



Monthly Police Board Meeting
City of Chicago
23 September 2021



CITY OF CHICAGO



POLICE BOARD

PUBLIC MEETING

VIA VIDEO AND AUDIO CONFERENCE

THURSDAY, SEPTEMBER 23, 2021

7:30 P.M.

AGENDA

1. Approval of the minutes of the previous public meeting
2. Next regular public meeting of the Police Board: Thursday, October 21, at 7:30 p.m.
3. Police disciplinary cases
4. Orders issued by the Superintendent of Police during the previous month
5. Report of the Superintendent of Police
6. Report of the Chief Administrator of the Civilian Office of Police Accountability
7. 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

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

THURSDAY, AUGUST 19, 2021, 7:30 P.M.

MINUTES [Draft]

Board Members Present:

- President Ghian Foreman
- Vice President Paula Wolff
- Nanette Doorley
- Steve Flores
- Jorge Montes
- Andrea L. Zopp

Board Members Absent: Michael Eaddy

Others Present:

- Angel Novalez, Deputy Chief of the Chicago Police Department (CPD)
- Andrea Kersten, Interim Chief Administrator of the Civilian Office of Police Accountability (COPA)
- Deborah Witzburg, Deputy Inspector General for Public Safety
- Karen Konow, Chief of the CPD Bureau of Internal Affairs
- Dana O'Malley, General Counsel to the Superintendent of Police
- Max A. Caproni, Executive Director of the Police Board
- Members of the public

President Foreman called the meeting to order.

The meeting began with a moment of silence in honor of Police Officer Ella French, who was tragically shot and killed while conducting a traffic stop on August 7th. Police Officer Carlos Yanez Jr., who was shot and critically wounded that evening as well, was also honored.

President Foreman announced 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.

President Foreman noted that the meeting is open to the public via audio conference and is being carried live by CAN-TV.

President Foreman welcomed new Board Member Nanette Doorley to her first meeting, and he thanked former Board Members Rhoda Sweeney and Matthew Crowl for their many years of service on the Board.

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 July 15, 2021. The motion passed by a vote of 5 in favor (Foreman, Wolff, Flores, Montes, and Zopp) to 0 opposed.

Upcoming Meetings

President Foreman announced that the Board's next regular public meeting will be on Thursday, September 23, 2021, at 7:30pm.

Vice President Wolff moved to close a series of executive sessions of the Board for the purposes of considering litigation and personnel matters, as authorized by sections 2(c)(1), (3), (4), and (11) of the Illinois Open Meetings Act. The motion passed by a vote of 6 in favor (Foreman, Wolff, Doorley, Flores, Montes, and Zopp) to 0 opposed.

Police Disciplinary Cases

President Foreman noted that a report of disciplinary actions taken by the Board during the previous month is posted on the Board's website. He reported that the Board, as authorized by the Open Meetings Act, considered in a closed meeting two police disciplinary cases and that the Board will now take final action on these cases:

- Case No. 20 PB 2979. Vice President Wolff moved to find Police Officer David Salgado guilty of violating the rules of conduct by being decertified as a police officer due to a felony conviction and to discharge him from the Chicago Police Department. The motion passed by a vote of 5 in favor (Foreman, Wolff, Flores, Montes, and Zopp) to 0 opposed. Vice President Wolff 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 5 in favor (Foreman, Wolff, Flores, Montes, and Zopp) to 0 opposed. (Board Member Doorley did not participate in this case, as she was not on the Board when it considered the case in a closed meeting.)
- Case No. 20 PB 2971. President Foreman reported that the Superintendent filed charges against Police Officer Jorge Puma recommending that he be discharged from the CPD for conduct unbecoming an officer while off duty, and that the Superintendent subsequently moved to withdraw these charges because Puma resigned from the CPD. Vice President Wolff moved to grant the Superintendent's motion. Vice President Wolff's motion passed by a vote of 6 in favor (Foreman, Wolff, Doorley, Flores, Montes, and Zopp) to 0 opposed.

President Foreman stated that the written decisions in the cases on which the Board took final action will be entered as of today's date, sent to the parties, and posted on the Board's website.

CPD Orders and Directives

President Foreman reported that copies of the general orders and other directives issued by the Superintendent during the previous month are posted on the CPD website.

Superintendent's Report

On behalf of the Superintendent, Deputy Chief Novalez gave a tribute to fallen Officer Ella French. *(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 began her report by offering her condolences to the French family, the Superintendent, and to the entire CPD. She then reported on several matters, including COPA's participation in training CPD's new recruits and new supervisors, a recent visit of a delegation from the U.S. Custom and Border Protection Unit, and COPA's participation in the City's community engagement sessions on the budget. *(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.)*

- Jennifer Edwards, representing several members of her community, spoke about several matters regarding the 3rd and 6th police districts.
- Earl Carter, Lisa Young, and Annette Cain expressed their concerns about speeding vehicles and other issues in the Colonial Village neighborhood in the 5th police district.
- Robert More spoke about a variety of matters.
- President Foreman called upon the following individuals and there was no response: John Pinto, Brenda Scott, and George Blakemore.

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 6 in favor (Foreman, Wolff, Doorley, Flores, Montes, and Zopp) to 0 opposed, and President Foreman announced that the meeting is adjourned.

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, JULY 15, 2021, 4:00 P.M.

MINUTES

[Approved August 19, 2021]

Board Members Present: President Ghian Foreman, Vice President Paula Wolff, Matthew C. Crowl, Michael Eaddy, Steve Flores, Jorge Montes, Rhoda D. Sweeney, and Andrea L. Zopp.

Board Members Absent: None.

Staff Members Present: Executive Director Max A. Caproni, Executive Administrative Assistant Jazmyne Rollins, Special Assistant Corporation Counsel Bethany K. Biesenthal and her associate, Emma Lanzon, and Hearing Officers Lauren A. Freeman and Michael Panter.

1. General Business

- a. Executive Director Caproni noted that holding this meeting via video conference is permitted by Governor Pritzker's Executive Orders 2020-07 and 2021-14.
- b. Board Member Eaddy moved to approve the draft of the minutes of the June 17, 2021, executive session that was circulated prior to the meeting. The motion passed by a vote of 8 in favor (Foreman, Wolff, Crowl, Eaddy, Flores, Montes, Sweeney, and Zopp) to 0 opposed.
- c. Executive Director Caproni reminded Board members that the next regular Board meeting is scheduled for Thursday, August 19, 2021.
- d. Executive Director Caproni announced that the new Chicago Youth Council for Police Accountability seeks guest speakers at its meetings and mentors, and he asked Board members who are interested to contact him.

2. Police Disciplinary Cases

- a. **Case No. 20 PB 2978, Jamie Jawor.** There were no comments or questions on the draft of the Findings and Decision that was circulated prior to the meeting.

- b. **Case No. 20 PB 2979, David Salgado.** Hearing Officer Freeman provided an oral report on the case, and the Board conferred with Hearing Officer Freeman regarding the evidence made part of the record at the hearing on the charges against the Respondent. After due consideration, the Board took preliminary votes, directed that a draft of the Findings and Decision be prepared for the Board's review, and agreed to take final action on this case at an upcoming public meeting.
 - c. **Case No. 20 PB 2971, Jorge Puma.** Hearing Officer Freeman and Special Assistant Corporation Counsel Biesenthal reported on legal issues related to Respondent's Objections to Being Called as an Adverse Witness. After due consideration, Board Member Crowl moved to overrule the objections. The motion passed by a vote of 8 in favor (Foreman, Wolff, Crowl, Eaddy, Flores, Montes, Sweeney, and Zopp) to 0 opposed. The Board directed that a written memorandum and order be prepared and issued to the parties.
 - d. **Case No. 20 PB 2982, Thomas Sherry.** Ms. Lanzon reported on legal issues related to Respondent's Motion to Dismiss the charges. After due consideration, Board Member Montes moved to deny the motion. The motion passed by a vote of 5 in favor (Foreman, Wolff, Eaddy, Flores, and Montes) to 3 opposed (Crowl, Sweeney, and Zopp). The Board directed that a written memorandum and order be prepared and issued to the parties.
 - e. **Case No. 21 PB 2991, Melvina Bogard and Bernard Butler.** Hearing Officer Panter and Special Assistant Corporation Counsel Biesenthal reported on legal issues related to Respondent's Motion for Entry of a Stay Order. After due consideration, Board Member Montes moved to grant the motion in part, in that the scheduling of an evidentiary hearing on the charges shall be stayed for sixty (60) days following the entry of the order. The motion passed by a vote of 8 in favor (Foreman, Wolff, Crowl, Eaddy, Flores, Montes, Sweeney, and Zopp) to 0 opposed. The Board directed that a written memorandum and order be prepared and issued to the parties.
3. Matters Related to Pending Litigation: Consent Decree Entered in *Illinois v. Chicago*
- a. **Paragraph Nos. 540 – 542.** Executive Director Caproni provided an update on the draft plan for training for Board members and hearing officers, including a training session on mental health crisis response by Alexa James from NAMI Chicago and a session on defining moments for police by the U.S. Holocaust Museum.

Respectfully submitted,

/s/ Max A. Caproni
Executive Director

**Chicago Police Board
Monthly Report of Decisions
August 2021**

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		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>
Guilty, Discharged	1	1	0	2	0	0	1	3
Guilty, Suspended	0	1	0	0	0	0	0	1
Not Guilty	0	0	0	1	0	0	0	1
Charges Withdrawn--Respondent Resigned	0	1	1	5	0	1	1	7
Charges Withdrawn--Other	0	0	0	0	0	0	0	0
Total	1	3	1	8	0	1	2	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	1	0	0
Suspension > 30 days	0	4	0	1
Suspension 11 - 30 days	0	4	0	2
Suspension 1 - 10 days or reprimand	0	1	0	0
Total	0	10	0	3

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)

**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.

TABLE OF CONTENTS

Preface: **(1) Agenda**
 (2) Minutes (19 August 21 – regular meeting)
 (3) Monthly Report of Disciplinary Decisions
 (4) Attendance and Participation Policy

DIGEST OF DIRECTIVES ISSUED DURING *AUGUST 2021*.....

 EMPLOYEE RESOURCE.....3

 SPECIAL ORDER.....3

PERSONNEL AND TRAINING.....4

BIA AND COPA STATISTICS.....

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

 DISCIPLINARY ACTIONS.....6

SEPARATION REPORT.....

 CIVILIAN.....7

 SWORN.....8

This communication summarizes new or amended directives issued by the Superintendent between **01 August and 31 August 2021**.

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

E05-20 Application for Explosives Technician I, Title Code 9158

SPECIAL ORDER

S10-02-02 Selection of Designated Enforcement Areas

S10-02-03 Gang and Narcotics-Related Enforcement

PERSONNEL AND TRAINING

During the month of **August 2021**, **207** training blocks were conducted for Chicago Police Recruits, Metropolitan Recruits (including surrounding agencies) and In-Service Courses.

A total of **38,204** Department attendees received In-Service/E-Learning training, which included: Range Prescribed and Aux/Alt Weapons Qualifications, Taser Qualification & Re-Certification, Use of Force – Communications, Use of Force – Procedures, LEMART In-Service Training, TARA Field Force Operations Refresher 2021, TTU In-Service Active Shooter, GYM Power Test Prep and Hire, CIT Crisis Intervention Training, Driving Unit – Recruits and COPA, Community Policing Training and Officer Wellness.

A total of **190 Chicago Police Recruits** were in training along with **57 Metropolitan Police Recruits**.

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

Police Board August 2021 Complaint Statistics

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

	Total Received	Assigned to BIA	Percent of Total	BIA Admin Closed	Percent of BIA Total
August 2020	551	388	70.4%	181	46.6%
2020 Year to Date	4,024	2,513	62.5%	1,084	43.1%
August 2021	411	323	78.6%	88	27.2%
2021 Year to Date	3,397	2,742	80.7%	1,101	40.2%

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
August 2020	207	55.9%	163	44.1%	370
2020 Year to Date	1,429	48.6%	1,511	51.4%	2,940
August 2021	235	72.8%	88	27.2%	323
2021 Year to Date	1,641	71.5%	655	28.5%	2,296

BIA Pre-Affidavit Investigations Received

	2020	2021	+/-
August	207	235	28
Year to Date*	1,429	1,641	212

**BIA Investigations Closed
(Investigation Completed)**

2020	2021	+/-
140	94	-46
1,294	1,211	-83

**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.

	August 2020	Percent of Total	YTD 2020	August 2021	Percent of Total	YTD 2021	YTD +/-
Sustained	3	2.1%	110	14	14.9%	156	46
Exonerated	6	4.3%	63	8	8.5%	38	-25
Unfounded	10	7.1%	160	11	11.7%	135	-25
Not Sustained	9	6.4%	236	11	11.7%	163	-73
Admin Closed	2	1.4%	13	0	0.0%	4	-9
No Affidavit /NC	110	78.6%	712	50	53.2%	715	3
	140		1,294	94		1,211	-83

**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.

	August 2020	Percent of Total	YTD 2020	August 2021	Percent of Total	YTD 2021	YTD +/-
000 - Violation Noted	0	0.0%	28	1	6.7%	43	15
100 - Reprimand	1	33.3%	33	1	6.7%	92	59
200 - Susp Over 30 days	0	0.0%	0	0	0.0%	1	1
800 - Resigned Not Served	0	0.0%	16	0	0.0%	0	-16
900 - Penalty Not Served	0	0.0%	5	0	0.0%	0	-5
Suspended 1 to 5 days	2	66.7%	27	7	46.7%	28	1
Suspended 6 to 15 days	0	0.0%	6	4	26.7%	8	2
Suspended 16 to 30 days	0	0.0%	1	2	13.3%	4	3
	3	100.0%	116	15	100.0%	176	60

Prepared by P.O. Stephen Beime #17561

**CITY OF CHICAGO DEPARTMENT OF POLICE
 LISTING OF SEPARATIONS
 FOR AUGUST 2021**



SUMMARY OF SEPARATIONS BY CODE FOR CIVILIANS

SEPARATION CODE	DESCRIPTION	AUG 2021	JAN - AUG 2021	AUG 2020	JAN - AUG 2020	ALL OF 2020
809	RESIGN/UNDER INVEST	0	0	0	1	1
810	RESIGN PENSION	3	26	2	33	40
812	RESIGN OTHER EMPLOY	0	3	0	0	0
814	RSGN FAM RESP/DOMEST	0	1	0	0	0
816	RESIGN FIN SCHOOL	0	0	1	2	2
819	SEP/OTHER CITY POS	0	5	0	5	8
821	RESIGN/OTHER	5	23	2	13	23
828	RESIGN FROM LOA	0	1	0	0	0
829	RESIGN FROM DPR	0	0	0	1	1
845	MANDATORY RETIREMENT	0	0	0	1	1
	CIVILIAN TOTALS	8	59	5	56	76

* 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.

**CITY OF CHICAGO DEPARTMENT OF POLICE
 LISTING OF SEPARATIONS
 FOR AUGUST 2021**



SUMMARY OF SEPARATIONS BY CODE FOR SWORN

SEPARATION CODE	DESCRIPTION	AUG 2021	JAN - AUG 2021	AUG 2020	JAN - AUG 2020	ALL OF 2020
808	RESIGN PENSIO/INVEST	0	8	0	0	1
809	RESIGN/UNDER INVEST	0	8	1	11	14
810	RESIGN PENSION	60	488	60	399	508
812	RESIGN OTHER EMPLOY	16	75	3	18	22
819	SEP/OTHER CITY POS	0	0	0	11	11
821	RESIGN/OTHER	11	54	6	26	61
825	JOB ABANDONMENT	0	0	0	1	1
828	RESIGN FROM LOA	0	6	0	3	5
829	RESIGN FROM DPR	0	0	0	9	9
845	MANDATORY RETIREMENT	1	2	1	17	19
860	DEATH	0	1	0	0	0
	SWORN TOTALS	88	642	71	495	651

* 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.