

**Draft Minutes Detroit Board of Police Commissioners**

**Date of Meeting: June 7, 2018 – 3:00 PM**

Location: Detroit Public Safety Headquarters, 1301 Third Avenue, Detroit, MI 48226

**Chairperson Lisa Carter called the BOPC meeting to order at 3:00 PM (June 7, 2018)**

Detroit Police Commission Membership / Attendance	Attend	Not-Attend
Lisa Carter, Chairperson	Yes	
Eva Dewaelsche, Vice Chairperson	Yes	
Willie E. Bell	Yes	
Elizabeth Brooks	Excused	
Darryl D. Brown	Yes	
Shirley A. Burch	Excused	
Willie E. Burton (3:10 PM)	Yes	
William M. Davis	Yes	
Conrad Mallett, Jr. (3:45 PM)	Yes	
Jim Holley	Yes	
Vacant	N/A	
Quorum (Yes)	8	

**The Board acting in accordance with its rules approved the Agenda for June 7, 2018.**

**The Board acting in accordance with its rules approved the following Board Minutes:  
Thursday, May 31, 2018**

**Lisa Carter, Chairperson, Board of Police Commissioners** said, “Welcome, Good Afternoon. I am Police Commissioner Lisa Carter, I represent District #6. I am also the Chairperson for the Board of Police Commissioners and will be conducting our meeting today. Commissioners Elizabeth Brooks and Shirley Burch are unable to attend today’s meeting and have asked to be excused. On behalf of the Board, for those in the attending audience, thank you for joining us. For people viewing this meeting on your government cable channel, thank you for viewing our meeting on your cable channel.” **INVOCATION:** for the invocation we have invited the Detroit Police Chaplin Corp, Chaplin Mosley will provide the invocation.

- **Business Items:**
  - (1) Approval of the Agenda, approved on a vote of 7 to 0.
  - (2) Approval of the Minutes for May 31, 2018, approved on a vote of 7 to 0
- **Introduction of Commissioners**
- **Introduction of Elected Officials, VIPs, civic leaders or their representatives**
- **Introduction of BOPC staff and DPD staff,**

**BOPC Officers Report:** **Chairperson Lisa Carter** indicated, “On behalf of the Board, I want to express our concern and support for fallen and injured officers and their families. Our Board receives a weekly report from the Department listing injured officers. I would ask the Chief during his remarks to provide us with any additional information related to injured and fallen officers. The Board of Police Commissioners meets every week except for the Thanksgiving and Christmas Holiday periods. We meet at Police Headquarters in regular session, 3 weeks in the month on Thursdays at 3:00 PM. We also meet in the community every 2<sup>nd</sup> Thursday of the month at 6:30 PM. Our next community meeting will be Thursday, June 14, 2018 at 6:30 PM at the Adams-Butzel Recreation Center located at 10500 Lyndon Street. We will receive a presentation from Dr. Agustin Arbulu, Executive Director of the Michigan Department of Civil Rights. Dr. Arbulu will be addressing the topic of Implicit Bias: Does Race Always Matter?

The Board of Police Commissioners exists to provide civilian oversight for the work of the Detroit Police Department. As a Board, we receive and investigate non-criminal citizens’ complaints, monitor the operations of the Department and work with the Mayor and the Chief of Police to make or modify police policy. Our objective is the same as the city of Detroit, to provide for the best use

of your tax dollars to improve on the quality of life within our city. As a Board, we bring a unique perspective to policing, the eye and the viewpoint of civilians. The principle of civilian oversight is as old and as important as all of the founding principles in our democracy. Separation of powers between and within government allows for accountability, transparency, rights to appeal and citizen control. These principles are important nationally as well as locally. I would like to call attention to several important items. I want to note the passing of an important scholar Hubert Locke. Dr. Locke, a Detroit native was born on April 30, 1934 and died June 2, 2018. Dr. Locke served under Mayor Jerome Cavanaugh as Administrative Assistance to the Detroit Commissioner of Police. Dr. Hubert Locke was a pioneer in police oversight and the establishment of policies that guide police administration. Dr. Locke was also an Adjunct Assistant Professor of Urban Education and Fellow for the Center for Urban Studies at Wayne State University. Many of us know Dr. Locke's work as the author of *The Detroit Riot of 1967*. Most scholars regard this book as a definitive account of the 1967 civil disorder. Dr. Hubert Locke was internationally known and added to some of the most impressive work on police and urban affairs, international studies, specifically his work on the Nazi government and the church, and the Third Reich and the Holocaust. Dr. Hubert Locke was also a pastor and early in his worldly travels, pastored in Detroit at the Church of Christ of Conant Gardens. As information on his final resting place become available, I will share it with the Board. I have directed our staff to prepare a resolution in his honor for our next meeting.

Again, as a reminder, tomorrow, Friday, June 8<sup>th</sup> and Saturday, June 9<sup>th</sup> the Board will convene its annual training session. This training session is an opportunity for the Board to fellowship, address operational issues and measure our progress over the year. This session will be focused on the Board's Charter mandated responsibilities and how they intersect with the Police Department. We will also have a special session on Police Authorized Towing. This session will be organized to give background information to some of our new Board members and will track significant actions by the Board on Police Authorized Towing. The training program will start at 12:00 Noon on Friday, June 8<sup>th</sup> for a half-day session. We will have a full day session on Saturday. I would ask each member of the Board to mark your calendar and plan on attending. I am sure that this session will be as productive and informative as the session last year.

On our agenda today we have a presentation from Disciplinary Administration. This presentation was originally scheduled for March 1, 2018. At our March meeting the Department requested additional time to prepare its report. In the Detroit Police Manual, Section 102.4, our policy discussed law enforcement as an honorable calling requiring a professional philosophy. The directive on Discipline outlines the disciplinary process and the repository or record-keepers of information related to disciplinary matters are housed in Disciplinary Administration. Disciplinary Administration receives and records the results of investigations from Internal Affairs (IA), Force, Civil Rights, BOPC Citizen Complaints and investigations at the precinct level conducted by supervisory staff. Disciplinary Administration also tracks the actual discipline issued by the Department for violations to policy, rules and criminal behavior. In order to get a comprehensive view of officer performance it is necessary to integrate all of this information. I hope that today's presentation will include this type of approach.

Later in the meeting, in a closed session, we will take up a request from Chief of Police James Craig to suspend without pay Lieutenant Timothy Leach and Detective Frederick Person, Badge #D-5084. Please note that the request from the Chief is a personnel item. We are allowed under the Open Meetings Act to discuss personnel items in private. To accommodate this request, we have adjusted the flow of our agenda to go into a closed session after public comments. This adjustment alleviates the need for citizens and visitors to sit around during the closed session. Please note that if an action item results from the closed session, we are also required to return to regular order and take any votes in public. Copies of the supporting documents on these cases have been e-mailed to the Board in advance and are included in your package today. With this adjustment we will have oral communications from the audience earlier. I remind you, if you would like to speak to the Board, please make sure you print your name on a speaker's card. Cards are located in the back on the table or can be obtained by seeing Mr. Robert Brown, and he needs your card before the beginning of public comments.

**COP Police Report: Deputy Chief Todd Bettison** reported that crime is continuing to trend downward. DC Bettison reported on CompStat data for the reporting period ending June 3, 2018. DC Bettison reported Homicides percentage change between 2016 and 2017, -7% decrease in Homicides, Sexual Assaults 41% increase, Robbery -14% decrease, Carjacking -5% decrease, Aggravated Assaults -6% decrease, non-fatal shootings -21% decrease, Burglary -23% decrease, Larceny -1% decrease, Stolen Vehicle -22% decrease and Part 1 offenses -11% decrease. DC Bettison provide the Board with an update on injured officers. **Commissioner Darryl Brown** requested that the Compstat information be provided to the Board in time for the Tuesday package mailed to the Board in advance of its Thursday meeting. Commissioner Brown also asked why the death of Lieutenant Sean Westley is not considered a death in the line of duty. **DC Bettison** indicated he had no immediate answer to the question, but would include an answer in a subsequent report to the Board. **Commissioner Willie Bell** requested an update on enforcement in Greektown. **DC Bettison** reported that even with the unfortunate incidents over the past week, the Department has implemented a plan for coverage in Greektown and all of the suspects in the recent shooting incidents were apprehended. **DC Elvin Barren** also provide additional information on the incidents, indicating that all of the suspects were arrested. Barren also indicated that the

Department has minimum manpower requirements in the neighborhoods and that the requirements are being observed and a balance is maintained between coverage in target areas like Greektown and the neighborhoods. **Commissioner Eva Dewaelsche** applauded the quick arrest in Greektown and discussed some of the feedback from the citizens suggesting a level of confront in Greektown. **Commissioner Jim Holley** asked where are we training officers and do we have a focus in the high schools to development relationships with young people. **Lt Johnson** responded by indicating that the Department works in two police magnet schools; University Prep and Cody High School. **Commissioner Holley** suggested that the Department's employment does not reflect the face of the population. Holley continued indicating that in the community there is a feeling that we are not doing a lot to get African Americans into the police academy. Holley also indicated that if we look at how we handle homicide statistics, we tally up the numbers at the end of the year and begin all over again as if nothing had happened, further if we Goggle Detroit we would not get results about downtown development, we would get results indicating that we are the worst in poverty and crime. Holley suggested the need for a dialogue between police personnel and the community around what is happening in our city. Holley also suggested an offensive approach to policing and law enforcement as opposed to a defensive approach.

#### **Presentations to the Board: (A) Disciplinary Administration, Commander Marlon Wilson**

**(A) Disciplinary Administration, Commander Marlon Wilson** reported on the structure of the Professional Standards Bureau; **Disciplinary**, commanded by Lieutenant Richard Firsdon, **Integrity**, commanded by Lieutenant Dietrich Lever, **Force**, commanded by Lieutenant Jeffrey Hahn, **Internal Controls**, commanded by Captain Michael Chambers and **Internal Affairs** commanded by Lieutenant Laurie Carter. Commander Wilson then turned over the presentation to the respective representatives of their section. Lieutenant Carter gave the mission statement of Internal Affairs and indicate that it conducts criminal investigations of members. Carter also provided a slide of Internal Affairs Cases, Preliminary Investigations, Cases Investigated by Force, Firearms Discharges –Force Investigations and Fatal/Critical Pursuits Accidents for a 3 years period (The comparison was January thru May periods (5 month) for each of the three years. Other members of the Disciplinary Administration team provide annual statistics including Lieutenant Firsdon of the Disciplinary Section (DS) who reports that in 2017 DS prepared Notices of Discipline for 261 misconduct cases that warranted corrective disciplinary action. Cases numbers for 2016 was reported as 196 and 2015, 245 misconduct cases. **Commissioner Conrad Mallett, Jr.**, asked if the Notice of Discipline resulted in charges to each officer. **Lt. Carter** indicated not all notices result in criminal charges, some are exonerated. Mallet also asked what rises to the level of investigations. **Firsdon** responded by indicating that criminal and high profile cases. **Commissioner Dewaelsche** sought clarification on the time period for the reports and asked for data covering a complete year period. **Firsdon** said the data is for a January to May comparison (5 month period). He also said in 2017 they investigated 3 fatal shooting by officers, 7 non-fatal shooting, 7 shots fired and 2 unintentional discharges. **Commissioner Bell** asked about repeat offenders and the type of information shared with new members in the police academy on disciplinary issues. **Commander Wilson** indicated that the Department applies a Discipline Matrix and the penalties are aggravated. Wilson also indicated that his sections spends about 4 hour in the academy focused on disciplinary trends and professionalism. **Commissioner Mallett** asked who was responsible for auditing disciplinary data. **Commander Wilson** replied CRIB (Civil Rights Integrity Bureau). **Commissioner Mallett** also indicated the importance of keeping the behavioral medical issues in from of an informed Department and community. Mallett also discussed a Behavioral Task Force headed by Detroit City Councilmember Roy McCalister. **Commissioner Willie Burton** also added the need to consider and deal with issues related to poverty and mental health. Burton also discussed a Task Force within his District and Wayne State University dealing with subjects of mental health and poverty.

**BOCP Standing Committee Reports:** Commissioner Brooks acknowledged referrals for recruitment and a recruiting table at the Grand Prix.

**Report from the Board Secretary.** **Hicks** reported on two functions sponsored by the Department. Hicks also indicated that at tomorrow's training session a complete schedule will be available.

**Old Business:** None.

**Announcements:** The next community meeting of the BOPC is Thursday, June 14, 2018 at Adams-Butzel Recreation Center, 10500 Lyndon Avenue, at 6:30 PM. Detroit, MI 48238. The following community meeting is July 12, 2018 at 6:30 PM at the Joseph Walker Williams Center, located at 8431 Rosa Park, Detroit 48206, 10<sup>th</sup> Police Precinct.

#### **Oral Communications from the Audience / Public Comments:**

**Ms. Valerie Parker** resident on the Brightmore community expressed her concerns that in the 13<sup>th</sup> District private security guards (private policemen) are inappropriately and forcefully handling black females. Ms. Parker recounted an incident wherein she was the victim of the same. The complaint was referred to Lieutenant Johnson.

**New Business:** Commissioner Dewaelsche moved that the Board go into closed session to take up the Suspension without Pay request from Chief of Police Craig for Lieutenant Timothy Leach and Detective Fredrick Person, Badge #5084.

**Second Commission William Davis**

**VOTE:                    Yes = 8                    No = 0                    Abst. = 0                    MOTION APPROVED**

**Board Adjourned into Closed Session to return at the Call of the Chair 4:42 PM**

**At the Call of the Chair, the Board Reconvened.**

**Commissioner Bell Motion to return to regular order, Second Commission Davis.**

**Second Commission William Davis**

**VOTE:                    Yes = 8                    No = 0                    Abst. = 0                    MOTION APPROVED**

**Chairperson Lisa Carter asked if there is a motion practice from the closed session.**

**Commissioner Mallet** moved that the Board accept the recommendation from the Chief of Police to Change the Duty Status to Suspend without pay **Lieutenant Timothy Leach.**

**Chairperson Carter** requested support for the motion.

**Chairperson Carter** indicated that without support the **MOTION FAILED.**

**Commissioner Mallet** moved that the Board accept the recommendation from the Chief of Police to Change the Duty Status to Suspend without pay **Detective Fredrick Person. Badge # 5084**

**Chairperson Carter** requested support for the motion.

**Chairperson Carter** indicated that without support the **MOTION FAILED.**

**Other Oral Communications: Chairperson Carter allowed for additional comments from the public.**

**Kenneth Davis**, CRC Radio Patrol who indicated that Lieutenant Leach is of high integrity and a great access to the community.

**Joyce Alfred**, CRC Radio Patrol members and member of the local Block Club commended the Department for its work and voiced being upset to the charges against Timothy Leach. **Reginald James** indicated he and his Block Club has a good relationship with Lt. Leach and the Department.

**Commissioner Bell** moved that the Board of Police Commissioners meeting be adjourned.

**Second, Commissioner Davis**

**VOTE:                    Yes = 7                    No = 0                    Abst. = 0                    MOTION APPROVED**

**Adjournment 5:39 PM.**