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STATE OF MICHIGAN
DETROIT BOARD OF POLICE COMMISSIONERS
REGULAR MEETING

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PAGE 1 TO 61

Taken at 1300 Beaubien, Room 328A,
Detroit, Michigan, 48226,
Commencing at 3:14 p.m.,
Thursday, April 19th, 2012,
Before Elizabeth Koller, CSR-7042.

1 APPEARANCES:

2 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 DONNELL WHITE, CHAIRMAN

13 JEROME WARFIELD, REGULAR MEMBER

14 JESSICA TAYLOR, REGULAR MEMBER

15

16 ALSO PRESENT:

17 GEORGE ANTHONY, SECRETARY

18 BENJAMIN F. LEE, DEPUTY CHIEF

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1 Detroit, Michigan

2 April 19, 2012

3 About 3:14 p.m.

4 CHAIRMAN WHITE: Good afternoon, everyone.
5 Welcome to the Board of Police Commissioners Meeting,
6 dated for Thursday, April 19th, 2012. My name is
7 Commissioner Jerome Warfield, and this is Jessica
8 Taylor. No, they have our name tags mixed up here.
9 We'll slide them down.

10 I am Commissioner Donnell White. I have the
11 pleasure of serving as Chairman for the Board of Police
12 Commissioners, and today I'm joined with my colleague
13 Commissioner Jerome Warfield. Representing the staff
14 of the Board of Police Commissioners is Executive
15 Secretary to the Board, Mr. George Anthony.

16 Mr. Anthony, for the record, can you please
17 introduce our staff?

18 SECRETARY ANTHONY: Thank you, Mr. Chair.
19 For the record, George Anthony, Secretary to the Board.
20 We have Ms. Dalph Watson is who our Director of Police
21 Personnel. We also have recording our proceedings is
22 Sergeant Alan Quinn, and Ms. Elizabeth Koller from
23 Hanson Court Reporting Service. That completes the
24 introductions, sir.

25 COMMISSIONER WHITE: Thank you,

1 Mr. Secretary. Representing the Office of the Chief is
2 Deputy Chief Ben Lee. Thank you for being with us,
3 sir.

4 At this time we will ask if Chaplain James
5 Powell will come forward with our invocation. Good to
6 see you, Chaplain.

7 CHAPLAIN POWELL: Good to see you. Good
8 afternoon, everyone. Let us look to the Lord. Lord
9 God of grace, in the name of Jesus, we thank and praise
10 you, Lord, for your keeping power and your blessing
11 power. For blessing us, Lord God, to wake up this
12 morning and to start us on our way.

13 Lord, as we bring our minds together asking
14 you, Lord, just to help us be one. Help us, Lord God,
15 again to continue to make this City great and to do
16 your blessed will. Look down upon, Lord God, our
17 Mayor, our Chief, Lord God, and all of the staff that
18 is here, and our council members.

19 Bless each and everyone one of us, Lord God,
20 that is here today. Help us to do your blessed will
21 and help us to call upon your name. We thank you, Lord
22 God, and we magnify your wonderful name. In Jesus
23 name, Amen.

24 AUDIENCE: Amen.

25 COMMISSIONER WHITE: Thank you, Chaplain.

1 I'm going to ask that we table our motions for the
2 approval of the agenda as well as the minutes until
3 such time a quorum is reached. There is no official
4 Chairperson's report today.

5 Mr. Secretary is there a Secretary's Report?

6 SECRETARY ANTHONY: Yes, sir, there is.

7 Again, George Anthony, sir, Secretary to the Board. We
8 have a report of the citizen complaints that were
9 received in March of 2012. The monthly count of
10 complaints of March of 2012 were 132 compare to the
11 same period last year 143, that represents an eight
12 percent decrease. The year-to-day figure for 2012 is
13 332, for 2011, 341, a three percent decrease.

14 At the end of March 2012 the Office of the
15 Chief Investigator had open investigations 489, cases
16 filed 332, cases closed 543. Of the 132 cases filed in
17 March of 2012, 25 percent involved unknown Officers,
18 the alleged known units involved and complaints filed
19 in March 2012 were the 6th and 8th Precinct at ten
20 percent, Southwestern District nine percent, and
21 Northeastern District eight percent.

22 Of the 132 cases filed in March of 2012, 148
23 allegations were -- there were 104 allegations and the
24 leading areas of those concerns were demeanor
25 33 percent, procedure 30 percent, force 13 percent, and

1 service 13 percent. That completes the report on
2 citizen complaints.

3 COMMISSIONER WHITE: Thank you,
4 Mr. Secretary. Any questions, Commissioner Warfield?

5 COMMISSIONER WARFIELD: No, sir.

6 CHAIRMAN WHITE: Mr. Secretary, I did have
7 one question just for the record. Do we have an
8 indication in terms of how we're doing with our case
9 progressions in terms of moving away from our backlog
10 versus open?

11 MR. SECRETARY: I think under the leadership
12 of our Attorney to the Board we're moving very close to
13 gaining zero compliance -- or gaining 100 compliance,
14 zero backlog.

15 COMMISSIONER WHITE: Thank you,
16 Mr. Secretary. At this time we'll have our
17 presentation from the Office of the Chief, Deputy Chief
18 Lee.

19 D.C. LEE: Yes, on behalf of the Department,
20 we have a presentation regarding Secondary Employment
21 and Commander John Serda, Management Services Bureau,
22 will do the presentation.

23 CHAIRMAN WHITE: Commander, good to see you,
24 sir.

25 COMMANDER SERDA: Yes, sir, thank you. I'm

1 Commander Serda from Management Services Bureau. I
2 bring greetings from our Deputy Chief Janice Butler.
3 I'll get this up here in a second. We're going to be
4 talking about Secondary Employment, and we do have a
5 Power Point presentation after which we will take
6 questions. Okay. The first line is to explain the two
7 different types of employment our Officers engage in
8 when their off duty.

9 The first one talks about the Secondary
10 Employment, that's the new program that we are
11 operating under. We'll explain further. The other one
12 outside employment is the type of off-duty employment
13 Officers always had an opportunity to engage in and
14 those are basically nonpolice functions.

15 For example, somebody gets a job at CVS or
16 maybe they're a teacher on the side, you know, they're
17 not engaging in police work, but they are engaged in
18 outside employment.

19 Now, the only requirement the Department has
20 is they have to file for permission for that on a
21 yearly basis and they are limited in how many hours a
22 week they can work, and their supervisor, their
23 Commanding Officer would monitor whether their work is
24 being affected by their outside employment.

25 So under Secondary Employment we're talking

1 about where Officers are under contract to certain
2 vendors and that is controlled by the Secondary
3 Employment Unit. The next line talks about the Fair
4 Labor Standards Acts that contains a provision that
5 allows for this type of employment where an Officer is
6 working in a law enforcement capacity but for a
7 separate independent employer.

8 So that covers our Secondary Employment
9 Officers who are working for another employer doing law
10 enforcement work and those hours are not combined with
11 their DPD hours for overtime purposes.

12 These are some of the limits of the authority
13 that the Officers have when their working Secondary
14 Employment. Their primary duties are to protect
15 property and life, keep the peace, enforce ordinances,
16 and also our members are required to adhere to
17 department procedures.

18 So these are all the things that they're
19 trained on and have to agree to before they're allowed
20 to accept Secondary Employment. So there's a whole
21 process they go through where they're explained all
22 these limitations and requirements, responsibilities,
23 they have before they're allowed to participate.

24 So when they are taking police action, for
25 example, when the conduct of any person threatens to

1 breach the peace the member may intervene to end the
2 violation and if necessary make an arrest. So they can
3 make arrests while they're working Secondary
4 Employment. They are also tied to our on-duty Officers
5 by radio and phone so if they need assistance they can
6 call for assistance.

7 Our Secondary Employment Unit approves
8 members to work through an automated system. In other
9 words, we have an online computerized system that
10 tracks what opportunities are available and what
11 Officers are available for that opportunity. So when
12 an Officer signs up they get logged into the system and
13 then they can track what opportunities are available,
14 sign up for those opportunities, and that system is
15 able to make sure that they're not supposed to be at
16 their regular duties or they're not supposed to be in
17 court and things like that or they haven't exceeded the
18 number of hours that they're limited to per week.

19 The Secondary Employment Unit also approves
20 employers who are requesting Officers. So an employer
21 would have make an application, say what Officers they
22 need, what kind of work they'll be doing, how many
23 hours, and then our Secondary Employment Unit does a
24 review of that and visits the site if necessary to
25 confirm that that's exactly what they're asking for.

1 Our unit also processes any additional fees
2 or expenses due to the Department so as the Officers
3 are working there's a fee due to the City for that
4 service and also there could be fees due, for example,
5 if they request a scout car as part of the assignment,
6 there's a fee for that and these Officers make sure
7 those fees are paid.

8 They are also responsible for procuring
9 equipment that is requested and needed for any
10 particular assignment. Again, for example, a scout
11 car. Okay.

12 This talks a little bit about the prohibitive
13 assignments for Secondary Employment. So anything that
14 would adversely reflect on our professionalism or
15 dignity to the Department we would decline that kind of
16 request. Anything that there's a conflict of interest
17 or anything that's going to negatively impact the
18 Officer's performance of his own duties.

19 In other words, if there's too many hours or
20 the kind of work that will negatively impact their
21 normal duties it would be declined. So this talks
22 about what's required for an employer to participate in
23 this program. They would submit a request for service.
24 The Department would review the business and then both
25 parties would complete and sign the agreement. And the

1 table down there shows what the current rate of pay is
2 depending on what your rank if you're working Secondary
3 Employment. That is based on the current hourly rate
4 of pay for each of those ranks, so basically they're
5 getting their same hourly rate of pay that they would
6 get if they were working their normal duties, but
7 they're not getting overtime.

8 This is a current list of vendors who are
9 currently using the Secondary Employment program for
10 police service including down below. We're in talks
11 right now with the Detroit Lions to cover the Detroit
12 Lions games. So that is still in the process. All the
13 ones above that are current and those are businesses
14 that currently use Secondary Employment Officers.

15 That really is the last line anyway, the last
16 line. If anybody has questions?

17 (Inaudible.)

18 COMMANDER SERDA: I think they can but after
19 the Board -- no.

20 COMMISSIONER WHITE: During comments.

21 COMMANDER SERDA: During comments, okay.

22 CHAIRMAN WHITE: Thank you, Commanders. Sir,
23 questions, Commissioner Warfield.

24 COMMISSIONER WARFIELD: Yes, sir. Thank you,
25 Commander Serda. It's always good to see you.

1 COMMANDER SERDA: Yes, sir, thank you, you,
2 too.

3 COMMISSIONER WARFIELD: How many Officers are
4 actually signed up in the program, in the Secondary
5 Employment program?

6 COMMANDER SERDA: That varies. I don't know
7 the exact number. Maybe Sergeant -- I should have
8 introduced Officers Tonya Oliver and Latasha Brown.
9 They're the ones that run Secondary Employment.
10 Sergeant Cary is their supervisor. He also wears
11 several other hats, but he also supervises Secondary
12 Employment. So they're my subject matter experts.

13 OFFICER OLIVER: There are currently 305
14 members and approximately maybe 50 or 60 additional
15 Officers awaiting approval.

16 COMMISSIONER WARFIELD: Thank you, Sergeant.
17 You might stay up there. Because when we first heard
18 about the Secondary Employment program we knew that we
19 understood that there were certain criteria that the
20 Officers had to meet in order to be considered to be in
21 that program.

22 Could you review that criteria briefly for
23 us? What makes an Officer eligible to get in that
24 program and what disqualifies them from being in
25 program.

1 COMMANDER SERDA: Basically an Officer cannot
2 be on attendance control, they cannot be suspended or
3 on light duty for medical reasons. They have to be
4 full duty.

5 By the way, there's a Department Directive
6 that is making its way through the channels that I'm
7 referring to. It hasn't gone through all the channels,
8 but that's what I'm referring to at this point, has all
9 the criteria for working in Secondary Employment.

10 So a couple things would make you ineligible
11 are if you're a probationary Officer, if you're on FML,
12 disabled, restricted or light duty, currently suspended
13 or loss of law enforcement authority, on attendance
14 control, extended sick leave, no gun status, receive
15 disciplinary action after exhausting all administrative
16 remedies which resulted in a plenty of ten days or
17 more, that's the basic ineligibility criteria.

18 COMMISSIONER WARFIELD: Also you had
19 mentioned the sites where the Officers or the vendors
20 are currently using Secondary Employment. And we see
21 that we are in talks with the Detroit Lions. Are we
22 going to be in talks with the other sports teams where
23 Officers are in those venues and where you basically
24 have Officers there covering those events?

25 COMMANDER SERDA: I really don't know the

1 answer but maybe Deputy Chief Lee might have some
2 insight on that. I would assume that at some point we
3 would be talking to the other sport teams.

4 D.C. LEE: Deputy Chief Lee. I don't want to
5 speak out of turn, but they may be in talks with them.
6 I don't think they're using anybody at Tiger Stadium
7 right now. But the majority of those people on the
8 inside they are actually traffic people as opposed to
9 the Lions games they want people on the inside. So
10 those are the numbers that we're talking about on the
11 inside. But I'm sure they're going to be in talks.

12 COMMISSIONER WARFIELD: Also, Commander
13 Serda, early on in the initiation of this program we
14 had asked that there will be brochures, pamphlets, or
15 flyers at the establishments where these Officers would
16 be employed in order that if there are some Officer
17 citizen interactions that is unfavorable that the
18 citizen is aware of where to make a complaint to the
19 Board of Police Commissioners and how they're able to
20 do that.

21 Do you know if that's in place, and if so we
22 can make sure that is in place at these various
23 establishments that that information is there?

24 COMMANDER SERDA: I certainly will follow up
25 that on that.

1 COMMISSIONER WHITE: Thank you, Commissioner.
2 Commander, as it relates to when we do Secondary
3 Employment, the assumption is these Officers are in
4 uniform, correct?

5 COMMANDER SERDA: Correct. They could be
6 requested to be in plain clothes, but it would have to
7 be with permission from the Chief, and we haven't had
8 any of those yet.

9 COMMISSIONER WHITE: Okay. And my next
10 question kind of leads into the question that
11 Commissioner Warfield asked. If an actual complaint is
12 lodged against an Officer in his duties as Secondary
13 Employment is that track in our MASS System or is that
14 an issue that is viewed as not necessarily an issue for
15 the Department?

16 COMMANDER SERDA: That is tracked in the MASS
17 System and that would go through either the supervisor
18 that's also working Secondary Employment if there is
19 one. If there's more than three Officers at a
20 particular site they're required to hire a supervisor
21 also. If there's not and there's not a supervisor then
22 the supervisor from that precinct or district is
23 required to be notified and follow up with any
24 notifications or paperwork necessary.

25 COMMISSIONER WHITE: Okay. And under your

1 Fair Labor Standards Act slide there was reference to
2 law enforcement capacity for a separate and independent
3 employer. Can you give me an example of what that is?

4 COMMANDER SERDA: Well, that's any of our
5 vendors that are currently using Officers under
6 Secondary Employment. They're hiring these Officers to
7 do basically law enforcement work. The Officers are in
8 uniform. They're doing some type of law enforcement
9 work. So the Fair Labor Standards Act allows for that
10 without the hours being run together.

11 For example, if in the same day an Officer
12 did eight hours for Detroit Police Department and then
13 did four hour for a secondary employer those four hours
14 are not going to be overtime.

15 CHARIMAN WHITE: Okay. Just for the
16 record, the Secondary Employment program was launched,
17 was it a year ago?

18 COMMANDER SERDA: Yes, about a year ago.

19 CHARIMAN WHITE: Was it February or March
20 or has it been longer?

21 OFFICER BROWN: Well, our first job was June
22 1st.

23 CHAIRMAN WHITE: And there was reference made
24 to the fees that are collected. Has there been any
25 revenue projections? How successful has the program

1 been and has it benefited --

2 OFFICER OLIVER: Tonya Oliver, again. The
3 program has currently made \$61,583.00, and that's for
4 vehicle and administration.

5 CHAIRMAN WHITE: Vehicle and administration.
6 Are there any other fees or those are the only two fees
7 we would collect under vehicle and administration?

8 OFFICER BROWN: Those are the only two fees.

9 OFFICER OLIVER: The Officers are paid
10 directly.

11 CHAIRMAN WHITE: Okay. So from June 1st of
12 2011 to current 61,000.

13 OFFICER OLIVER: Uh-huh.

14 CHARIMAN WHITE: Also there were hourly
15 rates that were listed for Lieutenants, Sergeants,
16 Investigators, and Police Officers. How are
17 assignments given out? Is it on seniority? Is it
18 first come first sign up or how are assignments given
19 out?

20 OFFICER OLIVER: Well, it's pretty much first
21 come -- well, the system is based on the numbers of
22 hours that the Officer has worked. So if you have ten
23 Officers apply for one position and the job only needs
24 five Officers it's going to take the first five
25 Officers with the least amount of hours that they have

1 accumulated so far in the system.

2 It gives everybody equal opportunity to work
3 Secondary Employment. When we get to a situation where
4 we have two Officers with the same seniority date and
5 one Officer has maybe only worked twenty hours in the
6 system and the other has worked thirty, you have the
7 one with the least amount of hours have the opportunity
8 to work that job. So the system automatically
9 calculates and picks the correct Officer based up on
10 the hours and the seniority date.

11 CHAIRMAN WHITE: Okay. And that's hours in
12 Secondary Employment, not the Department?

13 OFFICER OLIVER: Correct, correct.

14 CHAIRMAN WHITE: Okay. And just for a point
15 of clarification, individual sites cannot request
16 individuals Officers or a particular Officers or how is
17 that all formulated? If I need a Spanish speaking
18 Officer or a male versus female, does it get specific
19 or is an Officer an Officer?

20 COMMANDER SERDA: You can request special
21 training, special qualifications, and if one's
22 available they will be used. But you can't request a
23 specific Officer. And if no one's available with that
24 training then the first Officer that's up for the next
25 assignment would get that assignment.

1 CHAIRMAN WHITE: Okay. Thank you, Officer
2 Oliver and Brown, and Commander Serda, thank you, sir.

3 COMMANDER SERDA: Our pleasure.

4 CHAIRMAN WHITE: The Chair would like to note
5 the presence of Commissioner Jessica Taylor who has
6 joined us. Welcome, Commissioner.

7 COMMISSIONER TAYLOR: Thank you.

8 CHAIRMAN WHITE: Deputy Chief Lee,
9 anything further?

10 D.C. LEE: No, sir. Very well said.

11 CHAIRMAN WHITE: Thank you, sir. At this
12 time the Chair will entertain a motion for the approval
13 of the agenda dated Thursday, April 19th, 2012.

14 COMMISSIONER WARFIELD: So move.

15 COMMISSIONER TAYLOR: Second.

16 CHAIRMAN WHITE: It's been properly moved and
17 supported. Any discussion? See none, all those in
18 favor?

19 COMMISSIONERS: Aye.

20 CHAIRMAN WHITE: Opposed? Thank you. The
21 Chair would also ask that we table the minutes for
22 April 12th, 2012 until our next meeting on April 26th
23 as they have not been provided to us to date.

24 COMMISSIONER TAYLOR: So move -- I'm sorry.

25 CHAIRMAN WHITE: No motion needed. We'll

1 table that to the next meeting.

2 COMMISSIONER TAYLOR: All right.

3 CHAIRMAN WHITE: Under Standing Committee
4 Report, Commissioners, in front of you should be a
5 resolution dealing with the Attorney to the Board.
6 I'll read through that resolution into the record.

7 Whereas, the 2011 Charter for the City of
8 Detroit, (the "Charter") was ordained and established
9 by the citizens of Detroit for the governance of the
10 City; and whereas the Charter vests supervisory control
11 and authority of the Detroit Police Department and the
12 Board of Police Commissioners (the "Board") and
13 whereas, the Board has the authority by Charter in
14 Section 7-804 to hire and appoint staff as necessary to
15 carry out its duties; and whereas, Ms. Celia Banks
16 Washington is an appointee of the Board and serves the
17 Board as its Supervising Investigator/Attorney; and
18 whereas, in February 2011 the Detroit City Council
19 reclassified her position and changed the title to
20 "Attorney to the Board" to better reflect the actual
21 duties and responsibilities she performs for the Board;
22 and whereas, the "Attorney to the Board" is an
23 appointee of the Board and is not employed by the City
24 of Detroit Law Department as an Assistant Corporation
25 Counsel; and whereas, the Attorney to the Board is the

1 Board's liaison to the Law Department on legal issues
2 and receives direction and authorization from the
3 City's Corporate Counsel; and whereas, the Board
4 desires to appoint Ms. Celia Banks Washington to the
5 position of Attorney to the Board with a salary
6 commensurate with that appointment.

7 Now therefore be it resolved that, the Board
8 appoints Ms. Celia Banks Washington to the position of
9 "Attorney to the Board" this date April 19, 2012.

10 Commissioners, what is your pleasure?

11 COMMISSIONER WARFIELD: Sir, I move that the
12 resolution be adopted as stated.

13 COMMISSIONER TAYLOR: Support.

14 CHAIRMAN WHITE: It's been properly moved and
15 supported. Any discussion?

16 COMMISSIONER WARFIELD: Yes, sir. I just
17 want to first of all thank you for your leadership on
18 this matter. Certainly as we all know that these are
19 responsibilities and duties that Mrs. Washington has
20 been doing since we've all been here and I think it
21 just, you know, appropriately gives her the title that
22 fits the responsibilities that she's done.

23 CHARIMAN WHITE: Thank you, sir. Any
24 other discussion? I would further add to publically
25 thank Counsel Washington for her advice and counsel

1 over the years. I would echo sentiments of my
2 colleague Commissioner Warfield.

3 Since my involvement in this process as of
4 December 2011, you have exuded yourself as a consummate
5 professional in the field and directing and advising
6 this body and I'm certainly grateful.

7 SPEAKER: You deserve it.

8 CHAIRMAN WHITE: Any further comments?
9 Seeing none, all those in favor?

10 COMMISSIONERS: Aye.

11 CHAIRMAN WHITE: Opposed? Thank you. And,
12 Miss Smith, we thank you for your support as well.

13 MS. SMITH: I give it when it's deserved.

14 CHAIRMAN WHITE: Under New Business there are
15 a number of Resolutions to be dealt with dealing with
16 the retirement of Lieutenant Aaron Robins, Retired
17 Lieutenant William Peterson, and Retired Investigator
18 Lampton Johnson.

19 Is Lieutenant Robins, Peterson, or Johnson
20 here today? Okay. I would ask if Commissioner Taylor
21 would lead us in the reading for the Resolution of the
22 Resolve Clauses of the Title and Resolve Clauses of our
23 Lieutenant since their presence is not here and we will
24 give the full Resolution for the record to be entered
25 into the record as a whole.

1 COMMISSIONER TAYLOR: Now, therefore, this
2 Resolution honoring Lieutenant Aaron J. Robins, now
3 therefore, there be it resolved that the Detroit Board
4 of Police Commissioners speaking on behalf of the
5 citizens of the great City of Detroit recognize and
6 honor the lifelong contribution and commitment to
7 excellence in public service of Lieutenant Aaron
8 Robins.

9 His display of courage and unwavering
10 community spirit has improved the quality of life for
11 the citizens of Detroit. We wish you all the best in
12 your future endeavors. We thank and congratulate you,
13 Lieutenant Aaron Robins.

14 Resolution honoring Lieutenant William L.
15 Peterson. Now therefore be it resolved that the
16 Detroit Board of Police Commissioners speaking on
17 behalf of the citizens of the City of Detroit and the
18 Detroit Police Department recognize and honor the
19 lifelong commitment of Lieutenant Peterson.

20 He served the Detroit Police Department and
21 the City of Detroit with loyalty, professionalism,
22 integrity, and dedication. He is widely respected
23 throughout the law enforcement community as the
24 consummate professional. We thank and congratulate
25 you, Lieutenant William L. Peterson.

1 Resolution honoring Investigator Lampton F.
2 Johnson. Now therefore be it resolved that the Detroit
3 Board of Police Commissioners speaking on behalf of the
4 citizens of the City of Detroit and the Detroit Police
5 Department recognize and honor the lifelong commitment
6 of Investigator Johnson. He has devoted his life to
7 public service and safety and has executed the duties
8 of a remarkable Police Officer. You're extraordinary
9 effort merits our high regards.

10 We thank and congratulate you, Investigator
11 Lampton F. Johnson. Detroit Board of Police
12 Commissioners.

13 CHAIRMAN WHITE: Thank you, Commissioner
14 Taylor. Commissioners, before us are Resolutions for
15 retired Lieutenant Aaron Robins, retired Lieutenant
16 William Peterson, and retired Investigator Lampton
17 Johnson that they be adopted by the Board of Police
18 Commissioners this date of April 19th, 2012. Is there
19 a motion in that order?

20 COMMISSIONER WARFIELD: Sir, I move that we
21 adopt the aforementioned Resolutions, and that they
22 will be part our permanent archives as we honor these
23 Officers who are retiring.

24 COMMISSIONER TAYLOR: Support.

25 CHAIRMAN WHITE: It's been properly moved and

1 supported. Any discussion? Seeing none, all those in
2 favor?

3 COMMISSIONERS: Aye.

4 CHAIRMAN WHITE: Opposed? Thank you.
5 There's no Old Business before us at this time. Under
6 Announcements, the City of Detroit Police Department
7 invites the community to attend the Detroit Police
8 Department's Command Accountability Meeting which will
9 be held Tuesday April 24th, 2012, at the Wayne County
10 Community College Downtown Campus, 1001 West Fort
11 Street. The meeting will be held on the first floor in
12 the multipurpose room at 11:00 a.m. until 1:00 p.m.

13 The second annual scholarship fundraiser for
14 Hispanic Police Officers Association of Michigan
15 Detroit Chapter will be held Thursday, April 19th,
16 2012, at 5:00 p.m. to 9:00 p.m., at Giolana's Lounge,
17 3537 West Vernor, that's between 24th and 25th Street.

18 This is a City of Detroit news release.
19 Motorist are encouraged to pay parking violations
20 before the law withholding driver's licenses takes
21 effect.

22 Michigan law lowers its number of parking
23 violations on May 16th. The Detroit Municipal Parking
24 Department, MPD officials are encouraging motorists to
25 pay outstanding tickets or enter into a payment

1 agreement before a law goes into effect that lowers the
2 number of violations that will prevent drivers from
3 renewing or obtaining their license. Beginning May 16,
4 anyone with at least two outstanding handicap
5 violations and/or three or more parking violations will
6 not be able to get their driver's license until the
7 tickets are paid. Affected motorist also may be
8 required to pay driver's license clearance fees.

9 Under the current law, driver's license are
10 withheld for motorists with six or more outstanding
11 parking tickets or two outstanding handicap tickets.
12 We ask that you govern yourself accordingly with that.

13 Let's see. Get money smart, it's your money,
14 keep it, it's your credit, understand it, Saturday
15 April 28th, 2012, at Wayne County Community College
16 District Downriver Campus at the Ray Mix Room, 21000
17 Northline, Taylor 48180 at 10:00 a.m. to 2:00 p.m.,
18 financial stress tools, at the Community Financial
19 Center, tax advice, and a wealth information and
20 knowledge.

21 The last announcement will be that the next
22 meeting for the Board of Police Commissioners will be
23 Thursday, April 26th, 2012, at 3:00 p.m. here at Police
24 Headquarters, 1300 Beaubien, Room 328A, 3:00 p.m., next
25 meeting.

1 At this time we'll have our oral
2 communications from the audience. If you wish to
3 address the Board of Police Commissioners we ask that
4 you come forward, please state and spell your first and
5 last name for the benefit of the record as well as
6 please be mindful of the two-minute allotted time
7 period as showcased by Officer Manager Robert Brown to
8 my right and your left. Good afternoon.

9 MS. MADISON: Good afternoon. My name is
10 Shekita Madison. I am here on behalf of my daughter.
11 She was murdered in the City of Detroit, her and her
12 cousin December 19th, 2011. I'm having some problems
13 with the Detective as far as when I received the
14 autopsy report I see errors there that I know for sure.
15 I spoke with the Detective. He has still not got back
16 with me on that yet.

17 I don't want, I just -- the Detective. I
18 just need some type of closure. And also my daughter's
19 been dead for four months. The autopsy is done. I
20 don't have a death certificate. I got the funeral home
21 calling me about payment. I cannot pay for my
22 daughter's and her cousin's funeral because I don't
23 have a death certificate. It's been four months. I'm
24 try to get some help with that. Still nothing. So
25 that's about it for now.

1 CHARIMAN WHITE: Well, Ms. Madison, first
2 of all we are deeply saddened and offer our condolences
3 for your loss.

4 MS. MADISON: Thank you.

5 CHAIRMAN WHITE: We certainly applaud you for
6 the courage to come forward and share that information,
7 and we will look into everything within our power to
8 see what things that we can handle.

9 Deputy Chief, I'm certain we can get
10 Ms. Madison someone to discuss matters of her case.
11 And I'm not sure to what degree we're able to impact
12 the death certificate or is there a recommendation that
13 we might be able to refer Ms. Madison to that she might
14 be able to get that information?

15 D.C. LEE: Yes. Through the Chair, we don't
16 control the death certificate or the autopsy report,
17 that is the morgue, the coroners office, but I will
18 partner you up with D.C. Welles in the back and he will
19 facilitate getting whatever information he can get, and
20 then also whatever you need with the Detectives they'll
21 facilitate for you.

22 MS. MADISON: Okay. As far as the autopsy
23 report as not being correct, I see some errors myself
24 on there, that's what I'm saying.

25 D.C. LEE: Yes, but we don't control that

1 portion of that. That would be the morgue, the
2 coroners office, the Wayne County Coroners, the Wayne
3 County Morgue, medical examiner, I'm sorry.

4 MS. MADISON: Yeah, I'm not getting no help
5 with them either.

6 D.C. LEE: He'll partner with you in the
7 back.

8 MS. MADISON: Thank you.

9 CHAIRMAN WHITE: And we'll receive an update,
10 Ms. Madison. Again, if there's anything within our
11 power we certainly will look into that matter for you.

12 MS. MADISON: All right. Thank you.

13 COMMISSIONER WARFIELD: Ms. Madison, you
14 might want to reach out to your Wayne County
15 Commissioner as it relates to getting that autopsy, you
16 might want to reach out to that Commissioner as I'm
17 sure they will be more than willing to help you.

18 MS. MADISON: All right. Thank you.

19 CHAIRMAN WHITE: Good afternoon.

20 MS. MORRIS: Tijuana Morris, Fight For Your
21 Rights Investigations. I do the investigations for the
22 Detroit Coalition Against Police Brutality. And I am
23 again here requesting some type of closer concerning my
24 case that I filed. The complaint that I filed and I
25 haven't -- I'm here, I guess I'll talk to Sylvia after

1 this, but I do want it to be on record that it has not
2 been resolved, and it's been three years.

3 Secondly, I saw on the television what
4 happened at the 2nd Precinct. How can somebody come --
5 I'm asking for procedure also. Why was the young man
6 that went to turn himself in that they been looking
7 for -- they might have information for me. Is there a
8 procedure? I guess I'll be talking to the Assistant
9 Chief about that. Is there a procedure for that?

10 CHARIMAN WHITE: Anything further,
11 Ms. Morris?

12 MS. MORRIS: I'm waiting if I can get an
13 answer.

14 CHAIRMAN WHITE: We'll come back and answer.
15 You had a number of questions. I just want to make
16 sure we get all of them before we start.

17 MS. MORRIS: Okay.

18 CHARIMAN WHITE: As it relates to the
19 issue of your complaint filed, the Board received
20 information that that matter, you've had several
21 conversations with a number of individuals from the
22 Office of the Chief Investigator and there was
23 information that was asked of you and I believe you
24 might have been out of town or unable to provide that
25 information, but if there's something further we can

1 do, which I don't believe there's anything further at
2 this time.

3 MS. MORRIS: Well, my understanding is I
4 talked to Sylvia when I was here before. When they
5 called me I was out of town. I'm back in town. I'm
6 here to find out what it is. It has not been resolved.

7 CHAIRMAN WHITE: Okay. So we would ask
8 afterwards if you have anything further on that matter
9 that you speak with Attorney to the Board Celia Banks
10 Washington. As it relates to an incident at the 2nd
11 Precinct, I'm not familiar with that. Maybe Deputy --

12 MS. MORRIS: The young man turned himself in
13 and he was turned away.

14 D.C. LEE: Deputy Chief Lee, through the
15 Chair. Yes, there was an incident. I do believe
16 that's currently under investigation, so I can't speak
17 about it, where someone attempted to turn themselves
18 in. It was also a topic of our discussion yesterday at
19 our crime briefing regarding the procedures.

20 The precincts are still open. In the event
21 that somebody needs to turn themselves in they can
22 still do so at either district or either precinct.

23 MS. MORRIS: Okay. Thank you.

24 CHARIMAN WHITE: You're welcome. Thank
25 you, Deputy. Thank you, Ms. Morris.

1 MR. MALIK: My name is Jalal Malik. It's
2 spelled M-A-L-I-K, my first name is spelled J-A-L-A-L.
3 I want to give honor to God first and foremost before I
4 start. I'm representing two organizations here today.
5 I'm representing one organization that's called Detroit
6 Stop the Violence. The next organization that I'm
7 representing is called Mothers of Murdered Children.

8 We're here today because of the fact that we
9 want out to reach out to the Commission and let the
10 Commission know that we have an abundance of reports
11 and no closure for the murders that have taken place in
12 Detroit, Michigan.

13 We got a high number of murders as you know,
14 and it's hard to fight the crime because we don't have
15 the manpower. We don't have a lot of things that's in
16 order. So we can't fight the crime. But the problem
17 that we have is we're not getting enough information
18 back on some of the questions that we're asking the
19 Police Department.

20 So now what we're trying to do is we're
21 trying to set up things in the community to try to
22 resolve some of the problems. But our biggest problem
23 is that our kids are dying and we don't know what's
24 going on. We need some closure and we need to
25 understand how we can get a chance to work with the

1 Commission, with the Police Department or whoever. So
2 we've set up different organizations and we've set up
3 different programs. We're having a Stop the Violence
4 Program.

5 I'll pass out some fliers because I know my
6 time is up. And then we're having a 100,000 people
7 walk Mothers for Murdered Children. I wish I could
8 have stop, brother, but I can't stop right now. And
9 we're going to Hart Plaza April the 29th and all of the
10 mothers of murdered children and the people, we're
11 going to watch, we're going to watch what happens when
12 we go down there because of the fact that we've been on
13 Facebook. We done had 80,000 hits on Facebook.

14 So this is a well-known event and I don't
15 even think the police know that this event is going on.
16 So I'm going to leave some fliers and any help that you
17 can give to Mothers of Murdered Children, and myself,
18 my organization, Stop the Violence, please.

19 And we would like to invite the Commission to
20 come to the Stop the Violence Program. It's on Sunday.
21 It's at a church at six o'clock. Because I think you
22 guys might see a couple things a little bit different
23 when you hear some of the stories of some of the
24 mothers that's going to be there. Thanks.

25 CHARIMAN WHITE: Thank you, Mr. Malik.

1 (Applause.)

2 CHAIRMAN WHITE: And we're certainly
3 appreciative of the invitation to participate in your
4 upcoming events, and if you could share that flier with
5 us before you leave today, I'm certain the
6 Commissioners who can would like to attend. Good
7 evening.

8 MS. CLARK: Good evening. My name is Andrea
9 Clark. My question is in relation to Secondary
10 Employment. I'm not sure if the question was answered,
11 so I'm going to ask it again. Where does the liability
12 fall in terms of the Secondary Employment? Is it with
13 the vendor or is it with the citizens of Detroit?

14 CHAIRMAN WHITE: Okay. And which
15 liability are you referencing?

16 MS. CLARK: Well, anything that goes wrong
17 when they're on duty, on secondary duty, anything that
18 can go wrong involving the off-duty Officer?

19 CHAIRMAN WHITE: Any further questions?

20 MS. CLARK: No, that's it.

21 CHAIRMAN WHITE: Okay. Inspector?

22 INSPECTOR RIVERS: Inspector Rivers, City of
23 Detroit Police Department, Legal Affairs. Good
24 afternoon.

25 CHAIRMAN WHITE: Good afternoon. As it

1 relates to -- I'm sorry.

2 INSPECTOR RIVERS: As it relates to that
3 issue, there has been a grievance filed and the
4 association has been advised that they will be
5 responded to in writing, and I prefer that we do that.

6 CHARIMAN WHITE: Thank you.

7 MR. LEWIS: Good afternoon, everyone. My
8 name is Jeff Lewis, L-E-W-I-S, lifelong citizen of the
9 City of Detroit.

10 CHAIRMAN WHITE: I'm sorry to cut you off,
11 Mr. Lewis. I just want to be clear, Ms. Clark. So
12 when we receive something in writing we will address it
13 more appropriately at the time. I don't want to -- it
14 just seems that we have glossed over your question.

15 But once we're able to receive information
16 formally we will be happy to address that in open forum
17 for you. Thank you. Sorry, Mr. Lewis.

18 MR. LEWIS: No problem. Should I start over?

19 CHAIRMAN WHITE: No, keep going, please.

20 MR. LEWIS: Okay. As a lifelong citizen of
21 this City and a taxpaying citizen, I live in a
22 neighborhood that's still fairly decent and I know my
23 concern may not be anywhere close to some of the others
24 that are here. But I've had four situations where
25 homes that are empty that have been foreclosed on in my

1 neighborhood, one right across from me, where I
2 actually myself and another neighbor have stopped
3 vandals from stripping the houses.

4 We call the police and we're told first and
5 foremost are you the owner complainant? And thing is,
6 no, I'm not the owner complainant, but I'm the neighbor
7 across the street or I'm a community person in the
8 community. I'm a taxpayer.

9 Why is it that I can't get the Police Officer
10 out here to get these people? We had one situation
11 where Officers actually came. The men were there
12 taking radiators out of the house, taking the doors.
13 The Police asked me and my neighbor, are you the owner
14 complainant? We said, no. They got back in their cars
15 and left.

16 It's an outrage. It's unfortunate that I
17 work in the City of St. Clair Shores, I see more
18 Detroit Police Officers in St. Clair Shores and
19 Warren and in all of the Grosse Pointes and Oak Park
20 and Ferndale than I see in my own city if I drive from
21 the eastside to the westside and back as on that same
22 occasion as of today.

23 Now, we all know there's a lot of rumors
24 going around about the City right now with all the
25 financial problems that are going on. I want to know

1 from this Board if you know is it a fact the City of
2 Detroit Police Department is forty-million dollars over
3 it's budget and if so how when we as a people of this
4 City we don't see anyone doing anything. Not to say
5 that Officers aren't doing their job because I'm sure
6 they are, but we're not seeing it. Thank you.

7 CHAIRMAN WHITE: Thank you. Mr. Lewis,
8 as it relates to number one dealing with the owner
9 complainant issue and the other was a question for the
10 budget.

11 Deputy Chief Lee, is there an instance and I
12 can't phantom where it would be appropriate where an
13 individual would be permitted to perceivably be
14 removing items from a house but because an individual
15 is not the owner complainant not being allow to lodge a
16 complaint? Are you familiar with that.

17 D.C. LEE: No, I'm not. But I'm sure that
18 they should of at the very least taken a report. I
19 would direct him to Deputy Chief Paul Welles -- I mean,
20 Morris Wells to give him the address and we'll look
21 into it for him.

22 CHAIRMAN WHITE: Okay. Mr. Lewis, as it
23 relates to the forty-million dollars over budget that
24 is not the instance for the Detroit Police Department
25 and if need be if there was some more questions we'd be

1 happy to discuss that with you further. Good evening.

2 MS. HILL: Hi, my name is Brenda Hill,
3 B-R-E-N-D-A H-I-L-L. I have a couple of questions
4 about the Secondary Employment. How long between when
5 an incident happens and when it has to be reported to
6 the Precinct Commander? And also what's the cap on
7 hours worked with the Police Department and the
8 secondary hours? Those are the two.

9 Secondly, my son was killed three years April
10 the 9th. He was killed, and he was 22, a college
11 student, and Melinda Goodwin 19. Still unsolved.
12 Lieutenant Blackman, well, Inspector Blackman runs when
13 he sees me. I believe he needs to be fired and Godbee
14 needs to be fired. They can go ahead and resign.

15 Secondly, families of victims feel the police
16 are an adversary in getting their crimes solved over
17 and over and over again. As of late the few times that
18 I've seen Godbee on television he's thrown the victims
19 under the bus and said nothing to the criminals.

20 For example, when the two girls were in the
21 trunk of the car he threw them under the bus and said
22 they were part of backpage.com. That doesn't have
23 anything to do with it. The criminals he said nothing
24 to. He doesn't say you're not going to do this in our
25 City. He didn't say we're coming after you. He didn't

1 say anything to them. But yet that crime is still
2 unsolved -- backpage.com has something to do with it.
3 I'm emotional.

4 We have to change that. We have to change
5 the fact that everybody in this City believes that the
6 Police are against them. We should not have that
7 especially in a City that has from twelve to 2,000
8 people killed in the last three years. That's two
9 percent of the population.

10 We have to do things differently, and we need
11 to get that first and foremost. Not only do they call
12 1-800-SPEAKUP, you can. But the police are supposed to
13 be part of the solution, not part of the problem.
14 Thank you.

15 (Applause.)

16 CHAIRMAN WHITE: Thank you, Ms. Hill, and
17 we continue to applaud you for your steadfastness and
18 being engaged in the process. You've been before us a
19 number of times. There were a number of questions that
20 you did ask and I would like to try to get a response
21 from Commander Serda, if we could.

22 One was, how long before an instance happens
23 before it needs to be reported, and the second question
24 was is there a cap, what is the cap of the number of
25 hours allotted under Secondary Employment?

1 COMMANDER SERDA: Depending on the type of
2 incident. If it's an incident that needs to be, for
3 example, a use of force they're supposed to report that
4 by the end of their shift, their duty shift. Again, as
5 I said before there may be a supervisor working with
6 them on Secondary Employment so that would be an
7 easy thing to do. If there isn't one then they're to
8 go to a supervisor from their precinct or district that
9 they are working in.

10 The cap is 30 hours per week which is the
11 normal cap that you would have even if you're working
12 the other type of outside employment. But even that is
13 monitored to make sure that the hours the Officers
14 working is not adversely affecting their normal
15 assignments. So even if they're working 20 hours a
16 week and we see that it's a problem or they're calling
17 in sick constantly we would take action on that, but
18 the cap is 30 hours a week.

19 CHAIRMAN WHITE: Okay. And that's in
20 addition to the potential forty-hour work week with the
21 Department?

22 D.C. LEE: Yes, sir.

23 CHAIRMAN WHITE: Okay. Thank you, sir.
24 Good afternoon.

25 MS. JORDAN: Good afternoon, my name is

1 Sunshine Jordan. First off, I had two points to make.
2 I, as well, called the police one morning around 8:25
3 observing somebody breaking into the house across the
4 street from me and removing items, hot water tanks, and
5 whatnot.

6 I called the Police, the 10th Precinct,
7 matter of fact, and an Officer answered the phone. I
8 told him what was going on. His response was, what do
9 you want me to do about it? And I said, aren't you the
10 police, aren't you supposed to send somebody out?
11 There's nothing I can do about that.

12 Second point I want to bring up, I have been
13 complaining about this house on my block for the last
14 two years of drug paraphernalia .

15 CHAIRMAN WHITE: I'm sorry, Ms. Jordan, try
16 not to give -- we'll be happy to get that address from
17 you following the meeting.

18 MS. JORDAN: It's out there now.

19 CHAIRMAN WHITE: We'd also ask if we could
20 strike that address from the record, Elizabeth.

21 MS. JORDAN: I have been complaining about
22 the little drug dealers that are on the block that sell
23 their weed and whatnot every day from nine in the
24 morning to ten o'clock at night. I tell them whether
25 you flick them over and pat them down you're not going

1 to find it. They hide it under the cars. They hide it
2 in little bags. They hide it in dirt in the bushes.

3 Stop worrying about what's in their pockets.
4 They're not going to find it there. They do it every
5 day, all day. As soon as Police leave they're right
6 back at it again.

7 I have to argue about my parking spot in
8 front of my house. I have to park halfway down the
9 street when all of their cars on my side of the block
10 and that side is empty. I don't like it. So something
11 has to be done. I thank you.

12 CHARIMAN WHITE: Thank you, Ms. Jordan.
13 Deputy Chief, is there someone Ms. Jordan can speak
14 with following this meeting to share that information
15 with?

16 D.C. LEE: Yes. Through the Chair, Sergeant
17 Cary is available to take her information as we speak.
18 She can see him right now.

19 CHAIRMAN WHITE: Thank you, sir. Any other
20 communications?

21 MS. HAWKINS: Good afternoon. My name is
22 Sheronda Hawkins. I've been before you all before. My
23 husband Brandon Johnson was murdered August 29th, 2011
24 in the Martin Luther King Apartment where we live
25 approximately 3:28 a.m. His case is still unresolved.

1 I still haven't had any correspondence from Sergeant
2 Bowser who's handling his case.

3 Today I'm here to speak about the complex in
4 which we live. We're basically prisoners in our own
5 homes. The little thugs, the drug dealers, they have
6 taken over. There was a shooting there, it's been
7 what, there was a shooting yesterday and the day before
8 that. You can't let your kids out to play. We have
9 seniors down there. They're afraid.

10 I'm now a single parent. I'm afraid.
11 Everyone is afraid. The police come down, they ride,
12 slow down, turn around and go back out of there. You
13 can't even ride up into the complex without first
14 having to pass all the drug dealers. There's a family
15 of and I use the term loosely young men living in an
16 apartment down there and they're breaking into our
17 apartments, and nothing is being done about it. They
18 have no fear that anything will be done about it.

19 Now, me, myself, as I stated before I have a
20 CCW. I carry my gun wherever I go. But there are a
21 lot of citizens down there who don't have that option.
22 We need help. What can you do?

23 CHAIRMAN WHITE: Thank you, Ms. Hawkins.
24 Deputy Chief, is there someone we can put with
25 Ms. Hawkins? I don't know if it's a matter of

1 organizing the MLK community or what, but is there some
2 recommendations we can give her today?

3 D.C. LEE: Yes. Through the Chair, without
4 revealing what we're going to be doing I'll speak with
5 you after. That was a topic of our discussion as well
6 as yesterday. One of the problems that we did have we
7 identified the persons that were responsible for the
8 breakings and enterings. However, nobody wanted to
9 prosecute.

10 MS. HAWKINS: Oh, wow.

11 D.C. LEE: Yes, we did identify them.

12 MS. HAWKINS: The people are afraid. They're
13 scared.

14 D.C. LEE: If you'll talk with me afterwards,
15 I'll talk with you.

16 MS. HAWKINS: All right. Thank you.

17 CHAIRMAN WHITE: Thank you, Ms. Hawkins. Any
18 other communications? Any other communications? Good
19 afternoon, sir.

20 MR. BRICE: Good afternoon. Marcellus Brice.
21 I ran for the House of Representatives two years ago
22 and I've been campaigning in the City of Detroit a
23 really long time. There is no neighborhood in this
24 City, good or bad, had I probably not walked down.
25 I've never been forced out a neighborhood except for

1 when I went to Martin Luther King Projects. That's the
2 only neighborhood that forced me to leave.

3 And I must say that it is very, very bad over
4 there. It's very dangerous. While being there within
5 twenty minutes I saw folks selling drugs. I saw people
6 getting beat up. It's a very, very dangerous situation
7 and it really, really does needs some attention from
8 DPD. Thank you.

9 CHAIRMAN WHITE: Thank you.

10 (Applause.)

11 CHAIRMAN WHITE: Good afternoon.

12 MR. SCOTT: Good afternoon. Ron Scott,
13 Detroit Coalition Against Police Brutality. I wanted
14 to raise some questions about the Secondary Employment.
15 I understand there was a report that City Council
16 Public Safety Committee had asked for within six months
17 after that program had been initiated.

18 I wondered if you have been in receipt of
19 such a report detailing essentially what had happened
20 over that six month experimental period. I don't
21 remember having heard about it. That could be me. I'm
22 hoping that if there's such a report I'd like to see
23 what has happened in terms of citizen, Officer
24 reaction, and also in terms of things related to
25 liability that were raised, many of things because we

1 spoke before the City Council regarding that.

2 So liability considerations as I understand
3 even though it is not -- the association's filed a
4 grievance. The issue is and was as I understood it at
5 that particular time that the institution that was
6 being serviced that would accept the liability
7 responsibility, and I don't know whether or not that
8 mitigated or included any kind individual liability in
9 that situation.

10 But that's what I remember the case to have
11 been that that was the reasons why at the time of the
12 Commission when it was spoken about that there was
13 consideration because the City might possibly not be
14 responsible for any liability considerations. But I
15 don't know whether that under law enforcement
16 considerations the individual Officer may be liable
17 also or the Department may be liable, in addition to
18 that in terms of collectability should there be a
19 problem.

20 So the other thing is I wanted to ask about
21 that was related to that when we said the kind of
22 businesses, I saw that name Meyers. Thus far I don't
23 know whether there is a Meyers in the City of Detroit
24 and if there is not a Meyers in the City of Detroit if
25 an Officer's performing a duty in uniform and a vehicle

1 available outside of the boundaries outside of the City
2 of Detroit and if so what kind of liability
3 considerations and/or enforcements. I saw Meyers.
4 It's not Meyers. What is it? Is it something other
5 than a Meyers or did I read it wrong?

6 CHAIRMAN WHITE: You may be referencing
7 Menjos.

8 MR. SCOTT: Menjos, that's even a greater
9 consideration. Menjos as I understand is club and
10 we're talking about the propriety of law enforcement.
11 And I remember Menjos. Menjos was a gay transgender
12 club. And it's changed now?

13 SPEAKER: Yeah.

14 MR. SCOTT: But it's still a club?

15 SPEAKER: Yeah.

16 MR. SCOTT: And there was some question about
17 clubs in terms of employment of Officers because clubs
18 have a tendency to create the framework where there's a
19 number of altercations. We get complaints about that.
20 So I'm asking those things, you know, in terms of what
21 they say about judges to even avoid the impression of
22 impropriety. And law enforcement standards I think
23 should be held to the same standards. So if it is a
24 club I even have greater consternation about it.

25 Finally, I just want to say something

1 positive about the Department. There's an Officer
2 Redis that works in the Central District. He and his
3 partner, they were in front of our building yesterday
4 and there was a person who was a homeless person that
5 was lying on the ground. And they went out and picked
6 him up, put him in the car, they didn't handcuff him,
7 so forth.

8 And Officer Redis when I went out to tell him
9 I appreciated the manner he had done it. He said that
10 I believe all people deserve respect. Now, I think he
11 sets the standard for the way the Department should be
12 rendered. And I wanted to mention his name so that
13 when we see things like this this is the standard.

14 We've had some critiques today. But I think
15 the citizens here are asking for that kind of behavior
16 in relationship to their individual issues. He sets
17 the standard for which we should have in the
18 Department.

19 CHAIRMAN WHITE: Okay. Thank you. There
20 were a couple of questions that were posed. The public
21 safety report, I'm not sure if there was a report given
22 to City Council, but that report has not been shared
23 with the Board of Police Commissioners.

24 I think Commander Serda was clear in his
25 presentation the liability does fall on the department

1 side and not the individual proprietor, is that
2 correct? Commander, if you could and I have a couple
3 questions for you, as well?

4 COMMANDER SERDA: Commander Serda. I don't
5 think we got to the liability question. Inspector
6 Rivers addressed it as far as we're going to with it
7 today.

8 CHAIRMAN WHITE: Okay. Thank you.

9 COMMANDER SERDA: If there were other
10 questions I can answer.

11 CHAIRMAN WHITE: But as it relates to the
12 type of entities that fall up under the Secondary
13 Employment do clubs fit within that and is there a
14 boundary limit? Do we go outside the City of Detroit
15 or not?

16 COMMANDER SERDA: As far as -- I know we do
17 not go outside of the city limits and as far as clubs
18 are concerned I think there are a couple on the list
19 but we are only on the outside of those for traffic
20 enforcement only.

21 CHAIRMAN WHITE: Okay. If you could speak to
22 the type of entities that we do work with as relates to
23 Secondary Employment?

24 COMMANDER SERDA: Are you asking which
25 companies are on the list?

1 CHAIRMAN WHITE: Is there a parameter that we
2 operate within? Are certain establishments off or are
3 certain establishments --

4 COMMANDER SERDA: Yeah, I think when I went
5 through the slides there was one that talked about any
6 business that would bring a discredit to the Department
7 or adverse effect on the professionalism or dignity of
8 the Department or if there's a conflict of interest for
9 the Department or if the assignment adversely affects
10 the members performance during their regular duty.

11 CHAIRMAN WHITE: Okay. So that's the
12 parameter that we use, not necessarily whether it's a
13 certain type of business or not?

14 COMMANDER SERDA: Correct.

15 CHAIRMAN WHITE: It falls under that
16 parameter?

17 COMMANDER SERDA: Right.

18 CHAIRMAN WHITE: Okay. Thank you, Commander.

19 D.C. LEE: I'd like to add something.

20 CHAIRMAN WHITE: Yes, sir, Deputy Chief.

21 D.C. LEE: If the primary business is alcohol
22 they're not allowed to perform that service on the
23 inside, and we are allowed to do it in the parking lot
24 so that we can try to quell some of the violence that's
25 outside the clubs.

1 CHAIRMAN WHITE: Yes, sir. Thank you. Good
2 afternoon.

3 MS. SMITH: Good afternoon, Chief, to the
4 Commissioners. First of all, I want to talk about the
5 Secondary Employment.

6 CHAIRMAN WHITE: Ms. Smith, we all know you,
7 but if you could for the record please state your name?

8 MS. SMITH: I'm sorry, Bernice Smith. Ready?

9 CHAIRMAN WHITE: Yes, ma'am.

10 MS. SMITH: Is it necessary for us to use the
11 cars? I understand that cars are available when it's
12 problems with the Officers on their secondary jobs, is
13 that correct?

14 CHAIRMAN WHITE: You say, is it necessary?

15 MS. SMITH: Yeah, they mentioned the cars,
16 the squad cars, are they going to be using our squad
17 cars in situations?

18 CHAIRMAN WHITE: I believe during Commander
19 Serda's presentation that a car can be requested at an
20 additional expense to the entity.

21 MS. SMITH: Okay. All right. Now, next
22 thing, we had, what thirty-three Officers that
23 graduated. Where are they going to be placed? Are you
24 aware of their positions? Are they going to be on the
25 street or where are they going to be, Commander,

1 Deputy, sorry, I demoted you.

2 CHAIRMAN WHITE: We'll keep it going,
3 Ms. Smith.

4 MS. SMITH: Okay. You're going to write this
5 down so you can give me an answer, all right?

6 CHAIRMAN WHITE: Yes.

7 MS. SMITH: Now, the Officers that are out on
8 Woodward because I live in midtown whenever there's
9 activity there at the ballpark or Fox Theater, we do
10 have the Officers there. Are those the Traffic
11 Officers that we use? Okay. Commissioner said yes.
12 All right. Because we do have quite a few of them out
13 there, believe me.

14 Also, now, getting back to what happened this
15 past weekend. I know you said you're investigating it.
16 Can it be that this will never happen again to
17 embarrass the Police Department that you have a felon
18 coming into give himself up and then the Police Officer
19 said we're closed.

20 Also the next day he comes back and he could
21 not get in again because it was stated the way I heard
22 it there's no warrant for you. So he had to call his
23 friend up who was a Police Officer to bring him in.

24 Now, you know, I give you your kudos when you
25 do right, but this is so embarrassing and ridiculous.

1 I got a telephone call from Chicago. Why you don't
2 want to bring in the felons over there, the criminals?
3 You had a judge that give him a \$500.00 bond that she
4 didn't have anything to with the case but yet still she
5 was flagrant in giving it out and making a report as if
6 nothing that she should have did was wrong. But it
7 just so happened that another judge did the right
8 thing.

9 But the fact is these Officers who did what
10 they did at the police station which was Schaefer, I
11 feel as though they need to be disciplined and that
12 means I would give them 30 days off. This way it will
13 make them think. This is a Police Department. This is
14 not a club.

15 Even if you're not open you could find out
16 what the gentleman wanted. And if he said he was Rah
17 Rah, I would have grabbed him in a minute. And this is
18 what he said. He ID himself. But yet you tell him
19 we're closed. Come on, guys. We got to do better than
20 this.

21 And I hope the Chief gives them not only a
22 talking to, but I hope that he gives them time off.
23 This way they'll be able to -- without pay.

24 CHAIRMAN WHITE: Thank you, Ms. Smith.

25 MS. SMITH: Also about the young lady stating

1 that and the young man said about the people that was
2 breaking in the homes. My suggestion to you because
3 this is happening in neighborhoods where I use to live
4 and other people tell me about, get the Police
5 Officer's badge number. That's the only way you're
6 going to find out who came and who told you we don't
7 have nothing to do with it. Come on. People got to
8 start thinking. Times now are really bad.

9 The criminals are running over you and over
10 all of us as far as that's concerned and people are
11 carrying guns, and it's terrible out here. So get
12 their badge number. If the Police Officers don't give
13 you sufficient enough answer get their badge number and
14 that's the end of that. You don't have to argue with
15 them or anything. Just get -- may I have your badge
16 number, sir, and then that's the end of that and then
17 you report to their station. That's all you have to
18 do.

19 CHAIRMAN WHITE: Thank you, Ms. Smith. As it
20 relates to the questions you had to the individual who
21 attempted to turn himself in, I do believe Deputy Chief
22 said that's an ongoing matter and will not be discussed
23 today. Officers that are present on Woodward, Deputy
24 Chief, correct me if I'm wrong, but I would imagine
25 that's a mixture between Traffic and possibly

1 Reservists and others?

2 D.C. LEE: Through the Chair, yes.

3 CHAIRMAN WHITE: Okay. And the thirty-three
4 Officers who recently graduated, I do believe they'll
5 be on various different assignments, if you care to
6 address that, as well.

7 D.C. LEE: Yes, Deputy Chief Lee, through the
8 Chair. The Officers are assigned to the Academy and
9 they will be detailed as the Chief sees fit. I don't
10 know what that location's going to be, but they will be
11 detailed.

12 CHAIRMAN WHITE: Thank you, sir.
13 Commissioner Warfield.

14 COMMISSIONER WARFIELD: I just want to pick
15 up something Ms. Smith said. And I think, you know,
16 Chair, you've been very clear, the Chief has been very
17 clear, and you all know my position on this about the
18 Police Precincts having different hours. And
19 certainly, he's come out and stated that the Police
20 Precinct is not closed. You've said that it is not
21 closed.

22 Apparently we need a bulletin that goes to
23 all the Police Officers in the station so they
24 understand and very clearly that that station is not
25 closed during the hours that they have services because

1 it is unfathomable to me that someone can go to a
2 station, say I'm guilty, I need you all to take me and
3 then, you know, they're turned a way twice.

4 So we need to make it very plain and very
5 clear that this is serious. And thank God for the
6 Department that's doing the investigation that this is
7 serious and that this can never ever happen again. It
8 absolutely cannot. Thank you, sir.

9 CHAIRMAN WHITE: Thank you, Commissioner.
10 Good evening.

11 MR. ERRIGO: Good afternoon Board, Reverend,
12 Chief. Gregory G-R-E-G-O-R-Y, Errigo E-R-R-I-G-O.
13 Today I wear many hats like other people do. I'm here
14 on behalf of Dynamic Motor Sales and All American
15 Leasing, Incorporated, that's a company I've owned
16 since 1980. I'm a car dealer in the City of Detroit.
17 I've been there for forty some years. What I'm going
18 to tell you is I'm going to talk to you as an expert in
19 the field.

20 Last week because I couldn't talk we were out
21 of time, what have you, and I graciously waited until
22 this week to talk in front of the Board because I
23 respect what you guys do and respect you. This last
24 week, all this with this management company gentleman
25 said on behalf of Purchasing with the City of Detroit

1 that they're trying to run this auto return through as
2 a management company for the City of Detroit for the
3 towers, what have you, one thing that stood out besides
4 all the figures that he was telling to you, next week I
5 have a thing here that I'm going show the Board and
6 purpose to the Board. They're just trying to take
7 money out of our pockets and the City of Detroit's
8 pocket and try to make money on the City of Detroit on
9 behalf of them. They sugarcoated everything.

10 Long story short, the reason why I'm here on
11 behalf of my dealership. He said that he can go and
12 put things online to get more money for these vehicles.
13 As an expert of forty plus years of doing cars of every
14 aspect of every car kind of business you want to say
15 I've been in it, I've done it. I'm still doing it as
16 of today.

17 These cars that were the remains of the cars
18 that we pick up from the street, okay, 97 percent of
19 value you're getting the value that they're worth is
20 nothing miniscule of him to paying a cashier or charge
21 somebody \$5,000,00 or \$500.00, whatever the figure the
22 gentleman used, okay, it was out there in left field.

23 I have everything that we're going to
24 proposed to next week at their meeting. And the money
25 we're getting for the auction and the money the City of

1 Detroit is getting is in the 90 to 97 percent plus
2 range. So that means that you're just about there.
3 Three percent does not warrant him to go buy -- for us
4 to pay a cashier and for online, this that and the
5 other, because there's nothing left of what we auction
6 off at the time that we recover them from the streets.

7 The people that buy these vehicles, junk
8 dealers, part scrappers, the whole bit everything,
9 there's every aspect of every business out there to
10 looking at each car one on one as they come to bid it
11 at our auctions and they do pay the money for it. They
12 do. There's nothing left on the table, nothing.

13 So I just want to let you know that
14 everything he was saying was color coated. And the
15 bottom line is that he's just trying to put sugar on
16 candy. Doesn't need to do that, nor, do we need a
17 management company, I'm going to tell you again.

18 So thank you for listening to me.

19 CHAIRMAN WHITE: Thank you, Mr. Errigo. And
20 it would be beneficial if there is a recommendation if
21 you could share that with this body prior to the
22 meeting so we have an opportunity to look through your
23 recommendation, we'd certainly appreciate it. Thank
24 you.

25 MR. ERRIGO: Yes, sir.

1 CHAIRMAN WHITE: Any other communications?

2 Any other communications? Good evening.

3 MR. WILDE: Good evening. Billy Wilde, City
4 Auto Storage. In your announcements did you neglect to
5 say that there's a public hearing at the next meeting
6 for the supposedly rule changes?

7 CHAIRMAN WHITE: Forgive me, if I did. I
8 don't have dates in front of me. Mr. Secretary? Okay.
9 So that would be immediately following? Okay.

10 You are correct, Mr. Wilde, that it will be
11 next Thursday.

12 MR. WILDE: Okay. Thank you.

13 CHAIRMAN WHITE: Okay. Thank you. Anything
14 other communications? Any other communications? Any
15 other communications? Seeing none. Again, please be
16 mindful that the next Board of Police Commissioners
17 Meeting and public hearing will be held Thursday,
18 April 26th, 2012 beginning at 3:00 p.m. here at Police
19 Headquarters, 1300 Beaubien, Room 328A.

20 At this time there's no further business
21 before this Body. A motion for adjournment is in
22 order.

23 COMMISSIONER WARFIELD: So move.

24 COMMISSIONER TAYLOR: Second.

25 CHAIRMAN WHITE: It's been properly move and

1 supported. Any discussion? Seen none, all those in
2 favor?

3 COMMISSIONERS: Aye.

4 CHAIRMAN WHITE: Opposed? Thank you. Have a
5 wonderful weekend.

6 (The hearing concluded at 4:30 p.m.)

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CERTIFICATE OF REPORTER

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, 2012

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