



Monthly Police Board Meeting
City of Chicago
08 Dec 2016



POLICE BOARD
CITY OF CHICAGO

PUBLIC MEETING

CHICAGO PUBLIC SAFETY HEADQUARTERS
3510 SOUTH MICHIGAN AVENUE
CHICAGO, ILLINOIS

DECEMBER 8, 2016, 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, January 19, 2017, at 7:30 p.m.
3. Schedule of regular public meetings for 2017
4. Report of review of minutes and recordings of past closed meetings
5. Disciplinary actions
6. Superintendent's request for permission to solicit funds
7. Orders issued by the Superintendent of Police during the previous month
8. Report of the Superintendent of Police
9. Questions and comments from the public (see the Policy Regarding the Attendance of and Participation by the Public at Board Meetings)

Note: Video or audio recording of the proceedings is permitted as long as the act of recording does not interfere with or disrupt the meeting.

For information about the Police Board visit
www.ChicagoPoliceBoard.org

**POLICE BOARD
CITY OF CHICAGO**

PUBLIC MEETING

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

THURSDAY, NOVEMBER 17, 2016, 7:30 P.M.

MINUTES [Draft]

Board Members Present: President Lori E. Lightfoot, Vice President Ghian Foreman, Eva-Dina Delgado, Michael Eaddy, Steve Flores, Rita A. Fry, John H. Simpson, and Rhoda D. Sweeney.

Board Members Absent: None.

Others Present: First Deputy Superintendent of Police Kevin Navarro, General Counsel to the Superintendent Charise Valenti, Independent Police Review Authority Chief Administrator Sharon Fairley, Police Board Executive Director Max A. Caproni, and members of the public.

President Lightfoot called the meeting to order and welcomed new Board Member Steve Flores.

1. Ms. Delgado moved to approve the minutes of the Board's regular public meeting held on October 27, 2016. The motion passed by a vote of 7 in favor (Lightfoot, Foreman, Delgado, Eaddy, Fry, Simpson, and Sweeney) to 0 opposed.
2. President Lightfoot announced that the Board's next regular public meeting will be at 7:30 p.m. on Thursday, December 8, 2016, at Chicago Public Safety Headquarters. Mr. Simpson 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 8 in favor (Lightfoot, Foreman, Delgado, Eaddy, Flores, Fry, Simpson, and Sweeney) to 0 opposed.
3. President Lightfoot stated that a report of disciplinary actions taken by the Board during the previous month appears in the blue books made available at the meeting, and she noted that this report and the Board's written findings and decisions are posted on the Board's website. She then announced that the Board considered in a closed meeting several disciplinary cases, and that the Board will now take final action on these cases.

- Case No. 15 PB 2887. President Lightfoot reported that in October 2015 the Police Board found Police Officer Bill Caro guilty of violating Police Department policy and disobeying a direct order, and ordered him discharged from the Chicago Police Department. President Lightfoot further reported that the Respondent appealed this decision, and that the Circuit Court upheld the guilty findings but remanded the case to the Board, ordering a penalty less than discharge. Having reconsidered this matter in response to the Court's Order, Vice President Foreman moved to suspend the Respondent from the Chicago Police Department for five (5) years. The motion passed by a vote of 7 in favor (Lightfoot, Foreman, Delgado, Eaddy, Fry, Simpson, and Sweeney) to 0 opposed. Mr. Simpson moved to adopt the written memorandum and order that have been reviewed by all Board members who participated in the case. The motion passed by a vote of 7 in favor (Lightfoot, Foreman, Delgado, Eaddy, Fry, Simpson, and Sweeney) to 0 opposed.
- Case No. 16 PB 2907. President Lightfoot reported that the Superintendent filed charges to discharge Detective Bret Rice from the Chicago Police Department for falsifying a police report and failing to report misconduct, and that the Superintendent subsequently moved to withdraw the charges without prejudice because the Respondent resigned from the Police Department. Vice President Foreman moved to grant the Superintendent's motion to withdraw the charges. The motion passed by a vote of 8 in favor (Lightfoot, Foreman, Delgado, Eaddy, Flores, Fry, Simpson, and Sweeney) to 0 opposed.

President Lightfoot stated that the decisions in the above cases will be entered as of today's date and will be issued to the parties, and that a copy of the written decisions will be posted on the Board's website within ten business days pursuant to the Municipal Code of Chicago.

Vice President reported that pursuant to Section 2-57-060(c) of the Municipal Code of Chicago, a panel of three members of Police Board, as authorized by the Open Meetings Act, considered in a closed meeting two matters on which the Chief Administrator of the Independent Police Review Authority and the Superintendent of Police did not agree regarding the discipline of police officers. Vice President Foreman announced that the members of the panel—Board Members Delgado, Foreman, and Sweeney—will now take action to resolve the issues regarding the recommendations for discipline.

- Case Nos. 16 RP 05 & 06. Vice President Foreman reported that these cases involve allegations that Police Officers Jamie Gaeta and Harry Matheos fired their weapons without justification as an individual was attempting to flee and posed no immediate threat. Vice President Foreman further reported that the Chief Administrator recommended sustaining the allegations and discharging both officers from the Chicago Police Department, and that the Superintendent recommended that the allegations against each officer be classified as Not Sustained. Ms. Sweeney moved to find that the Superintendent's response does not meet the burden of overcoming the Chief Administrator's recommendations for discipline. The motion passed by a vote of 3 in favor (Delgado, Foreman, and Sweeney) to 0 opposed.

- Case No. 16 RP 07. Vice President Foreman reported that this case involves allegations that Police Officer Daniel Smith used deadly force against an individual without justification. Vice President Foreman further reported that the Chief Administrator recommended sustaining the allegations and discharging the officer from the Chicago Police Department, and that the Superintendent recommended that the allegations against the officer be classified as Not Sustained. Ms. Sweeney moved to find that the Superintendent's response does not meet the burden of overcoming the Chief Administrator's recommendations for discipline. The motion passed by a vote of 3 in favor (Delgado, Foreman, and Sweeney) to 0 opposed.

4. President Lightfoot announced that copies of the general orders and other directives issued by the Superintendent of Police during the previous month are listed in the blue books and are available on the Police Department's website.

5. President Lightfoot noted that the next item of business is the Superintendent's report. Vice President Foreman moved that the oral presentation be waived, and that the report be received in writing. The motion passed by a vote of 8 in favor (Lightfoot, Foreman, Delgado, Eaddy, Flores, Fry, Simpson, and Sweeney) to 0 opposed.

6. President Lightfoot 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 the discussion.*)

- Daniel Myerson, an assistant corporation counsel for the City of Chicago who represented the Superintendent in disciplinary matters before the Police Board, stated that, as he was transferring to a different division in the Law Department, he wanted to take the opportunity to thank the Board members and staff for their service.
- Deandra Leuver expressed her concerns about the response of the police following her being attacked on a bus, and about public safety throughout the City. First Deputy Superintendent Navarro offered to meet with Ms. Leuver after the meeting to discuss her concerns.
- Tia Randolph stated that she was injured as a result of a traffic incident involving a police officer, and asked how she can find out whether the officer was held accountable. Chief Administrator Fairley offered to meet with Ms. Randolph after the meeting to take her information and find out if a complaint was filed and, if so, the status of the investigation.
- Roosevelt Slaughter expressed his concerns about police misconduct.
- John Perryman expressed his concerns about drug dealing and gang activity in his neighborhood. First Deputy Superintendent Navarro stated that he will speak with the commanders of the 11th District and of Narcotics, and will follow up with Mr. Perryman.

- Queen Sister spoke on a variety of matters.
- Dorothy Holmes asked about the status of the investigation of the fatal shooting of her son by a police officer. Chief Administrator Fairley reported that the Independent Police Review Authority is in the final stages of the investigation.
- Robert More spoke on a variety of matters. President Lightfoot admonished Mr. More to not make anti-Semetic comments, and that if he does so one more time he will be prohibited from speaking at future meetings.
- President Lightfoot called upon the following individuals and there was no response: Panzy Edwards and Tambrasha Hudson.

President Lightfoot stated that all persons that had signed up in advance to speak had been called. Ms. Fry moved to adjourn the meeting. The motion passed by a vote of 8 in favor (Lightfoot, Foreman, Delgado, Eaddy, Flores, Fry, Simpson, and Sweeney) to 0 opposed. President Lightfoot announced that the meeting is adjourned.

Respectfully submitted,

/s/ Max A. Caproni
Executive Director

**Chicago Police Board
Monthly Report of Decisions
November 2016**

	<u>BIA</u>	<u>BIA</u>	<u>IPRA</u>	<u>IPRA</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>
<u>DISCHARGE CASES</u>								
Guilty, Discharged	0	5	0	1	0	0	0	6
Guilty, Suspended	0	1	0	0	0	0	0	1
Not Guilty	0	0	0	0	0	0	0	0
Charges Withdrawn--Respondent Resigned	1	4	0	2	0	1	1	7
Charges Dismissed	0	0	0	0	0	0	0	0
Total	1	10	0	3	0	1	1	14
<u>SUSPENSION CASES: MORE THAN 30 DAYS</u>								
Guilty, Recommended Penalty	0	0	0	1	0	0	0	1
Guilty, Penalty Increased	0	0	0	0	0	0	0	0
Guilty, Penalty Reduced	0	0	0	0	0	0	0	0
Not Guilty	0	0	0	0	0	0	0	0
Charges Withdrawn	0	0	0	0	0	0	0	0
Total	0	0	0	1	0	0	0	1
<u>SUSPENSION CASES: 6 THROUGH 30 DAYS</u>								
Cases Decided	0	0	0	0	0	0	0	0

Note: Under the current union contracts, an officer no longer has the option of requesting Police Board review of a suspension of 30 days or fewer (except in cases in which the union decides to not advance the officer's grievance to arbitration).

BIA = Investigated by the CPD's Bureau of Internal Affairs
 IPRA = Investigated by the Independent Police Review Authority
 OIG = Investigated by the Office of the Inspector General

**POLICE BOARD
CITY OF CHICAGO**

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

(Adopted 15 December 2005)

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 by phone, fax, or in person no later than 4:30 p.m. of the day before the meeting.
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 November** and **30 November 2016**.

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>

SPECIAL ORDER

S03-18 Helicopter Operations Video System

S08-01-05 Summary Punishment

GENERAL ORDER

G03-03-03 Helicopter Support of Motor Vehicle Pursuits

EMPLOYEE RESOURCE

E05-04 Merit Board

PERSONNEL AND TRAINING

During the month of **NOVEMBER 2016**, **117** training blocks were conducted for Chicago Police Recruits, Metropolitan Recruits (including surrounding agencies) and In-Service Courses.

A total of **7,924** Department attendees received In-Service/E-Learning training, which included: Body Worn Camera Training, Force Mitigation/Crisis Recognition and Response, Procedural Justice and Legitimacy, Procedural Justice A Tactical Mindset, eCrash Application, Prescribed Weapons Qualification, Taser Qualification and Re-Certification, Firearms Concealed Carry Act Online Course, First Amendment Online Training, Patrol Carbine Requalification B, Hate Crime Online Training (ADL) – 3 Part Program, Disorderly Conduct, Investigatory Stop Report (ISR) Application Training, Meth Awareness 4-Part Program, Suspicious Activity Reporting (SAR) Line Officer Training, Traffic Crash Investigations: Crash Types and Intersections, Use of Force Parts 1-4, and Gang Violence Reduction Strategy.

A total of **291** Chicago Police Recruits were in training along with **35** Metropolitan Police Recruits, **27** Lieutenants and **25** Police Clerks.

**IAD AND IPRA STATISTICS
COMPLAINTS RECEIVED, COMPLETED AND DISPOSITION**

Police Board November 2016 Complaint Statistics

Log Numbers Received in ICLEAR

	Total Received	Assigned to BIA	Percent of Total	BIA Admin Closed	Percent of BIA Total
November 2015	401	300	74.8%	93	23.2%
2015 Year to Date	5,075	3,795	74.8%	1,341	26.4%
November 2016	365	274	75.1%	105	28.8%
2016 Year to Date	4,487	3,346	74.6%	1,320	29.4%

Pre-Affidavit Investigations

	Assigned to BIA	Percent of Total	Assigned to IPRA	Percent of Total	Total Received
November 2015	207	79.6%	53	20.4%	260
2015 Year to Date	2,454	77.5%	713	22.5%	3,167
November 2016	169	65.3%	90	34.7%	259
2016 Year to Date	2,026	71.1%	822	28.9%	2,848

BIA Investigations Received

	2015	2016	+/-
November	207	169	-38
Year to Date*	2,454	2,026	-428

BIA Investigations Closed (Investigation Completed)

	2015	2016	+/-
November	211	34	-177
Year to Date*	2,576	1,791	-785

BIA Investigative Findings (Includes Field Units)**

	November 2015	Percent of Total	YTD 2015	November 2016	Percent of Total	YTD 2016	YTD +/-
Sustained	16	7.6%	221	1	2.9%	194	-27
Exonerated	5	2.4%	65	1	2.9%	48	-17
Unfounded	25	11.8%	362	5	14.7%	268	-94
Not Sustained	22	10.4%	263	2	5.9%	212	-51
No Affidavit /NC	143	67.8%	1,665	25	73.5%	1,069	-596
	211		2,576	34		1,791	-785

**IAD AND IPRA STATISTICS
COMPLAINTS RECEIVED, COMPLETED AND DISPOSITION**

NOTE: Investigative findings are based on the date the investigation has been completed, not received. The new intake system generates Log Numbers representing informational records. Pursuant to Illinois State Law, Complaint Register numbers are generated upon execution of an affidavit.

**CRMS Disciplinary Codes Entered for Members, *Not Unique Log#*
BIA Investigations Only
(Discipline at 'Final Finding', Case Closed in Records with Sustained Finding)**

	November 2015	Percent of Total	YTD 2015	November 2016	Percent of Total	YTD 2016	YTD +/-
000 - Violation Noted	0	0.0%	55	1	8.3%	14	-41
100 - Reprimand	4	22.2%	124	2	16.7%	44	-80
200 - Susp Over 30 days	0	0.0%	0	1	8.3%	3	3
800 - Resigned Not Served	1	5.6%	28	1	8.3%	21	-7
900 - Penalty Not Served	1	5.6%	14	0	0.0%	10	-4
Suspended 1 to 5 days	11	61.1%	157	4	33.3%	158	1
Suspended 6 to 15 days	1	5.6%	31	2	16.7%	62	31
Suspended 16 to 30 days	0	0.0%	8	1	8.3%	20	12
	18	100.0%	417	12	100.0%	332	-85



CITY OF CHICAGO DEPARTMENT OF POLICE

Report Date: 06 Dec 2016

Report Time: 1106 Hrs

Produced By

OEMC IT Data Warehouse

SUMMARY OF SEPARATIONS BY CODE FOR NOV 2016 - CIVILIAN

SEPARATION CODE	DESCRIPTION	NOV 2016	JAN - NOV 2016	NOV 2016	JAN - NOV 2016	ALL OF 2016
809	RESIGN/UNDER INVEST	0	0	0	2	2
810	RESIGN PENSION	0	34	6	50	60
812	RESIGN OTHER EMPLOY	0	5	0	4	4
814	RSGN FAM RESP/DOME/EST	0	0	0	1	1
815	RESIGN MEDICAL REASN	0	0	0	1	1
819	SE/PI/OTHER CITY POS	0	10	0	8	10
821	RESIGN/OTHER	1	20	0	13	13
823	LAY-OFF	0	0	0	2	2
825	JOB ABANDONMENT	0	1	0	1	1
826	RESIGN/PERSONAL	0	2	0	1	1
828	RESIGN FROM LOA	0	11	0	3	3
856	DISCH/PROBATIONARY	0	1	0	1	1
CIVILIAN TOTALS		1	84	6	87	99

Report Date: 08 Dec 2016
 Report Time: 1106 Hrs

Produced By
 OEMC IT Data Warehouse



CITY OF CHICAGO DEPARTMENT OF POLICE

SUMMARY OF SEPARATIONS BY CODE FOR NOV 2016 - SWORN

SEPARATION CODE	DESCRIPTION	NOV 2016	JAN - NOV 2016	NOV 2016	JAN - NOV 2016	ALL OF 2016
808	RESIGN PENSION/INVEST	0	12	2	9	9
809	RESIGN/UNDER INVEST	0	11	1	4	4
810	RESIGN PENSION	13	386	22	290	316
812	RESIGN OTHER EMPLOY	0	10	0	11	11
814	RSGN FAM RESP/DOMEST	0	1	0	0	0
816	RESIGN FIN SCHOOL	0	0	0	1	1
819	SEPI/OTHER CITY POS	0	12	8	9	9
821	RESIGN/OTHER	2	12	1	17	17
825	JOB ABANDONMENT	0	1	0	0	0
826	RESIGN/PERSONAL	0	2	0	0	0
827	RELOCATION	0	1	0	0	0
828	RESIGN FROM LOA	0	11	2	7	7
829	RESIGN FROM DPR	1	19	3	19	25
845	MANDATORY RETIREMENT	2	30	2	40	42
855	DISCHARGED	1	5	2	5	7
856	DISCH/PROBATIONARY	0	2	0	3	3
860	DEATH	0	0	0	1	1
881	EXPIRATION OF LOA	0	0	0	3	3
	SWORN TOTALS	19	525	43	419	455