

12/20/2012

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STATE OF MICHIGAN
DETROIT BOARD OF POLICE COMMISSIONERS
REGULAR MEETING

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Taken at 1300 Beaubien, Room 328A,
Police Headquarters,
Detroit, Michigan, 48226,
Commencing at 3:14 p.m.,
Thursday, December 20th, 2012,
Before Elizabeth Koller, CSR-7042.

1 APPEARANCES:
2 MS. CELIA BANKS WASHINGTON (P54338)
3 Attorney to the Board
4 Detroit Board of Police Commissioners
5 1300 Beaubien, Room 328
6 Detroit, Michigan 48226
7 (313) 596-1835
8 Appearing on behalf of the Board of Police
9 Commissioners.

10

11 COMMISSIONERS:
12 JEROME WARFIELD, CHAIRMAN
13 DONNELL WHITE, REGULAR MEMBER
14 JESSICA TAYLOR, VICE CHAIRPERSON
15 TONEY STEWART, REGULAR MEMBER

16

17 ALSO PRESENT:
18 GEORGE ANTHONY, SECRETARY
19 JAMES TOLBERT, DEPUTY CHIEF

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1 Detroit, Michigan

2 December 20, 2012

3 About 3:14 p.m.

4 CHAIRMAN WARFIELD: Good afternoon, ladies
5 and gentlemen and welcome to the Board of Police
6 Commissioners meeting. My name is Jerome Warfield,
7 Chairman of the Board of Police Commissioners.

8 Serving with us here today at the table is
9 the Vice Chairperson Commissioner Jessica Taylor, as
10 well as Commissioner Donnell White, and Commissioner
11 Toney Stewart, sitting in on behalf of the Office of
12 Chief of Police is Deputy Chief James Tolbert, sir,
13 good to have you.

14 At this time I going to ask if Pastor Penson
15 can come to the mic and lead us in our invocation and
16 we need real good prayer today.

17 PASTOR PENSON: We all bow our heads in a
18 word of prayer. Dear Gracious, Kind and Heavenly
19 Father, we come before you first to say thank you.
20 Thank you for waking us up this morning. Thank you for
21 allowing our activities, for our limbs to function, and
22 thank you for just being God.

23 For now, God, we ask your blessings upon this
24 Commissioner meeting right now, God, we ask that you
25 bless this agenda, bless these towing persons and

1 towing companies, God, and whatever the issues is, God,
2 we ask that you resolve it. And, God, we ask a special
3 blessing, God, as we take a reprieve for two weeks, God
4 that you continue to cover us with your grace and your
5 mercy and allow this City to be much brighter than what
6 it is.

7 We bless your holy name, in Jesus name.
8 Amen.

9 AUDIENCE: Amen.

10 CHAIRMAN WARFIELD: Thank you, Pastor
11 Penson. At this time we're going to ask if our Board
12 Secretary, Mr. George Anthony, will introduce the staff
13 here from our office.

14 SECRETARY ANTHONY: Thank you, Mr. Chair.
15 For the record George Anthony, Secretary to the Board.
16 We have present with us Ms. Pamela Davis Drake who is
17 our Chief Investigator, Ms. Loletha Porter Coleman who
18 is our Director of Police Personnel, Ms. Celia Banks
19 Washington who is the Board's attorney, and Mr. Robert
20 Brown who is our Officer Manager, recording our
21 proceedings are Sergeant Alan Quinn, and Ms. Elizabeth
22 Koller from Hanson Court Reporting Service. That's
23 completes the introduction.

24 CHAIRMAN WARFIELD: Thank you, sir. At this
25 time I'm going to ask for a motion to approve the

1 agenda for today's meeting? The only change I'm asking
2 consideration for maybe if we can move oral
3 communications up to right after the report from the
4 Chief's Office because of the issues that will be
5 discussed at that time and we can have a more fluent
6 discussion, if that's okay with my colleagues?

7 COMMISSIONER TAYLOR: So move.

8 COMMISSIONER WHITE: Support.

9 CHAIRMAN WARFIELD: It's properly moved and
10 supported. Any discussion? Hearing and seeing none,
11 all those in favor of today's agenda?

12 COMMISSIONERS: Aye.

13 CHAIRMAN WARFIELD: All those opposed?
14 Motion carries. We'll also accept a motion for the
15 approval of the minutes of Thursday, December 6th,
16 2012?

17 COMMISSIONER WHITE: So move.

18 COMMISSIONER TAYLOR: Second.

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

21 COMMISSIONERS: Aye.

22 CHAIRMAN WARFIELD: All those opposed?
23 Motion carried. Finally we will have a motion for the
24 approval of the minutes from Thursday, December 13th,
25 2012?

1 COMMISSIONER TAYLOR: So move.

2 COMMISSIONER STEWART: Second.

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

5 COMMISSIONERS: Aye.

6 CHAIRMAN WARFIELD: All those opposed?
7 Motion carries. I'm going to defer my report and hear
8 from OCI first and if we can get an update from our
9 Chief Investigator Ms. Pamela Davis Drake.

10 MS. DAVIS DRAKE: Thank you, Mr. Chair.
11 Right now the Office has a total 204 cases. We again
12 have zero cases over 90 days that are due. We'll
13 conduct our strategic planning session in probably the
14 first two weeks of January. We were hoping to get it
15 in before the end of year, but unfortunately because of
16 the scheduling we weren't able to do so. But we're in
17 the process now of conducting our second interviews as
18 you know for the Investigators.

19 And on lighter note the Office of the Chief
20 Investigator adopted two families this year. We're
21 providing toys and clothing for six children, and we'll
22 be presenting those gifts to them tomorrow at one
23 o'clock at our offices and certainly you are welcome
24 and encouraged to attend. We would love to have you
25 there.

1 CHAIRMAN WARFIELD: Thank you, ma'am. Any
2 questions for Chief Investigator?

3 COMMISSIONER TAYLOR: None.

4 CHAIRMAN WARFIELD: Again, great job. Happy
5 Holidays to you and the entire staff over there. Keep
6 up the good work.

7 MS. DAVIS DRAKE: Thank you, sir, the same to
8 you and the Board.

9 CHAIRMAN WARFIELD: Thank you, ma'am. Is
10 there a Secretary's report?

11 SECRETARY ANTHONY: There is. This is the
12 Secretary's Report of citizen complaints that have been
13 received in November 2012. For 2012 the monthly count
14 of complaints was 109 in November, compared to the same
15 period last year which was 122, that represents an
16 11 percent decrease.

17 The year-to-date figure for 2012 monthly
18 complaints is 1,210 compared to the 2011 figure of
19 1,461 which represents a 17 percent decrease. At the
20 end of November 2012 the Office of the Chief
21 Investigator had open investigations 213, cases filed
22 1,210, cases closed 1,697.

23 Of the 109 cases filed in November of 2012,
24 34 percent involved unknown officers. The alleged
25 known units involved leading in complaints filed in

1 November 2012 were the 6th Precinct with 11 percent,
2 Eastern District with 10 percent, and the Northeastern
3 District with eight percent.

4 Of the 109 cases filed in November 2012 there
5 were 180 allegations where the leading areas of concern
6 were demeanor at 28 percent, procedure at 27 percent,
7 harassment at 16 percent -- I'm sorry, service at
8 16 percent, and harassment at eight percent. And that
9 completes the Secretary's Report, sir.

10 CHAIRMAN WARFIELD: Great. Thank you, sir.
11 Any questions for the secretary?

12 COMMISSIONER TAYLOR: None.

13 COMMISSIONER WHITE: Chair, I do have a
14 question and I'm not sure, Mr. Secretary, if this is a
15 question for you or our Chief Investigator. But as
16 relates to our unknown Officers do we track as a matter
17 of year-to-date how many cases we had involving unknown
18 Officers?

19 SECRETARY ANTHONY: We don't track it, but we
20 can certainly start tracking. I think that number is
21 readily available, at least the percentages are
22 available and we can track those.

23 COMMISSIONER WHITE: I think it would
24 certainly benefit the Department if we could track to
25 benchmark how we are improving in terms of how our

1 Officers are identified and how citizens in the
2 community identify with our Officers going forward.

3 MS. DAVIS DRAKE: We do have numbers to
4 track. Those we can easily track them for you. We can
5 provide those in the end of the year report if that
6 works for you in January.

7 COMMISSIONER WHITE: Thank you.

8 CHAIRMAN WARFIELD: Thank you. Any other
9 questions for the Board Secretary? Hearing or seeing
10 none we will move onto the Chief's Office. Sir, any
11 report?

12 D.C. TOLBERT: No report from the Chief's
13 Office, there is none, no report.

14 CHAIRMAN WARFIELD: Okay. All right. We'll
15 move straight to the Chairman's Report. We'll move
16 back to the Chairman's Report and there is a
17 presentation on your screen. Hopefully most of you can
18 see it. I just want to go over an issue that
19 confronted us actually last week when we -- right
20 before we started our Board of Police Commissioners
21 meeting.

22 Let me say this on the outset because I think
23 it's important and critical that we understand the
24 context and the tone of what we do and why we do what
25 we do. It has been this Board's position from day one

1 to work with the Chief of Police and to work with the
2 Mayor as relates to moving the City forward whether
3 it's towing, whether it's other issues of the Police.

4 We never chosen to deliberately really be
5 combative or to go against, you know, the Chief or the
6 Mayor. We've always been open to sit down and to
7 negotiate and just to talk over issues that we may have
8 a better understanding on where people stand.

9 And I want to start my presentation and my
10 report just defining some things to make sure we're all
11 on the same page. I want to start with the Detroit
12 City Charter, Section 7-802 as relates to the Board of
13 Police Commissioners, and of course this is an
14 abbreviated version of some of the sections of this
15 Charter.

16 It says that the Board of Police
17 Commissioners has supervisory control and oversight of
18 the Police Department as set forth in this Chapter. In
19 the commentary on that particular section at the very
20 bottom as the new framers of the Detroit City Charter
21 they wanted to be very clear they gave this commentary
22 at the bottom.

23 It says, the Board of Police Commissioners
24 provides supervisory control and oversight of the
25 Police Department, civilian oversight, and supervisory

1 control of the parliamentary operations of the City is
2 a principle of deep significance in our community and
3 thus is expressly articulated in the Charter.

4 I think what they wanted us to understand is
5 that that language was not a mistake but it was put
6 there in order that everyone is clear what our role is
7 as relates to setting policy for this Board.

8 Secondly, in Section 803 and I just put down
9 one of the duties, it says the Board shall in
10 consultation with the Chief of Police and with approval
11 of the Mayor establish policies, rules, and
12 regulations. Under the Chief of Police Section,
13 Section 805 it says, the Chief of Police directs the
14 day-to-day operations of the Police Department subject
15 to the oversight and supervisory control given to the
16 Board of the Police Commissioners under Section 7-802.

17 And again I think it's just to reiterate that
18 we have been regarded by this Charter and the citizens
19 of the City as a policy governing making Board for this
20 Department.

21 Moving onto the next slide under Section
22 7-806 where it talks about the duties of the Chief of
23 Police. It says here in point number one that the
24 Chief of Police is the Chief Executive Officer of the
25 Police Department and shall administer the Department

1 consistent with the policies, rules, and regulations
2 established by Board and shall organize the Department
3 with the approval of the Board. Number two says, the
4 Chief shall recommend rules, regulations, and
5 procedures to the Board for it's approval.

6 Next slide, please. Now, we also are guided
7 of course by City code and City ordinances and in the
8 City of Detroit Code of Ordinances Section 55-15 and 8
9 as relates to standards for authorized towers and
10 payments here's what it says and this maybe a little
11 lengthy so bear with me.

12 It says that the Board of Police
13 Commissioners shall establish standards, including
14 insurance and bonding requirements that must be met in
15 order for a tower to qualify for police authorized tows
16 under this Chapter, and the Police Department shall
17 maintain the current list of such qualified towers.

18 Secondly also says -- I'm sorry, this is
19 under Section A a separate list may be maintained for
20 towers who tow abandon vehicles under the Division 4 of
21 Article 6. The required insurance shall indemnify and
22 hold harmless the City for any injury, damage or loss
23 that may result from a police authorized tow or storage
24 under this Chapter.

25 Next slide, please. Still under Section A,

1 the City shall not be liable for any such injury or
2 damage or loss. The Board of Police Commissioners
3 shall also promulgate and publish the rules and
4 regulations that it used to determine which towers
5 shall be called for tows under this Chapter.

6 Such rules as nearly as practical provide for
7 equitable distribution of police authorized towing to
8 allow all towers on the list of qualified towers. This
9 is taking this particular rule right here is taken
10 directly out of the set of rules that were passed in
11 December of 2010. These rules were signed off on by
12 the Mayor of the City of Detroit, by the Chief of
13 Police, and by members of this Board.

14 In part this particular section under Tow
15 Rotations says this, abandon vehicle tow requests shall
16 be rotated among the tow companies capable of towing
17 and storing abandon vehicles within the respective
18 district or precinct.

19 Again, this is in the rules that are already
20 in place that the Mayor and the Chief of Police have
21 already signed off on. The rotation shall be on a
22 vehicle-by-vehicle basis among those tow companies who
23 are capable in order to ensure that all abandon
24 vehicles are rotated fairly and equitably.

25 Again, according to this rule that is in our

1 towing rules those abandon vehicles are to be towed to
2 the districts and the precincts as relates to the
3 section just prior to this.

4 Next slide, please. Now, this slide is a
5 little busy but it deals with the fact that if a tower
6 has to be removed from the tow rotation that first of
7 all there has to be a hearing before this Board. In
8 other words, no one can just kick a tower off the
9 rotation without this Board conducting a hearing and
10 administering it's due justice.

11 Next slide, please. This is the signature
12 page, the last signature page of tow rules that were
13 adopted December, I believe that's the 15th, 2010.
14 Again, the Board's signatures are there, the Mayor's
15 signature is there, and the Chief of Police's signature
16 is there, making the rules in effect ratified and
17 adopted and clear.

18 I say all that as a foundation to what we're
19 about to discuss now. Last Thursday on December 13th
20 just prior to our Police Commission meeting in the
21 community I was presented with a letter from a Deputy
22 Chief pertaining to aban tows. I put the letter aside
23 and we facilitated the meeting, and as one of the
24 Commissioners were making a presentation I read the
25 letter and after reading the letter I asked the towers

1 that were present at the meeting at that time not to
2 sign that letter because it violated our towing rules,
3 the ones we just reviewed. It violated our towing
4 rules and the City Charter.

5 On Friday, December 14th, I telephoned the
6 Chief of Police and communicated my concerns and asked
7 him to please hold off from giving out that letter. He
8 indicated that the activity had already ceased.

9 In other words, that he called and told them
10 stop giving out that letter and that was on Friday,
11 December the 14th.

12 Next slide, please. On Monday,
13 December 17th, I received calls from a number of people
14 that a Commander, a Lieutenant, and a Sergeant was
15 making rounds to the various towers asking them to
16 resign a revised letter that was presented at the
17 meeting on that previous Thursday. Again, a Commander,
18 a Lieutenant, and a Sergeant going to tow yards
19 collecting signatures, when this City has -- we're
20 tipping at almost 400 murders and we got a Sergeant, a
21 Commander, and Lieutenant collecting signatures on a
22 letter.

23 I along with the Board and Counsel reached
24 out to the Law Department on Monday in an effort to
25 gain clarification and a course of action to resolve

1 the matter. We were advised to request a binding
2 facilitation meeting under Section 7.5208 under the
3 Detroit City Charter.

4 This is the second revision that was sent out
5 on Monday that was sent to the towers that was
6 delivered, not sent, but was delivered to towers asking
7 that they sign that letter.

8 Next slide, please. On Tuesday,
9 December 18th, myself along with the staff prepared and
10 hand delivered letters to the Chief of Police, and that
11 was a cease and desist letter as relates to these
12 activities, to the Mayor's office requesting a
13 facilitation meeting that we have this situation
14 brought to a close in a respectable manner, the Law
15 Department requesting a law opinion and we also sent
16 letters out to our permitted authorized towers
17 explaining them our course of action.

18 These are the letters that we sent out. The
19 first letter I believe is to the Interim Chief of
20 Police basically asking for a cease and desist. The
21 second letter has my signature on that letter.

22 The next letter we sent was to the Mayor
23 informing him that we sent a letter to the Department
24 for cease and desist. In addition, at the very bottom
25 of that letter we asked the Mayor to convene a

1 facilitation meeting in order that we may come to terms
2 on this particular issue.

3 Next letter, please. On Wednesday,
4 December the 19th while attending the Chief's Christmas
5 gathering I was confronted with an additional revised
6 letter that was delivered to the towers by a Commander,
7 a Lieutenant, and a Sergeant.

8 This letter was distributed after the Board
9 issued a cease and desist order which we thought was
10 just incredible, which is why we went through the
11 exercise of understanding the Board's authority with
12 the Department. That is the third I think revision of
13 that particular letter.

14 And the letter and we'll talk about it in a
15 minute, but the letter is in conflict because it is
16 literally asking or demanding that the policy be
17 changed without going through the process. As you saw
18 in the current towing rules, abandon tows although it's
19 a separate list, those tows are to be towed to the
20 district and at the precinct of the those police
21 permitted authorized towers.

22 The Mayor signed off on that, the Chief of
23 Police signed off on that, and we signed off on that.
24 To create a letter and pass it out and threaten towers
25 to say that if you don't sign this you're going to get

1 kicked off the aban list is not only inappropriate, but
2 it's outside the guidelines and it's outside the rules
3 of the Charter that we are guided by.

4 If change needs to come to the rules we need
5 to go through the proper process that we did when we
6 implemented the rules in the first place, that's all
7 this Board is saying. And here's what Section 7.52.208
8 says as relates to the facilitation meeting that we
9 requested with the Mayor. It simply says this, and
10 there's some more language before this, the
11 facilitation shall be conducted by a facilitator
12 mutually agreed to by both parties. Nothing in this
13 section shall preclude a branch or unit of government
14 from seeking a temporary restraining order, injunction
15 or other emergency legal action based on irreparable
16 harm, but this section shall be complied with if the
17 court rules that no irreparable harm exists in which
18 case the facilitation period shall be 28 business days
19 from the date of the court's decision or longer as
20 agreed by both parties.

21 Unfortunately we have not heard yet from the
22 Mayor's office. We want to facilitate this and do it
23 in a very diplomatic fashion. However, our hands will
24 be forced to file legal action if those letters are
25 still going out and people are still being asked to

1 sign after the supervisory and oversight Board of this
2 department has requested a cease and desist. I don't
3 know of another organization with a Board of Directors,
4 with a governing body, will request a cease and desist
5 and actively keep on going as if nothing had has been
6 said or spoken of. I don't know where else that
7 exists.

8 Now, here is why we need to sit down and talk
9 because within the City Ordinance and with any City
10 Charter there are some conflicting language. For
11 instance, in the City Code Section 551401 says that the
12 Chief of Police has the authority to create vehicle
13 impounds and the hours of operation of the same.

14 It says the Chief of Police is hereby
15 authorized to create vehicle impounds to which
16 automobiles and other vehicles may be removed by Police
17 Officers in a matter provided by this article.

18 Next slide, please. Such pounds shall be
19 located and operated at such places as may be
20 designated by the Chief of Police. Each pound shall be
21 in charge of a Police Officer. The Chief of Police
22 shall designate an Officer to remain in attendance at
23 such pound from 7:00 a.m. to 10:00 p.m. each day except
24 for Sundays.

25 The purpose of receiving, safeguarding, and

1 discharging vehicles for the collecting of the fees
2 provided by this article. Section 5514 and 3 says
3 under Impoundment under City Code, it says authority of
4 the Police in violation of parking regulations, the
5 Chief of Police is hereby authorized to remove or call
6 to removal an impounding of any vehicle found parked in
7 violation of this code or otherwise traffic ordinances
8 of the City.

9 And then finally, such vehicles may be
10 removed and conveyed by or under the direction of the
11 member the Police Department by means of towing to the
12 same or otherwise to a vehicle pound or to a point in
13 place where parking is permitted.

14 And then finally I think this is the last
15 one, wherever possible -- I'm sorry, wherever available
16 police facilities are insufficient the Chief of Police
17 is authorized to engage in the services of any private
18 operator of towing cars to remove vehicles under the
19 direction of the members of the Police Department with
20 the same or found in violation of this code and of the
21 traffic ordinances and the regulations of the City
22 under the provision of that particular section, as
23 mentioned.

24 Stop right there for a second. Now, what's
25 interesting here is it's clear that the Chief of Police

1 can pick an organized impound yard. We've never
2 disagreed with that. The question that we need
3 facilitated which is why we did the cease and desist is
4 does it happen outside of the rules that have already
5 been signed off on that says where those abandoned
6 vehicles go or is that over and above the rules?
7 That's what we need to sit down and talk about. All
8 we're saying is let's do things right so that we won't
9 cause undue confusion and mass chaos for our towers.

10 But however we do it, here's what I do know,
11 it is improper to threaten and send a letter that says
12 if you don't sign it you're kicked off because that's
13 directly against our rules. Now, one of the questions
14 that came up is this impound is necessary because of
15 revenue.

16 Yesterday at a press conference the Mayor's
17 team handed out press releases. In those press
18 releases under impound he said that this impound
19 maneuver will bring in \$1.2 million dollars. The plan
20 that you see on the screen before you is a plan that
21 had been negotiated and worked with by the Director of
22 Purchasing for City of Detroit, towers from the City of
23 Detroit, the Board of Police Commissioners from the
24 City of Detroit, Jack Martin, the Chief Financial
25 Officer of the City of Detroit, and representatives

1 from the City Council.

2 We were able to come up with a revenue stream
3 that would produced almost \$4 million for the City of
4 Detroit. You compare a \$4 million revenue stream
5 versus a \$1.2 million revenue stream. I ask the
6 question, which one would you rather have? It's
7 rhetorical of course.

8 Our thing is let us sit down and let us make
9 sure that we are not violating charter and violating
10 ordinances and let us move together in the spirit of
11 cooperation because the City needs all the revenue that
12 it can.

13 I love my brothers and sisters on the Police
14 Department. We believe they love us. And we work
15 together extremely well. As I said in our letter as it
16 went to the Mayor's office these changes we believe are
17 coming from members of his Executive Staff, not from
18 members within the Department. And so we have to be
19 careful as we move forward that we follow the
20 ordinances, the rules that were already signed off on,
21 and as we make sure that we do the very best we can
22 that we initiate a legal revenue stream as relates to
23 towing.

24 Because there are lawsuits filed in the
25 county right now against municipalities which try to

1 convert their towing operations into a revenue
2 producing stream for their particular cities. And
3 there's case law that been decided that you can't do
4 that. You can recoup costs, but you can't turn it into
5 a revenue producing system because then that's just a
6 tax. So we've got to be very careful and deliberate in
7 how we move forward.

8 Here's what we say bottom line, bottom line
9 is, there's a conflict of opinion. We just want to sit
10 down and talk about it. And we want the activities of
11 the letter stopped right now until we get further
12 clarification from legal entities and from a mediator
13 so that everything is clear, that's it, as we move
14 forward.

15 That's all I have to say. I don't know if
16 the Chief's Office has anything to say. I know they
17 sent the letter over and I hope I tried to chronicle
18 some of the concerns they had in their letters as well
19 that they sent over this afternoon.

20 D.C. TOLBERT: Just a couple things, and if
21 the Board would like we have Deputy Chief Mike Falvo
22 here who can also respond if the Board has any
23 questions.

24 But the Detroit Police Department is
25 committed to address issues of blight. They include

1 abandon vehicles. The Detroit Police Department
2 facilitates removal of the vehicles. Just as the
3 Commissioner said, there's obviously conflicting
4 opinions as to where the vehicles can and should be
5 stored. This matter is best addressed by various
6 attorneys who are obviously going to be dealing with
7 this and are dealing with the issue.

8 The Chief of Police has provided a letter to
9 the Board asserting its position, and obviously I am
10 not in a position to usurp that position, and the
11 letter stands on its face.

12 It's being characterized and I kind of think
13 with all due respect to the Board it's kind of
14 disingenuous the characterization of the Commander,
15 Lieutenant, and Sergeant handing out these letters.
16 Well, the Commander, Lieutenant, and Sergeant, and I
17 don't think it was a Sergeant, I think it was a Police
18 Officer, that is their job to communicate with the tow
19 yards. If they don't do it, it can't get done.

20 And there is no threat in the letter. The
21 letter was clear in the fact that we were trying to
22 determine how many towers once presented with this
23 option would be amenable to that option obviously
24 because if we were to implement this process and we
25 didn't know who would be abiding by this process we

1 would have a problem. So that was sole intent of the
2 letter.

3 There was no -- and I think in the letter
4 we're receiving calls that we're alleging that we're
5 going to take towers off the entire list. That was
6 never the intent of the letter. And there was only two
7 letters. And the second letter was to clarify the fact
8 to the towers that we were not eliminating anyone's tow
9 rights. We wanted to know who was participating in the
10 abandon vehicle process if we were to enact that
11 process in going to 6311 Caniff.

12 Again, if there's any questions or any
13 concerns we have Deputy Chief Mike Falvo who can
14 address any questions by the Board. Thank you.

15 CHAIRMAN WARFIELD: Thank you, Deputy Chief.
16 A couple things I just wanted to make clear. We
17 weren't being disingenuous. Those individuals actually
18 went out to tow yards, and you'll hear from the towers
19 themselves, they actually went to the yards and hand
20 delivered those letters and asked them to sign those
21 letters and gave them a deadline of when they had to
22 sign. So they didn't send them out. They took them
23 out.

24 Secondly, there were three letters. The
25 first letter that I saw was given to me last Thursday

1 and it had a date on of December the 14th. I received
2 it on December the 13th, and I have it right back
3 there. The second letter was the letter that was given
4 out Monday to the towers which is different from the
5 letter that was given out last Thursday. The third
6 letter was given out yesterday that was the revised
7 letter from the Monday letter. And it was three
8 separate letters with different dates with different
9 deadlines. And so I'm not being disingenuous. There
10 were actually three different letters.

11 D.C. TOLBERT: If you check with the towers
12 they only received two.

13 CHAIRMAN WARFIELD: Well, let me step back.
14 Because at the meeting someone was taking the letter
15 around to them on Thursday showing them that letter on
16 Thursday night which is why I made my comments on the
17 record not to sign the letter. On Monday they received
18 the letter in their office. On Wednesday they received
19 a letter in their office. So they received three
20 letters -- well, three different times really.

21 D.C. TOLBERT: Through the chair, I
22 authorized the two letters and I authorized the
23 Commander to sign one letter and my signature's on the
24 second letter. I can guarantee you I did not authorize
25 the third letter.

1 CHAIRMAN WARFIELD: Yes, sir, I gotcha.

2 D.C. TOLBERT: No problem.

3 CHAIRMAN WARFIELD: At this time I do want to
4 open up the floor, and thank you Commander Falvo for
5 being here, Deputy Chief Falvo for being here. In the
6 spirit of just trying to get to the bottom of this and
7 I'm sure you're very aware that, you know, there's some
8 conflict within the laws. And when we have that type
9 of conflict you don't want to move in the direction
10 that's out of bounds. You just want take a cool-off
11 period and let everything work itself out so
12 everybody's on the same page. That's all we're trying
13 to do.

14 If there are comments from anyone who wants
15 to comment on this what we will do we'll move to our
16 oral communications and we'll ask just for those who
17 want to comment on it first. We want to get all of the
18 towing comments out of the way first.

19 If you wish to comment on towing first, we'll
20 ask you to come to the mic right now while we're on
21 this topic. State your name for the record and we ask
22 that because of the number of folks who are here that
23 you would abide by our two minute time limit.

24 Now, listen, we got a lot of folks who want
25 to speak and we're really going to ask that you please,

1 please abide by the two minute limit. Thank you.

2 MS. DAVIS. Thank you for your comments. My
3 name is Christine Davis. I'm with AC Towing. I'm a
4 member of the Detroit Authorized Towing Association.
5 As a taxpayer, resident, business owner, and police
6 authorized tower who abides by every law and every
7 request of the City what has transpired over the past
8 week can only be summarized as incompetence.

9 On December 17th, Deputy Chief James Tolbert
10 of the Administrative Services had letters hand
11 delivered to all of us towers stating that we no longer
12 tow abandon vehicles to our authorized and committed tow
13 yards and that we have two days to sign this agreement
14 or failure to submit this form in the allotted time
15 would be considered a refusal to tow the abandon
16 vehicles.

17 And, yes, we did feel threatened. I have a
18 copy of the letter. At the bottom it says companies
19 that decline will be removed from the abandon vehicle
20 tow rotation. To me that's a threat. I'm not saying,
21 okay -- why does the City continue to misuse police
22 resources in this way? When elders are being robbed
23 and getting shot out of their cars and the driveways,
24 when business owners cannot open their business in the
25 morning without being held up, and when home invasions

1 and shootings in our City grab the headlines daily and
2 when police patrolling our neighborhoods is virtually
3 nonexistent. But Mayor Bing believes the police need
4 to be hand delivering memos and managing abandon
5 vehicles in the small City lot when we already have the
6 staff, the tow trucks, and the appropriately zoned
7 authorized and compliant tow yards located throughout
8 139 square miles of the City.

9 The Police haven't been adequately reporting
10 abandon vehicles in recent months but we towers have.
11 When will this madness stop? Why is the Bing
12 Administration and elected appointed staff allowed to
13 usurp everyone's authority including the Detroit Board
14 of Police Commissioners, the City Council, and the
15 Police Officers?

16 It's time -- I want to say we're not only
17 threatened but I -- we had been humiliated before the
18 Detroit City Council where we were called slimy, crummy
19 business to our face, okay, slimy, crummy business.
20 Why would anybody want this business? I throw it back
21 to the City. Why does anybody want this slimy crummy
22 business? If they call us that why do they want it?
23 Thank you.

24 MR. WASHINGTON: My name is George
25 Washington. I've been towing with the City of Detroit

1 for forty years. No problems. I got a letter here
2 that I was threatened, and profanity was used by one of
3 the Officers and I had a customer at my place of
4 business and this happened with the customer. I got
5 the customer that I can bring in as a witness. And I
6 was really hurt that they would do that. And then I
7 had three letters myself delivered. So I don't want to
8 take too much of your time. You got calls enough from
9 my wife, and thank you for that.

10 MR. ERRIGO: Good afternoon, Board. My name
11 is Gregory Errigo, E-R-R-I-G-O, President of Michigan
12 Auto Recovery and Police Impound Yard. The figures
13 that was looked on the board here 1.5 million I think
14 it was versus the three or four million we offered the
15 City of Detroit.

16 I don't know if Detroit did their due
17 diligence. It's not just that simple to get cars there
18 and get three or four or \$500.00 a car and sell it for
19 scrap to take to the crusher. There's a process of
20 what these cars have to be prepared to be picked up.
21 The gas tank has to be taken out, the tires and wheels
22 got to be taken out, the battery if it's leaking acid
23 they'll deduct it, if you got debris in the car they'll
24 deduct it.

25 We've been doing this a long time as well as

1 all the other people. And we get deductions and to
2 eliminate the deductions you have to have a certain
3 processes of how you take the battery out, if you wish
4 to take the radiator out you have to have a process how
5 to do that. You got to have a place to put the tires
6 and wheels and sell them to people that sell used tires
7 and the wheels you add to a Dumpster.

8 But the whole point of the matter is that
9 1.5 million turns out real fast to a million or 850,000
10 for deductions and you only will see that when time
11 comes to happen, then they're going to be scratching
12 their head, well, maybe this wasn't a good idea we
13 should do.

14 I feel the best idea that we have for the
15 City of Detroit to move forward is a team. We all have
16 been trying to be a team. We offered \$4 million
17 potential of not doing nothing just collecting the
18 money, four million. That's a far cry from what you
19 just said and you're not even accounting for the
20 Officers being there, the number one yard to get a
21 loader, forks on the loader, whatever.

22 These people they come in, they crush to do
23 this that and the other but they charge for that. They
24 charge by percentage of the poundage of what's going
25 out. They charge for the hauling. They charge for it

1 all. But the whole point of the matter's that we're
2 offering \$4 million, \$3 million or as a high as
3 100 million if the Officers will let us allow to take
4 the cars off the street for the City of Detroit.

5 And God bless you, God bless you. But the
6 way they're trying to do is take our cars from us.
7 We're the professionals. We know what to do, okay.
8 The City of Detroit is a professional Police
9 Department. You're not Detroit Police Department
10 impound yard towing facility, thank you, automobile
11 repair shop.

12 CHAIRMAN WARFIELD: Your two minutes are up.
13 Thank you, sir.

14 MR. ERRIGO: But anyway, thank you.

15 SPEAKER: Walk straight ahead. Keep on
16 coming. A few more feet.

17 MS. BRUNSON: Happy Thursday to all of you.

18 CHAIRMAN WARFIELD: Good afternoon.

19 My name is Theo Brunson, cofounder of --
20 research. And I came down today because I've heard
21 complaints from the owners of towing companies. And
22 you need to know anybody in this room that the City of
23 Detroit is a victim of what you call vulture
24 capitalism.

25 And those who are hovering over the City of

1 Detroit are looking for every way they can to squeeze
2 every penny out of the City they can get. And if
3 someone tells you that the City of Detroit is dying
4 it's a lie from the pit of hell. You have six
5 billionaires walking around this City, six of them.
6 They're in business, that's a good thing. But to say
7 that the City is dying is a lie.

8 It's the people in the City of Detroit who
9 are under siege and something you call gentrification.
10 Some people call it negro removal. In the presentation
11 there has not been any mention that I heard about the
12 towing companies be paid for towing these vehicles to
13 6311, I believe it is, Caniff, nothing was mentioned
14 about that.

15 Is there any fairness in the rotation?
16 Because those who own the towing companies are simply
17 doing business trying to survive, trying to provide for
18 themselves and their loved ones. And there needs to be
19 in addition to whatever decided or forced on the
20 business owners in the community exactly how it should
21 be done with relationship to how they will be getting
22 paid in a fair manner and how the rotation will be done
23 fairly. Thank you.

24 CHAIRMAN WARFIELD: Thank you, Ms. Brunson.
25 Just a couple things. I can touch on the rotation

1 part. That we definitely have to have a rotation, a
2 fair rotation on a vehicle-by-vehicle basis because
3 that's what it states, not only in the rules but also
4 in the Charter that they have to be rotated on a
5 vehicle by vehicle, companies in the various districts.

6 And Deputy Chief would you like to speak?

7 MS. BRUNSON: Is there a specific monitor in
8 case it does not happen?

9 D.C. TOLBERT: Yes, it's my understand there
10 will be checks and balances in place and rotation would
11 not differ from the way it is now by rotation by
12 precinct. So that would be, it would be basically the
13 same rotation that we have now.

14 MS. BRUNSON: Okay. The last thing I'd like
15 to add, it's interesting that there is relaxed
16 ticketing when you have things like a race, you know,
17 those kinds of events at the Fox Theater, etcetera, but
18 when there are other events in the City there's no
19 relaxed parking. Like when it comes to the sororities
20 or fraternities having their events here I heard
21 complaints over the years about that. There doesn't
22 seem to be any fairness in that either.

23 Is there anyone one who monitors the fairness
24 of that?

25 CHAIRMAN WARFIELD: One thing I can say,

1 Ms. Brunson, again, is that I've been downtown at
2 several events especially for the World Series, and
3 there was a plethora of tow trucks lined up.

4 MS. BRUNSON: Red and white?

5 CHAIRMAN WARFIELD: No. They had cars on the
6 flatbeds removing them out of the areas where they
7 should not be parked. You go down there any major
8 event and we have special detail that's assigned for
9 special events to move those cars out of the areas they
10 should not be parked in which another, which is a
11 different rotation, a different assignment. But that
12 absolutely happens. Thank you, ma'am.

13 Oh, I don't think you got your question
14 answered about the cost, and would the towers be paid,
15 I'm sorry.

16 MS. BRUNSON: Right, right.

17 D.C. TOLBERT: Deputy Chief Tolbert, again.
18 It's my understanding that the cost of the tow cost
19 \$75.00 would remain the same.

20 MS. BRUNSON: For abandon cars taken to 6311
21 Caniff or whatever property belongs to the City?

22 D.C. TOLBERT: All I'm aware of is the
23 6311 Caniff. There's no property that I know other
24 than 6311 Caniff.

25 MS. BRUNSON: Okay, thank you.

1 CHAIRMAN WARFIELD: Thank you, ma'am.

2 MR. DAVIS: Good afternoon.

3 CHAIRMAN WARFIELD: Good afternoon, sir.

4 MR. DAVIS: My name is Elder Anthony Davis,
5 Sr., E-L-D-E-R A-N-T-H-O-N-Y D-A-V-I-S, S-R. I'm
6 here today to complain about the aban going to the
7 number one pound. You know that once they started
8 taking -- they already took forfeiture from us and vice
9 going to 2121 Fort Street, that's revenue out of our
10 pockets.

11 Now, if they look at taking the aban vehicles
12 once we aban a vehicle on our yard on our impound yard
13 that's considered a aban going to number one pound. We
14 won't be able to keep our abans. It's like we bring a
15 accident or stolen recovery in the people don't redeem
16 the car then we have to turn it into our aban officer
17 as a aban on our yard and once the car is aban on our
18 yard then we got to take it to the number one pound.

19 Now, the City is taking money out of our
20 pockets. We work hard for what we have. Now, it's not
21 our fault that all these crooks that we had in the City
22 took money. Go get the money back from them. Don't
23 get it from us. Don't try to drown us. Take money out
24 of our pockets. We got to live just like they do.

25 They talking about \$75.00. We been taking

1 cars to Number 1 Pound for \$35.00 a car. That was
2 years ago. They stopped it. Because they couldn't --
3 the break-ins, the Officers wasn't doing their job or
4 whatever. They said take it to the impound yard. Now,
5 you want to switch around and say we got to take all
6 our cars over there now.

7 When the Officers came to my yard they made a
8 demand that we had to turn this in. We only had a
9 couple days. Sign it. I said, I'm not signing
10 nothing, I'm not signing nothing.

11 I love the Lord. The Lord done give me the
12 spirit of fear of power and a sound mind in the Holy
13 Ghost. I know the Lord is going to make a way. The
14 Lord said, fret not, there's no weapon that's formed
15 that is against us. And I'm bleeding blood for this
16 City.

17 Right in his own administration is sad. It's
18 sickening. They can't even get the -- to tear down
19 their own buildings. Look at the train station sitting
20 there for years. I don't believe he pay taxes on it.
21 But they want to come and take from us the little man.
22 They won't mess with big man. But they want to mess
23 with us. They stealing from us inhouse, not outside
24 the house.

25 CHAIRMAN WARFIELD: Thank you, Elder Davis,

1 appreciate you.

2 BOBBY: How you doing? I'm Bobby from
3 Bobby's Towing. I've been towing for the City of
4 Detroit for about twenty years. I would like to ask,
5 is it Chief Tolbert? Deputy Chief Tolbert, these cars
6 that you asking us to tow for \$75.00 to number one
7 impound who's supposed to pay us for this?

8 D.C. TOLBERT: The payment will come from the
9 municipal parking.

10 BOBBY: Okay. Right now I happen to tow for
11 municipal parking. They are in arrears since July.
12 I've been towing them for three or four years. They
13 have never ever paid on time. They tell you that they
14 going to pay you within 45 days. I don't know what
15 calendar they got. But right now they owe Bobby's
16 Towing over \$10,000.00.

17 You cannot run a business like that and their
18 tows is just \$50.00. Now you talking about towing for
19 them for \$75.00. How they going to pay us? Then when
20 you call and complain they switch it over to somebody
21 else. You can't work for nothing.

22 When you work you want a paycheck. In doing
23 this it's the same handwriting on the wall. Even
24 towing for the City going to 2121 Fort Street. We all
25 tow for \$35.00 going there. We don't get paid on time

1 for that either. We've been working with the City.
2 You all got to give an account of that. Thank you.

3 CHAIRMAN WARFIELD: Thank you. On towing
4 please, right now I'm just going to ask if you can just
5 address your comments to the Chair and we'll filter it
6 out for.

7 Your name for the record, ma'am?

8 MS. HARNESON: Hi, my name is Denise
9 Harneson. I'm part owner with Bobby's Towing also, and
10 I am one of the slimy scam business owners that we
11 were addressed at a previous meeting. And I just don't
12 think that it's fair for the City to come in because
13 they're in a crisis to provide, to present a crisis for
14 us. It's not fair. They want us to now go out of
15 business to keep the City in business.

16 You guys asked us to bring our yards up to
17 code. We spent numerous dollars for this. And now all
18 of a sudden you say, no, we want to store the cars in
19 another location that has nothing to do with us.
20 That's going to cost us a lot. And that's how we eat.

21 We'll go out of business if this happens.
22 It's going to start with these abandon vehicles and
23 it's going to filter out to the other cars that we
24 towing in and it's not fair. The City has to stop.

25 It's not our fault that they're in this

1 crisis. We've been working with you guys. And it's
2 not fair, it's not fair. And I just want some justice
3 for all of the towers in the City of Detroit. Thank
4 you.

5 CHAIRMAN WARFIELD: Thank you, I appreciate
6 your comments.

7 MS. WAGNER: Good morning or good afternoon,
8 sorry. Nicole Wagner with Executive Towing, also a
9 DATA member, as well. First I want to start by saying
10 we're not an expense for the City. The minimal expense
11 we are is \$35.00 to go to 2121 Fort Street which I'm in
12 the arrearage \$8,000.00. I have billed and billed.

13 I've talked with Jim Carter. I talked with
14 Roland Clark. I've spoken with other authorities. I
15 think even yourself, sir, I'm not sure of your name,
16 him, as well. Never getting taken care of, never get
17 paid. I'm only told that they're two old and we can't
18 honor the payment.

19 So same thing's going to happen when we go
20 over and we take these, if we comply to do this take
21 these aban for \$75.00 just like Bobby said from Bobby's
22 Towing.

23 Now we're towing for free again for \$75.00.
24 It's not fair. It's not fair. And we're not an
25 expense for the City. We had tried to create a revenue

1 stream to help you guys get out the deficit which we
2 never put you in. We didn't do anything to put you
3 there. We've only tried to help. And I don't
4 understand why it is you're trying to take away and
5 take away.

6 It starts with the abans phase one. Let's
7 perfect that. Now, like he said stolen, recovery,
8 everything that we aban is going to be considered an
9 abandon vehicle so now those got to go over to
10 6311 Caniff. So what are we left with? Nothing. NOPS
11 that they pick up for 75 bucks? We have overhead that
12 you have no idea about. So let's think about that. We
13 pay out more than we take in. I don't even know how we
14 make it. Thank you.

15 CHAIRMAN WARFIELD: Thank you, Ms. Wagner,
16 appreciate your comments.

17 MR. FOSTER: Good afternoon, Board, Deputy
18 Chief Tolbert. Barry Foster, President of the Detroit
19 Authorized Towing Association and also the owner of
20 LIJBS Towing. I've been in business for twelve years
21 towing for the Department. I'm also the youngest tower
22 towing for the Department. I received a contract when
23 I was 21 years old. I'm currently 33 years old now.

24 As a native Detroiter and business owner I'm
25 horrified that as the bloodshed in Detroit increases

1 and so many crimes remain unsolved Mayor Bing has put
2 additional police resources into the towing business,
3 when the resources and expertise already exists with
4 us. For the past three days we police authorized
5 towers have had Commanders, Lieutenants, and Officers
6 deliver letters to us requiring our signature that
7 would discontinue towing abandon vehicles.

8 As police authorized tow companies we have
9 invested a combined \$36 million in our three-million
10 square-feet of real estate that we currently own. We
11 are authorized experts in towing and storage. Our
12 authority come from the Board of Police Commissions
13 standard rules and City Charter.

14 Before the police authorized towing rotation
15 was in place the City was littered with abandon
16 vehicles that the City itself attempted to run towing.
17 After spending multiple days and many hours in meetings
18 with the City of Detroit's Chief Procurement Officer,
19 City Council representatives and also Police Chairman
20 Commissioner, Commissioner Warfield from the Board of
21 Police Commissioners, we were blind sided by this power
22 grab Mayor Bing's Executive Staff executing a program
23 that has not been approved by the Board of Police
24 Commissioners nor City Council and violates our
25 permits.

1 Mr. Brown, I'm going to need a few more
2 minutes here. The City is attempting to have the
3 Police take over the towing business. I ask you what
4 department has run effectively and efficiently in
5 Detroit in the past years? If revenue is an issue we
6 collectively have the solution. If vehicle retrieval
7 is the issue towing software solves the problem.

8 But the City doesn't pay us. The owners of
9 the towed cars do. Mayor Bing's plan to tow and store
10 abandon vehicles violates our permits and sends a
11 message that the minute you spend million of dollars to
12 comply with City ordinance the City can just easily put
13 you out of business and violate the federal precedent.

14 I do believe that it's illegal for
15 municipalities to take over and profit from towing.
16 It's certainly unethical for them to give us two days
17 notice to discontinue doing what we do for a living.
18 We have the capacity to store 30,000 vehicles that is
19 required, and the City impound lot on Caniff has the
20 capacity which is 6311 Caniff, has the capacity to
21 store about approximately 300 cars and it's
22 questionable if that lot is up to code as our lots are.

23 We live in a City with deplorable police
24 response time and where Mayor Bing is directing police
25 services while people are being shot. Seems like on a

1 daily basis Mayor Bing devotes police resources to
2 towing abandon vehicles and destroying us taxpayers.

3 I thank the Board of Police Commissioners for
4 their support and look forward to continue serving the
5 City, paying my taxes, and helping to move the City
6 forward. Also on that note to the Board and to the
7 Department, we as towers have been here 365 days a
8 year. We never close. On Christmas we're open. New
9 Year's. Any holiday. We're never closed.

10 Our company alone is a family-owned business
11 and we're there from sun up to sun down just like all
12 the other towers. We are willing to work with the
13 Department. We have worked with the Department.

14 I myself, my company has transported a
15 helicopter for the Department at no charge, has brought
16 it back here Saturday. We are willing to work with the
17 Department. We love our City. We are diehards for the
18 City. And us as all business owners as towers we're
19 asking the Department why are you doing this.

20 I've sat down completely, timelessly in
21 meetings a month, hours out of the day even sometime
22 from eight to 4:00 with the Administration. We seem to
23 have had a plan, came up a plan to create the revenue
24 as the Commissioner has stated and of course more
25 revenue than what the Mayor himself is saying at \$1.2

1 million.

2 And I don't understand what's going on,
3 what's behind the scenes? But we're asking the
4 Department, the Commissioners, and also I'm asking the
5 Mayor of Detroit, you have these commercials saying are
6 you a believer in the City? And us as towers we
7 believe in the City, that's why we're here, that's why
8 we have our business here in the City.

9 And I would like to know why is this going on
10 and if someone can tell me at this point and this is my
11 question, this letter that we have received now with
12 the Police Commissioners directing us not to sign it
13 and the Department directing us to sign it, where do we
14 do go from here?

15 We got a letter that's supposed to be turned
16 in tomorrow wanting to know are we going to tow abans
17 and it's still conflicting. Can someone answer that
18 for me?

19 CHAIRMAN WARFIELD: Thank you, Mr. Foster,
20 for all of your comments and questions. We'll attempt
21 to answer his questions. I think some of them can only
22 be answered by the Mayor and his Executive Team. As
23 relates to that letter, our stance is the same to cease
24 and desist. Do not sign do it. Do not hand it in.

25 As the supervisory oversight board for the

1 Detroit Police Department we need to sit down as we
2 have requested, the request of the Mayor by ordinance
3 of the Detroit City Charter for facilitation so we can
4 get to the bottom of this and understand what is the
5 proper way to proceed.

6 Again, we say do not sign that letter and do
7 not hand it in. By even signing the letter you violate
8 the current rules that the Mayor himself signed off on
9 and that the Chief of Police signed off on, and the
10 members of the Board signed off on. So that's why we
11 need to sit down and talk about this before we do
12 anything.

13 MR. FOSTER: Thank you, sir.

14 CHAIRMAN WARFIELD: Thank you.

15 MS. SEMMA: Good Afternoon, Board, Chief.
16 Julie Semma, Vice President of Detroit Authorized
17 Towers Association as well as 7-Ds Towing that has been
18 towing for the City of Detroit for the last 23 years
19 and proudly doing so. My family has owned several
20 businesses in the City of Detroit for generations.

21 And I'm very distressed at the fact that we
22 have served the community, have given everything we
23 got. We love the City. We love the Detroit Police.
24 We love everything that you guys do other than beating
25 us up when it comes to towing.

1 We just don't understand why and this has
2 been going on for years and years. We've complied with
3 every code, every request that's made by the City. We
4 pay our tax, income tax, property tax, personal
5 property tax. The Bing Administration has treated us
6 with complete disrespect. Called us names by people
7 that run this City from the Administration. Andre
8 Duperry who works with the Bing Administration called
9 us names at City Council.

10 People that work and serve the City of
11 Detroit humiliated us in front of City Council when we
12 are trying to come up with a plan and work with the
13 City to generate money to have you guys our men in
14 women in blue that work hard and give up your
15 livelihood and your life for us and other citizens of
16 the City of Detroit. We want to generate money for you
17 guys and the City, but we can't do it with out your
18 help.

19 And this City need to understand one thing,
20 without two people coming together like a marriage
21 nothing's ever going to work. So we all need to work
22 together. We're all here for one thing. Let's make
23 the City turn around. We're small business people. We
24 employ 70 percent of the people. Yet Mayor Bing turns
25 a blind eye to us. We contribute \$7.1 million to the

1 City of Detroit in paying property taxes, paying
2 different fees that we have, vendor payments, economic
3 impact, complying with our City of Detroit.

4 We are doing things the right way and trying
5 to stay afloat with the City of Detroit. We're trying
6 to decrease the violence. We've come up with
7 solutions. The technology is a software package that
8 we need to enhance our business. It's going to be no
9 cost to the City.

10 We've offered this to the City. It's been
11 over three months that we've gone to City Council and
12 over the years that we've come to City Council and the
13 City of Detroit and saying let's make some money for
14 you guys. What do you guys do? Ignore us and turn
15 away.

16 We haven't had an increase in the last
17 fifteen years. \$75 for a tow. Do you guys understand
18 what diesel fuel costs is? Insurance costs? Let alone
19 what the property tax and insurance costs us every
20 single day? Over \$4.00 a gallon for diesel fuel and
21 they want us to tow from the westside of the City of
22 Detroit to 6311 Caniff for \$75.00? Do you know how
23 many miles that is? How many cars you're going to have
24 to tow to get \$75.00? And we're going to have to wait
25 to get paid.

1 That's right. If we get paid. Mayor Bing
2 wants to think certain things are indestructible.
3 We're doing things the right way and we need to do what
4 we have to do and that's save our City. If he is our
5 Mayor and he believes in saving or City then he needs
6 to practice what he preaches. He wants to violate
7 certain City laws and take over the City Police
8 Authorized Towing. The Police are the ones who
9 dispatch abandon cars.

10 Has anybody looked at what the abandon car
11 rule is? The abandon car rule statute indicates
12 abandon cars of any vehicle that is parked on private
13 property, that are on any City street, on any City
14 highways or state roads, that violates 18 to 24/48
15 hours of sitting there, parking on an illegal --
16 parking on a highway, distressed vehicles, parked on a
17 posted tow-away zone, a vehicle that's believed to be a
18 stolen vehicle, a stolen vehicle, it can be believed to
19 be a stolen vehicle, seized to be preferred evidenced
20 of a crime or involved in a crash.

21 I believe every vehicle that we currently tow
22 is considered abandon. Has anybody realized that?
23 Stolen cars, abandon cars, accident cars, are now
24 considered abandon vehicles. So every vehicle that we
25 current towers tow when we signed this document is

1 basically signing our life away to this new what's
2 called abandon tow law that is out there.

3 Do you guys understand what you guys are
4 asking us to do? Does this Mayor understand what he's
5 wanting us to do? We barely have tows coming to our
6 lots right now as you guys know this. We been working
7 hard and coming and asking for a fair equitable which I
8 believe everybody in here has done their fair share in
9 doing so, and thank you.

10 We don't have enough Officers in the City
11 streets to respond to crimes, investigate crimes, bring
12 things up to justice. This whole concept of the Police
13 getting more involved in the towing business is
14 absurd. It's misguided. It's a power grab and it's
15 going to fail. While the police are unable to respond
16 to many crimes in a timely manner we police authorized
17 towers respond and are required to respond to these
18 tows within twenty minutes, and we do so.

19 We tow accident vehicles. We clean up the
20 accident locations, the crime scenes, the storing of
21 the cars in our facility which have adequate capacities
22 and safe and properly zoned appropriately.

23 It bears repeating that the Detroit
24 authorized towers have spent millions of dollars as you
25 guys required to come in and inspect our lots and bring

1 our properties up to code. We have over three-million
2 square-feet of real estate just the towers alone in the
3 City of Detroit.

4 Does the City plan on doing anything with the
5 impound lot on Caniff? What capacity do they have
6 other than 300 cars? Where are they going to store all
7 these cars? Where is the City getting money to
8 generate such a venture to capitalize this and who is
9 behind this? When we ask questions -- people from
10 Administration? Who? No one is telling us who? Let's
11 get to the bottom line of this. Who?

12 CHAIRMAN WARFIELD: Ms. Julie --

13 MS. SEMMA: I applaud -- last thing, I
14 applaud Paster Jerome Warfield and the entire Police
15 Commissioners for everything they've done.

16 (Applause.)

17 MS. SEMMA: If it wasn't for you guys us
18 towers would be out of business right now. And this is
19 about doing things ethical and doing business in the
20 City the right way.

21 So I suggest that everybody in this Police
22 Department who has certain jobs to do, please do your
23 job because we're doing ours and we just want to do
24 what we want to do and that's working with you guys
25 because we love the City. Thank you.

1 CHAIRMAN WARFIELD: Thank you, ma'am.
2 Appreciate your comments.

3 MR. GILYARD: Good afternoon.

4 CHAIRMAN WARFIELD: Good afternoon, sir.

5 My name is Troy Gilyard, member of DATA as
6 well as my company is Troy's Towing of sixteen years.
7 I think that all these great towers today said
8 everything that needed to be said.

9 And we do thank you again for everything that
10 you're doing. I only have just a comment to the
11 Administration. In this great country that we have
12 they say choose a career that you love and you don't
13 work another day in your life.

14 I would like to know why we're working every
15 single day of our life to keep a career that we love?

16 CHAIRMAN WARFIELD: Thank you, sir.

17 MS. HERNANDEZ: Hello, Commissioners.

18 Phyllis Hernandez, Casino Towing. I have a comment as
19 well as a question. Talking with several of the other
20 towers I'm hearing that most of them have not gotten an
21 abandon vehicle sheet in months and months and months,
22 and that the Wayne County Sheriffs are doing 80 to
23 90 percent all the abandon vehicles right now.
24 Therefore, the County would be getting all the money
25 that the Detroit Police Department is saying that the

1 City could be making when, in fact, they're not
2 distributing the abandon vehicle sheets to the towers
3 in the first place.

4 So my question would be, why is it so
5 important to the upper Administration of the Police
6 Department to have these contracts signed by the towing
7 companies when they're not distributing the abandon
8 vehicle lists in the first place and the towers are not
9 towing anyways? So what exactly is so important that
10 they get these signed?

11 I mean, there's a little bit more to it, I
12 think. Maybe the Board might want to investigate that
13 a little bit deeper as well as finding out why there is
14 a need for the Sheriffs Department to come in if that
15 is the case, which I'm told they're doing through an
16 Advac program which is a public private partnership
17 through the Sheriff's Department and the Detroit Police
18 Department when there is no need for their assistance
19 when the towing companies that are towing are sitting
20 around doing nothing because they can't get these
21 abandon vehicle sheets and the Sheriff Department are
22 just cleaning house.

23 This is money that should be going to City of
24 Detroit towers as well City of Detroit, much needed
25 money from what I'm hearing the Mayor talk about. So I

1 just think the Advac program should be investigated a
2 little bit further and see if there's a need for this
3 program at all.

4 CHAIRMAN WARFIELD: Thank you, Ms. Hernandez.

5 MS. HERNANDEZ: Thank you.

6 MR. SCOTT: I was hoping that I would be last
7 because I have a number of questions to say on this.

8 CHAIRMAN WARFIELD: State your name, please.

9 MR. SCOTT: Ron Scott. I want to applaud the
10 Police Commission for essentially attempting to make a
11 public policy issue and to raise it up front and
12 center. It's at the very center of the way that
13 government functions in the United States.

14 I was looking at and listening to potential
15 liability in relationship to 1983 USC, United States
16 Civil Code in relationship to fair treatment and fair
17 impact in relationship to this.

18 Also the question in terms of operating under
19 color of law whether or not individuals feel that they
20 are coerced and/or intimidated, that goes to the very
21 heart of the consent decree and that gets into
22 procedure. And so the question becomes under what
23 procedure, under what protocols is this being done and
24 is this, in fact, using color of law to actually exact
25 a conclusive response.

1 It's almost like back in the days of Robin
2 Hood where you sent the sheriff to tell the folks that
3 you got to sign up, if you don't sign up King John will
4 cut your head off.

5 So essentially I'm making a point here that I
6 think there's some serious legal issues and/or
7 procedural issues and/or issues of protocol in
8 relationship to the Department. So it's not just a
9 question only of the towing which is horrendous, but
10 it's a question of whether or not from a legal
11 standpoint in terms of where we're going as a
12 Department, where the Department is attempting to go
13 and whether or not this represents a setback from a
14 legal, moral, ethical, and essentially constitutional
15 basis.

16 CHAIRMAN WARFIELD: Well, before you leave
17 the podium, Mr. Scott, I'll allow you to access -- but
18 that's why again we believe we just need facilitation
19 on this.

20 MR. SCOTT: Right.

21 CHAIRMAN WARFIELD: So we can sit down and
22 vet all of those concerns that you just raised just
23 then because here's what we don't want. Can you
24 imagine how this issue would be resolved if it's eleven
25 Commissioners up here trying to work on that issue?

1 So we just want to set out a very clear path
2 as we move forward. So you're absolutely right. Which
3 is why we ask for a facilitation meeting.

4 MR. SCOTT: I also can imagine in terms of
5 breach of contract that every tower in here would file
6 individual litigation, how much it would cost the City
7 as well as collectively pursuing this, not to mention
8 the poor PR that's it already caused and more that will
9 be coming about in relationship to that.

10 It would literally be litigation civil war.
11 And so I would hope that rational mind act in rational
12 fashion. Thank you.

13 CHAIRMAN WARFIELD: Thank you, sir.

14 MS. SMITH: Good afternoon.

15 CHAIRMAN WARFIELD: Good afternoon, ma'am.

16 MS. SMITH: Bernice Smith, political
17 activist. I thought we were going to come here and it
18 would be a final. But to the Commissioners and to you
19 Deputy Chief, I thought that we were going to have a
20 final conclusion to this particular episode that's
21 going on with the towers.

22 I cannot imagine or maybe I should in regards
23 to what's going on in the City and everything that's
24 we've been addressed to, that the Police would dare go
25 to the towers and practically threaten them to sign a

1 sheet of paper.

2 And you, Deputy Tolbert, I don't even want to
3 see your name on something like this because I don't
4 feel as though you're involved with this. I know you
5 got a job to do, but. The Mayor was on a program this
6 morning and I wished like H that I had seen this. I'm
7 serious about it. I did question him about, you know,
8 Ilitch not paying no taxes and all of the rest of the
9 big shots -- don't start that, all the rest of these
10 millionaires that's in our City not paying taxes and
11 other people are not contributing to the welfare of or
12 City.

13 But if I had of seen this sheet. I was
14 supposed to get it last week but you took off so I
15 didn't get a chance to get the sheet. But anyway, I
16 just read today and I am really appalled the fact
17 you're going around practically threatening these
18 towers and it's not right.

19 You're not looking at the Charter. We looked
20 at the Charter on the chart here and I'm sure everybody
21 read what's going on those that were able to read. But
22 the fact that they're overlooking your position here as
23 Commissioners, that's what it seems like. I did tell
24 one last comment to the Mayor. Stay off of CNN. I did
25 tell him that. But the fact -- he laughed about it.

1 He thinks I was playing, but I was serious about that.

2 But the fact is now I got to go to him and
3 tell him about leave the towers alone and stop
4 threatening them by sending your Commanders and your
5 Lieutenants and so forth out to them. This is not
6 right. It's not legal. And it shouldn't be done.

7 This is a Police Department and we want to
8 respect you guys and I do respect you and I will fight
9 to the end for you and along with the fireman. But I
10 don't want you to be in a position where the Mayor is
11 using you and that's what's going on. He's using you
12 to do dirty work that the folks in Lansing is telling
13 him what to do.

14 They want our City. We all know that. And
15 we have to constantly be on our guard and fight to
16 maintain our dignity here in the City. But I'm not
17 going to let this go by. I may not do as much as I
18 want to do, but I will let the Mayor know how I feel
19 about what he has done.

20 And put you, Deputy Chief Tolbert, in this
21 kind of position, put your name on this paper. I don't
22 even want to see your name on something like this
23 because I have too much faith in you and I don't want
24 you to be in no position where you're going to look
25 dirty, all right, to this City, and that's how I feel

1 about you.

2 I thank you very much and hope we can resolve
3 this soon and for the Mayor to respect your positions.
4 And don't give us up, Warfield, let them know that you
5 are a fighter. We'll be behind you.

6 (Applause.)

7 CHAIRMAN WARFIELD: That's right.

8 MS. PANNELL: Sharon Pannell. I just want to
9 wish you Merry Christmas, Happy New Year, and Happy
10 Holidays to everybody.

11 CHAIRMAN WARFIELD: Thank you, same to you,
12 same to everybody.

13 Are there anymore comments regarding this
14 issue? Anymore comments regarding any issue before we
15 move to the rest of our agenda? We do have some more
16 business to conduct, some very important business to
17 conduct, as a matter of fact.

18 We want to thank you. We're going to close
19 this session of our agenda. We want to thank you all
20 so very much with your comments. Again democracy
21 sometimes is loud. But the fact is we live in a
22 democracy and not a dictatorship. So we come to
23 exercise our rights as it's laid out in the rules of
24 the Charter and in the Constitution.

25 When we took office and even when the

1 Officers were sworn in we were sworn to hold up the
2 Constitution of United States of America, the
3 Constitution of the State of Michigan, and the City
4 Charter, the Ordinances which guides the City Charter
5 of this City, and that's all we're doing. We just want
6 to make sure that we operate within those confines and
7 that we resolve our issues in a diplomatic but also in
8 a very thorough way. That's it.

9 Okay. We're moving right along in our
10 agenda. I want to do the Resolution first and then
11 there are a couple other very important issues I want
12 to tackle.

13 Do we have a copy of the Resolution?

14 SECRETARY ANTHONY: Sure.

15 CHAIRMAN WARFIELD: I'm going to ask if
16 Commissioner White will read just the now therefore be
17 clause, therefore be cause, to the Resolution honoring
18 Sergeant Pride Johnson on his 26 years of service to
19 the Detroit Police Department. We had an opportunity
20 to be there earlier with him at his celebration and so
21 if you can read that into the record we'd so greatly
22 appreciate it.

23 COMMISSIONER WHITE: Commissioners, before us
24 is a Resolution honoring retired Sergeant Pride
25 Johnson. Now, therefore be it resolved that the

1 Detroit Board of Police Commissioners speaking for the
2 citizens of Detroit and the Detroit Police Department
3 award this Resolution in recognition of Sergeant Pride
4 Johnson's 26 years of dedicated and diligent and public
5 service.

6 His professionalism, integrity, and level of
7 commitment to the City of Detroit and it's citizens
8 merit out highest regards and best wishes for continued
9 success. We salute and congratulate you, Sergeant
10 Pride Johnson. Signed this day by the Detroit Board of
11 Police Commissioners. Move for adoption.

12 COMMISSIONER TAYLOR: So move.

13 CHAIRMAN WARFIELD: It's been properly moved
14 and supported that Resolution will be adopted and part
15 of our permanent archives. Any comment? All those in
16 favor?

17 COMMISSIONERS: Aye.

18 CHAIRMAN WARFIELD: All those opposed?
19 Motion carries. Thank you, sir. Before we get to the
20 departmental request for an update, I'm going to ask if
21 the Board's Attorney Celia Banks Washington can come to
22 the podium and give us an update on a disciplinary
23 matter that was filed or a letter that we have received
24 actually, and we asked for a report out to be on this
25 date.

1 ATTORNEY WASHINGTON: Thank you, Mr. Chair.
2 For the record, Celia Washington. The issue that was
3 brought before this Board a couple weeks ago was one
4 where the Board had received two letters requesting,
5 the word "appeal" was not used in the letter, but
6 consideration of a couple of appointments. The issue
7 that was before Mr. Chair and Commissioner White before
8 was whether it was within the Board's purview to
9 entertain an appeal of those individuals as it would
10 relate to the revocation of those appointments.

11 As promised Inspector Rivers and I met with
12 Corporation Counsel Krystal Crittendon at length. The
13 letters of the appointment were reviewed as well as the
14 employment -- actually let me refer to it correctly,
15 the City employment terms for members of the Detroit
16 Police Commander Officers Association which is the
17 governing document for these particular Commanders or
18 Command staff.

19 And if you'll allow me just very quickly the
20 portion of this document that's relevant and I'm
21 quoting: Bargaining Unit Members shall serve at the
22 pleasure of the Chief of Police and may be appointed or
23 have their appointment revoked at will. Upon having
24 their appointment revoked they shall return to last
25 rank held prior to appointment to a DPCOA represented

1 position.

2 So in short, the action taken by the
3 Department is neither at this point not a disciplinary
4 matter nor a demotion, therefore, it's not within the
5 Board's authority to enter an appeal of the effected
6 individuals at this time.

7 CHAIRMAN WARFIELD: Thank you, ma'am. Any
8 questions for Counsel. Sir?

9 COMMISSIONER WHITE: Counsel, I would like a
10 copy of it. Did it speak at all in terms of revocation
11 of appointment for cause or not cause or it's at the
12 pleasure of the Chief?

13 ATTORNEY WASHINGTON: It is at the pleasure.
14 Just in closing a letter will go out to the association
15 once I've had a chance to talk to Krystal about the
16 language that will be in the letter, but before
17 anything goes out I'll make sure I review it with you.

18 COMMISSIONER WHITE: Thank you.

19 CHAIRMAN WARFIELD: Thank you, ma'am. At
20 this time let me just back up for a little bit. We
21 were asking several weeks ago to consider some
22 appointments and some promotions within the department.
23 This Board, you know, we try our very best to do our
24 due diligence before we move, and we do it in a manner
25 that we believe protects not only the Department but

1 the City and even the individuals that are being
2 considered for promotion or appointment.

3 Without question we're glad this afternoon to
4 report that Deputy Chief Paul Welles, and Commander
5 James White are recommended by this Board to be
6 promoted to the Office of Assistant Chief for Deputy
7 Chief Paul Welles, and to the Office of Deputy Chief
8 for Commander James White.

9 I'm going to ask at this time if Deputy Chief
10 Tolbert can just give us a little background on both
11 candidates.

12 D.C. TOLBERT: Deputy Chief James Tolbert.
13 Now as Interim Chief Chester Logan's responsibility is
14 to ensure the highest level of service rendered to the
15 citizens of Detroit and all aspects of operation.

16 As this Board well knows our Executive Ranks
17 are an important level of management in terms of
18 executing ideas and goals of the Administration. It
19 should possess the professional accolades to carry out
20 the duties and responsibilities commensurate with the
21 positions as well as possess those personal attributes
22 which mirror the essence of a true role model for their
23 subordinates and our future leaders.

24 Interim Chief Chester L. Logan respectfully
25 requests the promotion of Deputy Chief Paul Welles to

1 the position of the Assistant Chief Criminal
2 Investigations slash Patrol Operations, and Commander
3 James E. White to the position of Deputy Chief
4 Administrative Services Bureau.

5 Deputy Chief Paul Welles is a 27 year veteran
6 of the Department joining in October 21st, 1985. He
7 has eleven years of experience in patrol and sixteen in
8 covert and investigative operations. Deputy Chief
9 Welles currently heads the Criminal Investigation
10 Bureau which consists of narcotics enforcement,
11 homicide, tactical support, and investigative
12 specialities, vice, domestic violence, child abuse and
13 sexual assault.

14 His extensive investigative experience and
15 ability to tap into outside resources, leadership, and
16 the ability to manage criminal investigations are a
17 valuable skill set and tools that are required to
18 function in this capacity.

19 Along with his investigative skills, Deputy
20 Chief Welles has also exhibited the patrol operations
21 acumen necessary to oversee overall enforcement
22 strategies of the Department. Deputy Welles is serving
23 as Commanding Officer of both the Northeastern and
24 Northwestern District.

25 After graduating from the Metropolitan Police

1 Academy he was assigned to the Second Precinct. As a
2 Police Officer he also worked at Western District
3 Patrol Support Unit and as a Sergeant he worked at
4 Tenth Precinct Special Operations and Headquarters
5 Surveillance Unit.

6 Deputy Chief Welles possesses an Associate
7 Degree in Criminal Justice earning a 3.9 GPA at
8 Schoolcraft College and is currently attending Wayne
9 State on a Bachelor of Arts Degree and Business Degree
10 in Administration.

11 Commander James E. White. Commander James E.
12 White is a 16 year veteran of the Department joining
13 the Department in January 10th, 1996. He has five
14 years experience in Patrol and eleven in Investigative
15 Operations and Administrative functions within the
16 Department.

17 Commander White currently heads the Central
18 District. He continues to be involved in the
19 Department's Consent Decree compliance segment. His
20 extensive experience within the Civil Rights Integrity
21 Bureau would be a tremendous asset in our Department
22 overall compliance. After graduating from the
23 Metropolitan Police Academy he was assigned to Sixth
24 Precinct. As a Police Officer he also worked at
25 Internal Affairs Division.

1 As the attached resume indicates, Commander
2 White possesses an Associate Degrees in General Studies
3 from Wayne County Community College and a Bachelor of
4 Science Degree in Sociology and is currently attending
5 Central Michigan University working on a Masters in
6 Administration Degree in Human Resources.

7 We, therefore, respectfully request the
8 appointments be approved by this Board.

9 COMMISSIONER TAYLOR: Second.

10 CHAIRMAN WARFIELD: Board, you certainly have
11 heard the recommendation on behalf of the Chief of
12 Police. I'll entertain a motion at this time.

13 COMMISSIONER WHITE: Chair, I make the motion
14 that the move for promotion of Deputy Chief Paul Welles
15 to Assistant Chief and promotion of Commander James
16 White to Deputy Chief.

17 COMMISSIONER TAYLOR: Support.

18 CHAIRMAN WARFIELD: It's been properly moved
19 and supported. Any discussion?

20 COMMISSIONER WHITE: Nothing, other than to
21 say, Chair, in my two years as a Commissioner I think
22 both gentleman has served as a consummate professional
23 being both responsive and exhibiting high acumen in
24 their respective professions and duties as discharged
25 to this Department.

1 So to the Chief in his absence I think both
2 promotions will serve this Department well and I wish
3 both of you God speed in your new endeavors.

4 CHAIRMAN WARFIELD: Thank you, sir. I
5 certainly want to echo the comments of Commissioner
6 White. Also I've known Deputy Chief Paul Welles for
7 quite sometime over in his old assignment in Northwest
8 District and he has always been very responsive and
9 very on the spot for the citizens and for those who are
10 on the ground doing the work.

11 Obviously, Commander White is also the
12 consummate professional. We know that a lot of the
13 progress that we've made in our consent decree rests on
14 his shoulders and his leadership. So certainly we
15 congratulate both of you again just for your
16 outstanding work and for what you mean to this
17 Department.

18 Anymore comments? All those in favor of the
19 proposal and the promotions?

20 COMMISSIONERS: Aye.

21 CHAIRMAN WARFIELD: All those opposed?
22 Motion carries. Congratulation to both of you.

23 (Applause.)

24 CHAIRMAN WARFIELD: Come up to the mic.

25 D.C. WHITE: Deputy Chief James White. Thank

1 you, Board, for the promotion. I'm certainly humbled
2 and honored with 17 years on the job to -- never
3 dreamed of reaching this level. But I'm humbled and
4 honored to be chosen as one of the members to lead this
5 Department during one of the most difficult times in
6 Detroit Police history.

7 I'm confident that we're going to be a
8 successful team and I'm eager for the challenge. Thank
9 you.

10 CHAIRMAN WARFIELD: Thank you.

11 (Applause.)

12 A.C. WELLES: Good afternoon, Board.
13 Assistant Chief Paul Welles. Thank you for your vote
14 of confidence. It's been a long road. It's been a
15 good road -- D.C. Tolbert, James has been, Morris, and
16 Mel, rest of the crew and certainly Interim Chief
17 Logan.

18 We'll get the job done. We're running
19 through some tough times right now, but it's a matter
20 of getting some morale back up and getting everybody
21 focused on police work. And for the citizens that we
22 serve, believe me, we are here to serve you and we will
23 not let you down.

24 The group that we have on the street every
25 day is second to none. These folks have faced tough

1 times here recently. I remember when all the pay cuts
2 were coming down and the Commissioner and I had a
3 conversation about it. It's just a matter of, okay, we
4 got to get over this and we got to work through it and
5 recognize we're all in this together. But we'll get
6 through this. And 2013 will be a good year. Thank
7 you, again.

8 (Applause.)

9 CHAIRMAN WARFIELD: Just for the record, I
10 will hope that we will have an official ceremony maybe
11 where we can present them officially with their new
12 badges, and of course with the Chief of Police at our
13 first scheduled meeting of the year which is that
14 second Thursday.

15 SPEAKER: The 10th.

16 CHAIRMAN WARFIELD: The 10th, thank you, the
17 10th of January. I was hoping we can have that done
18 and have the families and take pictures. Community?
19 Even better. Absolutely, absolutely.

20 Let me say this, too, obviously more
21 promotions were submitted to us. As I said last week
22 at our meeting we're at a crossroads right now in our
23 City especially within the Department where our
24 Officers have taken a 10 percent pay cut, where their
25 benefits have been decreased by 20 percent, where their

1 court time where they get paid has been significantly
2 diminished.

3 Even now in the face of all that the City is
4 still talking about layoffs. We need to hear from the
5 arbitrator first before we move forward with anymore
6 promotions. Why? Because we want to make sure that
7 the men and women who are responding to those calls
8 know that they have our confidence, know that we're
9 using every tool that we have to keep them and to make
10 them whole as they go out there on the streets day in
11 and day out, night in and night out, putting their
12 lives on the line for all of us.

13 And so before we move forward and be
14 comfortable with moving forward we want to make sure
15 that we review those issues and make sure that
16 something is done for those men and women who are on
17 those streets everyday, knocking down those doors and
18 doing the outstanding job for us. So we will move
19 forward eventually but we want to make sure we move
20 forward at the right time.

21 Okay. Our next meeting is going to be
22 Thursday, January the 10th, 2013, 6:30 p.m. at Messiah
23 Baptist Church located at 8100 West Seven Mile Road,
24 Detroit, Michigan 48221, and of course we'll be meeting
25 in the community fellowship hall in the basement at

1 Messiah Church.

2 That's all the business we have for the rest
3 of the day, I believe. Chief, do who have any
4 announcements?

5 D.C. TOLBERT: No, I don't.

6 CHAIRMAN WARFIELD: Entertain a motion to
7 adjourn.

8 COMMISSIONER STEWART: So move.

9 COMMISSIONER TAYLOR: Support.

10 CHAIRMAN WARFIELD: It's been properly moved
11 and supported to adjoin the meeting. All those in
12 favor?

13 COMMISSIONERS: Aye.

14 CHAIRMAN WARFIELD: All those opposed? Have
15 a wonderful holiday season and a blessed and Happy New
16 Year.

17 (The hearing concluded at 4:49 p.m.)

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CERTIFICATE OF REPORTER

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STATE OF MICHIGAN)
) SS
COUNTY OF WAYNE)

I, Elizabeth Koller, 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 under my supervision; and that this is a full, true, complete and correct transcription of said proceedings.



Elizabeth Koller

Elizabeth Koller, CSR 7042,
Notary Public,
Wayne County, Michigan

My Commission expires: June 1, 2018

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