

**MINUTES OF THE HAMILTON  
POLICE SERVICES BOARD**

Thursday, October 19, 2017  
2:21pm  
Hamilton City Hall  
Council Chambers

The Police Services Board met.

There were present:           Lloyd Ferguson, Chair  
                                  Madeleine Levy, Vice Chair  
                                  Fred Eisenberger  
                                  Walt Juchniewicz  
                                  Don MacVicar  
                                  Stanley Tick  
                                  Terry Whitehead

Absent with regrets:       None

Also Present:                Chief Eric Girt  
                                  Deputy Chief Dan Kinsella  
                                  Acting Deputy Chief Jamie Anderson  
                                  Superintendent Greg Huss  
                                  Superintendent Will Mason  
                                  Acting Superintendent Marty Schulenberg  
                                  Inspector Shawn Blaj  
                                  Inspector Greg Hamilton  
                                  Staff Sergeant Andrea Torrie  
                                  Marco Visentini, Legal Counsel  
                                  Lynda Bordeleau, Legal Counsel  
                                  Rosemarie Auld, Manager, Human Resources  
                                  Peter Bailey, Manager, Records  
                                  Dan Bowman, Manager, Fleet and Facilities  
                                  Jackie Penman, Corporate Communicator  
                                  John Randazzo, Manager, Finance  
                                  Duanne Sprague, Zone Advisor, MCSCS  
                                  Lois Morin, Administrator

Chair Ferguson called the meeting to order.

Chair Ferguson asked everyone to stand to observe a Moment of Silence in memory of Robert John (RJ) Ruwhof who was a serving member for eighteen years with the Hamilton Police Service. Our thoughts are with his family. Thank you.

1.1 Additions/Changes to Agenda

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  - CONSENT ITEM 4.3: Auction Account Fund: That the Board approve the purchase of tickets to attend the Hamilton Gallery of Distinction 2017, scheduled for Tuesday, November 14, Michelangelo Events & Conference Centre, at a cost of \$97.50, to be paid from the auction account.

- CONSENT ITEM 4.3: Auction account Fund: That the Board approve the purchase of tickets to attend Hamilton's Dancing with Easter Seals Stars, scheduled for Thursday, October 26, Michelangelo Banquet Centre, at a cost of \$150 per ticket, to be paid from the auction account.
- DISCUSSION ITEM 5.8: 2018 Police Services Board Meeting Schedule
- Correspondence from the Ontario Civilian Police Commission with respect to the two interrelated complaints about Hamilton Police Services Board Vice Chair Madeleine Levy and Member Juchniewicz.

After discussion, the Board approved the following:

Moved by: Member Tick  
Seconded by: Member MacVicar

That the Agenda for the Hamilton Police Services Board Public meeting be adopted, as amended.

**Carried.**

Chair Ferguson thanked everyone who was in attendance at the meeting.

Moved by: Member Eisenberger  
Seconded by: Member Tick

That the Chair arranges a meeting with the Canadian Polish Congress as soon as possible, and

That training be scheduled for all Board Members on Cultural Competency and *Police Services Act* Code of Conduct.

**Carried.**

Opposed – Member Juchniewicz and Member Whitehead

Moved by: Member Whitehead  
Seconded by: Member Juchniewicz

That the correspondence received from the Ontario Civilian Police Commission be made public.

**Carried.**

Moved by: Member Whitehead  
Seconded by: Member Juchniewicz

Requesting that Ontario Civilian Police Commission (OCPC) attend a future meeting and provide their findings to the Board. The decision to meet in camera or public will be made by the OCPC.

**Carried.**

## **Presentations**

Moved by: Member Whitehead  
Seconded by: Member Juchniewicz

That the Board waive the rules contained in the Police Services Board Deputation Policy and invite three members of the polish community to provide a deputation to the Board.

**Carried.**

Ms. Glogowski, Mr. Lizon, Mr. Iwanicki and Mr. Mirza provided a deputation to the Board.

Moved by: Member Whitehead  
Seconded by: Member Juchniewicz

That the Board receive the deputation(s) as provided.

**Carried.**

### **2.1 Member of the Month**

Chair Ferguson and Chief Girt presented the Member of the Month Award for June 2017 to Constable Chris McClure, Constable Mario Rizzo and Constable John Sabatini. Constables McClure, Rizzo and Sabatini were commended for their dedication to duty and commitment to the prevention, detection and suppression of crime and his relentless pursuit of offenders.

### **2.3 Deputation provided by Ms. Shirley Bailey to the Board, with respect to reckless driving habits.**

Ms. Bailey provided a deputation to the Board with respect to reckless driving habits.

Moved by: Member Juchniewicz  
Seconded by: Member MacVicar

That the deputation provided by Ms. Bailey be received, as provided.

**Carried.**

**General****3.1 Declarations of Interest**

None

**Consent Agenda****4.1 Approval of Consent Items**

Moved by: Member MacVicar  
Seconded by: Member Eisenberger

That the Board approve and receive the consent items as distributed.

**Carried**

**4.2 Adoption of Minutes – September 14, 2017**

The minutes of the meeting held Thursday, September 14, 2017, be adopted as printed.

**4.3 Auction Account Fund**

Support / Upcoming Events  
**RECOMMENDATION(S)**

- That the Board purchase tickets to attend Crime Stoppers of Hamilton, An Evening at the Races & Slots, scheduled for Saturday, November 4, 2017, Flamboro Downs, at a cost of \$50 per ticket, to be paid from the auction account.
- That the Board purchase tickets to attend the Canadian Caribbean Diaspora the Hamilton Caribbean Women's Group and the Jamaica Foundation of Hamilton Gala, scheduled for Sunday, November 5, 2017, Michelangelo's Banquet Centre, at a cost of \$75, to be paid from the auction account.
- That the Board purchase tickets to attend the 13<sup>th</sup> Annual Power of A Changed Life, scheduled for Wednesday, November 8, 2017, Carmen's Banquet Centre, at a cost of \$50 per ticket, to be paid from the auction account.
- That the Board purchase tickets to attend the Bridge to Hope Gala, scheduled for Thursday, November 9, 2017, Michelangelo's Banquet Centre, at a cost of \$60 per ticket, to be paid from the auction account.
- That the Board purchase tickets to Hamilton-Wentworth Chapter of Native Women 2<sup>nd</sup> Annual Gala Fundraiser, scheduled for Wednesday, November 15, 2017, Sheraton Hamilton Hotel, at a cost of \$150 per ticket, to be paid from the auction account.
- That the Board purchase tickets to attend the Young Artists of Hamilton Benefit Gala, scheduled for Friday, November 17, 2017, Liuna Station, at a cost of \$90 per ticket, to be paid from the auction account.

- That the Board approve the purchase of tickets to attend the Hamilton Gallery of Distinction 2017, scheduled for Tuesday, November 14, Michelangelo Events & Conference Centre, at a cost of \$97.50, to be paid from the auction account.
- That the Board approve the purchase of tickets to attend Hamilton's Dancing with Easter Seals Stars, scheduled for Thursday, October 26, Michelangelo Banquet Centre, at a cost of \$150 per ticket, to be paid from the auction account.

**4.4 For the Information of the Board:**

- a) Auction Account Expenditures – For Board Approval: September 2017 (PSB 17-1016)
- b) Correspondence from Roger Anderson, Chair, Durham Regional Police Services Board with respect to SIU notification procedures announced by Chief Martin.
- c) Outstanding Issues as of October 19, 2017

**Discussion  
Agenda**

**5.1 City Clerk's Division Council Follow-Up Notice, City Council Meeting of September 27, 2017**

After discussion, the Board approved the following:

Moved by: Member Juchniewicz  
Seconded by: Member MacVicar

That the Board receive Report 17-015 of the Planning Committee as amended, and forward it to Chief Girt for appropriate action.

**Carried.**

Opposed – Member Whitehead

**5.2 City Clerk's Division Council Follow-Up Notice, City Council Meeting of September 27, 2017**

After discussion, the Board approved the following:

Moved by: Member MacVicar  
Seconded by: Member Tick

That the Board receive the approved motion with respect to Hamilton Police Service Requested to Actively Enforce Current Laws Prohibiting the Sale of Marijuana under the Criminal Code and forward it to Chief Girt for appropriate action.

**Carried.**

**5.3 Hamilton Police Services Board: Board Member Travel and Expense Reimbursement Policy (16-137a)**

As recommended by Lois Morin in PSB 16-137a dated October 19, 2017, the Board approved the following:

Moved by: Member Whitehead  
Seconded by: Member MacVicar

- a) That the Board approve the *draft* Police Services Board Member Travel and Expense Reimbursement Policy, attached hereto as Appendix "A".

**Carried.**

Opposed – Member Juchniewicz

**5.4 M.D. Charlton Inc. Single Source Approval for Axon Conducted Energy Weapons and Related Products (PSB 17-109)**

As recommended by Chief Girt in PSB 17-109 dated October 19, 2017, the Board approved the following:

Moved by: Member MacVicar  
Seconded by: Vice Chair Levy

- a) THAT the Board APPROVE the single source procurement of Conducted Energy Weapons (CEW), including batteries, cartridges, holsters, targets and other directly related products, manufactured by Axon Enterprise, Inc. and distributed by M.D. Charlton Inc., pursuant to Procurement Policy #11 – Non-Competitive Procurement, until December 31, 2021 and that the Chief of Police be authorized to negotiate, enter into and execute any required Contract and any ancillary documents required to give effect thereto with, in a form satisfactory to the City Solicitor.

**Carried.**

**5.5 Restructuring – Records Business Centre (PSB 17-110)**

As recommended by Chief Girt in PSB 17-110 dated October 19, 2017, the Board approved the following:

Moved by: Member Eisenberger  
Seconded by: Member MacVicar

- 1. That the Board approve the restructuring of the one position in the Records Business Centre, specifically the conversion of an existing vacant Quality Control Clerk position, payband 4E, to a new position: Records Management System (RMS) Support Clerk, payband 4E.

2. That the salary for this new position be transferred from budget account 376654 to account 376656.

**Carried.**

**5.6 Request from Mr. Robert Burgiss, to Provide a Deputation to the Board**

After discussion, the Board approved the following:

Moved by: Member Juchniewicz  
Seconded by: Member Tick

That the request from Mr. Robert Burgiss to provide a deputation to the Board to ask Acting Chief Kinsella why he refuses to investigate his criminal complaints against his MPP and the perjury case, be denied.

**Carried.**

**5.7 Request from Mr. Robert Burgiss, to Provide a Deputation to the Board**

After discussion, the Board approved the following:

Moved by: Member Whitehead  
Seconded by: Member Juchniewicz

That the request from Mr. Robert Burgiss to provide a deputation to the Board to ask why the Chair dealt with his complaint against the Chief and did not provide it to the Board, be denied.

**Carried.**

**5.8 2018 Police Services Board Meeting Schedule (PSB 17-104)**

As recommended by Lois Morin in PSB 17-104 dated October 19, 2017, the Board approved the following:

Moved by: Member MacVicar  
Seconded by: Member Levy

That the Board consider the following meeting schedule which provides for the regular public meetings of the Board to be held at 2:00pm on a Thursday of each month for 2018 (August excepted). All meetings will be held at Hamilton City Hall, Council Chambers, 71 Main Street West.

Thursday, January 18, 2018  
Thursday, February 15, 2018  
Thursday, March 22, 2018  
Thursday, April 19, 2018

Thursday, May 10, 2018  
Thursday, June 21, 2018  
Thursday, July 26, 2018  
Thursday, September 13, 2018  
Thursday, October 11, 2018  
Thursday, November 8, 2018  
Thursday, December 20, 2018

**Carried.**

**New Business**

**New Business**

Member Whitehead thanked the Hamilton Police Service for participating in the community meeting that was held by Councillor Skelly and included wards 6, 7 & 8. Member Whitehead brought forward his concerns with respect to the recent problems in and around ward 8

Chief Girt provided comments and congratulated his command staff who participated and attended the community meeting.

Chief Girt provided comments with respect to the recent problems in and around ward 8.

**Chair Ferguson provided the following comments:**

- On behalf of the Board I would like to congratulate and thank the Hamilton Police Service, Hamilton Police Association, Hamilton Police Senior Officers Association and the Hamilton Police Retirees Association for honouring those officers who gave their lives in the line of duty in a rededication ceremony that took place at Central Station. The ceremony included the unveiling of a Book of Remembrance and ceremonies at the gravesite of each fallen officer. At this ceremony Chief Girt stated "Each one of these officers was willing to step forward and serve the Hamilton community, while we're thankful we haven't had to add another name to the list, we will always remember those members who paid the ultimate sacrifice for our city and ensure the magnitude of their sacrifice will not be forgotten." Congratulations and well done!!

**Next Meeting of the Board**

Chair Ferguson announced that the next meeting of the Board is scheduled for Thursday, November 16, 2017, 2:00pm, at Hamilton City Hall, Council Chambers.



**Adjournment**

Moved by: Member MacVicar  
Seconded by: Member Juchniewicz

There being no further business, the public portion of the meeting then adjourned at 3:32pm.

**Carried.**

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The Board then met in camera to discuss matters of a private and confidential nature.

Taken as read and approved



Lois Morin  
Administrator

October 19, 2017  
lem:



Lloyd Ferguson, Chair  
Police Services Board