

Police Board Public Meeting
December 15, 2022

POLICE BOARD
CITY OF CHICAGO
PUBLIC MEETING

Thursday, December 15, 2022
7:30 p.m.

(VIA VIDEO and AUDIO CONFERENCE)

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APPEARANCES:

MEMBERS OF THE POLICE BOARD:

GHIAN FOREMAN, President
PAULA WOLFF, Vice President
STEVEN BLOCK
MAREILÉ CUSACK
NANNETTE DOORLEY
MICHAEL EADDY
JORGE MONTES

ALSO PRESENT:

BRIAN McDERMOTT, Chief of Chicago Police
Department's Bureau of Patrol;
ANDREA KERSTEN, Chief Administrator of the Civilian
Office of Police Accountability;
TOBARA RICHARDSON, Deputy Inspector General for
Public Safety;
YOLANDA TALLEY, Chief of Chicago Police Department's
Bureau of Internal Affairs;
RAHMAN MUHAMMAD, Deputy Chief of the Chicago Police
Department's Bureau of Detectives;
TINA SKAHILL, Executive Director of the Chicago
Police Department's Office of Constitutional
Policing and Reform;
SCOTT SPEARS, Assistant General Counsel to the
Superintendent;
MAX CAPRONI, Executive Director of the Police Board;

MEMBERS OF THE PUBLIC.

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1 PRESIDENT FOREMAN: Good evening. My name is
2 Ghian Foreman. I'm the president of the Police
3 Board, and I am calling the Board's December 15th
4 public meeting to order.

5 To protect the public's health in
6 response to the COVID-19 pandemic, this meeting is
7 taking place remotely. Pursuant to the Illinois
8 Open Meetings Act, I've determined that holding this
9 meeting in person is not practical nor prudent. The
10 City of Chicago remains subject to the Governor's
11 Disaster Proclamation due to the COVID-19 pandemic
12 and the disease continues to be a threat, especially
13 to the unvaccinated and people with certain health
14 conditions. We are therefore having this meeting
15 remotely this month. This meeting is open to the
16 public via video and audio conference and is being
17 carried live by CAN-TV.

18 Members of the public are on mute in
19 order to reduce background noise and disruptions.

20 We have a court reporter making a
21 transcript of this meeting.

22 In addition to Police Board members,
23 we have several City officials here with us this
24 evening.

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1 I will begin by taking attendance so
2 it is clear who is participating in this meeting.
3 Please say here after I read your name.

4 Police Board Vice President Paula
5 Wolff.

6 VICE PRESIDENT WOLFF: Here.

7 PRESIDENT FOREMAN: If everyone could mute,
8 please.

9 Police Board Member Steven Block.

10 BOARD MEMBER BLOCK: Here.

11 PRESIDENT FOREMAN: Board Member Mareilé
12 Cusack.

13 BOARD MEMBER CUSACK: Here.

14 PRESIDENT FOREMAN: Board Member Nanette
15 Doorley.

16 BOARD MEMBER DOORLEY: Here.

17 PRESIDENT FOREMAN: Board Member Michael Eaddy.

18 BOARD MEMBER EADDY: Here.

19 PRESIDENT FOREMAN: And Board Member Jorge
20 Montes.

21 BOARD MEMBER MONTES: Here.

22 PRESIDENT FOREMAN: Sitting in this evening in
23 place of Superintendent Brown is Chief of Chicago
24 Police Department Bureau of Patrol Brian McDermott.

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1 CHIEF McDERMOTT: Good evening, everyone.

2 PRESIDENT FOREMAN: Chief Administrator of the
3 Civilian Office of Police Accountability, Andrea
4 Kersten.

5 CHIEF KERSTEN: Here.

6 PRESIDENT FOREMAN: Deputy Inspector General
7 for Public Safety Tobar Richardson.

8 DEPUTY INSPECTOR GENERAL RICHARDSON: Here.

9 PRESIDENT FOREMAN: Good evening.

10 Chief of Chicago Police Department's
11 Bureau of Internal Affairs Yolanda Talley.

12 CHIEF TALLEY: Here.

13 PRESIDENT FOREMAN: Chief of the Bureau of
14 Detectives Brendan Deenihan.

15 Executive Director of CPD's Office of
16 Constitutional Policing and Reform Tina Skahill.

17 EXECUTIVE DIRECTOR SKAHILL: Here, sir.

18 PRESIDENT FOREMAN: Assistant general counsel
19 to the Superintendent Scott Spears.

20 ASSISTANT GENERAL COUNSEL SPEARS: Here.

21 PRESIDENT FOREMAN: Deputy Mayor for Public
22 Safety Elena Gottreich.

23 And Executive Director of the Police
24 Board Max Caproni.

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1 EXECUTIVE DIRECTOR CAPRONI: Here.

2 PRESIDENT FOREMAN: We will now proceed to the
3 items on the meeting agenda. We'll have time at the
4 end of the meeting for public comments. Once again,
5 members of the public are currently on mute to
6 reduce background noise and disruption. When we get
7 to the public comment portion of the meeting, we'll
8 unmute each speaker.

9 Is there a motion to approve the
10 minutes of the Board's regular public meeting held
11 on November 17th?

12 VICE PRESIDENT WOLFF: So moved. Paula Wolff.

13 BOARD MEMBER EADDY: Second. Michael Eaddy.

14 PRESIDENT FOREMAN: I will call on members of
15 the Board for their votes. Wolff.

16 VICE PRESIDENT WOLFF: Aye.

17 PRESIDENT FOREMAN: Block.

18 BOARD MEMBER BLOCK: Aye.

19 PRESIDENT FOREMAN: Cusack.

20 BOARD MEMBER CUSACK: Aye.

21 PRESIDENT FOREMAN: Doorley.

22 BOARD MEMBER DOORLEY: Aye.

23 PRESIDENT FOREMAN: Eaddy.

24 BOARD MEMBER EADDY: Aye.

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1 PRESIDENT FOREMAN: Montes.

2 BOARD MEMBER MONTES: Aye.

3 PRESIDENT FOREMAN: And I vote in favor of the
4 motion. The motion passes.

5 The schedule of the Board's regular
6 monthly meetings for 2023 has been set and posted on
7 the Board's website Chicago.gov/PoliceBoard.

8 As in past years, the Board will meet
9 on the third Thursday of each month and the meetings
10 will begin at 7:30 p.m.

11 Our next regular public meeting will
12 be held on Thursday, January 19th, at 7:30 p.m.
13 Whether this will be an in-person meeting or remote
14 meeting will be determined closer to the meeting
15 date.

16 The Police Board meets in executive
17 session to consider personnel matters and
18 litigation. Those discussions are closed to the
19 public as authorized by Sections 2(c)(1), (3), (4),
20 and (11) of the Illinois Open Meetings Act.

21 A summary of items discussed in
22 executive sessions is posted in the minutes of the
23 meetings on our website.

24 Is there a motion to close future

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1 executive sessions as authorized by these sections
2 of the Open Meetings Act?

3 VICE PRESIDENT WOLFF: So moved. Paula Wolff.

4 BOARD MEMBER EADDY: Second. Michael Eaddy.

5 PRESIDENT FOREMAN: All in favor? Wolff.

6 VICE PRESIDENT WOLFF: Aye.

7 PRESIDENT FOREMAN: Cusack.

8 BOARD MEMBER CUSACK: Aye.

9 PRESIDENT FOREMAN: Doorley.

10 BOARD MEMBER DOORLEY: Aye.

11 PRESIDENT FOREMAN: Eaddy.

12 BOARD MEMBER EADDY: Aye.

13 PRESIDENT FOREMAN: Montes.

14 BOARD MEMBER MONTES: Aye.

15 PRESIDENT FOREMAN: And I vote in favor of the
16 motion. The motion passes.

17 The next agenda item is police
18 disciplinary cases. The Police Board as authorized
19 by the Open Meetings Act has considered in a closed
20 meeting -- I'm sorry. Give me one second. Sorry.

21 The Police Board as authorized by the
22 Open Meetings Act has considered in a closed meeting
23 one police disciplinary case. The Board will now
24 take final action on this case.

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1 Regarding case number 20PB2982, is
2 there a motion to find Police Officer Thomas Sherry
3 guilty of submitting false police reports regarding
4 recovery of suspect narcotics and to discharge him
5 from the Police Department?

6 VICE PRESIDENT WOLFF: So moved. Paula Wolff.

7 BOARD MEMBER EADDY: Second. Michael Eaddy.

8 PRESIDENT FOREMAN: I will now call on members
9 of the Board for the their votes. Wolff.

10 VICE PRESIDENT WOLFF: Aye.

11 PRESIDENT FOREMAN: Block.

12 BOARD MEMBER BLOCK: I vote against the motion.

13 PRESIDENT FOREMAN: Cusack.

14 BOARD MEMBER CUSACK: Aye.

15 PRESIDENT FOREMAN: Eaddy.

16 BOARD MEMBER EADDY: Aye.

17 PRESIDENT FOREMAN: Montes.

18 BOARD MEMBER MONTES: Aye.

19 PRESIDENT FOREMAN: And I vote in favor of the
20 motion.

21 Voting in favor are Board members
22 Wolff, Cusack, Eaddy, Montes, and myself. Board
23 Member Block votes against the motion. The motion
24 passes by a vote of five to one.

1 Board Member Doorley recused herself
2 from this case to avoid the appearance of a conflict
3 of interest.

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

8 VICE PRESIDENT WOLFF: So moved. Paula Wolff.

9 BOARD MEMBER EADDY: Second. Michael Eaddy.

10 PRESIDENT FOREMAN: All in favor?

11 (CHORUS OF AYES.)

12 PRESIDENT FOREMAN: Any opposed?

13 (NO RESPONSE.)

14 PRESIDENT FOREMAN: The motion passes. The
15 written decision in this case will be entered as of
16 today's date and posted on the Board's website.

17 The Board as authorized by the Open
18 Meetings Act has considered in a closed meeting one
19 appeal from an applicant for Chicago police officer
20 position who has been removed from the eligibility
21 list due to the results of a background examination.
22 The Board will now take final action on this appeal.
23 Regarding appeal number 22AA04, is there a motion to
24 adopt the appeals officer's findings and conclusions

1 and recommendation to affirm the decision to
2 disqualify the applicant?

3 VICE PRESIDENT WOLFF: So moved. Paula Wolff.

4 BOARD MEMBER EADDY: Second. Michael Eaddy.

5 PRESIDENT FOREMAN: I will now call on Board
6 members for their votes. Wolff.

7 VICE PRESIDENT WOLFF: Aye.

8 PRESIDENT FOREMAN: Block.

9 BOARD MEMBER BLOCK: Aye.

10 PRESIDENT FOREMAN: Cusack.

11 BOARD MEMBER CUSACK: Aye.

12 PRESIDENT FOREMAN: Doorley.

13 BOARD MEMBER DOORLEY: Aye.

14 PRESIDENT FOREMAN: Eaddy.

15 BOARD MEMBER EADDY: Aye.

16 PRESIDENT FOREMAN: Montes.

17 BOARD MEMBER MONTES: Aye.

18 PRESIDENT FOREMAN: And I vote in favor of the
19 motion. Voting in favor are Board Members Wolff,
20 Block, Cusack, Doorley, Eaddy, Montes, and myself.
21 The motion passes by a vote of 7 to 0.

22 The written decision of this appeal
23 will be entered as of today's date, sent to the
24 parties, and posted on the Board's website within

1 five days.

2 Next up, we are pleased to have with
3 us this evening First Assistant Cook County State's
4 Attorney Risa Lanier who will be speaking about
5 recent changes to the State's Attorney's search
6 warrant policy.

7 FIRST ASSISTANT LANIER: Thank you very much,
8 President Foreman, for the invitation to speak on
9 the recent changes that our office has made to our
10 search warrant policy.

11 To begin, I think it's prudent to
12 remind everyone here, although I'm sure you are
13 aware, that the -- that there is no law, there is no
14 statute that requires that the Cook County State's
15 Attorney's Office review any search warrants prior
16 to the presentation of a search warrant to a judge
17 for approval; however, here in Cook County, like our
18 counterparts in DuPage County, Lake County, or Will
19 County, there has been a practice in place for
20 decades where our law enforcement partners will
21 present warrants to us for the purposes of reviewing
22 those warrants to ensure that they contain probable
23 cause and for legality purposes.

24 Traditionally, what our office would

1 do is receive these search warrants. We would
2 review the documents themselves. We are not
3 involved in the investigation at all. But we will
4 review the documents themselves just to make sure
5 within that document it contains information
6 sufficient for probable cause for the granting of a
7 search warrant. Once we reviewed the document, we
8 will approve the document if approval was
9 appropriate. And law enforcement would then take
10 those documents to the judges, so a Cook County
11 judge for approval.

12 We are not involved in the
13 presentation of that search warrant or any of the
14 witnesses for the search warrant, whether it's a
15 John Doe search warrant where someone is appearing
16 along with a law enforcement officer in front of a
17 judge to answer questions regarding the information
18 contained within the search warrant or the officer
19 themselves. We were not and are not still in
20 involved in that process.

21 And then once a search warrant was
22 approved or rejected by a judge, that was the end
23 really of our role in the review of a search
24 warrant.

1 Two years ago when the Anjanette Young
2 raid and other bad search warrants prompted -- came
3 to light, it really prompted our office to take a
4 look at our role in approving search warrants to
5 determine whether or not our procedures could be
6 tightened up, whether or not our procedures should
7 be changed, whether or not we should still be
8 involved, frankly, in the review of a search warrant
9 as it was not, is not required by statute.

10 And over the past two years, our
11 office has been working internally to answer those
12 questions. And as a result of that, as you all
13 know, earlier this week, we released our new search
14 warrant procedures. They are attached to our felony
15 review guidebook that we send to our law enforcement
16 partners to help them when they are -- to help them
17 be prepared to answer questions posed by Felony
18 Review Assistant State's Attorneys when they call
19 into our office for the approval of charges or for
20 search warrants.

21 Within those guidelines, we also set
22 up a new search warrant return procedure. So I will
23 talk a little bit first about what changes we've
24 made to the actual review process of search warrants

1 and then about the search warrant return process,
2 which is new to us, which we did not previously have
3 in place.

4 Regarding the search warrants
5 themselves, again, we are not required by statute to
6 review these warrants; however, when law enforcement
7 does want us to review these warrants, we've set
8 forth particular questions that law enforcement
9 should be prepared to ask -- answer when they
10 present a search warrant for review.

11 So we'll do a deeper dive into their
12 investigation just to ensure the integrity of the
13 investigation to ensure that they fully flushed out
14 the information and develop the information that
15 they put in the search warrant for the purposes of
16 seeking this constitutional review by our office and
17 for the development of probable cause. So, for
18 example, things that we will be asking for that we
19 had not asked for in the past when a law enforcement
20 officer presents a search warrant for review, if it
21 is for a residence, we will be asking them to
22 provide us proof of that particular residence by way
23 of a picture of the door, perhaps, or any
24 information that they have developed during their

1 investigation that ensures, number one, that they
2 have the right location to begin with.

3 Number two, we're also going to be
4 asking more probing questions about the relationship
5 between the target of that search warrant and the
6 residence to be searched, to ensure, again, that
7 they developed sufficient information during their
8 investigation. Is there a relationship between that
9 person, the target of the search warrant, and that
10 particular residence? Have they lived there before?
11 Is it a family member? And also with regards to the
12 residence itself, who lives there? Are there
13 children? Do we expect children to be present? So
14 things of that nature, just again to ensure the
15 integrity of the investigation and that the
16 investigation was robust, probing into the
17 information that was provided by a confidential
18 informant or a John Doe. Once we receive that
19 information, if we believe that the search warrant
20 passes constitutional muster, we will again approve
21 those search warrants.

22 If we believe that it does not, as in
23 past times, we will reject those search warrants.

24 What we are now requiring that we have

1 not required in the past is a search warrant return
2 to our office.

3 So by statute, once a search warrant
4 has been signed by a judge and a search takes place,
5 law enforcement is required to return that search
6 warrant to the court -- to that judge that signed
7 it. And with that, they would include any
8 information that they gleaned from that search. So
9 accompanying that search warrant should be
10 information about what was recovered, if anything
11 was recovered, and, of course, whether or not there
12 is prosecution initiated as a result of that search
13 and that recovery. That's required by statute but
14 had not previously been required by our office.

15 With our new search warrant
16 procedures, we are requiring our law enforcement
17 partners once you present a warrant to our office,
18 if we've signed off on that warrant, you must return
19 that information to our office as well.

20 This will provide stronger checks on
21 the police and also strengthens protections of civil
22 liberties.

23 We will be able, based upon those
24 returns, to determine and to include in our new data

1 dashboard that we built for this purpose, we will
2 include information about whether or not the right
3 house was hit, if anything was recovered. We will
4 be able to track which officers and which districts
5 these search warrants are coming from, which
6 neighborhoods they're coming from, what was
7 recovered, whether or not there was a resulting
8 prosecution, whether or not the search warrant was
9 executed in the first place. It will allow us to
10 build data that we then can use to review later to
11 answer any questions about search warrants that have
12 been presented to our office, but then allow us to
13 also internally review our search warrant
14 procedures, what happens on search warrants, whether
15 or not we can identify any trends that we need to
16 alert our law enforcement partners about.

17 So basically this new review -- not a
18 new review. But these new procedures will allow us
19 to do a deeper dive into the investigation, build
20 integrity around the search warrant process, and
21 increase transparency for the public about what
22 happens with these particular search warrants in our
23 communities and what flows from that, whether it be
24 prosecution or not.

1 PRESIDENT FOREMAN: Thank you very much.

2 Quickly, Board members, any questions?

3 VICE PRESIDENT WOLFF: This is Paula. I had a
4 question. Did I understand you right, the search
5 warrants that are part of this process are only
6 those which are voluntarily sent to your office for
7 review? And if it is the case, is there any way of
8 collecting data about the ones which were not
9 tendered to your office as part of your data
10 analysis?

11 FIRST ASSISTANT LANIER: Yes, that is correct.
12 These will be -- this search warrant review only
13 happens when the police voluntarily sends us those
14 search warrants. I can tell you, I've been in this
15 office for 22 years. I've only heard once where a
16 law enforcement partner has gone directly to the
17 judge and bypassed our office for an approval of a
18 search warrant. So that's not -- I don't anticipate
19 that happening en masse I should say.

20 But to answer your question, we are
21 not -- unless a prosecution flows from a search
22 warrant that's been approved by a judge, if they
23 bypass our office, we will not know whether or not a
24 search warrant was approved by the judge, so we will

1 be unable to collect that data.

2 PRESIDENT FOREMAN: Are there any other
3 questions? All right. Well, thank you very much.
4 We really appreciate it. Good luck. Hopefully the
5 team won. They beat the rivals hopefully. Thank
6 you so much. Happy holidays.

7 FIRST ASSISTANT LANIER: Thank you. Happy
8 holidays to all of you.

9 PRESIDENT FOREMAN: As a follow-up to some
10 public comments and discussion at last month's Board
11 meeting, we asked Tina Skahill to discuss CPD's
12 special order on the firearm Concealed Carry Act.
13 Ms. Skahill.

14 EXECUTIVE DIRECTOR SKAHILL: Thank you. I'm
15 going to try to share my screen. You'll let me
16 know, Max, if I can do that.

17 EXECUTIVE DIRECTOR CAPRONI: That should be
18 enabled. If you look on the bottom there, it should
19 be lit up and you should be able to do that.

20 EXECUTIVE DIRECTOR SKAHILL: Thank you. Are
21 you able to see it?

22 PRESIDENT FOREMAN: No.

23 EXECUTIVE DIRECTOR CAPRONI: Director Skahill,
24 is the directive on the firearm --

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1 EXECUTIVE DIRECTOR SKAHILL: You know what?
2 Let me see now. Actually, it's a PowerPoint, as
3 well. Are you able to see it now, Max?

4 PRESIDENT FOREMAN: No.

5 EXECUTIVE DIRECTOR CAPRONI: We cannot see it.
6 I can pull up the directive on my end.

7 EXECUTIVE DIRECTOR SKAHILL: Why don't I send
8 it to you and then you can open it while --

9 PRESIDENT FOREMAN: In the meantime, we'll come
10 back to this.

11 Chief McDermott, we'll ask for the
12 Superintendent's report.

13 CHIEF McDERMOTT: Good evening, everybody.
14 Good evening, all Police Board members and community
15 members. The Chicago Police Department's mission is
16 to serve our communities and protect the lives,
17 rights, and properties of all people in Chicago.
18 This year, the men and women of CPD have lived that
19 mission. Year to date, homicides are down 15
20 percent, while those shootings and shooting victims
21 have declined 20 percent.

22 There have been 872 less shootings
23 this year than the at same point during 2021.
24 Across the City, the homicide clearance rate is 50

1 percent and the Bureau of Detectives has cleared 337
2 homicides so far this year.

3 Our officers have also brought the
4 total number of firearms recovered to 12,334, which
5 means that we've already surpassed the number of
6 firearms recovered in 2021, which was 12,088 guns
7 taken off the street. This year's number also
8 includes more than 1000 assault weapons. Compared
9 to 2021, we've seen a 52 percent increase in the
10 recovery of these types of firearms.

11 Gun violence is a national issue. In
12 Chicago, we are engaging residents and businesses in
13 every neighborhood.

14 We also added more resources and
15 personnel across our districts and in our transit
16 system.

17 On the CTA, specialized units
18 regularly conduct drills and outdoor roll calls and
19 now patrol around the clock. Month to date overall
20 transit crime is down 32 percent and fell 42 percent
21 compared to 2009.

22 The Department also strengthened the
23 vehicle hijacking task force and our organized
24 retail crime task force.

1 Chicago has seen a 9.9 percent
2 decrease in vehicular hijacking compared to 2021 and
3 officers have made 17.5 percent more motor-vehicle
4 related arrests this year.

5 The organized retail crime task force
6 has cleared more than 100 cases by arrest. Has
7 recovered stolen merchandise worth millions of
8 dollars.

9 The CPD works with both community
10 members and local businesses to promote safety.

11 In addition to hosting numerous
12 community conversations town halls, we launched our
13 monthly conversations with the commander series this
14 year.

15 No matter the time, situation, and
16 location, the men and women of CPD work tirelessly
17 and serve fearlessly. That's why officer wellness
18 and recruitment will always be progress for the
19 Department. We are investing in services,
20 facilities, and full-scale recruitment efforts. We
21 want to ensure officers and their families have
22 access to the support they need whenever they need
23 it.

24 We want the next generation of our

1 officers to thrive from the profession and stay
2 prepared in our communities.

3 So far this year, we've hired 853
4 recruits, in which more than 70 percent are people
5 of color and nearly one-third are women.

6 As we look towards next year, Chicago
7 Police Department will keep working to make our
8 Department stronger and the City safer. Thank you.

9 PRESIDENT FOREMAN: Thank you, Chief. Just
10 want to follow up on one thing that really struck
11 me. The assault weapons. I think we hear about
12 assault weapons on the news and we think about it
13 as, you know, mass shootings that take place
14 someplace. But this is something that you all are
15 seeing obviously on a pretty regular basis.

16 CHIEF McDERMOTT: Yeah, we are, Ghian. It is
17 not too uncommon when we have these shootings and
18 homicides to see rifle casings on scenes and that
19 attributes to our increase in these rifle
20 recoveries.

21 PRESIDENT FOREMAN: Okay. So I think that, you
22 know, while this is probably outside of your direct
23 control, I think this is one of those places where
24 we kind of need the Police Department and Police

1 Board and residents of the City to really speak with
2 our law makers and really push this at a higher
3 level, at a federal level. You know, this is
4 wreaking havoc. And to hear those numbers, it's
5 really amazing.

6 Thank you very much.

7 Go back to Ms. Skahill.

8 EXECUTIVE DIRECTOR SKAHILL: Okay. I sent it
9 to Max, President Foreman.

10 PRESIDENT FOREMAN: All right. Max, are you
11 able to pull up the presentation?

12 EXECUTIVE DIRECTOR CAPRONI: I'm working on
13 that. Let me see here.

14 PRESIDENT FOREMAN: There we go.

15 EXECUTIVE DIRECTOR SKAHILL: Can you put it in
16 slide show, Max? Thank you.

17 So thank you for this opportunity to
18 go over Chicago Police Department Special Order
19 06-05-02. At your request, this is concerning the
20 Firearm Concealed Carry Act. The next slide,
21 please, Max.

22 So this directive covers several
23 items. One, it provides an overview of the law.
24 Firearm Concealed Carry Act is an Illinois statute,

1 actually 430 Illinois Compile Statute 66. It also
2 delineates the processing procedures for those
3 people that are arrested by the Chicago Police
4 Department for violating the act.

5 It also explains in a directive how
6 firearms will be inventoried.

7 And, lastly, what it does, it
8 designates specific personnel responsible in the
9 Chicago Police Department for reviewing applications
10 for a concealed carry license.

11 Next slide please, Max.

12 So think what's important is people
13 realize that all of the Chicago Police Department
14 directives are publicly available on our website.
15 You can find that again at
16 Directives@ChicagoPolice.org or just put in the
17 keyword search Chicago Police Department directives
18 will take you to that site.

19 Next slide, please, Max.

20 So what was brought up on the last
21 meeting was, What do we expect of our members?
22 Well, the directive itself communicates the policies
23 and procedures surrounding enforcement of that act
24 that I mentioned previously and it is a state law.

1 So it explains to our members, you
2 know, what their responsibilities are and how
3 they're supposed to carry those out. But I think,
4 again, it's important to remember that it's not just
5 one directive, one statute, one ordinance. These
6 are very complex issues and every incident is
7 different. And so even when assessing whether or
8 not a directive is in place, we also recognize there
9 could be other directives, other statutes, other
10 ordinances that also impact the proper procedures
11 for that surrounding that incident.

12 And as is stated previously, how are
13 we trained and how we train our officers. Well,
14 officers are expected to enforce this statute as
15 they are expected to enforce all statutes and
16 ordinances, constitutionally and safely.

17 Next slide, please, Max.

18 So as I started out by saying, that
19 all of our directives, not just this one on Firearms
20 Concealed Carry Act, but all of our directives are
21 available. And it's important that we get
22 recommendations, suggestions, and feedback from the
23 public.

24 And when you go on that site, you will

1 see information about that. But if you want to
2 comment on this policy, or any policy, you may do so
3 by e-mailing our research and development unit at
4 R&D@ChicagoPolice.org.

5 And if there are any questions, I will
6 be happy to take those. Thank you.

7 PRESIDENT FOREMAN: All right. Thank you very
8 much.

9 Next, Chief Kersten, we will go for
10 your presentation, please.

11 CHIEF KERSTEN: Thank you, President Foreman.
12 Appreciate the opportunity to be before this Board
13 this evening.

14 As I usually do, I'm going to report
15 out on the statistics from last month and then talk
16 a little bit about this recently released today IMR
17 6 Consent Decree report.

18 For actual statistics from last
19 month, COPA received 410 complaints and
20 notifications. Of those cases, 103 of them were
21 retained under COPA's jurisdiction. 29 percent of
22 the cases under COPA's jurisdiction this month were,
23 once again, the highest complaint category was
24 Fourth Amendment, or improper search and seizure

1 violations. Last month we had seven
2 officer-involved shooting notifications. We
3 concluded four officer-involved shooting cases. And
4 then a total of 95 cases were closed, which 16
5 percent of those that included sustained findings.

6 We also had two different video
7 releases in the month of November, both from
8 officer-involved shootings that had taken place
9 previously. And then seven different community
10 engagement events. As usual, we try to -- our
11 approach to community engagement is always inclusive
12 of educational opportunity and settings, so we were
13 present at UIC college prep and also Intrinsic
14 Schools networking night. And also in a faith-based
15 meeting with the Leaders Network on the west side.
16 We were also at Nobel Neighbors, Wilbur Wright City
17 Colleges. And then had a unique opportunity myself
18 to participate in serving Thanksgiving dinner to our
19 newly welcomed migrants, predominantly from
20 Venezuela. There was a group of almost 300 of them
21 that the City has welcomed as part of the efforts
22 that all of the City departments have lended
23 resources to ensure these families traveling great
24 distances to come to this country, and often being

1 bussed from ports of entry, border towns, to have
2 places to go and resources to access. So it was a
3 powerful opportunity --

4 (Internet connection lost.)

5 PRESIDENT FOREMAN: Looks like the Zoom gods
6 are not on our side today. Ephraim Eaddy. Ephraim,
7 are you around?

8 CHIEF KERSTEN: -- the independent monitoring
9 team released their IMR6 report, which details
10 compliance that was gained for all of the entities
11 that are under the umbrella of the consent degree,
12 which is obviously the Police Department, COPA, the
13 Inspector General's Office, and the City at large.

14 So what I think is important is first
15 to explain that this reporting period has a lag
16 time. So this is actually evaluating progress that
17 was made from January 1st of 2022 through June 30th
18 of 2022.

19 And the report is bulky and we
20 haven't completely absorbed all of it, so I am
21 giving you sort of a high-level preview. It's over
22 a thousand pages long. There were certainly
23 significant gains made sort of all across the board,
24 including gains made by CPD, but I'm going to talk

1 about COPA's progress, and I can report that (lost
2 connection) being the first of three tiers of
3 compliance that you have to reach under this Consent
4 Decree, we're now at 40 percent of secondary
5 compliance and 23 percent of operational compliance.

6 So this was a tremendous uptick for
7 us and kind of continuing on this trajectory towards
8 hopefully reaching our full goal of complete
9 compliance within the original five-year timeline.

10 So we're excited about the progress.
11 And perhaps even more excited by some of the
12 comments that are in the reports, acknowledgement of
13 the sort of the thoughtful and methodical approach
14 that we're taking in our Consent Decree compliance
15 efforts.

16 And then I can just say as recently
17 as this week, you know, I mentioned that this
18 reporting period is a lag, right? So we're actually
19 concluding right now the time period that will be
20 evaluated in the next report, IMR7. So as recently
21 as this week, we were continuing to deliver really
22 critical Consent Decree training to our staff on
23 major incident responses, as well as fact gathering,
24 which kind of lays the groundwork for how we go

1 about collecting evidence and information in all of
2 our investigations and major case response, sets the
3 rules and parameters for how we respond to scenes of
4 officer-involved shootings or fatal vehicle
5 pursuits, et cetera. So two really big important
6 areas that govern a lot of the work that we do and
7 we had the opportunity to. Having already reached
8 preliminary compliance by developing those policies,
9 now hopefully submit and get secondary compliance
10 next time around, for having developed and delivered
11 quality training content to make sure that the
12 policies that we're establishing become rooted in
13 the culture of our investigative agency.

14 So excited about that progress for
15 COPA, but also for the City as it continues to move
16 forward, including CPD and making gains on our
17 Consent Decree compliance path. Just wanted to
18 share that this evening. Thank you.

19 PRESIDENT FOREMAN: Thank you very much. And
20 that was actually a good reminder, that you can read
21 the monitor team report. It's at
22 CPDmonitoringteam.com. CPDmonitoringteam.com. I
23 was actually just taking a look at it before we
24 started the meeting. It is bulky. But if you want

1 it get a good understanding of kind of where the
2 City is in terms of making the progress, it's a good
3 document for you to take a look at. And the
4 monitoring team does actually have meetings. So,
5 members of the public, there are definitely
6 opportunities for your participation.

7 Thank you very much to all who
8 presented this evening.

9 Earlier today, the Board, as required
10 by the Illinois Open Meetings Act, met and
11 considered minutes and recordings of all past closed
12 meetings to determine whether the need for
13 confidentiality still exists. The Board members
14 unanimously agreed that when it comes to that -- it
15 continues to be necessary to keep confidential
16 recordings of its past closed meetings and portions
17 of the minutes.

18 As previously announced, the Board
19 makes publicly available portions of its closed
20 meeting minutes. These minutes are included in the
21 blue book that is posted on the Board's website in
22 advance of each public meeting.

23 The next item on the agenda is the
24 proposed policy regarding the adoption of CPD rules

1 and regulations.

2 The municipal code of Chicago grants
3 the Police Board the power and duty to adopt the
4 rules and regulations for governance of the Chicago
5 Police Department.

6 At last month's meeting, we announced
7 and posted on our website a draft policy that
8 includes provisions to make sure that stakeholders
9 and the general public receive advanced notice of
10 any proposed new or revised CPD rules and
11 regulations and that there are multiple
12 opportunities for comments and questions. The draft
13 policy also includes community outreach and
14 opportunities for meetings to discuss the proposals.
15 We did not receive any public comments on the draft
16 policy.

17 Is there a motion to adopt the draft
18 policy that was issued with the agenda as of
19 tonight's meeting that has been posted on the
20 Board's website as required by the Illinois Open
21 Meetings Act?

22 VICE PRESIDENT WOLFF: So moved. Paula Wolff.

23 BOARD MEMBER EADDY: Second. Michael Eaddy.

24 PRESIDENT FOREMAN: Thank you. I will now call

1 on members of the Board for their votes. Wolff.

2 VICE PRESIDENT WOLFF: Aye.

3 PRESIDENT FOREMAN: Cusack.

4 BOARD MEMBER CUSACK: Aye.

5 PRESIDENT FOREMAN: Doorley.

6 BOARD MEMBER DOORLEY: Aye.

7 PRESIDENT FOREMAN: Eaddy.

8 BOARD MEMBER EADDY: Aye.

9 PRESIDENT FOREMAN: Montes.

10 BOARD MEMBER MONTES: Aye.

11 PRESIDENT FOREMAN: And I vote in favor of the
12 motion. The motion passes.

13 The Superintendent has requested the
14 Board's permission to solicit funds to cover the
15 cost of the of hosting the Department's annual
16 ceremony and luncheon in May 2023. The most recent
17 awards luncheon was held last May and the Board
18 received a report of funds raised and spent.

19 Is there a motion to approve the
20 Superintendent's request subject to the Board's
21 receiving an accounting of funds raised and spent
22 following the May 2023 event?

23 VICE PRESIDENT WOLFF: So moved. Paula Wolff.

24 BOARD MEMBER EADDY: Second. Michael Eaddy.

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1 PRESIDENT FOREMAN: I will now call on members
2 of the Board for their votes. Wolff.

3 VICE PRESIDENT WOLFF: Aye.

4 PRESIDENT FOREMAN: Cusack.

5 BOARD MEMBER CUSACK: Aye.

6 PRESIDENT FOREMAN: Doorley.

7 BOARD MEMBER DOORLEY: Aye.

8 PRESIDENT FOREMAN: Eaddy.

9 BOARD MEMBER EADDY: Aye.

10 PRESIDENT FOREMAN: Montes.

11 BOARD MEMBER MONTES: Aye.

12 PRESIDENT FOREMAN: And I vote in favor of the
13 motion. The motion passes.

14 I will now call upon members of the
15 public who signed up in advance to speak.

16 To make sure we have time to hear from
17 all speakers, there is a two-minute time limit for
18 comments.

19 Those calling in, you can unmute
20 yourself by pressing +6.

21 Our first speaker is Corey Dooley.

22 MR. DOOLEY: Hey, President Foreman. Thank you
23 for that. As you mentioned, I'm Corey Dooley,
24 representing the Chicago Youth Council.

1 A quick update with the Youth
2 Council. Our council will be hosting a 3v3
3 basketball tournament to foster community building,
4 registering young people to vote, and to promote
5 civic engagement, as well as inform community
6 members about the roles and responsibilities of
7 elected officials.

8 For more information, you can e-mail
9 the ChicagoYouthCouncil@Gmail.com. This event is
10 being scheduled for January 29th, from 12:00 to 4:00
11 p.m. And the location is tentative, but we are
12 looking at hosting this event at Michele Clark High
13 School.

14 We do have two meetings upcoming at
15 the Chicago Police Department headquarters. The
16 first meeting actually will be tomorrow regarding
17 Chicago Police Department interactions with people
18 that have disabilities. Our second meeting date has
19 not yet been confirmed, but this meeting will be in
20 regards to information on search warrant policies.

21 Thank you.

22 PRESIDENT FOREMAN: Next speaker, Nigel
23 Mullins. If you can press +6. Nigel Mullins. All
24 right.

1 Our next speaker, Crista Noel. Ms.
2 Noel, if you can press +6.

3 MS. NOEL: Hello, everyone. Yeah. Okay. I
4 wanted to say to the State's Attorney's Office real
5 quick that not only do they need to know what's
6 recovered from raids, but they need to know what's
7 taken. People's money. They need to know about all
8 the complaints of assault. They need to be made
9 aware of all of that, because there are complaints
10 that come through about people having money taken
11 from their homes and not being able to get their
12 money returned. We know that legal weapons are
13 taken from homes and not returned. We know that a
14 lot of things are taken. And there's nothing that
15 an individual signs off on something, computers.
16 There's nothing that that individual signs off on so
17 they can go back and, you know, prove that this was
18 taken out of their home. So we hope that the
19 State's Attorney isn't only interested in, quote
20 unquote, "what's recovered" but the complaints are
21 about what's been taken. And the assaults, sexual
22 assaults, standing naked, et cetera, et cetera.

23 I'm kind of disappointed in the
24 presentation by Tina. And I know Tina. And I trust

1 her. But I don't think that it tells us what we
2 need to know. And I hope we made some demands that
3 there are town hall meetings with the Chicago Police
4 Department where they explain just exactly what's
5 supposed to happen when someone is driving with
6 their weapon and they have their FOID cards and CCLs
7 and everything in order. We want to end arbitrary
8 arrests.

9 We still stand firmly by Elijah and
10 the fact that his arrest was arbitrary, absolutely
11 unnecessary, and everything that happened to him was
12 unnecessary.

13 We do not like the systemic racism
14 that we found within the court system where just
15 immediately said that his weapon was going to be
16 destroyed and not returned. So we --

17 PRESIDENT FOREMAN: Thank you, Ms. Noel. Thank
18 you, Ms. Noel. I'm sorry. Your time is up. Thank
19 you, Ms. Noel.

20 Our next speaker, Elijah Hudson.

21 MR. HUDSON: Hello. Can everyone hear me?

22 PRESIDENT FOREMAN: Yes, good evening.

23 MR. HUDSON: Hello. This is Elijah Hudson. I
24 introduced myself last week. City worker with the

1 Metropolitan Water District. This is -- first off,
2 the presentation, I agree with Crista, I'm
3 disappointed. It didn't really go into depth about
4 procedures as far as what the officer should pretty
5 much being saying to a citizen when they conduct a
6 traffic stop or ways they inquire in regards to a
7 CCL. And it was pretty much glossed over. I was
8 expecting a lot more from that presentation.

9 Also, I am still in the process of
10 trying to receive my firearm from the 18th District.
11 The commander still hasn't signed off on it.

12 The charges were dropped by the
13 State's Attorney. So that's clear that it there was
14 no -- there was no reason for this case to even be
15 brought against me or these charges. Also, I -- the
16 judge, yes, he told me my firearm was being
17 destroyed regardless of the fact that it was a legal
18 firearm. So it's clear that CPD and the 29th branch
19 are not operating under 430 ILCS, because I am not a
20 threat to the public. I work for the City of
21 Chicago. I'm an upstanding citizen. Why is my
22 personal property being destroyed? Why am I not
23 being returned my personal property?

24 So at this point, we need to change

1 the strategy and it needs to be actual steps
2 involved with relations and not assuming because
3 someone is black with a firearm that there's some
4 type of criminality associated with it.

5 Totally upset with this. And I'm
6 voicing my opinion and I'm taking legal matters at
7 this point, because this is ridiculous.

8 I wonder how many of those firearms
9 that are recovered are actually legal like mine. I
10 went, bought it, got cleared by the Illinois State
11 Police. I was even pulled over by federal cops
12 before and they still returned my firearms.

13 What is it with CPD where it's always
14 a problem with them when it comes to black men with
15 the CCL? Why can't there be a distinction between
16 the criminal and a law-abiding citizen with a
17 firearm? We need to find ways to make that
18 distinction.

19 PRESIDENT FOREMAN: Thank you, Mr. Hudson.
20 Thank you.

21 Our next speaker, Mr. Robert More.
22 Mr. More, if you can unmute one of your phones. Mr.
23 More. Mr. More. All right.

24 All members of the public who signed

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1 up to speak have been called. Is there a motion to
2 adjourn?

3 VICE PRESIDENT WOLFF: So moved. Paula Wolff.

4 BOARD MEMBER EADDY: Second. Michael Eaddy.

5 PRESIDENT FOREMAN: All in favor, please say
6 aye.

7 (CHORUS OF AYES.)

8 PRESIDENT FOREMAN: The motion passes and the
9 meeting is adjourned.

10 I wish everyone a safe and happy
11 holiday season. Don't forget to wear your mask. A
12 lot of respiratory viruses going around. Thank you
13 so much. Happy New Year. See you all in the coming
14 year. Thank you.

15 (WHEREUPON, the proceedings were
16 adjourned at 8:16 p.m.)

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MAUREEN A. WOODMAN, C.S.R., being first duly sworn, says that she is a court reporter doing business in the City of Chicago; that she reported in shorthand the proceedings had at the hearing of said cause; that the foregoing is a true and correct transcript of her shorthand notes, so taken as aforesaid, and contains all the proceedings of said hearing.

MAUREEN A. WOODMAN, CSR
License No. 084.002740

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