

I AM CHANGE MARCH TO THE POLLS COMMUNICATION TIME LINE

- **October 9th - E-mail from Rev. Drumwright to Lt. Flood with letter attached requesting to have the march and rally.**

From: Greg Drumwright [<mailto:greg@gregdrumwright.com>]

Sent: Friday, October 9, 2020 10:32 AM

To: Duane Flood <dflood@cityofgraham.com>

Cc: Elizabeth Haddix <ehaddix@lawyerscommittee.org>

Subject: October 31, 2020 March to the Polls, Graham, NC

Please see the attached letter.

Rev. Gregory B. Drumwright, J4tNG Organizer

greg@gregdrumwright.com | www.J4tNG.org

Professor of Communications

High Point University

Senior Principal Consultant

Leadership Enhancement & Academic Development (L.E.A.D.)

Commissioner 2018-2020

NC General Legislative Assembly Courts Commission

Founder & Senior Minister / National Recording Artist

The Citadel Church & Campus Ministries, est. 2003

www.citadeofpraise.com



Organizing and Advocating Against Racial Inequality in America

October 8, 2020

Dear Chief Cole & Graham Police Department:

Greeting! I am reaching out to share our plans to return to Graham, NC and convene the I Am Change March to the Polls on Saturday, October 31, 2020, 11am-2pm. The purpose of this event is to continue our engagement of the issues around equity, equality and racism that persist there in Alamance County and to galvanize the community to participate in voting.

In the interest of working together with the law enforcement community, we are seeking to inform you and offer an opportunity to meet with lieutenants of the Graham Police Departments and Alamance Sheriff Department to discuss our plans.

Just as in July, we will conduct a peaceful, non-violent event. The march will begin on Main Street and culminate at the Elm Street polling site. Along that route, we will have a rally at the court square. Again, we would be willing to work with your department throughout the planning and execution of this event to ensure safety and a successful gathering.

We are not seeking to destruct any property or business there in Graham and will actively engage the public's awareness against violence and disruptive behavior. Please know that the route disclosed may be altered based on forthcoming conversations. We are hoping to receive a response from your office as expeditiously as possible. Thank you.

In the Name of Justice for All,

Rev. Gregory B. Drumwright,
Justice 4 the Next Generation Coalition, Organizer & Activist

Rev. Drumwright is a recent recipient of the esteemed Old North State Award, a high honor conferred by Governor Roy Cooper for more than 20 years of community work and youth advocacy. He was duly appointed serve on the NC Court Commission as the only non-attorney & non-legislative representative for NC citizens.

336.587.6062 (office) | P.O. Box 10551, Greensboro, NC 27404 | www.J4tNG.org
www.gregdrumwright.com

- **October 9th - E-mail response to Rev. Drumwright from Chief Cole in response to his request. Rev. Drumwright was directed to speak with the City in reference to his request.**

From: Kristi Cole

Sent: Friday, October 9, 2020 12:07 PM

To: greg@gregdrumwright.com; ehaddix@lawyerscommittee.org

Cc: Duane Flood <dflood@cityofgraham.com>; Frankie Maness <fmaness@cityofgraham.com>; Mary Faucette <mfaucette@cityofgraham.com>; Daniel Sisk <dsisk@cityofgraham.com>; Tony Velez <tvelez@cityofgraham.com>

Subject: March to the Polls

Importance: High

Mr. Drumwright,

I have reached out to Mary Faucette as she normally is the starting point for events. The deadline for staff reporting to seek approval for closure of roads in the City of Graham has passed and the city council is the authorizing authority on closure of city streets; any state roadways require approval from the city council and NCDOT. Thank you for reaching out to start communication; we can assist with march to the polls by utilizing our sidewalks.

Thank you,

Kristy Cole

Interim Chief of Police

Graham Police Department, North Carolina

➤ **October 12th- E-mail response from Rev. Drumwright**

From: Greg Drumwright [<mailto:greg@gregdrumwright.com>]
Sent: Monday, October 12, 2020 10:13 AM
To: Kristi Cole <kcole@cityofgraham.com>
Cc: ehaddix@lawyerscommittee.org; Duane Flood <dflood@cityofgraham.com>; Frankie Maness <fmaness@cityofgraham.com>; Mary Faucette <mfaucette@cityofgraham.com>; Daniel Sisk <dsisk@cityofgraham.com>; Tony Velez <tvelez@cityofgraham.com>
Subject: Re: March to the Polls

Chief Cole,

Thank you for your reply. I actually just sent her an email as well. We are unclear on the process as it seems to have changed since July when I worked with Lieutenant Flood. At that time, we did not need city council approval for road closure, though the State DOT did grant us a permit. Please provide me with the policies and procedures so that we may prepare to appeal to the Council at the next meeting to march in the street.

Marching this amount of people on the sidewalk would be problematic and dangerous for all parties involved, being that this would be a family event and children will be marching.

Again, thank you for responding promptly.

Rev. Gregory B. Drumwright, J4tNG Organizer

greg@gregdrumwright.com | www.J4tNG.org

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➤ **October 12th- E-mail response from Chief Cole to Rev. Drumwright clarifying that his request for a road closure would require City Council approval**

From: Kristi Cole
Sent: Monday, October 12, 2020 1:19 PM
To: Greg Drumwright <greg@gregdrumwright.com>
Cc: ehaddix@lawyerscommittee.org; Duane Flood <dflood@cityofgraham.com>; Frankie Maness <fmaness@cityofgraham.com>; Mary Faucette <mfaucette@cityofgraham.com>; Daniel Sisk <dsisk@cityofgraham.com>; Tony Velez <tvelez@cityofgraham.com>
Subject: RE: March to the Polls
Importance: High

Mr. Drumwright,

At this point you will have to attend the city council meeting and make your request for road closure as the agenda packets with staff reporting were due last Tuesday. At this time our parade or demonstration permitting ordinance has been repealed and the granting authority rest with our council and NCDOT for road closure; North Carolina General Statute 106A-296 gives authority and control to the city.

Graham City Council Virtual Meeting Agenda Tuesday, October 13, 2020 @ 6:00 P.M.

How to Access the October 13, 2020 Virtual Meeting:

<https://us02web.zoom.us/j/84860697966?pwd=YlpMNHDrNct4amh4UDRSbVU3dEY3QT09>

Passcode: 484257

Or iPhone one-tap : US: +13017158592,,84860697966# or +13126266799,,84860697966#

Or Telephone: Dial(for higher quality, dial a number based on your current location): US: +1 301 715 8592 or +1 312 626 6799 or +1 646 558 8656 or +1 253 215 8782 or +1 346 248 7799 or +1 669 900 9128 Webinar ID: 848 6069 7966

International numbers available: <https://us02web.zoom.us/u/kefuyaGX67>

NC General Statute

Article 15. Streets, Traffic and Parking.

§ 160A-296. Establishment and control of streets; center and edge lines. (a) A city shall have general authority and control over all public streets, sidewalks, alleys, bridges, and other ways of public passage within its corporate limits except to the extent that authority and control over certain streets and bridges is vested in the Board of Transportation. General authority and control includes but is not limited to all of the following:

(4) The power to close any street or alley either permanently or temporarily.

(5) The power to regulate the use of the public streets, sidewalks, alleys, and bridges.

§ 20-174. Crossing at other than crosswalks; walking along highway. (a) Every pedestrian crossing a roadway at any point other than within a marked crosswalk or within an unmarked crosswalk at an intersection shall yield the right-of-way to all vehicles upon the roadway. (b) Any pedestrian crossing a roadway at a point where a pedestrian tunnel or overhead pedestrian crossing has been provided shall yield the right-of-way to all vehicles upon the roadway. (c) Between adjacent intersections at which traffic-control signals are in operation pedestrians shall not cross at any place except in a marked crosswalk. (d) Where sidewalks are provided, it shall be unlawful for any pedestrian to walk along and upon an adjacent roadway. Where sidewalks are not provided, any pedestrian walking along and upon a highway shall, when practicable, walk only on the extreme left of the roadway or its shoulder facing traffic which may approach from the opposite direction. Such pedestrian shall yield the right-of-way to approaching traffic. (e) Notwithstanding the provisions of this section, every driver of a vehicle shall exercise due care to avoid colliding with any pedestrian upon any roadway, and shall give warning by sounding the horn when necessary, and shall exercise proper precaution upon observing any child or any confused or incapacitated person upon a roadway. (1937, c. 407, s. 135; 1973, c. 1330, s. 33.)

City of Graham

Sec. 12-1. - Loitering on streets.

No persons shall habitually loaf or loiter on the streets, nor shall any persons congregate on the streets or sidewalks in such a way as to obstruct or interfere with the free passage into, out of or by any public, business or private property. It shall be the duty of any police officer who observes a violation of this section to warn the offender and upon his failure to heed the warning to arrest him.

(Code 1978, ch. M, § 2; Code 1983, § 8-1)

Please let me know if I can be of additional assistance,

Kristy Cole

Interim Chief of Police

Graham Police Department, North Carolina

- **October 12th- E-mail from Rev. Drumwright to City Council members and City Officials concerning his request to address the council at the City Council meeting on October 13th.**

From: Greg Drumwright [<mailto:greg@gregdrumwright.com>]

Sent: Monday, October 12, 2020 4:15 PM

To: Jerry Peterman <jpeterman@cityofgraham.com>; Chip Turner <cturner@cityofgraham.com>; Melody Wiggins <mwiggins@cityofgraham.com>; Jennifer Talley <jtalley@cityofgraham.com>; Ricky Hall <rhall@cityofgraham.com>

Cc: ehaddix@lawyerscommittee.org; Duane Flood <dflood@cityofgraham.com>; Frankie Maness <fmaness@cityofgraham.com>; Mary Faucette <mfaucette@cityofgraham.com>; Daniel Sisk <dsisk@cityofgraham.com>; Tony Velez <tvelez@cityofgraham.com>; Kristi Cole <kcole@cityofgraham.com>

Subject: I Am Change March to the Polls | October 31

Dear Graham City Council:

Greetings! October 31st, my organization, Justice 4 the Next Generation will convene the I Am Change March to the Polls. We are seeking permissions/permits for street closure. This process has changed since the July 7th March we convened. Therefore, we have been advised that we need approval by vote from the Council.

I would like to speak before the council tomorrow and make an appeal for a vote on the matter. Would you please advise me on the process to be added to your agenda for those purposes and thank you kindly.

Blessings,

Rev. Gregory B. Drumwright, J4tNG Organizer

greg@gregdrumwright.com | www.J4tNG.org

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- **October 13th- Drumwright addressed the council during the council meeting. The Council advised Mr. Drumwright that due to the fact that his request did not meet the deadline to be included on the agenda so therefore they could not put his request to a vote. The City Council asked that Rev. Drumwright work with the Chief of Police to see if something could be worked out to allow for him to have a march to the polls within the best interest for public safety.**

- **October 13th- E-mail request from Chief Cole to Rev. Drumwright requesting a contact number.**

From: Kristi Cole

Sent: Tuesday, October 13, 2020 8:45 PM

To: Greg Drumwright <greg@gregdrumwright.com>

Cc: City Attorney <law@cityofgraham.com>

Subject: RE: I Am Change March to the Polls | October 31

Mr. Drumwright,

Thank you for proceeding with the council meeting this evening; what is a good contact number that I can reach you at to schedule a meeting with you and our staff? We need to discuss logistics and event expectations.

Kristy Cole

Interim Chief of Police

Graham Police Department, North Carolina

➤ **October 14th- E-mail from Rev. Drumwright to Chief Cole with contact information.**

From: Greg Drumwright [<mailto:greg@gregdrumwright.com>]

Sent: Wednesday, October 14, 2020 10:02 AM

To: Kristi Cole <kcole@cityofgraham.com>

Subject: Re: I Am Change March to the Polls | October 31

Good morning and thank you for reaching out. 336. [REDACTED]

- **October 14th- Chief Cole contacted Rev. Drumwright and left a voicemail for him requesting to speak with him to begin working together on his request and to request a meeting with him to discuss the event.**
- **October 15th- Chief Cole received a voicemail from Rev. Drumwright stating that he would be available to meet on October 20th at 11 am to discuss his request.**
- **October 16th- Chief Cole left Rev. Drumwright a voicemail requesting to change the time of the meeting on October 20th from 11 am to 8:30 am due to a scheduling conflict.**
- **October 19th- E-mail exchange between Chief Cole and Rev. Drumwright setting the meeting time on October 20th at 9 am.**

From: Greg Drumwright [<mailto:greg@gregdrumwright.com>]

Sent: Monday, October 19, 2020 11:35 AM

To: Kristi Cole <kcole@cityofgraham.com>

Subject: Meeting Tuesday

Chief,

Thanks for calling. Can we do a 9-10am mtg tomorrow as opposed to 830? Also, please share who would be in attendance.

From: Kristi Cole

Sent: Monday, October 19, 2020 12:35 PM

To: Greg Drumwright <greg@gregdrumwright.com>

Cc: Tony Velez <tvelez@cityofgraham.com>; Daniel Sisk <dsisk@cityofgraham.com>; Duane Flood <dflood@cityofgraham.com>

Subject: RE: Meeting Tuesday

Mr. Drumwright,

9am works for my agency; my agency staff will be in attendance at our meeting.

Kristy Cole

Chief of Police

Graham Police Department, North Carolina

- **October 20th- At 9 am Rev. Drumwright met at the Graham Police Department with police and city staff along with a representative from the Alamance Co. Sheriff's Office to discuss his request. During this meeting Rev. Drumwright was presented with different route options for the march and different options for being able to hold a rally to include an option for obtaining a permit from the County for utilization of the grounds of the Historic Courthouse for his rally. Following the meeting Chief Cole walked with Rev. Drumwright to the Alamance County Sheriff's Office to assist him in seeking a permit from the County.**

Option 1

The following plan will be utilized in the event that Rev. Drumwright secures a permit for using the Historic Courthouse grounds for the rally portion of his event.

- Participants will gather at Wayman's Chapel AME Church located at 592 N. Main Street and the march will begin there.
- Participants will march on the roadway of N. Main St. from the start location to the municipal parking lot located across from the Mex-Am Restaurant in the 200 block of N. Main St. to reorganize.
- Participants will then utilize sidewalks and crosswalks, obeying all pedestrian and applicable traffic laws, to proceed to the grounds of the Historic Courthouse.
- Once the rally portion of the event is concluded, participants may disperse and move to the early voting site, located at the Alamance County Office Annex Building on 201 W. Elm Street, at their discretion.
- The Graham Police Department and their partners will handle traffic control and public safety responsibilities for the duration of the event.
- Participants will not be allowed to walk/gather in any public street except for the area previously described in this document.

Option 2

The following points will detail the route for the march, location of the rally, dispersal point, prohibited activities, etc.

- Participants will gather at Wayman's Chapel AME Church located at 592 N. Main Street and the march will begin there.
- Participants will march on the roadway of N. Maple St. from the start location to the municipal parking lot located on the 500 block of N. Maple St. to reorganize for the rally portion of the event. This location will be appropriate for a stage to be erected if the organizer chooses to do so.
- Once the rally portion of the event is concluded, participants may disperse and move to the early voting site, located at the Alamance County Office Annex Building on 201 W. Elm Street, at their discretion.
- The Graham Police Department and their partners will handle traffic control and public safety responsibilities for the duration of the event.
- Participants will not be allowed to walk/gather in any public street except for the area previously described in this document.
- Participants must also not interfere with the operation of businesses or private property in the city.

Option 3

The following points will detail the route for the march, location of the rally, dispersal point, prohibited activities, etc.

- Participants will gather at Wayman's Chapel AME Church located at 592 N. Main Street and the march will begin there.
- Participants will march on the roadway of N. Maple St. from the start location to the 500 block of N. Maple St. to reorganize for the rally portion of the event. Graham Police Department will close the portion of N. Maple St between W. Market St and W. Harden St. The rally will take place here for one hour. No stage will be erected in the roadway.
- Once the rally portion of the event is concluded, participants may disperse and move to the early voting site, located at the Alamance County Office Annex Building on 201 W. Elm Street, at their discretion.
- The Graham Police Department and their partners will handle traffic control and public safety responsibilities for the duration of the event.
- Participants will not be allowed to walk/gather in any public street except for the area previously described in this document.
- Participants must also not interfere with the operation of businesses or private property in the city.

Option 4

The following points will detail the route for the march, location of the rally, dispersal point, prohibited activities, etc.

- Participants will gather at Wayman's Chapel AME Church located at 592 N. Main Street and the march will begin there.
- Participants will march on the roadway of N. Main St. from the start location to the municipal parking lot located across from the Mex-Am Restaurant located in the 200 block of N. Main St. to reorganize for the rally portion of the event. The rally will take place here. A stage may be erected here if the organizer so chooses.
- Once the rally portion of the event is concluded, participants may disperse and move to the early voting site, located at the Alamance County Office Annex Building on 201 W. Elm Street, at their discretion.
- The Graham Police Department and their partners will handle traffic control and public safety responsibilities for the duration of the event.
- Participants will not be allowed to walk/gather in any public street except for the area previously described in this document.
- Participants must also not interfere with the operation of businesses or private property in the city.

Option 5

The following points will detail the route for the march, location of the rally, dispersal point, prohibited activities, etc.

- Participants will gather at Wayman's Chapel AME Church located at 592 N. Main Street and the march will begin there.
- Participants will march on the roadway of N. Main St. from the start location to the 200 block of N. Main St. to reorganize for the rally portion of the event. The Graham Police Department will close N. Main Street

between Market St. and Harden St. The rally will take place here for one hour. No stage will be erected in the roadway.

- Once the rally portion of the event is concluded, participants may disperse and move to the early voting site, located at the Alamance County Office Annex Building on 201 W. Elm Street, at their discretion.
- The Graham Police Department and their partners will handle traffic control and public safety responsibilities for the duration of the event.
- Participants will not be allowed to walk/gather in any public street except for the area previously described in this document.
- Participants must also not interfere with the operation of businesses or private property in the city.

➤ **October 20th - Chief Cole received e-mail notification from the Alamance County Sheriff's Office informing us that Rev. Drumwright had obtained a permit for the use of the Historic Courthouse.**

From: David Sykes [<mailto:David.Sykes@alamance-nc.com>]

Sent: Tuesday, October 20, 2020 10:27 AM

To: Kristi Cole <kcole@cityofgraham.com>

Subject: Permit application

All,

We received a permit application from Rev Drumwright for use of the Historic Courthouse on Saturday October 31st from 11 AM to 1 PM. This application has been approved. He expects 500-1000 people with the understanding that some of those people may have to gather in the sesquicentennial park. An OPs plan will be developed as we draw closer to the event and work out additional details with Graham PD.

Thanks

DAVID E SYKES

Captain Patrol Division

➤ **October 21st e-mail from Chief Cole to Rev. Drumwright**

From: Kristi Cole

Sent: Wednesday, October 21, 2020 9:04 PM

To: Greg Drumwright <greg@gregdrumwright.com>

Cc: ehaddix@lawyerscommittee.org; Duane Flood <dflood@cityofgraham.com>; Daniel Sisk <dsisk@cityofgraham.com>; Tony Velez <tvelez@cityofgraham.com>; City Attorney <law@cityofgraham.com>

Subject: RE: March to the Polls

Importance: High

Mr. Drumwright,

I reached out to you via phone on 10/20/2020 and 10/21/2020, and have not received a response from you. The purpose of my calls are to follow up about our meeting that we had on 10/20/2020 0900 hours. I was notified that you completed the process for permit with ACSO for use of the property. This is great news as we can now plan the parade route; on Tuesday we were left with many unanswered questions due to permitting of county property; now that you have the end destination for the parade the route can be determined.

It is imperative that we have optimal communication reference your request for parade in order to complete the agreement and planning for the parade that you requested to be held on 10/31/2020. To ensure safety of parade participants and proper traffic control our department **must prepare**. Please contact me at your earliest convenience so that we can plan a safe and successful parade. I would also like to have an additional in person meeting so that we can tour the downtown area with a map in order for me to indicate the parking locations, voting poll location and city park that I will close for police use as pedestrian overflow.

It was nice meeting you on Tuesday and I look forward to us continuing to develop a strong partnership for our Graham community.

Kind Regards,

Kristy Cole

Chief of Police

Graham Police Department, North Carolina

➤ **October 21st e-mail from Chief Cole to Rev. Drumwright**

From: Greg Drumwright [<mailto:greg@gregdrumwright.com>]
Sent: Thursday, October 22, 2020 6:18 AM
To: Kristi Cole <kcole@cityofgraham.com>
Cc: ehaddix@lawyerscommittee.org; Duane Flood <dflood@cityofgraham.com>; Daniel Sisk <dsisk@cityofgraham.com>; Tony Velez <tvelez@cityofgraham.com>; City Attorney <law@cityofgraham.com>
Subject: Re: March to the Polls

[NOTICE: This message originated outside of the City of Graham, NC mail system -- **DO NOT CLICK** on links or open **attachments** unless you are sure the content is safe.]

Chief Cole,

Greetings. I thought maybe I informed you on our walk but perhaps I did not. After I left our meeting on Tuesday morning I went in for a scheduled outpatient surgery at 11am. Currently I am under heavy narcotics and recovering.

I am dedicated to working with you and your team, as I did in July. Please give me one more day to get stable. I will reach back out no later than Friday. Thank you so much.

Rev. Gregory B. Drumwright, J4tNG Organizer

greg@gregdrumwright.com | www.J4tNG.org

➤ **October 21st e-mail response from Chief Cole to Rev. Drumwright**

From: Kristi Cole
Sent: Thursday, October 22, 2020 6:27 AM
To: Greg Drumwright <greg@gregdrumwright.com>
Cc: ehaddix@lawyerscommittee.org; Duane Flood <dflood@cityofgraham.com>; Daniel Sisk <dsisk@cityofgraham.com>; Tony Velez <tvelez@cityofgraham.com>; City Attorney <law@cityofgraham.com>
Subject: Re: March to the Polls

Mr. Drumwright,

I had no idea, I hope all is well and absolutely we can talk tomorrow. We want to make sure we have our agreed plan and public safety has appropriate response for success.

Thank you for getting in touch, I look forward to meeting with you.

Sincerely,

Kristy

➤ **October 24th e-mail from Chief Cole to Rev. Drumwright**

From: Kristi Cole
Sent: Saturday, October 24, 2020 9:42 PM
To: Greg Drumwright <greg@gregdrumwright.com>
Cc: ehaddix@lawyerscommittee.org; Duane Flood <dflood@cityofgraham.com>; Daniel Sisk <dsisk@cityofgraham.com>; Tony Velez <tvelez@cityofgraham.com>; City Attorney <law@cityofgraham.com>
Subject: RE: March to the Polls
Importance: High

Mr. Drumwright,

I hope your recovery has been positive and that all is well. I reached out to you via email on Wednesday 10/21/2020, and I received a response from you stating you would make contact with me no later than Friday 10/23/2020, as of this date and time I have not had contacted with you.

The purpose of my contact this evening is to follow up about our meeting that we had on 10/20/2020 0900 hours. I was notified that you completed the process for permit with ACSO for use of the property. As I previously stated we can now plan the parade route; on Tuesday 10/20/2020 we were left with many unanswered questions due to permitting of county property; now that you have the end destination for the parade the route can be determined. It is imperative that we have optimal communication reference your request for parade in order to complete the agreement and planning for the parade that you requested to be held on 10/31/2020. Our police and fire agencies must up staff personnel to ensure safety of parade participants and proper traffic control, our departments **must prepare**.

Please contact me at no later than Tuesday 10/27/2020 or sooner so that we can plan a safe and successful parade. I would also like to have an additional in person meeting so that we can tour the downtown area with a map in order for me to indicate the parking locations, voting poll location and city park that I will close for police use as pedestrian overflow.

It was nice meeting you on Tuesday and I look forward to us continuing to develop a strong partnership for our Graham community.

Kind Regards,

Kristy Cole

Chief of Police

Graham Police Department, North Carolina

➤ **October 26th - Email from Rev. Drumwright to Chief Cole with a letter attached.**

From: Greg Drumwright [<mailto:greg@gregdrumwright.com>]

Sent: Monday, October 26, 2020 11:12 AM

To: Kristi Cole <kcole@cityofgraham.com>

Cc: ehaddix@lawyerscommittee.org; Duane Flood <dflood@cityofgraham.com>; Daniel Sisk <dsisk@cityofgraham.com>; Tony Velez <tvelez@cityofgraham.com>; City Attorney <law@cityofgraham.com>

Subject: Re: March to the Polls

Chief Cole,

Good morning. Thank you for your patience while I recovered. Please see the attached letter response.

Rev. Gregory B. Drumwright, J4tNG Organizer

greg@gregdrumwright.com | www.J4tNG.org



Organizing and Advocating Against Racial Inequality in America

October 26, 2020

Dear Chief Cole:

Greetings! Thank you for meeting with me on Tuesday, October 20th to begin working on the I Am Change March there in Graham on Saturday, October 31st. I also appreciate your patience since that time as I recover from outpatient surgery.

I have been able to do a bit of reflecting and, as I expressed to you and your team, I am concerned by the City's response to our requests for closure of xx blocks of North Main St. to keep marchers safe, and permission to (as we did on July 11) place a stage with a public address system there on the Court Square. I hope that we can resolve these two key issues, as they are critical to the vision and expression of our demonstration.

I found your leadership to be very effective in our meeting while some of the other voices within your department were disparaging. I am also grateful for Captain Sykes' assistance with the Alamance County Sheriff department assisting us to secure a permit to the courthouse grounds. However, hearing outright, "we are not closing downtown" from Lt. Flood signaled to me that the end goal of this process was/is designed to obstruct or at least, limit our march and rally. That intent was made clear by further dialogue.

We have not asked the City to close downtown. We have petitioned to close the necessary portion of North Main Street and perhaps one lane of traffic on East Elm a block from Court Square to divert traffic from the North side of the courthouse square so that we can convene our march and rally, with stage, upon North Main street court square, between the hours of 8:30am and 2:30pm on Saturday, Oct. 31. This is essentially the same request we made and which was granted for the July 11 march and rally. This should have no significant impact on public access to the polling place at 201 W. Elm, which is a block away and accessible from Maple Street and the other cross streets.

With the announcement of members of George Floyd's family and renowned Attorney Benjamin Crump being a part of our march next weekend, we expect a large amount of people to join us on Saturday, and closing the north side of the circle is important to keep everyone safe. The significant number of marchers we anticipate is in large part because of the issues of white supremacy, racially-biased policing, and racial oppression persist which persist in Alamance County. The niceties and pleasantries that we exchanged during our walk from your office to the Sheriff's office, in addition to the cordialities that we have exchanged in the past have unfortunately not kept black people from being targeted, mistreated, brutalized, racially oppressed, falsely arrested, charged, imprisoned, shot

➤ **October 26th - E-mail response to Rev. Drumwright from Chief Cole with a letter attached.**

From: Kristi Cole

Sent: Tuesday, October 27, 2020 3:07 PM

To: Greg Drumwright <greg@gregdrumwright.com>

Cc: ehaddix@lawyerscommittee.org; City Attorney <law@cityofgraham.com>; haley.s.boone@nccourts.org; 'Miranda Knight' <mknight@frazierlawnc.com>; William Hill <whill@frazierlawnc.com>; Bryan Hagood <Bryan.Hagood@alamance-nc.com>; Frankie Maness <fmaness@cityofgraham.com>; terry.johnson@alamance-nc.com

Subject: RE: March to the Polls

Importance: High

Rev. Drumwright,

Good afternoon, thank you for your request please see my attached letter response.

I do feel strongly that we need an additional meeting to discuss any potential problems, challenges or opportunities and answer questions you or I may have. Our department would like the parade and presentations to be successful; more communication and planning prior to the date will help ensure success and safety for the graham community and visitors. I can make myself available Wednesday or Thursday to meet your scheduling needs; if more convenient we can meet via zoom or teams although I feel it will be more beneficial for you to come in person as I would like to take you to the areas, discuss the route and the participant observation areas.

Can you please provide me with your agenda for 10/31/2020, this will help our agency plan personnel work schedules for our police and fire department staff.



www.cityofgraham.com/police

City of Graham Police Department

216 South Maple Street
PO Box 357
Graham, NC 27253
(336) 570-6711

Kristy Cole
Chief of Police

Duane Flood
Lieutenant

Daniel Sisk
Lieutenant

Joaquin Velez
Lieutenant



Jerry Peterman
Mayor

Frankie Maness
City Manager

October 27, 2020

Rev. Gregory Drumwright
P.O. Box
10551
Greensboro,
NC 27404

Mr. Rev. Drumwright

I am in receipt of your letter dated 10/26/2020 in response to my request for planning for 10/31/2020.

On 10/13/2020 you requested from the Graham City Council permission to host "I am Change March to the Polls" parade in the corporate city limits of Graham, NC. In your communication with the council you stated that you needed to utilize the roadway for a march expressing safety concerns with narrow sidewalks, and you also stated that the march would start at 11 a.m. and conclude at 2 pm. It is our understanding that your final destination will be the north steps of the historic courthouse for your permitted time for message sharing and topic presentation. During your communication, you did not disclose to the City Council that you wished to hold this event from 8:30 a.m. to 2:30 p.m. on 10/31/2020.

The Mayor and City Manager stated that you would need to coordinate this event with the police department. At our meeting on Tuesday 10/20/2020 we discussed five (5) different options to accomplish your mission and the public safety mission. It is my understanding that you have obtained a permit for the use of county property which will eliminate the need for staging in the roadway.

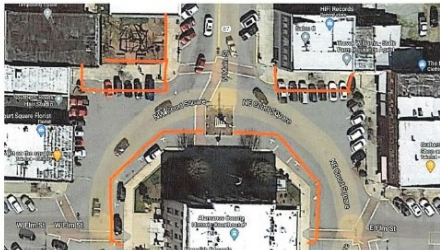
To facilitate your request, I have attached a visual illustration of a plan to coordinate this event. This will provide for the control and movement of pedestrian and vehicular traffic, including emergency services and will protect the safety of participants and of the general public. I will have the park closed for Graham Police Department use and parking spaces that are outlined in orange for pedestrian overflow. These will be the areas that will be dedicated for public safety use. After our conversations with you regarding the uncertainty as to the number of participants, I want to make sure we have adequate space for individuals to stand safely and not impede or block traffic.

Proudly Serving Since 1851

Your request for no police presence occupying the north landing and the steps of the courthouse will need to be made to the ACSO as that property is in the care, custody and control of the ACSO. Our department will be present and I will staff the event and participant observation areas with adequate staffing that our department deems necessary to help facilitate a successful presentation of topics and safety during this event. As always our departments' concerns are public safety for all citizens and visitors in the City of Graham.

We do not believe it is necessary to close NC HWY 87 to vehicular traffic. Our coordinated plan is illustrated below; this allows for the accomplishment of your mission and the public safety mission during the scheduled event time on October 31, 2020 from 11:00 a.m. to 2:30 p.m.

(orange outlines designated for police use only – these areas will be utilized by Graham Police Staff to have members of your parade standing to observe agenda speakers)



Sincerely,

Kristy Cole

Chief of Police

Graham Police Department, North Carolina

➤ **October 27th- E-mail to Chief Cole from Drumwright's Attorney Elizabeth Haddix**

From: Elizabeth Haddix [<mailto:ehaddix@lawyerscommittee.org>]

Sent: Tuesday, October 27, 2020 4:41 PM

To: Kristi Cole <kcole@cityofgraham.com>

Cc: City Attorney <law@cityofgraham.com>; haley.s.boone@nccourts.org; 'Miranda Knight' <mknight@frazierlawnc.com>; William Hill <whill@frazierlawnc.com>; Bryan Hagood <Bryan.Hagood@alamance-nc.com>; Frankie Maness <fmaness@cityofgraham.com>; terry.johnson@alamance-nc.com; Greg Drumwright <greg@gregdrumwright.com>

Subject: RE: March to the Polls

Thank you, Chief Cole. Rev. Drumwright and I can get on a Zoom call Thursday at 1pm. It seems there are some issues to work out before another walk through the area would make sense.

One issue is whether you are denying his request to set the stage and PA up where it was on July 11: there at the junction of North Main and Court Square. If you are denying that request, then we are willing to set the stage up on the North landing in front of the north entrance steps to the courthouse. Please let us know.

Regarding the time referenced in Rev. Drumwright's letter, the 8:30am request (as was so on July 11) is just to set up the stage and PA before the march begins at 11:00am. There will not be a crowd of people there, and no need for police presence during that time—there will just be Rev Drumwright and his volunteers setting up the stage and PA. They will be taking the stage down and moving the PA system once the event is over, probably between 1:30 and 2pm.

As far as the route march, our understanding is that the City agreed to close Hwy 87 from Waymen's Chapel to the courthouse from 11:00am to 2:00pm. Please explain the statement in your 10/27 letter that you "do not feel it is necessary to close NC Hwy 87 to vehicular traffic."

It's also not clear to us what you are saying about the orange areas outlined on the map you attach to your letter. Are you saying you will not allow people to congregate anywhere else? Are you saying you will not agree to restrict vehicular traffic on the north side of the circle between 11am and 2pm? Given the permitted area for this demonstration, the limited time frame Rev. Drumwright has requested that half of the circle be closed to vehicular traffic, and the number of people anticipated for this demonstration, we are concerned that you would consider not closing that portion of the circle to vehicular traffic, as that would certainly potentially jeopardize people's safety.

Thanks in advance for answering the above questions, and we are happy to discuss whatever else needs to be discussed on Thursday at 1:00pm.

Best regards,

Elizabeth

Elizabeth Haddix (*she, her*)

Managing Attorney

Regional Office, Lawyers' Committee for Civil Rights Under Law

➤ **October 27th- E-mail response to Elizabeth Haddix from William Hill**

From: William Hill [<mailto:whill@frazierlawnc.com>]

Sent: Tuesday, October 27, 2020 8:41 PM

To: 'Elizabeth Haddix' <ehaddix@lawyerscommittee.org>; Kristi Cole <kcole@cityofgraham.com>

Cc: City Attorney <law@cityofgraham.com>; haley.s.boone@nccourts.org; 'Miranda Knight' <mknight@frazierlawnc.com>; 'Bryan Hagood' <Bryan.Hagood@alamance-nc.com>; Frankie Maness <fmaness@cityofgraham.com>; terry.johnson@alamance-nc.com; 'Greg Drumwright' <greg@gregdrumwright.com>

Subject: RE: March to the Polls

Elizabeth:

Please direct all communications on this matter through me, Clyde or Ben. We have always been responsive to your requests and I do not believe communicating with represented clients directly is appropriate. Thank You for your attention in this regard.

➤ **October 28th- E-mail from Chief Cole to Rev. Drumwright and Elizabeth Haddix with attached letter**

From: Kristi Cole

Sent: Wednesday, October 28, 2020 3:41 PM

To: Elizabeth Haddix <ehaddix@lawyerscommittee.org>; Greg Drumwright <greg@gregdrumwright.com>

Cc: City Attorney <law@cityofgraham.com>; haley.s.boone@nccourts.org; 'Miranda Knight' <mknight@frazierlawnc.com>; William Hill <whill@frazierlawnc.com>; Bryan Hagood <Bryan.Hagood@alamance-nc.com>; Frankie Maness <fmaness@cityofgraham.com>

Subject: RE: March to the Polls

Importance: High

Mr. Drumwright and Mrs. Haddix,

Mrs. Haddix thank you for your email. My office has attached the following document to assist with a general overview of our public safety plan during the October 31, 2020 "I am Change March to the Polls". Mr. Drumwright please review and advise if you will be able to meet to do a walk-through of the areas or if zoom is still your preference.

Kind regards,

Kristy Cole

Chief of Police

Graham Police Department, North Carolina



www.cityofgraham.com/police

City of Graham Police Department

216 South Maple Street
PO Box 357
Graham, NC 27253
(336) 570-6711

October 28, 2020

Graham Police and Fire Departments overview of public safety plan during October 31st "I am Change March to the Polls" organized by Rev. Gregory Drumwright. The following points will detail the route for the march, location of the rally, dispersal point, prohibited activities, etc.

The following public safety plan will be utilized:

- Rev. Drumwright secured a permit for use of the Historic Courthouse grounds for the rally and presenters portion of the event scheduled 10/31/2020.
- Participants will gather at Wayman's Chapel AME Church located at 592 N. Main Street and the pedestrian parade will begin from that location.
- There is no street side parking at the church, therefore, the Graham Recreation Center parking lot is available for additional parking for participants. Officers will be present in this location to assist participants with parking once the church parking lot is full.
- Participants will march on the roadway of N. Main St. from the start location to the Historic Courthouse. Police will perform traffic control along the parade route in order to ensure a safe march/pedestrian parade.
- Police will temporarily control traffic on Court Square for the participants to safely cross the street onto the county courthouse property. Once there the road will be cleared and normal flow of traffic will resume.
- The Police Department has closed Sesquicentennial Square as well as the parking spaces and sidewalk on the northwest and northeast side of Court Square for overflow of pedestrians/ participants that will not fit on the county property. The parking spaces surrounding the Historic Courthouse on the north side of the property will also be closed for the purpose of parade/pedestrians to observe guest speakers.

Kristy Cole
Chief of Police

Duane Flood
Lieutenant

Daniel Sisk
Lieutenant

Joaquin Velez
Lieutenant

GRAHAM
NORTH CAROLINA

Jerry Peteman
Mayor

Frankie Maness
City Manager

Proudly Serving Since 1851

- If the event organizer has Bluetooth audio speakers that he would like to set within the park to allow for everyone to hear, that is permissible.
- Designate areas will be established for any counter demonstrators in the event such person should attend in order to keep person separate from the event participants that are located in the designated police areas.
- Once the rally portion of the event has concluded (2:30pm), participants will disperse and may move to the early voting site, located at the Alamance County Office Annex Building on 201 W. Elm Street, at their discretion via city sidewalks.
- Police personnel will assist with ensuring that participants are able to safely cross the road and clear the area once the event has concluded at 2:30pm.
- The Graham Police Department and their partners will handle traffic control and public safety responsibilities for the duration of the event.
- Participants will not be allowed to walk/gather in any public street except for the area previously described in this document.
- Participants must also not interfere with the operation of businesses or private property in the city.

The areas outlined on the map in orange indicates areas for official police use only—these areas are designated for parade participant overflow to allow for persons to observe guest speakers who are in attendance with Rev. Drumwright who is the permitted party for the use of the Historic Courthouse on 10/31/2020. The areas outlined in yellow areas for official police use only—these areas are for counter demonstrators in the event such person should attend.



➤ October 28th-E-mail from Rev Drumwright to Chief Cole

From: Greg Drumwright [<mailto:greg@gregdrumwright.com>]

Sent: Wednesday, October 28, 2020 4:49 PM

To: Kristi Cole <kcole@cityofgraham.com>

Cc: Elizabeth Haddix <ehaddix@lawyerscommittee.org>; City Attorney <law@cityofgraham.com>; haley.s.boone@nccourts.org; Miranda Knight <mknight@frazierlawnc.com>; William Hill <whill@frazierlawnc.com>; Bryan Hagood <Bryan.Hagood@alamance-nc.com>; Frankie Maness <fmaness@cityofgraham.com>; Edwards, Charles N <cnedwards@ncdot.gov>; Wilson, Patrick D <pwilson@ncdot.gov>

Subject: Re: March to the Polls

Chief Cole:

Thank you for these details.

This plan does not include our necessity to build a stage so that ALL onlookers from other sides of the streets, while cars are moving, can witness our rally. In addition, we would require the use of our PA system. There is no such thing as a bluetooth audio system that will amplify sound for a public event of this size.

As requested all along, we need to build a stage for our rally, there between the monument and courthouse sidewalk.

Further, allowing cars to pass THROUGH THE RALLY, while it is in progress, is not only an attempt to disparage our event, the vehicular traffic quells the efforts of our rally and presents a massive public safety hazard for the large numbers of people we expect.

Your department well knows that counter protesters honk their horns while driving through the court square, when they see our presence, as a means to distract and distort our message. We have seen dozens of vehicles who do this routinely each and every weekend. With this knowledge, why would you create a situation for that to happen on Saturday? Is the GPD disinterested in our peaceful event being routinely disrupted?

We believe that closing one half of the traffic circle is not only the best solution, on the north side of the courthouse, is also the safest solution. As it stands, we are not in agreement with the plan you have presented.

I remain willing to meet with you tomorrow. I am able to do such between 8am-10am.

Rev. Gregory B. Drumwright, J4tNG Organizer

greg@gregdrumwright.com | www.J4tNG.org

➤ **October 29th- E-mail from Chief Cole to Rev. Drumwright with attached documents**

From: Kristi Cole

Sent: Thursday, October 29, 2020 10:43 AM

To: Greg Drumwright <greg@gregdrumwright.com>

Cc: City Attorney <law@cityofgraham.com>; haley.s.boone@nccourts.org; Miranda Knight <mknight@frazierlawnc.com>; William Hill <whill@frazierlawnc.com>; Bryan Hagood <Bryan.Hagood@alamance-nc.com>; Frankie Maness <fmaness@cityofgraham.com>; Edwards, Charles N <cnedwards@ncdot.gov>; Wilson, Patrick D <pwilson@ncdot.gov>; Tommy Cole <tcole@cityofgraham.com>

Subject: RE: March to the Polls

Importance: High

Rev. Drumwright,




Please see my attached event response letter, I have also attached the Graham Police and Fire Department overview of public safety document. Please let me know if you would like to complete a walkthrough of the locations prior to 10/31/2020

Regards,

Kristy Cole

Chief of Police

Graham Police Department, North Carolina

 www.cityofgraham.com/police	City of Graham Police Department 216 South Maple Street PO Box 357 Graham, NC 27253 (336) 570-6711
Kristy Cole <i>Chief of Police</i>	October 29, 2020
Duane Flood <i>Lieutenant</i>	Rev. Drumwright:
Daniel Sisk <i>Lieutenant</i>	As a follow up to your recent e-mail from late yesterday afternoon regarding the event planned for Saturday, October 31, 2020, please be assured that our main objective is public safety for the general public and participants in this event. The plan as set out in the letter dated October 28, 2020 (Graham Police and Fire Departments overview of public safety) will address your concerns and will lead to and promote a successful and safe event. I stand ready to meet with you to discuss the implementation of this plan.
Joaquin Velez <i>Lieutenant</i>	Sincerely,  Kristy Cole, Chief of Police City of Graham
 Jerry Petermann <i>Mayor</i> Frankie Maness <i>City Manager</i>	<i>Proudly Serving Since 1851</i>

➤ **October 29th- E-mail from Captain David Sykes to Rev. Drumwright**

From: David Sykes [<mailto:David.Sykes@alamance-nc.com>]

Sent: Thursday, October 29, 2020 11:04 AM

To: 'greg@gregdrumwright.com' <greg@gregdrumwright.com>

Cc: Kristi Cole <kcole@cityofgraham.com>; 'ehaddix@lawyerscommittee.org' <ehaddix@lawyerscommittee.org>; Bryan Hagood <Bryan.Hagood@alamance-nc.com>; Sean Boone <haley.s.boone@nccourts.org>; Bill Hill (whill@frazierlawnc.com) <whill@frazierlawnc.com>; 'mknight@frazierlawnc.com' <mknight@frazierlawnc.com>; Clyde Albright <Clyde.Albright@alamance-nc.com>; Ben Pierce <Ben.Pierce@alamance-nc.com>; Cliff Parker <cliff.parker@alamance-nc.com>

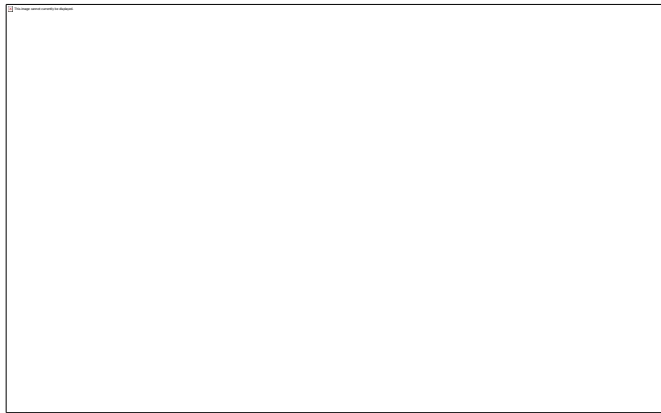
Subject: FW: March to the Polls

Mr. Drumwright,

In response to your request to assemble a stage at the Historic Courthouse, I met with Alamance County Attorney, Clyde Albright, this morning. He advised that a stage would be approved upon the north side landing. The stage cannot be between the sidewalk and the monument due to the location of the crosswalk. Per our facility use policy crosswalks must remain clear to wit:

Access to the sidewalk on the opposite side of the street must be maintained at all times during the event. Additionally, access to the Historic Courthouse must be via crosswalk and these crosswalks must remain clear. Blocking of traffic around the Courthouse Square is not permitted.

The area approved for your stage is the concrete portion of the north-side landing between the bottom of the north-side steps and the beginning of the sidewalk as indicated in yellow on the below graphic:



Keep in mind that there is a flagpole in the center of this area, along with a COVID screening structure near the handicapped ramp that will remain in place. Please come out to make a survey and measure the area before bringing a stage that is too large. You will not be allowed to erect a stage anywhere else on the property and you did not indicate that you would be setting up a stage on your application.

As it stands right now, the roofing company still has their equipment on the south landing and east landing of the courthouse property. With the rain today, I do not believe that they will be finished this week and so those areas will be closed for use.

Also please keep in mind that all sound equipment has to be battery powered as electricity is not provided and generators are not allowed on the property per our facility use policy:

Will sound amplification be used at the event? Yes No If yes, sound amplification must be battery powered. Electrical generators are not allowed on Historic Courthouse property.

Additionally the City of Graham has agreed to close all the parallel parking places around the Historic Courthouse. Pedestrian barricades will be in place to separate those parking areas from the roadway and those parking areas will be available for your use.

I hope this answers all your questions regarding use of county property.

Thanks

David

➤ **October 29th- E-mails exchange between City Attorney and Elizabeth Haddix**

From: Elizabeth Haddix <ehaddix@lawyerscommittee.org>
Date: Oct 29, 2020 4:23 PM
Subject: RE: March to the Polls
To: City Attorney <law@cityofgraham.com>
Cc: Mark Dorosin <mdorosin@lawyerscommittee.org>

Are you asking me to send the below communication to your clients directly?

Elizabeth Haddix (*she, her*)

Managing Attorney

Regional Office, Lawyers' Committee for Civil Rights Under Law

From: City Attorney <law@cityofgraham.com>
Sent: Thursday, October 29, 2020 4:23 PM
To: Elizabeth Haddix <ehaddix@lawyerscommittee.org>
Subject: RE: March to the Polls

Fmanness@cityofgraham.com

On Oct 29, 2020 1:44 PM, Elizabeth Haddix <ehaddix@lawyerscommittee.org> wrote:

Dear Mr. Ward (or whichever City Attorney is at this address):

I have dropped Chief Cole from this communication, although you have not ever communicated with me in lieu of allowing her to communicate with me directly concerning Rev. Drumwright's requests related to the "I am Change: March to the Polls" demonstration in Graham this Saturday. However, in light of Chief Cole's recent communications, I am concerned that we may be approaching a First Amendment unfettered discretion problem which, if not resolved soon, could lead to further litigation against the City. That is not the result we want, and hope that we can resolve this today.

The two issues to resolve, as I see them, are 1) Chief Cole's refusal to close the north side of Court Square rotary to traffic between 11:00 and 2:00pm on Oct 31; and 2) the City and County's response to the stage/PA issue. On the latter, Rev. Drumwright had always discussed with the City setting up the stage where he had it on July 11: where North Main meets Court Square, and using his generator to power his PA. Chief Cole said he couldn't do that, but she's given no reason why she's treating this request differently from how the City treated it on July 11. The County will let him set up on the North landing of the courthouse, but prohibits his using the generator, which means he can't use his PA. Issue (1) raises even more serious concerns, since it is clear that allowing traffic around the circle during this demonstration is likely to disrupt the demonstration significantly and also pose a significant public safety risk.

At Chief Cole's request for a meeting, I had proposed 2:00pm today for a Zoom call. Rev. Drumwright and I are available then, or we could do 2:30 or 3:00pm. Please advise if you and/or Chief Cole wish to conference with us at any of those times today, and I'll send around a link. Alternatively, we can make ourselves available tomorrow morning.

Thanks,

Elizabeth Haddix

Elizabeth Haddix (*she, her*)

Managing Attorney

Regional Office, Lawyers' Committee for Civil Rights Under Law

➤ **October 29th- E-mail from Elizabeth Haddix to Chief Cole**

From: Elizabeth Haddix [<mailto:ehaddix@lawyerscommittee.org>]

Sent: Thursday, October 29, 2020 4:49 PM

To: Kristi Cole <kcole@cityofgraham.com>; Frankie Maness <fmaness@cityofgraham.com>

Cc: Mark Dorosin <mdorosin@lawyerscommittee.org>; Kristi Graunke <kgraunke@acluofnc.org>; William Hill <whill@frazierlawnc.com>; 'Ben Pierce' <Ben.Pierce@alamance-nc.com>; 'Clyde Albright' <Clyde.Albright@alamance-nc.com>; City Attorney <law@cityofgraham.com>

Subject: FW: March to the Polls

Dear Chief Cole:

I sent the below message to the City Attorney earlier today, expecting him to communicate with you about it and then get back to us. I just received the below email from him, which is confusing, but which indicated to me that I should send the earlier email directly to you. I received a similar reply regarding Mr. Maness, so he is also copied here.

As said in my reply phone message to you last week (and as stated in my below email to the City Attorney(s)), I believe these communications should happen between counsel at this point. If the below email address for the City's attorney is not correct.

We sincerely hope to resolve the issues identified below by tomorrow. We have a Zoom call scheduled to talk with counsel for the County and ACSO at 11:00am, which you all are welcome to join.

We hope to hear from the City's representative soon.

Thanks,

Elizabeth

Elizabeth Haddix (*she, her*)

Managing Attorney

Regional Office, Lawyers' Committee for Civil Rights Under Law

From: City Attorney <law@cityofgraham.com>

Sent: Thursday, October 29, 2020 4:22 PM

To: Elizabeth Haddix <ehaddix@lawyerscommittee.org>

Subject: RE: March to the Polls

[Kcole@cityofgraham.com](mailto:kcole@cityofgraham.com)

On Oct 29, 2020 1:44 PM, Elizabeth Haddix <ehaddix@lawyerscommittee.org> wrote:

[NOTICE: This message originated outside of the City of Graham, NC mail system -- **DO NOT CLICK** on links or open attachments unless you are sure the content is safe.]

I have dropped Chief Cole from this communication, although you have not ever communicated with me in lieu of allowing her to communicate with me directly concerning Rev. Drumwright's requests related to the "I am Change: March to the Polls" demonstration in Graham this Saturday. However, in light of Chief Cole's recent communications, I am concerned that we may be approaching a First Amendment unfettered discretion problem which, if not resolved soon, could lead to further litigation against the City. That is not the result we want, and hope that we can resolve this today.

The two issues to resolve, as I see them, are 1) Chief Cole's refusal to close the north side of Court Square rotary to traffic between 11:00 and 2:00pm on Oct 31; and 2) the City and County's response to the stage/PA issue. On the latter, Rev. Drumwright had always discussed with the City setting up the stage where he had it on July 11: where North Main meets Court Square, and using his generator to power his PA. Chief Cole said he couldn't do that, but she's given no reason why she's treating this request differently from how the City treated it on July 11. The County will let him set up on the North landing of the courthouse, but prohibits his using the generator, which means he can't use his PA. Issue (1) raises even more serious concerns, since it is clear that allowing traffic around the circle during this demonstration is likely to disrupt the demonstration significantly and also pose a significant public safety risk.

At Chief Cole's request for a meeting, I had proposed 2:00pm today for a Zoom call. Rev. Drumwright and I are available then, or we could do 2:30 or 3:00pm. Please advise if you and/or Chief Cole wish to conference with us at any of those times today, and I'll send around a link. Alternatively, we can make ourselves available tomorrow morning.

Thanks,

Elizabeth Haddix

Elizabeth Haddix (she, her)

Managing Attorney

Regional Office, Lawyers' Committee for Civil Rights Under Law

- **October 30th - Zoom meeting with Rev. Drumwright and his attorney in which it was discussed about the stage being approved on Courthouse property and the availability to set a stage and generator at Sesquicentennial Park and the area closed off near the park by the Police Department.**

- **October 30th - E-mail exchange between Elizabeth Haddix, Frankie Maness and Chief Cole**

From: Kristi Cole
Sent: Friday, October 30, 2020 6:40 PM
To: ehaddix@lawyerscommittee.org
Cc: City Attorney <law@cityofgraham.com>; Frankie Maness <fmaness@cityofgraham.com>
Subject: Fwd: Discuss Oct 31 Drumwright March
Sensitivity: Confidential

Mrs. Haddix,

The road closure is only temporary to accommodate the march until it reaches the final destination, which I thought was the historic court house. Once the group arrives Main st. will be opened back up for normal traffic. Mr. Drumwright will not be allowed to block N. Main St. at courtsquare and no road closures are permitted. The lack of communication from Mr. Drumwright since our first meeting has left us scrambling at the last minute to arrange for a safe event for Mr. Drumwright's group. Street closures of the type that Mr. Drumwright is requesting requires city council approval and must be heard during a scheduled city council meeting. This rule applies to any group that requests a road closure, not just his. As I said this morning Mr. Drumwright missed the deadline to get his request on the agenda for the council to hear. I was hoping to have an open line of communication to ensure a safe event and am disappointed that this event will be a point of contention between our agency and Mr. Drumwright's group. To accommodate his speakers he is permitted to set up his trailer and pa system in The northwest corner of sesquicentennial square park in the closed off section and have his presenters address the crowd from there. I reiterate that he will not be permitted to block N. Main St. at historic courthouse.

Kind regards,

Kristy Cole

Chief of Police

From: Elizabeth Haddix <ehaddix@lawyerscommittee.org>
Sent: Friday, October 30, 2020 5:02:35 PM
To: Frankie Maness <fmaness@cityofgraham.com>
Cc: Mark Dorosin <mdorosin@lawyerscommittee.org>; Kristi Cole <kcole@cityofgraham.com>; Bryan Coleman <jbryancoleman@triad.twcbc.com>; Biller, Anthony J (78744) <ajbiller@michaelbest.com>; 'Kristi Graunke' <kgraunke@acluofnc.org>; William

Hill <whill@frazierlawnc.com>; 'Ben Pierce' <Ben.Pierce@alamance-nc.com>; Clyde Albright <Clyde.Albright@alamance-nc.com>; City Attorney <law@cityofgraham.com>; Greg Drumwright <greg@gregdrumwright.com>
Subject: RE: Discuss Oct 31 Drumwright March

Hit send too quickly and left out a word in first para below, correct in red

Elizabeth Haddix (*she, her*)
Managing Attorney
Regional Office, Lawyers' Committee for Civil Rights Under Law

From: Elizabeth Haddix
Sent: Friday, October 30, 2020 5:00 PM
To: Frankie Maness <fmaness@cityofgraham.com>
Cc: Mark Dorosin <mdorosin@lawyerscommittee.org>; Kristi Cole <kcole@cityofgraham.com>; Bryan Coleman <jbryancoleman@triad.twcbc.com>; Biller, Anthony J (78744) <ajbiller@michaelbest.com>; 'Kristi Graunke' <kgraunke@acluofnc.org>; William Hill <whill@frazierlawnc.com>; 'Ben Pierce' <Ben.Pierce@alamance-nc.com>; Clyde Albright <Clyde.Albright@alamance-nc.com>; City Attorney <law@cityofgraham.com>; Greg Drumwright <greg@gregdrumwright.com>
Subject: RE: Discuss Oct 31 Drumwright March

Frank:

Chief Cole has already agreed and planned for closure of North Main from Weyman's Chapel to the Historic Courthouse as stated in the attached document. It is also worth noting that she did not mention any of the reasons you cite for refusing to close the north half of the Court Square rotary and for not allowing Rev. Drumwright to set up his stage on North Main. Neither you nor anyone else representing the City mentioned any of these concerns **during the City Council meeting discussion of this event on October 13**. The City's refusal to close that portion of the circle for 2 hours to allow this permitted event to happen safely is especially troubling given the county's approval of the permit for use of Courthouse Square, the limited time of the closure request, and the easy alternative available access in and around downtown for residents, voters, and emergency vehicles. This situation illustrates the dangers of having a process for permitting that is not transparent and allows for unfettered law enforcement discretion. Chief Cole suggested on our call today that Rev. Drumwright set up his PA system in either the park or other corner of North Main and Court Square, so this is now the plan: he will station a truck and short trailed with his generator and PA on one of those corners, and pull it out into North Main at 11:00am (since the street will otherwise be closed to vehicular traffic at that time). That will serve as a stage and will also serve to protect rally participants who are standing in North Main St. from the vehicular traffic that the City is apparently continuing to allow around the circle during this permitted event. March and rally participants will, as Chief Cole also suggested, congregate in all areas outlined in orange on the map she attached to her Oct 27 letter (both corners, and northeast and northwest Courthouse lawns and sidewalks, North landing and steps) and will also (if their numbers require) occupy that portion of North Main closest to the courthouse.

Thanks,

Elizabeth

Elizabeth Haddix (*she, her*)
Managing Attorney
Regional Office, Lawyers' Committee for Civil Rights Under Law

From: Frankie Maness <fmaness@cityofgraham.com>
Sent: Friday, October 30, 2020 3:50 PM
To: Elizabeth Haddix <ehaddix@lawyerscommittee.org>
Cc: Mark Dorosin <mdorosin@lawyerscommittee.org>; Kristi Cole <kcole@cityofgraham.com>; Bryan Coleman <jbryancoleman@triad.twcbc.com>; Biller, Anthony J (78744) <ajbiller@michaelbest.com>; 'Kristi Graunke' <kgraunke@acluofnc.org>; William Hill <whill@frazierlawnc.com>; 'Ben Pierce' <Ben.Pierce@alamance-nc.com>; Clyde Albright <Clyde.Albright@alamance-nc.com>; City Attorney <law@cityofgraham.com>; Greg Drumwright <greg@gregdrumwright.com>
Subject: RE: Discuss Oct 31 Drumwright March

Elizabeth:

I'm sorry I was unable to join the call this morning. I hope you can appreciate that the City has a delicate balancing act specific to this event. Public safety concerns are always the foremost consideration we have. Our staff, in conjunction with our partnering agencies, have identified the potential public safety risks and are making the necessary arrangements to minimize the same. Based on the attendee information provided by Mr. Drumwright, a determination was made that a street closure is not required as a public safety measure. In this case, unnecessary closure of the subject streets causes 1st responders to take alternative routes to the densely populated northern part of the City, adding to general public safety concerns. As you know, in certain emergency situations every second matters and alternative routes are not the primary routes for a reason. Also, if roads are closed it further compromises the ability of our first responders as they (and their vehicles) become traffic control attendants rather than focusing on their primary public safety duties. This also affects staffing and the allocation of resources already in place.

In addition to ensuring public safety, closure of streets is further complicated by the fact that the one stop voting poll is only about 500' away from the Historic Court House. Closure of the northern half of court square in effect forces limited access to the 100 Block of N. Main Street and the 100 blocks of Elm St. (and a one way condition). This would then put the impact within a matter of feet from the poll. Everyone on this email knows the added layer of law surrounding elections and the City does not want restrict anyone's access to the polls.

I understand that we are in the 11th hour of preparations for the event and I respectfully request that all participants defer to the best judgement of law enforcement to ensure the safety required of all involved. If you have further questions, please direct them to Chief Cole. Thank you in advance for your cooperation.

Here's hoping for a safe and successful event.

Regards,

Frankie Maness
City Manager
PO Drawer 357
Graham, NC 27253
336.570.6700 x113



From: Elizabeth Haddix [<mailto:ehaddix@lawyerscommittee.org>]
Sent: Friday, October 30, 2020 1:53 PM
To: Frankie Maness <fmaness@cityofgraham.com>
Cc: Mark Dorosin <mdorosin@lawyerscommittee.org>; Kristi Cole <kcole@cityofgraham.com>; Bryan Coleman <bryancoleman@triad.twcbc.com>; Biller, Anthony J (78744) <ajbiller@michaelbest.com>; 'Kristi Graunke' <kgraunke@acluofnc.org>; William Hill <whill@frazierlawnc.com>; 'Ben Pierce' <Ben.Pierce@alamance-nc.com>; Clyde Albright <Clyde.Albright@alamance-nc.com>; City Attorney <law@cityofgraham.com>; Greg Drumwright <greg@gregdrumwright.com>
Subject: RE: Discuss Oct 31 Drumwright March

Mr. Maness,

I've just left a voicemail message for Bryan Coleman and copy him here as well. On our call earlier today with Chief Cole, I asked if there were any public safety or other reason that she has not agreed to close the NE - NW Court Square (also called NC HWY 87) from 11:00am to 2:00pm or allow a stage with a generator-powered PA system at the juncture of North Main and North Court Square tomorrow and she said that she was not authorized by the City Council to do either of those things. She said only that Rev. Drumwright did not specifically request those two items on Oct. 13 when he addressed City Council. We all agreed that, after listening to the recording of that portion of the Oct 13 City Council meeting, I would contact you and Mr. Coleman for guidance.

During the limited (3 minutes) that Rev. Coleman was permitted to make his request on Oct 13, he did refer several times to his July 11 march and rally, which involved GPD closing a larger stretch of North Main / Hwy 87 than is sought for tomorrow, and also involved setting up a stage and PA at the same location he's seeking to use now, for approximately the same period of time. On Oct 13, you and Mr. Coleman were both very clear that the City Council would take "no action at all" (Mr. Coleman's words) on Rev. Drumwright's request, since with the repeal of the permit and parade ordinance back in July, there are "no rules now" (your words). You both directed Rev. Drumwright to coordinate all logistics for the Oct 31 march and rally with Chief Cole, which he then proceeded to do. Chief Cole has been aware of these two requests at least since October 20, when she met in person with Rev. Drumwright and discussed the stage, PA and closure of the NW-NE Court Square. She has not provided any reason, other than "lacking authorization" from the City, for denying those requests or otherwise treating Rev. Drumwright and this march and rally differently than his July 11 march and rally (which was also coordinated with the City and ACSO), and has now told us to seek that authorization from you.

Please advise as soon as you can whether the City Council must authorize Chief Cole to allow the stage and road closure specifically. We are aware of no policy, rule or statute that would require that. As I told Mr. Coleman in my message to him, I am happy to talk with him and/or you by phone, at 919-548-3584.

Thanks,

Elizabeth

PS. The County's offer to let Rev. Drumwright put the stage on the North landing unfortunately does not solve the problem because the Facility Use Policy prohibits use of any sound amplification on courthouse property that is not battery powered, and no such

system will be sufficiently heard by the number of participants Rev. Drumwright is expecting (at least the same number as were present on July 11, which was around 1,200).

Elizabeth Haddix (*she, her*)
Managing Attorney
Regional Office, Lawyers' Committee for Civil Rights Under Law

➤ **October 31st- E-mail from Elizabeth Haddix to Chief Cole in response to e-mail on October 30th.**

From: Elizabeth Haddix [<mailto:ehaddix@lawyerscommittee.org>]
Sent: Saturday, October 31, 2020 10:45 AM
To: Kristi Cole <kcole@cityofgraham.com>
Cc: City Attorney <law@cityofgraham.com>; Frankie Maness <fmaness@cityofgraham.com>
Subject: Re: Discuss Oct 31 Drumwright March
Sensitivity: Confidential

Understood. Rev. Drumwright will set his PA and platform up at Sesquicentennial Square. He will be speaking to the rally participants who hopefully will all be able to stand at safe distances from one another on the courthouse steps, landings, lawns and sidewalks. As you know, those areas are all reserved for exclusive use between 11-2pm for participants in this event who support The message of this event. Therefore, we expect GPD and ACSO to intervene if necessary to remove counter demonstrators (which will include folks with Confederate and other similar symbols) from the permitted area during that time. Counter demonstrators may be within ear range, but at a far enough distance so that they do not interfere with or obstruct Rev. Drumwright's message or the message of any other speakers he has at this event.

Which also means that if there is traffic around that circle interfering with the message, either with shouting or flags or other disruptive activities (which presumably may also be a traffic violation), we expect GPD to do something about that.

Please call me directly if there is any problem at 919-548-3584. We are eager to resolve issues before they become a problem today.

Thanks,

Elizabeth

Elizabeth Haddix (she, her)

Managing Attorney

Lawyers Committee for Civil Rights

Under Law Regional Office