



Monthly Police Board Meeting
City of Chicago
19 Nov 20



CITY OF CHICAGO

CHICAGO POLICE BOARD

PUBLIC MEETING

VIA VIDEO AND AUDIO CONFERENCE

THURSDAY, OCTOBER 15, 2020

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, December 17, 2020, at 7:30 p.m.
3. Disciplinary actions
4. Rules of procedure for considering appeals by applicants to the Chicago Police Department
5. Appointment of Appeals Officers to consider appeals by applicants to the Chicago Police Department
6. Orders issued by the Superintendent of Police during the previous month
7. Report of the Superintendent of Police
8. Report of the Chief Administrator of the Civilian Office of Police Accountability
9. Questions and comments from the public (see the Policy Regarding the Attendance of and Participation by the Public at Board Meetings)

For information about the Police Board visit ChicagoPoliceBoard.org

**POLICE BOARD
CITY OF CHICAGO**

REGULAR PUBLIC MEETING

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

THURSDAY, OCTOBER 15, 2020, 7:30 P.M.

MINUTES [Draft]

Board Members Present:

- President Ghian Foreman
- Vice President Paula Wolff
- Matthew C. Crowl
- Michael Eaddy
- Steve Flores
- Jorge Montes
- John P. O'Malley Jr.
- Rhoda D. Sweeney
- Andrea L. Zopp

Board Members Absent: None

Others Present:

- Eric Carter, First Deputy Superintendent of Police
- Daniel O'Brien, Representing the General Counsel to the Superintendent of Police
- Sydney Roberts, Chief Administrator of the Civilian Office of Police Accountability (COPA)
- Karen Konow, Chief of the Chicago Police Department (CPD) Bureau of Internal Affairs
- Deborah Witzburg, Deputy Inspector General for Public Safety
- Max A. Caproni, Executive Director of the Police Board
- Maggie Hickey, Independent Monitor of the Consent Decree
- Members of the public

President Foreman called the meeting to order. He announced that to protect the public's health in response to the COVID-19 outbreak, and as permitted by Governor Pritzker's Executive Orders 2020-07 and 2020-55, this meeting is taking place remotely. President Foreman noted that the meeting is open to the public via audio conference and is being carried live by CAN-TV.

1. Vice President Wolff moved to approve the draft of the minutes of the Board's regular public meeting held on September 17, 2020. The motion passed by a vote of 9 in favor (Foreman, Wolff, Crowl, Eaddy, Flores, Montes, O'Malley, Sweeney, and Zopp) to 0 opposed.

2. President Foreman announced that the Board's next regular public meeting will be on Thursday, November 19, 2020.

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 9 in favor (Foreman, Wolff, Crowl, Eaddy, Flores, Montes, O'Malley, Sweeney, and Zopp) to 0 opposed.

3. Maggie Hickey, the independent monitor of the consent decree entered in *Illinois v. Chicago*, gave a presentation on the origins and content of the consent decree and the work of the independent monitoring team. She then responded to Board members' questions. (*See the transcript of the meeting, posted on the Board's website, for a complete report of the presentation, questions, and responses.*)

4. President Foreman noted that a report of disciplinary actions taken by the Board during the previous month is posted on the Board's website, and he reported that there are two disciplinary matters to announce:

- Case Nos. 20 RR 02 & 03. Board Member Crowl reported that pursuant to Section 2-78-130 of the Municipal Code of Chicago he considered one matter on which the Chief Administrator of the Civilian Office of Police Accountability and the Superintendent of Police did not agree regarding the discipline of two police officers. Board Member Crowl reported that Chief Administrator Roberts recommended that Police Officers David Taylor and Larry Lanier be discharged from the Chicago Police Department for firing at or in the direction of an individual in violation of General Order 03-02, and that Superintendent David Brown recommended that the allegations be classified as *Unfounded*. Board Member Crowl announced his decision that the Superintendent did not meet the burden of overcoming the Chief Administrator's recommendations for discipline. Board Member Crowl stated that based on the facts and circumstances of the matter it is his opinion that an evidentiary hearing before the Police Board is necessary to determine whether Officers Taylor and Lanier violated any of the Police Department's Rules of Conduct. He noted that the written decision will be posted on the Police Board website as required by the Municipal Code.
- Case No. 20 RR 04. Board Member Flores reported that pursuant to Section 2-78-130 of the Municipal Code of Chicago he considered one matter on which the Chief Administrator of the Civilian Office of Police Accountability and the Superintendent of Police did not agree regarding the discipline of a police officer. Board Member Flores reported that Chief Administrator Roberts recommended that Police Officer Luigi Sarli be discharged from the Chicago Police Department for discharging his firearm at or into a moving vehicle in violation of General Order 03-02, and that Superintendent Brown disagreed with certain findings and recommended that Officer Luigi be suspended for 180 days. Board Member Flores announced his decision that the Superintendent did not meet the burden of overcoming the Chief Administrator's recommendation for discipline. Board Member Flores stated that based on the facts and circumstances of the matter it is his opinion that an evidentiary hearing before the Police Board is necessary to determine

whether Officer Sarli violated any of the Police Department's Rules of Conduct. He noted that the written decision will be posted on the Police Board website as required by the Municipal Code.

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

6. First Deputy Superintendent Carter reported on the CPD's plans for ensuring public safety on election night, the new class of police recruits, and the Neighborhood Policing Initiative. *(See the transcript of the meeting, posted on the Board's website, for a complete report of First Deputy Superintendent Carter's remarks.)*

7. Chief Administrator Roberts reported on COPA's activities during the third quarter of 2020. *(See the transcript of the meeting, posted on the Board's website, for a complete report of Chief Administrator Roberts's remarks.)*

8. President Foreman called upon those members of the public who had signed up in advance to speak. *(See the transcript of the meeting, posted on the Board's website, for a complete report of each speaker's remarks.)*

- A speaker who identified himself as CPD Transparency spoke about a variety of matters.
- Crista Noel requested data on Police Board cases by race and gender, and she asked why the CPD did not accept recommendations from the use-of-force working group. President Foreman stated that Executive Director Caproni will respond to Ms. Noel's data request, and First Deputy Superintendent Carter stated that a list of reasons for the CPD's response to the use-of-force recommendations will be forthcoming.
- Joel Hamernick discussed a project that he and other 3rd district community members are working on regarding the consent decree.
- June Norfleet and Jennifer Edwards from community organizations in the 6th police district discussed their organizations' work and concerns.
- John Perryman expressed his concerns about violence and the selling of illegal drugs in Garfield Park. President Foreman asked First Deputy Superintendent Carter to follow up with Mr. Perryman to address his concerns.
- La'Rie Suttle provided updates on several matters she has been following.
- Robert More spoke about a variety of matters.

- President Foreman called upon the following individuals and there was no response:
Betty Wilson, Chris F., and Flora Suttle.

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 9 in favor (Foreman, Wolff, Crowl, Eaddy, Flores, Montes, O'Malley, Sweeney, and Zopp) to 0 opposed, and President Foreman announced that the meeting is adjourned.

Respectfully submitted,

/s/ Max A. Caproni
Executive Director

**Chicago Police Board
Monthly Report of Decisions
October 2020**

	<u>BIA</u>	<u>BIA</u>	<u>COPA</u>	<u>COPA</u>	<u>OIG</u>	<u>OIG</u>	<u>Total</u>	<u>Total</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	1	0	4	0	0	0	5
Guilty, Suspended	0	1	0	0	0	0	0	1
Not Guilty	0	0	0	0	0	0	0	0
Charges Withdrawn--Respondent Resigned	0	2	0	0	0	0	0	2
Charges Withdrawn--Other	0	0	0	0	0	0	0	0
Total	0	4	0	4	0	0	0	8

SUSPENSION CASES (MORE THAN 30 DAYS)

Guilty, Recommended Penalty	0	0	0	0	0	0	0	0
Guilty, Penalty Increased	0	0	0	1	0	0	0	1
Guilty, Penalty Reduced	0	0	0	0	0	0	0	0
Not Guilty	0	0	0	0	0	0	0	0
Charges Withdrawn--Respondent Resigned	0	0	0	0	0	0	0	0
Total	0	0	0	1	0	0	0	1

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

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.

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This communication summarizes new or amended directives issued by the Superintendent between **01 October and 31 October 2020**.

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>

DEPARTMENT NOTICE

- D20-06** Court Holidays and Court Citing Date Cards
- D20-07** Annual Watch and Furlough Selections, Vacation Schedules, and 2021 Operations Calendar

EMPLOYEE RESOURCE

- E06-04-03** Notification of Death or Hospitalization of Members: Non-Duty-Related, Retired Members and Family Members
- E06-04** Notification of Death or Hospitalization – Members/Families
- E02-04-01** Furlough Selection and Scheduling for Sworn Members
- E06-04-02** Notification of Death or Serious Injury to a Member: Duty-Related
- E05-08** Application for Police Officer (Assigned as Field Training Officer), Title Code 9164

SPECIAL ORDER

- S03-01-04** Radio Identification Numbers
- S06-02** Live Line-ups, Photo Line-ups and Show-ups

GENERAL ORDER

- G09-01-06** Use of Social Media Outlets

PERSONNEL AND TRAINING

During the month of **October 2020**, **108** training blocks were conducted for Chicago Police Recruits, Metropolitan Recruits (including surrounding agencies) and In-Service Courses.

A total of **31,318** Department attendees received In-Service/E-Learning training, which included: Aux/Alt and Range Prescribed Weapons Qualifications, Carbine Requalification A/B and Patrol Carbine Operator Course, In Service Driving School, Medical/Retread Shooters Academy, Pistol Mounted Light Course, CIT Basic Crisis Intervention Training, Decentralized Training – Situational Decision Making, LEMART Training, Procedural Justice 1 PJ and Police Legitimacy and 2 A Tactical Mindset, Annual Fitness Power Test, TARA Gas Mask Fit Testing, Taser Qualifications, Re-Certification & Repairs, TTU Active Shooter Training, Custodial Escort and Use of Force.

A total of **179 Chicago Police Recruits** were in training along with **13 Metropolitan Police Recruits**.

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

Police Board October 2020 Complaint Statistics

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

	Total Received	Assigned to BIA	Percent of Total
October 2019	533	336	63.0%
2019 Year to Date	4,538	2,798	61.7%
October 2020	411	326	79.3%
2020 Year to Date	4,864	3,182	65.4%

BIA Admin Closed	Percent of BIA Total
160	30.0%
948	20.9%
132	32.1%
1,360	28.0%

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
October 2019	176	47.2%	197	52.8%	373
2019 Year to Date	1,850	55.7%	1,472	44.3%	3,322
October 2020	194	69.5%	85	30.5%	279
2020 Year to Date	1,822	52.0%	1,682	48.0%	3,504

BIA Investigations Received

	2019	2020	+/-
October	176	194	18
Year to Date*	1,850	1,822	-28

BIA Investigations Closed (Investigation Completed)

	2019	2020	+/-
October	130	141	11
Year to Date	1,730	1,601	-129

BIA Investigative Findings (Includes Field Units) **

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

	October 2019	Percent of Total	YTD 2019	October 2020	Percent of Total	YTD 2020	YTD +/-
Sustained	11	8.5%	218	9	6.4%	131	-87
Exonerated	0	0.0%	24	6	4.3%	79	55
Unfounded	8	6.2%	113	23	16.3%	213	100
Not Sustained	12	9.2%	207	36	25.5%	313	106
Admin Closed	0	0.0%	51	0	0.0%	13	-38
No Affidavit /NC	99	76.2%	1,117	67	47.5%	852	-265
	130		1,730	141		1,601	-129

**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.

	October 2019	Percent of Total	YTD 2019	October 2020	Percent of Total	YTD 2020	YTD +/-
000 - Violation Noted	3	23.1%	17	0	0.0%	34	17
100 - Reprimand	0	0.0%	67	4	57.1%	39	-28
200 - Susp Over 30 days	0	0.0%	1	0	0.0%	0	-1
800 - Resigned Not Served	0	0.0%	22	2	28.6%	14	-8
900 - Penalty Not Served	0	0.0%	6	0	0.0%	7	1
Suspended 1 to 5 days	8	61.5%	85	1	14.3%	34	-51
Suspended 6 to 15 days	2	15.4%	30	0	0.0%	8	-22
Suspended 16 to 30 days	0	0.0%	16	0	0.0%	2	-14
	13	100.0%	244	7	100.0%	138	-106

**CITY OF CHICAGO DEPARTMENT OF POLICE
 LISTING OF SEPARATIONS
 FOR OCTOBER 2020**



SUMMARY OF SEPARATIONS BY CODE FOR CIVILIANS

SEPARATION CODE	DESCRIPTION	OCT 2020	JAN - OCT 2020	OCT 2019	JAN - OCT 2019	ALL OF 2019
810	RESIGN PENSION	2	35	0	32	39
812	RESIGN OTHER EMPLOY	0	0	0	2	2
816	RESIGN FIN SCHOOL	0	1	0	1	1
819	SEP/OTHER CITY POS	1	10	0	7	7
821	RESIGN/OTHER	0	19	1	13	19
845	MANDATORY RETIREMENT	0	1	0	0	0
	CIVILIAN TOTALS	3	66	1	55	68

* 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 OCTOBER 2020**



SUMMARY OF SEPARATIONS BY CODE FOR SWORN

SEPARATION CODE	DESCRIPTION	OCT 2020	JAN - OCT 2020	OCT 2019	JAN - OCT 2019	ALL OF 2019
808	RESIGN PENSIO/INVEST	0	0	1	14	15
809	RESIGN/UNDER INVEST	1	12	1	4	4
810	RESIGN PENSION	36	457	32	362	419
812	RESIGN OTHER EMPLOY	0	8	3	26	40
819	SEP/OTHER CITY POS	0	12	0	0	0
821	RESIGN/OTHER	5	47	9	56	60
825	JOB ABANDONMENT	0	1	0	0	0
828	RESIGN FROM LOA	0	2	0	6	6
829	RESIGN FROM DPR	0	12	0	9	9
845	MANDATORY RETIREMENT	2	18	1	24	27
855	DISCHARGED	0	0	0	7	7
856	DISCH/PROBATIONARY	0	0	0	2	2
860	DEATH	0	0	0	1	1
SWORN TOTALS		44	569	47	511	590

* 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.