

MINUTES OF THE PUBLIC MEETING

of

THE REGIONAL MUNICIPALITY OF YORK POLICE SERVICES BOARD

April 27, 2016

The Board commenced its meeting of April 27, 2016 in Committee Room A, York Region Administrative Centre, 17250 Yonge Street, Newmarket, Ontario on the above-noted date at 9:00 a.m. in public session.

Board Members Present:

- F. Scarpitti, Chair, Mayor of the City of Markham
- V. Hackson, Vice Chair, Mayor of the Town of East Gwillimbury (Acting Chair until 9:15 a.m.)
- W. Emmerson, Chairman & C.E.O., York Region
- J. Molyneaux, Member
- B. Jiang, Member
- B. Rogers, Member
- K. Usman, Member

M. Avellino, Executive Director
J. Kogan, Administrative Assistant

YRP Present:

- E. Jolliffe, Chief of Police
- T. Carrique, Deputy Chief of Police
- A. Crawford, Deputy Chief of Police
- T. Cusimano, Executive Officer to the Chief of Police
- J. Channell, Manager, Financial Services
- K. MacDonald, Associate Counsel, Legal Services
- K. Griffin, Manager, Corporate Communications

YR Legal & Court Services: J. Hulton, Regional Solicitor

158 INTRODUCTION OF ADDENDUM ITEMS AND OTHER BUSINESS

It was moved by Mr. Rogers, seconded by Mr. Molyneaux that the following items be added to the agenda of the public session of this meeting:

Addendum Items

- (a) Letter from Ms Jeanette Eberhard, Chair, London Police Services Board, April 22, 2016, regarding *Police Services Act* and Strategy for a Safer Ontario - Ministry request for feedback. (Addendum Item No. 8.1)
- (b) Communication from Crime Stoppers, April 25, 2016, regarding sponsorship for the 25th Annual Wayne Snooks Golf Classic taking place June 14, 2016 in King, ON. (Addendum Item No 8.2)
- (c) Letter from Mr. Denis Kelly, Regional Clerk, York Region, April 26, 2016, regarding the *Police Services Act* Review and Consultation on the Strategy

- for a Safer Ontario. (Addendum Item No. 8.3)
(d) Report of the Executive Director – Freedom of Information Access Requests for 2015. (Addendum Item No. 8.4)

159 **DISCLOSURE OF INTEREST**

Nil.

160 **CONFIRMATION OF PUBLIC MINUTES OF MARCH 23, 2016 BOARD MEETING**

It was moved by Chairman Emmerson, seconded by Mr. Rogers that the Board confirm the minutes for the public session of the meeting held on March 23, 2016 in the form supplied to the members.

CARRIED

PRESENTATIONS

- 161 (a) **Volunteer of the Year Award – Chief of Police**
(b) **Emergency Management – Chief of Police**

It was moved by Mr. Rogers, seconded by Mr. Usman that the presentations be received.

CARRIED

COMMUNICATIONS

- 162 Chief Mark Saunders, Toronto Police Service, April 1, 2016, requesting attendance at the 20th Annual Chief of Police Dinner in association with Toronto Crime Stoppers taking place May 11, 2016 in Toronto, ON.

It was moved by Chairman Emmerson, seconded by Mr. Molyneaux that the letter from Chief Mark Saunders, Toronto Police Service, April 1, 2016, be received.

CARRIED

- 163 Mr. Rob Stephanson, President, Canadian Association of Police Governance, April 6, 2016, requesting support for the 27th Annual Canadian Association of Police Governance Conference taking place August 12-14 in Ottawa, ON.

It was moved by Chairman Emmerson, seconded by Vice Chair Hackson that the letter from Mr. Rob Stephanson, President, Canadian Association of Police Governance, April 6, 2016, be received and that the Board purchase a Bronze Sponsorship for \$1,000.

CARRIED

Action: Executive Director

- 164 Mr. Russ Bain, President, Ontario Association of Police Services Boards, April 8, 2016, regarding sponsorship of the Ontario Association of Police Services Boards 2016 Spring Conference and Annual General Meeting taking place May 11-14, in Niagara Falls, ON.

It was moved by Mr. Molyneaux, seconded by Ms Jiang that the letter from Mr. Russ Bain, President, Ontario Association of Police Services Boards, April 8, 2016, be received and that the Board purchase a Platinum sponsorship for \$5,000.

CARRIED

Action: Executive Director

- 165 Ms Jo-Ann Savoie, President, Ontario Women in Law Enforcement, April 11, 2016, requesting attendance at the 18th Annual Awards Banquet taking place May 6, 2016 in Mississauga, ON.

It was moved by Vice Chair Hackson, seconded by Mr. Rogers that the letter from Ms Jo-Ann Savoie, President, Ontario Women in Law Enforcement, April 11, 2016, be received and that the Board purchase one table for \$1,000.

CARRIED

Action: Executive Director

- 166 Superintendent Carolyn Bishop and Mr. Gene Kosmyna, Co-Chair's, Community Safety Village Golf Tournament, April 15, 2016, requesting sponsorship of the 11th Annual Community Safety Village Golf Tournament taking place June 24, 2016 in Kleinburg, ON.

It was moved by Chairman Emmerson, seconded by Mr. Usman that the letter from Superintendent Carolyn Bishop and Gene Kosmyna, Co-Chair's, Community Safety Village Golf Tournament, April 15, 2016, be received and that the Board provide sponsorship in the amount of \$10,000 as a presenting sponsor.

CARRIED

Action: Executive Director

- 167 Ms Mafalda Avellino, Executive Director, York Regional Police Services Board, April 18, 2016 regarding Ontario Regulation 58/16 under the *Police Services Act*.

It was moved by Mr. Rogers, seconded by Ms Usman that the letter by Ms Mafalda Avellino, Executive Director, York Regional Police Services Board, April 18, 2016, be received.

CARRIED

- 168 Chief Eric Jolliffe, York Regional Police, April 20, 2016, regarding the proposed changes to the Highway Traffic Act – Colour Coating Obscure Interior Driver Window.

It was moved by Mr. Molyneaux, seconded by Ms Jiang that the letter from Chief Eric Jolliffe, York Regional Police, April 20, 2016, be received, and that the Board draft a resolution regarding amendments to the Highway Traffic Act – Colour Coating Obscuring Interior and forward it to the Ontario Minister of Transportation, Ontario Association of Police Services Boards and to local Members of Provincial Parliament.

CARRIED

Action: Executive Director

REPORTS OF THE CHIEF OF POLICE

169 Volunteer of the Year Award

It was moved by Mr. Molyneaux, seconded by Vice Chair Hackson that the Board adopt the following recommendation contained in the Report of the Chief of Police:

1. That the content of this report be received by the Board for its information.

CARRIED

170 Direct Purchase of a Software Master License Agreement

It was moved by Mr. Usman, seconded by Mr. Rogers that the Board adopt the following recommendations contained in the Report of the Chief of Police:

1. That the Board authorize the direct purchase of software maintenance and support for the Data Governance and Retention Management System from Gimmel LLC starting in 2017 at an annual cost of \$81,563, plus applicable taxes; and
2. That the software maintenance and support as set out in a Software Master License Agreement with Gimmel LLC be awarded for a period of one year starting in 2017, with an option to renew for three (3) additional one (1) year periods in 2018 to 2020, for a total cost, if all options were exercised, totaling \$326,252, plus applicable taxes; and
3. That the Chief of Police be authorized to execute the Software Master License Agreement with Gimmel LLC and exercise any options to renew between 2018 and 2020, subject to the approval of the Region's Legal Services as to form and content.

CARRIED

171 2015 Use of Force Statistics

It was moved by Chairman Emmerson, seconded by Mr. Usman that the Board adopt the following recommendations contained in the Report of the Chief of Police:

1. That the Board receive this report pursuant to Use of Force Board Policy No. 01/10; and
2. That the Board write to the Ministry of Natural Resources and Forestry and the nine local municipalities in The Regional Municipality of York to advise that York Regional Police will no longer be responding to animal complaints related to sick or injured animals that do not pose a risk to public safety unless the animal is related to a motor vehicle collision and that the Ministry and local municipalities should ensure that they have the capacity to respond to complaints related to sick or injured animals within their respective jurisdictions.

And further, that the Board's decision will take effect on September 1, 2016 and that the letter also be sent to Minister Yasir Naqvi, Ministry of Community Safety and Correctional Services.

CARRIED

Action: Executive Director

[For a video of the full Board proceedings on the Use of Force report, please visit the following website <https://youtu.be/dTcKL5XIQlw>.]

REPORT OF THE EXECUTIVE DIRECTOR

172 Strategy for a Safer Ontario – Written Submission

It was moved by Vice Chair Hackson, seconded by Ms Jiang that the Board adopt the following recommendation contained in the Report of the Executive Director:

1. That the Board forward its written submission to Minister Yasir Naqvi, Ministry of Community Safety and Correctional Services.

And further, that the Board's submission be forwarded to York Regional Council, Premier of Ontario, Association of Municipalities of Ontario, local Members of Provincial Parliament, Ontario Minister of Labour, Ontario Association of Police Services Boards and the Canadian Association of Police Governance.

CARRIED

Action: Executive Director

ADDENDUM ITEMS

173 Ms Jeanette Eberhard, Chair, London Police Services Board, April 22, 2016, regarding *Police Services Act* and Strategy for a Safer Ontario - Ministry request for feedback. (Addendum Item No. 8.1)

It was moved by Mr. Molyneaux, seconded by Mr. Rogers that the letter from Ms Jeanette Eberhard, Chair, London Police Services Board, April 22, 2016, be received.

CARRIED

174 Crime Stoppers, April 25, 2016, regarding sponsorship for the 25th Annual Wayne Snooks Golf Classic taking place June 14, 2016 in King, ON. (Addendum Item No 8.2)

It was moved by Chairman Emmerson, seconded by Mr. Molyneaux that the communication from Crime Stoppers, April 25, 2016, be received and that the Board provide Gold sponsorship in the amount of \$1,500.

CARRIED

Action: Executive Director

- 175 **Mr. Denis Kelly, Regional Clerk, York Region, April 26, 2016, regarding York Region's submission to the Ministry of Community Safety and Correctional Services on the *Police Services Act* Review (Addendum Item No. 8.3)**

It was moved by Ms Jiang, seconded by Mr. Rogers that York Region's submission to the Ministry of Community Safety and Correctional Services on the Police Services Act Review be received.

CARRIED

- 176 **Report of the Executive Director - Freedom of Information Access Requests for 2015 (Addendum Item No. 8.4)**

It was moved by Mr. Molyneaux, seconded by Mr. Usman that the Board adopt the following recommendation contained in the Report of the Executive Director:

1. That the Board receive this report in accordance with its Bylaw No. 09-15 a bylaw to establish administration policies for *Municipal Freedom of Information and Protection of Privacy Act* (MFIPPA) Access Requests.

CARRIED

177 **OTHER BUSINESS**

The Board directed the Chief to provide an update on the construction of the York Regional Police Training Facility at its May Board meeting.

CONSIDERATION OF MOTION TO MOVE INTO PRIVATE SESSION

- 178 *It was moved by Mr. Molyneaux, seconded by Mr. Rogers that the Board convene in Private Session for the purpose of considering confidential items pertaining to legal and personnel matters in accordance with Section 35(4) (b) of the Police Services Act.*

The Board met in Private Session at 10:45 a.m. and reconvened in public at 2:13 p.m.

CONSIDERATION OF MOTION TO MOVE INTO PUBLIC SESSION

- 179 *It was moved by Chairman Emmerson, seconded by Mr. Usman that the Board rise and report from Private Session.*

CONSIDERATION OF PRIVATE ITEMS

180 **Human Resources**

It was moved by Chairman Emmerson, seconded by Ms Jiang that the Board adopt the following recommendations contained in the Report of the Chief of Police:

1. That the Board reclassify 27 officers pursuant to the 2013 – 2015 Uniform Working Agreement; and

2. That the Board appoint seven civilians, pursuant to Section 31(1) (a) of the *Police Services Act*.

CARRIED

181 **Appointment of New Auxiliary Officers**

It was moved by Chairman Emmerson, seconded by Ms Jiang that the Board adopt the following recommendation contained in the Report of the Chief of Police:

1. That the Board appoint 15 new individuals as Auxiliary Members, effective May 7, 2016 pursuant to Section 52(1) of the *Police Services Act*.

CARRIED

182 **CONFIRMATORY BYLAW**

The Board had before it Bylaw No. 04-16. The Bylaw is necessary to confirm the proceedings of the Board at this meeting.

It was moved by Ms Jiang, seconded by Vice Chair Hackson that Bylaw No. 04-16, being "a Bylaw confirming the proceedings of the Board at this meeting," be read and enacted.

Bylaw No. 04-16 was read and enacted as follows:

"To confirm the proceedings of the Board at this meeting".

CARRIED

183 **ADJOURNMENT**

It was moved by Mr. Molyneaux, seconded by Mr. Rogers that the meeting be adjourned.

CARRIED

The meeting adjourned at 2:15 p.m.

Mafalda Avellino
Executive Director

Mayor Frank Scarpitti
Chair

Minutes confirmed and adopted at the meeting of the Board held on May 27, 2016.

Accessible formats or communication supports are available upon request.