CHICAGO POLICE BOARD

PUBLIC MEETING

November 20, 2014

7:30 p.m.

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PRESENT:

BOARD MEMBERS

DEMETRIUS E. CARNEY, President
GHIAN FOREMAN, Vice President
MELISSA BALLATE
WILLIAM CONLON
MICHAEL EADDY
RITA FRY
SUSAN McKEEVER
ELISA RODRIGUEZ
RHODA SWEENEY

ALSO PRESENT:

SCOTT ANDO, Chief Administrator
Independent Police Review Authority
RALPH PRICE, General Counsel
to the Superintendent
ALFONZA WYSINGER, First Deputy Superintendent
of Police
MAX CAPRONI, Executive Director
Chicago Police Board
PRESIDENT CARNEY: Calling the meeting of November 20, 2014, Police Board meeting to order.

The first item of business is approval of the minutes of the Board's meeting on October 16. Is there a motion?

MR. FOREMAN: So moved.

MR. CONLON: Second.

PRESIDENT CARNEY: All in favor?

(A chorus of ayes)

PRESIDENT CARNEY: The motion passes.

Our next regular meeting will be held here at 35th and Michigan, but there is a change. Our meetings -- usually we meet on the third Thursday of every month. Because of the holiday, we are going to meet on the second Thursday, December 11, and we will be here at 6:30 as opposed to 7:30. So please note that. But also check our website, and it will be on there as well.

At this time I will ask for a motion to close a series of executive sessions for the purposes of considering litigation and personnel matters as authorized by the Open Meetings Act. Is there a motion?

MR. FOREMAN: So moved.

MS. BALLATE: Second.
PRESIDENT CARNEY: All in favor?

(A chorus of ayes)

PRESIDENT CARNEY: 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.

Next, as required by the -- the Police Board, as authorized by the Open Meetings Act, has considered in a closed meeting several disciplinary cases. The Board will now take final action on these cases in its open meeting right here this evening.

Regarding Police Board No. 14 PB 2863, is there a motion to find Police Officer Tonacia Granado guilty of being intoxicated while off duty and to reprimand her for her conduct? Is there a motion?

MR. FOREMAN: So moved.

MR. EADDY: Second.

PRESIDENT CARNEY: All in favor?

(A chorus of ayes)

PRESIDENT CARNEY: Any opposed? We've got two opposed. Voting in favor are Board members Foreman, Eaddy, Fry, McKeever, Rodriguez, Sweeney and myself.
Opposed are Board members Ballate and Conlon. The motion passes.

Is there a motion to adopt the written findings and decision and dissents that have been reviewed by all Board members who participated in the case?

MR. FOREMAN: So moved.

MR. EADDY: Second.

PRESIDENT CARNEY: All in favor?

(A chorus of ayes)

PRESIDENT CARNEY: Any opposed? The motion passes by unanimous consent.

The next case is the Police Board case 14 PB 2866. Is there a motion to find Police Officer Donald Klein guilty of certain charges stemming from his encounter with two civilians while on duty and to suspend him for 30 days?

MR. EADDY: So moved.

MR. CONLON: Second.

PRESIDENT CARNEY: All in favor?

(A show of hands)

PRESIDENT CARNEY: Any opposed? We have one opposed.

Voting in favor are Board members
Conlon, Eaddy, McKeever, Sweeney and myself. Opposed is Board member Rodriguez. The motion passes.

Is there a motion to adopt the written findings and decision and dissent that have been reviewed by all Board members who participated in the case?

MR. CONLON: So moved.

MR. EADDY: Second.

PRESIDENT CARNEY: All in favor?

(A show of hands)

PRESIDENT CARNEY: Any opposed? The motion passes by a vote of six in favor, zero opposed.

Regarding Case No. 14 SR, suspension review, 2329, is there a motion to sustain the allegations against Police Officer Richard Rizzo for insubordination, inattention to duty and leaving his assignment without permission and to sustain a 15-day suspension ordered by the Superintendent?

MS. BALLATE: So moved.

MR. EADDY: Second.

PRESIDENT CARNEY: All in favor?

(A chorus of ayes)

PRESIDENT CARNEY: Any opposed?

Voting in favor are Board members
Foreman, Ballate, Conlon, Eaddy, Fry, McKeever, Rodriguez, Sweeney and myself. The motion passes.

Is there a motion to adopt the written findings and decisions that have been reviewed by all Board members who participated in the case?

MS. BALLATE: So moved.

MR. FOREMAN: Second.

PRESIDENT CARNEY: All in favor?

(A chorus of ayes)

PRESIDENT CARNEY: There are none opposed. The motion passes by unanimous consent.

Regarding Case No. 14 SR 2332, is there a motion to sustain the allegations against Police Officer Vladan Milenkovic that he engaged in verbal abuse and failed to complete a contact card for the stop of a civilian and to reduce the 7-day suspension to 14 days?

MS. BALLATE: Four days.

PRESIDENT CARNEY: I'm sorry, to reduce the 7-day suspension to 4 days. Thank you for correcting me on that. Once again, is there a motion?

MS. FRY: So moved.

MR. EADDY: Second.

PRESIDENT CARNEY: All in favor?
(A chorus of ayes)

PRESIDENT CARNEY: Any opposed? We have
opposed?

(A show of hands)

PRESIDENT CARNEY: Voting in favor are Board
members Foreman, Eaddy, Fry and Sweeney. Opposed are
Board members Ballate, Conlon and Rodriguez. The motion
passes.

Is there a motion to adopt the written
findings and decision that have been reviewed by all
Board members who participated in the case?

MS. FRY: So moved.

MR. FOREMAN: Second.

PRESIDENT CARNEY: All in favor?

(A chorus of ayes)

PRESIDENT CARNEY: Any opposed? None opposed.
The motion passes by a vote of seven in favor, none
opposed.

Regarding the Case No. 14 SR 2333, is
there a motion to sustain the allegations against Police
Officer Jytonne Tate for insubordination and to reduce
the 10-day suspension to 3 days?

MS. BALLATE: So moved.

MR. EADDY: Second.
PRESIDENT CARNEY: All in favor?

(A chorus of ayes)

PRESIDENT CARNEY: Any opposed? Voting in favor are Board members Foreman, Ballate, Conlon, Eaddy, Fry, McKeever, Rodriguez, Sweeney and myself. The motion passes.

Is there a motion to adopt the written findings and decision that have been reviewed by all Board members who participated in the case?

MS. BALLATE: So moved.

MR. FOREMAN: Second.

PRESIDENT CARNEY: All in favor?

(A chorus of ayes)

PRESIDENT CARNEY: Any opposed? The motion passes by unanimous vote.

Regarding Case No. 14 SR 2334, is there a motion to sustain the allegations against Police Officer Shelly Beard for failing to properly secure her weapon and reduce the 10-day suspension to one day?

MS. BALLATE: So moved.

MR. EADDY: Second.

PRESIDENT CARNEY: All in favor?

(A chorus of ayes)

PRESIDENT CARNEY: Any opposed? Voting in
favor are Board members Foreman, Ballate, Conlon, Eaddy, Fry, McKeever, Rodriguez, Sweeney and myself. The motion passes.

Is there a motion to adopt the written findings and decisions that have been reviewed by all Board members who participated in the case?

MR. FOREMAN: So moved.

MS. BALLATE: Second.

PRESIDENT CARNEY: All in favor?

(A chorus of ayes)

PRESIDENT CARNEY: The motion passes by unanimous vote.

Regarding Case No. Police Board 2861, the Superintendent filed charges to suspend Police Officer Kevin Wyman for 45 days for hindering an investigation of his off-duty traffic crash. The Superintendent subsequently moved to withdraw the charges because the parties entered into a settlement agreement. Is there a motion to grant the Superintendent's motion to withdraw the charges?

MR. EADDY: So moved.

MS. BALLATE: Second.

PRESIDENT CARNEY: All in favor?

(A chorus of ayes)
PRESIDENT CARNEY: Any opposed? Voting in favor are Board members Foreman, Ballate, Conlon, Eaddy, Fry, McKeever, Rodriguez, Sweeney and myself. The motion passes.

The Board's decisions in all the cases in which the Board took final action this evening will be entered as of today's date and will be issued to all the parties. 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. Copies of orders issued by the Superintendent during of previous month are listed in the blue books on the table here and are available on the police department's website.

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

MS. FRY: So moved.

MR. EADDY: Second.

PRESIDENT CARNEY: All in favor?

(A chorus of ayes).

PRESIDENT CARNEY: The motion passes.

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

Jacob Klippenstein.

MR. KLIPPENSTEIN: I'm leaving my comment.

PRESIDENT CARNEY: Pardon me?

MR. KLIPPENSTEIN: I'm not going to comment.

PRESIDENT CARNEY: You're not going to comment? Okay.

Makoroba Sow?

MS. SOW: My name is Makoroba Sow, first name M-A-K-O-R-O-B-A, last name S-O-W. I'm here with We Charge Genocide. We presented a report to you from the committee against torture. The report was on CPD violence against youth of color. I want to share some of those numbers with you today.

About a third of Chicago's population is African American. Still, in 2011 CPD made about 25,000 arrests of youths under age 18, and 77 percent were African Americans. In 2012 the CPD made 22,000 arrests of youths under 18, and 79 percent were African American. Black citizens are ten times more likely than white citizens to be shot by a Chicago police officer, and from 2009 to 2011 Taser uses involved black or Latino targets, including 49 youths ages 8 to 16.

In the first six months of 2014 alone in
Chicago, 27 citizens were shot by police and 23 of them were black. From 2009 to 2013 75 percent of police shooting victims in Chicago were black. Of the 1,500 excessive force complaints, only two percent resulted in a penalty of any kind. 41 percent of those were reprimands for violations noted. 31 percent were suspensions between one to five days. Of 10,000 general complaints only two percent resulted in a penalty of any kind, and 36 percent of those were reprimands for violations noted. 50 percent were suspensions between one to five days.

We come to you today because as a Police Board you have -- are in charge of rules and regulations of the CPD. You have the power to end the violence against Chicago youth of color. Thank you.

PRESIDENT CARNEY: Thank you.

Francesco Desalvatore?

MR. DESALVATORE: Hello. My name is Francesco Desalvatore. I'm also a member of We Charge Genocide, and I have some personal stories to sort of supplement the stats that were just given.

This is a story from a 15-year-old young black man. Quote, we're sitting in a house playing video games and we hear banging on the door. Before we
know it, the door is kicked down and there's five
special ops officers with huge M16s drawn pointed at us,
three 15-year-olds playing video games. They tell us to
get on the ground. They say if we move they're going to
kill us, don't look at me, we'll fucking kill you in a
second, pointing their guns at us. Then they don't find
anything. They let us all go. They laugh, try to joke
with us, apologize, then leave -- and then leave. We're
sitting there like what just happened? They tear up the
house. They stole money. End quote.

Here is another personal story from a
22-year-old black man. And so last year I flame up the
blunt. I hear the sirens. I come out, put my hands
behind my head and get on the ground. Cool, I get on
the ground. Then next thing I know I wake up in the
back of a police station, and I don't even know what
happened to me to be honest with you. That's how bad
they beat me. I guarantee you sitting in Cook County
Jail with 22 stitches in my tongue, two facial
structures, bruised ribs, scrapes all over my body, and
I still can't talk right to this day. I can't eat
certain things. I almost didn't have no tongue, like it
was literally hanging on by a thread. I could feel it,
like feel my tongue out my chin. Yeah, stuff like that
I shouldn't have done, but at the same time I came out with my hands up, giving myself in. There's no reason to use force like that.

These are just two of many stories that are in our young report that was given last week. And to sort of reiterate what was said, it's your job, the Board, to make sure there's a healthy relationship with all communities in Chicago, that cops aren't sort of enacting violence against young people of color. So we ask you of that, to prevent that. Thanks.

PRESIDENT CARNEY: Thank you.

Crista Noel?

MS. NOEL: Good evening, everyone. I haven't seen you in a while. You're looking pretty good.

That -- those few young people are people of the community of one that Scott called us, and I just want to let everybody know that we're really trying to start a movement on police violence, especially against people of color. And one of the things that we want to do is to start having monthly meetings. I don't know how we can set that up, but I think that we should start having monthly meetings with the police, Alfonza, where we sit down and have some peace circles and talk about what's going on in the
community and try to bridge the gap and help the
community, you know, do what it has to do as far as the
violence is concerned in the community, as well as the
police violence in the community.

And with that I want to say that I was
driving on the west side yesterday and I had a light out
on my car. Now, I had driven all over my city and I
came here tonight, and when I was on west side I had a
police officer stop me. And instead of just telling me
you've got your light out, I don't know if you know that
but your light is out on your car, he was very nasty and
he gave me a ticket. And I don't mind that. You know,
I had -- my light was out. I don't mind that. But as I
was driving around the west side, I saw five other
officers stopping cars. I have never seen that many
officers in a space of about four blocks, car after car
after car after car being stopped. You're over-policing
the west side.

Now, hey, I know things happen, but
that's too much. That's too much. You're over-policing
the black community or the African American community.
It's too much, Alfonza. I know there's stuff going on
and you put people where you need to put them, but
stopping that many cars within that space and then just
not giving warnings? And you know that this is the community that doesn't have the money necessarily to pay these tickets if they go to court. So given warnings for lights out or stuff like that, you need to do that more in that community than any other community.

So with that being said, I wanted to say you guys helped a lot with the Lakita Boyd [phonetic] case, and from my heart I thank you very much for that. December 3 we're hoping to have another trial date, and I will keep you abreast of that. But I just wanted to thank you for whatever you did as far as that was concerned, and we'll be talking. I really want to have those monthly meetings, okay? Thanks.

PRESIDENT CARNEY: Thank you.

Robert More?

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

MS. FRY: So moved.

PRESIDENT CARNEY: We're adjourned.

(Meeting adjourned)
STATE OF ILLINOIS  
} SS:
COUNTY OF COOK  

I, Verla A. Todd, a Certified Shorthand Reporter doing business in the City of Chicago, County of Cook, and State of Illinois, do hereby certify that I reported in shorthand the proceedings of said hearing as appears from my stenographic notes so taken and transcribed under my direction and control.

IN WITNESS WHEREOF, I have hereunto set my hand at Chicago, Illinois, this day of

 , A.D. .

Certified Shorthand Reporter
Illinois CSR License 084-003498