



The following *draft* Minutes of the meeting of the Toronto Police Services Board held on September 13, 2012 are subject to adoption at its next regularly scheduled meeting.

The Minutes of the meeting held on August 15, 2012, previously circulated in draft form, were approved by the Toronto Police Services Board at its meeting held on September 13, 2012.

MINUTES OF THE PUBLIC MEETING of the Toronto Police Services Board held on **SEPTEMBER 13, 2012** at 1:30 PM in the Auditorium, 40 College Street, Toronto, Ontario.

PRESENT:

Dr. Alok Mukherjee, Chair
Mr. Michael Thompson, Councillor & Vice-Chair
Mr. Chin Lee, Councillor & Member
Ms. Marie Moliner, Member
Dr. Dhun Noria, Member
Ms. Frances Nunziata, Councillor & Member
Mr. Andrew Pringle, Member

ALSO PRESENT:

Mr. William Blair, Chief of Police
Mr. Karl Druckman, City of Toronto - Legal Services Division
Ms. Deirdre Williams, Board Administrator

**THIS IS AN EXTRACT FROM THE MINUTES OF THE PUBLIC MEETING OF THE
TORONTO POLICE SERVICES BOARD HELD ON SEPTEMBER 13, 2012**

#P223. INTRODUCTION

The following members of the Service were introduced to the Board and congratulated on their recent appointments and/or promotions:

Appointed to the position of Safety Planner & Program Coordinator:

- Robert Duncan

Promoted to the rank of Staff Sergeant:

- Antonio Forchione
- Colin Kay

Promoted to the rank of Sergeant:

- Michael Butt
- Tige Pollack
- Deborah Sova
- William White
- Vicki Westervelt

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TORONTO POLICE SERVICES BOARD HELD ON SEPTEMBER 13, 2012**

#P224. CAFETERIA SERVICES – EXTENSION OF CONTRACT

The Board was in receipt of the following report August 29, 2012 from William Blair, Chief of Police:

Subject: CAFETERIA SERVICES - EXTENSION OF CONTRACT

Recommendations:

It is recommended that:

- (1) the Board approve a three month extension of the current contract with Compass Group Canada Ltd. for cafeteria services, from October 1, 2012 to December 31, 2012; and
- (2) the Board waive the guaranteed rental payment from Compass Group Canada Ltd. to the Service of \$5,100 during the extension period, and that all other terms and conditions remain the same.

Financial Implications:

Waiving the guaranteed rental amount for the three month extension amounts to \$5,100. The rental amount received is allocated to a deferred revenue account and utilized for repairs/replacement of cafeteria equipment as required. Therefore, there is no impact on the Service's operating budget.

Background/Purpose:

The purpose of this report is to request Board approval for a three month extension to the current cafeteria services contract. The Toronto Police Service's (Service) Chief Administrative Officer has the authority to approve the extension of a contract, under the same terms and conditions, until a new contract is put in place. However, since Compass Group Canada Ltd. (Compass) has requested that the guaranteed rent to the Service be waived during the contract period, Board approval of the extension is required.

Discussion:

The current contract for cafeteria services with Compass expires on September 30, 2012 (Min. No. P203/09 refers). This contract includes two one-year options at the discretion of the Board. The Service determined that a modified approach to the provision of food services was required and therefore, would not be recommending the option years.

As a result, a Request for Proposal (RFP) #1129218-12 was issued on June 18, 2012 to establish a new arrangement. In order to provide more information to proponents, the RFP closing date was extended to August 2, 2012. The evaluation phase of the RFP process will be completed in early September 2012 and, depending on the recommended direction, there would not be enough time for a transition of services, if required. Therefore, a three month extension to the current contract is required. Compass has indicated that they are receptive to the three month extension provided the guaranteed rental for the extension period is waived. The Service is agreeable to the request from Compass.

Conclusion:

The contract with Compass for the provision of cafeteria food services at Police Headquarters and the Toronto Police College expires on September 30, 2012. A RFP to establish a new contract is currently in the evaluation phase. In order to allow time for any potential transition of services, it is recommended that the current arrangement with Compass be extended by three months (October 1, 2012 to December 31, 2012) and that the guaranteed rent of \$5,100 payable to the Service during the extension period be waived.

Mr. Tony Veneziano, Chief Administrative Officer, Administrative Command, will be in attendance to answer any questions from the Board.

Mr. Tony Veneziano, Chief Administrative Officer, and Mr. Angelo Cristofaro, Director of Finance and Administration, were in attendance and responded to questions by the Board.

The Board approved the foregoing report.

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TORONTO POLICE SERVICES BOARD HELD ON SEPTEMBER 13, 2012**

**#P225. DESKTOP EQUIPMENT AND PROFESSIONAL SERVICES – VENDOR
OF RECORD – EXTENSION OF CONTRACT**

The Board was in receipt of the following report August 17, 2012 from William Blair, Chief of Police:

Subject: CONTRACT EXTENSION - VENDOR OF RECORD FOR DESKTOP
EQUIPMENT AND PROFESSIONAL SERVICES

Recommendations:

It is recommended that:

- (1) the Board approve the one year option to extend the current contract with Softchoice Corporation for the supply and delivery of standard and mobile workstations, laptops, monitors, printers and other desktop related peripherals, and the software, maintenance and related professional services for such equipment, for the period May 24, 2013 to May 23, 2014; and
- (2) the Board authorize the Chair to execute all required agreements and related documents, on behalf of the Board, subject to approval by the City Solicitor as to form.

Financial Implications:

The recommended one year extension of the vendor of record agreement with Softchoice Corporation (Softchoice) will result in an estimated lifecycle expenditure of \$6,000,000 for hardware, maintenance and professional services. Funding has been allocated in the approved capital program through the Vehicle and Equipment Reserve. The estimated expenditure excludes ad-hoc purchases that may be approved in future operating and capital requests.

Background/Purpose:

At the February 18, 2010 meeting, the Board approved Softchoice as the vendor of record for the supply and delivery of standard and mobile workstations, laptops, monitors, printers and other desktop related peripherals, and the software, maintenance and related professional services for such equipment, for the period May 24, 2010 to May 23, 2013, with options for two (2) one (1) year extensions at the discretion of the Board (Min. No. P48/10 refers). The Toronto Police Service (TPS) utilizes a vendor of record for purchasing desktop equipment and services. The equipment purchased includes standard and mobile workstations, laptops, monitors, printers and other desktop related peripherals and software. The professional services are related to desktop equipment such as maintenance and installation services. A vendor of record is required to acquire equipment and services efficiently and in a cost effective manner during the term of the agreement.

Discussion:

In May 2013, the current vendor of record agreement for desktop equipment and services with Softchoice Corporation will expire. As part of Softchoice Corporation's original proposal, incentive pricing in the form of a 1% reduction in markup over the manufacturers' cost, was included to apply during any extension period. Softchoice was the only vendor in the 2010 procurement process that offered a markup reduction if the extension options were exercised.

- TPS will continue to exercise its right to verify that the pricing of equipment and services is competitive throughout the term of the agreement. This process includes formal monthly price catalogues and immediate ad hoc quotations using live manufacturer pricing;
- proactive road map (manufacturers' equipment lifespan) sessions, trade-in and trade-up programs, including: decommissioning services; residual value; and acquisition of equipment within their lifecycle; and
- technology reviews and pricing comparisons against similar manufacturers.

During the term of the agreement and as TPS standard hardware models move through their manufacturing lifecycle, the TPS should realize a graduated reduction in costs based on competitive manufacturer pricing and the introduction of new products into the market.

Conclusion:

The current contract which expires on May 23, 2013, includes an option to extend for up to two (2) one (1) year periods. TPS has been satisfied with the performance of Softchoice during the current contract period, and extending the contract for one year provides a reduced mark-up cost. As a result, the TPS is recommending that the Board approve the extension of the current agreement for one (1) year, from May 24, 2013 to May 23, 2014.

Mr. Tony Veneziano, Chief Administrative Officer, Administrative Command will be in attendance to answer any questions from the Board.

The Board approved the foregoing report.

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TORONTO POLICE SERVICES BOARD HELD ON SEPTEMBER 13, 2012**

**#P226. TORONTO POLICE SERVICE: OPERATING BUDGET VARIANCE
REPORT FOR THE PERIOD ENDING JULY 31, 2012**

The Board was in receipt of the following report August 29, 2012 from William Blair, Chief of Police:

Subject: OPERATING BUDGET VARIANCE REPORT FOR THE TORONTO POLICE
SERVICE – PERIOD ENDING JULY 31, 2012

Recommendations:

It is recommended that:

- (1) the Board receive this report; and
- (2) the Board forward a copy of this report to the City's Deputy City Manager and Chief Financial Officer for information.

Financial Implications:

There are no financial implications relating to the recommendations contained within this report.

The Board, at its October 20, 2011 meeting, approved the Toronto Police Service's 2012 operating budget at a net amount of \$936.3M (Min. No. P257/11 refers). Subsequently, Toronto City Council, at its January 17, 2012 meeting, approved the 2012 Operating Budget at \$933.8M (the City-approved amount reflected an additional \$0.8M in Court Services provincial funding identified after Board approval, and a reduction of \$1.8M to reflect the fact that the contract with the Senior Officers' Organization had not yet been ratified for 2011 or 2012).

The Board, at its February 16, 2012 meeting, requested the approval of a transfer of \$1.8M to the Toronto Police Service's 2012 net operating budget from the City's Non-Program operating budget, with no incremental cost to the City, to reflect the now-ratified contract with the Senior Officers' Organization (Min. No. P28/12 refers). City of Toronto Council approved this budget transfer on May 8, 2012.

The Toronto Police Service (Service) has since been notified by City Finance staff of a further \$0.1M allocation from the Insurance Reserve Fund to the Service's 2012 operating budget. As a result of the reallocation, the Service budget has been restated upwards by \$0.1M to a total of \$935.7M. However, this change does not result in additional available funds to the Service, as there will be a corresponding charge from the City.

	<u>2012 Budget</u>	<u>Comments</u>
Board approved Oct. 20/11	\$936.3	
Council adjustments Jan. 17/12	<u>(\$2.5)</u>	Increased court services recovery, removal of Senior Officer contract settlement
Council approval	\$933.8	
Senior Officer contract settlement	\$1.8	Council approved adjustment May 8/12
Insurance Reserve Fund	<u>\$0.1</u>	Notification from City Finance
2012 Revised Operating Budget	\$935.7	

Background/Purpose:

The purpose of this report is to provide information on the Service's 2012 projected year-end variance as of July 31, 2012.

Discussion:

The following chart summarizes the variance by expenditure and revenue category.

Category	2012 Budget (\$Ms)	Actual to July 31/12 (\$Ms)	Projected Year- End Actual (\$Ms)	Fav / (Unfav) (\$Ms)
Salaries	\$678.4	\$387.6	\$676.0	\$2.4
Premium Pay	\$42.7	\$20.1	\$44.9	(\$2.2)
Benefits	\$182.0	\$108.9	\$180.7	\$1.3
Materials and Equipment	\$24.1	\$10.6	\$23.1	\$1.0
Services	<u>\$90.7</u>	<u>\$26.8</u>	<u>\$89.1</u>	<u>\$1.6</u>
Total Gross	<u>\$1,017.9</u>	<u>\$554.0</u>	<u>\$1,013.8</u>	<u>\$4.1</u>
Revenue	(\$82.2)	(\$31.9)	(\$84.1)	\$1.9
Total Net	<u>\$935.7</u>	<u>\$522.1</u>	<u>\$929.7</u>	<u>\$6.0</u>

It is important to note that expenditures do not all follow a linear pattern and therefore year-to-date expenditures cannot be simply extrapolated to year-end. Rather, the projection of expenditures to year-end is done through an analysis of all accounts, taking into consideration factors such as expenditures to date, future commitments expected and spending patterns. In addition, the Service receives significant amounts of in year grant funding and the revenue and expense budgets are adjusted when receipt of funds is confirmed.

As at July 31, 2012, a favourable variance of \$6.0M is anticipated. Details of each major expenditure category and revenue are discussed in the sections that follow.

Salaries:

A favourable variance of \$2.4M is projected in the salary category.

Expenditure Category	2012 Budget (\$Ms)	Actual to July 31/12 (\$Ms)	Projected Year- End Actual (\$Ms)	Fav / (Unfav) (\$Ms)
Uniform Salaries	\$515.7	\$296.9	\$514.6	\$1.1
Civilian Salaries	\$162.7	\$90.7	\$161.4	\$1.3
Total Salaries	\$678.4	\$387.6	\$676.0	\$2.4

Uniform staffing levels at year-end 2011 were slightly lower than what had been assumed at the time of Board budget approval, resulting in annualized salary savings for 2012. At this time, the Service is projecting 180 separations for the year, compared to the 200 included in the 2012 budget. The net impact of the annualized savings and the less-than-projected attrition in 2012 is projected to result in a \$0.3M favourable variance. Actual separations are monitored monthly and will continue to be reported on in future variance reports.

The Service continues to experience an increased number of members on unpaid leaves (e.g. maternity, parental) compared to what had been estimated in the 2012 budget. As a result, uniform salaries are projected to be a further \$0.8M favourable to year-end, for a total projected surplus of \$1.1M.

Civilian salaries are projected to be \$1.3M less than budget. While the Service has deferred civilian hiring, there are some critical vacancies that need to be filled and these are being processed accordingly. However, hiring is occurring at a slower rate than planned, resulting in the projected savings. Similar to the uniform category, civilian attrition is monitored monthly and vacancies will continue to be reviewed and reported on.

Premium Pay:

An unfavourable projection of \$2.2M is projected in the premium pay category.

Expenditure Category	2012 Budget (\$Ms)	Actual to July 31/12 (\$Ms)	Projected Year- End Actual (\$Ms)	Fav / (Unfav) (\$Ms)
Court	\$14.2	\$7.3	\$14.0	\$0.2
Overtime	\$5.4	\$2.8	\$8.1	(\$2.7)
Callback	\$4.9	\$2.9	\$4.9	\$0.0
Lieutime Cash Payment	\$18.2	\$7.1	\$17.9	\$0.3
Total Premium Pay*	\$42.7	\$20.1	\$44.9	(\$2.2)

** Approx. \$1.1M is attributed to grant-funded expenditures (revenue budget has been increased by same amount)*

The Service continues to strictly monitor and control premium pay. Overtime is to be authorized by supervisory personnel based on activities for protection of life (i.e., where persons are at risk), protection of property, processing of arrested persons, priority calls for service (i.e., where it would be inappropriate to wait for the relieving shift), and case preparation (where overtime is required to ensure court documentation is completed within required time limits).

As part of the response to the recent gun incidents, the Service instituted Project Summer Safety. This initiative aims to improve safety in our communities and increase positive engagement between officers and members of the public. To assist in accomplishing this goal, the Service will be redeploying officers to high priority neighbourhoods and backfilling the officers through the use of overtime. The Summer Safety project is expected to have a total premium pay cost of \$4M and an incremental impact of \$2.7M. Approximately \$1.3M of the \$4M are funds that the Service had begun to anticipate as savings based on spending trends, or that could be found through the curtailment of other enforcement activities funded through premium pay. The remaining \$2.7M are additional premium pay costs that are being absorbed in the overall Service budget. Savings of \$0.5M are projected in court and lieu-time for a net unfavourable premium pay projection of \$2.2M.

Benefits:

A favourable variance of \$1.3M is projected in this category.

Expenditure Category	2012 Budget (\$Ms)	Actual to July 31/12 (\$Ms)	Projected Year- End Actual (\$Ms)	Fav / (Unfav) (\$Ms)
Medical / Dental	\$38.2	\$18.4	\$39.3	(\$1.1)
OMERS / CPP / EI / EHT	\$113.7	\$74.6	\$112.8	\$0.9
Sick Pay / CSB / LTD	\$16.4	\$9.7	\$16.4	\$0.0
Other (e.g., WSIB, life ins.)	\$13.7	\$6.2	\$12.2	\$1.5
Total Benefits	\$182.0	\$108.9	\$180.7	\$1.3

Medical/dental costs continue to be higher than anticipated and, based on year-to-date expenditures, an unfavourable variance of \$1.1M is projected. This is offset by savings in the payroll deductions (OMERS, CPP, EI and EHT) expenditures, which are projected to be \$0.7M favourable. The favourable variance in payroll deductions is a direct result of salary savings and the fact that there are more staff than anticipated that no longer contribute to OMERS (due to their length of service) and therefore, the Service does not need to contribute its share. In addition, based on year-to-date expenditures, a favourable variance of \$1.5M is projected in the “other” category (primarily due to WSIB costs).

Materials and Equipment:

A favourable variance of \$1.0M is projected in this category.

Expenditure Category	2012 Budget (\$Ms)	Actual to July 31/12 (\$Ms)	Projected Year- End Actual (\$Ms)	Fav / (Unfav) (\$Ms)
Vehicles (gas, parts)	\$13.9	\$6.1	\$13.3	\$0.6
Uniforms	\$2.9	\$1.6	\$2.9	\$0.0
Other Materials	\$4.7	\$2.0	\$4.5	\$0.2
Other Equipment	\$2.6	\$0.9	\$2.4	\$0.2
Total Materials & Equipment*	<u>\$24.1</u>	<u>\$10.6</u>	<u>\$23.1</u>	<u>\$1.0</u>

* Approx. \$1.5M is attributed to grant-funded expenditures (revenue budget has been increased by same amount)

The favourable variance is primarily due to savings projected for gasoline. The Service is closely monitoring the cost of fuel and its impact on the budget. The Service obtains gasoline through a consolidated procurement with the City, and the Service budgets based on the cost per litre as provided by City Finance. With the recent leveling off of gas prices, the Service is experiencing an increased favourable price variance, due to current prices being less than budgeted. Projected savings in the other materials and equipment categories are a result of the Service's initiative to reduce spending where operationally feasible.

Services:

Expenditures in this category are projected to be \$1.6M under spent.

Expenditure Category	2012 Budget (\$Ms)	Actual to July 31/12 (\$Ms)	Projected Year- End Actual (\$Ms)	Fav / (Unfav) (\$Ms)
Legal Indemnification	\$0.6	\$0.2	\$0.6	\$0.0
Uniform Cleaning Contract	\$1.4	\$0.5	\$1.4	\$0.0
Courses / Conferences	\$1.7	\$0.4	\$1.7	\$0.0
Clothing Reimbursement	\$1.4	\$0.5	\$1.4	\$0.0
Computer / Systems Maintenance	\$10.7	\$9.1	\$10.7	\$0.0
Phones / cell phones / 911	\$7.1	\$3.3	\$6.0	\$1.1
Reserve contribution	\$32.7	\$0.0	\$32.7	\$0.0
Caretaking / maintenance utilities	\$20.5	\$7.6	\$20.5	\$0.0
Other Services	<u>\$14.6</u>	<u>\$5.2</u>	<u>\$14.1</u>	<u>\$0.5</u>
Total Services *	<u>\$90.7</u>	<u>\$26.8</u>	<u>\$89.1</u>	<u>\$1.6</u>

* Approx. \$0.7M is attributed to grant-funded expenditures (revenue budget has been increased by same amount)

Projected savings in the "Phones" category are a result of the actual spending experience to date in 2012 and projecting to year-end. Most of these savings are attributable to a new telephone contract, which the Service entered into in partnership with the City of Toronto.

Projected savings in the "other services" category are a result of the Service's initiative to reduce spending where operationally feasible.

Revenue:

A favourable variance of \$1.9M is projected in this category.

Revenue Category	2012 Budget (\$Ms)	Actual to July 31/12 (\$Ms)	Projected Year- End Actual (\$Ms)	Fav / (Unfav) (\$Ms)
Recoveries from City	(\$12.9)	(\$7.2)	(\$12.9)	\$0.0
CPP and Safer Comm'y grants	(\$16.1)	(\$2.1)	(\$16.1)	\$0.0
Other Gov't grants	(\$13.7)	(\$9.7)	(\$13.7)	\$0.0
Fees (e.g., paid duty, alarms, ref.)	(\$10.7)	(\$6.0)	(\$11.8)	\$1.1
Secondments	(\$3.6)	(\$2.9)	(\$4.2)	\$0.6
Draws from Reserves	(\$17.0)	\$0.0	(\$17.0)	\$0.0
Other Revenues (e.g., pris return)	(\$8.2)	(\$4.0)	(\$8.4)	\$0.2
Total Revenues	(\$82.2)	(\$31.9)	(\$84.1)	\$1.9

The favourable variance in the “Fees” category is based on the actual experience to date and projecting this to year-end using historical patterns. Specifically, favourable variances are anticipated in background checks (\$600,000), paid duty administrative fees (\$300,000) and various other accounts (\$200,000). In addition, the Service has projected to receive greater than budgeted recoveries for overseas secondments.

Conclusion:

As at July 31, 2012, the Service is projecting a \$6.0M favourable variance by year-end. Expenditures and revenues will continue to be closely monitored throughout the year.

Mr. Tony Veneziano, Chief Administrative Officer, Administrative Command will be in attendance to answer any questions from the Board.

The Board received the foregoing report and agreed to forward a copy to the City’s Deputy City Manager and Chief Financial Officer for information.

**THIS IS AN EXTRACT FROM THE MINUTES OF THE PUBLIC MEETING OF THE
TORONTO POLICE SERVICES BOARD HELD ON SEPTEMBER 13, 2012**

**#P227. TORONTO POLICE SERVICE – PARKING ENFORCEMENT UNIT:
OPERATING BUDGET VARIANCE REPORT FOR THE PERIOD
ENDING JULY 31, 2012**

The Board was in receipt of the following report August 29, 2012 from William Blair, Chief of Police:

Subject: OPERATING BUDGET VARIANCE REPORT FOR THE TORONTO POLICE
SERVICE PARKING ENFORCEMENT UNIT – PERIOD ENDING JULY 31,
2012

Recommendations:

It is recommended that:

- (1) the Board receive this report; and
- (2) the Board forward a copy of this report to the City's Deputy City Manager and Chief Financial Officer for information.

Financial Implications:

There are no financial implications relating to the recommendations contained within this report.

Background/Purpose:

The Board, at its October 5, 2011 meeting, approved the Toronto Police Service Parking Enforcement (PEU) 2011 operating budget at a net amount of \$42.1 Million (M) (Min. No. P254/11 refers). Subsequently, Toronto City Council, at its January 17, 2012 meeting, approved the PEU 2012 net operating budget at the same amount.

The PEU operating budget is not part of the Service's operating budget, but rather is maintained separately in the City's non-program budgets.

The purpose of this report is to provide information on the PEU 2012 projected year-end variance as of July 31, 2012.

Discussion:

The following chart summarizes the variance by category of expenditure.

Category	2012 Budget (\$Ms)	Actual to Jul 31/12 (\$Ms)	Projected Year- End Actual (\$Ms)	Fav/(Unfav) (\$Ms)
Salaries	\$27.01	\$15.93	\$27.60	(\$0.59)
Premium Pay	\$2.61	\$1.08	\$1.80	\$0.81
Benefits	\$6.71	\$3.10	\$6.93	(\$0.22)
Total Salaries & Benefits	\$36.33	\$20.11	\$36.33	\$0.00
Materials	\$1.59	\$0.61	\$1.55	\$0.04
Equipment	\$0.10	\$0.01	\$0.10	\$0.00
Services	\$5.66	\$1.92	\$5.66	\$0.00
Revenue	(\$1.62)	(\$0.30)	(\$1.62)	\$0.00
Total Non-Salary	\$5.73	\$2.24	\$5.69	\$0.04
Total Net	\$42.06	\$22.35	\$42.02	\$0.04

It is important to note that expenditures do not all follow a linear pattern and therefore year-to-date expenditures cannot be simply extrapolated to year-end. Rather, the projection of expenditures to year-end is done through an analysis of all accounts, taking into consideration factors such as expenditures to date, future commitments expected and spending patterns.

As at July 31, 2012, a \$0.04M favourable variance is anticipated. Details are discussed below.

Salaries & Benefits (including Premium Pay):

An unfavourable projection of \$0.59M is reflected in salaries and benefits. PEU schedules one recruit class per year and hires the appropriate number of officers to ensure that, on average, it is at its full complement of officers during the year. The size of the recruit class is based on projected separations in 2012. Current trends indicate that the 2012 attrition will be less than the budgeted amount. As a result, PEU is projected to be over spent in salaries and benefits.

Nearly all premium pay at the PEU is related to enforcement activities, attendance at court and the backfilling of members attending court. With respect to enforcement activities, premium pay is utilized to staff special events or directed enforcement activities. The opportunity to redeploy on-duty staff for special events is minimal, as this will result in decreased enforcement in the areas from which they are being deployed. Directed enforcement activities are instituted to address specific problems. All premium pay expenditures are approved by supervisory staff and strictly controlled.

Due to the projected lower-than-budgeted staff attrition, more permanent staff are available for enforcement activities, so as a result, premium pay spending will be reduced to offset the shortfall in the salaries and benefits. Therefore, a surplus of \$0.81M is projected in premium pay.

Non-salary Expenditures:

Non-salary expenditures are projected to be \$0.04M under spent.

The Service purchases its gasoline requirements through a consolidated City contract, and budgets the cost estimate based on a per litre rate provided by the City. Although gas prices have increased recently, the Service is still experiencing a favourable price variance. Therefore, a \$0.04M favourable variance is now projected to year-end.

Conclusion:

As at July 31, 2012, a \$0.04M favourable year-end variance is projected for PEU.

Mr. Tony Veneziano, Chief Administrative Officer, Administrative Command will be in attendance to answer any questions from the Board.

The Board received the foregoing report and agreed to forward a copy to the City's Deputy City Manager and Chief Financial Officer for information.

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**#P228. SEMI-ANNUAL REPORT: WRITE-OFF OF UNCOLLECTIBLE
ACCOUNTS RECEIVABLE BALANCES: JANUARY TO JUNE 2012**

The Board was in receipt of the following report August 21, 2012 from William Blair, Chief of Police:

Subject: SEMI-ANNUAL REPORT: WRITE-OFF OF UNCOLLECTIBLE ACCOUNTS
RECEIVABLE BALANCES - JANUARY 1 TO JUNE 30, 2012

Recommendation:

It is recommended that the Board receive this report.

Financial Implications:

There are no financial implications as a result of the write-offs processed. The write-off amount of \$156,539 in the first half of 2012 has been expensed against the allowance for uncollectible accounts. The current balance in the allowance for uncollectible accounts is approximately \$295,100. The adequacy of this account is analyzed annually and any adjustment required will be included in operating expenses.

Write-offs for the first half of 2012 represent 3.87% of the year end Accounts Receivable balance and 1.61% of invoiced revenue for the year, excluding grants.

Background/Purpose:

At its meeting of May 29, 2003 the Board approved the Financial Control By-law 147. Part IX, Section 29 – Authority for Write-offs, delegates the authority to write-off uncollectible accounts of \$50,000 or less to the Chief, and requires that a semi-annual report be provided to the Board on amounts written off in the previous six months (Min. No. P132/03 refers).

The purpose of this report is to provide the Board with information on the amounts written off during the period of January 1 to June 30, 2012.

Discussion:

External customers receiving goods and/or services from Toronto Police Service units are provided with an invoice for the value of such goods or services. The Service's Financial Management unit works closely with divisions, units and customers to ensure that some form of written authority is in place with the receiving party prior to work commencing and an invoice being sent, and that accurate and complete invoices are sent to the proper location, on a timely basis.

Accounts Receivable Collection Process:

Customers are given a 30 day payment term for all invoices and receive monthly statements showing their outstanding balances if the 30 day term is exceeded. In addition, they are provided with progressively assertive reminder letters for every 30 days their accounts remain outstanding. Accounts Receivable staff makes regular telephone calls requesting payment to customers. Customers with outstanding balances have an opportunity to make payment arrangements with Financial Management. The Service offers several payment options, including paying through VISA and MasterCard to facilitate the payment process for our customers.

Customers are sent a final notice when their accounts are in arrears for more than 90 days. They are provided with a ten day grace period, from receipt of the final notice, to make payment on their account before the balance is sent to an outside agency for collection. The Service's collection agency has been successful in collecting many accounts on behalf of the Service. However, in situations where amounts are small, company principals cannot be located, organizations are no longer in business or circumstances indicate that no further work is warranted, the collection agency may recommend write-off.

In 2010, the Service began invoicing property owners for cost recovery related to police administration of marihuana grow operations. City of Toronto By-law No. 1076-2007, as amended, provides for the recovery of administration and enforcement costs of city agencies in relation to marihuana grow operations located at properties within the City of Toronto. The total recoverable cost of \$1,785 is contained in Schedule 2 to By-law No. 1076-2007. The by-law allows the Toronto Police Service to invoice the property owner, the tenant or the property management company, based on the circumstances.

All payments for marihuana grow operation invoices are due within 30 days of the invoice date. Late payment charges accrue at a monthly rate of 1.25%, and a \$35 processing charge applies to all dishonoured cheques returned by the bank.

If fees and any accumulated interest are not received within 90 days, the outstanding amount is transferred to the City of Toronto Revenue Services Division where the balance is applied to the tax roll attached to the property. The tax roll transfer provision only applies where the individual invoiced continues to own the property on which the grow operation was found. In situations where the original property owner was not invoiced or the property changed hands, the amount follows the normal collection process applied by the Service, including referral to our collection agency. Since the By-law allows flexibility with respect to charging fees to those accountable for the grow operations, there is some exposure and collection risk to the Service for amounts that we are eventually unable to transfer to the City's tax roll.

There are also situations where additional information is uncovered by the Service's Drug Squad in relation to the original charge or invoice decision. In such circumstances, the Unit Commander, Toronto Drug Squad (TDS), can rescind the original amount invoiced and any applicable interest accrued to that date. The Unit Commander, TDS, advises Financial Management that an invoice is to be rescinded and acknowledges that reasons for reversing the charge remain in TDS files.

Amounts written off during the January 1 to June 30, 2012 period:

During the six month period of January 1 to June 30, 2012, seven accounts totalling \$156,539 were written off, in accordance with By-law 147. The write-offs relate to marihuana grow operation fees, paid duties and an amount owing from a bankrupt towing company. Additional information on the accounts written off is provided in the sections that follow.

Marihuana Grow Operation invoices (\$8,034):

The \$8,034 amount written off consists of four items. Each account represents the original cost recovery amount plus associated interest. The balances could not be collected by the City of Toronto through property taxes as ownership of the residence has changed since the original charge. The accounts were forwarded to the Service's collection agency, who spent several months attempting to collect the funds. In all but one instance, the invoices are dated in 2011, but relate to charges laid in 2010. The collection agency indicated that collection was unlikely because of the age of the original charges. However, they followed their standard collection process which includes finding the principle, sending payment demand letters and investigating the individual's ability to pay. After considerable effort, the collection agency determined that payment was unlikely and recommended write-off. The last invoice was dated in 2011, however, the collection agency could not locate the principal through their standard search process and indicated that the amount is not significant enough to warrant the involvement of legal personnel. As a result, they recommended write-off of this amount as well.

Paid Duty Administrative Fees and Equipment Rentals (\$4,464):

One balance from a paid duty customer was written off during the first half of 2012. This balance relates to a customer that ordered paid duties for a special event. When new customers are set up in the financial system, paid duty event information is requested in order to determine the best payment method. This customer indicated that they only wanted one officer for one day. As a result, Financial Management obtained the contact's credit card information and advised the customer that the administrative fee would be charged to the card after the paid duty was performed. The officer portion would follow the normal process which requires that payment be issued immediately at the end of the duty. Several weeks later, the customer ordered a number of officers lasting for a number of days, for a special event which was planned through the local division. The paid duties were put on the system and staffed however the customer did not contact Financial Management to make payment arrangements through the Credit Union, which is the required payment method for large duties.

After the duties were completed, Financial Management immediately charged the customer's credit card with the entire administrative fee amount however, the credit limit was not large enough. The regular collection process was engaged, including sending the customer to the collection agency, who determined that the special event group had been disbanded and the principals could not be located. After considerable effort, the collection agency advised that the most effective course of action was to write the amount off.

It should be noted that the paid duty review will incorporate process changes to reduce the risk of the above instance occurring in the future.

Other (\$144,041):

The Other amount relates to a balance owing from a bankrupt towing company. The Board had approved the write-off at its April 5, 2012 board meeting (Min. No. P61/12 refers). The balance written off consists of the amount written off by the Board, plus an additional \$1,087 in interest which continued to accrue as part of the Towing contract, until the Board approved the write-off.

Recovery of Previous Write-Offs (\$66)

Between January and June, 2012, Financial Management was able to recover \$66 which represents one previously written off account balance for a paid duty customer.

Conclusion:

In accordance with Section 29 – Authorization for Write-offs of By-law 147, this report provides information to the Board on the amounts written off by the Service during the period January 1 to June 30, 2012.

For all receivables, action has been taken to reduce the risk of amounts owing to the Service from becoming uncollectible and to more aggressively pursue amounts owing, in accordance with the Service's Accounts Receivable collection procedures.

Mr. Tony Veneziano, Chief Administrative Officer, Administrative Command, will be in attendance to answer any questions from the Board.

The Board inquired whether or not any improvements could be made to expedite the collection of marihuana grow operations invoices through property taxes to avoid write-offs due to subsequent changes in property ownership.

Mr. Angelo Cristofaro, Director of Finance and Administration, and Ms. Sandra Califaretti, Manager of Financial Management, described the current cost-recovery process and said that, the process begins with the TPS Drug Squad. Police operations (confidentiality, disclosure issues), may cause a delay in getting the information to accounts receivable for invoicing. However, a delay in terms of invoicing the owner or adding cost recovery amounts to property tax may occur because the By-law allows for flexibility in terms of who will be invoiced. It is not always the owner that is invoiced, in some cases it can be the tenant. If the tenant is invoiced the TPS has 90 days to collect. However if the tenant does not pay and the property is sold TPS loses the ability to add the cost recovery to the property tax. If the property owner is invoiced to begin with, there is still a risk that they will sell the property. Knowing that the ownership of a property may change after a

grow operation has been discovered, the TPS works as quickly as possible to recover the funds either through invoicing or through the City's property tax collection process.

The Board received the foregoing report.

**THIS IS AN EXTRACT FROM THE MINUTES OF THE PUBLIC MEETING OF THE
TORONTO POLICE SERVICES BOARD HELD ON SEPTEMBER 13, 2012**

#P229. LEGAL INDEMNIFICATION – CASE NO. SF, IS, TW, RT/2011

The Board was in receipt of the following:

- copy of Minute No. P299/11 from the meeting held on November 24, 2011 with regard to legal indemnification case no. SF, IS, TW, RT/2011 (now case no. 1445/11);
- report dated August 28, 2012 from William Blair, Chief of Police, with regard to legal indemnification case no.1445/11; and
- correspondence dated September 11, 2012 from Harry G. Black, Barrister, in response to the Chief's August 28, 2012 report.

Copies of the foregoing documents are appended to this Minute for information.

The Board approved the following Motions:

- 1. THAT the Board refer Minute No. P299/11, the Chief's report and Mr. Black's correspondence to the Chair for review and report back to the Board; and**
- 2. THAT the Chair's report also:**
 - **address Mr. Black's concerns that he did not receive a response from the TPS after he had provided the additional information that the TPS requested; and**
 - **include the contractual provisions for legal indemnification under the collective agreement.**

Additional information with regard to this matter was also considered during the *in camera* meeting (Min. No. C280/12 refers).

- COPY -

**THIS IS AN EXTRACT FROM THE MINUTES OF THE PUBLIC MEETING OF THE
TORONTO POLICE SERVICES BOARD HELD ON NOVEMBER 24, 2011**

#P299. LEGAL INDEMNIFICATION – CASE NO. SF, IS, TW, RT/2011

The Board was in receipt of the following report October 18, 2011 from William Blair, Chief of Police:

Subject: LEGAL INDEMNIFICATION - CASE NO. SF, ID, TW, RT/2011

Recommendation:

It is recommended that the Board deny a portion of the legal account dated May 9, 2011 in the amount of \$3,239.94, from Mr. Harry Black for his representation of four officers in relation to a Special Investigations Unit (SIU) investigation.

Financial Implications:

There are no financial implications relating to the recommendation contained within this report. Funding for the legal indemnification in the amount of \$2,820.15 is available in the 2011 operating budget.

Background/Purpose:

Four officers have requested payment of their legal fees as provided for in the legal indemnification clause of the uniform collective agreement. The purpose of this report is to recommend denial of a portion of the invoice that City Legal has determined is not necessary and reasonable.

Discussion:

On August 4, 2010, a female called 911, to advise that she was being held hostage in an apartment by an unknown male and female who were armed with a handgun. Officers from No. 33 Division responded to the call.

When officers arrived at the apartment, they identified themselves and requested the occupants open the door. The occupants did not comply. The officers heard a woman scream and fearing for her safety broke open the door. The officers proceeded towards the balcony where they heard screaming and crying. The officers located two women in one corner and a male at the other end of the balcony. Both females shouted that their friend had gone over the balcony. When officers looked over the balcony railing, a female was lying on the ground.

At the same time, the male ran past the officers into the apartment. The officers again identified themselves and advised the male that he was under arrest. The male suspect struggled with officers, was eventually subdued, handcuffed and arrested for assault causing bodily harm and resisting arrest.

The male suspect sustained a large cut on his left hand during the struggle and was transported to hospital. He was checked and diagnosed as having sustained two fractured and displaced ribs.

The SIU was notified and invoked its mandate. In a letter to the Service, the SIU Director advised the investigation was complete, the file closed and no further action was contemplated. All the officers were excluded of any criminality.

This report corresponds with additional information provided on the confidential agenda.

Conclusion:

Article 23:10 of the uniform collective agreement states:

For the purposes of this provision, “necessary and reasonable legal costs” shall be based on the account rendered by the solicitor performing the work, subject initially to the approval of the City of Toronto Solicitor and, in the case of dispute between the solicitor doing the work and the City of Toronto Solicitor, taxation on a solicitor and client basis by the taxing officer.

The account which totalled \$6,060.09 for legal services was sent to City Legal for review. City Legal determined that the amount of time billed for briefing and advising the officers and for phone calls and correspondence relating to the incident was excessive. Furthermore, it was determined that the disbursement charges were not reasonable and necessary, as there were no supporting invoices or explanation of the expenses. Counsel for the officers was contacted but failed to provide a breakdown and further explain the services to justify the amount of time spent. City Legal has, therefore, recommended to deny payment, in part, with a reduction of time spent in the amount of \$3,239.94. The balance of the account, \$2,820.15, being necessary and reasonable, will be paid as recommended by City Legal.

Deputy Chief Mike Federico, Human Resources Command, will be in attendance to answer any questions that the Board may have regarding this report.

The Board was also in receipt of the attached correspondence dated November 22, 2011 from Harry G. Black, Q.C., with respect to the foregoing request for legal indemnification.

The Board deferred consideration of the foregoing report to its next meeting and referred Mr. Black’s correspondence to the Chief for review along with a request that the Chief provide a report to the Board for its next meeting on any issues that may need to be clarified as a result of Mr. Black’s correspondence.

Additional information with respect to the circumstances that led to the request for legal indemnification was considered during the in-camera meeting (Min. No. C352/11 refers).

HARRY G. BLACK Q.C.
PROFESSIONAL CORPORATION
BARRISTER

SUITE 301
90 RICHMOND STREET EAST
TORONTO, ONTARIO
M5C 1P1
FACSIMILE: (416) 860-9396
TELEPHONE: (416) 860-9400

November 22, 2011

VIA FAX: 416-808-8082

Chair and Members of the
Toronto Police Services Board
40 College Street
Toronto, ON.

Chair and Members of the Board:

Re: Legal Indemnification - Case No. SF, TD, TW, RT/2011

It has just been brought to my attention a copy of the Toronto Police Services Board report dated October 18, 2011 regarding the above-noted matter. I was never advised by the Director of Human Resources Support Services that this matter was part of the Board's agenda nor was I provided with a copy of the Board report.

I would ask that the Board reject the recommendation set out in the Board report and instead pay the full amount of the legal account dated May 9, 2011.

There are a number of inaccuracies in the Board report which highlights that this account should be paid in full.

Firstly, it is suggested in the Board report that disbursement charges were not reasonable and necessary, as there were no supporting invoices or explanation of the expenses. That is incorrect. At the request of the manager of Human Resources Support Services, we provided copies of supporting invoices for every disbursement charge to the Human Resources Support Services on August 15, 2011. We never heard anything further from the Director of Human Resources Support Services.

Secondly, it is suggested in the Board report that counsel for the officers was contacted but failed to provide a breakdown and further explain the services to justify the amount of time spent. Again this is not correct. Human Resources Support Services had asked counsel to provide further details and breakdown of the time spent on services provided on August 5, 2010 and the nature of the telephone calls or correspondence with respect to this matter. On August 15, 2011, counsel sent a detailed correspondence to the Human Resources Support Services providing further details and breakdown of the time spent on services on August 5, 2010 and also providing information regarding the nature of telephone calls or correspondence with respect to this matter. Counsel never heard further from the Director of Human Resources Support Services thereafter.

At no time was it ever suggested to counsel that City Legal determined that the amount of time billed for briefing and advising the officers and for phone calls and correspondence relating to the incident was excessive. In fact the amount of time billed for briefing and advising the officers and for phone calls and correspondence was not excessive and instead was reasonable and necessary considering there were up to five subject officers at different times during the investigation, considering there was a lengthy SIU investigation and considering the complexities of the SIU's investigation.

This process whereby counsel's correspondence which clearly shows that the amount billed was not excessive is ignored and not responded to is most unfair.

I would ask that you ensure that payment is approved for the legal services and disbursements that were rendered on this matter.

Yours very truly,



HARRY G. BLACK, Q.C.

HGB/ns

cc: William Blair, Chief of Police
Mike McCormack, President, Toronto Police Association

Report from Chief of Police William Blair dated August 28, 2012:

SUBJECT: LEGAL INDEMNIFICATION – CASE NO. 1445/2011

Recommendation:

It is recommended that the Board receive this report.

Financial Implications:

There are no financial implications relating to the recommendation contained within this report.

Background/Purpose:

The Board at its meeting held on November 24, 2011, deferred consideration of the legal indemnification matter to its next meeting and referred Mr. Black's correspondence to the Chief for review along with a request that the Chief provide a report to the Board for its next meeting on any issues that may need to be clarified as a result of Mr. Black's correspondence. (Min. Nos. P299/11 and C352/11 refer).

Discussion:

Mr. Black was counsel for four officers with respect to a Special Investigations Unit matter. Upon conclusion, the Service received an itemized account for services rendered for himself and his associate who participated in representing Service members. The invoice was forwarded to City Legal as required by the provisions of the uniform collective agreement. City Legal requested further clarification be sought from Mr. Black regarding three items in the account.

The Service received correspondence dated August 15, 2011, from Mr. Black providing further information about the incident; however, after subsequent review it was deemed insufficient to change the initial determination made by City Legal.

Conclusion:

Therefore, as provided to the Board previously, City Legal has recommended to deny payment, in part, with a reduction of time spent in the amount of \$3,239.94. The balance of the account, \$2,820.15, being necessary and reasonable, will be paid as recommended by City Legal.

Deputy Chief Mike Federico, Corporate Command, will be in attendance to answer any questions that the Board may have.

HARRY G. BLACK Q.C.
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BARRISTER

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September 11, 2012

VIA FAX: 416-808-8082

*Chair and Members of the
Toronto Police Services Board
40 College Street
Toronto, ON.*

Chair and Members of the Board:

Re: Legal Indemnification - Case No. SF, TD, TW, RT/2011

I am writing to ask the Board reject the recommendation set out in the Board report and instead pay the full amount of the legal account dated May 9, 2011.

Background to the Board Report

On May 9, 2011, I submitted a legal account to Labour Relations for legal services and disbursements with respect to representation of four separate subject officers during an SIU investigation. This was a very complicated and lengthy investigation.

On October 18, 2011, a Board report was submitted by the Chief recommending denial of payment of the full legal account and instead recommending partial payment of the legal account. There were numerous inaccuracies contained in the Board report and on November 22, 2011, I wrote to the Board pointing out these inaccuracies.

On November 24, 2011, the Board deferred consideration of the Chief's report and referred my correspondence to him for review along with a request to provide a further report to the Board for its next meeting (December 15, 2011) on any issues that may need to be clarified as a result of my correspondence.

At the Board's next meeting on December 15, 2011, there was no further report from the Chief. Now, nine (9) months later on August 28, 2012 the Chief has provided to

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the Board a further report that does not in any way clarify any of the issues that I raised in my correspondence of November 22, 2011 and instead once again recommends denial arbitrarily of part of the legal account.

Response to the Board Report

The issues that I raised and that the Board wished to be clarified have not in any way been addressed by the Chief. The fact that it has taken the Chief 9 months to submit a further report to the Board which does not address the Board's request should highlight that there are real concerns with the Chief's original recommendation.

I would ask that the Board reject the recommendation set out in the Board reports of October 18, 2011 and August 28, 2012 and instead pay the full amount of the legal account dated May 9, 2011.

The inaccuracies contained in the Board report of October 18, 2011 have not been explained in the Board report of August 28, 2012 and highlight that this account should be paid in full.

Firstly, it had been suggested in the Board report of October 18, 2011 that disbursement charges were not reasonable and necessary as there were no supporting invoices or explanation of the expenses. This was not correct. At the request of the Manager of Human Resources Support Services, we provided copies of supporting invoices for every disbursement charge to the Human Resources Support Services on August 15, 2011. We never heard anything further from the Director of Human Resources Support Services. The Chief of Police in his report of August 28, 2012 does not dispute, address or clarify this inaccuracy found in his original Board report. How can the Board support the non-payment of disbursements on the basis that no supporting invoices were provided for those expenses when in fact the supporting invoices were provided for those expenses?

Secondly, it was suggested in the Board report of October 18, 2011 that counsel for the officers was contacted but failed to provide a breakdown and further explain the services to justify the amount of time spent. Again, this was not correct. Human Resources Support Services had asked counsel to provide further details and breakdown of time spent on services provided on August 5, 2010 and the nature of the telephone calls and correspondence with respect to this matter. On August 15, 2011, counsel sent a detailed correspondence to Human Resources Support Services providing further details and breakdown of time spent on services on August 5, 2010 and also provided information regarding the nature of telephone calls or correspondence with respect to

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this matter. Counsel never heard further from the Director of Human Resources Support Services thereafter.

The Chief in his report of August 28, 2012 now acknowledges that the Service did receive correspondence from myself providing further information but claims that after subsequent review it was deemed insufficient to change the initial determination made by City Legal. How does this bald assertion clarify the inaccuracies contained in the Board report of October 18, 2011? The Chief told the Board that no breakdown was provided and yet one was provided. The Chief told the Board that no further explanation of the services to justify the amount of time spent was provided and yet one was provided. The suggestion that there was a subsequent review that did not change the initial determination made by City Legal is meaningless in light of the inaccuracies in the Board report, in light of the fact that the purported "subsequent" review was done by the same person at City Legal who did the initial determination, in light of the fact that at no time was it ever suggested to counsel that City Legal determined that the amount of time billed for briefing and advising the officers and for phone calls and correspondence relating to the incident was excessive, in light of the fact that a breakdown and explanation was provided and in light of the fact that the amount billed was reasonable and necessary. The time billed was not excessive considering there were four subject officers, two scenes, two complainants, re-designation and possible re-designations of officers, a lengthy SIU investigation and a complex SIU investigation.

I do appreciate that the Board brought to my attention that this matter is on the Board's agenda.

However, as the Chief clearly has not clarified the issues in his original report, I would ask that payment in full be approved for the legal services and disbursements that were provided in the matter.

Yours very truly,



HARRY G. BLACK, Q.C.

HGB/sd

cc: William Blair, Chief of Police
Mike McCormack, President, Toronto Police Association

**THIS IS AN EXTRACT FROM THE MINUTES OF THE PUBLIC MEETING OF THE
TORONTO POLICE SERVICES BOARD HELD ON SEPTEMBER 13, 2012**

**#P230. SEMI-ANNUAL REPORT: LABOUR RELATIONS COUNSEL AND
LEGAL INDEMNIFICATION: JANUARY TO JUNE 2012**

The Board was in receipt of the following report August 24, 2012 from William Blair, Chief of Police:

Subject: LABOUR RELATIONS COUNSEL AND LEGAL INDEMNIFICATION:
SEMI-ANNUAL REPORT JANUARY 1 – JUNE 30, 2012

Recommendation:

It is recommended that the Board receive the following report.

Financial Implications:

There are no financial implications relating to the recommendation contained within this report.

Background/Purpose:

At its meeting on January 25, 2001, the Board approved a Policy governing payment of legal accounts which provides for a semi-annual report relating to payment of all accounts for labour relations counsel, legal indemnification claims and accounts relating to inquests which were approved by the Director, Human Resources Management and the Manager, Labour Relations (Min. No. P5/01 refers).

This report will provide a semi-annual update for the period of January 1 to June 30, 2012.

Discussion:

During the period of January 1 to June 30, 2012, eleven (11) accounts from Hicks, Morley, Hamilton, Stewart and Storie LLP (Hicks Morley) for labour relations counsel totalling \$121,970.68 were received and approved for payment by the Manager of Labour Relations.

During the same period, forty-three (43) accounts of external counsel relating to legal indemnification were paid totalling \$448,550.39. One (1) account relating to an inquest for \$72,348.64 was also paid. One (1) account, totalling \$1,359.75 that was submitted for payment was denied and two (2) accounts that were submitted for payment were denied in part. The denied portion of the two (2) accounts totalled \$29,601.08. There were no payments made relating to civil actions.

Conclusion:

In summary, this report provides the Board with a semi-annual update for the period January 1 to June 30, 2012, of all labour relations counsel and legal indemnification claims.

Deputy Chief Mike Federico, Corporate Command, will be in attendance to answer any questions that the Board may have regarding this report.

The Board received the foregoing report.

**THIS IS AN EXTRACT FROM THE MINUTES OF THE PUBLIC MEETING OF THE
TORONTO POLICE SERVICES BOARD HELD ON SEPTEMBER 13, 2012**

**#P231. SUMMARY OF DISCUSSION - TORONTO POLICE SERVICE 2013
OPERATING BUDGET**

The Board was in receipt of correspondence dated August 22, 2012 from Mike Del Grande, Councillor & Budget Chief, City of Toronto, containing a summary of his presentation to the Board at its August 15, 2012 meeting on the Toronto Police Service 2013 operating budget (Min. No. P191/12 refers). A copy of Councillor Del Grande's correspondence is appended to this Minute for information.

The Board received Councillor Del Grande's correspondence and approved the following Motion:

THAT the Board request the Chief of Police to provide a report to the Board on:

- **fees for police background checks and a comparison of fees charged by other municipalities in Ontario;**
- **the possibility of increasing fees (excluding fee increases to seniors and students); and**
- **the possibility of contracting out this service.**



Councillor Mike Del Grande B.Comm., C.A., M.T.S., B.Ed.

Toronto City Council
Scarborough-Agincourt
Ward 39

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100 Queen Street West, Suite A1
Toronto, Ontario
M5H 2N2
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E-mail: councillor_delgrande@toronto.ca



August 22, 2012

Dr. Alok Mukherjee
Chair, Toronto Police Services Board
40 College Street
Toronto, Ontario M5G 2J3

Dear Dr. Mukherjee:

Thank you for the invitation to meet with the Toronto Police Services Board. Let me start by thanking you and the Board as well as the Chief and the entire Toronto Police Service for the work and dedication in keeping our City safe.

As requested, here is a summary of the points discussed. I have also included some addition information.

The role of the Budget Chief is to balance all the City needs with the finite amount of monies that are available. In order to do this year I am asking that all entities funded by the City ensure a thorough review of everything.

In my presentation I confirmed to you and the Board of City Manager Pennachetti's letter of July 16, 2012. It requests that the 2012 net Approved Operating Budget should be viewed as a minimum starting point without any new service initiatives for 2013.

In addition, I reminded the Board that in our last budget a commitment was made to achieve the 2012 goal of a 10% reduction over two years.

Furthermore, I consulted with Staff and the Auditor General for their remarks which are reiterated below:

City Staff Remarks:

0% target does not include the transfer of lifeguard or crossing guard functions to the City, as these are not sustainable savings to the City...the City would incur these costs IF the transfers are recommended

Submissions should include savings from the implementation of efficiency reviews, shared service reviews, user fee policy

No new requests for 2013.

Continued cost control.

There are other significant Police-related costs incurred by the City beyond the Toronto Police Services and Board budgets such as:

- Paid duty and court officer overtime (up to \$7.2m for the latter as police court appearances are almost exclusively occurring on off duty time thus incurring overtime costs),
- Legal claims and costs, and
- Sick leave payouts.

Capital Budgets must comply with all City policies and requirements. For all City Programs and Agencies, the debt target is not an entitlement but rather a starting point and subject to review of projects on a business case basis. The City will redistribute its capital funding based on critical need, priorities and sound business case analysis.

Funding is approved for a particular capital project. If those projects are under spent, the funding is returned to the City. The approved debt funding is specific to a particular project and not managed as an envelope for reallocation.

Auditor General's Remarks:

- Extent and control of overtime
- Police doing civilian type jobs at more expensive salary levels
- Coordination with the City
- Consolidation with the City
- Controls on IT projects
- Two officer patrol cars (collective agreement issue) comparisons with other large police services?
- Training and conference expenses
- Cooperative purchasing
- C.O Bick (answered at our meeting)
- Facilities management has always been a conflict with the city? What are the issues?

The above items are not new items, and should come as no surprise to the Board or the Command.

Labour Costs:

Historically, emergency services budgets have been sacred and requests for increases have gone unquestioned. This is no longer the case as jurisdictions across the province and country grapple with the ever-rising costs of these services.

It is well known that the majority of increases are related to salaries and the rising cost of labour. With the negotiations two years away, it would behoove the Board to look at options to strengthen Management Rights and improve cost containment. As you know, what happens with police labour negotiations are duplicated within the Fire Services.

Paid Duty:

The cost of paid duty is a growing concern. A 2009 report showed that Toronto Police had \$29 million in paid duty work with a cost to the City of \$1.3 million to administer. Of that, \$8.1 million was directly paid by the City and we have taken measures to reduce the level of paid duty work to that which is absolutely necessary.

Another \$12 million is indirectly coming from contract work being charged back to the City. The Highway Traffic Act (HTA) is used as the rationale for the need for paid duty each time the issue of the necessity of paid duty has been raised.

I believe this is a broad interpretation that is being overused. No other police service in Ontario or Canada comes close to this amount. Montreal Police and York Region are at approximately \$3 million each, which represents one tenth of Toronto's expenditure.

Lawsuits:

As you can imagine, the City has lawsuits underway at any given time. I am asking all Divisions and Agencies to review the commonality of lawsuits. With or without merit, all lawsuits are costly. I do believe a thorough review is required to determine if there are systemic issues that give rise to them.

Capital Funding:

The City is facing significant pressure in terms of capital funding which is at a premium.

In 2004, the TPS requested for and received funding for an in-house, customized management system called e-cops. It was intended that staffing would be reduced by 150 positions, however, the final numbers have not been confirmed.

The original budget was \$8 million and cost overruns increased the budget to \$16 million. The Auditor General pointed out the lack of transparency in the reporting of the cost overruns.

TPS is now undertaking the development of a new system to replace e-cops, one that requires increased staffing levels and significant capital funding. So what did we accomplish?

Police Checks:

As I understand, there is a missed revenue opportunity with police checks. The turnaround time for police background checks in the TPS is high in comparison to other entities providing similar service. As a result, those requiring police background checks go elsewhere resulting in lost revenue.

Staffing Complement:

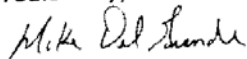
For some time now, requests have been made to have an independent review of the TPS organizational structure. The purpose would be to determine the appropriate level of uniformed and civilian staff.

Unfortunately, the media has solely focussed on the potential layoffs of officers as the only outcome of reducing the TPS' budget. As a result, this has taken away from the issue at hand, i.e. the need for the TPS Board and the Police Chief to fully explore all opportunities to find efficiencies.

Toronto's operating and capital budgets are funded by our tax payers and we have a duty of care to account for those tax dollars. Furthermore, as Budget Chair, I am required to do my due diligence.

I am also requesting for budget outlooks for 2014 and 2015.

Yours truly,



Mike Del Grande
Councillor, Ward 39 – Scarborough Agincourt
City of Toronto

**THIS IS AN EXTRACT FROM THE MINUTES OF THE PUBLIC MEETING OF THE
TORONTO POLICE SERVICES BOARD HELD ON SEPTEMBER 13, 2012**

**#P232. RESPONSE FROM THE PROVINCE: FUNDING FOR VICTIM
SERVICES TORONTO**

The Board was in receipt of correspondence (undated) from Louise Stratford, Assistant Deputy Attorney General, Ministry of the Attorney General, in response to the Board's request that funding for Victim Services Toronto be increased. A copy of Ms. Stratford's correspondence is appended to this Minute for information.

The Board received Ms. Stratford's correspondence,

Ministry of the
Attorney General

Office of the ADAG, Victims and
Vulnerable Persons Division

18 King St. East, 7th Floor
Toronto ON M5C 1C4

Telephone: (416) 325-3265
Facsimile: (416) 212-1091

Ministère du
Procureur général

Bureau du SPGA, Division des services aux
victimes et aux personnes vulnérables

18, rue King Est, 7^e étage
Toronto ON M5C 1C4

Téléphone: (416) 325-3265
Télécopieur: (416) 212-1091



DATE RECEIVED

AUG 20 2012

TORONTO
POLICE SERVICES BOARD

Our Reference #: MC12 2012-1461

Mr. Alok Mukherjee
Chair
Toronto Police Services Board
40 College Street
Toronto, ON
M5G 2J3

Dear Mr. Mukherjee:

Thank you for your letter in support of Victim Services Toronto (VST) and a potential funding increase.

Ontario Victim Services (OVS), which funds the agencies that administer the Victim Crisis Assistance and Referral Services (VCARS) program, is currently undertaking an initiative to modernize front-end victim services. Along with amalgamating and redeveloping the VCARS, Victim Quick Response (VQRP) and SupportLink programs, the Ministry of the Attorney General is also reviewing the funding formula for the new consolidated program.

Pending the completion of this review, agencies that are currently delivering these programs are expected to continue operating them within their existing funding envelopes. For the 2012/13 fiscal year, there will be no changes to funding allocations. In light of the economic climate and the ministry's fiscal constraints, we are unable to provide additional annualized funding to Victim Services Toronto at this time. We are in regular contact with VST and will continue our ongoing dialogue.

I would like to share with you that VST recently submitted a request to the Ministry to cover half of the extra expenditures incurred as a result of providing services to victims and witnesses in the first week after the Eaton Centre shootings on June 2, 2012. I am pleased to report to you that the Ministry has approved additional one-time funding in the amount of \$2,511.10 for this purpose.

The Ministry of the Attorney General recognizes the important role that Victim Services Toronto plays in the delivery of services to victims of crime in the City of Toronto, and I commend the agency for its continued good work in the community.

Thank you again for writing.

Sincerely,

Louise Stratford
Assistant Deputy Attorney General (A)

**THIS IS AN EXTRACT FROM THE MINUTES OF THE PUBLIC MEETING OF THE
TORONTO POLICE SERVICES BOARD HELD ON SEPTEMBER 13, 2012**

**#P233. RECOMMENDATION FOR LEGISLATION TO REDUCE THEFTS OF
CELL PHONES**

The Board was in receipt of a copy of a letter dated July 31, 2012 from Frances Nunziata, Councillor, City of Toronto, to Stephen Harper, Prime Minister. A copy of Councillor Nunziata's correspondence is appended to this Minute for information.

The Board received Councillor Nunziata's correspondence.



Councillor Frances Nunziata
Council Speaker
Toronto City Council
Ward 11
York South-Weston



City Hall
100 Queen Street West, Suite C49
Toronto, ON Canada M5H 2N2
Telephone: (416) 392-4091/92/93
Fax: (416) 392-4118
www.toronto.ca
councillor_nunziata@toronto.ca

August 30, 2012

The Right Honourable Stephen Harper
Prime Minister of Canada
Office of the Prime Minister
80 Wellington Street
Ottawa, Ontario
K1A 0A2

RE: Introducing Legislation to Curb Cell Phone Robberies

Dear Prime Minister:

I am writing to advise you of a motion that I recently introduced at a Toronto Police Services Board meeting, to curb cell phone robberies. The motion calls on your Federal Ministry of Public Safety and the Minister of Industry to introduce legislation that would compel cellular phone service providers to provide technology that would permit the disabling of stolen cell phones.

As I am sure you are well aware, cell phone thefts have been a significant concern, not only in my ward, but also across the city and country. Disabling cell phones once they are stolen will curb the activity of resale of the devices and in turn help to deter theft as there is no financial gain. Similar legislation was introduced in the United States and cellular phone providers in Australia and many European nations have already taken advantage of the technology.

This motion received unanimous consent from not only the Toronto Police Services Board, but also unanimous consent at the Canadian Association of Police Boards' AGM earlier this month. I hope that you will support this initiative as well by introducing the appropriate legislation.

Thank you for your consideration and support of this important matter.

Sincerely,

Councillor Frances Nunziata
Ward 11, York South-Weston

cc: Chair of the Toronto Police Services Board
Att. 1



Councillor Frances Nunziata
Council Speaker
Toronto City Council
Ward 11
York South-Weston

City Hall
100 Queen Street West
SuiteC49
Toronto, ON Canada M5H 2N2
Telephone: (416) 392-4091/92/93
Fax: (416) 392-4118
councillor_nunziata@toronto.ca
www.toronto.ca

August 30, 2012

Attn:
From: Councillor Frances Nunziata
Re: **TPSB Motion – Theft of Cellular Phones & Electronic Devices**
Passed - July 19, 2012

The following Motions were submitted to the Board:

1. **THAT** the Toronto Police Services Board correspond with the Federal Minister of Public Safety and the Minister of Industry to provide a copy of the foregoing report and to request that they introduce legislation changes in Canada that would compel cellular phone service providers to provide technology which would permit the disabling of a cellular phone after it is stolen and that the Ministries work with wireless telecommunication providers to facilitate the creation of a functional cellular device registry;
2. **THAT** the Board also ask that the Ministries request that telecommunications service providers adopt the four strategies noted in Appendix C to deter smartphone theft and protect personal data;
3. **THAT** the Board request that the Canadian Association of Police Boards adopt the above-noted resolutions and include this issue in upcoming advocacy efforts at the Federal level;
4. **THAT** the Board forward a copy of this report to the City's Executive Committee with a request that it endorse these Motions; and
5. **THAT** the Board receive the foregoing report, the correspondence from Councillor DiGiorgio and the deputations.

A request for a recorded vote on the foregoing Motions was submitted in accordance with section 22 of the Board's Procedural by-Law.

The voting was recorded as follows:

<u>For</u>	<u>Opposed</u>
Chair Alok Mukherjee	Nil
Vice-Chair Michael Thompson	
Councillor Frances Nunziata	
Councillor Chin	
Mr. Andy Pringle	
Dr. Dhun Noria	
Ms. Marie Moliner	

The Motions passed.

**THIS IS AN EXTRACT FROM THE MINUTES OF THE PUBLIC MEETING OF THE
TORONTO POLICE SERVICES BOARD HELD ON SEPTEMBER 13, 2012**

**#P234. TORONTO POLICE SERVICES BOARD SPECIAL FUND – 2011
SPECIFIED PROCEDURES REPORT**

The Board was in receipt of the following report August 29, 2012 from Alok Mukherjee, Chair:

Subject: TORONTO POLICE SERVICES BOARD SPECIAL FUND – 2011 SPECIFIED
PROCEDURES REPORT

Recommendation:

It is recommended that the Board approve the annual Specified Procedures Report, performed by Price Waterhouse Coopers LLP.

Financial Implications:

There are no financial implications associated with the recommendation contained in this report.

Background/Purpose:

Attached is the 2011 Specified Procedures report for the Police Services Board Special Fund, performed by independent external auditors, to assist the Board in evaluating the application and disbursement procedures and processes related to the Special Fund for the year ended December 31, 2011.

It was determined that an assessment of the Special Fund procedures and processes is a more useful approach as it tests the degree to which the Board is adhering to its policy governing the Special Fund.

The assessment revealed that the Board is in keeping with the administrative processes as outlined in the Board Special Fund Policy.

A copy of the auditor's findings is attached to this report.

Conclusion:

It is recommended that the Board approve the annual Specified Procedures Report, performed by Price Waterhouse Coopers LLP.

The Board approved the foregoing report.



August 28, 2012

To the Toronto Police Services Board:

We have performed the procedures agreed with you and enumerated in Appendix 1 to this report with respect to the Toronto Police Services Board Special Fund (TPSB Special Fund).

The procedures were performed solely to assist you in evaluating the application and disbursement procedures and processes related to the TPSB Special Fund for the year ended December 31, 2011.

As a result of applying the procedures detailed in Appendix 1, we set out our findings in our report attached as Appendix 2.

Because the above procedures do not constitute an audit of the account balances or transactional activity within the TPSB Special Fund as at and for the year ended December 31, 2011, we express no opinion on these account balances as at December 31, 2011 or the transactional activity for the year ended December 31, 2011. Had we performed additional procedures or had we performed an audit of the account balances and transactional activity of the TPSB Special Fund, other matters might have come to our attention that would have been reported to you.

This report has been prepared solely for the use of the Toronto Police Services Board, and should not be used by anyone other than this specified party. Any use that a third party makes of this report, or any reliance or decisions made based on it, are the responsibility of such third party. We accept no responsibility for any loss or damages suffered by any third party as a result of decisions made or actions taken based on this report.

PricewaterhouseCoopers LLP

Chartered Accountants, Licensed Public Accountants

PricewaterhouseCoopers LLP
PwC Tower, 18 York Street, Suite 2600, Toronto, Ontario, Canada M5J 0B2
T: +1 416 863 1133, F: +1 416 365 8215, www.pwc.com/ca

*PwC refers to PricewaterhouseCoopers LLP, an Ontario limited liability partnership, which is a member firm of PricewaterhouseCoopers International Limited, each member firm of which is a separate legal entity



Appendix 1: Specified procedures

Application and disbursement procedures

Haphazardly select 25% of the number of annual disbursements (cheques) from the Toronto Police Services Board Special Fund (TPSB Special Fund) general ledger and:

1. Ensure that Board approval has been obtained for the disbursement.
2. Ensure that the cheque amount agrees to the approved amount, and that such amount is recorded in the TPSB Special Fund general ledger (book of accounts).
3. Ensure that a Board report which includes an overview of the funding proposal is submitted to the Board for approval in accordance with the TPSB Special Fund Policy.
4. Ensure that the cheque is signed by the appropriate signatories in accordance with the TPSB Special Fund approval guidelines and policies.

General procedures

5. Haphazardly select ten disbursements from the TPSB Special Fund and ensure that the funding is provided prior to the date of the event/activity, as specified in the funding application.
6. Haphazardly select six bank statements and ensure that the account balance does not fall below \$150,000 during the period covered by the statement, as set out in the TPSB Special Fund Policy.
7. Request the Board office to provide a listing of disbursements which were exceptions to the policy, and ensure that the Board approved the disbursement despite the exception by reference to the Board minutes.
8. Haphazardly select ten deposits within the general ledger and ensure that they are from authorized revenue sources as allowed by the Police Services Act.



Appendix 2: Findings

Haphazardly select 25% of the number of annual disbursements (cheques) from the Toronto Police Services Board Special Fund (TPSB Special Fund) general ledger and:

1. Ensure that Board approval has been obtained for the disbursement.
2. Ensure that the cheque amount agrees to the approved amount, and that such amount is recorded in the TPSB Special Fund general ledger (book of accounts).
3. Ensure that a Board report which includes an overview of the funding proposal is submitted to the Board for approval in accordance with the TPSB Special Fund Policy.
4. Ensure that the cheque is signed by the appropriate signatories in accordance with the TPSB Special Fund approval guidelines and policies.

We haphazardly selected seventeen disbursements from the TPSB Special Fund for testing, itemized below, for the year ended December 31, 2011, representing 25% of the total number of annual disbursements for the year ended December 31, 2011.

For each disbursement selected, we completed procedures 1 through to 4 and noted no exceptions.

Disbursements (cheque #'s)				
619	623	626	629	632
702	703	707	708	716
720	721	722	725	726
729	732			

5. Haphazardly select ten disbursements from the TPSB Special Fund and ensure that the funding is provided prior to the date of the event/activity, as specified in the funding application.

We haphazardly selected ten disbursements from the TPSB Special Fund for testing as itemized below. The funding for those items denoted by an asterisk was provided subsequent to the funding application date. The underlying reason for this is due to these disbursements being for gifts for services permitted by the Special Fund Policy, and funding was therefore only provided upon receipt of an invoice by the vendor.

Disbursements (cheque #'s)				
623	629	632	702	720
721*	722*	726*	729*	732*



6. Haphazardly select six bank statements and ensure that the account balance does not fall below \$150,000 during the period covered by the statement, as set out in the TPSB Special Fund Policy.

We haphazardly selected six bank statements of the TPSB Special Fund, itemized below, and have no exceptions to report as a result of completing this procedure.

Monthly bank statements		
February 2011	March 2011	June 2011
August 2011	October 2011	December 2011

7. Request the Board office to provide a listing of disbursements which were exceptions to the policy, and ensure that the Board approved the disbursement despite the exception by reference to the Board minutes.

Based on enquiry of Joanne Campbell (Executive Director, Toronto Police Services Board), there were five exceptions to the policy, itemized below, during the year ended December 31, 2011. We have reviewed the minutes to the Board meeting outlining each of these exceptions and have no exceptions to report as a result of completing this procedure.

Exceptions to the Policy	
Description	Board minutes reviewed
Services rendered by Heenan Blaikie on Independent Civilian Review into matters relating to the G20 Summit (Reviewer)	P41/2011, P45/2011, P58/2011, P103/2011, P126/2011, P164/2011, P191/2011, P234/2011, P211/2011
Squeaky Wheel Communications, Inc - Services rendered by Ms. Karen Gordon providing communications consulting advice into matters relating to the G20 Summit - approved in 2010, paid in 2011	P189/2010, P243/2010
2011 Annual General Meeting and Conference	P42/2011
Funeral Reception for Sgt. Ryan Russell	P43/2011
Board Advisory Panel on Community Safety - Draft Research Proposal Services to Youth - approved in 2009, paid in 2011	P186/2009



8. Haphazardly select ten deposits within the general ledger and ensure that they are from authorized revenue sources as allowed by the Police Services Act.

We haphazardly selected ten deposits to the TPSB Special Fund, itemized below, and have no exceptions to report as a result of completing this procedure.

Deposit date	Revenue source
March 4, 2011	Unclaimed cash
March 22, 2011	Sale of perishable property
April 18, 2011	Public auction proceeds
April 18, 2011	Unclaimed cash
May 13, 2011	Public auction proceeds
July 7, 2011	Unclaimed cash
July 15, 2011	Public auction proceeds
September 26, 2011	Public auction proceeds
November 3, 2011	Public auction proceeds
December 15, 2011	Unclaimed cash

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**#P235. STATUS UPDATE – BOARD IMPLEMENTATION WORKING GROUP
(BIWG) ON THE REPORT BY THE HONOURABLE JOHN W. MORDEN
– INDEPENDENT CIVILIAN REVIEW INTO MATTERS RELATING TO
THE G20 SUMMIT**

The Board was in receipt of the following report August 31, 2012 from Michael Thompson and Marie Moliner, Co-Chairs, Board Implementation Working Group (BIWG):

Subject: STATUS UPDATE - BOARD IMPLEMENTATION WORKING GROUP
(BIWG) ON THE REPORT BY THE HONOURABLE JOHN W. MORDEN -
*INDEPENDENT CIVILIAN REVIEW INTO MATTERS RELATING TO THE G20
SUMMIT*

Recommendation:

It is recommended that the Board receive this report for information.

Financial Implications:

There are no financial implications arising out of the recommendation in this report.

Background/Purpose:

At its meeting of August 15, 2012, the Board approved a report from the Chair entitled *Status Update: Report by the Honourable John W. Morden – Independent Civilian Review into Matters Relating to the G20 Summit*” (See Appendix A). The Board approved the report, which included the following motions:

1. receive the status update as to the work completed to date with respect to Mr. Morden’s recommendations;
2. formally constitute and name four Board members to participate on the BIWG to take necessary action or to propose action to be taken by the Board with respect to a number of Mr. Morden’s recommendations; and
3. schedule the first meeting of the BIWG to take place before the end of August 2012.

At the meeting, the Board appointed the following members to participate on the BIWG:

Vice-Chair Michael Thompson, BIWG Co-Chair
Ms. Marie Moliner, BIWG Co-Chair
Mr. Andy Pringle, BIWG Member
Councillor Chin Lee, BIWG Member

Discussion:

Status Update

On August 21, 2012, BIWG held its first meeting following its establishment at the July 19th Board meeting (See Appendix A). This meeting included members of Board staff as well a representative from City of Toronto – Legal Services Division. BIWG reviewed the considerable work undertaken by Board Staff with respect to the implementation of Mr. Morden's recommendations. This work included:

- a review of each recommendation and details of the necessary background work,
- assigning of work to individuals or groups,
- identifying where consultation may be required,
- identifying issues or questions with respect to implementation and drafting or amending Board policies; and,
- cross-referencing with recommendations contained in both the Toronto Police Service's After-Action Report and the Ontario Independent Police Review Director's report entitled, *Policing the Right to Protest*.

At the BIWG meeting, the members of BIWG analyzed in detail each of the 16 recommendations that had been assigned to it (*Recommendations 1, 4, 5, 6, 20, 22, 23, 24, 25, 26, 27, 31, 32, 33, 34 and 35*) and created a comprehensive workplan with a series of action items including components of consultation, research, policy development and legal analysis. The workplan, and relevant action items, are in the process of being finalized and the next steps are being taken to address each of the recommendations assigned to BIWG. In some cases, recommendations can be implemented fairly quickly, while it is clear that others will require more consideration and time.

It is anticipated that the next meeting of BIWG will take place in late September 2012.

Conclusion:

It is recommended that the Board receive this report for information.

The Board received the foregoing report.

Appendix A: July 19, 2012, (Min. No. P166/12)

The Board, at its meeting of July 19, 2012, received the report from the Honourable John W. Morden entitled “Independent Civilian Review Into Matters Relating to the G20 Summit,” and approved a number of recommendations with respect to this report. (Min. No. P166/12 refers) as follows:

- (1) receive the report from the Honourable John W. Morden entitled Independent Civilian Review Into Matters Relating to the G20 Summit, and receive all 38 recommendations for implementation;*
- (2) approve the “Proposed Implementation Plan” attached to this report;*
- (3) approve, in principle, the immediate implementation of Mr. Morden’s Recommendations 2, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 21, 28, 29, 30, 36, 37 and 38, and direct the Chair to report back to the Board no later than October 2012 with proposed new policies, amendments to existing policies and changes to Board rules and practices as indicated in the Proposed Implementation Plan;*
- (4) establish a Board Implementation Working Group (BIWG) of at least 4 Board members to take necessary action or to propose action to be taken by the Board with respect to Recommendations 1, 4, 5, 6, 20, 22, 23, 24, 25, 26, 27, 31, 32, 33, 34 and 35;*
- (5) direct the BIWG to provide status reports to the Board on its work on the Recommendations referred to it no later than October 2012;*
- (6) refer to the BIWG for consideration in conjunction with Mr. Morden’s report the Toronto Police Service’s After-Action Report and the Ontario Independent Police Review Director’s report titled, Policing the Right to Protest; and,*
- (7) direct the BIWG to report back to the Board on the status of its consideration of these other G20 related reports by October 2012 or as soon thereafter as possible.*

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#P236. IN-CAMERA MEETING – SEPTEMBER 13, 2012

In addition to the public meeting conducted by the Board today, an in-camera meeting was held to consider a number of matters which were exempt from the public agenda in accordance with the criteria for considering confidential matters set out in s.35(4) of the *Police Services Act*.

The following members attended the in-camera meeting:

Dr. Alok Mukherjee, Chair
Mr. Michael Thompson, Councillor & Vice-Chair
Mr. Chin Lee, Councillor & Member
Ms. Marie Moliner, Member
Dr. Dhun Noria, Member
Ms. Frances Nunziata, Councillor & Member
Mr. Andrew Pringle, Member

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TORONTO POLICE SERVICES BOARD HELD ON SEPTEMBER 13, 2012**

#P237. BOARD STRATEGIC PLANNING SESSION

Chair Mukherjee noted that Professor Andrew Graham, Queen's University, would facilitate an off-site Board strategic planning session that is scheduled to take place on September 17, 2012.

The Board approve the following Motion:

THAT the Board approve Professor Graham's per diem and expenses at an amount not to exceed \$2500 and that the expenditure be drawn from the Board's 2012 operating budget.

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#P238. ADJOURNMENT

Alok Mukherjee
Chair