

- (a) shall, in the case of a member, declare the seat of the member vacant; and
- (b) may disqualify the member or former member from being a member during a period thereafter of not more than seven years; and
- (c) may, where the contravention has resulted in personal financial gain, require the member or former member to make restitution to the party suffering the loss, or, where such party is not readily ascertainable, to the municipality or local board of which he or she is a member or former member. R.S.O. 1990, c. M.50, s. 10 (1).

Saving by reason of inadvertence or error

(2) Where the judge determines that a member or a former member while he or she was a member has contravened subsection 5 (1), (2) or (3), if the judge finds that the contravention was committed through inadvertence or by reason of an error in judgment, the member is not subject to having his or her seat declared vacant and the member or former member is not subject to being disqualified as a member, as provided by subsection (1). R.S.O. 1990, c. M.50, s. 10 (2).

Member not to be suspended

(3) The authority to disqualify a member in subsection (1) does not include the right to suspend a member. R.S.O. 1990, c. M.50, s. 10 (3).

Transition: disqualification

(4) A disqualification of a member of a school board under this section that would have continued after December 31, 1997 but for the dissolution of the school board continues for its duration with respect to membership on any board whose members are elected by members of the electoral group who elected the member. 1997, c. 31, s. 156 (2).

Definition

(5) In subsection (4),

"electoral group" has the same meaning as in Part VIII of the *Education Act* as the Part read on January 1, 1997. 1997, c. 31, s. 156 (2).

Appeal to Divisional Court

11. (1) An appeal lies from any order made under section 10 to the Divisional Court in accordance with the rules of court. R.S.O. 1990, c. M.50, s. 11 (1).

Judgment or new trial

(2) The Divisional Court may give any judgment that ought to have been pronounced, in which case its decision is final, or the Divisional Court may grant a new trial for the purpose of taking evidence or additional evidence and may remit the case to the trial judge or another judge and, subject to any directions of the Divisional Court, the case shall be proceeded with as if there had been no appeal. R.S.O. 1990, c. M.50, s. 11 (2).

Appeal from order or new trial

(3) Where the case is remitted to a judge under subsection (2), an appeal lies from the order of the judge to the Divisional Court in accordance with the provisions of this section. R.S.O. 1990, c. M.50, s. 11 (3).

Proceedings not invalidated but voidable

12. The failure of any person to comply with subsection 5 (1), (2) or (3) does not of itself invalidate any proceedings in respect of any such matter but the proceedings in respect of such matter are voidable at the instance of the municipality or of the local board, as the case may be, before the expiration of two years from the date of the passing of the by-law or resolution authorizing such matter unless to make void the proceedings would adversely affect the rights of any person acquired under or by virtue of the proceedings who acted in good faith and without actual notice of the failure to comply with subsection 5 (1), (2) or (3). R.S.O. 1990, c. M.50, s. 12.

Other procedures prohibited

13. Proceedings to declare a seat vacant or to disqualify a member or former member for conflict of interest, or to require a member or former member to make restitution where a contravention has resulted in personal financial gain, shall be had and taken only under this Act. R.S.O. 1990, c. M.50, s. 13.

GENERAL

Insurance

14. (1) Despite section 279 of the *Municipal Act, 2001* or section 218 of the *City of Toronto Act, 2006*, as the case may be, the council of every municipality may at any time pass by-laws,

- (a) for contracting for insurance;
- (b) despite the *Insurance Act*, to enable the municipality to act as an insurer; and
- (c) for exchanging with other municipalities in Ontario reciprocal contracts of indemnity or inter-insurance in accordance with Part XIII of the *Insurance Act*,

to protect a member of the council or of any local board thereof who has been found not to have contravened section 5, against any costs or expenses incurred by the member as a result of a proceeding brought under this Act, and for paying on behalf of or reimbursing the member for any such costs or expenses. R.S.O. 1990, c. M.50, s. 14 (1); 2002, c. 17, Sched. F, Table; 2006, c. 32, Sched. C, s. 33 (2).

Insurance Act does not apply

(2) The *Insurance Act* does not apply to a municipality acting as an insurer for the purposes of subsection (1). R.S.O. 1990, c. M.50, s. 14 (2).

Surplus funds

(3) Despite section 387 of the *Insurance Act*, any surplus funds and the reserve fund of a municipal reciprocal exchange may be invested only in such securities as a municipality may invest in under the *Municipal Act, 2001* or the *City of Toronto Act, 2006*, as the case may be. R.S.O. 1990, c. M.50, s. 14 (3); 1996, c. 32, s. 76 (1); 2002, c. 17, Sched. F, Table; 2006, c. 32, Sched. C, s. 33 (3); 2007, c. 7, Sched. 27, s. 1.

Reserve funds

(4) The money raised for a reserve fund of a municipal reciprocal exchange may be expended or pledged for, or applied to, a purpose other than that for which the fund was established if two-thirds of the municipalities that are members of the exchange together with two-thirds of the municipalities that previously were members of the exchange and that may be subject to claims arising while they were members of the exchange agree in writing and if section 386 of the *Insurance Act* is complied with. R.S.O. 1990, c. M.50, s. 14 (4); 2009, c. 33, Sched. 21, s. 7.

Local boards

(5) A local board has the same powers to provide insurance for or to make payments to or on behalf of its members as are conferred upon the council of a municipality under this section in respect of its members. R.S.O. 1990, c. M.50, s. 14 (5).

Former members

(6) A by-law passed under this section may provide that it applies to a person who was a member at the time the circumstances giving rise to the proceeding occurred but who, prior to the judgment in the proceeding, has ceased to be a member. R.S.O. 1990, c. M.50, s. 14 (6).

Conflict with other Acts

15. In the event of conflict between any provision of this Act and any provision of any general or special Act, the provision of this Act prevails. R.S.O. 1990, c. M.50, s. 15.



HAMILTON POLICE SERVICES BOARD

OUTSTANDING ISSUES as of October 20, 2016

ITEM	ORIGINAL DATE	ACTION REQUIRED	STATUS	EXPECTED COMPLETION DATE
1. Correspondence from Mr. Shekar Chandrashekar with respect to articles from the Hamilton Spectator.	September 15, 2014	That staff report back on the ability to publish expense(s) of Police Services Board Members on the Hamilton Police service Board website pages. The report is to include the process and costs associated to develop this initiative.		2 nd Quarter of 2016
2. Other Business	May 26, 2016	That Member Whitehead work with the Board Administrator to implement the use of Electronic devices for monthly agendas.	PSB 16-001 – Ongoing	3 rd Quarter of 2016
3. Body-Worn Camera Study	November 19, 2015	The Chief to report back to the Police Services Board in one year with further findings from external body-worn camera pilots.		4 th Quarter of 2016 – (November)
4. Policy - DRAFT Policy – Collection of Identifying Information in Certain Circumstances – Prohibition and Duties	June 23, 2016	Awaiting final information on Training	Ongoing	4 th Quarter of 2016
5. City Clerk's Division Council Follow-up Notice with respect to Hamilton Police Service's Investigative Services Division	August 26, 2016	Sent to Legal Counsel for review		4 th Quarter of 2016



City of Hamilton
City Hall, 71 Main Street
West, 1st Floor
Hamilton, Ontario,
Canada L8P 4Y5
www.hamilton.ca

Stephanie Paparella
Legislative Coordinator
Office of the City Clerk
Phone: 905.546-2424 ext. 3993 Fax: 905.546-2095
e-mail: stephanie.paparella@hamilton.ca

September 29, 2016

Ms. Lois Morin
Administrator
Hamilton Police Services Board
155 King William Street
Hamilton, ON L8N 4C1

Re: 2017 Budget Submission for the Hamilton Police Services Board

Dear Ms. Morin:

This letter is to request that your organization submit a draft budget request to the City of Hamilton, to the attention of Cyrus Patel, Budget and Finance Division, 71 Main Street West, Hamilton, Ontario L8P 4Y5, by **3:00 p.m. on Friday, November 18, 2016.**

As well, please be advised that at its meeting of September 28, 2016, Council approved sub-section (b) of Item 5 to the General Issues Committee Report 16-021, which reads as follows:

5. 2017 Budget Guidelines, Preliminary Outlook and Process (FCS16070) (City Wide) (Item 7.3)

- (b) That the Boards and Agencies be requested to submit their 2017 operating budget based on a guideline increase of **1.8%**, and that any increase beyond that guideline, be forwarded for consideration with an appropriate explanation;

Once the HPS Board has approved their 2017 budget submission, please forward it to my attention, **no later than 12:00 Noon on Monday, January 9, 2017, for inclusion in the January 26, 2017** General Issues Committee (Budget) agenda, at which time the HPS will be given the opportunity to provide a presentation to the Committee.

Sincerely,

Stephanie Paparella
Legislative Coordinator
Office of the City Clerk

INDEPENDENT POLICE OVERSIGHT REVIEW

The Honourable Justice Michael Tulloch
Independent Reviewer

Macdonald Block, Box 160
Toronto ON M7A 1N3

Tel: 416-212-1626
Toll-Free: 1-844-523-6122
Fax: 416-212-8836
Email: info@policeoversightreview.ca



EXAMEN INDÉPENDANT DES ORGANISMES DE SURVEILLANCE DE LA POLICE

L'honorable juge Michael Tulloch
Examineur indépendant

Édifice Macdonald, C.P. 160
Toronto ON M7A 1N3

Tél: 416-212-1626
Sans frais: 1-844-523-6122
Télé: 416-212-8836
Courriel: info@policeoversightreview.ca

September 29, 2016

Ontario Association of Police Services Boards
2045 Dundas Street
London, Ontario
N5V 1R4

Dear Members:

As you are aware, I was appointed on April 29, 2016, to lead an independent review of the police oversight bodies in Ontario: the Special Investigations Unit, the Office of the Independent Police Review Director and the Ontario Civilian Police Commission. The purpose of my review will be:

- to make recommendations on how to enhance the transparency and accountability of the police oversight bodies while preserving fundamental rights;
- to ensure the police oversight bodies are effective and have clear mandates; and,
- to reduce overlap and inefficiencies between these bodies.

A final report containing all recommendations will be delivered to the Attorney General no later than March 31, 2017, and will be made available to the public.

In addition to engaging in public consultations, I will also be meeting with key stakeholders across the province. As part of this, I am attending the Ontario Association of Police Service Boards' 2016 Labour Seminar on October 20th at 1:30 p.m. to hear police service board members' views of Ontario's three police oversight bodies.

Both myself and Mr. Eli El-Chantiry, President, OAPSB, encourage you to attend this session. More details about the 2016 Labour Seminar can be found at http://www.oapsb.ca/events/2016_labour_seminar/. You may also wish to attend one of the public consultation sessions that are being held across Ontario. Public consultation meeting information can be found at our website, www.policeoversightreview.ca.

We also invite you to provide written submissions and recommendations. You can use the attached questionnaire to help structure your submission. Submissions are due November 30, 2016, and can be sent to info@policeoversightreview.ca or by mail to:

Independent Police Oversight Review
Macdonald Block, Box 160
Toronto, ON M7A 1N3

I look forward to hearing from you and appreciate your time in this process. Your involvement will be of great benefit to us in conducting this Review. I have enclosed a copy of the Order in Council setting out my mandate for your reference.

Yours very truly,

A handwritten signature in black ink, appearing to read 'Michael Tulloch', written in a cursive style.

Justice Michael Tulloch
Independent Reviewer

Enclosure

- c. Eli El-Chantiry, President, Ontario Association of Police Services Boards
Fred Kaustinen, Executive Director, Ontario Association of Police Services Boards

Independent Police Oversight Review – Questions for Police Service Boards

Based on the Review's mandate outlined in our Order-in-Council, we invite written submissions from Police Service Boards on the following questions:

1. What role does your organization play in relation to police oversight?
2. Ideally, what role should your organization have in relation to police oversight?
3. What interaction does your Board have with the three police oversight bodies: the Special Investigations Unit, the Office of the Independent Police Review Director, and the Office of the Civilian Police Commission?
4. What is the role of these oversight bodies in relation to the oversight provided by the boards? What should it be?
5. Are the police oversight bodies transparent and accountable? Do they preserve fundamental rights?
6. Following a section 11 review by a chief of police where SIU mandate has been triggered, should the identity of subject officers or any part of the chief's report be released?
7. Are the mandates of the police oversight bodies effective and clear?
8. Are there areas of overlap and inefficiency between the police oversight bodies?

We welcome any other submissions you may wish to make regarding the issues raised by our mandate, as set out in the OIC.

Contact Information

Mailing Address:
Independent Police Oversight Review
Macdonald Block, Box 160
Toronto, ON M7A 1N3

Email: info@policeoversightreview.ca



Executive Council
Conseil exécutif

Order in Council Décret

On the recommendation of the undersigned, the Lieutenant Governor, by and with the advice and concurrence of the Executive Council, orders that:

Sur la recommandation de la personne soussignée, le lieutenant-gouverneur, sur l'avis et avec le consentement du Conseil exécutif, décrète ce qui suit :

WHEREAS the Special Investigations Unit (SIU) was established in 1990 and its legislative authority is set out in Part VII, Section 113 of the *Police Services Act*, with a mandate to cause investigations to be conducted into the circumstances of serious injuries and deaths that may have resulted from criminal offences, including sexual assaults committed by police officers;

ATTENDU QUE l'Unité des enquêtes spéciales (UES) a été constituée en 1990 sous le régime de l'article 113 de la partie VII de la *Loi sur les services policiers*, avec pour mandat de faire mener des enquêtes sur les circonstances qui sont à l'origine de blessures graves et de décès pouvant être imputables à des infractions criminelles, notamment des agressions sexuelles, de la part d'agents de police;

AND WHEREAS the Office of the Independent Police Review Director (OIPRD) was established in 2007, and its legislative authority is set out in Part II.I and Part V of the *Police Services Act*, with a mandate to receive, manage and oversee all public complaints about police in Ontario; complaints can be in relation to the conduct of a police officer, or the policies and services of a police force;

ATTENDU QUE le Bureau du directeur indépendant de l'examen de la police (BDIEP) a été constitué en 2007 sous le régime des parties II.I et V de la *Loi sur les services policiers*, avec pour mandat de recevoir, gérer et superviser l'ensemble des plaintes du public à l'égard des services policiers en Ontario au sujet de la conduite d'un agent de police ou encore des politiques d'un corps de police ou des services offerts par celui-ci;

AND WHEREAS the Ontario Civilian Police Commission (OCPC) was established in 2007 and its legislative authority is set out in Part II of the *Police Services Act*, with a mandate to, among other things, conduct hearings and adjudicate disputes related to police disciplinary decisions; budget disputes between municipal councils and police service boards; and disputes related to the provision of police services;

ATTENDU QUE la Commission civile de l'Ontario sur la police (CCOP) a été constituée en 2007 sous le régime de la partie II de la *Loi sur les services policiers*, avec pour mandat, entre autres, de tenir des audiences et de trancher des différends liés à des décisions d'ordre disciplinaire en matière de police, des différends d'ordre budgétaire entre des conseils municipaux et des commissions de services policiers et des différends liés à la prestation de services policiers;

.../2

AND WHEREAS the Attorney General for Ontario has legislative authority for the three aforementioned police oversight bodies and the Solicitor General of Ontario also has legislative authority with respect to OCPC;

AND WHEREAS the oversight bodies perform a vital role in the administration of justice in the Province;

AND WHEREAS it was determined that it would be desirable to authorize under the common law pursuant to the prerogative of her Majesty the Queen in Right of Ontario, and in the discharge of the government's executive functions, an individual to conduct an independent review of the matters referred to herein;

THEREFORE, it is ordered that the Honorable Michael Tulloch, a Justice of the Ontario Court of Appeal, be appointed as Independent Reviewer, in accordance with the following terms of reference:

Mandate

1. The Independent Reviewer shall conduct a review and make recommendations on how to:
 - (a) enhance the transparency and accountability of the police oversight bodies, while preserving fundamental rights;
 - (b) ensure the police oversight bodies are effective and have clear mandates; and
 - (c) reduce overlap and inefficiencies between these bodies.
2. The Independent Reviewer shall address as a priority ways in which the transparency of the SIU can be enhanced while preserving fundamental rights, including:
 - (a) whether more information than is currently released to the public about an investigation, including the SIU Director's reports, should be released and, if so, the form this should take;

ATTENDU QUE les trois organismes de surveillance de la police susmentionnés relèvent de la procureure générale de l'Ontario et que la CCOP relève également du solliciteur général de l'Ontario;

ATTENDU QUE ces organismes de surveillance jouent un rôle crucial dans l'administration de la justice dans la province;

ATTENDU QU'il a été déterminé qu'il est souhaitable d'autoriser, en common law, selon la prerogative de Sa Majesté la reine du chef de l'Ontario, et dans le cadre des fonctions exécutives du gouvernement, un particulier à effectuer un examen indépendant des questions mentionnées dans le présent décret;

EN CONSÉQUENCE, il est ordonné que l'honorable Michael Tulloch, juge de la Cour d'appel de l'Ontario, soit nommé examinateur indépendant conformément au mandat suivant :

Mandat

1. L'examineur indépendant procède à un examen et fait des recommandations visant ce qui suit :
 - a) accroître la transparence et la responsabilité des organismes de surveillance de la police, tout en préservant les droits fondamentaux;
 - b) assurer l'efficacité des organismes de surveillance de la police et la clarté de leurs mandats;
 - c) réduire les chevauchements et les inefficiences entre ces organismes.
2. L'examineur indépendant se penche en priorité sur les façons d'accroître la transparence de l'UES tout en préservant les droits fondamentaux, notamment la question de savoir s'il convient de rendre publics :
 - a) davantage de renseignements que maintenant au sujet d'une enquête, y compris les rapports du directeur de l'UES, et, le cas échéant, la façon de procéder;

- (b) whether subject/witness officer names and other witness names should be released; and
 - (c) whether past reports of the SIU Director should be released and, if so, the form this should take.
3. The Independent Reviewer shall, if feasible and in his discretion, make interim recommendations on the priority matters referred to in paragraphs 2 (a) to (c) or, alternatively, include such recommendations in his final report.
4. The Independent Reviewer also shall consider and provide recommendations with respect to the following:
- (a) whether former police officers should be employed by the police oversight bodies to conduct investigations;
 - (b) whether the mandates of the three oversight bodies should be set out in legislation separate and apart from the *Police Services Act*;
 - (c) whether any information collected by each police oversight body in relation to investigations, or otherwise, can be shared between them, and if so, how it best can be accomplished;
 - (d) whether the three police oversight bodies should collect demographic statistics such as race, gender, age and community membership, whether mental health information ought to be collected as part of this statistical process, and what, if any, parameters ought to guide the collection and use of such data; and
- b) l'identité d'un agent impliqué ou d'un agent témoin et celle d'autres témoins;
 - c) les rapports précédents de directeurs de l'UES et, le cas échéant, la façon de procéder.
3. L'examineur indépendant fait, dans la mesure du possible et à sa discrétion, des recommandations provisoires sur les questions prioritaires visées aux sous-alinéas 2 a) à c) ou incorpore de telles recommandations dans son rapport final.
4. L'examineur indépendant étudie les questions suivantes et fait des recommandations à leur sujet :
- a) la question de savoir si d'anciens agents de police devraient être employés par les organismes de surveillance de la police pour mener des enquêtes;
 - b) la question de savoir si les mandats des trois organismes de surveillance devraient être énoncés dans des textes législatifs distincts de la *Loi sur les services policiers*;
 - c) la question de savoir si les organismes de surveillance de la police peuvent s'échanger les renseignements qu'ils recueillent, notamment relativement à des enquêtes, et, le cas échéant, la meilleure façon de procéder;
 - d) la question de savoir si les trois organismes de surveillance de la police devraient recueillir des données démographiques, comme la race, le sexe, l'âge et l'appartenance à une communauté, si cette collecte de données statistiques devrait englober des renseignements sur la santé mentale et quels seraient les éventuels paramètres guidant la collecte et l'utilisation de ces données;

5. In conducting the review, the Independent Reviewer shall:

- (a) review the existing legislation, processes and practices of each oversight body;
- (b) review and consider any existing records or reports relevant to this mandate;
- (c) conduct inter-jurisdictional analysis, including any relevant legislation, and identify best practices;
- (d) consult with the Minister of Community and Safety and Correctional Services in relation to the Minister's authority with respect to OCPC and the relevant legislative provisions of the *Police Services Act*;
- (e) engage in public consultations;
- (f) undertake such further inquiries as the Independent Reviewer, in his discretion, deems appropriate; and
- (g) prepare a report on his findings and recommendations.

6. The Independent Reviewer will determine the method, content and extent of consultations required to fulfill his mandate.

7. The Independent Reviewer shall deliver his final report and recommendations to the Attorney General no later than March 31, 2017.

8. In conducting the review, the Independent Reviewer may request any person to provide information or records to him.

5. Dans le cadre de son examen, l'examineur indépendant :

- a) examine les dispositions législatives et les procédés en vigueur ainsi que les pratiques actuelles touchant chaque organisme de surveillance;
- b) examine et étudie les dossiers ou les rapports existants qui se rapportent à son mandat;
- c) procède à une analyse comparative basée sur d'autres autorités législatives, notamment des dispositions législatives pertinentes, et détermine les meilleures pratiques à suivre;
- d) consulte le ministre de la Sécurité communautaire et des Services correctionnels relativement aux pouvoirs de celui-ci à l'égard de la CCOP et aux dispositions législatives pertinentes de la *Loi sur les services policiers*;
- e) mène des consultations publiques;
- f) mène toute autre enquête qu'il estime appropriée;
- g) rédige un rapport qui énonce ses conclusions et ses recommandations.

6. L'examineur indépendant détermine la méthode, la teneur et l'étendue des consultations qu'il doit tenir dans le cadre de son mandat.

7. L'examineur indépendant remet son rapport final et ses recommandations à la procureure générale au plus tard le 31 mars 2017.

8. Dans le cadre de son examen, l'examineur indépendant peut demander à toute personne de lui fournir des renseignements ou des dossiers.

9. In fulfilling his mandate, the Independent Reviewer shall not report on any individual cases that are being investigated, or have been investigated by any of the three police oversight bodies.
10. The Independent Reviewer shall perform his duties without expressing any conclusion or recommendation regarding professional discipline matters involving any person or the civil or criminal liability of any person or organization.
11. Any notes, records, recollections, statements made to, and documents produced by the Independent Reviewer or provided to him in the course of the review, will be confidential. The disclosure of such information to Ontario or any other person shall be within the sole and exclusive discretion of the Independent Reviewer, except as required or restricted by the *Freedom of Information and Protection of Privacy Act* or any other applicable law.

Resources

12. Within a budget approved by the Ministry of the Attorney General, the Independent Reviewer may retain such counsel, staff, or expertise he considers necessary in the performance of his duties at reasonable remuneration approved by the Ministry of the Attorney General. The Independent Reviewer and his staff shall be reimbursed for reasonable expenses incurred in connection with their duties in accordance with Management Board of Cabinet Directives and Guidelines.
13. The Independent Reviewer shall follow Management Board of Cabinet Directives and Guidelines and other applicable government policies in obtaining other services and goods he considers necessary in the performance of his duties unless, in his view, it is not possible to follow them.

9. Dans le cadre de son mandat, l'examineur indépendant ne doit pas faire rapport sur des affaires particulières qui font ou qui ont fait l'objet d'une enquête de la part de l'un des trois organismes de surveillance de la police.
10. L'examineur indépendant s'acquitte de ses fonctions sans formuler de conclusions ou de recommandations quant aux questions de discipline professionnelle mettant en cause toute personne ou quant à la responsabilité civile ou criminelle de toute personne ou de tout organisme.
11. Les notes, dossiers, souvenirs et déclarations communiqués à l'examineur indépendant et les documents produits par lui ou qui lui ont été fournis dans le cadre de son examen demeurent confidentiels. La divulgation de ces renseignements à l'Ontario ou à toute autre personne sera à la seule et entière discrétion de l'examineur indépendant, sauf conformément aux exigences ou restrictions prévues par la *Loi sur l'accès à l'information et la protection de la vie privée* ou toute autre loi applicable.

Ressources

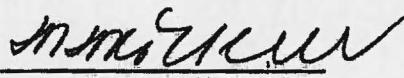
12. Dans le cadre d'un budget approuvé par le ministre du Procureur général, l'examineur indépendant peut retenir les services des avocats, du personnel ou des experts qu'il juge nécessaires à l'exercice de ses fonctions selon la rémunération raisonnable approuvée par le ministre du Procureur général. L'examineur et son personnel se font rembourser les frais raisonnables engagés dans l'exercice de leurs fonctions, conformément aux directives et aux lignes directrices du Conseil de gestion du gouvernement.
13. À moins que, à son avis, cela ne soit pas possible, l'examineur indépendant suit les directives et les lignes directrices du Conseil de gestion du gouvernement ainsi que les autres politiques applicables du gouvernement dans le cadre de l'obtention des autres biens et services qu'il estime nécessaires à l'exercice de ses fonctions.

The Ontario Government

14. The Attorney General shall, in consultation with the Independent Reviewer, set a budget for the fulfillment of his mandate.
15. All ministries and all agencies, boards and commissions of the Government of Ontario shall, subject to any privilege or other legal restrictions, assist the Independent Reviewer to the fullest extent possible so that the Independent Reviewer may carry out his duties and they shall respect the independence of the review.
16. The Attorney General shall make the final report of the Independent Reviewer available to the public as soon as practicable after receiving it. In delivering his report to the Attorney General, the Independent Reviewer shall ensure that the report is in a form appropriate for public release, consistent with the requirements of the *Freedom of Information and Protection of Privacy Act* and other applicable legislation. The Independent Reviewer shall also ensure that the report is delivered in English and French at the same time, in electronic and printed versions.

Recommandé par : La procureure générale,

Recommended


Attorney General

Approuvé et décrété le

Approved and Ordered

APR 29 2016

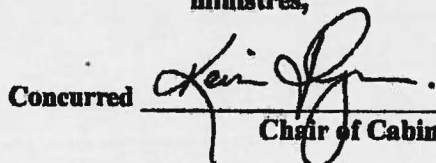
Date

Le gouvernement de l'Ontario

14. La procureure générale établit, en consultation avec l'examineur indépendant, un budget pour l'exécution du mandat de celui-ci.
15. Sous réserve de tout privilège ou de toute autre restriction légale, tous les ministères ainsi que tous les organismes, conseils et commissions du gouvernement de l'Ontario prêtent sans réserve leur concours à l'examineur indépendant de façon qu'il puisse s'acquitter de ses fonctions et ils respectent l'indépendance de l'examen.
16. La procureure générale met le rapport final de l'examineur indépendant à la disposition du public dès qu'il est matériellement possible de le faire après l'avoir reçu. L'examineur indépendant veille à remettre son rapport final à la procureure générale sous une forme appropriée pour sa diffusion publique, conformément aux exigences de la *Loi sur l'accès à l'information et la protection de la vie privée* et de toute autre loi applicable. En outre, l'examineur indépendant veille à ce que le rapport soit présenté à la fois en français et en anglais, sur support électronique et papier.

Appuyé par : Le président du Conseil des ministres,

Concurred


Chair of Cabinet

La lieutenant-gouverneure


Lieutenant Governor

HAMILTON POLICE SERVICES BOARD**- RECOMMENDATION -**

DATE: 2016 October 20
REPORT TO: Chair and Members
Hamilton Police Services Board
FROM: Ken Weatherill
Acting Chief of Police
SUBJECT: *HPS Projected Capital Expenditures: 2017 – 2026*
(PSB 16-113; see also PSB 15-002 and PSB 15-002a)

RECOMMENDATIONS:

- a) That the Hamilton Police Service Board approve the list of 2017-2026 Projected Police Capital Expenditures.
- b) That the Hamilton Police Service Board forward the approved plan to the City of Hamilton for inclusion in the 2017-2026 Capital Budget Plan.



Ken Weatherill
Acting Chief of Police

FINANCIAL / STAFFING / LEGAL IMPLICATIONS:

FINANCIAL – See details below.

STAFFING – n/a

LEGAL – n/a

BACKGROUND:

Each year the City of Hamilton requests that the Hamilton Police Service identify capital projects for the next ten (10) years. These projects are submitted to the City as part of the annual capital budget process for consideration, priority and funding approval through the City's annual capital budget process.

The format of a combined formal board report identifying all projected capital costs began in early 2015 in addition to seeking PSB approval through formal board reports as individually required.

With Hamilton City Council approving the Investigative Services Building, the list of capital projects has been updated. A summary of the remaining capital projects, with a brief description explaining the need and identifying the recommended year of acquisition, as well as the estimated total cost is provided below:

Year	Project	Projected Funding
2018	Command Van	\$750,000
2018	Ice Rescue Equipment	\$80,000
2018	Marine Vessel Replacement (Hike)	\$500,000
2019	Marine Facility Replacement/Expansion	\$4,000,000
2020	Communications Centre Expansion	\$500,000
2025	Police Station 40 (New Division 4)	\$25,000,000

2018 - Command Van: \$750,000

This vehicle replaces an older vehicle that is insufficient in size. This is required due to the growth in the City of Hamilton, in addition to increased special events. The vehicle is used for large-scale incidents that require extended time demand (those requiring a number of officers and public-service agencies), including hostage situations, active shooter calls, mass-casualty incidents, task-force operations, major homicide and missing persons investigations. Mobile command also requires unique recording equipment and TV monitors. It is used as a centralized place for agency officials to meet/talk on scene (EMS, Hydro, Gas, Fire Marshall, etc.) and is the hub for managing major events at the actual scene. Mobile command van requires specialized communication equipment, tactical gear and supplies.