

8/29/2013

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CITY OF DETROIT
BOARD OF POLICE COMMISSIONERS
REGULAR MEETING

PAGES 1 - 30

Taken at 1301 Third Avenue
Detroit, Michigan,
Thursday, August 29, 2013,
Commencing at 3:11 p.m.

1 APPEARANCES:
2 MS. JESSICA TAYLOR, CHAIRPERSON
3 MR. JEROME WARFIELD, COMMISSIONER
4 MR. DONNELL WHITE, COMMISSIONER
5 MR. GEORGE ANTHONY, EXECUTIVE SECRETARY
6 MR. JAMES WHITE, ASSISTANT CHIEF

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CHAIRPERSON TAYLOR: Good afternoon, I'm Jessica Taylor. And I'm joined by my co-partners, Dr. Jerome Warfield and --

COMMISSIONER WARFIELD: That's an honorary degree.

CHAIRPERSON TAYLOR: And Commissioner Donnell White, the vice chair. And at this time, we'll introduce the Assistant Chief White. And, Mr. George, would you introduce the rest of our staff.

MR. ANTHONY: Thank you, Madam Chair. For the record, George Anthony, secretary to the board. We have present Mr. Robert Brown who is our office manager seated to the right. We also have recording our proceedings Sergeant Alan Quinn and Ms. Trisha Houpt from Hanson Court Reporting Service. That completes the introduction.

CHAIRPERSON TAYLOR: I'm going to ask the pastor if he would give us a word of prayer. Oh, is there a Chaplain? Chaplain come forward, please. Thank you.

(Invocation given)

CHAIRPERSON TAYLOR: Commissioners. I want to ask for the approval of the agenda for Thursday, August 29th.

1 COMMISSIONER WARFIELD: So move.

2 COMMISSIONER WHITE: Support.

3 CHAIRPERSON TAYLOR: And also the approval of
4 the minutes for Thursday, August 22nd.

5 MR. ANTHONY: Ma'am, the minutes aren't ready
6 yet. They'll be ready next week.

7 CHAIRPERSON TAYLOR: Do you have a report,
8 Mr. Secretary? All those in favor for the agenda?

9 COMMISSIONERS: Aye.

10 CHAIRPERSON TAYLOR: All opposed? So
11 carried. Chairperson, are you ready to give the
12 report? We have no report?

13 MR. ANTHONY: Madam Chair, under the
14 secretary's report, we have three suspensions without
15 pay recommendations from the Chief of Police for Police
16 Officer Steven Townsend, Badge 4180; Police Officer
17 Steel Goss, B3065; and Police Officer Tony Goins, Badge
18 1051. Through their attorney they have requested
19 closed-door sessions, ma'am.

20 CHAIRPERSON TAYLOR: Okay. This is for the
21 chief. Do you have a presentation or report?

22 Assistant Chief White: No presentation.
23 This is the only report, the information on the
24 suspensions.

25 CHAIRPERSON TAYLOR: Okay. And no standing

1 committee reports. No new business. Under the old
2 business, I'm going to ask that the -- that we tell --
3 commissioners, we have a discussion, the approval of
4 the revised standard operating procedures for the
5 office of the chief investigators -- office of chief
6 investigator. Is there a motion for that?

7 MR. ANTHONY: So move.

8 COMMISSIONER WHITE: Support.

9 CHAIRPERSON TAYLOR: It is moved and seconded
10 that we approve the revised standing operating
11 procedure for the office of the chief investigator.
12 Any discussion?

13 COMMISSIONER WARFIELD: Just for the record,
14 ma'am, unfortunately I have not had a chance to review
15 those so I will sustain. But I do want the vote to
16 continue. Abstain. I'm sorry. Abstain.

17 CHAIRPERSON TAYLOR: Okay. And I would have
18 the chief investigator -- could you come and give us an
19 overview of the revision.

20 CHIEF INV. DAVIS DRAKE: Absolutely. Thank you,
21 Madam Chair. Good afternoon, Board. Pamela Davis
22 Drake, chief investigator, for the record.

23 Just to give you a little bit of a
24 background, during the quarterly monitor visits in
25 October 2012 and January of 2013, the OCI management

1 team, which included Monitor John Girvin from the
2 federal monitoring team, along with all the supervisors
3 at OCI, myself, and at that time Attorney Celia Banks
4 Washington, reviewed the SOP for any revisions that may
5 have been needed at that time. Largely it was just a
6 revision of some outdated information, some grammatical
7 type changes. But I'd like to bring three of those
8 changes specifically to your attention. I can give you
9 pages, page numbers. You may not have the documents
10 right in front of you.

11 But I will tell you this, senior investigator
12 position was added. That was not added before. The
13 title for the job description was in the original
14 document. The OCI progressive disciplinary action plan
15 was added. And also a summary investigation which is
16 probably the most critical to our operations was added.
17 It was determined that in certain cases or certain
18 types of cases we don't necessarily need to have
19 interviews with the officers if we already have
20 electronic evidence at our disposal. And that would be
21 tapes, videotapes, audio tapes that give us the
22 information that we need. That was the biggest change.
23 It is a practice that they're currently using in
24 Oakland. The monitors actually brought it to our
25 attention. It would expedite case processing, and it

1 would give the investigators an opportunity to close
2 the case out and get the findings to the citizens more
3 quickly.

4 CHAIRPERSON TAYLOR: Okay.

5 CHIEF INV. DAVIS DRAKE: Are there any questions?

6 COMMISSIONER WHITE: None.

7 CHAIRPERSON TAYLOR: Any questions? Thank
8 you.

9 CHIEF INV. DAVIS DRAKE: Thank you.

10 CHAIRPERSON TAYLOR: Okay. So we're ready
11 for the questioning. The question is on the approval
12 the revised standard operation procedures for OCI. All
13 in favor?

14 COMMISSIONERS: Aye.

15 CHAIRPERSON TAYLOR: All opposed? The ayes
16 have it, and the motion is adopted. I'd like to record
17 the vote. 2 -- for me? You want me to record the
18 vote? I got you. Okay.

19 COMMISSIONER WARFIELD: Did you vote
20 affirmative or negative?

21 CHAIRPERSON TAYLOR: I voted affirmative.

22 COMMISSIONER WARFIELD: Just making sure.

23 CHAIRPERSON TAYLOR: Assistant chief, do you
24 want to put on the record that the chief rescinded the
25 suspension last week? Did you --

1 ASSISTANT CHIEF WHITE: I wasn't prepared to.
2 I don't have the information. Do you have information
3 on that, Attorney Washington?

4 MS. WASHINGTON: Celia Banks Washington on
5 behalf of the chief. There was a request that came
6 from Sergeant Pomeroy. I don't have his badge number
7 in front of me. A request came through his attorney,
8 Fred Walker, for a request to consider modification.
9 That hearing of sorts, meeting was attended by union
10 personnel; by Sergeant Pomeroy; his attorney, Attorney
11 Zack; and I; and the chief. And the decision was made
12 to return sergeant to I believe it was administrative
13 status pending an expedited trial board.

14 CHAIRPERSON TAYLOR: Okay.

15 COMMISSIONER WARFIELD: Thank you.

16 CHAIRPERSON TAYLOR: Thank you.

17 COMMISSIONER WHITE: And, Madam Chair, just
18 for the record, Sergeant Dave Pomeroy's badge number is
19 SS 480.

20 CHAIRPERSON TAYLOR: Okay. The next meeting
21 is -- the next meeting is Thursday, September the 5th,
22 2013, at 3:00 here at the police headquarters, 1301
23 Third Avenue, Third Floor in the media room.

24 Next, is if there's any oral communications
25 from the audience. Any communications? And please

1 give your name and limit your comments to two minutes.

2 MS. STOKES: Okay. I'll just read it. Okay.
3 My name is Dorothy Stokes. I'm the mother of Jonathan
4 Michael Stokes who was murdered on July the 31st, 2013,
5 at approximately 10:30. My son was murdered. My son's
6 murder took place on the south side of Seven Mile at
7 the corner of Weston Street in front of the old Don
8 Massey Cadillac building.

9 One of the most horrified things that can
10 happen to a mother is getting woke up by a phone call
11 in the middle of the night with one of her children
12 screaming a blood curdling scream that one of her
13 children had been murdered. It has shaken me to the
14 core. Me life has changed forever. There's been a
15 hole that can never be filled.

16 It is my understanding that Michael left the
17 home of an acquaintance with whom he had verbal
18 confrontation with. As my son was walking down Seven
19 Mile, three men drove up in a black SUV truck, and one
20 man produced a gun and shot my son multiple times.

21 I have been in contact with Crime Stoppers in
22 an effort to offer a reward for any information on the
23 crime. I understand that there's a code of silence in
24 the inner-city community, that some people may be
25 afraid to speak up and do the right thing. Therefore,

1 my family and I are offering a \$30,000 cash reward for
2 any information leading to the arrest of the person or
3 persons responsible for my son being murdered. We have
4 placed posters directly on buildings where Michael was
5 murdered, and every other day we go back and check the
6 poster and they're gone. In particular, the spot
7 exactly where he was murdered.

8 I want to know is it his murderer or his
9 acquaintance that are ruining the signs. Why can't
10 this area be surveillanced and the people responsible
11 for removing the sign investigated or interrogated.

12 I have had little contact with the detectives
13 that are supposed to be handling my son's case. I feel
14 angry, frustrated, and in unbelievable pain over what
15 has happened and what is being done. I am prayerful
16 that Michael will not be considered just another murder
17 in the city and he'll -- and we'll get to it when we
18 can type of attitude. My fear is that my son's case is
19 sitting on some desk already collecting dust.

20 I am already feeling that if Michael's murder
21 ever gets solved, it is only due to someone walking
22 into the -- walking the evidence into the precinct,
23 handing in the evidence -- I'm sorry. Handing the
24 evidence to the detective. It's extremely difficult
25 trying to work with the homicide department when you're

1 not informed of anything. I don't expect to know
2 information that will jeopardize the case, but it would
3 make significant difference if phone calls were
4 returned in a reasonable amount of time with reasonable
5 updates. We have heard rumors and do not know if
6 they're true or what to do with the rumors. We need to
7 feel that someone wants to listen to us. We need to
8 feel that Michael's murder is being handled as if it
9 were one of your son's.

10 CHAIRPERSON TAYLOR: Thank you, ma'am. And
11 first I want to say that we're so sorry for your loss.
12 And Assistant Chief, Deputy Chief --

13 ASSISTANT CHIEF WHITE: Yes. Ma'am, my son
14 was exactly -- my condolences to you and your family.
15 And I agree. I make no excuses for you not getting a
16 returned call. That's unacceptable. I'm going to
17 assure that you get in touch with a detective. I'm
18 going to give you the commanding officer of internal as
19 well as the commanding officer of homicide to contact.

20 Sergeant Harris, could you please -- he's in
21 the back of the room. He's going to provide you with
22 the information that you need.

23 And also give her my number.

24 And if they don't call you back, please call
25 my office.

1 MS. STOKES: Okay. If I get calls back, I
2 still don't know what's going on. I mean, I'm not
3 being communicated to at all.

4 ASSISTANT CHIEF WHITE: We're going to ensure
5 that you are. And if you are not, please give me a
6 call. But we're going to take you to -- or give you
7 the information that you need to get to the boss that
8 runs the shop. Okay?

9 MS. STOKES: Okay.

10 ASSISTANT CHIEF WHITE: And if they don't
11 satisfy your questions, please give me a call.
12 Obviously we can't jeopardize the investigation.

13 MS. STOKES: I understand.

14 ASSISTANT CHIEF WHITE: But giving you a
15 status update to where we are, that's a reasonable
16 request.

17 MS. STOKES: Okay.

18 ASSISTANT CHIEF WHITE: All right. Thank
19 you, ma'am.

20 MR. BLACKWELL: Good afternoon, Board. My
21 name is Charles Blackwell. I started the police
22 academy back in July, and I resigned within a week's
23 time of starting the police academy when it started
24 July the 22nd. About a week after resigning I had
25 submitted a letter of reinstatement. I understand that

1 the letter for reinstatement is a privilege, not a
2 guarantee. It has been a month since I have submitted
3 that reinstatement letter. I have called recruiting to
4 get a status update to see who is assigned to it. I
5 get told to not call, to wait for a phone call from
6 someone. I believe that my file will be the easiest
7 thing sitting on someone's desk since I was recently
8 finished through the process. And I'm left in the dark
9 really about the process now.

10 CHAIRPERSON TAYLOR: Sir.

11 ASSISTANT CHIEF WHITE: Again, through the
12 chair -- well, there's a multilayer issue here. And I
13 really can't speak to it without having any information
14 in front of me with regards to your application.
15 What's interesting is that you were once in the
16 academy; is that correct?

17 MR. BLACKWELL: Yes, sir.

18 ASSISTANT CHIEF WHITE: And you resigned?

19 MR. BLACKWELL: Yes, sir.

20 ASSISTANT CHIEF WHITE: Well, there's a
21 process that we have to go through for reinstatement so
22 I don't know exactly where you are in that process.
23 But it's not the same as everyone else's process. It's
24 a little bit different. So when the sergeant comes
25 back in, I will have him give you the right person to

1 contact. In fact, the sergeant that was in the back of
2 the room that just walked out. I don't know if you saw
3 him.

4 MR. BLACKWELL: I didn't see him.

5 ASSISTANT CHIEF WHITE: When he comes back
6 in, he'll be at the back of the room. He works at
7 recruiting so he's the person you need to talk to.

8 MR. BLACKWELL: Thank you, sir.

9 ASSISTANT CHIEF WHITE: All right.

10 CHAIRPERSON TAYLOR: Thank you. Are there
11 anymore comments?

12 MS. ROMANO: Good afternoon. Anna Romano.
13 This morning in eastern district and tomorrow morning
14 -- interim inspector Rochon is honoring the officers
15 with a breakfast for their hard work and dedication.
16 Also, on September 12th, interim inspector Rochon will
17 host a luncheon for safe routes for principals and
18 students and businesses. On September 4th, northeast
19 district is taking the seniors to the Detroit Zoo for
20 senior day for activities, train rides, silver
21 sneakers, different entities supplying information to
22 all the seniors.

23 Also, this morning there was a home invasion
24 hostage situation in southwest Detroit. A job well
25 done by all the officers and the special response time

1 in apprehending the three suspects. Thank you so much
2 for all your hard work and dedication to all the
3 officers and a job well done.

4 CHAIRPERSON TAYLOR: Thank you.

5 MS. ROMANO: And I wish everyone a safe
6 holiday weekend.

7 ASSISTANT CHIEF WHITE: Thank you.

8 CHAIRPERSON TAYLOR: Thank you.

9 COMMISSIONER WHITE: Thank you.

10 MS. SMITH: Good afternoon to the chief,
11 commissioner. Bernice Smith, political activist.

12 Anna was just taking my glory. But I wanted
13 to tell you the same thing. I had property located
14 over there near where the incident happened, and it has
15 been an atmosphere over there where it's changed. Of
16 course that was over 15 years ago when I had property
17 over there. But anyway, I'm glad that you're on board
18 and that you have done a good job as usual. So I'm not
19 surprised.

20 Yesterday the chief had a meeting with all
21 the high excellence. So I saw you, Chief. And I was
22 just wondering, this new method that we're going to use
23 with the computers, would you be able to tell the
24 public a little bit more about it later on when it's in
25 operation? Is it going to be within a couple of weeks,

1 or how do you figure you're going to do it?

2 ASSISTANT CHIEF WHITE: Well, through the
3 chair, the new method with the computers, I'm not
4 clear.

5 MS. SMITH: Yeah. You had your meeting
6 yesterday. The comp stat.

7 ASSISTANT CHIEF WHITE: The new method with
8 the computers?

9 MS. SMITH: You were sitting next to the
10 chief.

11 ASSISTANT CHIEF WHITE: I know I was, but
12 it's not a new method.

13 MS. SMITH: Oh, it's to the public.

14 ASSISTANT CHIEF WHITE: Okay.

15 MS. SMITH: All right. Because I know he did
16 say that it was being done in California.

17 ASSISTANT CHIEF WHITE: Yes. It's basically
18 what we're doing. It's using technology and data to
19 direct our crime strategies.

20 MS. SMITH: That would be expediting it a
21 little faster. Is that what you're saying?

22 ASSISTANT CHIEF WHITE: Yes, ma'am.

23 MS. SMITH: And it will be more proper for
24 the police department and the public to know.

25 ASSISTANT CHIEF WHITE: Yes. We will gain a

1 lot of efficiencies with this new process. It's really
2 not a new process, but it will be more innovative for
3 us in the department. We've always used technology to
4 direct our resources. But we will do it now a little
5 different.

6 MS. SMITH: All right. Also, you had several
7 of the neighborhoods, people going to the various
8 houses and so forth. Are you going to do all the
9 neighborhoods in the area? Are you going to start with
10 the ones that are really in dire need for the crime?

11 ASSISTANT CHIEF WHITE: Thank you for that
12 question.

13 MS. SMITH: Uh-huh.

14 ASSISTANT CHIEF WHITE: We're starting --
15 utilizing the data that we have based on crime trends
16 and patterns, we're focused on specific crime in
17 specific areas. But it is our intention to hit every
18 neighborhood with this information. But right now
19 we're being guided and directing resources based on the
20 crime trends. And we've got a high density of auto
21 thefts, for example. That's an area that we're looking
22 at deploying the HEAT strategy along with some other
23 stuff that I don't want to get into right now. Car
24 jackings, as well.

25 MS. SMITH: Yeah. That's the main thing what

1 I'm really interested in because so many people are
2 fearful because of the fact that they don't know
3 whether they're going to be high jacking or not, like
4 the young lady of 16 years old the other day. She was
5 waiting for the mother to come out of the gas station.
6 She was, you know, told to get out of the car. So
7 we're having such a high rate of crime as far as
8 jacking is concerned. People are constantly calling us
9 at the radio station and speaking about it. And I just
10 only tell them that you're doing the best you can and
11 you are working on it. That's my response to them. So
12 I just want to make sure that we take care of it and
13 get control of it because it's really getting out of
14 hand.

15 ASSISTANT CHIEF WHITE: We appreciate that.
16 And there are some strategies that we're deploying this
17 weekend, as a matter of fact.

18 MS. SMITH: All right.

19 ASSISTANT CHIEF WHITE: Again, I don't want
20 to get into the intricacies. But we do need the
21 public's help because people know who's in the
22 neighborhood, who's doing what. And we just need you
23 to feel confidence in calling the police and knowing
24 that your information is not going to be shared with
25 anyone.

1 MS. SMITH: Well, we thank you very much for
2 what you're doing. Take care.

3 MS. PANSELL: Sharon Pannell. I just want to
4 piggyback on her about the HEAT program. When are you
5 coming to the west side? We also have car jackings.
6 And everything that's going on on the east side, we
7 have it on the west side, too.

8 CHAIRPERSON TAYLOR: Okay.

9 ASSISTANT CHIEF WHITE: Through the chair
10 once again, we are on the west side with the program.
11 I think what you saw is the fact that we were out, the
12 media was there when we deployed the program on the
13 east side. But rest assured, anyplace, City of Detroit
14 or otherwise, you can call that number. The reward is
15 valid. If you have information on car theft, if you
16 have information on car jackings, it's available city
17 wide.

18 MS. PANSELL: Will you be distributing the
19 packages of the HEAT information to all the precincts?

20 ASSISTANT CHIEF WHITE: Yes. Yes.

21 MS. PANSELL: Okay.

22 ASSISTANT CHIEF WHITE: In fact, they should
23 already have it.

24 MS. PANSELL: Okay. Thank you.

25 ASSISTANT CHIEF WHITE: Yep.

1 MS. IRVIN: Good evening. My name is
2 Ms. Phyllis Irvin. And I have two concerns. One of
3 them is yesterday the state police came to my house and
4 searched my house without a warrant and they harassed
5 me and insisted that I give them my cellphone because
6 they were looking for my brother. And they didn't have
7 a warrant, and they really upset me and my little great
8 niece. And I also told them -- they asked who was my
9 little niece. I said this is my great niece. And I
10 told them who she was. I told them her father was a
11 sergeant. I don't know if you're familiar with
12 Sergeant Thomas Taylor. The police department? Thomas
13 Taylor? He's a sergeant. And, you know, I told -- you
14 know him?

15 COMMISSIONER WHITE: Yes.

16 MS. IRVIN: I told him this is his daughter.
17 And they harassed her for his phone number. And they
18 insisted on getting my cellphone to get the number out
19 for my brother and for Officer Thomas Taylor. And I
20 told them I didn't have it because I wasn't giving them
21 my cellphone and I didn't have to. They didn't have a
22 search warrant. And they just harassed me. I didn't
23 have on many clothes and I told them, but they didn't
24 care.

25 CHAIRPERSON TAYLOR: I'm going to have you

1 talk with -- go ahead.

2 COMMISSIONER WHITE: Thank you, Madam Chair.
3 Unfortunately, this body does not have jurisdiction
4 over MSP. However, I would be happy to share some
5 information with you in terms of how you can go before
6 either --

7 MS. IRVIN: I was informed by my pastor,
8 Reverend Holly, that I can come to this meeting and
9 express my concerns.

10 COMMISSIONER WHITE: Yeah. And we appreciate
11 that. And I personally would be happy to --

12 MS. IRVIN: I did go to the police
13 department, the state department yesterday. And the
14 state police told me that there was no interest to go
15 in there. And he gave me a card to call this number in
16 Oak Park. And when I went, I left there and went to
17 the police department on Woodward and Warren. And the
18 police told me it was an interest there on Second to go
19 back there and -- as an interest I can go in there and
20 put in a report. And by the time we went back, it was
21 closed.

22 COMMISSIONER WHITE: There is an MSP post at
23 the state building. But the point that I was getting
24 to is that the Michigan Department of Civil Rights has
25 a process that you can formally -- formalize a

1 complaint against members of the state police. In
2 addition to, possibly go before the State Civil Rights
3 Commission. This body, again, does not have
4 jurisdiction over the officers of Michigan State
5 police. So those are two instances. I would be happy
6 -- in addition to possibly sharing some contact with
7 you. So I'd be happy to share that with you.

8 MS. IRVIN: Okay. And then, also, I had
9 concerns. My son was also murdered October 28th, 2003.
10 And not once have I heard from my detective which I
11 heard now he's retired. Only when I went to visit him
12 downtown -- I heard he's retired now. And I wanted to
13 know who's taking charge and why haven't I heard
14 anything, why they haven't tried to contact me, not
15 once. You know, Detective Collins, he was my
16 detective.

17 CHAIRPERSON TAYLOR: Okay. I'm going to ask
18 you, Chief, if you would get her information for me.

19 MS. IRVIN: Thank you.

20 CHAIRPERSON TAYLOR: You're welcome, ma'am.

21 MR. STIDHAM: Good afternoon, Madam Chair,
22 Assistant Chief, members of the commission. Tom Stidham.
23 I have two distinct issues to address the board today.
24 The first is I did over the last week reach out to
25 certain people of the administration concerning their

1 -- whether or not they could reach out to this body
2 concerning trying to merge their body's respective
3 interests together to -- with respect to the towing. I
4 just wondered, first of all, whether or not this body
5 has received any response or efforts to reach out to.
6 And secondly, and this is -- secondly, I have some
7 clients that are -- this is unrelated to the first
8 issue. But I have some clients that haul certain
9 commercial loads to a certain location or locations in
10 the City of Detroit. And these clients are -- have
11 always partnered with the police to reduce crime in
12 their respective areas. Unfortunately, it's mushroomed
13 over a period of probably six to eight months with the
14 traffic enforcement officer who seems to be -- who is
15 very aggressively enforcing apparently city ordinances
16 around these businesses and it's affecting my clients.
17 And we've reached out to the command structure
18 previously to try and address those issues. And we
19 just wanted to see whether or not there was an
20 opportunity to make the command staff aware. I don't
21 know if it's some specific initiative. Or if we could
22 seek some sort of moderation with respect to this
23 particular officer's enforcement. I'm happy to give
24 you his name and information.

25 CHAIRPERSON TAYLOR: Okay. Do you want to

1 speak to that?

2 ASSISTANT CHIEF WHITE: Through the chair, I
3 guess we're going to have to have additional
4 conversation before I can provide you any substantive
5 response. I'm not really clear exactly if you're
6 saying that he's -- if he's enforcing city ordinance, I
7 mean, that's -- that's what his job is. So I -- I'll
8 need to understand exactly, you know, without getting
9 into specific detail as to what we're talking about.
10 You know, on the surface, it would be difficult for me
11 to talk about relief to enforcing ordinances.

12 MR. STIDHAM: Well, I guess we believe it's
13 becoming excessive. It's affecting all these people
14 that are essentially law abiding citizens through this
15 traffic enforcement officer, Officer Bragg's
16 enforcement.

17 ASSISTANT CHIEF WHITE: Well, let's have a --
18 let's have a discussion on this particular issue, if
19 it's okay, outside of this body, just to find out
20 exactly what's going on. And we can bring you back
21 before the body. But, you know, certainly law
22 enforcement is law enforcement and I couldn't, you
23 know, subscribe to anything that would suggest
24 otherwise.

25 MR. STIDHAM: That's all we're asking for,

1 Chief. We appreciate that.

2 ASSISTANT CHIEF WHITE: Okay.

3 COMMISSIONER WARFIELD: Thank you. Madam
4 chair, a question. Sir, last week you had mentioned
5 that there was a resolution that was passed by city
6 Counsel. Were you able to get your hands on that?

7 MR. STIDHAM: I have not yet, Reverend. I did
8 make inquiry yesterday about that, and I haven't
9 received it back yet.

10 COMMISSIONER WARFIELD: Okay.

11 MR. STIDHAM: As soon as I do, I will forward
12 it to this body.

13 COMMISSIONER WARFIELD: Thank you, sir.

14 MR. STIDHAM: Thank you.

15 MR. SCOTT: Good afternoon. Ron Scott,
16 Detroit Coalition Against Police Brutality. I wanted
17 to find out for the request I made two weeks ago, a
18 suggestion. Is the commission considering holding a
19 meeting, a public hearing specifically, in relationship
20 to its duties and responsibilities and whether some of
21 us feel I could (inaudible). Do you have an idea as to
22 when you might --

23 CHAIRPERSON TAYLOR: I'd have to get with the
24 commissioner and come up with a date because I was out
25 one week. But I know you did talk about that.

1 MR. SCOTT: Right.

2 CHAIRPERSON TAYLOR: So yes. We can
3 definitely do that, get together and get that date for
4 you.

5 MR. SCOTT: I might want to punctuate that.
6 But I think it's very imperative that it be done
7 immediately. I think that there are discussions that
8 are being had about changes within the department. And
9 I think at the moment that that becomes custom and
10 practice, the more difficult it is to deal with it from
11 the administrative law standpoint. So I just
12 suggest --

13 CHAIRPERSON TAYLOR: As soon as we can get it
14 organized, we will.

15 MR. SCOTT: Thank you.

16 CHAIRPERSON TAYLOR: Thank you. Anymore
17 comments? Anymore comments? Are there anymore
18 comments? If not, do you want to take us into closed
19 session?

20 MR. ANTHONY: Yes, ma'am. This is the
21 proposed procedures for convening a closed session
22 under the Open Meetings Act. As a public body, your
23 meetings are subject to the Open Meetings Act or the
24 OMA. The OMA defines a meeting as the convening of a
25 public body at which a quorum is present for the

1 purpose of deliberating towards or rendering a decision
2 on a public policy. MCL 15.262B. The OMA, however,
3 does allow a public body to call a closed session, one
4 limited to the public body and its invitees for
5 specific purposes. Only deliberations may be conducted
6 in closed session. All decisions must be made at a
7 meeting open to the public. While in the closed
8 session, the board makes no decisions. That must be
9 done on the record.

10 On Thursday, August 29th, 2013, you will be
11 presented with three suspensions without pay
12 recommendations from the Chief of Police for Police
13 Officers Steven Townsend, Badge 4180; Steel Goss, Badge
14 3065; and Tony Goins, Badge 1051.

15 Through their representative, DPOA attorney
16 John J. Goldpugh, Officers Townsend, Goss, and Goins
17 have requested closed sessions for the purpose of
18 contesting the chief's suspension without pay
19 recommendations. The closed session will be called
20 pursuant to MCL 15.268A of the Open Meetings Act, which
21 states in part a public body may meet in a closed
22 session to consider the suspension of or hear charges
23 brought against an employee. A simple majority vote or
24 quorum of three is required to close a session for this
25 purpose.

1 A motion is in order, Madam Chair, to close
2 the -- for closed session.

3 COMMISSIONER WARFIELD: I move for going into
4 closed session to consider the personnel matters before
5 us.

6 COMMISSIONER WHITE: Support.

7 CHAIRPERSON TAYLOR: So all in favor.

8 COMMISSIONERS: Aye.

9 CHAIRPERSON TAYLOR: All opposed? At this
10 time, we will go into closed session. But we will
11 reconvene.

12 (Recess taken)

13 MR. ANTHONY: Anthony. Madam chair, it's
14 appropriate for a motion to come back from closed
15 session to open meeting.

16 CHAIRPERSON TAYLOR: Is there a motion?

17 COMMISSIONER WARFIELD: I move that we come
18 from closed session into open meeting.

19 COMMISSIONER WHITE: Support.

20 CHAIRPERSON TAYLOR: Okay.

21 MR. ANTHONY: Madam chair, you've -- the word
22 has --

23 CHAIRPERSON TAYLOR: We didn't vote. All in
24 favor?

25 COMMISSIONERS: Aye.

1 CHAIRPERSON TAYLOR: All opposed?

2 MR. ANTHONY: Madam Chair, you've heard two
3 closed door sessions. The first regarded the
4 suspension without pay for recommendation for Officer
5 Steel Goss, G-o-s-s, Badge 3065, and Police Officer
6 Tony Goins, Badge 1051. And unless this board
7 contravenes, the chief's recommendation, the
8 recommendation to suspend without pay will stand.

9 CHAIRPERSON TAYLOR: Mr. Secretary, there's
10 no contravention so the suspension without pay will
11 stand.

12 MR. ANTHONY: Thank you very much. The
13 second case regarded the suspension without pay
14 recommendation for Police Officer Steven Townsend,
15 Badge 4180, assigned to the Sixth Precinct. Unless
16 this board contravenes, the recommendation of the
17 chief, suspension without pay will stand.

18 COMMISSIONER WHITE: Contravene.

19 CHAIRPERSON TAYLOR: There was a
20 contravention, so the suspension without pay will not
21 stand.

22 MR. ANTHONY: Thank you very much.

23 COMMISSIONER WHITE: Mr. Secretary, for the
24 record, I know we did this at previous suspension
25 without pay hearings, but if you could, for the record,

1 state where we are as a result of not having an
2 official quorum for hearing of suspension without pay
3 hearings.

4 MR. ANTHONY: That's correct, sir. With
5 regards to the contravention, it normally would require
6 four votes to sustain the chief's suspension without
7 pay. With one contravention, then a suspension without
8 pay would not stand. Since we do not have a quorum or
9 we do not have four members or a full board, then we
10 have to await a fourth member to uphold a suspension
11 without pay in the Officer Goins and Goss case.

12 CHAIRPERSON TAYLOR: So they would be
13 suspended with pay until the fourth?

14 MR. ANTHONY: Until the fourth vote is cast.

15 CHAIRPERSON TAYLOR: Okay.

16 MR. ANTHONY: Sir?

17 CHAIRPERSON TAYLOR: I guess we can adjourn.

18 COMMISSIONER WARFIELD: Motion to adjourn.

19 COMMISSIONER WHITE: Support.

20 CHAIRPERSON TAYLOR: Is there any -- I'm sorry. I'm
21 tired. Is there any questions? Okay. We'll be
22 adjourned.

23 (Meeting concluded at 6:39 p.m.)

24 * * *

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