CITY OF CHICAGO POLICE BOARD

PUBLIC MEETING

November 17th, 2016

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:
MS. LORI E. LIGHTFOOT, President
MR. GHIAN FOREMAN, Vice President
MS. EVA-DINA DELGADO
REVEREND MICHAEL EADDY
MR. STEVE FLORES
MS. RITA A. FRY
MR. JOHN H. SIMPSON
MS. RHODA D. SWEENEY

ALSO PRESENT:
MR. KEVIN NAVARRO, 1st Deputy Superintendent
MS. CHARISE VALENTE, General Counsel to
Superintendent of Police
MS. SHARON FAIRLEY, General Counsel,
Independent Police Review Authority
PRESIDENT LIGHTFOOT: Good evening everyone. We're going to get started. My name is Lori Lightfoot, and I am the president of the Chicago Police Board, and I am calling the meeting to order.

We begin the meeting by welcoming a new member of the police board, Steve Flores, who is a partner at the law firm of Winston and Strawn. The City Council approved Mayor Emmanuel's appointment of Mr. Flores on November 1st. Welcome, Steve. We are grateful for your presence and your commitment to serving and participation on the Police Board.

MR. FLORES: Thank you very much.

PRESIDENT LIGHTFOOT: The first item of business is approval of the minutes of the Board's regular public meeting held on October 27th, 2016.

MS. FRY: So moved.

MR. SIMPSON: Second.

PRESIDENT LIGHTFOOT: Is there a motion to approve the minutes?

MS. DELGADO: So move.

MR. SIMPSON: Second.
PRESIDENT LIGHTFOOT: All those in favor?

(Ayes in unison.)

PRESIDENT LIGHTFOOT: Any opposed? The motion passes.

Our next regular public meeting will be on Thursday, December 8th, at 7:30 p.m. here at the Chicago Public Safety Headquarters. Please note this meeting is on the second Thursday of the month due to the upcoming holidays.

At this time, I ask for a motion to close a series of executive sessions for the purpose of considering personnel matters in litigation as authorized by Sections 2(c)(1),(3),(4), and (11) of the Illinois Open Meetings Act. Is there such a motion?

MR. SIMPSON: So moved.

MS. DELGADO: Second.

PRESIDENT LIGHTFOOT: All those in favor?

(Ayes in unison)

PRESIDENT LIGHTFOOT: Any opposed? The motion passes.

A report of the 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. The Board will now
take final action on these cases. Regarding
Case No. 15 PB 2887 in October 2015 the Police
Board found police officer Bill Caro guilty of
violating department policy and disobeying a
direct order, and ordered him discharged from
the Chicago Police Department. The respondent
appealed this decision. 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, is there a
motion to suspend the respondent from the
Chicago Police Department for five years?

MR. FOREMAN: So moved.

MR. SIMPSON: Second.

PRESIDENT LIGHTFOOT: All in favor?

(Ayes in unison)

PRESIDENT LIGHTFOOT: I have a show of
hands and the motion passes. Board members
Lightfoot, Foreman, Delgado, Eaddy, Fry, Simpson and Sweeney vote in favor of the motion by a show of hands. So no opposition, correct?
Okay.

Is there a motion to adopt -- I am sorry, is there a motion to adopt the written memorandum and order that has been reviewed by all Board Members who participated in the case?

MR. SIMPSON: So moved.

MR. FOREMAN: Second.

PRESIDENT LIGHTFOOT: All in favor?

(Ayes in unison)

PRESIDENT LIGHTFOOT: Any opposed? The motion passes.

Regarding Case No. 16 PB 2907, the Superintendent filed charges to discharge Detective Bret Rice from the Chicago Police Department for falsifying a police report failing to report misconduct. The Superintendent subsequently has moved to withdraw the charges without prejudice, because the responding officer resigned from the Chicago Police Department.
Is there a motion to grant the Superintendent's motion to withdraw the charges without prejudice?

MR. FOREMAN: So moved.

MR. SIMPSON: Second.

PRESIDENT LIGHTFOOT: All in favor?

(Ayes in unison)

PRESIDENT LIGHTFOOT: Any opposed? Voting in favor are Board Members Foreman, Delgado, Eaddy, Flores, Fry, Simpson, Sweeney and myself. The motion passes.

The Board's decisions in the cases in 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 of the written decisions will be posted on the Board's website within 10 business days pursuant to the Municipal Code of Chicago. Now, we'll turn it over to Mr. Foreman.

MR. FOREMAN: Pursuant to Section 2-57-060(c) of the Municipal Code of Chicago, a panel of three members of the Chicago Police Board has authorized by the Open Meetings Act has considered in a closed meeting two matters
on which the chief administrator of the Independent Police Review Authority and Superintendent of Police did not agree regarding the discipline of police officers.

The members of the panel, Board Members Delgado, Sweeney and myself, will now take action to resolve the issues regarding the recommendations for discipline.

Case No. 16 RP 05 and 06 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. The Chief Administrator recommended sustaining the allegations and discharging both officers from the Chicago Police Department. The Superintendent recommended that the allegations against each officer be classified as not sustained.

Is there a motion to find that the Superintendent's response does not meet the burden of overcoming the Chief Administrator's recommendations for discipline?

MS. SWEENEY: So moved.
MS. DELGADO: Second.

MR. FOREMAN: All in favor?

(Ayes in unison)

MR. FOREMAN: The motion passes by a unanimous vote.

Case No. 16 RP 07 involves allegations that police officer Daniel Smith used deadly force against an individual without justification. The Chief Administrator recommends sustaining the allegations and discharging the officer from the Chicago police department. The Superintendent recommended that the allegations against the officer be classified as not sustained.

Is there a motion to find that the Superintendent's response does not meet the burden of overcoming the Chief Administrator's recommendation for discipline?

MS. SWEENEY: So moved.

MS. DELGADO: Second.

MR. FOREMAN: All in favor?

(Ayes in unison)

MR. FOREMAN: The motion pass by a unanimous vote.
PRESIDENT LIGHTFOOT: The general orders and other directives issued by the previous Superintendent of Police during the previous month are listed in the blue books made available at this evening's meeting are posted on the police department's website.

The next item is the Superintendent's report to the Board. Is there a motion to waive the oral presentation and receive the monthly report in writing?

MR. FOREMAN: So moved.

PRESIDENT LIGHTFOOT: All in favor?

(Ayes in unison)

PRESIDENT LIGHTFOOT: Any opposed? The motion passes.

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 and we ask that you limit your comments to two minutes. The first speaker is Mr. Daniel Myerson.

MR. MYERSON: Good evening. My name is Daniel Myerson. Some of you may know me already, but for those who do not, I am an
assistant corporation counsel for the city and for the past four years, among other things, I have litigated cases before the Police Board -- for the past four years among other things I have litigated Police Board cases before you. And I am as of a few weeks ago moving on to a different area of the law department. So I wanted to take the opportunity to come down here tonight and thank you and say it's been an honor and a privilege to be able to practice before you. I have had a number of cases, sometimes the Board has upheld the Superintendent's position, other times it has not, but I have always felt the Board has given a fair and careful consideration to both sides in every case. That is very important. I'd also like to take a moment to thank the various members of the Police Board staff with whom I worked over the years, executive director Max Caproni, Clarisa Boatman, and the various hearing officers, past and present; Michael Berland and Frederick Bates and Jacqueline Walker and Thomas Johnson. I have always found them to be a pleasure to work with
and very professional. You are working in jobs where you don't often get public thanks. I wanted to take this opportunity to do that.

To be clear, I am here tonight solely in my own capacity, not on behalf of the City but one more time, thank you very much.

PRESIDENT LIGHTFOOT: Thank you, Mr. Myerson. We have appreciated your zealous advocacy on behalf of your client. You have always done it in a way that is extremely professional and we wish you luck in your new role with the law department.

MR. MYERSON: Thank you.

PRESIDENT LIGHTFOOT: Thank you. The next speaker is Deanndra Leuver.

MS. LEUVER: Yes. You were close. You were close.

Hi. My name is Deanndra Leuver. As I said, my name is Deanndra Leuver. I would like to start off by thanking you all to be here. For the sake of brevity, I'll spare the details. I am living through a concussion that I am about to explain in the following statement. I apologize in advance for the
pauses as I explain.

On March 28th, 2016 I was groped by a man on a bus. And in retaliation for standing up for myself, I was brutally attacked. The incident occurred at the Chicago blue line stop. It was about 8:45 p.m. and the police were called immediately and showed up about 10 minutes later. Once there, they quickly got my statement. Through my tears it was difficult to speak. They briefly spoke to a witness and they had me get into their squad car and they took me to a nearby CVS to see if the suspect was there and then they dropped me off at home. The next day I went to the emergency room and diagnosed with a concussion and sprained wrist.

Fast forward to September 18th, 2016. I had already done a lineup at this point, and I was out on my way to Harold Washington Library on Vanburen and State Street when I noticed someone following me into the library. I panicked and I was trying to stay calm. I left the building and called the police. I waited about 45 minutes. And when the police arrived, they treated me like a suspect, as if my safety
was not a priority. A sudden rush of fear had
came over my body and I became just as
terrified of the police as I am the man who
attacked me.

Now, we move to November 14th, 2016. My
friend, the woman who supported me by coming to
the lineup with me was attacked. She sustained
injuries and survived. The police were called
and they arrived two minutes later. While
waiting for the police, she remembered my
story. From that moment on she actively held
the officers to a high standard which is
something no victim should have to do. Even
holding them to a high standard, one of the
officers proceeded to explain to her that if
she had her conceal and carry permit, that this
wouldn't have happened to her. That statement
in my opinion is just as terrifying as the
thought of my friend being attacked on her way
to work.

Now, I am here today and I do not feel
safe in my community. It wasn't long ago that
I was here in this very building because my
brother graduated from the Chicago Police
Academy. So the respect I have for the police is real; however, in Chicago no matter where I am at in the city, my safety feels compromised. So one of my questions for the Board today is what is being done administratively to ensure the entirety of Chicago feels safe? Not just the north side, not just the west side and not just the south side. I want to know what is being done by the appointed officials of CPD and the elected officials who are -- who appointed them to ensure a peaceful future for Chicago.

I have already contacted my local alderman Scott Waguespack's office to address the public safety concerns in my neighborhood as we plan to meet within a week.

Can we as a community count on this administration to work -- this administration to work together to ensure a peaceful future for everyone regardless of race, gender, sexual orientation or sexual identity?

PRESIDENT LIGHTFOOT: You need to wrap up.

MS. LEUVER: Everyone knows about the few bad apples, but it's obvious there's a deeper
systemic issue here.

PRESIDENT LIGHTFOOT: First Deputy, perhaps you could meet with Ms. Leuver?

MR. NAVARRO: If you don't mind and have the time, I'd like to speak to you afterwards.

MS. LEUVER: I would like to.

MR. NAVARRO: Thank you very much.

MS. LEUVER: Thank you everyone for your time.

PRESIDENT LIGHTFOOT: Okay. The next speaker is Tia Randolph. Good evening, Ms. Randolph.

MS. RANDOLPH: Good evening. My question is regarding an incident that I was involved with the officer hit me with his car and rendered me with a crushed foot, left foot. That lead to the bodily injuries which I am currently still dealing with.

My question is how do I find out if that officer was held to any point of accountability?

I wasn't aware when this incident happened that these meetings were held publicly, and the doctors are recommending opiates for me now.
MS. FAIRLEY: If you would like to give me your information, I can try to find out if there was a complaint filed if there was an investigation conducted, how it was concluded. I'd be happy to help you with that.

MS. RANDOLPH: Okay.

PRESIDENT LIGHTFOOT: Roosevelt Slaughter. Mr. Slaughter?

MR. SLAUGHTER: First of all, good evening to everybody, members of the Board. I am a disabled person, legally blind and slightly deaf. And in 2005, my home was unjustly raided, because a police officer who lives in my neighborhood lied on me and the people who I was staying with. So it seems like in this society or in this system, it seems like it's a different standard for police versus, you know, the rest of us. You know, the woman who just came before me she's talking about she was hit with a car and, you know, had a crushed foot. If me as a regular citizen would hit someone and crush their foot, I would have been held to account for that.

About a year ago a friend of mine has a
nephew who is mentally challenged and he has
cognizant delay disorder. He was even beat up
by a Chicago police officer, had a gun put in
his mouth, and then they charged him with three
felonies. He didn't strike the officer, but
they took this thing to a much higher level
because this was a police officer and this boy
had known him since he was young, 18 years old.
He might have the mind of a 9 or 10 year old,
but a good kid but got beat up by a police
officer. They had him on ankle monitoring, he
had to go to court. And this officer, Matthew
Jackson, has actually murdered somebody five or
six years ago and got away with it and telling
one of the Cook County commissioners that, "I
should have shot him."

What kind of people are you breeding in
this kind of department? You know, you might
have some good officers, but the bad officers
are filthy, lowdown, rude and disgusting. It's
a problem. I think that it needs a fixing.

So I am asking you, as the Board, where
do, you know, police officers come to account
for their actions and why is it, why is it a
different standard for police officers versus the ordinary citizens? Thank you all.

PRESIDENT LIGHTFOOT: Thank you, sir. Our next speaker is John Perryman. Mr. Perryman?

Good evening, sir.

MR. PERRYMAN: Good evening. I am here to talk about a problem of narcotics on California Avenue at Monroe and Wilcox, they're a block from each other. This is probably the third time I have talked about this specific place. All summer the community held this area there's no narcotics. About two weeks ago a group set up shop selling heroin. I immediately, along with other neighbors, immediately called 911, called the commander's office, called the CAPS office to let them know this had started. There was absolutely no response from the police.

On November 10th a man was shot nine times at Wilcox and California. He's hanging on to life. Two days later at Monroe and California another young man was shot in the face and killed. These two murders could have been prevented if we had some police attention.
When I have talked to sergeants and lieutenants in the 11th District, they say the same thing, "We're stretched thin. We can't help you. There's drugs everywhere." The 11th seems to be completely on their heels, completely reactionary. When they have a community that is giving them good information instead of being proactive, they just let it get worse and worse and worse until we have murders. And then the worst part is on November 12th when this man was shot at about 3:00 o'clock in the morning at 6:00 o'clock about 20 feet away, the drug dealers continued like nothing had happened. We still had no police response.

I am trying to figure out what is going on in the 11th where drugs are just so accepted and instead of simply, you know, being proactive and stopping a drug market quickly, they let it fester, get worse and worse until the shootings happen and the community is ruined.

So what I ask is this, I am asking for a blue and white car to sit on that corner for a
few days because it's dangerous. I am also
asking for a team to do surveillance and
undercover buying because that's the most
affective way. The 11th does not have an
interest in helping us. They keep telling us
again and again they don't have resources.
They're so quick to say that. We don't have
resources, we don't have resources, we don't
have resources.

PRESIDENT LIGHTFOOT: You need to wrap it
up.

MR. PERRYMAN: So I'm here to ask to get
some from the city. Can you help me with that?
PRESIDENT LIGHTFOOT: Mr. First deputy?
MR. NAVARRO: I know the area well. I'll
look into your complaint and talk to the
commander of the 11th and also the commander of
narcotics.

MR. PERRYMAN: Will I get follow up
information or talking to someone to follow up?
MR. NAVARRO: I can have that happen.
PRESIDENT LIGHTFOOT: Thank you, sir.

Next speaker is Queen Sister. Good evening.
QUEEN SISTER: Blessings, blessings,
blessings. Lori, did you get your gift?

    PRESIDENT LIGHTFOOT: I don't think I did.

    QUEEN SISTER: That was last month. It should be around here somewhere.

    PRESIDENT LIGHTFOOT: I'll be sure to look for it.

    QUEEN SISTER: Her name is on it, so she needs it.

    You know, it's something to be said when the Superintendent don't care enough to show up at these meetings, then he wants us to believe he's making decisions in the citizens' best interest. He can show up in Mt. Greenwood, you know, but he can't appear here? It's 12 meetings a year for this 200 and some thousand dollars a year. We expect him to be here. And if for some reason he feels he can't, then maybe this ain't the job for him to do, because he still don't know, Lori, what deal he made going in that closet with that Mayor, but we do know it comes at the expense of the public safety and that there still is no accountability even with this civilian board with no civilians.
Let me say I got 100 calls this week with these tanks setting up last weekend after Willie Wilson and him setting this mess up behind walls with this freedom call for Thanksgiving release. You got 500 officers being hired, 200 detectives, which would have to be hired outside of the state -- the city or promoted within the district. Illinois Compiled Statute 55 5-36021 states, "As a conservator of the peace each sheriff shall be a conservator of the peace in his or her county and shall prevent crime and maintain the safety and order of the citizens of that county and may arrest offenders and calls them to be brought before the proper court for trial and examination." I think if we just have everybody doing what it is they supposed to be doing for our tax dollars, we won't need these outsiders coming in their assistance of the feds.

It's clear CPD bears watching, and the Cook County Sheriff has a fiduciary responsibility to us as executor of peace, and I think they're imperfect individuals to be out
on the streets to watch them. Why watch each
other? Thank you. I am done.

PRESIDENT LIGHTFOOT: Thank you very much.

Our next speaker is Panzy Edwards. Panzy
Edwards?

Our next speaker is Tambrasha Hudson.
Tambrasha Hudson? Ms. Hudson?

Our next speaker is Dorothy Holmes.

MS. HOLMES: Good evening. I was really
looking for like Eddie Johnson to be here
tonight, but since he's not here, maybe Sharon
can answer my question. I am still waiting to
find out about what's going on with my son's
case, why is it still being an investigation?
It's been two years.

MS. FAIRLEY: Let me answer that for you.
Your investigation, we're at the final stages
of the investigation. Right now we have
learned that there was an additional witness
that we were told may have information that is
material to the investigation, that witness is
not cooperating, so we're in the process of
obtaining that cooperation. We believe as soon
as we have a chance to talk to that person,
we'll be in a position to close the matter. So it should be done soon.

MS. HOLMES: I want to know about the incident when the police officer came to my house and killed my dog.

MS. FAIRLEY: That matter is currently under investigation.

MS. HOLMES: And how much longer will it be for me to be harassed by the police?

MS. FAIRLEY: Ma'am, what I can tell you is that I will try to get the information to you in terms of what is going on with that investigation, that I don't know off the top of my head. The other investigation I am personally involved with.

MS. HOLMES: For the record, I am not scared because they had a badge and a gun, I just want them to back off, because I am not going nowhere. I am going to say what I want to say. They can take it how they want to take it, like every time they pull me over they say, "You got a license? Of course I got a license. You think I am going to drive illegal when I know you are on my heels?"
Then the next thing that come out their mouth, "You be safe and have a blessed night."
And my return, "You be safe and watch the neighborhood because we tired of them."
And I feel like this, my son got four daughters sitting in his room. They feel like I feel, we don't trust them. When they walked up in here, you should have seen the babies faces. They got no love for Chicago police, and I am not going to tell them to trust them because I don't trust them, and they got the right not to trust them. Any time they going on U Tube and pull up a video seeing their dad run with his back turned and you see a officer George Hernandez jump out the backseat, shoot at him five times and hit him twice, you think they going to trust the police? No, they not.

PRESIDENT LIGHTFOOT: Thank you, Ms. Holmes.

Our final speaker is Robert More.

MR. MORE: It is November 17th of 2016. This is the Chicago Police Board component of the Jewish supremacist.

PRESIDENT LIGHTFOOT: Mr. More, Stop. I
have warned you repeatedly.

    MR. MORE: About what?

PRESIDENT LIGHTFOOT: I have warned you that you will not come in here and make antisemitic comments.

    MR. MORE: What is antisemitic about it?

PRESIDENT LIGHTFOOT: Sir, if you do that one more time, you will forfeit your ability to speak in this forum. You know exactly what I am talking about, and if you do it one more time, you are not going to be authorized to speak here.

    MR. MORE: Okay. There's time, place and manner of restrictions on speech. There's nothing in the --

PRESIDENT LIGHTFOOT: I will take that fight, sir. If you do it one more time, you are losing your ability to speak in this forum. You understand exactly what I am talking about, sir.

    MR. MORE: Under 242 there's nothing in my conveyance which insights violence, which is any way indicative, which is in any way lacking in moral legitimacy that you identified. The
burden is on the government, not on the citizens --

PRESIDENT LIGHTFOOT: Mr. More, you are on notice. You are on notice, sir.

MR. MORE: To not be construed (unintelligible) as retained by the people. The contact is to be strictly construed against the preparing party. I am the non-preparing party. It is to be liberally construed in favor of (unintelligible) citizen. All I am endeavoring to do is read off of documents and now I guess my time starts now, right?

PRESIDENT LIGHTFOOT: No. Your time has run, sir.

MR. MORE: Time out. Your response for the loss of all my time? What is the present status, Mr. Assistant Superintendent, of the Blaine Yard and Spencer murders? What is the present status of the investigation, non-investigation and protection of the perpetrators from investigation? Excuse me, did you hear me, sir? The Blaine Young and Spencer murders, what is the present condition of those --
MR. SIMPSON: Can you get his light off.

MR. MORE: What? There is no answer.

Next issue, what is -- light off? My question is what is the basis of the absence of the supervisor, please? Keep it on so I can hear. What is the basis for the absence of the Superintendent? Am I being here heard?

PRESIDENT LIGHTFOOT: The superintendent is out of the country as part of official delegation.

MR. MORE: A part of official delegation.

Thank you. Next question, what is the Superintendent's position in terms of which of the orders he will and will not enforce in the ten orders he will keep and will not obey?

PRESIDENT LIGHTFOOT: Your time is up.

MR. MORE: Over my objection.

PRESIDENT LIGHTFOOT: At this time all the persons that have signed up in advance to speak have been recognized. Is there a motion to adjourn?

MS. FRY: So moved.

MS. DELGADO: Second.

PRESIDENT LIGHTFOOT: All in favor?
(Ayes in unison)

PRESIDENT LIGHTFOOT: The motion passes.

The meeting is adjourned.
STATE OF ILLINOIS   )
   ) SS:
COUNTY OF C O O K   )

   Stacey John, 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 public meeting, and
that the foregoing is a true and correct transcript of
her shorthand notes so taken as aforesaid, and contains
the proceedings given at said public meeting.

   ______________________________
   STACEY JOHN, CSR
   License No.: 084-003560.