

BY COUNCIL MEMBER: \_\_\_\_\_:

**Required Hearings  
Regarding Representation and Indemnification of  
Certain Members of the Detroit Police Department**

Whereas, Section 7.5-203, *Civil Litigation*, of the 2012 Detroit City Charter provides, in relevant part, that “[upon request, the Corporation Counsel may represent any officer or employee of the city in any action or proceeding involving official duties[;]” and,

Whereas, Section 35-2-105, *Determination by City Council*, of the 2019 Detroit City Code provides, in pertinent part, that “the city council shall consider and determine whether the corporation counsel shall represent the officer or employee in the matter and find and determine whether or not the claim, demand or suit arises out of or involves the performance in good faith of the official duties of such officer or employee[;]” and,

Whereas, Arbitration awards issued by the Voluntary Labor Arbitration Tribunal recognize the past practice of City Council holding hearings for police officers who have been denied representation (*see* Grievance Nos. 79-237, 82-055, 90-047, and 92-200/92-202); **Now Therefore Be It**

Resolved, That, pursuant to the above and MCL 15.268(a), a closed session is to be held on **Tuesday, October 18, 2022** for the purpose of conducting a hearing related to the following:

**Legal Representation and Indemnification in lawsuit of Tyriq Reddic v Anthony Smith, et al; Civil Action Case No.: 21-016603-NZ for Sergeant Daniel Austin, Badge No. S-701; and Be It Further**

Resolved That, the Law Department’s recommendation is to **DENY** indemnification of Daniel Austin in this matter, which will be discussed with Law Department attorneys, representatives from the Detroit Police Department, Daniel Austin and counsel, representatives from the Detroit Police Officer’s Association, as well as attorneys from the Legislative Policy Division; **and Be It Further**

Resolved That the hearing is scheduled at **2:40 p.m.; and Be It Finally**

Resolved That a copy of this resolution be timely provided to the Detroit Police Officer’s Association, Detroit Police Department Administration, and Corporation Counsel.