



Monthly Police Board Meeting
City of Chicago
15 DEC 2022



CITY OF CHICAGO

CHICAGO POLICE BOARD

**PUBLIC MEETING
VIA VIDEO AND AUDIO CONFERENCE
THURSDAY, DECEMBER 15, 2022, AT 7:30 P.M.**

AGENDA

1. Approval of the minutes of the previous public meeting
2. Schedule of regular public meetings for 2023
3. Next regular public meeting of the Board: Thursday, January 19, 2023, at 7:30 p.m.
4. Police disciplinary cases
5. Appeals from disqualified applicants to become a police officer
6. Presentation on the Cook County State's Attorney's search-warrant policy
7. Presentation on the Chicago Police Department's Special Order S06-05-02 Firearm Concealed Carry Act
8. Report of the Superintendent of Police
9. Report of the Chief Administrator of the Civilian Office of Police Accountability
10. Report of review of minutes and recordings of past closed meetings
11. Policy regarding the Board's power to adopt Chicago Police Department rules and regulations (see attached)
12. Superintendent's request to solicit funds for the Chicago Police Department's annual awards ceremony
13. Questions and comments from the public (see the Policy Regarding the Attendance of and Participation by the Public at Board Meetings)



CITY OF CHICAGO

CHICAGO POLICE BOARD

[DRAFT: November 17, 2022]

POLICY ON ADOPTING CHICAGO POLICE DEPARTMENT RULES AND REGULATIONS

Section 2-84-030 Municipal Code of Chicago grants the Police Board the power to “adopt rules and regulations for the governance of the Police Department of the City.” The Police Board will use the following process when adopting new rules and regulations as well as revising existing rules and regulations.

1. **Draft Rules for Public Comment.** The Board will (a) post on its website a draft of all new rules and regulations and revisions to existing rules and regulations (“Draft”), and (b) consider all public comments on the Draft that are received by the deadline set by the Board. The deadline will be at least forty-five days after posting of the Draft.
2. **Public Notice.** The Board will provide immediate public notice of the posting of the Draft and deadline for public comments by (a) making an announcement at a Police Board public meeting, and (b) sending written notification to:
 - the Mayor and all members of the City Council;
 - the heads of the Chicago Police Department, Civilian Office of Police Accountability, Public Safety Section of the Office of the Inspector General, the Community Commission for Public Safety and Accountability, and the Department of Law;
 - the heads of the unions representing members of the Chicago Police Department; and
 - other stakeholders, such as community organizations.
3. **Community Engagement.** After public notice and prior to the deadline for public comments, the Board will provide the following opportunities for those listed above as well as members of the public to ask questions about and comment on the Draft:
 - a. **Monthly Police Board Public Meeting.** At one of its monthly public meetings following the public meeting at which the Draft was announced, the Board will present key components of the Draft. There will be an opportunity during the public-comment portion of the meeting to address questions and comments to the full Board. The Board’s monthly meetings are carried live by social and traditional media, and recordings of the meetings are available on the Board’s website.

- b. **Meetings with Individual Board Members.** Individual Board members will be available to meet to discuss the Draft. The Board will contact organizations and individuals who have expressed interest to the Board in this or similar topics to ascertain if they would like to meet with a Board member.
 - c. **Written Comments.** The Board will consider written comments on the Draft that are submitted to the Board's office by the deadline. These comments will be posted on the Board's website (commenters' personal information will be redacted).
4. **Vote on the Draft at a Monthly Public Meeting.** Following consideration of all public comments, the Board will post an updated Draft and vote on it at a subsequent Police Board public meeting that takes place no sooner than three weeks after the posting of the updated Draft.



CITY OF CHICAGO



CHICAGO POLICE BOARD

SCHEDULE OF REGULAR PUBLIC MEETINGS 2023

The schedule of the Police Board's regular public meetings for 2023 appears below.

The meetings are scheduled for the **third Thursday of the month at 7:30pm**. Whether the meeting will be held in person or remotely due to the COVID-19 pandemic will be noted in an alert posted on the Board's website at least 48 hours in advance of the meeting.

Thursday, January 19, 7:30pm

Thursday, February 16, 7:30pm

Thursday, March 16, 7:30pm

Thursday, April 20, 7:30pm

Thursday, May 18, 7:30pm

Thursday, June 15, 7:30pm

Thursday, July 20, 7:30pm

Thursday, August 17, 7:30pm

Thursday, September 21, 7:30pm

Thursday, October 19, 7:30pm

Thursday, November 16, 7:30pm

Thursday, December 21, 7:30pm

**POLICE BOARD
CITY OF CHICAGO**

REGULAR PUBLIC MEETING

**VIA VIDEO AND AUDIO CONFERENCE
CHICAGO, ILLINOIS**

THURSDAY, NOVEMBER 17, 2022, 7:30 P.M.

MINUTES [Draft]

Board Members Present:

- President Ghian Foreman
- Vice President Paula Wolff
- Steven Block
- Mareilé Cusack
- Nanette Doorley

Board Members Absent:

- Michael Eaddy
- Jorge Montes

Others Present:

- David Brown, Superintendent of Police
- Andrea Kersten, Chief Administrator of the Civilian Office of Police Accountability (COPA)
- Tobará Richardson, Deputy Inspector General for Public Safety
- Brian McDermott, Chief of the CPD Bureau of Patrol
- Brendan Deenihan, Chief of the CPD Bureau of Detectives
- Angel Novalez, Chief of the CPD Office of Constitutional Policing and Reform
- Tina Skahill, Executive Director of the CPD Office of Constitutional Policing and Reform
- Dana O'Malley, General Counsel to the Superintendent
- Max Caproni, Executive Director of the Police Board
- Members of the public

President Foreman called the meeting to order. He stated that he has determined that holding this meeting in person is not practical or prudent due to the COVID-19 pandemic, and that the meeting is therefore being held remotely to protect the public's health, as authorized by the Illinois Open Meetings Act. He noted that the meeting is open to the public via audio and video conference and is being carried live by CAN-TV.

Minutes of the Previous Public Meeting

Vice President Wolff moved to approve the draft of the minutes of the Board's regular public meeting held on October 20, 2022. The motion passed by a vote of 5 in favor (Foreman, Wolff, Block, Cusack, and Doorley) to 0 opposed.

Upcoming Meetings

President Foreman announced that the Board's next regular public meeting will be on Thursday, December 15, 2022, at 7:30pm. He also brought two other dates to the public's attention: (1) the November 20 deadline for submitting to the Community Commission for Public Safety and Accountability an application to become a Police Board member; and (2) the November 29 public hearing on the Consent Decree on policing in Chicago.

Vice President Wolff moved to close a series of executive sessions of the Board for the purposes of considering personnel matters and litigation, as authorized by sections 2(c)(1), (3), (4), and (11) of the Illinois Open Meetings Act. The motion passed by a vote of 5 in favor (Foreman, Wolff, Block, Cusack, and Doorley) to 0 opposed. President Foreman noted that the minutes of the executive sessions are posted on the Board's website.

Stipulation and Policy on Adopting CPD Rules and Regulations

President Foreman noted that the parties to the Consent Decree have entered into a stipulation regarding the Board's power to adopt the rules and regulations for the governance of the CPD. After he summarized the proposed stipulation, which was posted on the Board's website with the meeting agenda, Vice President Wolff moved to agree to the proposed stipulation. The motion passed by a vote of 5 in favor (Foreman, Wolff, Block, Cusack, and Doorley) to 0 opposed.

President Foreman announced that, in addition to the proposed stipulation, the Board members have agreed to consider putting in place a policy on adopting CPD rules and regulations that includes additional commitments regarding public notice and community engagement. He stated that the draft policy is posted on the Board's website and that the public-comment period will be open until December 9, 2022.

Presentation on Process for Handling COPA/CPD Disagreement Cases

Executive Director Caproni gave a presentation on the process for handling disciplinary disagreements between COPA and CPD. (*See the transcript and the video recording of the meeting, posted on the Board's website, for the complete presentation.*)

Police Disciplinary Cases

President Foreman reported that Board, as authorized by the Open Meetings Act, has considered in a closed meeting one disciplinary case and that the Board will take final action on this case:

- Case No. 22 PB 3004-2. President Foreman reported that the Superintendent filed charges against Police Officer Timothy Mason recommending he be discharged from the CPD for

making false statements on a police report, and that the Superintendent subsequently moved to withdraw these charges without prejudice because Timothy Mason resigned from the CPD. Board Member Doorley moved to grant the Superintendent's motion. Her motion passed by a vote of 4 in favor (Foreman, Block, Cusack, and Doorley) to 0 opposed. (Vice President Wolff recused herself from this case as required by Section 2-78-130 of the Municipal Code.)

President Foreman noted that the written order for the above case will be entered as of today's date, sent to the parties, and then posted on the Board's website.

Superintendent's Report

Superintendent Brown reported on several matters, including declines in homicides and shootings across the City, the number of guns CPD has taken off the street, and draft directives available for public comment on the CPD website. *(See the transcript and the video recording of the meeting, posted on the Board's website, for the complete report.)*

Chief Administrator's Report

Chief Administrator Kersten reported on several matters, including complaints of alleged police misconduct received and investigations concluded by COPA, and she discussed complaints alleging Fourth Amendment violations. *(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

President Foreman 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 concerns.)*

- Dajee Allen, a member of the Youth Organized Until Trauma Heals Council (formerly the Chicago Youth Council for Police Accountability), reported on the council's recent activities.
- Elijah Hudson and Crista Noel spoke about an incident in which they stated Mr. Hudson was stopped while driving, surrounded by police, and arrested even though he had a concealed-carry permit for a firearm.
- Robert More spoke about a variety of matters.

Adjournment

President Foreman stated that all persons who had signed up in advance to speak had been called. Vice President Wolff moved to adjourn the meeting. The motion passed by a vote of 5 in favor (Foreman, Wolff, Block, Cusack, and Doorley) 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]

**VIA VIDEO CONFERENCE
CHICAGO, ILLINOIS**

THURSDAY, OCTOBER 20, 2022, 4:00 P.M.

MINUTES

[Approved November 17, 2022]

Board Members Present: President Ghian Foreman, Vice President Paula Wolff, Steven Block, Mareil  Cusack, Nanette Doorley, Michael Eaddy, and Jorge Montes.

Board Members Absent: None.

Staff Members Present: Executive Director Max Caproni, Executive Administrative Assistant Jazmyne Rollins, Special Assistant Corporation Counsel Bethany Biesenthal, and Hearing Officers Lauren Freeman, Michael Panter, and Allison Wood.

1. General Business

- a. Executive Director Caproni noted that this meeting is taking place via video conference because President Foreman has determined that holding an in-person meeting is not practical or prudent due to the COVID-19 pandemic.
- b. Vice President Wolff moved to approve the draft of the minutes of the September 15, 2022, executive session that was circulated prior to the meeting. The motion passed by a vote of 7 in favor (Foreman, Wolff, Block, Cusack, Doorley, Eaddy, and Montes) to 0 opposed.
- c. Executive Director Caproni reminded Board members that the next regular Board meeting is scheduled for Thursday, November 17, 2022.
- d. Announcement: Executive Director Caproni noted there will be remarks at the upcoming public meeting by Deputy Mayor Elena Gottreich and by Yvette Loizon, member of the City's new Community Commission for Public Safety and Accountability.

2. Police Disciplinary Cases

- a. **Case No. 21 PB 2998, Jose Troche-Vargas.** There were no comments or questions on the most recent draft of the Findings that was circulated prior to the meeting. Hearing Officer Panter reported on the filing of amended charges by the Superintendent that contain additional charges that arise out of a February 15, 2018, incident. After due consideration, Board Member Block moved to order the holding of an evidentiary hearing on these additional charges. The motion passed by a vote of 7 in favor (Foreman, Wolff, Block, Cusack, Doorley, Eaddy, and Montes) to 0 opposed.
- b. **Case No. 20 PB 2982, Thomas Sherry.** Board Member Doorley recused herself from this case to avoid the appearance of a conflict of interest. The Board continued its consideration of this case.

Respectfully submitted,

/s/ Max A. Caproni
Executive Director

**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)

TABLE OF CONTENTS

- Preface:** (1) Agenda
 (2) Minutes (17-NOV-22 – regular meeting)
 (3) Monthly Report of Disciplinary Decisions
 (4) Attendance and Participation Policy

DIGEST OF DIRECTIVES ISSUED DURING *NOVEMBER 2022*.....

 EMPLOYEE RESOURCE.....3

 FORMS.....3

 SPECIAL ORDER.....3

PERSONNEL AND TRAINING.....4

BIA AND COPA STATISTICS.....

 COMPLAINTS RECEIVED, COMPLETED, AND DISPOSITION.....5

 DISCIPLINARY ACTIONS.....6

SEPARATION REPORT.....

 CIVILIAN7

 SWORN.....8

This communication summarizes new or amended directives issued by the Superintendent between **01 November 30 2022**.

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

SPECIAL ORDER

S02-01-03 CRIME VICTIM AND WITNESS ASSISTANCE

S06-17 NARCOTICS ARREST DIVERSION PROGRAM

EMPLOYEE RESOURCE

E05-35 APPLICATION FOR POLICE OFFICER (ASSIGNED AS SUPERVISING SUBSTANCE ABUSE COUNSELOR) TITLE CODE 9156

FORMS

20.000 through 24.000 SERIES DEPARTMENT FORMS

31.000 through 34.700 SERIES DEPARTMENT FORMS

PERSONNEL AND TRAINING

During the month of **November 2022**, **158** training blocks were conducted for Chicago Police Recruits, Metropolitan Recruits (including surrounding agencies) and In-Service Courses.

A total of **56,566** Department attendees received In-Service/E-Learning training, which included: Range Prescribed and Aux/Alt Weapons Qualifications, Range Training Recruit Class and Pre/Post Supportive, Career Development - Command Staff / Exempt Member Training and Instructor's Academy, TTU Active Shooter, LEMART Officer Involved Shooting (Refresher Training), CIT Basic Crisis Intervention Training, ABLE, Officer Wellness and Patrol Carbine Familiarization and Re-Qualification Course.

A total of **604 Chicago Police Recruits** were in training along with **38 Metropolitan Police Recruits**

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

Police Board November 2022 Complaint Statistics

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

	Total Received	Assigned to BIA	Percent of Total
November 2021	475	377	79.4%
2021 Year to Date	4,787	3,820	79.8%
November 2022	382	307	80.4%
2022 Year to Date	4,780	3,740	78.2%

BIA Admin Closed	Percent of BIA Total
112	29.7%
1,559	40.8%
77	25.1%
1,146	30.6%

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
November 2021	265	73.0%	98	27.0%	363
2021 Year to Date	2,261	70.0%	967	30.0%	3,228
November 2022	230	75.4%	75	24.6%	305
2022 Year to Date	2,594	72.4%	991	27.6%	3,585

BIA Pre-Affidavit Investigations Received

	2021	2022	+/-
November	265	230	-35
Year to Date*	2,261	2,594	333

BIA Investigations Closed (Investigation Completed)

	2021	2022	+/-
November	53	69	16
Year to Date*	1,381	1,173	-208

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

BIA Investigative Findings (Includes Field Units) **

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

	November 2021	Percent of Total	YTD 2021	November 2022	Percent of Total	YTD 2022	YTD +/-
Sustained	8	15.1%	245	28	40.6%	414	169
Exonerated	3	5.7%	19	1	1.4%	68	49
Unfounded	4	7.5%	137	13	18.8%	232	95
Not Sustained	4	7.5%	163	19	27.5%	263	100
Admin Closed	0	0.0%	4	2	2.9%	6	2
No Affidavit /NC	34	64.2%	813	6	8.7%	190	-623
	53		1,381	69		1,173	-208

**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.

	November 2021	Percent of Total	YTD 2021	November 2022	Percent of Total	YTD 2022	YTD +/-
000 - Violation Noted	1	10.0%	46	2	3.9%	55	9
100 - Reprimand	1	10.0%	113	23	45.1%	151	38
200 - Susp Over 30 days	0	0.0%	1	0	0.0%	15	14
800 - Resigned Not Served	0	0.0%	9	0	0.0%	3	-6
900 - Penalty Not Served	0	0.0%	0	0	0.0%	1	1
Suspended 1 to 5 days	4	40.0%	106	19	37.3%	217	111
Suspended 6 to 15 days	2	20.0%	23	5	9.8%	38	15
Suspended 16 to 30 days	2	20.0%	10	2	3.9%	22	12
	10	100.0%	308	51	100.0%	502	194

Prepared by P.O. Stephen Beime #17561

Report Date: 14-Dec-2022
 Report Time: 13:22

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

**CITY OF CHICAGO DEPARTMENT OF POLICE
 LISTING OF SEPARATIONS
 FOR NOVEMBER 2022**



SUMMARY OF SEPARATIONS BY CODE FOR CIVILIANS

SEPARATION CODE	DESCRIPTION	NOV 2022	JAN - NOV 2022	NOV 2021	JAN - NOV 2021	ALL OF 2021
810	RESIGN PENSION	2	41	7	38	39
812	RESIGN OTHER EMPLOY	0	5	0	3	3
814	RSGN FAM RESP/DOMEST	0	0	0	2	2
819	SEP/OTHER CITY POS	0	6	1	9	14
821	RESIGN/OTHER	2	16	1	30	31
825	JOB ABANDONMENT	0	1	0	0	0
828	RESIGN FROM LOA	0	0	0	1	1
	CIVILIAN TOTALS	4	69	9	83	90

* 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: 14-Dec-2022
 Report Time: 13:20

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

**CITY OF CHICAGO DEPARTMENT OF POLICE
 LISTING OF SEPARATIONS
 FOR NOVEMBER 2022**



SUMMARY OF SEPARATIONS BY CODE FOR SWORN

SEPARATION CODE	DESCRIPTION	NOV 2022	JAN - NOV 2022	NOV 2021	JAN - NOV 2021	ALL OF 2021
808	RESIGN PENSIO/INVEST	0	21	1	11	11
809	RESIGN/UNDER INVEST	0	13	2	13	14
810	RESIGN PENSION	10	621	32	598	618
812	RESIGN OTHER EMPLOY	7	149	15	142	166
814	RSGN FAM RESP/DOMEST	2	5	1	6	6
815	RESIGN MEDICAL REASN	0	1	0	0	0
816	RESIGN FIN SCHOOL	0	2	0	1	1
821	RESIGN/OTHER	1	141	4	69	88
828	RESIGN FROM LOA	0	0	0	6	6
845	MANDATORY RETIREMENT	0	2	2	6	7
855	DISCHARGED	0	1	0	1	1
860	DEATH	0	0	0	1	1
	SWORN TOTALS	20	956	57	854	919

* 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.