

Approved Minutes Detroit Board of Police Commissioners
Date of Meeting: Thursday, March 28, 2024 – 3:00 P.M.
Location: Detroit Public Safety Headquarters, 1301 Third St., Detroit, Michigan 48226

- I. **Chairperson QuanTez Pressley called the BOPC Board Meeting to order at 3:00 p.m.**
- II. **Invocation.** Deputy Chief Chaplain James Powell provided the invocation.
- III. **Announcements.**

Board Acting Secretary Robert Brown announced the following:

Next Meeting: Thursday, April 4, 2024 at 3:00 p.m. to be held at Detroit Public Safety Headquarters, 1301 Third St., Detroit, MI 48226.

Next Community Meeting: Thursday, April 11, 2024, at 6:30 p.m., hosted by the 9th Precinct at Ford Resource & Engagement Center (FREC), 15491 Maddelein St., Detroit, MI 48205.

Monthly Committee Meeting Scheduled for April 2024

Special Personnel & Training Committee Meeting	Monday, April 1, 2024 at 9:00 a.m.
Policy Committee Meeting	Tuesday, April 2, 2024 at 5:00 p.m.
Personnel & Training Committee	Wednesday, April 3, 2024 at 5:00 p.m.
Policy Committee Meeting	Tuesday, April 16, 2024 at 5:00 p.m.
Citizen Complaints Committee Meeting	Tuesday, April 23, 2024 at 5:00 p.m.
Policy Committee Meeting	Tuesday, April 30, 2024 at 5:00 p.m.

All Committee Meeting are held at Detroit Public Safety Headquarters

- IV. **Introduction of Police Commissioners. A roll call was held, and a quorum was declared.**

Detroit Board of Police Commissioners' Membership / Attendance		
	In Attendance	Not-In Attendance
QuanTez Pressley, Chairperson	Yes	
Tamara Liberty Smith, Vice Chairperson	Yes	
Linda D. Bernard, Esq.	Yes	
Cedric Banks	Yes	
Willie E. Bell		Excused
Willie E. Burton	Yes	
Lisa Carter	Yes	
Ricardo Moore	Yes	
Jesus Hernandez	Yes	
Rory Gamble		Excused
Darryl Woods	Yes	
Quorum (Yes)	9	

- V. **Chairperson Pressley** requested the approval of the Agenda for Thursday, March 28, 2024. The motion was accepted and adopted.
- VI. **Chairperson Pressley** requested the approval of the Meeting Minutes for March 21, 2024, with any corrections. The minutes were adopted as presented.
- VII. **Introductions of Board administrative and investigative staff, the Chief of Police, Elected Officials or Representatives and Community Leaders.**
- VIII. **Chair's Report.**
Chairperson Pressley shared BOPC presented our budget before City Council. I believe that it was well received. We are

grateful to our staff, our fiscal manager, Drew Fries and all those who've worked diligently to ensure that we had the best presentation before the Council. It was emphasized that our focus is to address the overwhelming backlog that we have been carrying as it relates to our Citizen Complaint Reports. In lieu of that, hiring Investigators is our utmost focus, and in order to do so there is a new posting that has been presented by the city's HR Department. Also under our Board of Police Commissioner's Officers Report, I do want the community to know that we are indeed responsive to comments and complaints that are lifted in this meeting. Particularly as it relates to police misconduct.

IX. Community Impact Report.

The Office of the Chief Investigator Jerome Warfield presented three new investigators that started on January 8, 2024. They have been in training for these last three weeks, they are the ones who have started our new process of looking at the backlog cases, some of which came back to us from the Office of the Inspector General, and they have done a good job. Chief Investigator Warfield presented their badges and Chairperson Pressley administered the Oath of Office for Investigator Jureka Johnson, Investigator Remon Kildani and Investigator Destini Staffney.

X. Chief of Police Report.

Assistant Chief Eric Ewing reported on current CompStat Crime/Statistical Data for Violent Crime and Property and recent critical incidents impacting the DPD and the community. AC Ewing reported year-to-date data 35% decrease Homicides, non-fatal shootings 26% decrease, Robbery 26% decrease and total Part 1 crimes decrease 10%, 230 less Part 1 crimes from last year. We're getting out early this year to try to get head of drag racing incidents across the city.

The following inquiries require responses from the BOPC and/or DPD:

Commissioner Banks: Crime is down in a lot of major areas in the City of Detroit. Is that because of the addition of the new officers that the Detroit Police Department is hired, or can you give me a little briefing on that?

Assistant Chief Ewing: Through the Chair, I think there's a combination of things. One certainly the hire of new officers help us out without a doubt. The Board in the City of Detroit, allowing us to take advantage of technology number one. Citizens working with the police department to solve crime is number two. When you look at the numbers of the decrease in Part 1 crimes. It's just not the Detroit Police Department, it's a collaborative effort. I have not seen this level of cooperation with the police in the community in my 38 years. I think that is our relationship, the technology that you allow us to have, and the equipment we're able to get, helps with all that.

Commissioner Banks: Can you give me a percentage? What type of role do the community play at help in solving crimes?

Assistant Chief Ewing: I can't really give you a percentage, but I can tell you if precinct commanders were here, they will tell you that the relationship we have with the community. We're seeing record of cooperation with citizens giving us information. And if you think about 911 calls start with someone from the community calling. We don't just happen to be in those particular areas when it happens, someone's calling. The additional information that we're being given is helping us solve crimes.

Commissioner Moore: Under the Daily Precinct Crime Report has criminal homicide. How many other different types of homicide are there? And sexual assault is that all four degrees? Or is that just the top three, which are felonies?

Director Lamoreaux: Sex Assault as Part 1 crime defined by the FBI are CSC 1 and CSC 3.

Commissioner Moore: As a follow up, what about CSC 2's?

Director Lamoreaux: CSC 2 is not defined by the FBI as a Part 1 violent crime. It is a Part 2 crime, our stats report Part 1 crimes.

Commissioner Burton: Our Detroit residents would like to know what cities that the Detroit Police Department have sharing data agreement with and does their policies line up with Detroit's policies. It's been raised several weeks now, but our Detroit residents still like to know? And we do understand, if the department is still working on providing that. We just like to know a date when that information will be provided, because we really like to know.

Chairperson Pressley: Commissioner Burton, I would suggest that there has been a document provided to us with all of the law enforcement agencies that DPD has a Data Sharing Agreement with and what we can do so that we can respond to your passion and desire that the community knows. The Acting Secretary, can we get a copy of that for our next meetings and have that, so that Commissioner Burton can read that on the record he can read all of the law enforcement agencies that DPD has a Data Sharing Agreement. That way the community can be made aware of who these cities and agencies are.

Commissioner Burton: The Detroit Police Department can share with the Board and also with the community, on what cities they have data agreements with. But also does their policies reflect the City of Detroit's policies. Policies that the Board of Police Commissioners, Commissioner Linda Bernard, and myself, who've been on the Policy Committee for years. In fact, she chairs this committee, we like to know, and even Commissioner Woods as part of this committee. We all like to know what cities, how their policies line up with our policies. The Board is responsible for policies, rules, and regulations according to the City Charter.

Chairperson Pressley: Maybe there's a way that we can try to make that more digestible and understandable. But it's my understanding the way that the data sharing agreement works is that the agencies that you have this agreement with are beholden to operate according to that agreement.

Assistant Chief Ewing: That is correct through the chair. Our agreement is with that particular agency, and how it's laid out. If they have their own policies, we have nothing to do with their policies. What we deal with is the agreement with that particular agency. If their particular agency violate our agreement, then we take action based on that. We don't chair over what their policies are, we have nothing to do with that.

Chairperson Pressley: The use of the data that they may receive from DPD has to be used according to the agreement that DPD has created with those law enforcement agencies.

Commissioner Burton: We like to see the agreement and what that language says. But we also aware that there was an article or report that came out in a wire and so that raised a lot of eyebrows from our civil liberty activists. We don't know what these other cities are doing, and we don't know what type of punishment for those that violates agreement, and we don't know what their policies are. But we have policies here, and we just want to see what city's DPD has contract agreements with, but also we like to see what their policies are like.

Chairperson Pressley: I will reiterate Acting Secretary Brown, let's make sure at our next meetings that we have the information that DPD has provided us relative to the cities that we have the data sharing agreement with. Just in case this comes up in the next meeting, we'll be able to read it on the record. So again, there's no confusion. One that DPD has not responded to that request, and two, that the community can be made aware of what that response entails.

Commissioner Woods: Violation of those agreements would result in us disassociating ourselves with those agencies. When there are some clear violations that would not be comparable to our policies.

Assistant Chief Ewing: That is correct, it all depends on what that violation is, and the severity of that. I can't answer that without knowing exactly what that would end up being. But we have data sharing agreements that we sign, and we're holding them to that.

Commissioner Woods: You hold each other to the agreements, have there been situations where there has been some violation that you know of any of the agreements.

Assistant Chief Ewing: I don't have that information with me here. I don't know any as of yet, but I will check with my staff, and I will let this Board know if we have that, but I don't remember any of them.

Commissioner Woods: Has there been a time in your mind? If you can remember, you may or may not know have we dissolve any relationships? Based upon any violations, anything cause for alarm.

Director Lamoreaux: LPR Data Sharing Agreements, which I believe the focus of this conversation. There have been no violations that we are aware of these data sharing agreements. The approximately 30 agencies that we have entered

into those agreements throughout the years. Certainly our data share agreements have expiration dates, and so they will lapse and if they are not renewed, then they are no longer valid.

Commissioner Moore: How will we know if somebody actually did violate?

Director Lamoreaux: There are a few ways, there's a lot of communication within the law enforcement. It may be in the media. We may become aware of it through our communication channels.

Commissioner Bernard: I think what a Commissioner Burton is getting at in my view, and probably in the view of most persons who have residents in the State of Michigan, a well-run police department with goals, standards, limitations on what officers can do, what they can't do. We have a very vigorous OCI. I think what he's trying to understand is whether or not other organizations or cities that we have agreements. We can say Southfield or Bloomfield Hills, whether or not they have similar protections within their departments for citizens that we have and hypothetically, if, in fact, they didn't have those protections. If you felt, for example, that people were being, or you were aware that people, let's say African Americans in Bloomfield Hills were being misused or abused, or something. What he's saying is, we shouldn't have a data sharing agreement with them.

Chairperson Pressley: Again, I think a lot of the confusion can be mitigated by having the agreement prepared, so that the language of that agreement can be provided. I think that there is a very narrow scope that is presented that allows for these instances where data is being used. And again, I think that it is valuable and appropriate in oversight to ensure that these agencies that we have agreements with aren't misusing the data, but I believe that that is a shared desire from DPD. They wouldn't want to damage the effectiveness they believe this technology is having in our city by entering into an agreement with another law enforcement agency that might put that at risk. If we can have that prepared as it has been for several weeks now, but so that my colleagues might be able to review that language so that they can be clear. What are the barriers, the ramifications, the narrow scope of these agreements that we have with these different law enforcement agencies. So that we might be able to let the community know why DPD is confident in entering into agreements with these law enforcement agencies.

Commissioner Woods: Does the agreements mirror the same language, or are there differences in some of those agreements?

Director Lamoreaux: Through the Chair for LPR Data sharing agreements. They are all the same agreement we don't modify them for specific agencies. There are other agreements in place especially for grant funded programs. We have university research partners serving as technical assistance and analyzing the effectiveness of these programs and those look different. But again, they're standard based on what type of information is being shared.

Commissioner Moore: Director can you look at Michigan State. I think that was interesting, because it's I guess it's kind of like pulled together with Michigan State, and each one of them like a cookie cutter, for each of the 30 plus that I've read. Michigan State's name is used and I shared that with Commander Parish, and we kind of discussed, he said he'll get back to me, he still has not. When you pull that one. Just look at it and you will probably understand what I'm saying. If you have any questions, you can reach out to me.

Commissioner Hernandez: Could we request a presentation at a future date, regarding this, given just the amount of questions.

Chairperson Pressley: Timing wise, you were talking about beginning the Drag Racing Team again. I'm just trying to have a sense of pinpointing when the speed bumps started to be popularized in our neighborhoods and communities, and wondering if this is the first summer where they've been widespread, and how you figured that that might impact on the drag racing that we have historically seen in our communities.

Assistant Chief Ewing: My personal opinion, the speed bumps, I don't think really have any effect on drag racing. Normally, drag racing is on main thoroughfares, most of the speed bumps are in neighborhoods.

Commissioner Bernard: I think one of the things that would be helpful to us is if you could find out regarding the other communities with data sharing agreements, whether or not they've signed on to the constitutional policing. A

methodology opined by President Obama that most major cities have accepted or adopted. If they haven't adopted it, there is a reason, and that may be a reason, that we might not want to communicate with them.

Commissioner Burton: You are one of the best Assistant Chiefs' that we have here in this department. The questions that I raised today and the questions that are often raised at this table are based off how my District 5 residents feel that bring their concerns to me. And so as long as I'm at this table I'm their voice, and so I'm sharing what's been on their hearts and their minds as well as my heart and mind. This is information that we like to know, because our community wants to know. The sooner the better we get this information would be will be helpful, because the public has a right to know as well.

XI. Oral Communication / Public Comments: Ms. Charnita Williams, Ms. Elena Herrada, Mr. Russ Bellant, Mr. Mike Shane, Minister Eric Blount, Ms. Marguerite Maddox Scarlett, Mr. Chris Gilmer-Hill, Former Commissioner William Davis, Ms. Denise Lyles, and CAC Scotty Boman provided public comments.

XII. Presentation to the Board – DPD Facial Recognition – Director Stephen Lamoreaux

Grant Ha, Second Deputy Chief Legal Advisor presented to the Board that the Department has worked with the ALCU and the University of Michigan Law School in revamping the Facial Recognition Policy as well as the Eyewitness, Identification and Line-Up Policy. As part of the agreement with the ACLU and the University of Michigan Law School changes within those two policies will be presented to the Board for the Board to evaluate and examine.

A. **Stephen Lamoreaux, Director of Crime Data Analytics** provided a presentation on Facial Recognition Technology and discuss changes that are forthcoming with the polices that will soon be presented to the Board.

The following inquiries require responses from the BOPC and/or DPD:

Commissioner Woods: It is very honorable that DPD worked with the ACLU and Professor Michael Steinberg class from the University of Michigan to provide robust protection for the citizens of the city of Detroit. As it relates to the identification policy which I, Commissioner Bernard, Vice Chairwoman Smith and Commissioner Burton sit on the policy committee. We had the opportunity to bring in someone who was wrongfully convicted, who has advised us strongly in terms of some of the safeguards as far as eyewitness identification.

XIII. Report from Acting Board Secretary Robert Brown / Communications Submitted to BOPC as incoming information:

- A. City Council Resolution - Ceasefire
- B. BOPC FY25 Budget Questions-Councilmember Latisha Johnson

Acting Board Secretary Brown provided an overview of the incoming correspondence and informed the public of the City of Detroit Good Friday Holiday March 29, 2024. Both offices BOPC and OCI will be closed in observance of the holiday.

Commissioner Moore: How do we go about seeing all the meetings that the Board have on website because some of them are missing.

Acting Secretary Brown: Because of the space, Media Service can only reserve a certain amount of meetings. An example, if you want to watch 2021 you have to call me. I have to call Media Service and say, somebody want a copy of that. Can you go back into your archives and put it on a thumb drive. That's what we're facing with this space.

Chairperson Pressley: Maybe what we can do is to find out what that space capacity is, and then have a notation on the archived page, so that it's communicated that you get the last, whether it's last 20 meetings, the last 15 meetings, and if you desire a meeting before then, or previous to then, and give them the instructions to be able to retrieve that.

XIV. New Business.

XV. Adjournment.

Chairperson Pressley adjourned the meeting at 5:01 p.m.