

Police Board Public Meeting
November 17, 2022

POLICE BOARD
CITY OF CHICAGO
PUBLIC MEETING

Thursday, November 17, 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

ALSO PRESENT:

DAVID BROWN, Superintendent of Police;
ANDREA KERSTEN, Chief Administrator of the Civilian
Office of Police Accountability;
TOBARA RICHARDSON, Deputy Inspector General for
Public Safety;
BRIAN McDERMOTT, Chief of Chicago Police
Department's Bureau of Patrol;
BRENDAN DEENIHAN, Chief of the Chicago Police
Department's Bureau of Detectives;
ANGEL NOVALEZ, Chief of the Office of Constitutional
Policing and Reform;
TINA SKAHILL, Executive Director of the Chicago
Police Department's Office of Constitutional
Policing and Reform;
DANA O'MALLEY, General Counsel to the
Superintendent;
MAX CAPRONI, Executive Director of the Police Board;

MEMBERS OF THE PUBLIC.

Police Board Public Meeting
November 17, 2022

1 PRESIDENT FOREMAN: Good evening. My name is
2 Ghian Foreman, president of the Chicago Police
3 Board. And I'm calling the Board's November 17th
4 public meeting to order.

5 To protect the public's health in response to
6 the COVID-19 pandemic, this meeting is taking place
7 remotely. Pursuant to the Illinois Open Meetings
8 Act, I have determined that holding this meeting in
9 person is not practical or prudent. The City of
10 Chicago remains subject to the Governor's disaster
11 proclamation due to the COVID-19 pandemic and the
12 disease continues to be a threat, especially to the
13 unvaccinated and people with certain health
14 conditions. We are therefore having this meeting
15 remotely this month.

16 This meeting is open to the public via video
17 and audio conference and is being carried live by
18 CAN-TV. Members of the public are on mute in order
19 to reduce background noise and disruptions. We have
20 a court reporter making a transcript of this
21 meeting.

22 In addition to Police Board members,
23 we have several City officials here with us this
24 evening. I will begin by taking attendance so it is

Police Board Public Meeting
November 17, 2022

1 clear who is participating in this meeting. Please
2 say here after I read your name.

3 Police Board Vice President Paula
4 Wolff.

5 VICE PRESIDENT WOLFF: Here.

6 PRESIDENT FOREMAN: Board Member Steven Block.

7 BOARD MEMBER BLOCK: Here.

8 PRESIDENT FOREMAN: Board Member Mareil 
9 Cusack.

10 BOARD MEMBER CUSAK: Here.

11 PRESIDENT FOREMAN: Board member Nanette
12 Doorley.

13 BOARD MEMBER DOORLEY: Here.

14 PRESIDENT FOREMAN: Superintendent of Police
15 David Brown.

16 SUPERINTENDENT BROWN: Here.

17 PRESIDENT FOREMAN: Chief Administrator of the
18 Civilian Office of Police Accountability Andrea
19 Kersten.

20 CHIEF ADMINISTRATOR KERSTEN: Here.

21 PRESIDENT FOREMAN: Our new Deputy Inspector
22 For General -- Deputy Inspector General for Public
23 Safety Tobar Richardson.

24 DEPUTY INSPECTOR GENERAL RICHARDSON: Here.

Police Board Public Meeting
November 17, 2022

1 PRESIDENT FOREMAN: And welcome.
2 Congratulations.

3 Deputy Chief of the Chicago Police
4 Department's Bureau of Internal Affairs Traci
5 Walker.

6 First Deputy of Superintendent of
7 Police Eric Carter.

8 Chief of the Bureau of Patrol Brian
9 McDermott?

10 CHIEF McDERMOTT: Here.

11 PRESIDENT FOREMAN: Chief of the Bureau of
12 Detectives Brendan Deenihan?

13 CHIEF DEENIHAN: Here.

14 PRESIDENT FOREMAN: Chief of the Office of
15 Constitutional Policing and Reform Angel Novalez.

16 CHIEF NOVALEZ: Present.

17 PRESIDENT FOREMAN: Executive Director of CPD's
18 Office of Constitutional Policing and Reform Tina
19 Skahill.

20 EXECUTIVE DIRECTOR SKAHILL: Here, sir.

21 PRESIDENT FOREMAN: General counsel to the
22 Superintendent Dana O'Malley.

23 GENERAL COUNSEL O'MALLEY: Here.

24 PRESIDENT FOREMAN: Deputy Mayor for Public

Police Board Public Meeting
November 17, 2022

1 Safety Elena Gottreich.

2 And Executive Director of Police

3 Board Max Caproni.

4 EXECUTIVE DIRECTOR CAPRONI: Here.

5 PRESIDENT FOREMAN: We will now proceed to the
6 items on the meeting agenda. We'll have time at the
7 end of the meeting for public comments.

8 Once again, members of the public are
9 currently on mute in order to reduce background
10 noise and disruptions. When we get to the public
11 comment portion of the meeting, we will unmute each
12 speaker.

13 Is there a motion to approve the
14 minutes of the Board's regular public meeting held
15 on October 20th?

16 VICE PRESIDENT WOLFF: So moved. Paula Wolff.

17 BOARD MEMBER CUSAK: Mareilé. Second the
18 motion.

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

21 VICE PRESIDENT WOLFF: Aye.

22 PRESIDENT FOREMAN: Block.

23 BOARD MEMBER BLOCK: Aye.

24 PRESIDENT FOREMAN: Cusack.

Police Board Public Meeting
November 17, 2022

1 BOARD MEMBER CUSAK: Aye.

2 PRESIDENT FOREMAN: Doorley.

3 BOARD MEMBER DOORLEY: Aye.

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

6 Our next regular public meeting will
7 be held Thursday, December 15th, at 7:30 p.m.

8 Whether this will be an in-person
9 meeting or remote meeting will be determined closer
10 to the meeting date.

11 I also wanted to bring two other dates
12 to your attention. The first is that, as we've
13 talked about before, there are two openings for
14 Police Board, and so those applications are
15 available on the website of the Community Commission
16 for Public Safety and Accountability. Those
17 applications are due November 20th. So if there's
18 interest, please go to the website, download it,
19 submit your application by next week. It is an
20 important position, and so it will be wonderful if
21 we had some great residents of the City of Chicago
22 to apply.

23 Second, on Tuesday, November 29th, at
24 10:00 a.m., basically lasting all day, the

Police Board Public Meeting
November 17, 2022

1 Independent Monitor is going to be hosting a
2 meeting. And so for more information, you can go to
3 the CPDmonitoringteam.com to get some additional
4 information.

5 I've personally attended some of these
6 meetings in the past. Found them to be very
7 informative. And so if there's information that
8 you're interested in, I would strongly suggest
9 members of the public to attend that meeting as
10 well.

11 The Board meets in executive session
12 to consider personnel matters and litigation. Those
13 discussions are closed to the public as authorized
14 by Sections 2(c)(1), (3), (4), and (11) of the
15 Illinois Open Meetings Act. A summary of items
16 discussed in the executive sessions is posted in the
17 minutes of the meetings on our website.

18 Is there a motion to close future
19 executive sections as authorized by these sections
20 of the Open Meetings Act?

21 VICE PRESIDENT WOLFF: So moved. Paula Wolff.

22 BOARD MEMBER CUSAK: Mareilé Cusack. Second.

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

1 VICE PRESIDENT WOLFF: Aye.

2 PRESIDENT FOREMAN: Block.

3 BOARD MEMBER BLOCK: Aye.

4 PRESIDENT FOREMAN: Cusack.

5 BOARD MEMBER CUSAK: Aye.

6 PRESIDENT FOREMAN: Doorley.

7 BOARD MEMBER DOORLEY: Aye.

8 PRESIDENT FOREMAN: And I vote in favor of the
9 motion. The motion passes.

10 Stipulation and policy on adopting the
11 CPD rules and regulations.

12 The next item on our agenda is a
13 proposed stipulation and policy regarding the
14 adoption of the CPD rules and regulations.

15 The municipal code of Chicago grants
16 the Police Board the power and duty to adopt the
17 rules and regulations for the governance of the
18 Chicago Police Department.

19 Paragraph number 543 of the Consent
20 Decree on policing in Chicago addresses this power
21 of the Board.

22 The parties to the Consent Decree, the
23 City of Chicago, and the office of the Illinois
24 Attorney General, along with the Independent Monitor

1 of the Consent Decree, have agreed to a proposed
2 stipulation regarding the scope and applicability of
3 the Consent Decree to this power of the Board.

4 We will now display the document using
5 Screen Share. The members of the Board have
6 reviewed this proposed stipulation, which is
7 included with the agenda of tonight's meeting that
8 has been posted on the Board's website as required
9 by the Illinois Open Meetings Act.

10 This proposed stipulation establishes
11 a process for the Illinois Attorney General and the
12 Independent Monitor to review and comment on any
13 proposed new or revised CPD rules and regulations
14 before the Board posts a draft for public comment.
15 This is the same process that is used when COPA and
16 CPD are proposing new policies under the Consent
17 Decree. Do any Board members have any comments or
18 questions? Hearing no comment --

19 VICE PRESIDENT WOLFF: This is Paula Wolff.
20 I'll just comment that I think this was very
21 deliberately crafted and it took some time to do it.
22 And I think being in conformity with what COPA and
23 the Police Department do in terms of their rules is
24 the right way to go on this. So I appreciate that

1 the Independent Monitor, the Attorney General, and
2 the City of Chicago cooperated to come up with this
3 solution.

4 PRESIDENT FOREMAN: I concur. I can tell you
5 that it was not an easy or fast process to do so.
6 But, again, with thinking about transparency and
7 thinking about how do we improve the system overall,
8 we think that this is a good solution.

9 I will now call on members of the
10 Board for their votes. Wolff?

11 VICE PRESIDENT WOLFF: Aye.

12 PRESIDENT FOREMAN: Block.

13 BOARD MEMBER BLOCK: Aye.

14 PRESIDENT FOREMAN: I have to go back. Is
15 there a motion to agree to this proposed solution?

16 VICE PRESIDENT WOLFF: Since I voted for it, I
17 will make the motion.

18 PRESIDENT FOREMAN: All right. Is there a
19 second?

20 BOARD MEMBER CUSAK: Mareilé. Second.

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

23 VICE PRESIDENT WOLFF: Aye.

24 PRESIDENT FOREMAN: Block.

Police Board Public Meeting
November 17, 2022

1 BOARD MEMBER BLOCK: Aye.

2 PRESIDENT FOREMAN: Cusack.

3 BOARD MEMBER CUSAK: Aye.

4 PRESIDENT FOREMAN: Doorley.

5 BOARD MEMBER DOORLEY: Aye.

6 PRESIDENT FOREMAN: And I vote in favor of the
7 motion. The motion passes.

8 The next step is for the parties to
9 take the proposed stipulation to the judge
10 overseeing the Consent Decree and seek his approval
11 of it.

12 In addition to this proposed
13 stipulation, the Board members have agreed to
14 consider putting in place a policy on adopting CPD
15 rules that include additional commitments regarding
16 public notice and community engagement. We will now
17 display the document using Screen Share.

18 A draft of this policy is included
19 with the agenda of tonight's meeting that is posted
20 on the Board's website and will be considered at a
21 future Board meeting.

22 This draft policy includes provisions
23 to make sure that stakeholders and the general
24 public receive advanced notice of any proposed new

1 or revised CPD rules and regulations and that there
2 are multiple opportunities for comments and
3 questions. The draft policy also includes community
4 outreach and opportunities for meetings to discuss
5 the proposals.

6 This draft policy will continue to be
7 posted in the "Alerts" section of the Board's
8 website. We encourage you to review the drafts and
9 we welcome any comments and suggestions you have.

10 This public comment period will be open until
11 Friday, December 9th.

12 Next item on the agenda is our
13 monthly presentation.

14 As many of you know, our recent Board
15 meetings have included several announcements of
16 Board members' rulings on disciplinary matters where
17 there was a disagreement between COPA and CPD.

18 In light of these recent rulings and
19 in an effort to increase public understanding of how
20 these cases come to the Board and are decided, we'll
21 have a presentation on the process for handling
22 disagreements.

23 Max Caproni will give this
24 presentation. I know Max will cover this. I want

1 to underscore the process he will describe has been
2 created by the City Council and that the Police
3 Board is simply following the law that is currently
4 in place.

5 EXECUTIVE DIRECTOR CAPRONI: Thank you,
6 President Foreman. I'm happy to be here tonight to
7 give you a brief presentation on the CPD/COPA
8 disagreement process. And I'm going to share my
9 screen and put up a couple of flowcharts that I hope
10 will be helpful.

11 So this first flowchart here
12 describes how a case becomes a disagreement between
13 COPA and CPD and then how it ultimately gets to the
14 Board.

15 So, first of all, as you noted, this
16 process applies only to disagreements between COPA,
17 the Civilian Office of Police Accountability, and
18 the Chicago Police Department regarding the
19 discipline of a police officer.

20 And as you noted, as set forth in the
21 Municipal Code of Chicago, this process was included
22 in the ordinance that established COPA.

23 COPA investigates certain types of
24 alleged misconduct on the part of Chicago police

1 officers; these include officer-involved shootings,
2 where there's an allegation of misconduct, use of
3 excessive force, Fourth Amendment violations, and
4 other types of misconduct that are set forth in
5 COPA's ordinance.

6 Again, this process applies only to
7 COPA. It does not apply to investigations conducted
8 by CPD's Bureau of Internal Affairs or the Office of
9 Inspector General.

10 So once COPA investigates an
11 allegation of misconduct and concludes that
12 investigation, it will make findings on each of the
13 allegations. And if COPA reaches a finding of
14 sustained for any allegation, meaning that there is
15 substantial evidence to prove that the allegation
16 existed, COPA will issue a recommendation for
17 discipline. This recommendation for discipline of a
18 CPD officer will then go to CPD and ultimately to
19 the Superintendent. CPD must respond to these
20 recommendations from COPA within 90 days, according
21 to the ordinance.

22 If CPD proposes less discipline than
23 COPA, or no discipline, CPD is required to issue a
24 written response to COPA that explains what CPD's

1 recommendations are and the reasons for those
2 recommendations.

3 So, again, I'll stop here and note
4 that this applies only if CPD proposes less
5 discipline or no discipline.

6 If CPD agrees with the recommendation
7 from COPA, and as we've heard at these meetings in
8 the past from the Superintendent and the Chief
9 Administrator of COPA, the disagreements are far
10 more common than -- sorry. The agreements are far
11 more common than disagreements, this process does
12 not apply. It applies only to disagreements. And
13 it applies only to disagreements where CPD is
14 proposing less discipline or no discipline.

15 CPD does have the authority to impose
16 greater discipline than that recommended by COPA,
17 and this process will not apply to those instances
18 as well.

19 So, again, if CPD proposes less
20 discipline or no discipline, it issues a written
21 response to COPA, and then COPA and CPD are required
22 to meet and discuss the matter in an attempt to
23 reach an agreement.

24 If after meeting there's still no

1 agreement, that's when the case goes to the Police
2 Board.

3 I'll move on to the next slide. And
4 this slide outlines the process that is used to
5 review and rule on these disagreements between COPA
6 and CPD.

7 So the ordinance requires that the
8 matter be referred to one member of the Police
9 Board. We here at the Police Board have a way of
10 generating a random list of Board members. And when
11 a matter is referred to the Police Board, the first
12 matter comes in, goes in to the first Board Member
13 on that randomly generated list, second one goes to
14 the second member and so on.

15 So one member of the Police Board is
16 randomly selected to conduct this review.

17 That Board member reviews a variety of
18 documents. First of all, the Board member reviews
19 the COPA summary report. This is the summary report
20 of investigation that COPA prepares after its
21 completed the investigation. It notes the findings
22 for each allegation of misconduct. And if there's
23 sustained findings, as I mentioned, it will note
24 COPA's recommendation for discipline of the officer.

1 So that's the first document that the Board member
2 reviews.

3 The Board member also reviews CPD's
4 written response that proposes less or no
5 discipline.

6 And then finally, COPA has an
7 opportunity to reply to that response. And so the
8 Board member will review that document as well.

9 In addition to these three documents,
10 the Board member may request additional material.
11 So, for example, if there is body-worn camera or
12 surveillance video that was part of the
13 investigation that COPA and CPD reviewed, the Board
14 member may request that and review it.

15 Once the Board member has reviewed all
16 of the material, the Board member will rule on
17 whether CPD met the burden to overcome COPA's
18 recommendation.

19 So it's important to note that CPD has
20 the burden to overcome the recommendation from COPA.

21 Now, when ruling on disagreement cases
22 where COPA recommends discharge of an officer from
23 CPD, that means firing the officer, and CPD
24 disagrees, when the Board member rules, the Board

1 member is not necessarily saying that COPA is right
2 and CPD is wrong. Often times the ruling will say
3 that rather than ruling on the documents reviewed,
4 the Board member believes that there needs to be a
5 hearing before the full Police Board, at which there
6 will be witness testimony and evidence such as
7 body-worn camera or surveillance video introduced
8 and reviewed, in order to determine whether there
9 was any misconduct in this case.

10 So as we've seen from some rulings in
11 the past, that may be an outcome of this process.

12 Once the Board member rules and writes
13 up a written opinion explaining his or her ruling,
14 that ruling is announced at the next public meeting
15 of the Police Board. And then immediately after the
16 meeting, the written opinion is posted on the
17 website so that everyone, including all members of
18 the public, can review that and make a decision
19 about the Board member's ruling in the case.

20 So not only is the ruling announced in
21 public, but there's transparency in that the opinion
22 is then posted on the website.

23 So we have a section on our website
24 called Police Discipline and all of the rulings are

1 posted there.

2 So I hope this helps in furthering
3 understanding of the process. I'm happy to answer
4 any questions that anyone has.

5 VICE PRESIDENT WOLFF: I just had one question.
6 This is Paula. It used to be the case that three
7 members of the Board were involved in this process;
8 is that right? And why was that changed, do you
9 know?

10 EXECUTIVE DIRECTOR CAPRONI: Yes, that is
11 right. So this process goes back before the
12 creation of COPA and back to the creation of what
13 was called the Independent Police Review Authority,
14 sometimes known as IPRA. That agency was created in
15 2007. And this process was part of the ordinance
16 that created IPRA. And it originally had three
17 members of the Police Board deciding these cases.
18 Then when COPA was created in 2016, the ordinance
19 was changed to reduce the number from three to one.

20 The main reason for that is when a
21 Board member reviews these disagreement cases, the
22 Board member's required to recuse him or herself if
23 the case comes back to the full Board for a hearing.
24 And the reason they recuse themselves is they

1 reviewed a lot of information that will not become a
2 part of a record of that case and they've already
3 taken a position on the issue. So it's thought that
4 to avoid the appearance of a conflict of interest,
5 they should recuse themselves.

6 Back when we had three Board members
7 reviewing these, that knocked out three members from
8 considering the case. And it was thought by the
9 City Council that it would be better to have only
10 one member be required to recuse themselves if they
11 reviewed it rather than three, leaving more people
12 to review the case if it comes back to the full
13 Board.

14 It's kind a long answer but I hope
15 that's helpful.

16 VICE PRESIDENT WOLFF: Thank you. It was a
17 very complete answer. I appreciate it.

18 EXECUTIVE DIRECTOR CAPRONI: You're welcome.

19 PRESIDENT FOREMAN: Any other questions or
20 thoughts? Thank you very much for that great
21 explanation.

22 EXECUTIVE DIRECTOR CAPRONI: Thank you.

23 PRESIDENT FOREMAN: Hearing no other questions
24 or thoughts, our next item on the agenda are police

1 disciplinary cases.

2 The Police Board, as authorized by
3 the Open Meetings Act, has considered in a closed
4 meeting one disciplinary case. The Board will now
5 take final action on this case.

6 Regarding case number 22PB3004-2, the
7 Superintendent filed charges against Police Officer
8 Timothy Mason, recommending that he be discharged
9 from the Chicago Police Department for making false
10 statements on a police report. The Superintendent
11 subsequently moved to withdraw these charges without
12 prejudice because Timothy Mason resigned from the
13 Chicago Police Department.

14 Is there a motion to grant the
15 Superintendent's motion?

16 BOARD MEMBER DOORLEY: So moved. Nanette
17 Doorley.

18 PRESIDENT FOREMAN: Is there a second?

19 BOARD MEMBER CUSACK: Mareilé. Second.

20 PRESIDENT FOREMAN: I will call on members of
21 the Board for their vote. Block.

22 BOARD MEMBER BLOCK: Aye.

23 PRESIDENT FOREMAN: Cusack.

24 BOARD MEMBER CUSAK: Aye.

Police Board Public Meeting
November 17, 2022

1 PRESIDENT FOREMAN: Doorley.

2 BOARD MEMBER DOORLEY: Aye.

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

5 Voting in favor are Board members,
6 Block, Cusack, Doorley, and myself. The motion
7 passes by a vote of four to zero.

8 Vice President Wolff recused herself
9 from this case as required by Section 2-78-130 of
10 the Municipal Code. The written order for this case
11 will be entered as of today's date, sent to the
12 parties, then posted on the Board's website.

13 Next up we have Superintendent Brown.
14 Good evening, Superintendent.

15 SUPERINTENDENT BROWN: Good evening, President
16 Foreman and to the Board members. Thank you all for
17 being here. And thanking also the community members
18 that are also on the monthly meeting call.

19 As we near the end of the year and
20 the holiday season begins, I want to take just a
21 moment to acknowledge residents and families who are
22 coping with the loss of a loved one. This season
23 when many of us usually come together, it will be a
24 tough time for some and the Department is thinking

1 about all of you and will always be working to bring
2 you and your families justice.

3 Chicago Police Department's mission
4 is to serve our community and protect the lives and
5 rights and property of all people in Chicago.

6 The Police Board meetings connect us
7 in work re-enforcing transparency and accountability
8 between law enforcement and communities. We're all
9 on one team working toward the same goal. And
10 together we all will make Chicago much stronger and
11 safer.

12 With a little over a month -- about a
13 month and a half left in the year, we continue to
14 see declines in both shootings and homicides. A 19
15 percent decline in shootings and 15 percent decline
16 in homicides compared to last year 2021.

17 In addition, officers have already
18 taken over 11,000 guns -- illegal guns off the
19 streets of Chicago. 423 just this month alone.

20 I also want to take a note that we
21 ended 2021 with over 12,000 illegal guns taken off
22 the streets. So we are 400 on -- on pace to have
23 400 more guns recovered than last year's 1288 guns
24 recovered.

1 But we have much more work to do to
2 fight and end gun and drug trafficking and to take
3 down criminal networks that are driving our
4 violence.

5 Every effort is essential to
6 enhancing safety in every community.

7 Several directors from the Department
8 have been posted for public comment on our draft
9 policy review and comment web page that was
10 mentioned earlier that the Police Board is
11 following. The posted directors include the
12 following, the Criminal Enterprise Information
13 System, the Search Warrant Policy Review, the
14 Accountability Suite of Directives, Conduct and
15 Misconduct, and Investigations, and the policy
16 draft.

17 The Criminal Information System
18 Network closes for public comment on December 7th.
19 The Search Warrant Policy Review closes on December
20 31st. And the Accountability Suite of Directives
21 closes November 30th.

22 Community input and partnership are
23 some of the greatest tools that we use. That's why
24 officers have been out in the community engaging

1 with residents and businesses with the upcoming
2 holidays and this year won't be any different.

3 Already officers are sharing safety
4 tips with the business community and with residents
5 who ride the CTA and will continue to do that
6 outreach throughout the holiday season.

7 Strengthening collaboration between
8 residents, law enforcement, businesses, business
9 owners is integral to enhancing our public safety.

10 Last week, we held a press conference
11 in China Town with the business liaison officers
12 representing several of our police districts there.

13 Citywide, districts are increasing
14 foot patrols, while business liaison officers
15 regularly check inside businesses' corridors in
16 every neighborhood in preparation for the holiday
17 season.

18 On Tuesday, officers from public
19 safety -- sorry. Our public transportation section
20 shared what we're doing on the CTA and were on hand
21 for a roll call at Clark and Lake station downtown.

22 So we're committed to high
23 visibility. Our SDSC rooms, which are our rooms
24 that view all of our pod cameras across the City,

1 are reviewing those cameras not only in the
2 neighborhood but also on our CTA. It is important
3 for our residents and for visitors for our CTA and
4 all of our shoppers to feel safe as they ride the
5 CTA after shopping.

6 We're also making adjustments and
7 expanding our presence with added resources in all
8 of our neighborhoods to include our retail corridor.

9 Tomorrow, I will be holding a press
10 conference with business community stakeholders to
11 relay the fact we are collaborating to make sure our
12 holiday season is safe.

13 Throughout the year, every Chicago
14 police officer prepares for the busy season to bring
15 shoppers and tourists. We will stay vigilant,
16 patrolling not only the retail corridors, but also
17 working closely with all businesses across the City.
18 Officers will be out not just on foot patrols, but
19 they will be out patrolling in their marked squad
20 cars in the community. We're going to keep everyone
21 safe and sacrificing the precious time that they
22 want to spend with their family. But I want to say
23 thank you to those fellow police officers for
24 sacrificing their time to ensure that Chicagoans are

1 safe.

2 We do all of this while maintaining
3 our dedication to not only visibility but also
4 engagement and collaboration. And will always work
5 to enhance the safety of everyone. Thank you.

6 PRESIDENT FOREMAN: Thank you, Superintendent.
7 Next we have Chief Administrator Kersten. Good
8 evening.

9 CHIEF ADMINISTRATOR KERSTEN: Thank you,
10 President Foreman. Just to report out on some of
11 the statistics from COPA's work in this last month,
12 as we do at every Police Board meeting. We received
13 464 complaints of alleged misconduct. Of those, 145
14 of them were retained and under COPA's jurisdiction,
15 so meaning they were one of those specifically
16 enumerated types of complaints that COPA has the
17 authority to investigate.

18 And as we often see month over month,
19 the single highest majority of complaints filed were
20 the Fourth Amendment or improper search and seizure
21 category. So approximately 35 percent those
22 complaints fall into that category. I want to talk
23 a little bit about that number. This is something
24 that I try to delve into a little bit in these

1 opportunities before the Police Board.

2 First and foremost, as I've stated
3 before, just because that's the highest type of
4 complaint we receive, majority of those complaints
5 fall into that category, that doesn't correlate with
6 it being the highest kind of sustained allegation
7 that we see at the conclusion of one of our
8 investigations. So I think that's an important
9 note. But I think what we haven't always really
10 taken a closer look at, and something that COPA is
11 seeking to examine more carefully in this coming
12 year, particularly with some increased data research
13 capability, some new positions that we've acquired,
14 budget for, and look to be filling in 2023, we
15 really sort of want to take a look what is leading
16 that to be month after month the single highest type
17 of complaint that we receive. Even if an allegation
18 doesn't end up being actionable misconduct or
19 sustained misconduct, an allegation in and of itself
20 does represent something. It represents some sort
21 of misunderstanding, some sort of breakdown in the
22 communication or trust that occurred during a police
23 encounter. So we want to understand more about
24 where those allegations are coming from, what

1 districts, specific units, et cetera, are seeing the
2 highest volumes of those, and be able to feed that
3 information back to the Police Department, not
4 necessarily, you know, because there's some sort of
5 misconduct outcome, but to talk preemptively about
6 how we can better educate both the police force in
7 those areas, as well as the public, about what the
8 rules around some of these encounters actually
9 entail.

10 So looking forward to that being an
11 increased aspect of our work in the coming year.

12 Additionally, in this last month, we
13 received three officer-involved shooting
14 notifications. And we were also present at 14
15 different community engagement events.

16 So community engagement continues to be a
17 big area of focus for COPA. Again, sort of in
18 keeping with my remarks relative to the Fourth
19 Amendment allegations and figuring out more about
20 what allegations represent, education and community
21 engagement is an essential part of the work that we
22 do. And we try to make sure that we're going into
23 places and spaces where people may or may not
24 understand the complexities and nuances of this

1 work. Want to be able to answer questions. Want to
2 be held accountable ourselves by the public that we
3 serve. And so we took a lot of opportunities to do
4 that in different places in the month of October.

5 And then lastly, I had one opportunity
6 to testify or talk before the Community Commission
7 for Public Safety and Accountability for their
8 October meeting. It was an opportunity for me to
9 represent the agency, the work that we do. It was a
10 wide-ranging conversation. The new commissioners
11 are very engaged in their work and came prepared to
12 ask a lot of the tough questions, to challenge some
13 of the things that maybe were misunderstood or
14 misperceived, and then also to start carving a path
15 forward in our work together.

16 There are a lot of voices working
17 together to try to continue our police reform
18 efforts here in the City of Chicago. And the new
19 commission, of course, being one of those important
20 voices. So we're excited at COPA to continue to
21 learn about them and also teach them about us and
22 make sure that we can best deliver the product that
23 the City is asking of us as the investigative agency
24 tasked with these cases.

1 And just in closing, I want to echo
2 some of the things that the Superintendent was
3 saying. I really appreciate, Superintendent, your
4 remarks regarding sort of our one-team approach to
5 accountability and reform. It is a cooperative
6 effort. There are so many instances where COPA and
7 CPD, whether it's BIA or the Incident Response Team,
8 or any of the officers that have to come in and work
9 with us on these investigations. There are so many
10 instances where that cooperation and collaboration
11 is evident. Those things don't get talked about or
12 referenced very much in these public spaces. So I
13 appreciate the understanding from your department
14 that accountability is a component of public safety.
15 It's an essential component of public safety. And
16 while the role that we play isn't always an easy one
17 necessarily for members of the Department, but it is
18 a necessary one. And it is a role that is
19 undertaken with the understanding of the great
20 responsibility that's been given to us and with
21 tremendous respect for the work that you and your
22 staff are engaged in every day on behalf of the
23 City. So thank you for your remarks.

24 You know, this is the season of

1 Thanksgiving and gratitude, and so it is with
2 respect and gratitude for the Police Board, its
3 members, the Department, its staff, and leadership,
4 as well as its officers, and, of course, the member
5 of the public that come out every month to ask the
6 hard questions and hope us to do our best to deliver
7 answers. Thank you very much for the opportunity.
8 And happy Thanksgiving to everyone.

9 PRESIDENT FOREMAN: Now, I must take privilege
10 here. See, I thought that those two were enemies.
11 I thought that they were like Tom and Jerry from the
12 seat that I sit in. So to see that, that's good.
13 Thanksgiving. I like that. I like that. Very
14 good. All right.

15 I will now call members of the public
16 who signed up in advance to speak. To make sure we
17 have time to hear from all speakers, there's a
18 two-minute time limit on comments.

19 Our first speaker, Dajee Allen. One
20 of our Youth Council members.

21 MS. ALLEN: Hi. So I am from the -- originally
22 the Youth Council for Police Accountability, but we
23 are now the Youth Organized Until Trauma Heals
24 Council. I don't really have many updates this

1 month, but really we're still recruiting and
2 planning some projects this year because we want to
3 do more than one. And really looking forward in
4 getting involved with the community and doing more
5 volunteer work. But that's pretty much all the
6 updates we have. Thank you.

7 PRESIDENT FOREMAN: Where can one go to get
8 information about the council?

9 MS. ALLEN: It's CYCPA_ on Instagram. You can
10 get information about the council at CYCPA_ on
11 Instagram.

12 PRESIDENT FOREMAN: All right. Thank you very
13 much.

14 MS. ALLEN: Thank you.

15 PRESIDENT FOREMAN: Our next speaker, Elijah
16 Hudson. Elijah Hudson.

17 Our next speaker, Crista Noel. And,
18 Elijah Hudson, if you are there, you can press +6.
19 You can unmute yourself.

20 MR. HUDSON: Hello?

21 PRESIDENT FOREMAN: Yes.

22 MR. HUDSON: I'm sorry. Can you hear me? I'm
23 unmuting myself now. How's it going, everyone?
24 Okay. My name is Elijah Hudson. I'm 29 years old.

1 I'm a father of one. I also work for the Chicago
2 Water Reclamation District downtown. And I'm
3 currently working with Crista Noel, WAPD, and the
4 Consent Decree Coalition on the concerning matter
5 that took place. The end of October, I was leaving
6 my work shift around like 5:00 o'clock. I was
7 pulled over and my rights were violated -- my legal
8 rights as a gun owner, CCL holder, and my
9 constitutional rights. I was pulled over for a
10 traffic violation. They said I had a sticker that
11 wasn't -- that was expired. Then that conversation
12 proceeded to if I had a firearm. Then I revealed I
13 was a CCL holder. And then at that point, they
14 retrieved the firearm in the stop. And then I was
15 still arrested, although I had all of my legal
16 documents. And even after a supervisor came to the
17 scene -- and I asked for a supervisor before I
18 exited the vehicle, because they asked to search me.
19 The supervisor arrive. He said I was being detained
20 for a search. I get out of the car. Then he tells
21 me I'm arrested. At this point there's 14 officers
22 around me. I'm scared. I'm traumatized. You know,
23 and -- you know, they made me feel as though I
24 didn't deserve to be there. I didn't deserve to be

1 in the City. And it's changed my outlook and pretty
2 much the way I look at policing and the way they
3 deal with CCL and legal gun owners. It needs to be
4 a change in the interaction between the two and not
5 a presumption that this is an illegal firearm just
6 because you're a young, black man.

7 So I wanted to bring that to the
8 attention. I'm a government worker. I work for the
9 City. My rights were violated. And, you know, I
10 won't be the same after this situation. You know, I
11 was arrested. They drove my vehicle. Searched my
12 vehicle. And I was shackled for over five hours.
13 Police were ignoring me. It was a terrible
14 experience that should not have been escalated.

15 I would just like for some form of
16 discipline for, you know, the officers in that
17 scenario.

18 PRESIDENT FOREMAN: So, first, I'm sorry that
19 this happened to you. I'm going to ask Chief
20 Kersten, is there an issue that you're aware of?

21 CHIEF ADMINISTRATOR KERSTEN: Not this
22 particular case. So I'm not certain, sir, if you've
23 made a complaint with COPA, but I would certainly
24 want to make contact with you and at least at a

1 minimum be able to give you more information about
2 our process and hopefully help you file a complaint
3 if you are interested in having this pursued, as you
4 mentioned, whether there would be any sort of
5 misconduct that took place here. And certainly want
6 to echo President Foreman's sentiment that I'm sorry
7 that you experienced something like this. And we
8 want to be here to answer any questions we can and
9 to investigate your case if that's what you so
10 choose.

11 MR. HUDSON: Thank you.

12 PRESIDENT FOREMAN: I see the Superintendent
13 went off. So, Chief Novalez, I can see your face.

14 EXECUTIVE DIRECTOR SKAHILL: President Foreman,
15 yes, the Superintendent said if you have anything,
16 you can direct it to me.

17 PRESIDENT FOREMAN: So what is the process?
18 I'm a CCL holder. I'm pulled over. I say, I do
19 have a weapon. Then what? Because I'm legally
20 carrying a gun at this point.

21 EXECUTIVE DIRECTOR SKAHILL: Again, President
22 Foreman, it depends on the individual facts of the
23 case. It really does. It's driven by those
24 individual facts.

1 And so without going into detail, I
2 think, as Chief Kersten mentioned, it's probably
3 better for the individual to contact COPA so they
4 can hear all the various facts.

5 PRESIDENT FOREMAN: I get that. Generally
6 speaking, for members of the public, CCL holders,
7 they're pulled over for whatever reason, they're
8 legally carrying guns. What is the process from a
9 CPD perspective? What happens next?

10 EXECUTIVE DIRECTOR SKAHILL: Again, because it
11 depends on what is happening out in the field. So
12 simply because you're a CCL holder, that in and of
13 itself doesn't mean, you know, that everything you
14 do is, you know, absolutely legal. That's just one
15 of the factors. But it does depend on what else is
16 occurring.

17 PRESIDENT FOREMAN: All right. Maybe we're
18 going to have a presentation on this next month. I
19 don't think that's answering my question. If I
20 applied for a CCL, I would want to know on the front
21 end what CPD is going to do if I get pulled over. I
22 would want to know what is the process that CPD
23 would do. And so --

24 EXECUTIVE DIRECTOR SKAHILL: What I can

1 probably tell you, like you said, President
2 Foreman -- and, again, I would say it depends on
3 what that individual does. It depends on why --

4 PRESIDENT FOREMAN: I'm not asking about the
5 individual. I'm going to request. We would like a
6 presentation on this. There's a lot of CCL holders.
7 People who have the right to carry a gun and they
8 now have this question, right? We just heard --

9 EXECUTIVE DIRECTOR SKAHILL: And maybe that
10 would be best, like you said, President. Maybe that
11 would be best, like you said, for a presentation,
12 because without more facts, it really would not be
13 prudent for us to tell people, Oh, do this or we
14 always do that, because then they would get the
15 wrong impression.

16 PRESIDENT FOREMAN: I'm going to ask it a
17 different way. In the training academy, how are
18 police officers trained when one is pulled over and
19 there's a CCL?

20 EXECUTIVE DIRECTOR SKAHILL: So police officers
21 are trained, like you said, that regardless of the
22 reason for the stop, to treat that individual
23 appropriately, being aware of all of their rights,
24 and that includes CCL holders, follow procedure, and

1 depending upon what they are stopping the individual
2 for, depending upon what the individual does, and
3 that things may chang. But they're always aware of
4 the individual's rights, that individual's safety,
5 and the officer safety. That is their training.

6 PRESIDENT FOREMAN: Okay. I would love it if
7 next month we can have a presentation.

8 EXECUTIVE DIRECTOR SKAHILL: Sure.

9 PRESIDENT FOREMAN: This is a big issue. Not
10 necessarily even for this caller, right? We're
11 getting -- the number one complaint that COPA is
12 getting is Fourth Amendment. So we want to make
13 sure that everyone understands the process,
14 citizens, residents, the police officers, COPA.

15 EXECUTIVE DIRECTOR SKAHILL: We'll take care of
16 that. We'll have a presentation for you. We'll
17 have a presentation for him, Chief. Thank you.

18 PRESIDENT FOREMAN: Thank you.

19 Our next speaker, Crista Noel.

20 MS. NOEL: Hello, everybody. Well, you know,
21 he said that he was pulled over because his sticker
22 was expired. Let me explain exactly what a sticker
23 is. It's a little piece of plastic that you stick
24 to your license. So why was he shackled to a bench

1 for four hours? Okay? It doesn't make any sense.
2 It doesn't make a difference what the regulations
3 and rules are. You know what makes a difference?
4 The police officer. That's what makes a difference.
5 Why Elijah was surrounded by 14 police officers.
6 14. And at least five vehicles. A legally caring
7 gun owner who was stopped for a little piece of
8 plastic. This is unacceptable. The idea that it's
9 got to be something happening is ridiculous. There
10 is a way to approach. As a matter of fact, you know
11 what? If I got a CCL, you don't even need to be
12 discussing my gun. Okay? If it pops up on the
13 license, you don't need to be discussing my gun, if
14 you stopped me for the piece of plastic that's on my
15 license.

16 So this is totally unacceptable.
17 Like he said, the Consent Decree Coalition is upset
18 with this. Rules and regulations are under the
19 Police Board. This is not going to happen anymore.
20 We are going to nip this in the bud. You will not
21 be harassing black -- young, black men who are
22 following all the rules, every single rule,
23 following every single rule, and you still have the
24 audacity to shackle him to a bench for four, five

1 hours. You scared his family. You PO'd the Consent
2 Decree Coalition, Women's All Points Bulletin. And
3 at some point in time, y'all going to figure out
4 that's the one folks you don't mess with.

5 And, yes, Andrea, he filed it. We've
6 been waiting on the video. Please get in contact
7 with me. Get in contact with him. Let's look at
8 this video. Ghian, you need to see this video.

9 Every single person on that Police Board needs to
10 see how this young, black man who follows every
11 single rule in the book, as far as the state was
12 concerned, ended up shackled to a bench for four
13 hours and ignored. He told you what he did. He
14 told you what he did.

15 PRESIDENT FOREMAN: Thank you, Crista. I'm
16 going to stop you. We're at time.

17 Yeah, it's hard for Board members to
18 see the video. In the event that stuff comes to us,
19 we can't look at stuff in advance. We'll go the
20 proper routes. Chief Kersten, we can make sure to
21 get you the contact information and to make sure
22 that you guys can look into it. Thank you.

23 Our next speaker, Mr. Robert More.
24 Mr. More, if you can make sure one of your phones is

1 muted.

2 MR. MORE: Mr. Foreman, can you hear me?

3 PRESIDENT FOREMAN: Yes, sir.

4 MR. MORE: Okay. First of all, I'm absolutely
5 outraged at what happened to Elijah. Elijah, you
6 are welcome to contact the Institute of St. Michael
7 the Archangel. This is the exact type of thing we
8 are trying to eliminate.

9 I lost a lot of material here that I
10 was trying to present, so I got other things I got
11 to do from the last meeting.

12 But the Institute of Michael the
13 Archangel is in the process of installing a global
14 protection shield. And all people complaining about
15 activities conducted by a nominal government entity
16 and contra-neo-Nazi government entity officials
17 themselves are welcome to contact us for whatever
18 assistance we can provide. We are really going to
19 try to make this something. We're going to pull the
20 teeth on the reign of terror and get rid of the
21 problem, the structural defects, the core temporal
22 problem now. Not some future time.

23 Huge development in the Democratic
24 House of Representatives with the prospect of a

1 legislative criminalization and Second Amendment
2 protection (inaudible) an activity much less likely
3 with the democrats that kept control of the house.
4 That's the breather.

5 Is there really any gun violence
6 problem? Or is the real problem a different
7 three-letter word, which is FIN, as in FIN violence.
8 Violence (inaudible) legit support.

9 You need to replace the war on --
10 there is no gun violence. Okay? There's gun
11 control violence, which is a huge problem. The
12 problem is FIN violence. Just like up in Milwaukee
13 where that guy ran over five people. Are you going
14 to call that car violence? Someone kills you with a
15 knife, is that knife violence?

16 Gun violence is a just word of the
17 present incarnation of the Committee 300 to vilify
18 and demonize gun ownership so that it makes it less
19 difficult to consummate the depopulation agenda of
20 the United Nations Agenda 21/full spectrum
21 dominance. This is in the process of being
22 implemented.

23 Mr. Foreman, you provide a lot of
24 development to the process. You're way, way over

1 the head of your predecessors in terms of the value
2 of getting more structure in the process. Still
3 criminal liability for cutting me off several months
4 ago, but nonetheless, you are trying to develop the
5 system. And that's a huge -- that's a huge issue.
6 Getting further development, to get to the bottom of
7 the issue. Anyway --

8 PRESIDENT FOREMAN: Thank you, Mr. More. I
9 appreciate you. You are over time. I let you go
10 longer because you complimented me today. I don't
11 often get a compliment.

12 MR. MORE: I didn't mean to compliment. It's
13 just that I testified to that because you're the --
14 the public is getting the benefit from your attempt
15 to get to the bottom and flush out these things.

16 PRESIDENT FOREMAN: Thank you, Mr. More. Thank
17 you.

18 Before I call for a motion for
19 adjournment, I'm going to wish a speedy recovery --
20 I know he is watching this on TV, Pastor Eaddy, we
21 want you to get well soon.

22 At this time, all members of the
23 public who signed up to speak have been called. Is
24 there a motion to adjourn?

Police Board Public Meeting
November 17, 2022

1 VICE PRESIDENT WOLFF: So moved. Paula Wolff.

2 BOARD MEMBER CUSAK: Mareilé Cusack. Second.

3 PRESIDENT FOREMAN: All in favor, please say
4 aye.

5 (CHORUS OF AYES.)

6 PRESIDENT FOREMAN: The motion passes and the
7 meeting is adjourned.

8 Happy Thanksgiving to everyone.

9 Enjoy time with your families and everyone stay
10 safe. Peace.

11 (WHEREUPON, the proceedings were
12 adjourned at 8:21 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

Police Board Public Meeting
November 17, 2022

(2007 19:15	7	actionable 28:18
(11) 7:14	2016 19:18	7:30 6:7	activities 42:15
(3) 7:14	2021 23:16,21	7th 24:18	activity 43:2
(4) 7:14	2023 28:14	9	added 26:7
+	20th 5:15 6:17	90 14:20	addition 2:22 11:12 17:9 23:17
+6 33:18	21/full 43:20	9th 12:11	additional 7:3 11:15 17:10
1	22PB3004-2 21:6	A	Additionally 29:12
10:00 6:24	29 33:24	a.m. 6:24	addresses 8:20
11,000 23:18	29th 6:23	able 29:2 30:1 36:1	adjourn 44:24
12,000 23:21	3	absolutely 37:14 42:4	adjournment 44:19
1288 23:23	300 43:17	academy 38:17	adjustments 26:6
14 29:14 34:21 40:5,6	30th 24:21	accountabilit y 3:18 6:16 13:17 23:7 24:14,20 30:7 31:5,14 32:22	Administrator 3:17,20 15:9 27:7,9 35:21
145 27:13	31st 24:20	accountable 30:2	adopt 8:16
15 23:15	35 27:21	acknowledge 22:21	adopting 8:10 11:14
15th 6:7	4	acquired 28:13	adoption 8:14
17th 2:3	400 23:22,23	across 25:24 26:17	advance 32:16 41:19
19 23:14	423 23:19	Act 2:8 7:15,20 9:9 21:3	advanced 11:24
2	464 27:13	action 21:5	Affairs 4:4 14:8
2(c)(1) 7:14	5		agency 19:14 30:9, 23
2-78-130 22:9	543 8:19		agenda 5:6 8:12 9:7 11:19 12:12 20:24 43:19, 20
	5:00 34:6		

Police Board Public Meeting
November 17, 2022

ago 44:4	anyone 19:4	asking 30:23 38:4	12,23 20:6, 12 29:3
agree 10:15	appearance 20:4	aspect 29:11	background 2:19 5:9
agreed 9:1 11:13	applicability 9:2	assistance 42:18	basically 6:24
agreement 15:23 16:1	application 6:19	attempt 15:22 44:14	begin 2:24
agreements 15:10	applications 6:14,17	attend 7:9	begins 22:20
agrees 15:6	applied 37:20	attendance 2:24	behalf 31:22
Alerts 12:7	applies 13:16 14:6 15:4,12,13	attended 7:5	believes 18:4
allegation 14:2,11,14, 15 16:22 28:6,17,19	apply 6:22 14:7 15:12,17	attention 6:12 35:8	bench 39:24 40:24 41:12
allegations 14:13 28:24 29:19,20	appreciate 9:24 20:17 31:3,13 44:9	Attorney 8:24 9:11 10:1	benefit 44:14
alleged 13:24 27:13	approach 31:4 40:10	audacity 40:24	best 30:22 32:6 38:10,11
Allen 32:19,21 33:9,14	appropriately 38:23	audio 2:17	better 20:9 29:6 37:3
Amendment 14:3 27:20 29:19 39:12 43:1	approval 11:10	authority 15:15 19:13 27:17	BIA 31:7
Andrea 3:18 41:5	approve 5:13	authorized 7:13,19 21:2	big 29:17 39:9
Angel 4:15	approximately 27:21	available 6:15	bit 27:23,24
announced 18:14,20	Archangel 42:7,13	avoid 20:4	black 35:6 40:21 41:10
announcements 12:15	area 29:17	aware 35:20 38:23 39:3	Block 3:6,7 5:22, 23 8:2,3 10:12,13,24 11:1 21:21, 22 22:6
answer 19:3 20:14, 17 30:1 36:8	areas 29:7	Aye 5:21,23 6:1, 3 8:1,3,5,7 10:11,13,23 11:1,3,5 21:22,24 22:2	Board 2:3,22 3:3, 6,7,8,10,11, 13 5:3,17, 20,23 6:1,3, 14 7:11,22, 24 8:3,5,7,
answering 37:19	around 29:8 34:6,22		
answers 32:7	arrested 34:15,21 35:11	<hr/> B <hr/>	
anymore 40:19	arrive 34:19	back 10:14 19:11,	
	asked 34:17,18		

Police Board Public Meeting
November 17, 2022

16,21 9:3,5, 14,17 10:10, 13,20,22 11:1,3,5,13, 21 12:14,16, 20 13:3,14 16:2,9,10, 11,12,15,17, 18 17:1,3,8, 10,13,15,16, 24 18:4,5, 12,15,19 19:7,17,21, 22,23 20:6, 13 21:2,4, 16,19,21,22, 24 22:2,5,16 23:6 24:10 27:12 28:1 32:2 40:19 41:9,17	bud 40:20 budget 28:14 Bulletin 41:2 burden 17:17,20 Bureau 4:4,8,11 14:8 business 25:4,8,11,14 26:10 businesses 25:1,8 26:17 businesses' 25:15 busy 26:14	20:18,22 car 34:20 43:14 care 39:15 carefully 28:11 caring 40:6 carried 2:17 carry 38:7 carrying 36:20 37:8 cars 26:20 Carter 4:7 carving 30:14 case 13:12 16:1 18:9,19 19:6,23 20:2,8,12 21:4,5,6 22:9,10 35:22 36:9, 23 cases 12:20 17:21 19:17,21 21:1 30:24 category 27:21,22 28:5 CCL 34:8,13 35:3 36:18 37:6, 12,20 38:6, 19,24 40:11 certain 2:13 13:23 35:22 certainly 35:23 36:5	cetera 29:1 challenge 30:12 chang 39:3 change 35:4 changed 19:8,19 35:1 charges 21:7,11 check 25:15 Chicago 2:2,10 4:3 6:21 8:15, 18,20,23 10:2 13:18, 21,24 21:9, 13 23:3,5, 10,19 26:13 30:18 34:1 Chicagoans 26:24 Chief 3:17,20 4:3, 8,10,11,13, 14,16 15:8 27:7,9 35:19,21 36:13 37:2 39:17 41:20 China 25:11 choose 36:10 citizens 39:14 City 2:9,23 6:21 8:23 10:2 13:2 20:9 25:24 26:17 30:18,23 31:23 35:1,9
Board's 2:3 5:14 9:8 11:20 12:7 22:12 body-worn 17:11 18:7 book 41:11 bottom 44:6,15 breakdown 28:21 breather 43:4 Brendan 4:12 Brian 4:8 brief 13:7 bring 6:11 23:1 26:14 35:7 Brown 3:15,16 22:13,15	<hr/> c <hr/> call 5:19 7:23 10:9,21 21:20 22:18 25:21 32:15 43:14 44:18 called 18:24 19:13 44:23 caller 39:10 calling 2:3 camera 17:11 18:7 cameras 25:24 26:1 CAN-TV 2:18 capability 28:13 Caproni 5:3,4 12:23 13:5 19:10		

Police Board Public Meeting
November 17, 2022

Citywide 25:13	commission 6:15 30:6,19	concerned 41:12	continue 12:6 23:13
Civilian 3:18 13:17	commissioners 30:10	concludes 14:11	25:5 30:17, 20
Clark 25:21	commitments 11:15	conclusion 28:7	continues 2:12 29:16
clear 3:1	committed 25:22	concur 10:4	contra-neo- nazi 42:16
close 7:18	Committee 43:17	conditions 2:14	control 43:3,11
closed 7:13 21:3	common 15:10,11	conduct 16:16 24:14	conversation 30:10 34:11
closely 26:17	communication 28:22	conducted 14:7 42:15	cooperated 10:2
closer 6:9 28:10	communities 23:8	conference 2:17 25:10 26:10	cooperation 31:10
closes 24:18,19,21	community 6:15 11:16 12:3 22:17 23:4 24:6, 22,24 25:4 26:10,20 29:15,16,20 30:6 33:4	conflict 20:4	cooperative 31:5
closing 31:1	compared 23:16	conformity 9:22	COPA 9:15,22 12:17 13:13, 16,22,23 14:7,10,13, 16,20,23,24 15:7,9,16,21 16:5,19,20 17:6,13,20, 22 18:1 19:12,18 27:16 28:10 29:17 30:20 31:6 35:23 37:3 39:11, 14
Coalition 34:4 40:17 41:2	complaining 42:14	Congratulatio ns 4:2	COPA's 14:5 16:24 17:17 27:11, 14
code 8:15 13:21 22:10	complaint 28:4,17 35:23 36:2 39:11	connect 23:6	coping 22:22
collaborating 26:11	complaints 27:13,16,19, 22 28:4	Consent 8:19,22 9:1, 3,16 11:10 34:4 40:17 41:1	core 42:21
collaboration 25:7 27:4 31:10	complete 20:17	consider 7:12 11:14	correlate 28:5
come 10:2 12:20 22:23 31:8 32:5	completed 16:21	considered 11:20 21:3	corridor 26:8
comes 16:12 19:23 20:12 41:18	complexities 29:24	considering 20:8	
comment 5:11 9:12, 14,18,20 12:10 24:8, 9,18	compliment 44:11,12	constitutiona l 4:15,18 34:9	
comments 5:7 9:17 12:2,9 32:18	complimented 44:10	consummate 43:19	
	component 31:14,15	contact 35:24 37:3 41:6,7,21 42:6,17	

Police Board Public Meeting
November 17, 2022

corridors 25:15 26:16	44:3	24:18,19	depends 36:22 37:11 38:2,3
council 13:2 20:9 32:20,22,24 33:8,10	criminalization 43:1	decided 12:20	depopulation 43:19
counsel 4:21,23	Crista 33:17 34:3 39:19 41:15	deciding 19:17	Deputy 3:21,22,24 4:3,6,24
couple 13:9	CTA 25:5,20 26:2,3,5	decision 18:18	describe 13:1
course 30:19 32:4	Cusack 3:9 5:24 7:22 8:4 11:2 21:19, 23 22:6	decline 23:15	describes 13:12
court 2:20	CUSAK 3:10 5:17 6:1 7:22 8:5 10:20 11:3 21:24	declines 23:14	deserve 34:24
cover 12:24	cutting 44:3	Decree 8:20,22 9:1, 3,17 11:10 34:4 40:17 41:2	detail 37:1
COVID-19 2:6,11	CYCPA 33:9,10	dedication 27:3	detained 34:19
CPD 8:11,14 9:13,16 11:14 12:1, 17 13:13 14:18,19,22, 23 15:4,6, 13,15,19,21 16:6 17:13, 17,19,23 18:2 31:7 37:9,21,22	D	Deenihan 4:12,13	Detectives 4:12
CPD's 4:17 14:8,24 17:3	Dajee 32:19	defects 42:21	determine 18:8
CPD/COPA 13:7	Dana 4:22	deliberately 9:21	determined 2:8 6:9
CPDMONITORING TEAM.COM 7:3	data 28:12	deliver 30:22 32:6	develop 44:4
crafted 9:21	date 6:10 22:11	delve 27:24	development 42:23 43:24 44:6
created 13:2 19:14, 16,18	dates 6:11	Democratic 42:23	difference 40:2,3,4
creation 19:12	David 3:15	democrats 43:3	different 25:2 29:15 30:4 38:17 43:6
criminal 24:3,12,17	day 6:24 31:22	demonize 43:18	difficult 43:19
	days 14:20	department 8:18 9:23 13:18 21:9, 13 22:24 24:7 29:3 31:13,17 32:3	direct 36:16
	deal 35:3	Department's 4:4 23:3	Directives 24:14,20
	December 6:7 12:11	depend 37:15	Director 4:17,20 5:2, 4 13:5 19:10 20:18,22 36:14,21 37:10,24
		depending 39:1,2	

Police Board Public Meeting
November 17, 2022

38:9,20	document	echo	entail
39:8,15	9:4 11:17	31:1 36:6	29:9
directors	17:1,8	educate	entered
24:7,11	documents	29:6	22:11
disagreement	16:18 17:9	education	Enterprise
12:17 13:8,	18:3 34:16	29:20	24:12
12 17:21	doing	effort	entity
19:21	25:20 33:4	12:19 24:5	42:15,16
disagreements	dominance	31:6	enumerated
12:22 13:16	43:21	efforts	27:16
15:9,11,12,	Doorley	30:18	Eric
13 16:5	3:12,13 6:2,	Elena	4:7
disagrees	3 8:6,7	5:1	escalated
17:24	11:4,5	Elijah	35:14
disaster	21:16,17	33:15,16,18,	essential
2:10	22:1,2,6	24 40:5 42:5	24:5 29:21
discharge	download	eliminate	31:15
17:22	6:18	42:8	established
discharged	downtown	encounter	13:22
21:8	25:21 34:2	28:23	establishes
disciplinary	draft	encounters	9:10
12:16 21:1,4	9:14 11:18,	29:8	et
discipline	22 12:3,6	encourage	29:1
13:19 14:17,	24:8,16	12:8	evening
22,23 15:5,	drafts	end	2:1,24
14,16,20	12:8	5:7 22:19	22:14,15
16:24 17:5	driven	24:2 28:18	27:8
18:24 35:16	36:23	34:5 37:21	event
discuss	driving	ended	41:18
12:4 15:22	24:3	23:21 41:12	events
discussed	drove	enemies	29:15
7:16	35:11	32:10	everybody
discussing	drug	enforcement	39:20
40:12,13	24:2	23:8 25:8	everyone
discussions	due	engaged	18:17 26:20
7:13	2:11 6:17	30:11 31:22	27:5 32:8
disease	duty	engagement	33:23 39:13
2:12	8:16	11:16 27:4	evidence
display		29:15,16,21	14:15 18:6
9:4 11:17	E	engaging	evident
disruptions		24:24	31:11
2:19 5:10	Eaddy	enhance	exact
District	44:20	27:5	42:7
34:2	earlier	enhancing	exactly
districts	24:10	24:6 25:9	39:22
25:12,13	easy	ensure	examine
29:1	10:5 31:16	26:24	28:11

Police Board Public Meeting
November 17, 2022

excessive 14:3	false 21:9	14:12 16:21, 23	18,21,24 11:2,4,6
excited 30:20	families 22:21 23:2	firearm 34:12,14 35:5	13:6 20:19, 23 21:18,20, 23 22:1,3,16
executive 4:17,20 5:2, 4 7:11,16,19 13:5 19:10 20:18,22 36:14,21 37:10,24 38:9,20 39:8,15	family 26:22 41:1	firing 17:23	27:6,10 32:9 33:7,12,15, 21 35:18
existed 14:16	far 15:9,10 41:11	first 4:6 6:12 13:11,15 16:11,12,18 17:1 28:2 32:19 35:18 42:4	21 35:18 36:12,14,17, 22 37:5,17 38:2,4,16 39:6,9,18 41:15 42:2,3 43:23 44:8, 16
exited 34:18	fast 10:5	five 35:12 40:6, 24 43:13	Foreman's 36:6
expanding 26:7	father 34:1	flowchart 13:11	foremost 28:2
experience 35:14	favor 6:4 8:8 11:6 22:3,5	flowcharts 13:9	form 35:15
experienced 36:7	feed 29:2	flush 44:15	forth 13:20 14:4
expired 34:11 39:22	feel 26:4 34:23	focus 29:17	forward 29:10 30:15 33:3
explain 39:22	fellow 26:23	folks 41:4	Found 7:6
explaining 18:13	field 37:11	follow 38:24	four 22:7 40:1,24 41:12
explains 14:24	fight 24:2	following 13:3 24:11, 12 40:22,23	Fourth 14:3 27:20 29:18 39:12
explanation 20:21	figure 41:3	follows 41:10	Friday 12:11
<hr/> F <hr/>	figuring 29:19	foot 25:14 26:18	front 37:20
face 36:13	file 36:2	force 14:3 29:6	full 18:5 19:23 20:12
fact 26:11 40:10	filed 21:7 27:19 41:5	Foreman 2:1,2 3:6,8, 11,14,17,21 4:1,11,14, 17,21,24 5:5,19,22,24 6:2,4 7:23 8:2,4,6,8 10:4,12,14,	furthering 19:2
factors 37:15	filling 28:14		future 7:18 11:21 42:22
facts 36:22,24 37:4 38:12	FIN 43:7,12		
fall 27:22 28:5	final 21:5		
	finally 17:6		
	finding 14:13		
	findings		

Police Board Public Meeting
November 17, 2022

G	<p>Gottreich 5:1</p> <p>governance 8:17</p> <p>government 35:8 42:15, 16</p> <p>Governor's 2:10</p> <p>grant 21:14</p> <p>grants 8:15</p> <p>gratitude 32:1,2</p> <p>great 6:21 20:20 31:19</p> <p>greater 15:16</p> <p>greatest 24:23</p> <p>gun 24:2 34:8 35:3 36:20 38:7 40:7, 12,13 43:5, 10,16,18</p> <p>guns 23:18,21,23 37:8</p> <p>guy 43:13</p> <p>guys 41:22</p>	<p>happened 35:19 42:5</p> <p>happening 37:11 40:9</p> <p>happy 13:6 19:3 32:8</p> <p>harassing 40:21</p> <p>hard 32:6 41:17</p> <p>head 44:1</p> <p>Heals 32:23</p> <p>health 2:5,13</p> <p>hear 32:17 33:22 37:4 42:2</p> <p>heard 15:7 38:8</p> <p>hearing 9:18 18:5 19:23 20:23</p> <p>held 5:14 6:7 25:10 30:2</p> <p>Hello 33:20 39:20</p> <p>help 36:2</p> <p>helpful 13:10 20:15</p> <p>helps 19:2</p> <p>high 25:22</p> <p>highest 27:19 28:3, 6,16 29:2</p> <p>holder 34:8,13 36:18 37:12</p> <p>holders 37:6 38:6,24</p>	<p>holding 2:8 26:9</p> <p>holiday 22:20 25:6, 16 26:12</p> <p>holidays 25:2</p> <p>homicides 23:14,16</p> <p>hope 13:9 19:2 20:14 32:6</p> <p>hosting 7:1</p> <p>hours 35:12 40:1 41:1,13</p> <p>house 42:24 43:3</p> <p>How's 33:23</p> <p>Hudson 33:16,18,20, 22,24 36:11</p> <p>huge 42:23 43:11 44:5</p>
	H		I
<p>general 3:22,24 4:21,23 8:24 9:11 10:1 11:23 14:9</p> <p>Generally 37:5</p> <p>generated 16:13</p> <p>generating 16:10</p> <p>getting 33:4 39:11, 12 44:2,6,14</p> <p>Ghian 2:2 41:8</p> <p>give 12:23 13:7 36:1</p> <p>given 31:20</p> <p>global 42:13</p> <p>goal 23:9</p> <p>goes 16:1,12,13 19:11</p> <p>going 7:1 13:8 26:20 29:22 33:23 35:19 37:1,18,21 38:5,16 40:19,20 41:3,16 42:18,19 43:13 44:19</p> <p>good 2:1 10:8 22:14,15 27:7 32:12, 14</p>	<p>half 23:13</p> <p>hand 25:20</p> <p>handling 12:21</p> <p>happen 40:19</p>	<p>idea 40:8</p> <p>ignored 41:13</p> <p>ignoring 35:13</p> <p>illegal 23:18,21 35:5</p> <p>Illinois 2:7 7:15 8:23 9:9,11</p> <p>immediately 18:15</p> <p>implemented 43:22</p>	

Police Board Public Meeting
November 17, 2022

important 6:20 17:19 26:2 28:8 30:19	information 7:2,4,7 20:1 24:12,17 29:3 33:8,10 36:1 41:21	investigative 30:23	knife 43:15
impose 15:15	informative 7:7	involved 19:7 33:4	knocked 20:7
impression 38:15	input 24:22	IPRA 19:14,16	know 12:14,24 19:9 29:4 31:24 34:22, 23 35:9,10, 16 37:13,14, 20,22 39:20 40:3,10 44:20
improper 27:20	inside 25:15	issue 14:16,23 20:3 35:20 39:9 44:5,7	known 19:14
improve 10:7	Inspector 3:21,22,24 14:9	issues 15:20	<hr/>
in-person 6:8	Instagram 33:9,11	item 8:12 12:12 20:24	L
inaudible 43:2,8	installing 42:13	items 5:6 7:15	<hr/>
incarnation 43:17	instances 15:17 31:6, 10	J	Lake 25:21
Incident 31:7	Institute 42:6,12	Jerry 32:11	lasting 6:24
include 11:15 14:1 24:11 26:8	integral 25:9	judge 11:9	lastly 30:5
included 9:7 11:18 12:15 13:21	interaction 35:4	jurisdiction 27:14	law 13:3 23:8 25:8
includes 11:22 12:3 38:24	interest 6:18 20:4	justice 23:2	leadership 32:3
including 18:17	interested 7:8 36:3	K	leading 28:15
increase 12:19	Internal 4:4 14:8	keep 26:20	learn 30:21
increased 28:12 29:11	introduced 18:7	keeping 29:18	leaving 20:11 34:5
increasing 25:13	investigate 27:17 36:9	kept 43:3	left 23:13
Independent 7:1 8:24 9:12 10:1 19:13	investigates 13:23 14:10	Kersten 3:19,20 27:7,9 35:20,21 37:2 41:20	legal 34:7,15 35:3 37:14
individual 36:22,24 37:3 38:3,5, 22 39:1,2	investigation 14:12 16:20, 21 17:13	kills 43:14	legally 36:19 37:8 40:6
individual's 39:4	investigation s 14:7 24:15 28:8 31:9	kind 20:14 28:6	legislative 43:1
			legit 43:8

Police Board Public Meeting
November 17, 2022

liability 44:3		Mayor 4:24	members 2:18,22 5:8, 19 7:9,23 9:5,17 10:9, 21 11:13 16:10 18:17 19:7,17 20:6,7 21:20 22:5,16,17 31:17 32:3, 15,20 37:6 41:17 44:22
liaison 25:11,14	<hr/> M <hr/>	Mcdermott 4:9,10	members' 12:16
license 39:24 40:13, 15	made 34:23 35:23	mean 37:13 44:12	men 40:21
light 12:18	main 19:20	meaning 14:14 27:15	mentioned 16:23 24:10 36:4 37:2
limit 32:18	maintaining 27:2	means 17:23	mess 41:4
list 16:10,13	majority 27:19 28:4	meet 15:22	met 17:17
litigation 7:12	make 10:17 11:23 14:12 18:18 23:10 26:11 29:22 30:22 32:16 35:24 39:12 40:1,2 41:20,21,24 42:19	meeting 2:4,6,8,14, 16,21 3:1 5:6,7,11,14 6:6,9,10 7:2,9 9:7 11:19,21 15:24 18:14, 16 21:4 22:18 27:12 30:8 42:11	Michael 42:6,12
little 23:12 27:23, 24 39:23 40:7	makes 40:3,4 43:18	meetings 2:7 7:6,15, 17,20 9:9 12:4,15 15:7 21:3 23:6	Milwaukee 43:12
live 2:17	making 2:20 21:9 26:6	meets 7:11	minimum 36:1
lives 23:4	man 35:6 41:10	member 3:6,7,8,10, 11,13 5:17, 23 6:1,3 7:22 8:3,5,7 10:13,20 11:1,3,5 16:8,12,14, 15,17,18 17:1,3,8,10, 14,15,16,24 18:1,4,12 19:21 20:10 21:16,19,22, 24 22:2 32:4	minutes 5:14 7:17
long 20:14	Mareilé 3:8 5:17 7:22 10:20 21:19	member's 18:19 19:22	misconduct 13:24 14:2, 4,11 16:22 18:9 24:15 27:13 28:18, 19 29:5 36:5
longer 44:10	marked 26:19		misperceived 30:14
look 28:10,14,15 35:2 41:7, 19,22	Mason 21:8,12		mission 23:3
looking 29:10 33:3	material 17:10,16 42:9		misunderstand ing 28:21
loss 22:22	matter 15:22 16:8, 11,12 34:4 40:10		misunderstood 30:13
lost 42:9	matters 7:12 12:16		
lot 20:1 30:3, 12,16 38:6 42:9 43:23	Max 5:3 12:23,24		
love 39:6			
loved 22:22			

Police Board Public Meeting
November 17, 2022

moment 22:21	necessarily 18:1 29:4	24:21	once 5:8 14:10
Monitor 7:1 8:24	31:17 39:10	nuances 29:24	17:15 18:12
9:12 10:1	necessary 31:18	number 8:19 19:19	one 16:8,13,15
month 2:15 23:12,	need 40:11,13	21:6 27:23	19:5,19
13,19 27:11,	41:8 43:9	39:11	20:10 21:4
18 28:16	needs 18:4 35:3		22:22 23:9
29:12 30:4	41:9	<hr/> O <hr/>	27:15 28:7
32:5 33:1	neighborhood 25:16 26:2	O'MALLEY 4:22,23	30:5,19
37:18 39:7	neighborhoods 26:8	occurred 28:22	31:16,18
monthly 12:13 22:18	Network 24:18	occurring 37:16	32:19 33:3,7
months 44:3	networks 24:3	October 5:15 30:4,8	34:1 37:14
motion 5:13,18 6:5	nip 40:20	34:5	38:18 39:11
7:18 8:9	Noel 33:17 34:3	office 3:18 4:14,18	41:4,24
10:15,17	39:19,20	8:23 13:17	one-team 31:4
11:7 21:14,	noise 2:19 5:10	14:8	open 2:7,16 7:15,
15 22:4,6	nominal 42:15	officer 13:19 14:18	20 9:9 12:10
44:18,24	nonetheless 44:4	16:24 17:22,	21:3
move 16:3	note 15:3 16:23	23 21:7	openings 6:13
moved 5:16 7:21	17:19 23:20	26:14 39:5	opinion 18:13,16,21
21:11,16	28:9	40:4	opportunities 12:2,4 28:1
multiple 12:2	noted 13:15,20	officer- involved 14:1 29:13	30:3
municipal 8:15 13:21	notes 16:21	officers 14:1 23:17	opportunity 17:7 30:5,8
22:10	notice 11:16,24	24:24 25:3,	32:7
mute 2:18 5:9	notifications 29:14	11,14,18	order 2:4,18 5:9
muted 42:1	Novalez 4:15,16	26:18,23	18:8 22:10
<hr/> N <hr/>	36:13	31:8 32:4	ordinance 13:22 14:5,
name 2:1 3:2	November 2:3 6:17,23	34:21 35:16	21 16:7
33:24		38:18,20	19:15,18
Nanette 3:11 21:16		39:14 40:5	Organized 32:23
Nations 43:20		officials 2:23 42:16	originally 19:16 32:21
		Okay 33:24 39:6	outcome 18:11 29:5
		40:1,12 42:4	outlines 16:4
		43:10	

Police Board Public Meeting
November 17, 2022

outlook 35:1	past 7:6 15:8 18:11	plastic 39:23 40:8, 14	13,15,19
outraged 42:5	Pastor 44:20	play 31:16	pops 40:12
outreach 12:4 25:6	path 30:14	please 3:1 6:18 41:6	portion 5:11
overcome 17:17,20	Patrol 4:8	PO'D 41:1	position 6:20 20:3
overseeing 11:10	patrolling 26:16,19	pod 25:24	positions 28:13
owner 34:8 40:7	patrols 25:14 26:18	point 34:13,21 36:20 41:3	posted 7:16 9:8 11:19 12:7 18:16,22 19:1 22:12 24:8,11
owners 25:9 35:3	Paula 3:3 5:16 7:21 9:19 19:6	Points 41:2	posts 9:14
ownership 43:18	people 2:13 20:11 23:5 29:23 38:7,13 42:14 43:13	police 2:2,22 3:3, 14,18 4:3,7 5:2 6:14 8:16,18 9:23 13:2,17,18, 19,24 16:1, 8,9,11,15 18:5,15,24 19:13,17 20:24 21:2, 7,9,10,13 23:3,6 24:10 25:12 26:14, 23 27:12 28:1,22 29:3,6 30:17 32:2,22 35:13 38:18, 20 39:14 40:4,5,19 41:9	power 8:16,20 9:3
<hr/> P <hr/>	person 2:9 41:9		practical 2:9
p.m. 6:7	personally 7:5		precious 26:21
pace 23:22	personnel 7:12		predecessors 44:1
page 24:9	perspective 37:9		preemptively 29:5
pandemic 2:6,11	phones 41:24		prejudice 21:12
Paragraph 8:19	piece 39:23 40:7, 14		preparation 25:16
part 13:24 17:12 19:15 20:2 29:21	place 2:6 11:14 13:4 34:5 36:5		prepared 30:11
participating 3:1	places 29:23 30:4		prepares 16:20 26:14
particular 35:22	planning 33:2		presence 26:7
parties 8:22 11:8 22:12		policies 9:16	present 4:16 29:14 42:10 43:17
partnership 24:22		policing 4:15,18 8:20 35:2	presentation 12:13,21,24 13:7 37:18 38:6,11 39:7,16,17
passes 6:5 8:9 11:7 22:7		policy 8:10,13 11:14,18,22 12:3,6 24:9,	president 2:1,2 3:3,5,

Police Board Public Meeting
November 17, 2022

6,8,11,14, 17,21 4:1, 11,14,17,21, 24 5:5,16, 19,21,22,24 6:2,4 7:21, 23 8:1,2,4, 6,8 9:19 10:4,11,12, 14,16,18,21, 23,24 11:2, 4,6 13:6 19:5 20:16, 19,23 21:18, 20,23 22:1, 3,8,15 27:6, 10 32:9 33:7,12,15, 21 35:18 36:6,12,14, 17,21 37:5, 17 38:1,4, 10,16 39:6, 9,18 41:15 42:3 44:8,16	8,16,21 14:6 15:11,17 16:4 18:11 19:3,7,11,15 36:2,17 37:8,22 39:13 42:13 43:21,24 44:2 proclamation 2:11 product 30:22 projects 33:2 proper 41:20 property 23:5 proposals 12:5 proposed 8:13 9:1,6, 10,13 10:15 11:9,12,24 proposes 14:22 15:4, 19 17:4 proposing 9:16 15:14 prospect 42:24 protect 2:5 23:4 protection 42:14 43:2 prove 14:15 provide 42:18 43:23 provisions 11:22 prudent 2:9 38:13 public 2:4,16,18 3:22 4:24	5:7,8,10,14 6:6,16 7:9, 13 9:14 11:16,24 12:10,19 18:14,18,21 24:8,18 25:9,18,19 29:7 30:2,7 31:12,14,15 32:5,15 37:6 44:14,23 public's 2:5 pull 42:19 pulled 34:7,9 36:18 37:7,21 38:18 39:21 Pursuant 2:7 pursued 36:3 put 13:9 putting 11:14	randomly 16:13,16 re-enforcing 23:7 reach 15:23 reaches 14:13 read 3:2 real 43:6 reason 19:20,24 37:7 38:22 reasons 15:1 receive 11:24 28:4, 17 received 27:12 29:13 recent 12:14,18 Reclamation 34:2 recommendatio n 14:16,17 15:6 16:24 17:18,20 recommendatio ns 14:20 15:1,2 recommended 15:16 recommending 21:8 recommends 17:22 record 20:2 recovered 23:23,24 recovery 44:19
		<hr/> Q <hr/>	
		<hr/> R <hr/>	

Police Board Public Meeting
November 17, 2022

recruiting 33:1	reply 17:7	retail 26:8,16	role 31:16,18
recuse 19:22,24 20:5,10	report 16:19 21:10 27:10	retained 27:14	roll 25:21
recused 22:8	reporter 2:20	retrieved 34:14	rooms 25:23
reduce 2:19 5:9 19:19	represent 28:20 29:20 30:9	revealed 34:12	routes 41:20
referenced 31:12	Representativ es 42:24	review 9:12 12:8 16:5,16 17:8,14 18:18 19:13 20:12 24:9, 13,19	rule 16:5 17:16 40:22,23 41:11
referred 16:8,11	representing 25:12	reviewed 9:6 17:13,15 18:3,8 20:1, 11	rules 8:11,14,17 9:13,23 11:15 12:1 17:24 18:12 29:8 40:3, 18,22
reform 4:15,18 30:17 31:5	represents 28:20	revising 20:7 26:1	ruling 17:21 18:2, 3,13,14,19, 20
regarding 8:13 9:2 11:15 13:18 21:6 31:4	request 17:10,14 38:5	reviews 16:17,18 17:2,3 19:21	rulings 12:16,18 18:10,24
regular 5:14 6:6	required 9:8 14:23 15:21 19:22 20:10 22:9	revised 9:13 12:1	<hr/> s <hr/>
regularly 25:15	requires 16:7	Richardson 3:23,24	
regulations 8:11,14,17 9:13 12:1 40:2,18	research 28:12	rid 42:20	sacrificing 26:21,24
reign 42:20	residents 6:21 22:21 25:1,4,8 26:3 39:14	ride 25:5 26:4	safe 26:4,12,21 27:1
relative 29:18	resigned 21:12	ridiculous 40:9	safer 23:11
relay 26:11	resources 26:7	right 9:24 10:18 18:1 19:8,11 32:14 33:12 37:17 38:7,8 39:10	safety 3:23 5:1 6:16 24:6 25:3,9,19 27:5 30:7 31:14,15 39:4,5
remains 2:10	respect 31:21 32:2	rights 23:5 34:7,8, 9 35:9 38:23 39:4	saying 18:1 31:3
remarks 29:18 31:4, 23	respond 14:19	Robert 41:23	scared 34:22 41:1
remote 6:9	response 2:5 14:24 15:21 17:4,7 31:7		
remotely 2:7,15	responsibilit y 31:20		
replace 43:9			

Police Board Public Meeting
November 17, 2022

scenario 35:17	seizure 27:20	simply 13:3 37:12	spend 26:22
scene 34:17	selected 16:16	single 27:19 28:16	squad 26:19
scope 9:2	sense 40:1	40:22,23 41:9,11	St 42:6
screen 9:5 11:17 13:9	sentiment 36:6	sir 4:20 35:22 42:3	staff 31:22 32:3
SDSC 25:23	serve 23:4 30:3	sit 32:12	stakeholders 11:23 26:10
search 24:13,19 27:20 34:18, 20	session 7:11	situation 35:10	start 30:14
Searched 35:11	sessions 7:16	Skahill 4:19,20 36:14,21 37:10,24 38:9,20 39:8,15	state 41:11
season 22:20,22 25:6,17 26:12,14 31:24	set 13:20 14:4	slide 16:3,4	stated 28:2
seat 32:12	several 2:23 12:15 24:7 25:12 44:3	solution 10:3,8,15	statements 21:10
second 5:17 6:23 7:22 10:19, 20 16:13,14 21:18,19 43:1	shackle 40:24	sort 28:15,20,21 29:4,17 31:4 36:4	station 25:21
section 12:7 18:23 22:9 25:19	shackled 35:12 39:24 41:12	spaces 29:23 31:12	statistics 27:11
sections 7:14,19	share 9:5 11:17 13:8	speak 32:16 44:23	stay 26:15
see 23:14 27:18 28:7 32:10, 12 36:12,13 41:8,10,18	shared 25:20	speaker 5:12 32:19 33:15,17 39:19 41:23	step 11:8
seeing 29:1	sharing 25:3	speakers 32:17	Steven 3:6
seek 11:10	shield 42:14	speaking 37:6	stick 39:23
seeking 28:11	shift 34:6	specific 29:1	sticker 34:10 39:21, 22
	shooting 29:13	specifically 27:15	stipulation 8:10,13 9:2, 6,10 11:9,13
	shootings 14:1 23:14, 15	spectrum 43:20	stop 15:3 34:14 38:22 41:16
	shoppers 26:4,15	speedy 44:19	stopped 40:7,14
	shopping 26:5		stopping 39:1
	signed 32:16 44:23		streets 23:19,22
			Strengthening

Police Board Public Meeting
November 17, 2022

25:7 stronger 23:10 strongly 7:8 structural 42:21 structure 44:2 stuff 41:18,19 subject 2:10 submit 6:19 subsequently 21:11 substantial 14:15 suggest 7:8 suggestions 12:9 Suite 24:14,20 summary 7:15 16:19 Superintenden t 3:14,16 4:6, 22 14:19 15:8 21:7,10 22:13,14,15 27:6 31:2,3 36:12,15 Superintenden t's 21:15 supervisor 34:16,17,19 support 43:8 sure 11:23 26:11 29:22 30:22 32:16 39:8, 13 41:20,21,	24 surrounded 40:5 surveillance 17:12 18:7 sustained 14:14 16:23 28:6,19 system 10:7 24:13, 17 44:5 <hr/> T <hr/> take 11:9 21:5 22:20 23:20 24:2 28:15 32:9 39:15 taken 20:3 23:18, 21 28:10 taking 2:6,24 talk 27:22 29:5 30:6 talked 6:13 31:11 tasked 30:24 teach 30:21 team 23:9 31:7 teeth 42:20 tell 10:4 38:1,13 tells 34:20 temporal 42:21 terms 9:23 44:1 terrible	35:13 terror 42:20 testified 44:13 testify 30:6 testimony 18:6 thank 13:5 20:16, 20,22 22:16 26:23 27:5, 6,9 31:23 32:7 33:6, 12,14 36:11 39:17,18 41:15,22 44:8,16 thanking 22:17 Thanksgiving 32:1,8,13 thing 42:7 things 30:13 31:2, 11 39:3 42:10 44:15 think 9:20,22 10:8 28:8,9 37:2, 19 thinking 10:6,7 22:24 thought 20:3,8 32:10,11 thoughts 20:20,24 threat 2:12 three 17:9 19:6, 16,19 20:6, 7,11 29:13	three-letter 43:7 Thursday 6:7 time 5:6 9:21 22:24 26:21, 24 32:17,18 41:3,16 42:22 44:9, 22 times 18:2 Timothy 21:8,12 Tina 4:18 tips 25:4 Tobara 3:23 today 44:10 today's 22:11 told 41:13,14 Tom 32:11 Tomorrow 26:9 tonight 13:6 tonight's 9:7 11:19 tools 24:23 totally 40:16 tough 22:24 30:12 tourists 26:15 Town 25:11 Traci 4:4
--	---	--	---

Police Board Public Meeting
November 17, 2022

traffic 34:10		vehicles 40:6	Voting 22:5
trafficking 24:2	<hr/> U <hr/>	Vice 3:3,5 5:16, 21 7:21 8:1 9:19 10:11, 16,23 19:5 20:16 22:8	<hr/> W <hr/>
trained 38:18,21	ultimately 13:13 14:18	video 2:16 17:12 18:7 41:6,8, 18	waiting 41:6
training 38:17 39:5	unacceptable 40:8,16	view 25:24	Walker 4:5
transcript 2:20	underscore 13:1	vigilant 26:15	want 12:24 22:20 23:20 26:22 27:22 28:15, 23 30:1 31:1 33:2 35:24 36:5,8 37:20,22 39:12 44:21
transparency 10:6 18:21 23:7	understand 28:23 29:24	vilify 43:17	wanted 6:11 35:7
transportatio n 25:19	understanding 12:19 19:3 31:13,19	violated 34:7 35:9	WAPD 34:3
Trauma 32:23	understands 39:13	violation 34:10	war 43:9
traumatized 34:22	undertaken 31:19	violations 14:3	Warrant 24:13,19
treat 38:22	United 43:20	violence 24:4 43:5,7, 8,10,11,12, 14,15,16	watching 44:20
tremendous 31:21	units 29:1	visibility 25:23 27:3	Water 34:2
trust 28:22	unmute 5:11 33:19	visitors 26:3	way 9:24 16:9 35:2 38:17 40:10 43:24
try 27:24 29:22 30:17 42:19	unmuting 33:23	voices 30:16,20	weapon 36:19
trying 42:8,10 44:4	unvaccinated 2:13	volumes 29:2	web 24:9
Tuesday 6:23 25:18	upcoming 25:1	volunteer 33:5	website 6:15,18 7:17 9:8 11:20 12:8 18:17, 22,23 22:12
TV 44:20	updates 32:24 33:6	votes 5:20 7:24 10:10,22	week 6:19 25:10
two 6:11,13 32:10 35:4	upset 40:17		went 36:13
two-minute 32:18	<hr/> V <hr/>		
type 28:3,16 42:7	value 44:1	vote 6:4 8:8 11:6 21:21 22:3,7	
types 13:23 14:4 27:16	variety 16:17	voted 10:16	
	various 37:4		
	vehicle 34:18 35:11, 12		

wide-ranging 30:10	year 22:19 23:13, 16 25:2 26:13 28:12 29:11 33:2	
withdraw 21:11		
witness 18:6	year's 23:23	
Wolff 3:4,5 5:16, 20,21 7:21, 24 8:1 9:19 10:10,11,16, 22,23 19:5 20:16 22:8	years 33:24	
Women's 41:2	young 35:6 40:21 41:10	
wonderful 6:20	Youth 32:20,22,23	
word 43:7,16	<hr/> Z <hr/>	
work 23:7 24:1 27:4,11 29:11,21 30:1,9,11,15 31:8,21 33:5 34:1,6 35:8	zero 22:7	
worker 35:8		
working 23:1,9 26:17 30:16 34:3		
writes 18:12		
written 14:24 15:20 17:4 18:13, 16 22:10		
wrong 18:2 38:15		
<hr/> Y <hr/>		
y'all 41:3		
Yeah 41:17		