



Monthly Police Board Meeting
City of Chicago
21 October 2021



CITY OF CHICAGO



CHICAGO POLICE BOARD

PUBLIC MEETING

VIA VIDEO AND AUDIO CONFERENCE

THURSDAY, OCTOBER 21, 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, November 18, at 7:30 p.m.
3. Presentation on the recently approved police union contract
4. Update on the Consent Decree entered in *Illinois v. Chicago*
5. Police disciplinary cases
6. Appeals from disqualified applicants to become a police officer
7. Report of the Superintendent of Police
8. Report of the Chief Administrator of the Civilian Office of Police Accountability
9. 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, SEPTEMBER 23, 2021, 7:30 P.M.

MINUTES [Draft]

Board Members Present:

- President Ghian Foreman
- Vice President Paula Wolff
- Nanette Doorley
- Michael Eaddy
- Steve Flores
- Jorge Montes
- Andrea L. Zopp

Board Members Absent: None

Others Present:

- Eric Carter, First Deputy Superintendent of Police
- Andrea Kersten, Interim Chief Administrator of the Civilian Office of Police Accountability (COPA)
- Deborah Witzburg, Deputy Inspector General for Public Safety
- Michelle Rubino, Deputy Chief of the Chicago Police Department (CPD) Bureau of Internal Affairs
- Brendan Deenihan, Chief of the CPD Bureau of Detectives
- Larry Snelling, Deputy Chief of the CPD Bureau of Patrol
- Dana O'Malley, General Counsel to the Superintendent of Police
- Max A. Caproni, Executive Director of the Police Board
- Members of the public

President Foreman called the meeting to order.

The meeting began with a moment of silence in honor of Police Officers Clifford Martin, Marco Di Franco, Titus Moore, and Ronald Newman, all of whom died in the line of duty.

President Foreman announced that he has determined that holding this meeting in person is not practical or prudent due to the COVID-19 pandemic, and that the meeting is therefore being held remotely to protect the public's health, as authorized by the Illinois Open Meetings Act. 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 August 19, 2021. The motion passed by a vote of 7 in favor (Foreman, Wolff, Doorley, Eaddy, Flores, Montes, and Zopp) to 0 opposed.

Upcoming Meetings

President Foreman announced that the Board's next regular public meeting will be on Thursday, October 21, 2021, at 7:30pm.

Vice President Wolff moved to close a series of executive sessions of the Board for the purposes of considering personnel matters and litigation, as authorized by sections 2(c)(1), (3), (4), and (11) of the Illinois Open Meetings Act. The motion passed by a vote of 7 in favor (Foreman, Wolff, Doorley, Eaddy, Flores, Montes, and Zopp) to 0 opposed.

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 one police disciplinary case and that the Board will now take final action on this case:

- Case No. 20 PB 2980. President Foreman reported that the Superintendent filed charges against Detective Jason Villarreal recommending that he be discharged from the CPD for conduct unbecoming an officer while off duty, and that the Superintendent subsequently moved to withdraw these charges because the parties agreed to settle the case and have the Superintendent suspend Detective Villarreal for 180 days. Vice President Wolff moved to grant the Superintendent's motion. Vice President Wolff's motion passed by a vote of 7 in favor (Foreman, Wolff, Doorley, Eaddy, Flores, Montes, and Zopp) to 0 opposed.

President Foreman stated that the written decision in the case 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.

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.

Superintendent's Report

On behalf of the Superintendent, First Deputy Superintendent Carter reported on homicide clearance rates, gun recoveries, CPD's vehicle-hijacking task force, and a town hall meeting at Simeon High School. (*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 COPA's statistics of complaints received and investigations, recent video releases, and community-engagement events. *(See the transcript and the video recording of the meeting, posted on the Board's website, for the complete report.)*

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 and responses to speakers' questions and concerns.)*

- Shabbir Manjee expressed her concerns about Chicago police officers who participated in the January 6 insurrection in Washington, D.C.
- Catherine Henchek and Ana Santoyo spoke about the shooting of Anthony Alvarez by a Chicago police officer. Chief Administrator Kersten provided an update of COPA's investigation of this shooting.
- Tiffany Smith expressed her concerns about gun violence.
- Jazmine Salas, Yankyeol Song, Grace Patino, Anna McColgan, and Crista Noel spoke about the August 28 incident at North Avenue Beach involving Nikita Brown and a Chicago police officer. Chief Administrator Kersten provided an update of COPA's investigation of this incident.
- Lisa Davis spoke about community policing in the 4th police district and traffic accidents and dangerous driving on South Stony Island Avenue.
- Gail Saulsberry, June Norfleet, and Jennifer Edwards spoke about several police-related matters in their communities in the 3rd and 6th police districts.
- Zedrick Braden commended the CPD on the District Coordination Officer program in the 3rd police district.
- Flora Suttle spoke about her son, Derrick Suttle, who was fatally shot by an off-duty Chicago police officer on February 11, 2012.
- Gordon Wayne Watts said he was a friend of Robert More and spoke about a variety of matters.
- President Foreman called upon the following individuals and there was no response: Amanda Jenkins, Matt Brandon, and George Blakemore.

Adjournment

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 7 in favor (Foreman, Wolff, Doorley, Eaddy, Flores, Montes, and Zopp) to 0 opposed, and President Foreman announced that the meeting is adjourned.

Respectfully submitted,

/s/ Max A. Caproni
Executive Director
Police Board

[NOTE: The Police Board has authorized the publication of the following portions of the minutes of this closed meeting.]

**POLICE BOARD
CITY OF CHICAGO**

EXECUTIVE SESSION

[Closed meeting, as authorized by the Illinois Open Meetings Act]

**VIA VIDEO CONFERENCE
CHICAGO, ILLINOIS**

THURSDAY, AUGUST 19, 2021, 4:00 P.M.

MINUTES

[Approved September 23, 2021]

Board Members Present: President Ghian Foreman, Vice President Paula Wolff, Nanette Doorley, Michael Eaddy, Steve Flores, Jorge Montes, and Andrea L. Zopp.

Board Members Absent: None.

Staff Members Present: Executive Director Max A. Caproni, Executive Administrative Assistant Jazmyne Rollins, Special Assistant Corporation Counsel Bethany K. Biesenthal, and Hearing Officers Lauren A. Freeman and Allison L. Wood.

1. General Business

- a. Executive Director Caproni noted that this meeting is taking place via video conference because President Foreman has determined that an in-person meeting is not practical or prudent due to the COVID-19 pandemic.
- b. President Foreman moved to approve the draft of the minutes of the July 15, 2021, executive session that was circulated prior to the meeting. The motion passed by a vote of 6 in favor (Foreman, Wolff, Eaddy, Flores, Montes, and Zopp) to 0 opposed.
- c. Executive Director Caproni reminded Board members that the next regular Board meeting is scheduled for Thursday, September 23, 2021.
- d. Executive Director Caproni announced that the Board has started to receive appeals from applicants to become a Chicago police officer who were disqualified due to the results of a background investigation.

2. Police Disciplinary Cases

- a. **Case No. 20 PB 2979, David Salgado.** There were no comments or questions on the draft of the Findings and Decision that was circulated prior to the meeting.
- b. **Case No. 20 PB 2971, Jorge Puma.** Executive Director Caproni reported that the Superintendent moved to withdraw the charges without prejudice because the Respondent resigned his position with the Chicago Police Department. After due consideration, the Board took a preliminary vote and agreed to take final action on this case at an upcoming public meeting.
- c. **Case No. 20 PB 2980, Jason Villarreal.** Hearing Officer Wood provided an oral report on the Superintendent's motion to withdraw the charges and the parties' proposed settlement agreement. After due consideration, the Board directed Hearing Officer Wood to issue an order regarding the COPA Chief Administrator's position on this matter, took a preliminary vote, directed that a draft Memorandum and Order be prepared for the Board's review, and agreed to take final action on this case at an upcoming public meeting.
- d. **Case No. 21 PB 2984, Tristan Eiland.** Hearing Officer Freeman provided an oral report on the Superintendent's motion to withdraw the charges and the parties' proposed settlement agreement. After due consideration, President Foreman moved to deny the motion and order the scheduling and holding an evidentiary hearing on the charges. The motion passed by a vote of 6 in favor (Foreman, Wolff, Doorley, Eaddy, Flores, and Montes) to 1 opposed (Zopp). The Board directed that a written order be prepared and issued to the parties.

3. Matters Related to Pending Litigation: Consent Decree Entered in *Illinois v. Chicago*

- a. Executive Director Caproni provided updates on the draft of the Independent Monitor's most recent report assessing compliance with the Consent Decree and on training for Board members and hearing officers.

Respectfully submitted,

/s/ Max A. Caproni
Executive Director

**Chicago Police Board
Monthly Report of Decisions
September 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	1	0	2	0	0	0	3
Guilty, Suspended	0	1	0	0	0	0	0	1
Not Guilty	0	0	0	1	0	0	0	1
Charges Withdrawn--Respondent Resigned	0	1	0	5	0	1	0	7
Charges Withdrawn--Other	0	0	1	1	0	0	1	1
Total	0	3	1	9	0	1	1	13

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	0	1	0	0
Suspension > 30 days	0	4	0	1
Suspension 11 - 30 days	0	4	0	2
Suspension 1 - 10 days or reprimand	0	1	0	0
Total	0	10	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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This communication summarizes new or amended directives issued by the Superintendent between **01 September 30 2021**. There were no new or amended directives issued during this time frame.

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>

PERSONNEL AND TRAINING

During the month of **September 2021**, **207** training blocks were conducted for Chicago Police Recruits, Metropolitan Recruits (including surrounding agencies) and In-Service Courses.

A total of **39,757** Department attendees received In-Service/E-Learning training, which included: Range Prescribed and Aux/Alt Weapons Qualifications, Use of Force – Communications, Use of Force – Procedures, LEMART In-Service Refresher Training, TARA Field Force Operations Training Sergeants, TTU In-Service Active Shooter, GYM Power Test Prep and Final, CIT Crisis Intervention Training, Driving Unit – Recruit and Metro Recruit Training, Community Policing Training and Officer Wellness.

A total of **138 Chicago Police Recruits** were in training along with **56 Metropolitan Police Recruits**.

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

Police Board September 2021 Complaint Statistics

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

	Total Received	Assigned to BIA	Percent of Total	BIA Admin Closed	Percent of BIA Total
September 2020	434	344	79.3%	145	42.2%
2020 Year to Date	4,458	2,857	64.1%	1,229	43.0%
September 2021	434	329	75.8%	127	38.6%
2021 Year to Date	3,867	3,096	80.1%	1,279	41.3%

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
September 2020	199	68.9%	90	31.1%	289
2020 Year to Date	1,628	50.4%	1,601	49.6%	3,229
September 2021	202	65.8%	105	34.2%	307
2021 Year to Date	1,817	70.2%	771	29.8%	2,588

BIA Pre-Affidavit Investigations Received

	2020	2021	+/-
September	199	202	3
Year to Date*	1,628	1,817	189

BIA Investigations Closed (Investigation Completed)

	2020	2021	+/-
	165	102	-63
	1,459	1,317	-142

**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.

	September 2020	Percent of Total	YTD 2020	September 2021	Percent of Total	YTD 2021	YTD +/-
Sustained	13	7.9%	123	34	33.3%	190	67
Exonerated	9	5.5%	72	1	1.0%	39	-33
Unfounded	32	19.4%	192	12	11.8%	147	-45
Not Sustained	38	23.0%	274	17	16.7%	181	-93
Admin Closed	0	0.0%	13	0	0.0%	4	-9
No Affidavit /NC	73	44.2%	785	38	37.3%	756	-29
	165		1,459	102		1,317	-142

**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.

	September 2020	Percent of Total	YTD 2020	September 2021	Percent of Total	YTD 2021	YTD +/-
000 - Violation Noted	5	31.3%	34	2	5.6%	45	11
100 - Reprimand	2	12.5%	35	8	22.2%	100	65
200 - Susp Over 30 days	0	0.0%	0	0	0.0%	1	1
800 - Resigned Not Served	1	6.3%	17	1	2.8%	7	-10
900 - Penalty Not Served	0	0.0%	5	0	0.0%	0	-5
Suspended 1 to 5 days	6	37.5%	33	19	52.8%	47	14
Suspended 6 to 15 days	1	6.3%	7	6	16.7%	14	7
Suspended 16 to 30 days	1	6.3%	2	0	0.0%	4	2
	16	100.0%	133	36	100.0%	218	85

Prepared by P.O. Stephen Beirne #17561

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



SUMMARY OF SEPARATIONS BY CODE FOR CIVILIANS

SEPARATION CODE	DESCRIPTION	SEP 2021	JAN - SEP 2021	SEP 2020	JAN - SEP 2020	ALL OF 2020
809	RESIGN/UNDER INVEST	0	0	0	1	1
810	RESIGN PENSION	2	28	0	33	40
812	RESIGN OTHER EMPLOY	0	3	0	0	0
814	RSGN FAM RESP/DOMEST	0	2	0	0	0
816	RESIGN FIN SCHOOL	0	0	0	2	2
819	SEP/OTHER CITY POS	1	6	2	7	8
821	RESIGN/OTHER	2	25	5	18	23
828	RESIGN FROM LOA	0	1	0	0	0
829	RESIGN FROM DPR	0	0	0	1	1
845	MANDATORY RETIREMENT	0	0	0	1	1
CIVILIAN TOTALS		5	65	7	63	76

* 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 SEPTEMBER 2021**



SUMMARY OF SEPARATIONS BY CODE FOR SWORN

SEPARATION CODE	DESCRIPTION	SEP 2021	JAN - SEP 2021	SEP 2020	JAN - SEP 2020	ALL OF 2020
808	RESIGN PENSIO/INVEST	1	10	0	0	1
809	RESIGN/UNDER INVEST	1	11	0	11	14
810	RESIGN PENSION	38	529	25	424	508
812	RESIGN OTHER EMPLOY	9	88	2	20	24
814	RSGN FAM RESP/DOMEST	1	3	0	0	0
816	RESIGN FIN SCHOOL	1	1	0	0	0
819	SEP/OTHER CITY POS	0	0	0	11	11
821	RESIGN/OTHER	10	64	10	36	60
825	JOB ABANDONMENT	0	0	0	1	1
828	RESIGN FROM LOA	0	6	0	3	5
829	RESIGN FROM DPR	0	0	0	9	9
845	MANDATORY RETIREMENT	1	3	0	17	19
860	DEATH	0	1	0	0	0
	SWORN TOTALS	62	716	37	532	652

* 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.