

**4/25/2013**

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STATE OF MICHIGAN  
DETROIT BOARD OF POLICE COMMISSIONERS  
REGULAR MEETING

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The Detroit Board of Police Commissioners Meeting,  
Taken at 7310 Woodward Avenue,  
Central District,  
Detroit, Michigan 48201,  
Commencing at 3:01 p.m.,  
Thursday, April 25, 2013,  
Before Elizabeth Koller, CSR-7042.

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

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11 COMMISSIONERS:  
12 JEROME WARFIELD, CHAIRMAN  
13 DONNELL WHITE, REGULAR MEMBER

14

15 ALSO PRESENT:  
16 DEPUTY CHIEF JAMES TOLBERT

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1 Detroit, Michigan

2 April 25, 2013

3 About 3:01 p.m.

4 CHAIRMAN WARFIELD: Good afternoon, ladies  
5 and gentlemen. Welcome to the Board of Police  
6 Commissioners Meeting. My name is Jerome Warfield,  
7 Chairman of the Board of Police Commissioners. Serving  
8 here at the table with me today is Commissioner Donnell  
9 White. And representing the Chief's Office is Deputy  
10 Chief Tolbert. Good to have you here, sir.

11 D.C. TOLBERT: Thank you, sir.

12 COMMISSIONER WARFIELD: Also sitting at the  
13 table is our Board Attorney, Attorney Celia Banks  
14 Washington. I'm going to ask if Attorney Washington  
15 can introduce the rest of our staff that's here today.

16 ATTORNEY WASHINGTON: Thank your, Mr. Chair.  
17 We have today our Director of Police Personnel Loletha  
18 Porter Coleman; standing in for Chief Investigator  
19 Pamela Davis Drake is Lieutenant Timothy Leach who is  
20 enroute. He is actually at the 1300 in error. We have  
21 Mr. Robert Brown. We have recording, Sergeant Alan  
22 Quinn, Ms. Elizabeth Koller is our court reporter, and  
23 I believe that includes everyone, sir.

24 CHAIRMAN WARFIELD: Thank you, ma'am. At  
25 this time I'm going to ask Pastor Penson, Chaplain for

1 Detroit Police Department can come and lead us in our  
2 invocation.

3 CHAPLAIN PENSON: May we all bow our heads  
4 in a word of prayer. Oh Gracious God, and Heavenly  
5 Father, we come before you to say thank you for the  
6 gift of life that you blessed on us today. Now today,  
7 God, we just ask your blessings upon this meeting.  
8 Bless this Board and continue to bless our Department  
9 and it is utilized as a vehicle that gives us security  
10 for the City of Detroit.

11 We bless you and we honor you, Lord God. In  
12 Jesus name. Amen.

13 AUDIENCE: Amen.

14 COMMISSIONER WARFIELD: Thank you, Pastor.

15 We do not have a quorum as you can see, so we  
16 will proceed through the agenda and just meet as a  
17 committee of the whole without taking any voting  
18 measures today.

19 I want to thank the entire towing committee,  
20 community, I'm sorry, the entire towing community for  
21 coming together and presenting a plan for City Council  
22 that was approved yesterday. Just an outstanding job  
23 by you all for the work that you -- the hard work and  
24 many hours that you put in making sure that everybody  
25 was made whole and everybody was satisfied. Everybody

1 gave a little bit. And so we thank you so very much  
2 just for making that process a very easy and a very  
3 smooth process.

4 As relates to the search for the Chief of  
5 Police we are still in process. And so as soon as we  
6 move forward and we're to, you know, the Mayor's ready  
7 to announce who the candidates are certainly we will  
8 bring that to your as well, but that is still in  
9 process.

10 Is there a Secretary's Report today?

11 ATTORNEY WASHINGTON: Yes, sir, Mr. Chair.

12 COMMISSIONER WARFIELD: I'm going to ask if  
13 Celia Banks Washington can give the Secretary's Report.  
14 Mr. Anthony is away on vacation.

15 ATTORNEY WASHINGTON: Thank you, sir. 2013  
16 monthly count of complaints March 76, year-to-date 248  
17 as compared to 2012 in March there was 132, that  
18 represents a 42 percent decrease, the year-to-date as  
19 compared to 2012 last year there were 332, this year  
20 248 which represents a 25 percent decrease.

21 At the end of March 2013 the Office of the  
22 Chief Investigator had 207 open investigations. There  
23 were 248 new cases filed, 258 cases closed. Of the  
24 76 cases filed 41 percent involved unknown officers.  
25 The alleged Known Units involved leading in complaints

1 filed in March 2013 were Communications at 12 percent,  
2 Eastern District at 9 percent, the 8th, 12th Precincts  
3 and Northeastern District, 5 percent.

4 The 76 cases filed in March involve 110  
5 allegations where the leading areas of concern were  
6 demeanor 26 percent, procedure 24 percent, service  
7 15 percent, force and harassment 12 percent. That  
8 would conclude the Secretary's Report, Mr. Chair.

9 CHAIRMAN WARFIELD: Any questions regarding  
10 the Secretary's Report, sir?

11 COMMISSIONER WHITE: No questions, Mr. Chair.  
12 Only, Counsel, once the Secretary's returned, I know we  
13 had the Matrix that showed the unknown officers based  
14 on priors and year-to-date numbers.

15 ATTORNEY WASHINGTON: Yes, sir.

16 COMMISSIONER WHITE: If we can just have that  
17 included at our next or subsequent meetings, one of our  
18 subsequent meetings.

19 ATTORNEY WASHINGTON: I'll make sure I relay  
20 that to him.

21 COMMISSIONER WHITE: Thank you.

22 COMMISSIONER WARFIELD: Thank you, sir.

23 Madam Attorney, in lieu of Lieutenant Leach making his  
24 way here can you go over the OCI Report, please?

25 ATTORNEY WASHINGTON: If I could I can talk a

1 little bit about some of the things going on at OCI.  
2 But in terms of actually statistics Lieutenant Leach  
3 would have those current numbers today.

4 COMMISSIONER WARFIELD: Sure.

5 ATTORNEY WASHINGTON: There was as I think  
6 it's pretty known to everybody there was an issue when  
7 the Monitors were here with regard to certain cases not  
8 having been submitted timely to the Chief's Office.  
9 That matter has been resolved.

10 We made sure that we did get those cases to  
11 the Chief's Office, and I would like to personally  
12 thank D.C. Ewing for being very accommodating to us and  
13 allowing us to overload him with those cases, but they  
14 were delivered and received acknowledgment of them.

15 We've developed some plans, safeguards to  
16 make sure that this doesn't happen in the future.  
17 Those plans include closer monitoring and additional  
18 supervision of our clerical staff and working very  
19 closely with the Director of Personnel to fill our  
20 clerical vacancy.

21 Also as a followup to last month's report,  
22 Chief Davis Drake is working with IT to reschedule the  
23 Data 911 training, that should be completed within the  
24 next two weeks. Finally, Chief Investigator asked me  
25 to mention that the Board is in receipt of the final

1 draft of the "tracked changes" version of the revised  
2 Standard Operating Procedure for us or OCI, and OCI is  
3 awaiting approval and adoption of that document.

4 CHAIRMAN WARFIELD: Okay. Thank you, ma'am.  
5 Anything, sir?

6 COMMISSIONER WHITE: No.

7 COMMISSIONER WARFIELD: At this time we'll  
8 turn it over to the Chief's Office.

9 D.C. TOLBERT: We had a presentation  
10 scheduled by Internal Controls. However, since we had  
11 some technical difficulties and we weren't able to set  
12 up we're going to postpone that if you don't mind until  
13 next week.

14 COMMISSIONER WARFIELD: No problem. Anything  
15 else?

16 D.C. TOLBERT: That's it.

17 CHAIRMAN WARFIELD: Wonderful. Because we do  
18 not have a quorum we cannot vote, but I do want to read  
19 a Resolution honoring the retirement of Deputy Chief  
20 Benjamin Lee into the record for today. I'm going to  
21 ask if Commissioner White would read that Resolution  
22 for us, please, sir.

23 COMMISSIONER WHITE: Certainly. Thank you,  
24 Mr. Chair, and I would like to say it's definitely an  
25 honor to read this Resolution in honor of Deputy Chief



1 Benjamin Lee. Someone I've know to be very much so the  
2 consummate professional that I've had a chance to know.  
3 And I don't know if it's because he is retiring,  
4 Mr. Chair, that he came in smiling today or if the sun  
5 just happens to be shining his way as the rain falls on  
6 the rest of us today, but we're glad to see the Deputy  
7 Chief smiling today.

8 A Resolution Honoring Retirement of Deputy  
9 Chief Benjamin Lee.

10 Whereas Benjamin Lee was appointed to the  
11 Detroit Police Department on March 27th, 1978. After  
12 graduating from the Detroit Metropolitan Police Academy  
13 Officer Lee was assigned to the Central Events and  
14 later to the 3rd Precinct, 12th Precinct as well as  
15 Narcotic Division-Street Enforcement Section.

16 And whereas Lee was promoted to the rank of  
17 Sergeant on May 12, 1989 and was assigned to 8th  
18 Precinct. Subsequently Sergeant Lee was reassigned to  
19 the Narcotic Enforcement Division, the 4th Precinct,  
20 resigned to the Narcotics Enforcement Division, the  
21 13th Precinct and the 10th Precinct. While assigned to  
22 the Narcotic Street Enforcement Section, under his  
23 leadership and direction his unit seized 71 kilograms  
24 of cocaine, the largest single seizure of cocaine in  
25 the history of the Detroit Police Department.

1           And whereas Lee continually displayed his  
2           commitment to excellence in the performance of his  
3           administrative and supervisory assignments. He was  
4           promoted to the rank of Lieutenant on October 3rd, 1995  
5           whereupon he was assigned to the 2nd Precinct. His  
6           other assignments as Lieutenant included 1st Precinct,  
7           the Support Services Division and Tactical Operations  
8           Section.

9           And whereas Lieutenant Lee was appointed to  
10          the rank Inspector on July 29th, 2002 and reassigned to  
11          the Tactical Operations Section and later to the  
12          1st Precinct. Inspector Lee successfully coordinated  
13          and executed security plans for G8 Energy Submit,  
14          Detroit Red Wing's Stanley Cup, Detroit Pistons  
15          Parades, and Annual Target Fireworks Display. In  
16          September 2005 Inspector Lee was appointed to the rank  
17          of Commander. His assignments included Grants and  
18          Contracts and Management Services Bureau. As Commander  
19          he continued to coordinate security plans for the 2005  
20          Major League All Star Game and the NFL Experience for  
21          the 2006 Super Bowl.

22          And whereas Commander Lee was appointed to  
23          the rank of Deputy Chief on September 23rd, 2010 and  
24          remained in command of the Management Service Bureau  
25          and later Patrol Operations Bureau-East until his

1 retirement on April 12th, 2013.

2 And whereas Deputy Chief Lee has dutifully  
3 served the citizens of Detroit for more than 29 years.  
4 He was the deserving recipient of the Chief's Merit  
5 Award, Chief's Unit Award, All Star Baseball Award, (1)  
6 Rosa Park Award, Super Bowl, and numerous letters of  
7 appreciation and commendations from citizens and  
8 businesses.

9 Whereas Deputy Lee recognized the value of  
10 education, and enhanced his career by earning a  
11 Bachelor of Science Degree in Criminal Justice from the  
12 University of Detroit Mercy. He is also a graduate of  
13 the prestigious Northwestern University School of  
14 Police Staff and Command, as well as the Michigan State  
15 University Command Officers Development curriculum.

16 Now therefore be it resolved that the Board  
17 of Police Commissioners speaking on behalf of the  
18 citizens of the City of Detroit and the Detroit Police  
19 Department recognize and honor the longevity,  
20 professionalism and contributions of Deputy Chief  
21 Benjamin F. Lee. His tenacious spirit and dedication  
22 to improving the quality of life for the citizens of  
23 Detroit and it's neighboring communities merit our  
24 highest regard.

25 We thank and congratulate you, Deputy Chief

1 Benjamin F. Lee. Signed the Detroit Board of Police  
2 Commissioners, and adopted this day April 25th, 2013.

3 COMMISSIONER WARFIELD: Will you come on up,  
4 sir.

5 (Applause and pictures were taken.)

6 D.C. TOLBERT: We just want to ask one more  
7 question about towing, though.

8 MS. SMITH: That's not nice.

9 COMMISSIONER WARFIELD: Do you want to say  
10 something, sir? Okay. Good.

11 D.C. LEE: Humbly, I want to thank you for  
12 this Resolution. It was a very good career for me with  
13 the Police Department. I came on in '78. I was laid  
14 off in 1979, came back and continued to work. It was  
15 indeed a pleasure to work with this Board. It was  
16 indeed a pleasure even working on towing.

17 A lot of people from these meetings, you  
18 know, some of the issues that was with towing we were  
19 able to work through that. And I think we were able to  
20 resolve a lot of the issues, not all of the issues that  
21 we had, but we attempted to. Especially where it came  
22 to a fair rotation. I don't think anybody's been to a  
23 meeting of late -- I hope everybody's here today that  
24 asked about fair rotation. We've cleared that hurdle.

25 It was indeed a pleasure to serve with all of

1 the Command Officers that I served with. It was  
2 especially pleasing when I did announce to the Chief  
3 that I was leaving that he allowed me to leave on my  
4 own terms.

5 Contrary to any beliefs or anything, I was  
6 not forced out, I was not sick, none of that. I left  
7 on my own terms, and that's the way you like to leave  
8 as an executive. You don't want to get that phone  
9 call. Because I was always friends with every person  
10 in the Department. And whenever I got a call on 5:00  
11 to come to the Chief's Office, I would call that person  
12 up and, say, where are you? The personnel director's  
13 going to be there telling you that may be your last  
14 day, so I was always friends with all personnel  
15 directors, so I'd have an advanced warning.

16 But I thank you. My coffee and cake is  
17 tomorrow. All invited. It's 11:00 at the Training  
18 Center 6050 Linwood. I'll be there. I'll have a few  
19 words to say I'm sure when everything's over. But  
20 publicly now I thank the Board for this. Thank you.

21 COMMISSIONER WARFIELD: Well, thank you, sir.

22 (Applause and pictures were taken.)

23 D.C. LEE: Linwood and Marquette. I do have  
24 something about towing if there's time for a comment.

25 (Laughter.)

1 COMMISSIONER WARFIELD: We do have another  
2 Resolution honoring Parrie L. Highgate, and we can read  
3 that one into the record as well and we'll vote it into  
4 our archives and accept these at our next meeting when  
5 we have a quorum. Is Sergeant Highgate here? Okay.

6 COMMISSIONER WHITE: A Resolution honoring  
7 Sergeant Parrie L. Highgate. We'll read the Resolved  
8 clause and the permanent Resolution will be entered  
9 into the archives.

10 Now therefore be it resolved that the Detroit  
11 Board of Police Commissioners speaking for the citizens  
12 of Detroit and the Detroit Police Department award this  
13 Resolution in recognition of Sergeant Parrie L.  
14 Highgate 25 years of dedicated and diligent public  
15 service. Her professionalism, integrity and level of  
16 commitment to the City of Detroit and its citizens  
17 merit our highest regards and best wishes for continued  
18 success.

19 We salute and congratulate you, Sergeant  
20 Parrie L. Highgate. Signed the Detroit Board of Police  
21 Commissioners adopted this day April 25th, 2013.

22 COMMISSIONER WHITE: Thank you, sir.

23 I'm going to move back up in the agenda just  
24 a moment to ask Lieutenant Leach if he can come to the  
25 podium and review the OCI monthly report numbers for

1 us?

2 LIEUTENANT LEACH: Good afternoon, Board,  
3 Lieutenant Timothy Leach. Our current status as of  
4 today April 25th, 190 open cases compared to last year  
5 480, and at this time we have zero cases over 90  
6 compared to last year 220. Any questions?

7 COMMISSIONER WHITE: No.

8 CHAIRMAN WARFIELD: Thank you, sir. All  
9 right. Our next meeting for the Board of Police  
10 Commissioner will be Thursday, May 2nd, 3:00 p.m., at  
11 1300 Beaubien, Room 328A.

12 At this time the agenda calls for oral  
13 communications. If you wish to address the Board of  
14 Police Commissioners you may come to the podium at this  
15 time, give us your name for the record and we ask that  
16 you abide by our two-minute time limit for our  
17 timekeeper.

18 Are there any comments at this time? Yes,  
19 sir, you can come to the podium.

20 MR. FORSYTHE: Hello, my name is Peter  
21 Forsythe. I live in the Woodbridge neighborhood near  
22 Wayne State in Midtown. I'm here, I've been following  
23 a murder case which took place in our neighborhood on  
24 April 21st of this year. And I have been doing  
25 whatever I can to assist Detroit Police Department in

1 apprehending of the criminal in the case. This is a  
2 murder case. A AK 47 was used. Basically I'm here not  
3 to make any particular announcements to this group. I  
4 would just like to talk to someone about the way the  
5 investigation is going.

6 I am aware of information that's out there in  
7 the City that could help in -- that I think could help  
8 in solution of this crime and apprehending a criminal.  
9 And I'm not going to announce, make public what this  
10 information is.

11 But I'd like to talk to somebody to whom I  
12 could share this information just to see that this  
13 does, that information is going to make it to the right  
14 person because so far this information I know has not  
15 been followed up on, and I'm concerned. I feel like,  
16 hey, this is important. If I were making this  
17 investigation I would want to be talking to this  
18 particular, one particular person. So that's pretty  
19 much it. I would like to talk to somebody that I could  
20 relay some information. Thank you.

21 D.C. TOLBERT: Mr. Forsythe, I'd like to  
22 thank you for coming. I applaud you that you want to  
23 come out in public and especially in the public forum  
24 to say you have some information, and that's exactly  
25 what we want to happen with all of our citizens, if



1 they have any information to make sure that it comes to  
2 us.

3 What I'm going to do is right behind you is  
4 Commander Frankie Lewis of Major Crimes under which is  
5 Homicide. I'm sure you can have a conversation with  
6 him and the information you have I absolutely  
7 guaranteed will be followed up on.

8 MR. FORSYTHE: Great. Thank's a lot.

9 COMMISSIONER WARFIELD: Thank you,  
10 Mr. Forsythe.

11 MS. PANSELL: Good afternoon, Sharon Pannell.  
12 I'm just telling you that the Second Precinct is having  
13 a cleanup Saturday at Grand River and Greenfield, 9:00.

14 COMMISSIONER WARFIELD: Thank you, ma'am.

15 MS. PANSELL: Thank you.

16 MS. SMITH: Good afternoon.

17 COMMISSIONER WARFIELD: Good afternoon.

18 MS. SMITH: Bernice Smith, Political  
19 Activist. To you Deputy, to our Board, to Donnell,  
20 what a beautiful speech he made this morning on our  
21 program in regards to the NAACP, and I do wish that  
22 more people that would be able to come.

23 What I want to ask, you the Board, is it true  
24 that we have police that are surveying the downtown  
25 area especially in Greektown area and they're picking

1 up the homeless people and vagrants and taking them to  
2 outside areas of Detroit. And in one instance someone  
3 was taken to over by the neighborhood Buchanan and  
4 Warren.

5 And I was just wondering, come to the Board  
6 and ask them are they aware that there are certain  
7 policemen that are doing this to the homeless taking  
8 them to the various neighborhoods and they have to walk  
9 back. One was taken to where the tire was on 94. So I  
10 would like to know are you aware of this going on in  
11 our City?

12 CHAIRMAN WARFIELD: I am not. The Board is  
13 not.

14 D.C. TOLBERT: I've heard allegations just  
15 similarly as you have. One thing I like to caution,  
16 when we hear stories they're just that until we can  
17 prove them. And we're in the process now of conducting  
18 an investigation. So I can't comment on the validity  
19 of the accusations.

20 However, if we do find that there are, we're  
21 going to investigate thoroughly and if we do find there  
22 are violations of our Department Policy or individual's  
23 civil rights we'll deal with them accordingly.

24 MS. SMITH: All right. If I find out  
25 anything else then I'll definitely come to you and let

1 you know.

2 D.C. TOLBERT: Absolutely.

3 CHAIRMAN WARFIELD: Ms. Smith, if you know of  
4 any individuals, if you actually know the individuals  
5 you can certainly put them contact with our OCI Staff  
6 and they will follow up and investigate as well.

7 MS. SMITH: All right, then, thank you so  
8 much.

9 COMMISSIONER WARFIELD: Thank you. Yes, sir.

10 LIEUTENANT LEACH: Lieutenant Leach. The  
11 last couple meetings I've been hearing about it so I  
12 did a database check and I went all the way back to  
13 2007. We have no complaints of anything of that nature  
14 from the Office of the Chief Investigators.

15 COMMISSIONER WARFIELD: Okay. Yes, ma'am,  
16 come on.

17 MS. CLARK: Good afternoon.

18 COMMISSIONER WARFIELD: Good afternoon.

19 MS. CLARK: I'm Barbara Lewis Clark, and I am  
20 the founder and president of the Henry Clark Stroke  
21 Foundation. And I am interested in promoting social  
22 awareness to the City employees. Our organization is  
23 the first stroke foundation in the State of Michigan.

24 I was a City of Detroit employee until 2001.  
25 I retired in 2001. I worked for the Detroit Police for

1 16 years or actually for 21 years. I was a fingerprint  
2 technician for 16 years.

3 My husband, Henry, suffered a massive stroke  
4 at age of 47. Today more people in their fifties,  
5 forties, thirties, twenties, and teens are suffering  
6 strokes. We are having our 10th annual stroke  
7 conference on Saturday, May 4th, at the U of M Detroit  
8 Center located at 3663 Woodward at Mack from 9:00 to  
9 1:00.

10 But I did speak to someone. I am to contact  
11 actually I think Sergeant Stephens to get assistance in  
12 setting up booths for police work at different  
13 districts. I'm looking forward to that. We are busy  
14 year round promoting stroke awareness. We have our own  
15 events. Not only do we have our stroke conference. We  
16 have a ACU Club where we educate young people. We do  
17 blood pressure screening. We give seminars and go  
18 anywhere and everywhere to do so. We do it all free.  
19 We are all about prevention. We do not do any  
20 research. I thank you for your time.

21 CHAIRMAN WARFIELD: Ms. Clark, we appreciate  
22 you telling us that.

23 Are there others? Once, going twice. All  
24 right. We'll close that section of our meeting. At  
25 this time if there's nothing else? Anything else?

1 There's big dinner going on this Sunday. Would you  
2 want to talk about that?

3 COMMISSIONER WHITE: Thank you, Mr. Chairman.  
4 Everyone is cordially invited to participate in the  
5 upcoming 58th Fight for Freedom Fund Dinner at Cobo  
6 Hall. Our keynote speaker is Nancy Pelosi. We are  
7 honoring Reverend Doctor Michael Eric Dyson, Joanne  
8 Watson, Jocelyn Benson of Wayne State University Law  
9 School, and Journalist Thompson. We would be delighted  
10 to have you. Thank you, sir.

11 CHAIRMAN WARFIELD: Thank you, sir. Anything  
12 else? Okay. We can talk about it afterwards, the  
13 cost. Well, at this time we'll adjourn the meeting.  
14 Thank you, ladies and gentlemen. We'll see you next  
15 week.

16 (The meeting concluded at 3:32 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, 2018

**A**

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