



Monthly Police Board Meeting
City of Chicago
20 JUL 23



CITY OF CHICAGO

CHICAGO POLICE BOARD

PUBLIC MEETING

CHICAGO PUBLIC SAFETY HEADQUARTERS
3510 SOUTH MICHIGAN AVENUE

THURSDAY, JULY 20, 2023
7:30 P.M.

AGENDA

1. Presentation by Jadine Chou, Chief Safety and Security Officer for Chicago Public Schools
2. Approval of the minutes of past meetings
3. Next regular public meeting of the Board: Thursday, August 17, 2023, 7:30 p.m., Chicago Public Safety Headquarters
4. Final action on police disciplinary cases
5. Final action on police officer applicant appeals
6. Report of the Superintendent of Police
7. Report of the Chief Administrator of the Civilian Office of Police Accountability
8. Questions and comments from the public (see the Policy Regarding the Attendance of and Participation by the Public at Board Meetings)

**POLICE BOARD
CITY OF CHICAGO**

REGULAR PUBLIC MEETING

**CHICAGO PUBLIC SAFETY HEADQUARTERS
3510 SOUTH MICHIGAN AVENUE**

THURSDAY, JUNE 15, 2023, 7:30 P.M.

MINUTES [Draft]

Board Members Present:

- President Ghian Foreman (via video conference)
- Vice President Paula Wolff
- Steven Block
- Aja Carr-Favors
- Mareilé Cusack
- Nanette Doorley (via video conference)
- Michael Eaddy (via audio conference)
- Jorge Montes
- Andreas Safakas

Board Members Absent: None

Others Present:

- Fred Waller, Interim Superintendent of Police
- Andrea Kersten, Chief Administrator of the Civilian Office of Police Accountability (COPA)
- Deborah Witzburg, Inspector General of the City of Chicago
- Yolanda Talley, Chief of the Chicago Police Department (CPD) Bureau of Internal Affairs
- Tina Skahill, Executive Director of the CPD Office of Constitutional Policing and Reform
- Dana O'Malley, General Counsel to the Superintendent of Police
- Max Caproni, Executive Director of the Police Board
- Members of the public

Vice President Wolff called the meeting to order.

Vice President Wolff reported that President Foreman and Board Member Eaddy are each unable to attend this meeting in person because of work-related conflicts, that Board Member Doorley cannot attend in person because she is ill, and that they wish to attend via video or audio conference. Board Member Cusack moved to permit remote attendance. The motion passed by a vote of 6 in favor (Wolff, Block, Carr-Favors, Cusack, Montes, and Safakas) to 0 opposed.

Minutes of Past Meetings

Board Member Cusack moved to approve the drafts of the minutes of the Board's public meeting and closed meeting held on May 18, 2023. The motion passed by a vote of 9 in favor (Foreman, Wolff, Block, Carr-Favors, Cusack, Doorley, Eaddy, Montes, and Safakas) to 0 opposed.

Minutes and Recordings of Past Closed Meetings

Vice President Wolff noted that the Board, as required by the Open Meetings Act, met and considered minutes and recordings of its past closed meetings to determine whether the need for confidentiality still exists. She reported that the Board members unanimously agreed that it continues to be necessary to keep confidential the recordings and portions of the minutes of its closed meetings. She also noted that the Board makes available on its website portions of its closed meeting minutes.

Upcoming Meetings

Vice President Wolff announced that the Board's next regular public meeting will be on Thursday, July 20, 2023, at 7:30pm. She noted that the meeting will take place in person at Chicago Public Safety Headquarters, 3510 South Michigan Avenue.

Board Member Cusack moved to close a series of executive sessions of the Board for the purpose of considering matters as authorized by sections 2(c)(1), (4), (11), and (21) of the Illinois Open Meetings Act. The motion passed by a vote of 9 in favor (Foreman, Wolff, Block, Carr-Favors, Cusack, Doorley, Eaddy, Montes, and Safakas) to 0 opposed. Vice President Wolff noted that the minutes of the executive sessions are posted on the Board's website.

Police Disciplinary Cases

Vice President Wolff reported that the Board, as authorized by the Open Meetings Act, has considered in a closed meeting two police disciplinary cases and that the Board will now take final action on these cases:

- Case No. 21 PB 3000. Board Member Cusack moved to find Sergeant Alex Wolinski guilty of charges stemming from the search of Anjanette Young's residence and to discharge him from the Chicago Police Department. The motion passed by a vote of 5 in favor (Foreman, Wolff, Carr-Favors, Cusack, and Montes) to 3 opposed (Block, Doorley, and Safakas). Board Member Cusack moved to adopt the written findings and decision and dissent that have been reviewed by all Board members who participated in this case. The motion passed by a vote of 8 in favor (Foreman, Wolff, Block, Carr-Favors, Cusack, Doorley, Montes, and Safakas) to 0 opposed.
- Case No. 21 PB 2990. Board Member Cusack moved to find Police Officers David Taylor and Larry Lanier not guilty of using deadly force without justification, guilty of failing to timely activate the body-worn camera, and suspend each officer without pay for ten (10) days. The motion passed by a vote of 8 in favor (Foreman, Wolff, Block, Carr-

Favors, Cusack, Doorley, Montes, and Safakas) to 0 opposed. Board Member Cusack moved to adopt the written findings and decision that have been reviewed by all Board members who participated in this case. The motion passed by a vote of 8 in favor (Foreman, Wolff, Block, Carr-Favors, Cusack, Doorley, Montes, and Safakas) to 0 opposed.

CPD Applicant Appeals

Vice President Wolff reported that the Board, as authorized by the Open Meetings Act, considered in a closed meeting several appeals from applicants for a Chicago police officer position who have been removed from the eligibility list due to the results of a background examination, and she stated that the Board will now take final action on these appeals.

Board Member Cusack moved to adopt the appeals officer's findings, conclusions, and recommendation to affirm the decision to disqualify the applicant in Appeal Nos. 22 AA 17 and 23 AA 01 through 08. The motion passed by a vote of 8 in favor (Foreman, Wolff, Block, Carr-Favors, Cusack, Doorley, Montes, and Safakas) to 0 opposed.

Presentation by Inspector General

Deborah Witzburg, the City's Inspector General, gave an overview of her office's recent report "Enforcement of the Chicago Police Department's Rule Against False Reports." (*See the transcript and the video recording of the meeting, posted on the Board's website, for the complete presentation and the discussion that followed.*)

Chief Administrator's Report

Chief Administrator Kersten commented on the above Inspector General's report and discussed other matters, including complaints of alleged police misconduct received and investigations concluded by COPA. (*See the transcript and the video recording of the meeting, posted on the Board's website, for the complete report.*)

Superintendent's Report

Interim Superintendent Waller reported on several matters, including the hiring of new police officers and preparations for covering the many summer events that will take place in Chicago. (*See the transcript and the video recording of the meeting, posted on the Board's website, for the complete report.*)

Questions and Comments from the Public

Vice President Wolff called upon the members of the public who signed up in advance to speak at the meeting. (*See the transcript and the video recording of the meeting, posted on the Board's website, for the complete remarks of each speaker and responses to speakers' questions and comments.*)

- Carol Waitse advocated for the hiring of a community relations professional in the 3rd police district.
- Cece Edwards thanked the commanders of the 3rd and 6th police districts for their work and urged additional measures to address crime on 75th Street.
- Jennifer Edwards advocated for more officers on the street in several South Side police districts.
- Matt Brandon commented on the above Inspector General's report.
- Vice President Wolff called upon the following individuals and there was no response: Marquetta Blake, Ameena Mathews, and Robert More.

Adjournment

Vice President Wolff stated that all persons who had signed up in advance to speak had been called. Board Member Cusack moved to adjourn the meeting. The motion passed by a vote of 8 in favor (Foreman, Wolff, Block, Carr-Favors, Cusack, Doorley, Montes, and Safakas) to 0 opposed.

Respectfully submitted,

/s/ Max A. Caproni
Executive Director
Police Board

[NOTE: The Police Board has authorized the publication of the following portions of the minutes of this closed meeting.]

**POLICE BOARD
CITY OF CHICAGO**

EXECUTIVE SESSION

[Closed meeting, as authorized by the Illinois Open Meetings Act]

**110 NORTH WACKER DRIVE, SUITE 4800
CHICAGO, ILLINOIS**

THURSDAY, MAY 18, 2023, 4:00 P.M.

MINUTES

[Approved June 15, 2023]

Board Members Present: President Ghian Foreman, Vice President Paula Wolff, Steven Block, Aja Carr-Favors, Mareilé Cusack, Nanette Doorley, Michael Eaddy, Jorge Montes (via video conference), and Andreas Safakas.

Board Members Absent: None.

Staff Members Present: Executive Director Max Caproni, Executive Administrative Assistant Jazmyne Rollins, Special Assistant Corporation Counsel Bethany Biesenthal and Associate Allison McQueen, Hearing Officers Lauren Freeman, April Perry (via video conference), and Allison Wood (via video conference).

1. General Business

- a. Executive Director Caproni reported that Board Member Montes is unable to attend the meeting in person due to health reasons and wishes to attend via video conference. Vice President Wolff moved to approve attendance via video conference. The motion passed by a vote of 8 in favor (Foreman, Wolff, Block, Carr-Favors, Cusack, Doorley, Eaddy, and Safakas) to 0 opposed.
- b. There were no comments or questions on the drafts of the minutes of the executive sessions held on March 16 and April 20, 2023, that were circulated prior to the meeting. Executive Director Caproni noted that approval of the minutes is on the agenda for the upcoming public meeting.
- c. Executive Director Caproni reminded Board members that the next regular Board meeting is scheduled for Thursday, June 15, with the executive session scheduled for 4:00 p.m. and the public meeting at 7:30 p.m.

- d. President Foreman announced that the agenda for the upcoming public meeting includes a presentation on police district councils and a report from the COPA Chief Administrator on an initiative to improve COPA's overall caseload of investigations of alleged police misconduct.

2. Police Disciplinary Cases

- a. **Case No. 22 PB 3004-1, Mark Johnson.** There were no comments or questions on the most recent draft of the Findings and Decision that was circulated prior to the meeting.
- b. **Case No. 21 PB 3000, Alex Wolinski.** The Board resumed consideration of this case, which began at last month's meeting. After due consideration, the Board took preliminary votes and directed that a draft of the Findings and Decision be prepared for the Board's review.
- c. **Case No. 21 PB 2990, David Taylor and Larry Lanier.** Hearing Officer Freeman provided an oral report on the case, and the Board conferred with Hearing Officer Freeman on the credibility of witnesses and the evidence made part of the record at the hearing on the charges against Respondents. After due consideration, the Board took preliminary votes and directed that a draft of the Findings and Decision be prepared for the Board's review.
- d. **Case No. 22 PB 3008, Dennis Graber.** Hearing Officer Perry provided an oral report on the case, and the Board conferred with Hearing Officer Perry on the credibility of witnesses and the evidence made part of the record at the hearing on the charges against Respondents. After due consideration, the Board took preliminary votes and directed that a draft of the Findings and Decision be prepared for the Board's review.
- e. **Case No. 23 PB 3023, Sammy Encarnacion.** Executive Director Caproni reported that the Superintendent moved to withdraw the charges without prejudice because the Respondent resigned his position with the Chicago Police Department. Executive Director Caproni noted that the motion is on the agenda for final action at the upcoming public meeting.

Respectfully submitted,

/s/ Max A. Caproni
Executive Director

**Chicago Police Board
Monthly Report of Decisions
June 2023**

THE POLICE BOARD'S ROLE IN THE DISCIPLINARY PROCESS

Discharge Cases: The Police Board decides disciplinary cases when the Superintendent of Police files charges to discharge a sworn officer from the Chicago Police Department (CPD).

Disagreement Cases: Individual members of the Police Board rule on disagreements between the Chief Administrator of the Civilian Office of Police Accountability (COPA) and the Superintendent of Police over the recommended discipline of an officer.

DISCHARGE CASES

	BIA		COPA		COPA		OIG		Total	
	<u>This Month</u>	<u>Year-to-Date</u>	<u>This Month</u>	<u>Year-to-Date</u>	<u>This Month</u>	<u>Year-to-Date</u>	<u>This Month</u>	<u>Year-to-Date</u>	<u>This Month</u>	<u>Year-to-Date</u>
Guilty, Discharged	0	0	1	2	0	0	0	0	1	2
Guilty, Suspended	0	0	2	4	0	0	0	0	2	4
Not Guilty	0	0	0	2	0	0	0	0	0	2
Settlement--Suspension	0	0	0	1	0	0	0	0	0	1
Charges Withdrawn--Respondent Resigned	0	1	0	2	0	0	0	0	0	3
Total	0	1	3	11	0	0	0	0	3	12

BIA = Investigated by the Chicago Police Department's Bureau of Internal Affairs

COPA = Investigated by the Civilian Office of Police Accountability

OIG = Investigated by the Office of the Inspector General

DISAGREEMENT CASES

	Ruling for COPA		Ruling for CPD	
	<u>This Month</u>	<u>Year-to-Date</u>	<u>This Month</u>	<u>Year-to-Date</u>
COPA Recommendation: Discharge from CPD	0	2	0	0
Suspension > 30 days	0	0	0	0
Suspension 11 - 30 days	0	0	0	0
Suspension 1 - 10 days or reprimand	0	0	0	0
Total	0	2	0	0

**POLICE BOARD
CITY OF CHICAGO**

**Policy Regarding the Attendance of and Participation by
the Public at Board Meetings**

July 23, 2019

The Police Board values the attendance of the public at its meetings and the opportunity to receive comments and questions on matters concerning the Board or the Police Department. The Board will treat members of the public with courtesy and respect, and expects that the public will treat Board members and Department members in a similar manner.

Toward that end, the Board has adopted the following rules governing conduct at Board meetings:

1. An individual wishing to address the Board must sign-up in advance by contacting the Board's office no later than 3:00 p.m. of the day of the meeting, or by signing up in person at the meeting location up to 15 minutes before the meeting begins.
2. When called upon to address the Board, each speaker is to identify him/herself and speak clearly so that all in attendance may hear and so that the court reporter may make an accurate record of the proceedings.
3. Due to time constraints, each speaker is limited to two minutes and must conclude when asked to do so by the Board member acting as parliamentarian.
4. Personal attacks, obscene language, fighting words, threats, conduct intended to disrupt or interfere with the meeting, and comments not related to matters within the Board's or the Department's jurisdiction, by a speaker or any person in attendance, are strictly prohibited.

Violation of any of the above rules may result in the removal of the violator from the meeting room, or in the immediate adjournment of the meeting; in addition, repeated violations may result in the violator not being permitted to attend or participate in future Board meetings.

CITY OF CHICAGO

Policy Regarding Community Input Received at Police Board Public Meetings¹ June 20, 2019

The City values the attendance of the public at monthly Police Board meetings and the opportunity to receive comments and questions concerning police-related matters. The following policy is created to ensure responsiveness to community input received at the meetings.

1. Each Police Board public meeting shall be transcribed by a court reporter. The transcript of the meeting shall include a complete report of each speaker's remarks, and shall be posted on the Police Board website.
2. Within seven business days of the public meeting, the Executive Director of the Police Board shall review the transcript of the meeting, classify the community input received, and direct the community input to the appropriate responding agency (Police Department, Civilian Office of Police Accountability, Police Board, Deputy Inspector General for Public Safety, and/or any other appropriate agency).
3. Each responding agency shall make best efforts² to respond fully to the community input.
4. Within ten business days of receiving the community input from the Executive Director of the Police Board, each responding agency shall provide the Executive Director with a written report documenting its response to the community input to date. The Executive Director of the Police Board shall track all community input and responses.
5. The Executive Director of the Police Board shall post on the Police Board website prior to the next public meeting: (a) a report of the tracking of community input and responses (if no response is received, this will be noted on the report), and (b) each responding agency's written report of its response to the community input.

¹ This policy is created to fulfill the requirements of Paragraph No. 538 of the Consent Decree entered in Illinois v. Chicago:

538. Within 90 days of the Effective Date, the City will create a policy for collecting, documenting, classifying, tracking, and responding to community input received during the Police Board's regular community meetings. The policy will outline the methods for: (a) directing community input to the appropriate responding entity, agency, or office; and (b) documenting and making public, all responses to community input.

² As defined in Paragraph No. 729 of the Consent Decree, "Best efforts' require a party, in good faith, to take all reasonable steps to achieve the stated objective." (Footnote added on October 18, 2019)

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This communication summarizes new or amended directives issued by the Superintendent between **01 JUN 2023** and **30 JUN 2023**.

The following directives, along with all of the Chicago Police Department's orders, are available for review in their entirety on the Department website listed below:
<http://directives.chicagopolice.org>

EMPLOYEE RESOURCE

- E02-04-01** FURLOUGH SELECTION AND SCHEDULING FOR SWORN MEMBERS
- E01-16-01** PAID PARENTAL LEAVE - SWORN MEMBERS THE RANK OF SERGEANT AND ABOVE INCLUDING EXEMPT-LEVEL MEMBERS
- E01-18** PREGNANCY - SWORN DEPARTMENT MEMBERS

FORMS

- FORMS 01** 12.000 THROUGH 20.000 SERIES DEPARTMENT FORMS
- FORMS 03** 21.000 SERIES DEPARTMENT FORMS
- FORMS 05** 60.000 THROUGH 65.000 SERIES DEPARTMENT FORMS

GENERAL ORDERS

- G03-02-07** BATON USE INCIDENTS
- G03-02-06** CANINE USE INCIDENTS
- G03-02** DE-ESCALATION, RESPONSE TO RESISTANCE, AND USE OF FORCE
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- G03-02-02** INCIDENTS REQUIRING THE COMPLETION OF A TACTICAL RESPONSE REPORT
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- G08-06** PROHIBITIONS OF SEXUAL MISCONDUCT
- G03-02-01** RESPONSE TO RESISTANCE AND FORCE OPTIONS
- G03-02-04** TASER USE INCIDENTS

PERSONNEL AND TRAINING

During the month of **JUNE 2023**, **98** training blocks were conducted for Chicago Police Recruits, Metropolitan Recruits (including surrounding agencies) and In-Service Courses.

A total of **3,066** Department attendees received In-Service/E-Learning training, which included: Range Prescribed Weapons Qualifications, Instructor's Academy, NARCAN, Train the Trainer - Constitutional Policing, TASER Certification, LEMART Recruit Training, TARA Gas Mask Training/Issued, TTU Recruit Active Shooter and Tactical Room Clearing, GYM Power Test Prep Session and Final, Driving Unit – In Service and Recruit Training.

A total of **454 Chicago Police Recruits** were in training along with **42 Metropolitan Police Recruits**.

**BIA AND COPA STATISTICS
COMPLAINTS RECEIVED, COMPLETED AND DISPOSITION**

Police Board June 2023 Complaint Statistics

All Log Numbers Received in CLEAR & CMS, Including Admin Closures

	Total Received	Assigned to BIA	Percent of Total
June 2022	546	435	79.7%
2022 Year to Date	2,533	1,984	78.3%
June 2023	504	392	77.8%
2023 Year to Date	2,837	2,244	79.1%

BIA Admin Closed	Percent of BIA Total
143	32.9%
669	33.7%
125	31.9%
755	33.6%

Pre-Affidavit Investigations *

* Count of cases (log numbers) excluding admin closures.

	Assigned to BIA	Percent of Total	Assigned to COPA	Percent of Total	Total Received
June 2022	292	72.5%	111	27.5%	403
2022 Year to Date	1,315	70.5%	549	29.5%	1,864
June 2023	267	70.4%	112	29.6%	379
2023 Year to Date	1,489	71.5%	593	28.5%	2,082

BIA Pre-Affidavit Investigations Received

	2022	2023	+/-
June	292	267	-25
Year to Date*	1,315	1,489	174

BIA Investigations Closed (Investigation Completed)

2022	2023	+/-
91	131	40
1,517	806	-711

BIA Investigative Findings (Includes Field Units) **

** Count of Cases with Case Closed Dates only, e.g. Case Final and organized by Case Closed Date.

	June 2022	Percent of Total	YTD 2022	June 2023	Percent of Total	YTD 2023	YTD +/-
Sustained	29	31.9%	902	33	25.2%	216	-686
Exonerated	11	12.1%	61	10	7.6%	52	-9
Unfounded	17	18.7%	198	30	22.9%	163	-35
Not Sustained	29	31.9%	237	41	31.3%	205	-32
Admin Closed/Admin Term	2	2.2%	3	0	0.0%	13	10
No Affidavit /NC	3	3.3%	116	17	13.0%	157	41
	91		1,517	131		806	-711

**BIA AND COPA STATISTICS
COMPLAINTS RECEIVED, COMPLETED AND DISPOSITION**

**Disciplinary Codes Entered for Members, Count of Members not of Log Numbers
BIA Investigations Only**

(Discipline at 'Final Finding', Case Closed in Records with Sustained Finding) ***

*** Organized by Case Closed Date.

	June 2022	Percent of Total	YTD 2022	June 2023	Percent of Total	YTD 2023	YTD +/-
000 - Violation Noted	7	23.3%	52	4	8.5%	17	-35
100 - Reprimand	11	36.7%	219	18	38.3%	94	-125
200 - Susp Over 30 days	0	0.0%	31	0	0.0%	7	-24
800 - Resigned Not Served	0	0.0%	0	1	2.1%	3	3
900 - Penalty Not Served	0	0.0%	0	0	0.0%	0	0
Suspended 1 to 5 days	11	36.7%	346	19	40.4%	106	-240
Suspended 6 to 15 days	0	0.0%	88	3	6.4%	31	-57
Suspended 16 to 30 days	1	3.3%	87	2	4.3%	13	-74
	30	100.0%	823	47	100.0%	271	-552

Prepared by P.O. Julio Perez #17150

Report Date: 18-Jul-2023
 Report Time: 14:29

Produced by
 FIELD TECHNOLOGY AND INNOVATION
 SECTION (FTIS)
 Data Warehouse

**CITY OF CHICAGO DEPARTMENT OF POLICE
 LISTING OF SEPARATIONS
 FOR JUNE 2023**



SUMMARY OF SEPARATIONS BY CODE FOR CIVILIANS

SEPARATION CODE	DESCRIPTION	JUN 2023	JAN - JUN 2023	JUN 2022	JAN - JUN 2022	ALL OF 2022
809	RESIGN/UNDER INVEST	0	1	0	0	0
810	RESIGN PENSION	12	18	14	33	43
812	RESIGN OTHER EMPLOY	0	4	1	4	4
819	SEP/OTHER CITY POS	0	2	0	2	7
821	RESIGN/OTHER	2	10	0	10	17
825	JOB ABANDONMENT	0	0	0	0	1
	CIVILIAN TOTALS	14	35	15	49	72

* TIME ELAPSED FROM DATE OF APPOINTMENT TO DATE OF SEPARATION, MAY NOT REFLECT CONTINUOUS SERVICE WITH THE DEPARTMENT DUE TO LEAVES OF ABSENCE AND OTHER ADJUSTMENTS.

NOTE: THE INFORMATION IS CURRENT AS OF THE DATE AND TIME OF THE REPORT.

Report Date: 18-Jul-2023
 Report Time: 14:29

Produced by
 FIELD TECHNOLOGY AND INNOVATION
 SECTION (FTIS)
 Data Warehouse

**CITY OF CHICAGO DEPARTMENT OF POLICE
 LISTING OF SEPARATIONS
 FOR JUNE 2023**



SUMMARY OF SEPARATIONS BY CODE FOR SWORN

SEPARATION CODE	DESCRIPTION	JUN 2023	JAN - JUN 2023	JUN 2022	JAN - JUN 2022	ALL OF 2022
808	RESIGN PENSIO/INVEST	0	1	4	19	22
809	RESIGN/UNDER INVEST	1	8	1	7	17
810	RESIGN PENSION	33	272	105	482	629
812	RESIGN OTHER EMPLOY	10	47	16	107	161
814	RSGN FAM RESP/DOMEST	1	1	0	3	6
815	RESIGN MEDICAL REASN	0	0	0	1	1
816	RESIGN FIN SCHOOL	0	0	1	2	2
819	SEP/OTHER CITY POS	0	0	0	0	1
821	RESIGN/OTHER	8	73	14	78	151
828	RESIGN FROM LOA	0	0	0	0	1
829	RESIGN FROM DPR	0	1	0	0	0
845	MANDATORY RETIREMENT	1	4	0	2	3
855	DISCHARGED	0	0	1	1	1
SWORN TOTALS		54	407	142	702	995

* TIME ELAPSED FROM DATE OF APPOINTMENT TO DATE OF SEPARATION, MAY NOT REFLECT CONTINUOUS SERVICE WITH THE DEPARTMENT DUE TO LEAVES OF ABSENCE AND OTHER ADJUSTMENTS.
 NOTE: THE INFORMATION IS CURRENT AS OF THE DATE AND TIME OF THE REPORT.