



## Ottawa Police Services Board

### Minutes

**Meeting #:** 75 #2  
**Date:** February 27, 2023  
**Time:** 4:00 pm  
**Location:** Electronic Participation

**Present:** Chair: Suzanne Valiquet, Mayor Mark Sutcliffe, Councillor Cathy Curry, Councillor Marty Carr, Salim Fakirani, Peter Henschel, Michael Doucet.

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1. Notices and meeting information for participants and members of the public.
  2. Ceremonial Activities and Announcements
    - 2.1 Election of Vice Chair

Chair Valiquet called for nominations for the position of Vice Chair.

Chair Valiquet moved that Member Fakirani be nominated to the position of Vice Chair, and Member Curry seconded the nomination. There being no other nominations, the following motion was considered:

Moved by Member Curry

**That nominations for the position of Vice Chair of the Ottawa Police Services Board be closed.**

Carried

Moved by Chair Valiquet

**That the Ottawa Police Services Board appoint S. Fakirani as Vice Chair of the Board for 2023.**

Carried

## 2.2 OPS Gala

A short video was played to congratulate the fund recipients from last year's OPS Gala and announce that the Service is taking applications from community groups for this year's event.

## 3. Confirmation of Agenda

**That the Ottawa Police Services Board confirm the agenda of the 27 February 2023 meeting.**

Carried

## 4. Confirmation of Minutes

4.1 Minutes 72 #1 and #2 of 23 January 2023, Minutes #73 of 01 February 2023, Minutes 74 #1 and #2 of 09 February 2023

**That the Ottawa Police Services Board confirm Minutes 72 #1 and #2 of the 23 January 2023 meeting, Minutes #73 of the 01 February 2023 meeting, and Minutes 74 #1 and #2 of the 09 February 2023 meeting.**

Carried

## 5. Committee Meetings: Reports from Committee Chairs & Minutes

5.1 Finance and Audit Committee - Draft Minutes #19 of 15 February, 2023

**That the Ottawa Police Services Board receive this item for information.**

6. Declarations of Interest

No Declarations of Interest were filed.

7. Public Delegations

1. Robin Browne 613-819 Black Hub (he/him)
2. Ade Olumide
3. Karla Cisneros
4. Robert Brinker
5. Meral Aduli
6. Sam Hersh
7. Chloe Humber
8. Samantha McAleese
9. Erin O'Neil
10. Julia Hamer
11. Farnaz Farhang
12. Bailey Gauthier (they/them)
13. Sam Mwinyele Dale
14. Inez Hillel
15. Stéphanie Plante, Councillor- Ward 12 Rideau-Vanier

The public delegations spoke on a variety of topics including opposition to the draft police budget increase as well as the proposed changes to the Board's Procedure Bylaw; the ineffectiveness of bodycams and other surveillance technology used by the police; officers being suspended with pay; and the need for increased funding of social services. Some delegates also shared their lived experience with the Board.

The Council delegation commended the work of the Neighbourhood Resource Teams (NRTs) and made a request for better and more collaborative data collection among partners in the ByWard market to better capture what is occurring.

Following the delegations it was clarified that the issue of officers being suspended with pay is a provincial issue as it is legislated by the *Police Services Act*. It was also noted with respect to the Board's Procedure Bylaw that the Chair having to approve delegation requests is not a new change; this

is the existing process. Further, the requirement for a quorum of members at the proposed separate 'delegation' session is no different than the requirement of a quorum for the Board's regular meetings.

8. Inquiries

There were no inquiries.

9. Items of Business

9.1 Chair's verbal report

Chair's report

A copy of the Chair's verbal report is available [online](#).

Member Fakirani raised the following direction to the Chief of Police with respect to the report of the Public Inquiry into the 2022 Public Order Emergency, by the Honourable Paul S. Rouleau:

*The Ottawa Police Services Board hereby directs the Chief of Police to review the findings and recommendations of the Honourable Paul S. Rouleau, detailed in the report of the Public Inquiry into the 2022 Public Order Emergency, and develop responses to the recommendations directed at police services.*

*The responses should include action plans that detail who will be responsible for delivering on the recommendation and by what timeframe, as well as any additional resources that will be required, whether financial or staff related.*

*Should there be a recommendation the Service is not planning on addressing, a clear rationale should be provided for why it is not being addressed.*

*Lastly, should any recommendations overlap with work being completed to address the recommendations of the Office of the Auditor General's report into the Ottawa Police Service's Response to the Convoy Protest, this should be clearly stated.*

*The Ottawa Police Service response to the recommendations should be presented back to the Board by no later than end of Q2 2023.*

The Chief accepted the direction, noting the Service is planning to be able to provide an action plan by the end of June. Acting Deputy Chief Burnett

is leading the review. It was also noted that many recommendations are not directed at the OPS.

**That the Ottawa Police Services Board receive this report for information.**

Received

## 9.2 Chief's verbal report

Chief's report

A copy of the Chief's verbal report is available [online](#).

A question was directed to the Chief on whether he had any thoughts on the current discussions taking place around the need for bail reforms or judicial interim release decisions.

The Chief noted he had been involved in a number of meetings on this topic. The Ontario Association of Police Chiefs has produced a document, led by the OPP Commissioner. The Chief is supportive of taking a critical analysis of the present state in the interest of not only police officer safety but community safety more broadly.

With respect to the four homicides noted in the Chief's verbal report, it was clarified that these were not femicides and there were connections between the victims and the perpetrators.

**That the Ottawa Police Services Board receive this report for information.**

Received

## 9.3 Board Committee Appointments

Executive Director's report

**That the Ottawa Police Services Board approve the appointment of M. Carr to the Finance and Audit Committee and the Complaints Committee.**

Carried

#### 9.4 Amendment To Procedure By-Law No. 3 Of 2014

Policy & Governance Committee report

A motion was raised by Member Carr. She clarified that she completed a review of procedures among other police boards and felt it was important to have delegations as part of the Board's regular meetings.

The motion also includes a requirement to have delegates send materials in advance as it will allow for more dialogue between Board members and delegates and provide the Board with an opportunity to think about the comments being made.

It was noted that the amended bylaw should include a provision that provides Committee Chairs with discretion to invite delegates at committee meetings where appropriate.

There was a discussion around the start time of the meeting as the original proposal was to begin the public meeting at 2pm, followed by the in-camera meeting. The Board decided to continue with a 4pm start time for the public meeting, with the in-camera meeting taking place beforehand.

It was noted that the Board needs to contemplate a broader strategy for community engagement as it receives feedback from the public through other sources other than delegations.

#### Motion to Amend Proposed Updates to Procedure By-Law No.3 Of 2014

Moved by: Member Carr

Seconded by: Member Curry

**WHEREAS the Ottawa Police Services Board (Board) received and tabled a report on January 23, 2023, to amend its Procedure By-Law No.3 of 2014;**

**AND WHEREAS the intent of the amendments was to ensure the bylaw is up to date and reflective of existing practice and to ensure the current procedures are still assisting the Board in performing its governance and oversight responsibilities effectively and efficiently;**

**AND WHEREAS the amendments included changes to the section of the bylaw outlining procedures for the hearing of delegations,**

including a recommendation that delegations be heard during a separate session, prior to the Board's regular meetings;

**AND WHEREAS** some members of the public raised concerns around moving delegations to a separate session that falls outside of the Board's regular meeting agenda;

**AND WHEREAS** it was previously discussed that it would be helpful if Board members received a copy of a delegate's comments in writing, in advance of their oral presentation, so Board members have an opportunity to reflect on the comments and any possible questions they may wish to raise with the delegate;

**THEREFORE BE IT RESOLVED** that the Board amend the proposed updates to its Procedure By-law No.3 of 2014 concerning the hearing of delegations in order to keep the delegation session as part of the Board's regular meetings;

**BE IT FURTHER RESOLVED** that delegates be required to submit a written copy of the comments they intend to present to the Board in advance of the meeting;

**BE IT FURTHER RESOLVED** that the Chair be provided with the discretion to extend the time allotted for delegations at the Board's regular meetings;

**BE IT FURTHER RESOLVED** that should the Board determine the amended bylaw is not assisting the Board in performing its governance and oversight responsibilities effectively and efficiently, it will further review its procedures through the Policy and Governance Committee;

**BE IT FURTHER RESOLVED** that Committee Chairs be provided with discretion to determine if and when delegations will be permitted at specific Committee meetings;

**BE IT FURTHER RESOLVED** that Section 31 of the Board's Procedure Bylaw be repealed and substituted with the following:

**HEARING OF DELEGATIONS**

**31.(1) The Board will set aside one (1) hour as part of its regular meetings to hear delegations from members of the public. Advance registration will be required for those who wish to present.**

**(2) Delegations wishing to address the Board during the delegation portion of the regular meetings may be heard with the approval of the Board. Requests must be made to the Executive Director and must include a written copy of the comments that will be presented. Such requests must be received in full no later than noon on the last full business day prior to the date of the proposed delegation. All requests will require approval by the Chair. The Chair will advise all Board members should a request to speak be declined and the reasons for declining the request.**

**(3) Written delegations will also be accepted and given the same consideration by the Board. The submission must be received no later than one full business day prior to the date of the regular meeting.**

**(4) Delegations will be considered on a first-come-first-serve basis, however priority will be given to delegates seeking to speak to agenda items on the upcoming agenda, as well as new delegates or those delegates who have not previously delegated within the preceding three months.**

**(5) Delegation topics that will be deemed in order will include items of business listed on the agenda for the corresponding regular meeting, with the exception of the Chair and Chief's Verbal Reports (which are presented verbally at the meeting). Delegates wishing to address comments made during a verbal report by the Chair or Chief will be in order at the subsequent regular meeting. Delegates may also register to speak to topics not listed as part of the items of business on the agenda, provided the subject matter is within the jurisdiction of the Board, and the previously stated conditions have been met.**

**(6) Delegations shall be restricted to presentations of five (5) minutes and shall address their remarks to the subject matter for which they received approval to speak. Should the Board receive more than 12 delegate requests for a single session, delegates will be restricted to**



three (3) minutes. Notwithstanding the foregoing, the time allotted for delegations may be extended at the discretion of the Chair.

(7) If a delegation is registered to speak and is unable to attend the session, the delegation can either withdraw their delegation or submit their comments to the Board in writing through the Executive Director. Registrations are not transferable or deferrable.

(8) Upon the completion of a presentation to the Board by a delegation, any discourse between Members of the Board and the delegation shall be limited to Members asking questions for clarification and obtaining additional, relevant information only. Members of the Board shall not enter into debate with the delegation respecting the presentation. Delegations may not direct questions to the Board or the Service for a response.

**(9) Delegations at Committee meetings will be invited and permitted at the discretion of the Committee Chair.**

(10) No Delegation shall:

(a) speak disrespectfully of any person;

(b) use offensive words or un-parliamentary language;

(c) speak on any subject other than the subject for which they have received approval to address the Board; or

(d) disobey the rules of procedure or a decision of the Chair.

(11) The Chair may curtail any delegation, any questions of a delegation or debate during a delegation for disorder or any other breach of this by-law and, where the Chair rules that the delegation is concluded, the person or persons appearing shall immediately withdraw.

Carried as amended

**That the Ottawa Police Services Board approve and enact the attached By-law No. 1 of 2023, being a By-law to amend Ottawa Police Services Board Procedure By-law No. 3 of 2014.**

Carried as amended

9.5 Resolution Passed by Ottawa City Council Requesting the Ottawa Police Services Board Explore the Feasibility of Piloting Safe Exchange Areas or Community Safety Zones

City Council Motion 2023 – 05/09

The Service noted they had begun working on this direction when the motion was passed at City Council. They have identified locations and could be in a position to launch by the end of Q2.

**That the Ottawa Police Services Board direct the Chief of Police to explore the feasibility of piloting safe exchange areas or community safety zones at Ottawa Police Stations that would include 24/7 surveillance and dedicated signage for the residents of Ottawa and report the findings back to the Board by Q3 of 2023.**

Carried

9.6 Delegation of Special Constable Status Approval

Chief's report

**That the Ottawa Police Services Board delegate authority to the Chair and Vice-Chair to approve any required special constable status appointments in relation to the Presidential Visit Event occurring in March 2023. These appointments will be valid until March 31, 2023.**

Carried

9.7 Appointment and Re-Appointment of Special Constables: OC Transpo

Chief's report

It was clarified that while the Board provides the authority for the appointment of the OC Transpo special constables, the Service is not involved in their hiring.

**That the Ottawa Police Services Board approve the appointment of the OC Transpo employee listed in Document 1 and the re-appointment of the OC Transpo employees listed in Document 2 as Special Constables pursuant to Section 53 of the Police Services**

**Act, in accordance with the terms and conditions set forth in the attached Approval of Appointment forms.**

Carried

9.8 Purchase of Automated Licence Plate Readers (ALPRs)

Chief's report

Questions were raised on whether a privacy impact analysis had been conducted on this technology; what the Service does with the footage; and where the revenue is directed.

The OPS explained that have had five of these units since 2016. They are looking to purchase more using funding from a provincial grant. The Service will be preparing a full business case, including a community consultation and a privacy impact assessment. They are looking to purchase them now because it is the end of the fiscal year for the province. They expect to roll out the technology in tandem with their Digital Evidence Management System (DEMS).

It was noted that police have used dash cams for years, which track and record multiple licence plates while driving.

With respect to the fine revenue, this goes to the City.

A request was made to have the privacy impact assessment provided to the Board, and for the Board to receive more information on the public consultation. A suggestion was made for the Service to partner with the OPP on its consultation plan since they are already partnering with them on the procurement.

The OPS noted it was not looking to reinvent the wheel and would leverage what others have learned who have already done this work. It was further noted that since the Solicitor General is funding this technology, there should be existing research supporting the effectiveness of the tool.

**That the Ottawa Police Services Board delegate authority to the Chief of Police for the purchase of Automated License Plate Reader (ALPR) in-car cameras to expand the number of units deployed,**

**using the grant funds provided by the Solicitor General for this purpose, up to the amount of \$669,447.**

Carried

9.9 2023 Draft Operating and Capital Budget: Public Delegations and Approval

Chief's report

It was noted that the level of detail contained in the budget report was very helpful. It was further noted that other city departments do not include capital costs like the OPS does as part of their budgets.

In response to questions around the budget, the following points were made:

- With respect to an alternative response model to police, the City's Guiding Council has done a lot of work towards rolling out a pilot later this year or in early 2024. Currently, the OPS is funding the call referral program and is looking to fund a mental health worker in their communication dispatch.
- The funding allocated for bodycams will be for the DEMS to support the technology, and not for the cameras themselves. There will be no delivery on accessories like bodycams until the DEMS is established.
- The RCMP did a pilot on bodycams between 2013-2016 when the technology was still new. The RCMP is now looking at purchasing them. The OPS will bring a business case to the Board before spending any money on them. There are pros and cons but the Service will be able to present a perspective at the appropriate time.
- The Service will be tabling data on race equity in 2023 however they have not yet identified which quarter.
- With respect to the public portal for open police data, the OPS is targeting Q3-Q4 of 2023. The strategic planning process can be leveraged to gather Board input on what data to include.
- In terms of the Service's greening initiatives, the OPS is very embedded with the City and Hydro Ottawa.
- The Service is working to build up their cyber crime program and make it more robust.

**That the Ottawa Police Services Board:**

- 1. Approve the Ottawa Police Service 2023 Draft Operating and Capital Budget.**
- 2. Approve the delegation of authority to the Chief of Police to execute and administer the 2023 Fleet Replacement Program, up to a maximum of \$5.2 million.**

Carried

9.10 Community Feedback - Budget 2023

Chief's report

**That the Ottawa Police Services Board receive this report for information.**

Received

9.11 Performance Report - Fourth Quarter 2022

Chief's report

**That the Ottawa Police Services Board receive this report for information.**

Received

9.12 Workforce Management Report - Fourth Quarter 2022

Chief's report

**That the Ottawa Police Services Board receive this report for information.**

Received

9.13 Appointments Made Under the Interprovincial Policing Act: 2022 Annual Report

Chief's report

**That the Ottawa Police Services Board receive this report for information.**

Received

9.14 Report on SIU Investigation 22-OVI-181

Chief's report

**That the Ottawa Police Services Board receive this report for information.**

Received

9.15 Report on SIU Investigation 22-OCI-226

Chief's report

**That the Ottawa Police Services Board receive this report for information.**

Received

9.16 Report on SIU Investigation 22-OVI-193

Chief's report

**That the Ottawa Police Services Board receive this report for information.**

Received

9.17 Response to Inquiry I-22-06: OPS Intelligence Gathering

Chief's report

**That the Ottawa Police Services Board receive this report for information.**

Received

9.18 Legal Services Status Report: Fourth Quarter 2022

Board Solicitor

A question was raised about the City's stand offer list for law firms. It was noted the current list was extended for six months and the City will be going back to market through competitive procurement to develop a new list for 2023-2026.

It was noted that \$23,632 was spent on non-litigated claims and this varied greatly from the previous year. It was clarified that this includes payments made under the *Insurance Act* for accident benefits and that expenses are only reported on when a file is closed out. The sum reported is the total of accumulated payments made over years.

A comment was made concerning the Board's legal liability. The Board Solicitor noted that under Section 50 of the *Police Services Act*, the Board is liable for any tort committed by any member of the OPS as the OPS doesn't exist as a legal entity.

**That the Ottawa Police Services Board receive this report for information.**

Received

9.19 Outstanding Board Inquiries & Motions: February 2023

Executive Director's report

**That the Ottawa Police Services Board receive this report for information.**

Received

9.20 Letters of Commendation

Chief's report

**That the Ottawa Police Services Board receive this report for information.**

Received

10. Other Business

Member Curry noted she had two motions she would be looking to bring forward at a later date related to the Auditor General's recommendation concerning the Board Solicitor, as well as rising and reporting. She will work with the Executive Director to determine when to bring them forward.

Member Carr noted the Chief had referenced a report that was supportive of bodycams and whether this could be shared with the Board and the public. The Chief noted that when the Service prepares their business case, they will provide all sides of the issue and can certainly provide the report at that time.

11. In Camera Items

Please note that the in camera meeting was held prior to the public meeting and the following items were discussed:

1. Labour Relations Matter
2. Report on Executive Command Leave and Salaries
3. Legal Services Status Report – Settlements, Fourth Quarter 2022
4. Personnel Matter
5. Major Event Operational Update: St. Patrick's Day
6. Major Event Operational Update: Upcoming Presidential Visit
7. Legal Matter

12. Adjournment

The meeting adjourned at 7:32 pm.

13. Next Meeting

Regular Meeting – Monday, March 27, 2023 - 4:00 PM