23,23 11:15
 27:3,5,6 44:8,10
 47:10 48:23,24
 49:1,1,12,15,17
 49:19 55:17 57:4
 57:5,24 58:3,6
 58:12,18,25
Chief's 9:11 27:10
children 45:11,12
 45:20 52:23
Christmas 50:17
Chrysler 12:20
Church 5:2 24:20
 24:25
citation 58:15
cities 18:19 22:23
 58:8
citizen 14:7 20:19
 20:23 21:21
citizens 6:19 9:14
 10:3 13:1 16:3
 17:21 18:9,14,16
 19:5 20:13,15
 21:4 22:3 26:20
 54:21 56:9 59:11
city 5:17 6:11,19
 12:17 18:22
 21:25 22:2 26:20
 27:8 29:7,11,16
 30:5 33:24 35:20
 40:18 50:13,18
 50:20 51:4 52:1
 55:22 56:11 58:9
 59:5 60:6
city-wide 15:12
 18:21 24:10,11
 31:13
civil 30:17
civilian 6:8
civilians 18:20
clarified 56:7
class 39:3
clerk 20:5

clinic 46:22
close 13:11
closed 19:16 23:3
 23:5,8,19,22
 44:25 45:11
closest 47:21
closure 23:7 45:14
club 13:25 17:10
 40:12 53:8,12
 54:1
clubs 13:21,24
Coakley 40:15,22
 40:23,25 41:22
Coalition 54:7
Cockrel 56:14
COE 46:13
coinciding 35:19
Coleman 12:19 38:8
 50:25
colleague 3:11
College 13:7 39:3
colors 4:19,21
come 5:3 10:8
 11:12 18:16
 20:20 23:9 38:16
 39:8 40:2 43:14
 47:1 52:9 54:22
 59:19
comes 19:16
coming 14:3 30:11
 30:20 46:10 47:2
 60:8
COMMAND 2:10
commander 11:4,11
 12:8 17:18,20,22
 21:18,19,24
 22:11 23:1,4,24
 24:6,11 49:20
commanding 44:11
comment 16:13
 48:12
commentary 41:20
comments 60:1,2
Commission 5:24
 6:18 8:23 37:6
Commissioner 2:5,6
 3:4,7,12,12 4:9
 4:17,22 5:6 6:24
 6:25 7:1,5,10,11
 7:12,16,25 8:1,2
 8:6,14,21 10:19
 11:14 12:2 14:20
 14:24,25 15:2,3
 15:4,5,6,14 16:1
 16:9,10,12,24
 17:3,15,17 21:15
 21:15,17 22:5,6
 22:6,8,24,25

23:1,20,25 24:9	completes 4:8	correct 17:2 23:4	danger 9:3
24:12 25:4,8,11	11:10	31:23 58:12,25	dangerous 26:8
27:3,17 28:1,5,6	Complex 12:21	62:13	date 9:13 35:19
28:10,13,15,15	compliance 9:7	correction 7:18	37:4,7,16
28:17 31:21,21	composition 5:16	correctly 23:2	dated 3:6 6:22 7:8
31:24 33:4,5	comprised 12:12	Council 5:17 6:11	7:18,23
35:23 36:7,8,9	computer 45:21	56:11	daughter 26:16
36:11,12,13,16	62:11	Councilman 53:6	Davary 25:19
36:24 37:3,13,14	concerned 43:19	56:13	Davian 25:20,23
37:15,24 38:12	56:4	Councilpersons	Davian's 25:21
38:25 39:7,14,20	concerning 6:5	27:9	day 43:5 55:19
39:23 40:19,24	conclude 14:21	counted 33:6	days 16:22 30:22
41:3,9 43:11,22	concluded 61:10	country 18:7 22:10	deal 57:1
44:7,20 46:6	concludes 14:23	22:22 46:15	dealing 30:7
47:6 48:7,21	35:22	county 13:7 39:2	deals 28:25 29:10
49:11,16,22 50:2	condition 25:21	45:4 62:6	30:19 31:2,4
50:2,5,9 52:7	condolences 8:23	couple 11:24 15:7	death 60:7
53:3 54:4 57:2	confirmed 5:17	couple-minute	debris 30:2
58:11,21 59:24	Conflicts 33:8	17:24	December 41:17
60:15 61:1,3,4,8	confrontation	course 30:7	45:1 46:21 53:14
Commissioners 1:9	42:16	courses 45:16	decided 50:6
2:1 3:6,10,15	congratulate 26:25	court 4:7 9:4,6	decrease 11:11
5:13,14,18,20	Congratulations	55:1 56:5	15:8 16:17 17:19
7:4,15 8:5 9:8	27:15	courtesy 49:20	17:20,22 21:24
24:15 26:19	connected 19:22	courts 59:19	22:11 23:1,4,24
27:25 28:9 29:4	Conner 1:15 12:22	cousins 25:24	24:6,11
35:25 37:2,20,23	consanguinity	covenant 29:15	Decree 10:5
38:2 39:17 40:1	34:12 35:3	cracked 55:17	deference 59:2
44:21 46:11	consecutively 5:19	56:18 57:7,17	definite 31:18
48:11 49:13	Consent 10:5	created 5:15	definitely 36:19
60:19 61:7	considerably 11:24	credit 39:11	degree 34:11 35:3
committee 25:3	20:4	crime 14:5 19:4,18	delete 30:13
communicate 18:3	consideration	20:24 21:8 59:15	delve 57:11
communications	34:25 37:6,12	59:17	denote 35:14
39:24 60:16,17	considered 35:11	criminal 30:17	dental 46:22
60:17	considers 6:18	59:8	department 2:10
community 5:11	consistently 9:25	CSR-0087 62:19	6:2,3,6,7,10,20
10:24 11:12,20	consists 6:12	current 32:4,10	9:2 13:16 18:12
13:7,16,22 14:5	12:18	48:6 51:20	21:25 26:21
15:13,16 16:14	constantly 18:2	currently 5:16	29:17 32:22
17:5,11 18:3	Constitution 54:12	9:15 12:25 14:1	41:24 51:6 55:10
24:18 26:22	consultation 6:1	22:3 32:7	Department's 12:10
38:19 39:3 46:25	consummate 25:18	Curtis 11:22	depends 23:15
50:15,17 51:6	contacting 13:17	customer 31:14,15	deploy 22:13
52:8,16,17 55:25	context 56:3 57:25	cut 16:20 19:2	deploying 13:12
60:12,14	59:9	22:17	Deputy 48:23 49:1
companies 30:1	continue 10:12	cutoff 17:1	49:1,16,19
32:10,11	continued 42:9	cuts 16:24 18:25	designated 17:4
company 33:12,14	continuing 34:19	20:3,11	desire 26:11 58:1
33:22 34:6 42:12	contract 11:2	cutting 15:12	desk 16:16 19:20
48:3,5 50:1	contractors 33:11		20:1 23:12
compensation 34:2	control 10:1 33:19	D	despite 26:13
compile 31:8	controlled 35:1	dad 51:24	Detective 15:22
complaints 6:4	Controls 31:3	daily 41:21,22	Detroit 1:9,17
10:3,7,9	convenient 20:12	47:1	2:10 3:1,9 6:20
complete 62:13	cooling 45:18	Daimler 12:20	9:1 10:3 12:10
completed 47:17	cooperation 27:14	Dale 4:6 62:18	12:15,17 18:22
completely 23:22	copy 48:16 49:12	Dalph 3:22	19:5 25:15,15

26:19,20,21 27:7
 29:4,7,16,16
 32:21 40:13 45:8
 50:13,18 51:4,11
 51:22 52:1 54:7
 58:9 59:5 60:6
Detroit's 35:20
develop 14:7
developed 25:22
died 44:16
different 16:7
 17:11 18:19
 22:22 23:6
differently 16:6
difficult 57:6
difficulties 58:10
dilemma 43:14
diligence 10:8
diligently 9:10
 10:6
direct 33:19
directed 19:19
 23:16
directly 20:23
 34:4,21
director 3:22 6:8
 46:2,9 47:7
disagreed 55:12
discipline 6:7
discussion 7:2,13
 8:3 28:7,24 36:4
 36:15,25 37:22
 61:5
dismissal 60:25
dismissed 29:21
 58:15
distributed 49:8
district 1:11 11:5
 11:10,21 12:9,11
 12:13,18 13:3,8
 13:9,12 14:10
 19:19 24:21 25:1
 38:10 39:3 44:25
 47:21,22 50:14
 51:9 52:9,20
districts 19:8
 20:16 32:6
District's 4:19
 12:24
document 29:1,2
 31:7
documented 22:22
doing 11:9 16:22
 18:23 19:6 22:1
 38:18 51:12
 52:13 59:22
Dolunt 11:4 12:8
Donnell 2:4 3:8

door 55:20
dope 42:5,7,8
Downey 46:1
draft 47:15,17
drive 42:24
drivers 49:5
drives 57:7
driveway 42:18
driveways 42:11,11
driving 42:22
drugs 56:24
due 10:8 11:5
 18:25 35:6 60:6
duties 5:24

E

E 62:18
earlier 11:25
 21:19 35:15
 50:16
east 12:14,16,22
 12:22 45:15 46:4
 60:4
Eastern 1:11 4:19
 11:4,10,20 12:9
 12:11,13,18,24
 13:3,7,8,9,12
 44:25 47:4 50:14
 51:9 52:9,20
eat 55:20
effect 36:22
efficiencies 19:25
efficiently 21:1
effort 55:10
efforts 26:14 45:2
 45:23
Eight 12:14
eight-year-old
 25:14
either 18:12 19:20
 23:16 35:1
elected 45:4
elementary 14:9
Elliott 45:9
else's 52:19
emergency 18:13
 21:6,11 22:15
employee 33:13,15
 34:22,24 35:2,3
 35:6
employees 6:8 22:2
 29:18
encompasses 12:13
encourage 51:17,21
 57:19,20
encroach 56:8
enforce 57:9,12
enforced 57:16,17

enforcement 55:6
 57:14
ensure 27:20
entered 36:2
enterings 13:18
 17:14
entertain 6:21 7:7
 7:22 27:22 36:5
 39:24 60:25
entire 35:13 43:8
entity 34:13 35:1
equipment 58:14,16
eroded 55:3
erroneously 23:7
especially 18:3
 36:18 45:12
 55:22
essentially 56:8
establish 5:25
estimates 24:7
evening 1:11 3:4
 4:24 5:8 10:25
 11:6 17:21 25:7
 25:8 39:9 40:9
 40:10,16 44:20
 44:21 46:7,8,12
 47:8,9 50:10,11
 53:4,5 54:5,6,10
event 29:14
eventually 45:24
everybody 51:15
everyday 51:13
exact 24:22 59:4
excellent 45:19
 47:3 52:13
excessive 56:19
 57:8
executive 3:14
 6:12 46:2,9
exist 59:7
existing 59:6
expect 23:10 24:4
expectation 54:24
 55:4 56:10,22
experience 58:10
experiencing 16:17
Explorer 4:19
extends 12:21
extension 37:10
extra 39:11
extremely 56:6

F

F 49:2
face 59:18
faced 26:8
facilities 13:4
 29:23

facility 50:22
fact 11:3 37:4
 57:6 59:8
family 8:22,24
 27:18,21
far 21:2 48:5 60:4
fashion 19:23
father 52:2
favor 7:3,14 8:4
 28:8 37:1,21,22
 61:6
February 1:13 3:2
 3:7 6:23 7:9,19
 7:20,24 27:25
 37:5,10,16,17
 38:1,5 48:21
 60:20
federal 9:6,21
 33:24 45:4
feedback 16:5 21:2
feel 38:22
feet 46:19
fifth 30:18
filed 10:3
filling 9:18
final 6:6 24:7
 47:15,17 48:16
 48:16
finally 35:10 48:1
find 5:9 21:22
fine 30:14
first 31:9 40:2,3
 47:13 54:15 56:6
fiscal 35:20
five 5:19
five-member 5:16
five-year 5:18
flies 59:18
focused 54:13
follow 16:13
followed 21:10
following 13:9,17
 13:19 33:9 41:6
follow-up 15:20
 16:2,11
Ford 53:5,5 54:5
foreclosed 41:14
foregoing 62:9
forget 58:16
form 37:9
format 28:19 33:1
former 29:5 44:11
 53:11,25
forming 13:24
forth 62:10
fortunately 45:23
forward 5:3 7:20
 9:18 10:13 11:12

14:17 36:5 39:8
40:2
forwarded 49:13
four 13:4 19:10
20:7 47:22 53:9
Fourth 54:19, 20
55:3, 7 56:6
framers 54:12
framework 59:10
Francis 46:14
free 19:13 38:22
freedom 54:17
freeway 30:3
frequenting 42:2
Friends 44:23
50:13 51:3
front 3:13, 23, 25
19:9 23:12 27:7
53:23
full 10:9 19:13
56:20 62:12
fully 25:21
funeral 8:16
further 60:23
future 9:19

G

gain 24:7 55:11
garbage 41:23, 23
41:25 42:1
general 19:7
gentleman 41:15
42:18
geographic 31:5
32:12
geographically
31:10 32:20
George 2:3 3:15, 20
10:17
Ginyard 47:11 48:8
48:18 49:17, 24
50:8
GINYARD (sp) 47:9
gist 21:12
give 11:12 17:24
18:9 19:24 28:22
38:21 41:20 51:4
57:10, 22 59:2
given 5:5 14:12
49:4
gives 21:5
giving 26:22
glad 4:15 54:9
Glenn 45:2
go 9:21 12:7 13:6
17:6 39:18 45:21
48:11 51:21
56:25 59:3

God 53:2
going 9:3 11:9, 16
14:3, 5 20:11
40:16 41:18
42:25 44:13
47:15, 23, 24
52:16 53:20
55:19 56:20, 20
58:4 59:22 60:10
good 3:4 11:8, 18
14:15, 16 16:4, 5
17:20 40:9, 10
43:7 44:20, 21
46:7, 8 47:8, 9
50:10, 11 53:4, 5
54:5, 6
gotten 13:23
Governing 29:6
government 54:19
Grace 8:19
granted 35:16
37:10
Gratiot 12:10
greater 5:2 8:19
58:1, 2 59:17
greatly 17:12
Greer-Travis 8:9
8:11

greeting 5:8
greetings 5:11
Gross 11:18, 19
12:2, 6 14:23
15:7, 10, 19 16:4
16:19 17:2, 9
50:15 52:13, 25
ground 45:4
group 18:20 41:11
guarantee 54:20
guns 56:25
gymnasium 46:22

H

half 41:14
handle 10:7 23:18
23:18 35:24
49:10
handling 15:22
Hanson 4:6
happen 43:21
happened 30:9
happening 52:1, 19
happens 41:21
42:21, 24
happy 4:23 41:5
hard 20:19
harm 26:11
Harper 45:10
Hawkins 11:22

heading 28:25 29:5
headquarters 38:3
60:22
health 41:12
hear 4:24 23:2
heard 24:7 50:16
hearing 28:23
36:21 55:16
hearings 48:12
heart 52:5
heating 45:17
held 8:17 24:19
55:1 56:5 60:20
help 13:14 40:18
44:5, 6 52:22
hereinbefore 62:10
hero 26:8
heroism 26:23
high 13:4 46:23
highly 26:24
highway 30:3
Hill 5:1, 3
Hines 45:2
hiring 9:22
Historic 24:20, 25
history 51:19
holders 32:4 36:18
home 13:18 41:13
42:5 43:15, 17
53:15 54:23
Homeland 50:23
homes 41:17 53:23
honoring 25:5, 12
27:23 28:2
Hopefully 11:7
hour 17:1
hours 16:18 17:7
17:11 19:1, 12
30:19, 21 47:22
house 41:1
housed 46:16
houses 46:21
hurting 26:9

I

idea 19:24
identify 32:19
immediate 9:19
immediately 19:21
43:21
implore 50:19
impose 6:6
impounds 49:10
inaccurate 23:23
incident 44:3
included 15:12
including 32:4
income 33:24 44:2

inconvenient 20:17
increasing 59:12
Indemnification
29:9
indicated 21:20
indirect 34:9
indirectly 34:5, 21
34:23
individual 9:20
33:17, 23 34:3, 4
34:9 48:14 57:18
individuals 55:16
55:23 56:5 58:22
59:5
individual's 33:20
information 16:6
30:12 38:21, 23
41:5, 7
informed 11:4
injuries 26:13
inside 16:19 24:3
24:4
insisted 45:5
Inspector 44:14
instance 20:18
instances 20:5
22:18 58:23, 24
institution 56:17
insurance 34:2
intending 60:8
interest 33:8 34:5
34:10, 13
interested 21:22
51:17
interesting 39:22
Internal 31:2, 3
International
12:19 50:25
interrupt 31:22
intervene 44:14
interviewing 9:15
introduce 3:17, 22
introductions 4:8
intrusion 54:19
invasions 13:18
investigation 10:9
investigator 4:2, 3
6:15 9:3, 16, 17
9:25 10:13 57:24
investigators 6:15
9:9, 12
inviting 14:8
invocation 5:4, 5
involved 60:12
issuance 35:19
issue 20:3 57:1
issues 52:17, 20
55:12

i.e 9:2

J

jails 56:20
James 39:10
Jean 12:21
Jefferson 12:20, 22
Jerome 2:5 3:12
Jessica 2:6 3:13
jewel 50:25
job 51:12, 12, 13
 52:14 55:19
jobs 45:22
join 9:24
joined 3:11
joining 4:13
July 5:15
June 35:21
Junior 45:15
juveniles 13:2

K

keep 10:7 41:7
kind 44:1 57:5
king 54:22
knocked 11:23
know 7:20 9:14
 10:24 11:7, 23
 16:14 24:21
 30:25 36:4, 18
 38:13, 22 39:8, 10
 41:17 42:16
 43:20 50:24 51:8
 52:8, 18, 20 53:17
 54:1, 16 58:5, 13
knowing 53:18
knows 36:17

L

L 2:5
lady 42:19 44:4
laid 22:3
language 30:16
 31:23, 25 32:1, 3
 32:18 33:9 35:13
 36:13 37:5 48:14
Lansing 38:21
large 18:24 20:14
 22:4 45:7
largest 12:11
law 55:6 56:11
lawn 42:23, 25
laws 57:8
laying 26:2
Leach 4:1
lead 25:4, 9
League 45:15
Leap 60:12

lease 32:13 34:21
 35:6
leases 34:23
leave 14:25 43:23
 44:7
leaving 55:19
 56:25
LEA-232 39:3
Lee 48:23 49:1, 2
 49:19
left 40:7 42:1
 45:11
legal 30:5
LEIN 49:7
lesser 59:15
letters 43:12
level 55:2
liaison 6:19
library 44:23, 25
 45:11, 12, 13 46:2
lieu 37:4
Life 54:9
Lightly 13:6
limited 16:15
 19:14, 15
lining 55:23
list 31:7
litigation 29:20
little 24:20, 25
 25:19, 22 26:2, 4
 26:13, 22 41:17
Littlefield 40:11
 53:8, 9, 25
live 46:18 53:9
lived 53:18
lobby 19:9
local 45:3 55:2
located 12:9 31:10
 32:5, 21 41:2
 46:4
location 31:12, 17
 31:17
locations 31:5
 32:12
locking 59:13
Logan 2:12 4:12, 14
 4:15 8:18 10:21
 10:22, 23 11:15
 27:4, 5, 6 44:8, 10
 49:12, 15 57:4, 5
 58:18, 25
look 9:18 56:15
looked 18:17
looking 7:20 14:16
 18:2, 6
lose 32:7
lot 16:5 17:10
 31:14, 15 46:24

46:25 51:10

loved 25:24
loves 26:1
loving 25:18
Lt 4:1
lucrative 43:16
lunch 56:25
lungs 25:21

M

mail 31:19
major 18:18 22:23
 54:8
making 3:13 19:4
 22:1 44:15 58:22
malfunctions 58:14
man 43:5 52:13
management 32:22
 48:3 50:1
manager 4:4 40:7
manner 57:16
manpower 18:8, 25
maps 60:5
March 24:17, 24
 46:1
Marian 40:22
Marion's 60:9
Mark 46:8
Martens 40:14
Mayor 5:17 6:2, 10
Mayor's 11:6
ma'am 40:19, 20
 44:17
McClellan 12:15
mean 31:12 56:12
meaning 33:15
means 11:7
media 23:21
mediated 59:12
mediation 56:1
medical 25:21
Medicare 33:25
meet 5:20 15:19
 17:12 38:3
meeting 1:11 3:6
 24:15, 18, 19 36:3
 36:3 37:19, 20
 38:3 39:18 46:11
 50:3 60:3, 8, 20
 60:21
meetings 5:11, 21
 5:23 6:14 15:16
 15:18 17:10, 11
 52:17
member 53:25
memory 8:11
mention 8:25 23:11
 23:14

mentioned 8:8

mess 43:9
Michigan 1:17 3:1
 62:4
microphone 12:5
 38:14
middle 13:5 14:9
 43:3
midnight 42:15
 44:3
Mile 8:19 12:14
miles 12:13
mindful 38:1 40:5
minutes 7:8 43:18
misinformation
 23:21
missed 30:14
missing 32:25
mistaken 8:15
model 18:11, 19
 20:8, 22 23:6
 24:5, 13
modified 42:20
moment 8:10 52:10
money 52:22
monitors 9:21
Monteith 44:23, 25
 45:6, 7, 24
month 14:3
months 53:9
morning 42:14 43:6
 44:2
mother 25:18
motion 6:22 7:8, 22
 27:23 36:2, 6
 37:10 60:25
motives 56:16
Mount 5:2
mountain 13:13
move 10:13 28:1
 36:5, 8 42:19
 61:1
moved 6:24 7:2, 10
 7:13, 25 8:3 28:7
 36:14 37:13, 16
 41:16 61:5
movement 11:2
 13:22
movie 51:15
Mt 45:9
multiple 22:11

N

name 3:7 39:14, 16
 40:3, 4, 10, 20, 22
 44:22 47:10
 50:12
named 51:24

national 14:15
 55:2
near 8:20
necessary 6:16
need 9:21 16:7
 43:19 44:5 56:14
needed 50:20
needs 15:25 21:9,9
 56:7
negotiations 11:2
neighborhood 14:6
 40:17 43:3
neighbor's 53:23
net 45:19
never 38:13,15,15
 38:16,16,16,16
new 15:10,11 25:3
 31:22,25 32:1,10
 32:18 35:13,14
 35:18,18 47:23
 49:3,13 58:7
newest 46:20
news 9:1
Nick 44:12
Night 14:15
nine 27:8
non-patrol 20:1
non-serious 19:17
Non-transferab...
 35:11
non-violent 19:17
noon 30:24
normally 24:2 38:5
north 12:14,21
northwest 40:13
note 4:10
noted 15:8
notes 39:18
noticed 26:4
notify 32:21
number 10:7 18:18
 18:25 19:25
 22:12 24:1 28:25
 29:8 30:10,25
 31:6,6,6,20 32:2
 32:19,25 33:3,6
 33:16,17,21 34:3
 35:10
numerous 52:15

O

observed 42:4 43:5
occasion 42:6
occur 56:2
office 4:2,4,11
 9:2,24 10:12,20
 11:6 31:15,16
 40:7 49:14 53:6

55:18 57:23,24
officer 11:21,22
 43:13 44:11 51:5
 52:9
officers 13:13
 16:14,20 17:4,5
 20:1 24:1,3
 29:17 51:12 55:6
officials 45:4
Okay 12:6 15:14
 17:15 22:24 50:8
old 28:11 30:20,21
 43:17
once 5:20 11:10
 23:14 48:9 58:15
open 5:22,22 9:16
 9:17 22:3 45:25
 47:16
opened 46:21 53:15
openings 22:1
operate 17:5
operation 6:5
 29:23 30:19,23
Operations 47:4
 49:2
operator 19:22
 33:12,14 34:18
operators 21:4,21
opportunity 5:10
 28:24 36:19
 51:19
opposed 7:5 8:6
 28:10 37:3,24
 59:12
oral 39:24
order 9:4,5 20:16
ordinance 30:6
 56:12,13
ordinances 57:12
Orelia 44:22
organization 51:3
organized 41:11
outer 26:5
outside 24:3 42:5
outstanding 27:9
 27:14 52:14
 55:21,23
overview 11:13
 17:25
owed 35:1
Owens 46:8,9 47:7
owns 34:12,14
o'clock 16:18 17:1
 42:14 43:6,6
 47:24 49:23 60:9
O'Hara 39:12,16,16
 39:22

P

package 36:23
Page 30:10 32:25
 33:2 34:20
paid 45:24
paper 39:18
papers 42:1
paragraph 30:12
 31:9 35:12,13
paragraphs 31:7
park 12:20 53:13
 53:16
parked 42:13,17
parking 41:24
 42:10,11
parochial 13:5
part 28:3
participated 14:14
particular 20:6,10
 42:2 50:15 53:21
 57:15
particularly 42:22
partners 46:16
partnership 13:24
passed 56:11,12
passing 8:8
pastor 5:1
patient 11:16
Patricia 53:5
Patrol 20:2 49:2
patrols 14:8,12
pause 8:10
pay 42:25
payments 35:7
payroll 33:23
pays 34:1 35:5
Peace 54:8
penalties 30:17
penalty 9:6
people 18:15,20
 19:8 20:7 22:13
 22:19 23:12
 41:19,24 42:2,4
 42:6,10,22 43:4
 46:17,18 47:1
 51:17,21,21
 53:13,19 59:13
 59:16
perceived 16:2
performed 34:7
period 35:17 40:6
perish 26:12
permissible 10:5
permit 32:4,8,17
 34:8 35:15 36:18
permittee 31:13
 32:19
person 33:16 34:11

34:12 35:2 53:18
 55:18 57:7 59:14
 59:15
personal 41:7
personally 42:4,17
 53:17
personnel 3:23 6:8
 14:11 16:25
 21:25
perspective 16:2
phone 23:17 49:9
phones 19:20 20:10
pick 19:21 23:11
 47:22
pilots 50:21
place 20:10 32:20
 47:23 53:7 62:10
placed 29:12
planning 14:2
playing 25:24 26:3
 51:22
please 3:17 7:19
 25:9 37:25 38:21
 39:4,8 40:2,3,5
 40:21 41:4,10
 43:10 52:11
pleasure 3:8
PM 1:13 16:15
 19:12,14,18 23:9
 30:22 38:1,6
 60:21
point 14:18,21
 32:24 33:1,7
 48:10,18 59:24
points 23:7
police 1:9 2:10
 3:6,9,15,23 5:13
 5:14 6:5,7,18,20
 9:1,8 10:24
 12:10,11 14:2
 19:17 20:20
 24:14 26:19,21
 27:24 29:2,4,6
 29:14,16,18 30:1
 31:11 32:16,22
 33:11,13,17,21
 34:6,16,20,22
 35:4,8 37:19
 38:2,3 40:1
 50:14 54:7 60:19
 60:21
policies 5:25
politician 38:13
pooling 20:9 22:16
population 12:24
position 9:17
positions 9:16,18
 21:20

positive 21:3
possibility 18:2
possible 18:10
 49:12
possibly 59:17
post 28:22 37:8
posted 21:21
Posting 30:11
postings 21:22
postponed 37:17
Powell 25:19
practices 18:7,17
precinct 8:12
 11:13 12:12
 18:14,15 19:3,9
 19:19 20:6,11
 23:9 24:13,23
 32:6 40:13 44:12
 44:13 49:10
 51:11 52:14
precincts 17:25
 19:7,14,15 20:16
 21:13 22:9 23:2
 23:4,19,22 24:2
 24:5 52:19
preclude 34:16
preparations 44:15
prepare 6:9
prepared 11:25
 12:7
prepares 44:1
presence 4:11
present 14:19
 51:19 52:10
presentation 4:18
 4:21 11:5,9,17
 14:19,22 21:18
presentations 18:1
presented 24:14
 35:25 36:7 37:11
 37:18 48:16
presidents 13:23
pressure 51:10
pretty 16:4,8
 39:22
prevention 14:6
previously 19:10
print 28:21
prior 16:16,17
 59:20
privacy 54:25 55:4
 56:10,22
private 12:17
 45:13 47:20
 48:23 49:5
probably 49:8
problem 20:15
problems 58:6

procedure 47:25
proceedings 4:6
 61:10 62:9,14
process 9:20 48:4
 48:12 50:6,7
 56:17
Professor 39:10
profiling 56:13
program 4:20 16:21
 31:12 45:19 54:9
 60:12,13
progress 9:13
 10:12 24:16
Prohibited 33:10
project 15:12
promotions 6:4
Promulgated 29:3
proper 58:13
properly 7:1,12
 8:2 15:23 28:6
 36:14 37:15
 58:16 61:4
properties 12:17
property 12:18
 47:20 49:5
proposed 28:12,19
 29:24 30:11 32:2
 36:6,12,20 37:5
 37:11,17 47:13
 48:8,14
proposing 29:8
 30:18,23 33:9
protect 54:18
proven 26:15
provide 6:16 34:25
 59:10
public 5:22 6:10
 28:22,23 36:17
 36:21 41:6 45:13
 48:12,12,20
 55:11,15
pull 26:5,11
purchase 32:13
purchased 42:8
purpose 16:21 60:5
purposes 31:11,19
pursuant 32:9 34:8
 35:16
put 16:20 24:4
 36:21,23 41:25
 43:2 53:24 58:14
puts 36:22
putting 49:7
p.m 3:3 61:11

Q

qualified 9:23
Queriacio 44:12

question 15:15
 22:9 41:1 49:23
 55:24 57:13,14
 57:20,25 59:9
questioning 56:16
 56:17
questions 15:1,8
 15:23 21:13
 47:12 49:18
 56:21
quick 15:7
quicker 20:25
quiet 53:12,19
 54:2
Quinn 4:5
quite 12:6
quoted 58:3

R

R 2:4
raided 41:19
raised 59:1
raising 57:14,15
 57:25
randomized 56:6,8
ratification 48:17
reach 27:20
read 28:20 29:2
 35:13 54:12
reading 25:5,9
reads 31:9
really 18:4 21:7
 52:21 54:14
reasonable 54:16
 54:24 55:4,5
 56:1,9,21
receive 6:4 52:23
received 21:2
recognition 27:9
 27:11
recognize 38:8
 39:2 40:12 50:14
 50:20
recognized 31:18
recommendation
 37:9,20
recommendations
 48:9,10,13
recommending 9:23
record 3:20 7:23
 10:2,17 12:3
 17:21 23:2 24:13
 28:20 35:14
 39:15 40:3,4,20
 41:4,6,7,10 53:7
 53:24
recording 4:5
recreating 13:25

Recruiting 9:12
red 51:15,21 55:23
reduce 13:14
reduced 12:25 35:6
 62:11
reductions 16:14
refer 18:14
reference 5:12
 58:22
referencing 15:9
regarding 16:13
 29:10 55:16
regards 47:13,19
 47:19
regular 28:3 49:6
regulations 5:25
 29:6
related 28:19 48:8
 55:12
relates 15:15 24:1
 29:22 30:14 31:3
 48:22
relations 11:20
 13:16 15:13,16
 50:15 51:6 52:8
 52:17
relationship 58:2
relationships 14:4
relatives 34:17
remember 28:18
remind 60:18
remove 30:2
removed 29:19
repaired 58:16
replace 30:15
report 6:9 7:17
 8:7 10:11,15,18
 10:20 11:11
 19:17,23 20:5,20
 20:25 22:19
 24:16 47:21
reported 21:9 23:7
 24:24 62:8
reporter 12:4 62:1
Reporting 4:7 19:4
 20:24
reports 18:21
 20:17 23:20 25:3
representative
 4:25 5:7,9
represented 40:6
representing 3:14
 4:11 40:11 53:6
requesting 44:6
require 21:7,10
 22:14
required 25:23
 30:2,5,12

research 59:3, 4
reshaping 60:13
resident 53:25
residential 43:2
residents 44:22
 45:21
resolution 25:5, 10
 25:11 27:23 28:2
resolutions 59:12
resolve 6:4
RESOLVED 26:18
resources 18:9
 20:9 22:17 45:13
respected 26:24
respond 22:14 44:8
 57:3, 6
response 14:11
 18:13 21:11
 22:15
responsive 19:5
restrain 59:21
restraint 59:20
restructuring
 15:10, 11
result 33:19
results 12:23
 14:16
resumes 21:23
 45:22
return 45:25
review 6:2, 3, 7
 9:22 36:23
revitalize 13:21
revive 26:14
revocation 32:16
revoked 32:9
re-open 45:6
re-scheduled 60:10
re-visit 9:6
Rhonda 40:11
right 4:4 17:3
 33:18 39:23 40:7
 46:15 54:16, 17
 58:25
rights 54:21 56:9
river 12:15 45:10
Road 12:16 45:10
robbed 13:20
robberies 13:15
 17:14
Robert 4:3 40:8
Rock 24:20, 25
role 5:12
Ron 54:6
Room 38:4 60:22
Rose 4:6 62:18
rotation 29:20
 31:4 32:7, 14

rousing 50:19
route 30:5
Roy 5:1
rule 19:7
rules 5:25 28:12
 28:20 29:3, 5, 24
 30:19, 20, 21
 32:10 35:16
 37:18 48:9, 15
running 56:23
Russell 17:22

S

safety 41:12 45:19
 55:12 57:18, 19
 57:20 59:11
Samaritan 1:15
 4:23, 25 5:7 46:9
Sandra 45:2
saying 53:10 56:24
 58:4, 20
says 29:13, 25
 30:16 42:20
scale 19:6
scene 30:8
scheduled 24:17
 38:6 60:4, 9
school 46:23
schools 13:4, 5, 5
 14:9, 9
Sciences 25:15
scooter 13:13
Scott 54:6, 7 57:3
 57:10, 13 58:12
 58:20, 22 59:1, 25
search 54:21, 23
seated 3:23, 25 4:3
second 6:25 7:11
 8:1 15:15 20:3
 20:14 22:16 28:5
 37:14 47:18
 54:17 61:3
seconds 51:14
Secretary 2:3 3:14
 3:19, 21 4:10
 6:13, 13 10:15, 16
 10:17
section 29:9, 10, 12
 29:22 30:11, 21
 31:3 33:16 34:15
 34:19 35:11
secure 51:2
secured 52:22
securing 50:22
security 33:25
 50:24
see 3:12 15:20, 21
 39:17 51:5, 21

 55:15
seeing 7:2, 13 8:3
 15:24 22:20 28:7
 36:25 37:22
 60:18 61:5
segue 11:3
seizure 54:22
selected 34:20, 22
 48:5
self-defense 45:16
senator 38:8, 9, 9
 38:11, 15 39:1
 51:23 52:2
send 18:12
sending 21:5
senior 5:1
sentence 30:13
sergeant 11:8, 19
 16:12 17:18
 44:16
serious 21:8
servants 29:18
serve 5:18, 19 6:6
serves 6:13
service 4:7 18:4
 18:10, 13 19:13
 22:14 23:5 26:22
 27:14 30:21
 31:14, 16 45:25
 47:3
services 8:17
 17:23 19:15
 32:22 34:7 45:7
 45:21 50:20
servicing 3:8 46:17
set 37:5 62:10
seven 8:19 13:4
 30:22
Sgt 4:5 8:8, 11
 11:18, 19 12:2, 6
 14:23 15:7, 10, 19
 16:4, 19 17:2, 9
 43:13 50:15
 52:13, 25 60:7
Shanell 25:6, 12, 13
 25:17 26:1, 7, 23
 27:1, 11, 24 28:2
shares 51:24
shelter 45:17
shooting 53:22
shootings 44:5
shortest 30:4
shot 44:4
showing 30:8
siblings 25:24
sic 3:7 6:23
side 40:13 45:15
 46:4 60:4

sign 11:8 23:10
signed 27:8
significant 9:13
silence 8:10, 13
simply 29:24 49:9
single 31:12
sir 4:8, 16 8:18
 10:19 11:14
 14:20 15:3 22:5
 23:25 24:12 28:1
 28:13, 17, 18 32:1
 33:7 36:24 38:12
 39:15 44:10 46:7
 47:8 48:22 49:15
 49:22 50:9
sister 25:18 26:16
 26:17
sitting 27:8 42:5
 43:4, 5
situation 21:6
 26:8
six 15:13 19:11
slated 45:25
slot 32:8
smoke 42:9 56:19
 57:8
smoked 42:6, 7
smoking 42:5
social 33:25
somebody 19:16
someone's 54:23
SOP 47:19, 20 48:22
 49:3, 13
sorry 31:22 33:5, 7
 37:21 41:3 43:13
soul 39:8
south 12:15
southeast 45:8
sp 25:19 44:12
 46:14 58:7
speak 40:16 50:4
 54:16
speaking 26:19
special 14:10
 25:20
specific 57:11, 22
specifically 31:2
 54:13
spell 40:3
spending 26:2
spirit 26:22 27:7
Spivey 53:7
spot 32:14
spring 26:4
springtime 42:24
sprinkler 42:23, 25
square 12:13 46:19
SS 62:5

St 12:21 40:14
 60:9
staff 2:10 3:14,18
 6:12,16 9:9
 11:21,23 15:8,9
 15:13 16:13,17
 16:19 43:16
 47:10
stage 9:22
stand 4:18 39:5
 59:11
standard 59:10,13
standards 55:6
standby 11:1
standing 25:2
standpoint 38:20
start 37:8
started 18:6
state 33:24 38:8
 38:11,15,25 40:2
 41:16 43:10 45:4
 52:2 55:2 62:4
stated 9:1 22:12
 28:21
States 18:18 31:19
station 16:25 17:7
stations 12:11
statistics 24:23
status 9:14 10:1
 48:6
stay 17:6
stenographically
 62:9
steps 13:9
stolen 20:18,20,21
stop 26:9 59:14,15
 59:22
stopped 55:19
 56:19
stopping 55:16
 56:4
storage 31:14,15
strategies 14:6
strategy 55:13
street 16:20 17:6
 24:4 30:3 42:1
 43:8 44:5
streets 53:20
strengthen 14:4
strenuously 55:14
STRICKEN 41:2
strike 41:10
strongly 59:11
student 25:14
students 39:2,4
Stuff 42:20
subject 5:22 30:16
submit 21:23 57:23

submitted 36:9,13
 37:6
success 22:10
 50:19
successes 22:20,21
 24:23
successful 16:8,23
sue 29:11,15
suggesting 29:2
suggestions 34:24
 47:16 48:19
summer 41:15 45:18
Sundays 30:23
support 6:16 36:11
 50:17 51:15,25
 53:8,17
supported 7:2,13
 8:3 28:7 36:14
 37:16 55:10 61:5
sure 36:17 47:3
 51:1
suspicion 55:5
swell 45:5
sworn 18:20
system 14:1 47:23
systems 42:23 43:1

T

Tactical 17:22
Tails 51:16,22
take 8:10 12:8
 14:9 18:21 19:2
 19:22 39:18,21
 52:10 56:15
taken 18:24 19:1
 44:16 59:24
talk 48:2
target 13:13 16:7
tax 33:25
taxes 33:24,25
 34:1 44:2
Taylor 2:6 3:13
 6:25 7:11 8:1
 15:4,5 22:7,8,24
 23:1 25:4,11
 28:5 36:8 37:14
 40:10,11 41:1,8
 41:11 43:10,12
 43:25 44:18 61:3
TCRU 21:21
teaching 13:4 14:5
Team 14:11
Technical 13:6
technology 51:20
Telegraph 8:20
telephone 18:21
 19:4 20:24 23:11
tell 31:1

term 31:4
terminated 32:9
 35:15
termination 32:15
 35:12
terminology 58:14
 58:17
terms 5:18 50:21
 51:25 56:12 59:4
 59:19
Terry 44:14
thank 3:19 4:9,13
 7:5 8:6,14,21
 10:19 14:24 15:3
 15:6,14 16:9
 17:15,17,20
 21:17 22:5,25
 23:25 24:12
 26:25 28:10,17
 33:7 37:3,24
 38:17,24,25
 40:24 41:8 43:21
 43:22 44:18 46:5
 46:6,10 47:2,6
 48:7 49:16 50:8
 50:9 52:5,25
 53:3 54:3,4 57:2
 58:11 59:25
 60:14,15
thankful 9:11
theory 58:5 59:14
thing 20:14 22:16
 36:1 47:18 48:1
 59:1
things 9:5 16:6
 22:12 38:18
 59:19
think 35:23 49:24
 53:14 56:14
 57:13 59:23
third 29:24 34:11
 35:2
threat 55:25
three 20:6,10
 22:19 31:25
 41:19 54:14
thrust 54:8 55:11
thumb 19:7
Thursday 1:13 3:2
 3:6 6:22 7:8,19
 7:20,24 38:1,5
 60:20
tickets 13:11
Tim 4:1
time 4:17,22 5:6
 6:21 7:7 8:24
 10:14,20 14:8
 19:16 20:4,11

23:7 25:2 26:2
 27:22 38:6 39:24
 40:6 48:13,20
 56:14 57:15
 60:23 62:10
timely 19:23
times 20:17 22:18
 58:18
Tindle-Walker
 50:11,12 52:4,12
 53:2
Tindle=Walker 52:8
today 3:11 4:13
 36:21 38:9 47:14
 49:4
Todd 49:20,20
told 44:1
tolerance 58:5
Tom 39:16
tomorrow 8:17
 44:15 49:8 60:9
tonight 12:7
total 12:24
tours 14:10
tow 29:20 30:1,20
 30:21 32:7 33:12
 33:13,14,22 34:5
 34:6,10,14,18,21
 34:23 35:5,7
 49:4
tower 29:14,19
 30:16 31:4 33:18
 34:16,23 35:5,8
 47:20
towers 29:10,11
 34:20 48:19 49:8
tower's 32:17
towing 28:12 29:3
 29:6 31:11 32:8
 32:10,11 34:8
 36:18 37:18
 47:11 48:3,15,23
tows 47:20 49:5,6
 49:6
toys 52:22,23
tracheostomy 25:23
 26:6
traffic 57:12
transcription
 62:12,13
transfer 20:1
transferred 20:23
transition 24:2
transpired 15:21
transpires 15:17
travel 20:15
Travis 60:7
tremendous 51:12

51:25
trigger 37:7
Troy 47:11
Troy's 47:11
truck 33:12, 14
 34:5, 10, 13, 14, 18
 34:21, 23 35:5, 7
 49:4
trucks 35:8
true 62:12
try 41:7 55:11
 59:10
trying 13:21 14:7
 20:15 51:16
tube 26:5, 11
turn 10:8
turnout 14:16
turns 38:14
Tuskegee 51:16, 18
 52:3, 5
tutoring 45:19
Tutors 45:15
twice 41:19
two 15:13 16:22
 17:4 19:8 25:19
 34:24 41:17
 43:18 54:13
two-man 18:12
two-minute 40:6
two-person 21:6, 11
two-year-old 25:23
type 20:8, 22 22:10
 43:24
typical 5:11
typically 17:9

U

ultimately 26:12
unable 45:3
understand 41:8
undertaken 13:8
unemployment 34:1
Unfortunately
 26:10
unit 18:13, 24 21:6
 21:11
United 18:18 31:19
unmatched 26:24
unreasonable 54:21
update 24:16, 17, 23
 48:25
use 18:9 29:23
 33:10
uses 46:23
usually 59:16
utilize 18:8
utilizes 34:7 35:9

V

Valerie 45:2
valiant 26:14
valid 35:17
vary 17:11
Vassar 40:14 53:19
vehicle 20:19, 21
 20:21
verified 43:15
versus 19:9 24:4
vice-president
 53:11
victims 13:17
 15:17 17:13
violations 43:1
violent 59:8
Virtual 11:13
 17:25 19:3 21:13
 22:9 24:13, 23
 49:10
visitors 32:5
vote 36:21 48:16
voted 47:15 48:14
vouch 53:10

W

wage 35:6
wait 20:4 22:18
waiting 18:15 20:7
 22:19
walks 42:19
wall 19:20 23:10
want 11:11 29:1
 30:15 36:17
 38:16, 19 40:17
 43:20 46:10 47:2
 47:2 50:24 51:8
 54:10 55:15 58:9
wanted 10:24 47:18
 53:17, 24 54:23
Warfield 2:5 3:12
 6:24 7:10, 25
 14:25 15:2 16:10
 16:12, 24 17:15
 21:16, 17 22:5
 28:1, 13, 16, 17
 31:24 33:5 36:7
 36:10, 11, 13, 16
 37:13 50:3, 5
 61:1
warmth 45:18
warrants 55:21, 24
 59:6, 7, 8
Warren 12:22
Washington 3:24
wasn't 10:25 11:16
 11:25 12:6 54:11
watch 13:22

watches 14:7
Water 12:20
Watson 3:22
way 3:13 35:24
 57:1
Wayne 13:6 39:2
 62:6
ways 57:19
WCCCD 39:4
week 5:20 13:11, 12
 14:2 21:19 24:15
 30:22
weekend 7:21 61:9
weeks 5:20 11:24
 28:18
weigh 36:19
welcome 3:5 46:10
welfare 41:12
went 52:21 54:2
weren't 9:5
west 8:19 12:15
we'll 10:20 14:8
 14:10 36:4 44:16
we're 4:23 10:6
 13:24 14:2, 5
 18:1 20:8 22:20
 39:17 40:12, 13
 43:19 44:6 51:16
we've 11:8, 23
 13:11, 20, 22
 16:21 18:1 21:2
 57:11
whatnot 16:8
White 2:4 3:4, 8
 4:9, 17, 22 5:6
 7:1, 5, 12, 16 8:2
 8:6, 14, 21 10:19
 11:14 12:2 14:20
 14:24 15:3, 6, 14
 16:1, 9 17:3, 17
 21:15 22:6, 25
 23:20, 25 24:9, 12
 27:3, 17 28:6, 10
 28:15 31:21 33:4
 35:23 36:12, 24
 37:3, 15, 24 38:12
 38:25 39:7, 14, 20
 39:23 40:19, 24
 41:3, 9 43:11, 22
 44:7, 20 46:6
 47:6 48:7, 21
 49:11, 16, 22 50:2
 50:9 52:7 53:3
 54:4 57:2 58:11
 58:21 59:24
 60:15 61:4, 8
Wilson 14:19 25:6
 25:7, 8, 12, 13, 17

26:1, 4, 7, 15, 23
 27:1, 7, 12, 18, 20
 27:24 28:3
Wilson's 26:13
window 10:4, 10
windows 58:5 59:14
windshield 56:18
 57:7
windshields 55:17
 57:17
winter 45:18
wise 26:17
wish 8:22 39:25
withholds 33:23
wonderful 26:16
 38:18 51:19 61:8
wondering 48:4
 53:20
Woodward 24:21
words 59:20
work 9:25 17:9
 33:20
worker's 34:2
working 9:9 10:6
 13:24 14:6, 17
 16:23 50:23
Works 12:20
write 39:18 45:22
writing 13:11
written 43:12
wrong 58:13

Y

yeah 44:5
year 5:21 14:17
 18:6 35:18, 20, 21
 41:14 43:17
 46:17 53:14
years 5:19 12:25
 18:23 26:17 55:1
York 58:7
young 12:19 26:8
 38:8, 11, 15 39:1
 39:10 42:18 44:4
 45:20 50:25
 51:17, 20, 23 52:2
youthful 26:23

Z

zero 58:5
Zion 5:2
Zones 54:8
zoning 43:1 60:5, 5

\$

\$1,000 30:14
\$1,000-a-day 9:6

1
1 5:15 19:25 22:12
28:25 33:16
10 12:25 13:5 33:4
33:6 35:10 43:6
43:6
10th 44:13
100 24:8
11 8:17 33:2
11187 12:9
12 3:7 6:23 7:19
34:20 42:14
43:17
12th 8:11 44:12
46:1
12-year-old 44:4
1300 38:4 60:22
15 37:5,16
150 24:8
16 38:1,5 60:20
175,000 13:1
1791 54:11
19 26:3
1974 5:15

2
2 29:8 33:17 60:9
2,000 13:10
20 18:23
200 46:18
2010 46:21
2011 12:23 26:3
2012 1:13 3:2,7
6:23 7:9,24
27:25 38:1 60:21
22nd 45:1
23 37:10,17 48:21
24 12:13
25 18:23 42:13
27-acre 46:19

3
3 33:21 38:1,6
60:21
30 35:21 51:14
30-day 24:16
328-A 38:4 60:22

4
4 16:15,18 17:1,9
19:12,14,18 23:9
30:10 34:3 47:24
49:23

5
5 7:9
5th 12:12

50,000 46:17
500 13:11 52:23
52 5:20
530,000 46:19
55 13:3
5555 1:15

6
6 30:25 31:1,6
6:30 1:13 24:18
6:46 3:3
60,000 13:2

7
7 30:10,22,22 31:1
31:6,20 32:2
7:58 61:11
70 46:15,16

8
8 17:9 19:12 24:17
24:24 31:6 32:19
44:2

9
9 1:13 3:2 7:20,24
27:25 30:24
32:25,25 33:3
42:14
9th 12:12
9-1-1 13:10 20:23
21:4
90-day 10:4,10