



Monthly Police Board Meeting
City of Chicago
17 June 2021



CITY OF CHICAGO

POLICE BOARD

PUBLIC MEETING

VIA VIDEO AND AUDIO CONFERENCE

THURSDAY, JUNE 17, 2021

7:30 P.M.

AGENDA

1. Approval of the minutes of the previous public meeting
2. Next regular public meeting of the Police Board: Thursday, July 15, at 7:30 p.m.
3. Presentation on the Chicago Police Department's foot-pursuit policy
4. Police disciplinary matters
5. Superintendent's request for permission to solicit funds
6. Orders issued by the Superintendent of Police during the previous month
7. Report of the Superintendent of Police
8. Report of the Chief Administrator of the Civilian Office of Police Accountability
9. Presentation from the Chicago Youth Council for Police Accountability
10. Questions and comments from the public (see the Policy Regarding the Attendance of and Participation by the Public at Board Meetings)

**POLICE BOARD
CITY OF CHICAGO**

REGULAR PUBLIC MEETING

**VIA VIDEO AND AUDIO CONFERENCE
CHICAGO, ILLINOIS**

THURSDAY, MAY 20, 2021, 7:30 P.M.

MINUTES [Draft]

Board Members Present:

- President Ghian Foreman
- Vice President Paula Wolff
- Matthew C. Crowl
- Michael Eaddy
- Steve Flores
- Jorge Montes
- Rhoda D. Sweeney
- Andrea L. Zopp

Board Members Absent: None

Others Present:

- David Brown, Superintendent of Police
- Andrea Kersten, Interim Chief Administrator of the Civilian Office of Police Accountability (COPA)
- Deborah Witzburg, Deputy Inspector General for Public Safety
- Karen Konow, Chief of the Chicago Police Department (CPD) Bureau of Internal Affairs
- Dana O'Malley, General Counsel to the Superintendent of Police
- Max A. Caproni, Executive Director of the Police Board
- Members of the CPD command staff
- Members of the public

President Foreman called the meeting to order. He announced that to protect the public's health in response to the COVID-19 pandemic, and as permitted by Governor Pritzker's Executive Orders 2020-07 and 2021-09, this meeting is taking place remotely. President Foreman noted that the meeting is open to the public via audio conference and is being carried live by CAN-TV.

Minutes of the Previous Public Meeting

Vice President Wolff moved to approve the draft of the minutes of the Board's regular public meeting held on April 15, 2021. The motion passed by a vote of 8 in favor (Foreman, Wolff, Crowl, Eaddy, Flores, Montes, Sweeney, and Zopp) to 0 opposed.

Upcoming Meetings

President Foreman announced that the Board's next regular public meeting will be on Thursday, June 17, 2021, at 7:30pm.

Vice President Wolff moved to close a series of executive sessions of the Board for the purposes of considering litigation and personnel matters, as authorized by sections 2(c)(1), (3), (4), and (11) of the Illinois Open Meetings Act. The motion passed by a vote of 8 in favor (Foreman, Wolff, Crowl, Eaddy, Flores, Montes, Sweeney, and Zopp) to 0 opposed.

Presentation

Professor Andrew Papachristos from Northwestern University gave a presentation on the Chicago Neighborhood Policing Initiative. *(See the transcript and the video recording of the meeting, posted on the Board's website, for the complete presentation.)*

Superintendent's Report

Superintendent Brown reported on several matters, including revisions to the policies on search warrants and foot pursuits, use of custom notifications, a new officer support system, changes to policies and procedures in response to Consent Decree requirements, homicide clearance rates, recovery of guns, and police officers shot or shot at. *(See the transcript and the video recording of the meeting, posted on the Board's website, for the complete report.)*

Chief Administrator's Report

Chief Administrator Kersten reported on several matters, including the importance of civilian oversight of police, COPA's responsibilities and commitment to oversight, and monthly updates of complaints of police misconduct received and investigated. *(See the transcript and the video recording of the meeting, posted on the Board's website, for the complete report.)*

CPD Orders and Directives

President Foreman reported that copies of the general orders and other directives issued by the Superintendent during the previous month are posted on the CPD website.

Police Disciplinary Cases

President Foreman noted that a report of disciplinary actions taken by the Board during the previous month is posted on the Board's website. He reported that the Board, as authorized by the Open Meetings Act, considered in a closed meeting two police disciplinary cases and that the Board will now take final action on these cases:

- Case No. 20 PB 2972. Board Member Crowl moved to find Police Officer Clauzell Gause not guilty of making a false statement regarding his use of force and to restore him to his position. The motion passed by a vote of 5 in favor (Crowl, Flores, Montes, Sweeney, and Zopp) to 3 opposed (Foreman, Wolff, and Eaddy). Board Member Crowl

moved to adopt the written findings and decision and dissent that have been reviewed by all Board members who participated in this case. The motion passed by a vote of 8 in favor (Foreman, Wolff, Crowl, Eaddy, Flores, Montes, Sweeney, and Zopp) to 0 opposed.

- Case No. 21 PB 2992-2. President Foreman reported that the Superintendent filed charges against Police Officer Michael Michalik recommending that he be discharged from the CPD for making a false report, and that the Superintendent subsequently moved to withdraw these charges because Michalik resigned from the CPD. Vice President Wolff moved to grant the Superintendent's motion. Vice President Wolff's motion passed by a vote of 8 in favor (Foreman, Wolff, Crowl, Eaddy, Flores, Montes, Sweeney, and Zopp) to 0 opposed.

President Foreman stated that the written decisions in the cases on which the Board took final action will be entered as of today's date, sent to the parties, and posted on the Board's website. He then reported that there are two additional disciplinary matters to announce:

- Case Nos. 21 RR 04 & 05. Board Member Sweeney reported that pursuant to Section 2-78-130 of the Municipal Code of Chicago she reviewed one matter on which the Chief Administrator of the Civilian Office of Police Accountability and the Superintendent of Police did not agree regarding the discipline of two officers. Board Member Sweeney reported that Chief Administrator Roberts recommended that Lieutenant Augustin Salgado be suspended for 90 days for using excessive force and other misconduct on May 31, 2020, and that Commander Chris Papaioannou be suspended for 7 days for failing to complete a report on this use of force. Board Member Sweeney reported that Superintendent Brown recommended less discipline for both officers. Board Member Sweeney announced her ruling that the Superintendent did not meet the burden of overcoming the Chief Administrator's recommendations for discipline.
- Case Nos. 21 RR 06 – 11. Vice President Wolff reported that she reviewed one matter on which the Chief Administrator of the Civilian Office of Police Accountability and the Superintendent of Police did not agree regarding the discipline of six officers. Vice President Wolff reported that Chief Administrator Roberts recommended that Field Training Officer Mark Johnson be discharged from the Chicago Police Department and recommended that Officers Lawrence Kerr, Timothy Mason, Lauren Holt, Pierre Williams, and Sergeant Alma Price be suspended for misconduct during an incident involving Bernard Kersh on November 28, 2019, near a bus stop at the corner of 79th Street and Cottage Grove Avenue. Vice President Wolff reported that Superintendent Brown disagreed with certain findings and recommended less discipline for the six officers. Vice President Wolff announced her ruling that the Superintendent did not meet the burden of overcoming the Chief Administrator's recommendations for discipline.

The reviewing Board members noted that the written opinions in the above matters will be posted on the Board's website as required by the Municipal Code.

Questions and Comments from the Public

President Foreman called upon the members of the public who signed up in advance to speak at the meeting. *(See the transcript and the video recording of the meeting, posted on the Board's website, for the complete remarks of each speaker.)*

- Zakiyya Muhammad expressed her concerns about three investigations of alleged police misconduct. President Foreman and Chief Administrator Kersten responded to Ms. Muhammad.
- Jennifer Edwards, Eunice Chatman-Regis, and Matt Brandon followed up on their comments at prior meetings and spoke about crime in their neighborhoods in the 3rd and 6th Districts and their community group's efforts to address it.
- John Perryman followed up on his comments at prior meetings and expressed his concerns about illegal drug sales and other criminal activity in a park in his neighborhood on the West Side. Superintendent Brown responded to Mr. Perryman.
- Flora Suttle followed up on her comments at prior meetings regarding the fatal shooting of her son by an off-duty police officer. Chief Administrator Kersten responded to Ms. Suttle.
- Robert More spoke about a variety of matters.
- President Foreman called upon the following individuals and there was no response: Robert McKay and George Blakemore.

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

Respectfully submitted,

/s/ Max A. Caproni
Executive Director
Police Board

**Chicago Police Board
Monthly Report of Decisions
May 2021**

THE POLICE BOARD'S ROLE IN THE DISCIPLINARY PROCESS

Discharge Cases: The Police Board decides disciplinary cases when the Superintendent of Police files charges to discharge a sworn officer from the Chicago Police Department (CPD).

Disagreement Cases: Individual members of the Police Board rule on disagreements between the Chief Administrator of the Civilian Office of Police Accountability (COPA) and the Superintendent of Police over the recommended discipline of an officer.

DISCHARGE CASES

	BIA		COPA		OIG		Total	
	<u>This Month</u>	<u>Year-to-Date</u>	<u>This Month</u>	<u>Year-to-Date</u>	<u>This Month</u>	<u>Year-to-Date</u>	<u>This Month</u>	<u>Year-to-Date</u>
Guilty, Discharged	0	0	0	0	0	0	0	0
Guilty, Suspended	0	1	0	0	0	0	0	1
Not Guilty	0	0	1	1	0	0	1	1
Charges Withdrawn--Respondent Resigned	0	1	0	4	1	1	1	6
Charges Withdrawn--Other	0	0	0	0	0	0	0	0
Total	0	2	1	5	1	1	2	8

BIA = Investigated by the Chicago Police Department's Bureau of Internal Affairs

COPA = Investigated by the Civilian Office of Police Accountability

OIG = Investigated by the Office of the Inspector General

DISAGREEMENT CASES

	Ruling for COPA		Ruling for CPD	
	<u>This Month</u>	<u>Year-to-Date</u>	<u>This Month</u>	<u>Year-to-Date</u>
COPA Recommendation:				
Discharge from CPD	1	1	0	0
Suspension > 30 days	3	3	0	1
Suspension 11 - 30 days	3	3	0	2
Suspension 1 - 10 days or reprimand	1	1	0	0
Total	8	8	0	3

**POLICE BOARD
CITY OF CHICAGO**

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

July 23, 2019

The Police Board values the attendance of the public at its meetings and the opportunity to receive comments and questions on matters concerning the Board or the Police Department. The Board will treat members of the public with courtesy and respect, and expects that the public will treat Board members and Department members in a similar manner.

Toward that end, the Board has adopted the following rules governing conduct at Board meetings:

1. An individual wishing to address the Board must sign-up in advance by contacting the Board's office no later than 3:00 p.m. of the day of the meeting, or by signing up in person at the meeting location up to 15 minutes before the meeting begins.
2. When called upon to address the Board, each speaker is to identify him/herself and speak clearly so that all in attendance may hear and so that the court reporter may make an accurate record of the proceedings.
3. Due to time constraints, each speaker is limited to two minutes and must conclude when asked to do so by the Board member acting as parliamentarian.
4. Personal attacks, obscene language, fighting words, threats, conduct intended to disrupt or interfere with the meeting, and comments not related to matters within the Board's or the Department's jurisdiction, by a speaker or any person in attendance, are strictly prohibited.

Violation of any of the above rules may result in the removal of the violator from the meeting room, or in the immediate adjournment of the meeting; in addition, repeated violations may result in the violator not being permitted to attend or participate in future Board meetings.

CITY OF CHICAGO

Policy Regarding Community Input Received at Police Board Public Meetings¹ June 20, 2019

The City values the attendance of the public at monthly Police Board meetings and the opportunity to receive comments and questions concerning police-related matters. The following policy is created to ensure responsiveness to community input received at the meetings.

1. Each Police Board public meeting shall be transcribed by a court reporter. The transcript of the meeting shall include a complete report of each speaker's remarks, and shall be posted on the Police Board website.
2. Within seven business days of the public meeting, the Executive Director of the Police Board shall review the transcript of the meeting, classify the community input received, and direct the community input to the appropriate responding agency (Police Department, Civilian Office of Police Accountability, Police Board, Deputy Inspector General for Public Safety, and/or any other appropriate agency).
3. Each responding agency shall make best efforts² to respond fully to the community input.
4. Within ten business days of receiving the community input from the Executive Director of the Police Board, each responding agency shall provide the Executive Director with a written report documenting its response to the community input to date. The Executive Director of the Police Board shall track all community input and responses.
5. The Executive Director of the Police Board shall post on the Police Board website prior to the next public meeting: (a) a report of the tracking of community input and responses (if no response is received, this will be noted on the report), and (b) each responding agency's written report of its response to the community input.

¹ This policy is created to fulfill the requirements of Paragraph No. 538 of the Consent Decree entered in Illinois v. Chicago:

538. Within 90 days of the Effective Date, the City will create a policy for collecting, documenting, classifying, tracking, and responding to community input received during the Police Board's regular community meetings. The policy will outline the methods for: (a) directing community input to the appropriate responding entity, agency, or office; and (b) documenting and making public, all responses to community input.

² As defined in Paragraph No. 729 of the Consent Decree, "Best efforts' require a party, in good faith, to take all reasonable steps to achieve the stated objective." (Footnote added on October 18, 2019)

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DIGEST OF DIRECTIVES ISSUED DURING *MAY 2021*

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This communication summarizes new or amended directives issued by the Superintendent between **01 May and 31 May 2021**.

The following directives, along with all of the Chicago Police Department's orders, are available for review in their entirety on the Department website listed below:
<http://directives.chicagopolice.org>

GENERAL ORDER

G01-09 Supervisory Responsibilities
G03-07 Foot Pursuits

SPECIAL ORDER

S09-03-02 Forms Management System
S04-19 Search Warrants
S04-19-05 Electronic and Evidentiary Search Warrants
S09-03-05 Freedom of Information Act

UNIFORM AND PROPERTY

U04-02 Department Approved Weapons and Ammunition
U04-02-01 Department Approved Handguns and Ammunition
U04-02-05 Police Carbine Operator Program
U06-01-23 Holster - Firearm

PERSONNEL AND TRAINING

During the month of **May 2021**, **168** training blocks were conducted for Chicago Police Recruits, Metropolitan Recruits (including surrounding agencies) and In-Service Courses.

A total of **45,996** Department attendees received In-Service/E-Learning training, which included: Aux/Alt and Range Prescribed Weapons Qualifications, Patrol Carbine Requalification A/B, Driving School-In-Service, Taser Qualification & Re-Certification, Basic Crisis Intervention Training – Phase 2, Refresher Crisis Intervention Training, LEMART In-Service Training, Procedural Justice 2 – A Tactical Mindset, TARA Gas Mask Fit Testing, TTU In-Service Active Shooter, HCL(NARCAN) – An Opioid Antagonist and Individual Critical Incident Training.

A total of **131 Chicago Police Recruits** were in training along with **26 Metropolitan Police Recruits**.

**BIA AND COPA STATISTICS
COMPLAINTS RECEIVED, COMPLETED AND DISPOSITION**

Police Board May 2021 Complaint Statistics

All Log Numbers Received in CLEAR & CMS, Including Admin Closures

	Total Received	Assigned to BIA	Percent of Total
May 2020	400	242	60.5%
2020 Year to Date	2,094	1,305	62.3%
May 2021	417	350	83.9%
2021 Year to Date	2,056	1,669	81.2%

BIA Admin Closed	Percent of BIA Total
105	26.3%
575	27.5%
150	36.0%
728	35.4%

Pre-Affidavit Investigations *

* Count of cases (log numbers) excluding admin closures.

	Assigned to BIA	Percent of Total	Assigned to COPA	Percent of Total	Total Received
May 2020	137	46.4%	158	53.6%	295
2020 Year to Date	730	48.1%	789	51.9%	1,519
May 2021	200	74.9%	67	25.1%	267
2021 Year to Date	941	70.9%	387	29.1%	1,328

BIA Investigations Received

	2020	2021	+/-
May	137	200	63
Year to Date*	730	941	211

BIA Investigations Closed (Investigation Completed)

2020	2021	+/-
132	190	58
974	813	-161

**BIA AND COPA STATISTICS
COMPLAINTS RECEIVED, COMPLETED AND DISPOSITION**

BIA Investigative Findings (Includes Field Units) **

** Count of Cases with Case Closed Dates only, e.g. Case Final and organized by Case Closed Date.

	May 2020	Percent of Total	YTD 2020	May 2021	Percent of Total	YTD 2021	YTD +/-
Sustained	22	16.7%	97	14	7.4%	119	22
Exonerated	7	5.3%	51	2	1.1%	21	-30
Unfounded	12	9.1%	136	18	9.5%	77	-59
Not Sustained	15	11.4%	202	28	14.7%	106	-96
Admin Closed	1	0.8%	10	0	0.0%	4	-6
No Affidavit /NC	75	56.8%	478	128	67.4%	486	8
	132		974	190		813	-161

**Disciplinary Codes Entered for Members, Count of Members not of Log Numbers
BIA Investigations Only**

(Discipline at 'Final Finding', Case Closed in Records with Sustained Finding) ***

*** Organized by Case Closed Date.

	May 2020	Percent of Total	YTD 2020	May 2021	Percent of Total	YTD 2021	YTD +/-
000 - Violation Noted	9	27.3%	25	1	8.3%	37	12
100 - Reprimand	2	6.1%	31	8	66.7%	81	50
200 - Susp Over 30 days	0	0.0%	0	0	0.0%	1	1
800 - Resigned Not Served	4	12.1%	15	1	8.3%	4	-11
900 - Penalty Not Served	1	3.0%	5	0	0.0%	0	-5
Suspended 1 to 5 days	12	36.4%	24	2	16.7%	15	-9
Suspended 6 to 15 days	5	15.2%	6	0	0.0%	2	-4
Suspended 16 to 30 days	0	0.0%	1	0	0.0%	1	0
	33	100.0%	107	12	100.0%	141	34

Prepared by P.O. Stephen Beime #17561

CITY OF CHICAGO DEPARTMENT OF POLICE LISTING OF SEPARATIONS FOR MAY 2021



SUMMARY OF SEPARATIONS BY CODE FOR CIVILIANS

SEPARATION CODE	DESCRIPTION	2021			2020			ALL OF 2020
		MAY 2021	JAN - MAY 2021	MAY 2020	JAN - MAY 2020	MAY 2020		
809	RESIGN/UNDER INVEST	0	0	0	0	0	0	1
810	RESIGN PENSION	0	13	3	13	3	13	41
816	RESIGN FIN SCHOOL	0	0	0	1	0	1	2
819	SEP/OTHER CITY POS	1	4	2	5	2	5	9
821	RESIGN/OTHER	0	12	1	9	1	9	23
828	RESIGN FROM LOA	0	1	0	0	0	0	0
845	MANDATORY RETIREMENT	0	0	0	1	0	1	1
	CIVILIAN TOTALS	1	30	6	29	6	29	77

* TIME ELAPSED FROM DATE OF APPOINTMENT TO DATE OF SEPARATION, MAY NOT REFLECT CONTINUOUS SERVICE WITH THE DEPARTMENT DUE TO LEAVES OF ABSENCE AND OTHER ADJUSTMENTS.
 NOTE: THE INFORMATION IS CURRENT AS OF THE DATE AND TIME OF THE REPORT.

**CITY OF CHICAGO DEPARTMENT OF POLICE
 LISTING OF SEPARATIONS
 FOR MAY 2021**



SUMMARY OF SEPARATIONS BY CODE FOR SWORN

SEPARATION CODE	DESCRIPTION	MAY 2021	JAN - MAY 2021	MAY 2020	JAN - MAY 2020	ALL OF 2020
808	RESIGN PENSIO/INVEST	1	7	0	0	1
809	RESIGN/UNDER INVEST	2	4	2	6	14
810	RESIGN PENSION	59	340	55	246	507
812	RESIGN OTHER EMPLOY	20	24	1	4	15
819	SEP/OTHER CITY POS	0	0	0	9	11
821	RESIGN/OTHER	2	36	2	15	67
825	JOB ABANDONMENT	0	0	0	1	1
828	RESIGN FROM LOA	0	6	0	0	5
829	RESIGN FROM DPR	0	0	0	8	9
845	MANDATORY RETIREMENT	0	1	0	11	19
860	DEATH	0	1	0	0	0
	SWORN TOTALS	84	419	60	300	649

* TIME ELAPSED FROM DATE OF APPOINTMENT TO DATE OF SEPARATION, MAY NOT REFLECT CONTINUOUS SERVICE WITH THE DEPARTMENT DUE TO LEAVES OF ABSENCE AND OTHER ADJUSTMENTS.

NOTE: THE INFORMATION IS CURRENT AS OF THE DATE AND TIME OF THE REPORT.