CITY OF CHICAGO POLICE BOARD

PUBLIC MEETING

March 21, 2019

STENOGRAPHIC REPORT OF PROCEEDINGS

had in the above-entitled matter held at Chicago Public Safety Headquarters, 3510 South Michigan Avenue, Chicago, Illinois, at 7:30 o'clock p.m.

POLICE BOARD MEMBERS PRESENT:

MR. GHIAN FOREMAN, President
MS. PAULA WOLFF, Vice President
MS. EVA-DINA DELGADO
REV. MICHAEL EADDY
MR. STEVE FLORES (via audio conference)
MR. JOHN P. O'MALLEY, JR.
MR. JOHN H. SIMPSON (via audio conference)
MS. RHODA D. SWEENEY
MS. ANDREA L. ZOPP

ALSO PRESENT:

MS. CHARISE VALENTE, General Counsel to the Superintendent of Police
MR. FRED WALLER, Chief of Patrol, Chicago Police Department
MS. DANA O'MALLEY, Acting General to the Superintendent of Police
MR. JOSEPH LIPARI, Deputy Inspector General for Public Safety
MR. KEITH CALLOWAY, Chief of the Bureau of Internal Affairs, Chicago Police Department
MR. MAX A. CAPRONI, Executive Director, Police Board
MS. TRACIE SMITH, 1st Deputy Chief Administrator, Civilian Office of Police Accountability

MEMBERS OF THE PUBLIC
PRESIDENT FOREMAN: Okay. Good evening. I am Ghian Foreman, President of the Chicago Police Board. I'm calling this meeting to order.

Board members Flores and Simpson are unable to attend the meeting in-person. Is there a motion to permit remote attendance?

VICE PRESIDENT WOLFF: I'll move it.

REV. EADDY: Second.

PRESIDENT FOREMAN: All in favor?

(Ayes in unison.)

PRESIDENT FOREMAN: Any opposed? The motion passes.

As we begin the meeting, I want to note for the record that in attendance this evening are Deputy Inspector General for Public Safety Joseph Lipari, and Chief of the CPD's Bureau of Internal Affairs Keith Calloway. Thank you.

The first item of business is approval of the minutes the Board's regular public meeting held on February 21, 2019. Is there a motion to approve the minutes?

REV. EADDY: So moved.

PRESIDENT FOREMAN: Second?

MS. DELGADO: Second.
PRESIDENT FOREMAN: All in favor?  
(Ayes in unison.)

PRESIDENT FOREMAN: Any opposed? The motion passes.

Our next regular public meeting will be held on Thursday, April 11 at 7:30 p.m. here at Chicago Public Safety Headquarters. Please note that this meeting will be on the second Thursday of the month as opposed to the normal third Thursday of the month.

At this time I ask for a motion to close a series of executive sessions 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. Is there such a motion?

VICE PRESIDENT WOLFF: So moved.

REV. EADDY: Second.

PRESIDENT FOREMAN: All in favor?  
(Ayes in unison.)

PRESIDENT FOREMAN: Any opposed? The motion passes.

A report of disciplinary actions taken by the Board during the previous month has been made
available at this evening's meeting. This report
and the Board's written Findings and Decisions are
posted on the Board's website.

The Police Board, as authorized by the
Open Meetings Act, has considered in a closed
meeting two disciplinary cases. The Board will now
take final action on these cases.

Regarding Case Number 18 PB 2944, is
there a motion to find Police Officer Corey Maltbia
guilty of leaving the scene of an off-duty traffic
crash and filing a false official report, and to
discharge him from the Chicago Police Department?

MS. SWEENEY: So moved.

PRESIDENT FOREMAN: Is there a second?

REV. EADDY: Second.

PRESIDENT FOREMAN: All in favor?

(Ayes in unison.)

PRESIDENT FOREMAN: Any opposed?

Voting in favor are Board members
Delgado, Eaddy, Flores, O'Malley, Simpson, and
myself. The motion passes.

Is there a motion to adopt the written
findings and Decision that has been reviewed by all
Board members who participated in this case?
REV. EADDY: So moved.

MS. DELGADO: Second.

PRESIDENT FOREMAN: All in favor?

(Ayes in unison.)

PRESIDENT FOREMAN: Any opposed? The motion passes.

The vote in the executive session was as follows. The majority, Foreman, Delgado, Eaddy, Flores, O'Malley, Simpson. Not participating were Wolff, Sweeney, and Zopp.

Regarding Case Number 18 PB 2945, is there a motion to find Police Officer Daniel Jones guilty of use of excessive force and to suspend him without pay from the Chicago Police Department for one year?

MS. DELGADO: So moved.

MR. O'MALLEY: Second.

PRESIDENT FOREMAN: All in favor?

(Ayes in unison.)

PRESIDENT FOREMAN: Any opposed?

Voting in favor are Board members Delgado, Eaddy, Flores, O'Malley, Simpson, and myself. The motion passes.

Is there a motion to adopt the written
Findings and Decision that has been reviewed by all Board members who participated in the case?

REV. EADDY: So moved.

MS. DELGADO: Second.

PRESIDENT FOREMAN: All in favor?

(Ayes in unison.)

PRESIDENT FOREMAN: Any opposed? The motion passes.

The Board's decisions in the cases on which we took final action this evening will be entered as of today's date and will be issued to the parties. A copy of each written decision will be posted on the Board's website as required by the Municipal Code of Chicago.

The Board is hereby providing notice that it plans to consider at a future public meeting amendments to its Rules of Procedure that govern its handling of disciplinary matters. A draft of the proposed amendments will be posted on the Board's website. Questions or comments may be submitted to the Board's staff or made at next month's public meeting.

The Board has received a request for permission to use the Chicago Police star symbol on
shirts to remember a police officer recently killed in the line of duty. Is there a motion to approve this request?

MS. WOLFF: So moved.

MS. ZOPP: Second.

PRESIDENT FOREMAN: All in favor?

(Ayes in unison.)

PRESIDENT FOREMAN: Any opposed? The motion passes.

The general orders and other directives issued by the Superintendent of Police during previous month are listed in the books made available at this evening's meeting and are posted on the Police Department's website.

The next item is the Superintendent's report to the Board.

CHIEF WALLER: I would like to leave that report.

PRESIDENT FOREMAN: Is there a motion to waive the oral presentation and receive the monthly report in writing?

MR. O'MALLEY: So moved.

REV. EADDY: Second.

PRESIDENT FOREMAN: All in favor?
(Ayes in unison.)

PRESIDENT FOREMAN: Can we have it by a show of hands so I can see who that is? Okay.

All opposed?

(Opposed by President Foreman and Vice President Wolff.)

PRESIDENT FOREMAN: The motion passes.

Chief Waller, can you please pass the message along. I'm not even sure I'm going to enter a motion next time for this. We made it very clear that we want an oral presentation from the Superintendent's Office. I'm not sure next month if I'm going to call for a motion. So we expect a report.

CHIEF WALLER: I will speak to him again about that, President.

PRESIDENT FOREMAN: Okay. Thank you.

I will now call upon those members of the public who signed up in advance to speak. When your name is called, please step up to the microphone. We ask that you limit your comments to two minutes.

The first speaker is Zakiyyah Mitchell.

Zakiyyah Mitchell?
MS. MUHAMMAD: Can you repeat that?

PRESIDENT FOREMAN: Zakiyyah Mitchell?

MS. MUHAMMAD: Zakiyyah Muhammad?

PRESIDENT FOREMAN: I'm sorry. I'm looking at the two different names. Zakiyyah Muhammad.

MS. MUHAMMAD: All right. Thank you. Good evening, everyone. My name again, as you just heard, is Zakiyyah Muhammad. Mother, grandmother, care giver, community activist.

I'm here because I have a complaint about a detective who was assigned to my case who I kept calling and he never came, called me back. Never, not one time when I called for him, they would just leave me hanging.

The purpose of me calling was we have a site called Next Door Douglas where all the communities come together and we talk about our neighborhood concerns, what's right and what's wrong. I made a statement and he took issue with a statement I had on there.

This is a young man, young Caucasian man. And from 9:07 a.m. that morning to 3:12 p.m. that evening, he sent me 244 harassing e-mails. Two hundred and forty-four harassing e-mails
threatening me, name calling me, all kinds of ugly, trashy things he said. And I brought it on my phone, it's on my phone, where I want a detective to talk to me about this because anybody that does something like that is a nut. And he's capable of doing anything to anybody.

So I did some research to some neighborhood communities and I found out he used to work in one of those communities and he attends that organization for their food pantry, okay. And so they told me that he talks nutty and acts nutty.

Well, you know, I'm single, I live alone, and I'm out a lot. And so I don't want to take this lightly. I don't want Detective Nunez (phonetic), who I know don't care anything about a 73-year-old senior citizen who lives alone. Because if he did, he would have contacted me all of the many times that I called down here to talk to him.

So that's why I'm here, to get somebody to take my case. For my safety. I fear for my life for a nut that would send me 244 harassing e-mails. That's excessive.

PRESIDENT FOREMAN: Okay. May I ask, this is
would be your jurisdiction or --

MS. SMITH: Well, the individual who sent the
texts wasn't law enforcement.

MS. MUHAMMAD: I can't hear you.

MS. ZOPP: Was it the officer who sent the 244
e-mails or someone else?

MS. MUHAMMAD: Obviously I was assigned to
Detective Nunez, because he called and left me a
voicemail message.

MS. ZOPP: Who sent you the 244 e-mails?

MS. MUHAMMAD: I called the police.

MS. ZOPP: No, who sent you the e-mails?

MS. MUHAMMAD: Oh. His name is Chris Bertucci.

MS. ZOPP: So this is somebody who is
threatening you, or you feel threatened?

MS. MUHAMMAD: Of course I do. Once you read
the e-mails --

PRESIDENT FOREMAN: We are just trying to
understand.

MS. ZOPP: So he's not a law enforcement
officer?

MS. MUHAMMAD: Yes. His name is Chris
B-e-r-t-u-c-c-i.

MS. SMITH: But my question is, is he a police
officer? No?

MS. MUHAMMAD: Oh, no. He's just a nut in the neighborhood. He claims to be an activist in his e-mails. He tells me I'm an activist, I'm married to a black woman, and da-da-de-de-de. Well, I've been out here a long time and I never heard of him out in the community.

PRESIDENT FOREMAN: We have a good understanding now. So who does she speak with. She's not getting any answers.

MR. WALLER: I'll follow up with her after the meeting, get her information --

MS. MUHAMMAD: Oh, please do.

MR. WALLER: -- and make sure that a detective follows up with you. It won't be Detective Nunez. We'll make sure someone follows up with you.

MS. MUHAMMAD: Well, thank you. I appreciate that.

MS. ZOPP: Thank you, Mr. Waller. Thank you.

PRESIDENT FOREMAN: Next speaker, Octavia Mitchell.

MS. MITCHELL: Hi again. Okay. I'm standing before you all, and as you know, I've been asking for my son's DNA, Izael Jackson. I've been asking
for this DNA since March 2014 and was denied his DNA.

I understand that I'm being denied his DNA, but I was also told that the Illinois State Police Department had the DNA. Illinois State Police Department says they do not have his DNA. Can someone from the Chicago Police Department tell me where -- whose custody this DNA is in?

PRESIDENT FOREMAN: As you know, we spoke via e-mail. This is something that your attorney is going to have to request. You've been in front of the judge, so from -- I ask the questions, and at this point this is with your attorney. Your attorney e-mailed me, I wrote back to him, and then I didn't hear back from him.

MS. MITCHELL: I emailed you. I e-mailed you after that, you didn't return my email.

PRESIDENT FOREMAN: The issue is --

MS. MITCHELL: Because you had said all you had to say, right?

PRESIDENT FOREMAN: Your attorney is going to have to request this information --

MS. MITCHELL: That's fine. That's fine.

PRESIDENT FOREMAN: -- from the judge.
MS. MITCHELL: That's fine. That's fine. I'm asking this independently as the estate of my son. I'm not asking them to give it to me at this time. I'm asking where is it. Because the investigating officer got on the stand and said that Illinois State Police Department had his DNA. Illinois State Police Department said that they do not have the DNA. I just want to know whose custody it's in. Do anyone from the City have any idea? Because I've been here several weeks so I know somebody's going to do some type of investigating to find out where this DNA is at. I'm quite sure that someone was curious about what DNA and what person this young lady is talking about. I'm not asking for it today, I just want to know whose custody his DNA is in.

PRESIDENT FOREMAN: Again, I tried to research it, and the information that I came back with was that your attorney needs to make this request to the judge.

MS. MITCHELL: Okay. That's fine.

So what I want to say is if the CPD is trying to gain trust with the citizens of the City of Chicago, this is no way to gain trust. If
you're going to lie and hide things, you will never
get the City's trust. And you would definitely
never get my respect. And that's why I want to sit
here in front of this Board and state, if the City
is not made to do something, they're not going to
do it. So they're just as worse gang as the gang
bangers in the street.

Because they know where this DNA is at.
They have this DNA, and they're taking a grieving
mother through all of this for nine years until
they are made to give me this DNA. And you best
believe I'm going to keep pushing for this DNA till
the day I die. Because I know they have it.

Thank you. And I'm going to keep
standing here and I'm going to keep coming up here
and you're going to keep seeing my face. I'm not
going away.

PRESIDENT FOREMAN: Okay, thank you.

Our next speaker is John Catanzara, Jr.

Excuse me, George Blakemore.

MR. BLAKEMORE: Good afternoon to the great
citizens of our great County of Cook and great City
of Chicago. St. Patrick's Day, I had some of my
artwork and a few St. Patty's day scarves. I was
down at Kildare (phonetic) area right there at Rush and Superior on the Gold Coast. And as I rolled my artwork, my coats, and a few of those scarves, the owner, the owner Patrick, Patrick D'Angelo, came out and took my cart and rolled it down and say I'm putting it in the street. You're not going to be down here.

I took a belt or something I had and whammed him right across his back because he was stealing from me by force. And then he came back and rolled the next one. And I took that and whammed his right back again. He was robbing me and doing in the street.

And then when I called 911, the policeman came and they say we saw it on the video, he's rolling it down there. And then I asked for a sergeant. And when the sergeant came, the sergeant say we saw on his cell phone, that's his cell phone, that you was whamming him with that bungee hook.

I said the I was -- if a man come and take a lady's purse or something, she has a right to hit him and to defend themselves. And they lock me up. And when I went to the 18th District, that
racist white district up on Laramie and Superior, in that area, they said you can't sign a complaint on him. You have to do this when you go to court on May the 8th. I demanded. I said I want to sign a complaint now. I got his name, he's a general manager, and I want him arrested.

Black lives do not matter. I could have easily took something else and just killed him real good for taking and robbing me. But I knew if that happened, I would be in Statesville penitentiary and those white Ku Klux Klan juries would convict me.

PRESIDENT FOREMAN: Mr. Blakemore --

MR. BLAKEMORE: So, listen here. Listen here, you, Mr. Foreman, you Mr. -- I know your name, too, and then you Ms. Zopp, that Ms. Sweeney right here, you all check these policemen. You have no right to let these policemen abuse me. They belong with the white man. His life matter. Mine doesn't matter. He robbed me.

PRESIDENT FOREMAN: Mr. Blakemore, this is --

MR. BLAKEMORE: Now, please ask me some questions about the details of that situation.

PRESIDENT FOREMAN: So, what I'm going to ask
you to do --

MR. BLAKEMORE: Thank you.

PRESIDENT FOREMAN: -- can you make sure that Max has the information.

MR. BLAKEMORE: But don't you want to know any of the details?

PRESIDENT FOREMAN: Yes, but we have two minutes. We have to do this in two minutes. So if you give Max the information, I can make sure --

MR. BLAKEMORE: That's the man's name. But the grievance, I want these policemen to -- they was the ones that came out and they said internal now, and that they're from the 18th District.

PRESIDENT FOREMAN: All right. Mr. Blakemore, if you give this information to Max, I will make sure that we coordinate with the Police Department to ensure that we can --

MR. BLAKEMORE: I have gone over to Cobra. And what I'm saying, institutional racism is still alive. Just because you blacks are sitting up here, these white folks, our lives do not matter.

PRESIDENT FOREMAN: Next speaker is Helen Henning.

Next speaker is Robert More.
At this time all persons who signed up have been recognized. Oh, there is Robert.

MR. MORE: Ready? It is March 21, 2019.

Robert J. More, executing instructions that he understands are not infallible and in regard to which he is responsible for the execution of those instructions. And he accepts that responsibility. And he also realizes that it's a terrible thing to fall into the hands of the living God, Hebrews 10:31. First Timothy 5:22, never incur complicity in anyone else's sin.

There are 94 ways a person can incur complicity in another's sin. Command council said provocation, praise and flattery, silence defending evil (inaudible) evil doers.

There's murders that are Bland, Young, and Spenser murders where there's competent evidence. It's not just an articulable fact that gives rise to a reasonable suspicion. And it's not just probable cause under whatever that Illinois versus Gates, the totality of the circumstances. It's like way beyond reasonable doubt.

And you don't even have interviews of certain individuals that the means, the motive, the
knowledge, the capacity to perpetrate these murders.

Where is the Superintendent tonight, Assistant Superintendent Waller? Why is he not present tonight?

CHIEF WALLER: The Superintendent is out of town at a police conference.

MR. MORE: Oh, okay. Got you.

So here is the situation. What we have to do is we got to modify the whole structure. Now it's not just the state of mind of the Superintendent, it's got to be the state of mind of everybody sitting in that position. Because authority can be delegated, responsibility can't be. Structure has to be superimposed around this to get down, dig this out, and see who murdered Bland, Young, and Spencer.

The public has an apparently enormous interest in that, because (foreign language) from the Latin. He who spares the guilty punishes the innocent.

So you begrudge me, you seem to be angry at me, resentful. There's complaint forms at the top of the web site. But we got to move forward
and you're invited to join the petitions for
indictment. You're going to be getting
invitations, and also the Superintendent, you're
welcome, if you don't know what to do, to come and
ask me. If you can't find someone who will give
you better counsel, I'll give you counsel what I
would do if I was in your position.

I'm bending over backwards to try to work
with everybody. But we got -- I got to do what I
got to do. So if you're going to try to begrudge
me that, whatever you're going to do, I have to
move forward because these crimes cannot remained
unpunished, okay. It leaves in place an
arrangement which induces more criminality
violence.

PRESIDENT FOREMAN: Thank you, Mr. More.

At this time all those persons who signed
up in advance to speak have been recognized. Is
there a motion adjourn?

MS. SWEENEY: So moved.

PRESIDENT FOREMAN: Is there a second?

REV. EADDY: Second.

PRESIDENT FOREMAN: All in favor?

(Ayes in unison.)
PRESIDENT FOREMAN: The motion passes and the
meeting is adjourned. Thank you very much.

(Meeting adjourned at 7:55
o'clock p.m.)
STATE OF ILLINOIS  
)  
) SS:  
COUNTY OF COOK  
)  

April T. Hansen, being first duly sworn on oath, says that she is a court reporter doing business in the City of Chicago, and that she reported in shorthand the proceedings of said meeting, and that the foregoing is a true and correct transcript of her shorthand notes so taken as aforesaid, and contains the excerpts of proceedings given at said meeting.

IN TESTIMONY WHEREOF: I hereunto set my verified digital signature this 28th day of March, 2019.

April T. Hansen

Illinois Certified Shorthand Reporter