



Monthly Police Board Meeting
City of Chicago
21 Nov 2019



POLICE BOARD
CITY OF CHICAGO
PUBLIC MEETING

CHICAGO PUBLIC SAFETY HEADQUARTERS
3510 SOUTH MICHIGAN AVENUE
CHICAGO, ILLINOIS

THURSDAY, NOVEMBER 21, 2019
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, December 12, 2019, at 7:30 p.m.
3. Update on the Superintendent search
4. Disciplinary actions
5. Report of review of minutes and recordings of past closed meetings
6. Orders issued by the Superintendent of Police during the previous month
7. Report of the Superintendent of Police
8. Questions and comments from the public (see the Policy Regarding the Attendance of and Participation by the Public at Board Meetings)

Note: Video or audio recording of the proceedings is permitted as long as the act of recording does not interfere with or disrupt the meeting.

For information about the Police Board visit
ChicagoPoliceBoard.org

**POLICE BOARD
CITY OF CHICAGO**

PUBLIC MEETING

**CHICAGO PUBLIC SAFETY HEADQUARTERS
3510 SOUTH MICHIGAN AVENUE
CHICAGO, ILLINOIS**

THURSDAY, OCTOBER 17, 2019, 7:30 P.M.

MINUTES [Draft]

Board Members Present:

- President Ghian Foreman
- Vice President Paula Wolff
- Matthew C. Crowl
- Eva-Dina Delgado
- Michael Eaddy
- Steve Flores
- John P. O'Malley Jr.
- Rhoda D. Sweeney
- Andrea L. Zopp

Others Present:

- Eddie T. Johnson, Superintendent of Police
- Dana O'Malley, General Counsel to the Superintendent
- Sydney Roberts, Chief Administrator of the Civilian Office of Police Accountability
- Karen Konow, Chief of the Chicago Police Department's Bureau of Internal Affairs
- Joseph Lipari, Deputy Inspector General for Public Safety
- Max A. Caproni, Executive Director of the Police Board
- Members of the public

President Foreman called the meeting to order.

1. Board Member Sweeney moved to approve the draft of the minutes of the Board's regular public meeting held on September 19, 2019. The motion passed by a vote of 9 in favor (Foreman, Wolff, Crowl, Delgado, Eaddy, Flores, O'Malley, Sweeney, and Zopp) to 0 opposed.

2. President Foreman announced that the Board's next regular public meeting will be at 7:30 p.m. on Thursday, November 21, 2019, at Chicago Public Safety Headquarters.

Board Member Flores 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 9 in favor (Foreman, Wolff, Crowl, Delgado, Eaddy, Flores, O'Malley, Sweeney, and Zopp) to 0 opposed.

3. President Foreman stated that a report of disciplinary actions taken by the Board during the previous month has been made available at the meeting, and he noted that this report and the Board's written findings and decisions are posted on the Board's website. President Foreman announced that the Board considered in a closed meeting several disciplinary cases and that the Board will now take final action on these cases:

- Case Nos. 16 PB 2908 and 19 PB 2958. President Foreman reported that the Superintendent filed charges to discharge Police Officer Jason Van Dyke from the Chicago Police Department for conduct related to his fatal shooting of Laquan McDonald, and that the Superintendent subsequently moved to withdraw the charges because the respondent resigned from the Chicago Police Department. Board Member Sweeney moved to grant the Superintendent's motion to withdraw the charges. The motion passed by a vote of 9 in favor (Foreman, Wolff, Crowl, Delgado, Eaddy, Flores, O'Malley, Sweeney, and Zopp) to 0 opposed.
- Case No. 19 PB 2954. President Foreman reported that in April 2019 the Superintendent filed charges to discharge Police Officer Durand Lee from the Chicago Police Department for making false reports to 911 regarding criminal activity, and that the Superintendent subsequently moved to withdraw the charges after documentation related to the charges was provided to the Superintendent. Board Member Sweeney moved to approve withdrawing the charges with prejudice. The motion passed by a vote of 9 in favor (Foreman, Wolff, Crowl, Delgado, Eaddy, Flores, O'Malley, Sweeney, and Zopp) to 0 opposed.
- Case No. 18 PB 2950. Board Member Sweeney moved to find Police Officer Robert Rialmo guilty of violating the Police Department's general orders on use of force when he fired his weapon in the direction of Bettie Jones, hitting her and causing her death, and to discharge him from the Chicago Police Department. The motion passed by a vote of 7 in favor (Foreman, Wolff, Crowl, Eaddy, Flores, Sweeney, and Zopp) to 0 opposed. Board Member Eaddy moved to adopt the written findings and decision that have been reviewed by all Board members who participated in the case. The motion passed by a vote of 7 in favor (Foreman, Wolff, Crowl, Eaddy, Flores, Sweeney, and Zopp) to 0 opposed. (Board Members Delgado and O'Malley recused themselves from this case.) President Foreman read excerpts from the Board's decision.

President Foreman stated that the decisions in the above cases will be entered as of today's date and will be issued to the parties, and that the written decisions will be posted on the Board's website.

4. President Foreman announced that copies of the general orders and other directives issued by the Superintendent of Police during the previous month are listed in the blue books made available at the meeting and are posted on the Police Department's website.

5. President Foreman noted that the next item on the agenda is a report from the Superintendent. Superintendent Johnson reported on several matters, including crime reduction, the number of guns recovered by the Department, Consent Decree progress, and hiring new police officers. (*See the transcript of the meeting, posted on the Board's website, for a complete report of Superintendent Johnson's remarks.*)

6. President Foreman called upon those members of the public who had signed up in advance to speak. (*See the transcript of the meeting, posted on the Board's website, for a complete report of each speaker's remarks.*)

- Maria Falcone stated that she was assaulted on October 14 and asked to whom she can go for protection. Superintendent Johnson asked her to meet with officers at the meeting to discuss what the Department can do to assist her.
- Nicholas Sposato, Kevin Graham, Rich Aguilar, Patrick Murray, Martin Preib, and Crista Noel spoke about the Board's decision to discharge Robert Rialmo from the Chicago Police Department.
- Debbie McBound stated that she is being harassed by gang members and is in fear and needs help. Superintendent Johnson asked her to meet with officers at the meeting to discuss what the Department can do to assist her.
- Phyllis Gill spoke about training of police officers and Police Board members required by the Consent Decree entered in *Illinois v. Chicago*, and about community policing and providing officers with mental health days.
- Jamie Frazier spoke about an incident involving Officer Thomas Walsh that was investigated by the Independent Police Review Authority and led to a recommendation for a 60-day suspension, and asked for an update on the status of this disciplinary case. Superintendent Johnson reported that the disciplinary case is currently before an independent arbitrator.
- Kevin McManus, Roy Mancaros, Nicholas Wingo, Steven Hayman, Kevin Klena, and Israel Johnson spoke in support of Officer Thomas Walsh.
- David Dewar followed up on his comments at previous months' meetings about being the victim of a false arrest in 2014
- Octavia Mitchell followed up on her comments and questions at previous meetings regarding her request for DNA evidence from the investigation of the police-involved shooting of her son, Izeal Jackson. Chief Administrator Roberts stated that she is scheduled to meet with Ms. Mitchell and her attorney on October 18, and that she will provide responses to Ms. Mitchell's questions at that meeting.

- George Blakemore spoke about a variety of matters.
- Robert More spoke about a variety of matters.
- President Foreman called upon the following individuals and there was no response:
Nataki Rhodes, Darva Watkins, and Jay Blue.

President Foreman stated that all persons who had signed up in advance to speak had been called. Board Member Sweeney moved to adjourn the meeting. The motion passed by a vote of 9 in favor (Foreman, Wolff, Cowl, Delgado, Eaddy, Flores, O'Malley, Sweeney, and Zopp) to 0 opposed, and President Foreman announced that the meeting is adjourned.

Respectfully submitted,

/s/ Max A. Caproni
Executive Director

**Chicago Police Board
Monthly Report of Decisions
October 2019**

	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>
<u>DISCHARGE CASES</u>								
Guilty, Discharged	0	3	1	4	0	4	1	11
Guilty, Suspended	0	0	0	2	0	0	0	2
Not Guilty	0	0	0	0	0	0	0	0
Charges Withdrawn--Respondent Resigned	0	2	0	0	1	1	1	3
Charges Withdrawn--Other	1	1	0	0	0	0	1	1
Total	1	6	1	6	1	5	3	17

SUSPENSION CASES: GREATER THAN 30 DAYS

Guilty, Recommended Penalty	0	0	0	0	0	0	0	0
Guilty, Penalty Increased	0	0	0	0	0	0	0	0
Guilty, Penalty Reduced	0	0	0	0	0	0	0	0
Not Guilty	0	0	0	0	0	0	0	0
Charges Withdrawn--Respondent Resigned	0	0	0	1	0	0	0	1
Total	0	0	0	1	0	0	0	1

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

**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 October and 31 October**.

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>

DEPARTMENT NOTICE

D19-05 Body-Worn Camera Pilot Program – Axon View

EMPLOYEE RESOURCE

E02-03-04 Time and Attendance Swiping Program

SPECIAL ORDER

S04-05 Missing/Found Persons

PERSONNEL AND TRAINING

During the month of **October 2019**, **128** training blocks were conducted for Chicago Police Recruits, Metropolitan Recruits (including surrounding agencies) and In-Service Courses.

A total of **83,156** Department attendees received In-Service/E-Learning training, which included: Aux/Alt Weapons Qualifications, Body Worn Camera, LEMART In-Service Training, Peak Performance Driving School, Physical Skills Fitness Incentive – Power Test, Procedural Justice and Legitimacy III/Managing Implicit Bias, Procedural Justice Tactical Mindset, TARA Gas Mask Fit Testing, TTU Active Shooter/Room Clearing Training, Taser Repairs and Use of Force (formerly Force Mitigation).

A total of **251 Chicago Police Recruits** were in training along with **28 Metropolitan Police Recruits**.

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

Police Board October 2019 Complaint Statistics

Log Numbers Received in ICLEAR

	Total Received	Assigned to BIA	Percent of Total	BIA Admin Closed	Percent of BIA Total
October 2018	376	254	67.6%	92	24.5%
2018 Year to Date	3,617	2,586	71.5%	1,347	37.2%
October 2019	522	331	63.4%	152	29.1%
2019 Year to Date	4,521	2,791	61.7%	932	20.6%

Pre-Affidavit Investigations

	Assigned to BIA	Percent of Total	Assigned to IPRA	Percent of Total	Total Received
October 2018	162	61.6%	101	38.4%	263
2018 Year to Date	1,239	60.0%	825	40.0%	2,064
October 2019	179	42.7%	240	57.3%	419
2019 Year to Date	1,859	82.1%	406	17.9%	2,265

BIA Investigations Received

	2018	2019	+/-
October	162	179	17
Year to Date*	1,239	1,859	620

BIA Investigations Closed (Investigation Completed)

	2018	2019	+/-
October	111	7	-104
Year to Date	1,135	1,311	176

BIA Investigative Findings (Includes Field Units)**

	October 2018	Percent of Total	YTD 2018	October 2019	Percent of Total	YTD 2019	YTD +/-
Sustained	13	11.7%	167	2	28.6%	82	-85
Exonerated	3	2.7%	25	0	0.0%	9	-16
Unfounded	11	9.9%	93	1	14.3%	54	-39
Not Sustained	10	9.0%	156	1	14.3%	78	-78
Admin Closed	11	9.9%	150	1	14.3%	32	-118
No Affidavit /NC	63	56.8%	544	2	28.6%	1056	512
	111		1,135	7		1,311	176

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

NOTE: Investigative findings are based on the date the investigation has been completed, not received. The new intake system generates Log Numbers representing informational records. Pursuant to Illinois State Law, Complaint Register numbers are generated upon execution of an affidavit.

**CRMS Disciplinary Codes Entered for Members, *Not Unique Log#*
BIA Investigations Only**

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

	October 2018	Percent of Total	YTD 2018	October 2019	Percent of Total	YTD 2019	YTD +/-
000 - Violation Noted	5	14.7%	17	3	23.1%	17	0
100 - Reprimand	11	32.4%	48	0	0.0%	67	19
200 - Susp Over 30 days	0	0.0%	0	0	0.0%	1	1
800 - Resigned Not Served	7	20.6%	32	0	0.0%	22	-10
900 - Penalty Not Served	0	0.0%	10	0	0.0%	4	-6
Suspended 1 to 5 days	6	17.6%	65	8	61.5%	85	20
Suspended 6 to 15 days	2	5.9%	40	2	15.4%	30	-10
Suspended 16 to 30 days	3	8.8%	10	0	0.0%	16	6
	34	100.0%	222	13	100.0%	242	20

Report Date: 18 Nov 2019
 Report Time: 1602 Hrs
 Produced By
 OEMC IT Data Warehouse

CITY OF CHICAGO DEPARTMENT OF POLICE



SUMMARY OF SEPARATIONS BY CODE FOR OCT 2019 - CIVILIAN

SEPARATION CODE	DESCRIPTION	OCT 2019	JAN - OCT 2019	OCT 2018	JAN - OCT 2018	ALL OF 2018
808	RESIGN PENSIO/INVEST	0	0	0	1	1
810	RESIGN PENSION	0	31	0	26	28
812	RESIGN OTHER EMPLOY	0	2	0	0	0
816	RESIGN FIN SCHOOL	0	1	0	0	0
819	SEP/OTHER CITY POS	0	8	0	5	7
821	RESIGN/OTHER	1	13	1	10	13
827	RELOCATION	0	0	0	2	2
828	RESIGN FROM LOA	0	0	0	2	2
855	DISCHARGED	0	0	0	1	1
	CIVILIAN TOTALS	1	55	1	47	54

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

Report Date: 18 Nov 2019
 Report Time: 1600 Hrs
 Produced By
 OEMC IT Data Warehouse

CITY OF CHICAGO DEPARTMENT OF POLICE



SUMMARY OF SEPARATIONS BY CODE FOR OCT 2019 - SWORN

SEPARATION CODE	DESCRIPTION	OCT 2019	JAN - OCT 2019	OCT 2018	JAN - OCT 2018	ALL OF 2018
808	RESIGN PENSIO/INVEST	5	22	0	8	9
809	RESIGN/UNDER INVEST	1	5	0	6	7
810	RESIGN PENSION	28	355	18	250	286
812	RESIGN OTHER EMPLOY	3	26	0	6	12
819	SEP/OTHER CITY POS	0	0	0	3	4
821	RESIGN/OTHER	7	54	3	39	49
827	RELOCATION	0	0	0	1	1
828	RESIGN FROM LOA	0	6	3	19	23
829	RESIGN FROM DPR	0	7	0	7	9
845	MANDATORY RETIREMENT	1	24	0	33	36
855	DISCHARGED	0	7	0	2	3
856	DISCH/PROBATIONARY	0	2	0	4	4
860	DEATH	0	1	0	0	0
881	EXPIRATION OF LOA	0	0	0	1	1
	SWORN TOTALS	45	509	24	379	444

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