

**MEETING: THE NINETEENTH SESSION OF THE FIFTY-FOURTH THUNDER BAY
POLICE SERVICES BOARD**

DATE: OCTOBER 17, 2023

TIME: 9:00 A.M.

PLACE: VALHALLA HOTEL & CONFERENCE CENTRE
1 VALHALLA INN ROAD, THUNDER BAY

CHAIR: MS. K. MACHADO

PRESENT:

Mr. W. Bahlleda
Ms. D. Baxter
Mayor K. Boshcoff
Councillor K. Etrene
Ms. K. Machado
Mr. M. Mercer

ATTENDING BY ZOOM:

Mr. T. Gervais, Ministry of the Solicitor
General

OFFICIALS:

Mr. D. Fleury, Chief of Police
Mr. R. Hughes, Deputy Chief of Police
Ms. D. Paris, Director – Financial Services &
Facilities, Thunder Bay Police Service
Detective Inspector J. Pearson, Thunder Bay Police
Service
Inspector G. Snyder, Thunder Bay Police Service
Inspector D. West, Thunder Bay Police Service
Staff Sgt. J. Dampier, Thunder Bay Police Service
Mr. J. Hannam, Secretary – Thunder Bay Police
Services Board
Ms. L. Douglas, Assistant to the Secretary - Thunder
Bay Police Services Board

1. DISCLOSURES OF INTEREST

There were no disclosures of interest declared at this time.

2. CONFIRMATION OF AGENDA

Under New Business, the following items were added:

- a report from the John Howard Society relative to an update on how Board funding was used; and
- a request for funding from Pink Mafia Productions.

MOVED BY: Councillor K. Etrene

SECONDED BY: Mayor K. Boshcoff

With respect to the Nineteenth Session (Regular) of the Fifty-Fourth Thunder Bay Police Services Board held on October 17, 2023, we recommend that the agenda as printed, including any additional information and new business, be confirmed.

CARRIED

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3. CONFIRMATION OF MINUTES

The Minutes of the Seventeenth Session (Regular) of the Fifty-Fourth Thunder Bay Police Services Board held on September 19, 2023, to be confirmed.

MOVED BY: Ms. D. Baxter

SECONDED BY: Mayor K. Boshcoff

THAT the Minutes of the Seventeenth (Regular) of the Fifty-Fourth Thunder Bay Police Services Board held on September 19, 2023 be confirmed.

CARRIED

4. DEPUTATION

Jason Veltri, President of the Rainbow Collective of Thunder Bay, and Scotia Kauppi, Chair of the Thunder Pride Association, provided an update to the Thunder Bay Police Services Board on the safety and security concerns facing the Queer, Trans and Non-Binary communities in Thunder Bay, and shared their security concerns and threats faced by those communities during the 2023 Pride month.

Copies of several threatening email and on-line bullying to the Rainbow Collective were provided for Board members. Concerns were raised about an increase in threatening and abusive email coming through Anonymousemail.me.

It was noted that members of the Rainbow Collective and the Thunder Pride Association are volunteers who have to deal with abuse and threats on behalf of the Community.

An overview of the counter-rally at City Hall against a “hate mob” was provided.

Discussion about hate crimes, which are on the rise, and the lack of reporting were discussed. The importance of reporting hate crimes was noted, as the Police Service needs to gather data.

Chief D. Fleury responded to follow-up questions regarding when the Service is called about bullying and hate crimes. He noted that he would be meeting with Jason Veltri and Scotia Kauppi on October 20, 2023. He also noted that the Anonymousemail.me website is being investigated.

Jason Veltri and Scotia Kauppi were thanked for bringing this matter to the Board’s attention.

5. REPORTS OF COMMITTEES

a) Thunder Bay Police Service – Joint Health & Safety Committee

Report No. 30/23 (Police) relative to the semi-annual report from the Joint Health and Safety Committee (January – September, 2023), was provided for the Board’s information.

Inspector Derek West, Management Co-Chair of the TBPS Joint Health and Safety Committee, provided an overview of the activities of the TBPS Joint Health and Safety Committee for the period January 1, 2023 to September 30, 2023.

The Board asked Inspector West to provide a more comprehensive breakdown of the data on the summary for future reports. This will allow the Board to make better decisions.

b) Governance Committee

Mr. J. Hannam, Secretary to the Thunder Bay Police Services Board, reported that the Working Groups continue to meet, and that the Governance Committee has recently engaged a researcher and a facilitator.

c) Labour Relations Committee

Mr. J. Hannam, Secretary to the Thunder Bay Police Services Board, provided an update relative to the activities of the Labour Relations Committee.

Discussion was held relative to Committee meeting minutes being provided to the full Board. Mr. Hannam noted that issues will be brought forward to the Board as required, particularly policy recommendations.

6. REPORTS OF THE THUNDER BAY POLICE SERVICE

a) Inquest – Seven First Nation Youths - Annual Report

The Annual Implementation Status Report of the Thunder Bay Police Service, relative to the Inquest into the Deaths of Seven First Nation Youths, was provided for the Board’s information.

Chief D. Fleury provided an overview relative to the above noted and responded to questions. Work is ongoing. Chief Fleury noted that the Service has a permanent liaison at Matawa and that Service’s CORE group rotates through Dennis Franklin Cromarty (DFC), staying in contact with the youth.

b) Quarterly Complaints

Report No. 29/22 (Police) relative to the summary of complaints for Q3 of 2023 (July, August and September, 2023), was provided for the Board’s information.

Staff Sgt. Joe Dampier, Thunder Bay Police Service, provided a preamble of the report for the new Board members, and then the summary of complaints.

Staff Sgt. Dampier responded to questions about all outstanding complaints, as opposed to outstanding complaints for the quarter being reported on. Another section on all outstanding complaints will be added to future reporting.

It was noted that Closed Session reporting on specific complaints will start again for the next reporting cycle.

c) Thunder Bay Police Service – Third Quarter Variance Report

Report No. 31/22 (Police) relative to an update on the status of the Operational Budget of the Thunder Bay Police Service as of September 30, 2023, was provided for the Board's information.

Ms. D. Paris, Director – Financial Services & Facilities, Thunder Bay Police Service, provided an overview relative to the above noted. She noted that overtime is trending higher than anticipated, as well as WSIB costs.

d) BriefCam Video Analytics Software

At the May 24, 2022 Regular Session of the Board, the use of Artificial Intelligence by the Thunder Bay Police Service was presented to the Board. At the February 21, 2023 Regular Session of the Board, the BriefCam Project Report was presented.

The Police Services Board was asked to develop a policy to ensure proper oversight regarding artificial intelligence and the use of video analytics.

Memorandum to the Thunder Bay Police Services Board from Detective Inspector J. Pearson, dated October 10, 2023, relative to a request to use BriefCam video analytics software, was provided for the Board's information.

Detective Inspector Pearson provide an overview relative to the above noted, and noted that there have been previous presentations to the Board on this topic.

The Service is confident in this software and in the testing, and is requesting approval and direction on the use of the BriefCam video analytics software.

An overview of the internal training and the trained individuals was provided. Detective Inspector Pearson confirmed that the software will not be used for automated use of identifying individuals. He noted that none of the Services using BriefCam have enabled facial recognition and confirmed that the Thunder Bay Police Service will not be enabling the facial recognition feature. He also confirmed that this software will only be applied to video that the Service has legally and lawfully obtained pursuant to ongoing investigations. A brief overview was provided

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on the type of items they will be searching for. The Service is waiting for the Board to develop their policy regarding proper oversight of the use of video analytics and artificial intelligence.

Mr. J. Hannam confirmed that the Board is cognizant of the fact that they need to develop a policy on this matter. Accordingly, since the policy has not been developed, an amendment was made to the motion presented.

MOVED BY: Ms. D. Baxter
SECONDED BY: Mr. W. Bahlieda

With respect to the use of the BriefCam video analytics software, the Thunder Bay Police Board approves and directs the use of software by trained members of the Thunder Bay Police Service, for the purpose of assisting in the lawful execution of their duties.

Amending Motion – BriefCam Video Analytics Software

MOVED BY: Mr. W. Bahlieda
SECONDED BY: Ms. D. Baxter

THAT the motion be amended by adding the following phrase after the word “software”:
at the direction of the Chief of Police, with reporting experience and lessons learned to the Board, in support of future policy development.

CARRIED

Amended Motion – BriefCam Video Analytics Software

MOVED BY: Ms. D. Baxter
SECONDED BY: Mr. W. Bahlieda

With respect to the use of the BriefCam video analytics software, we recommend that the Thunder Bay Police Board approves and directs the use of the BriefCam software, at the direction of the Chief of Police, with reporting on experiences and lessons learned to the Board in support of policy development;

AND THAT BriefCam only be used by trained members of the Thunder Bay Police Service, for the purpose of assisting in the lawful execution of their duties.

CARRIED

7. GENERAL MATTERS

- a) 2023 Board Budget Status Report

Memorandum to the Thunder Bay Police Services Board from John S. Hannam, Secretary, relative to the status of the 2023 Board Budget, was re-presented for the Board's information.

At the September 19, 2023 Regular Session of the Board, the above noted memorandum was presented. Newly-appointed Board Members Bahlieda and Councillor Etreni requested more background information on how Board expenses are communicated to Board members.

Mr. J. Hannam, Secretary to the Thunder Bay Police Services Board, reported that after the September 19, 2023 Regular Session of the Board, additional information was distributed to the new Board members.

Councillor Etreni requested more detail on the format of the subject report. Mr. Hannam noted that he is open to suggestions on the format for ongoing presentations, and encouraged input on the presentation of the report. Board members were asked to email Mr. Hannam their suggestions.

MOVED BY: Ms. D. Baxter
SECONDED BY: Mayor K. Boshcoff

With respect to the reporting of invoices paid and charged against the annual operating budget, we recommend that the Thunder Bay Police Services Board direct Administration cease the practice, replacing it with a monthly budget summary.

CARRIED

b) Thunder Bay Police Services Board – Third Quarter Variance Report

Memorandum to Members of the Thunder Bay Police Services Board from John S. Hannam, Secretary, dated October 11, 2023, relative to an update on the status of the Operational Budget of the Thunder Bay Police Services Board as of September 30, 2023, was provided for the Board's information.

Mr. J. Hannam, Secretary to the Thunder Bay Police Services Board, provided an overview of the Variance Report and noted that the variance was almost entirely due to legal costs of inquests and general indemnifications. The year-end variance is now projected at a \$210,000 unfavourable variance for this operating year.

c) Special Account Policy

Memorandum to the Thunder Bay Police Services Board from Malcolm Mercer, Administrator, dated October 12, 2023, relative to a proposed policy for the Board's Special Account, was distributed separately with the Agenda on October 12, 2023.

At the September 15, 2023 meeting of the Governance Committee, the above-noted memorandum

was presented and discussed at length. The Governance Committee is recommending adoption of the proposed policy being presented.

A revised version of Appendix “A” was emailed to Board members on October 15, 2023.

Mr. M. Mercer provided an overview of the memorandum and noted that intent of the policy is to delegate the decision-making to a 2-person panel in order to make the process more efficient and to prioritize more pressing matters for the Board. The policy would also provide a framework for the use of the Special Account and would allow for public transparency and guidance.

MOVED BY: Ms. D. Baxter
SECONDED BY: Councillor K. Etreni

With respect to the Memorandum to the Thunder Bay Police Services Board from Malcolm Mercer, Administrator, dated October 12, , 2023, relative to a proposed policy for the Board’s Special Account, as presented at the October 17, 2023 Regular Session of the Board;

THAT the Thunder Bay Police Services Board approves the Special Account Policy.

With regard to the proposed policy, Administrator Mercer responded to questions relative to concerns about the Board losing interaction with the Police Service (if they don’t have the opportunity to attend Board meetings for sponsorship requests, etc.).

Mr. Hannam noted that, under the proposed policy, responses to requests would be provided in a more timely manner (without waiting for the next Board meeting).

Discussion was held relative to the creation of an application form and the requirement that a follow-up report or deputation to the Board be triggered by requests over a set amount.

MOVED BY: Councillor K. Etreni
SECONDED BY: Mayor K. Boshcoff

THAT the proposed policy for the Board’s Special Account, as presented at the October 17, 2023 Regular Session of the Board, be referred back to the Board’s Governance Committee for further revisions.

CARRIED

d) OIPRD Report Recommendations

Chief D. Fleury provided a verbal overview of the status of the recommendations as well as the meeting held with the OIPRD, the Board and representatives of the Police Service on September

22, 2023.

The Police Service is working on enforcement, engagement with the community, and human resources.

Progress on the Sinclair Report will continue as an Annual Report.

Administrative M. Mercer commented that the meeting with the OIPRD was very constructive, and he congratulated the Service on a productive presentation and delivery of the status of the recommendations.

e) Indigenous Grand Chief's Forum

Memorandum to the Thunder Bay Police Services Board from Chief D. Fleury, dated October 10, 2023, relative to the Indigenous Grand Chief's Forum, was provided for the Board's information.

Chief D. Fleury provided an overview relative to the above noted. Plans are tentatively scheduled for November 9, 2023. If the date needs to be changed to accommodate schedules, the event will be pushed to the beginning of 2024.

The actual cost of the event could not be provided, as it will be based on responses from invitees.

MOVED BY: Councillor K. Etrene
SECONDED BY: Mr. W. Bahlieda

With respect to the Indigenous Grand Chief's Forum being hosted by the Thunder Bay Police Service and the Anishinabek Nation, the Thunder Bay Police Services Board agrees to support and assist the Thunder Bay Police Service with the costs of this forum.

Amending Motion – Indigenous Grand Chief's Forum

MOVED BY: Councillor K. Etrene
SECONDED BY: Mr. W. Bahlieda

THAT Indigenous be changed to First Nations, financial assistance come from the Board's Special Account, and that "excluding travel and accommodation for guests" be added.

CARRIED

Amended Motion – Indigenous Grand Chief's Forum

MOVED BY: Councillor K. Etrene
SECONDED BY: Mr. W. Bahlieda

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With respect to the First Nations Grand Chief's Forum being hosted by the Thunder Bay Police Service and the Anishinabek Nation, the Thunder Bay Police Services Board agrees to support and assist the Thunder Bay Police Service with the costs of this forum from the Board's Special Account, excluding travel and accommodation for guests.

CARRIED

Ms. D. Baxter noted that it is traditional to bring gifts, and that the costs of the gifts should also be included in the costs. The Board was in consensus to include the costs of gifts with the costs being approved today.

f) Remembrance Day 2023

Mr. J. Hannam, Secretary to the Board, provided an overview relative to the local ceremonies scheduled for Saturday, November 11, 2023. Board representation at local ceremonies was requested.

There will be Board representation for the laying of Remembrance Day wreaths at the Fort William Gardens, Fort William First Nation, the Slovak Legion, and Waverley Park.

g) 2024 Meeting Dates

Copies of the 2024 calendar were provided for the Board's information in order to determine their meeting dates in 2024.

The following meeting dates, on the 3rd Tuesday of each month in 2024, were proposed:

- Tuesday, January 16, 2024;
- Tuesday, February 20, 2024;
- Tuesday, March 19, 2024;
- Tuesday, April 16, 2024;
- Tuesday, May 21, 2024;
- Tuesday, June 18, 2024;
- Tuesday, July 16, 2024 (tentative);
- Tuesday, August 20, 2024 (tentative);
- Tuesday, September 17, 2024;
- Tuesday, October 15, 2024;
- Tuesday, November 19, 2024; and
- Tuesday, December 17, 2024.

MOVED BY: Mayor K. Boshcoff
SECONDED BY: Councillor K. Etreni

With respect to the 2024 meeting dates presented at the October 17, 2023 Regular Session of the Thunder Bay Police Services Board, we recommend proceeding with the proposed dates.

CARRIED

h) Website Launch

At the May 23, 2023 Regular Session of the Board, Mr. J. Hannam, Secretary, provided an overview of proposed changes and updates to the Board's website. The Board approved the expenditure required to update the website, and it was noted that, once completed, a presentation would be made to the Board on the new features and design changes.

Using the projector screen, Mr. J. Hannam provided a visual overview of the new features on the Board's website.

Councillor K. Etrene asked about a possible internal feature for Board members to access. Mr. Hannam will follow up with KPW Communications.

8. PETITIONS AND COMMUNICATIONS

a) Tracking Board Reports

There are *no updates* for the following outstanding Board reports/standing agenda items.

i. Emmanuel Oruitemeka Inquest

Board Responses to Jury Recommendations for the Ministry of the Solicitor General, due January 19, 2024.

ii. Governance Committee – Policy Development

Policy responding to recommendations #2 through #4 of the Epstein Report – Missing and Missed.

iii. Governance Committee – Policy Development

At the May 24, 2022 Regular Session of the Board, the use of Artificial Intelligence by the Thunder Bay Police Service was presented to the Board. At the February 21, 2023 Regular Session of the Board, the BriefCam Project Report was presented.

The Police Services Board was asked to develop a policy to ensure proper oversight regarding artificial intelligence and the use of video analytics.

iv. OCPC Chart – Summary of Recommendations

Summary of status/progress of OCPC Recommendations was last presented for the Board's information on June 28, 2022.

9. NEW BUSINESS

a) John Howard Society

At the May 23, 2023 Regular Session of the Thunder Bay Police Services Board, a funding request from the John Howard Society was authorized in the amount of \$10,000.00 from the Board's Special Account.

A report to the Thunder Bay Police Services Board from the John Howard Society of Thunder Bay, relative to the Recreation Therapy Program, was emailed to Members of the Board on October 15, 2023 as Additional Information.

Mr. J. Hannam provided a brief overview relative to the above noted report.

Chair Machado will send a letter acknowledging the Recreation Therapy Program and thanking the John Howard Society for their follow-up report.

Mr. J. Hannam noted that there is a standing invitation for Board members to visit the office of the John Howard Society to observe their operations.

b) Pink Mafia Productions

A request for sponsorship from Pink Mafia Productions, dated October 9, 2023, was emailed to Members of the Board on October 15, 2023 as Additional Information.

Mr. J. Hannam provided a brief overview relative to the above noted request.

Discussion was held on the request and if sponsorship can be justified, based on the draft proposed policy on the Board's Special Account.

MOVED BY: Ms. D. Baxter

SECONDED BY: Councillor K. Etreani

With respect to a request for sponsorship from Pink Mafia Productions, as presented at the October 17, 2023 Regular Session of the Board, we authorize sponsorship in the amount of \$500.00;

AND THAT the sponsorship be paid from the Board's Special Account.

CARRIED

10. CONFIRMING BY-LAW

MOVED BY: Mayor K. Boshcoff
SECONDED BY: Councillor K. Etreni

THAT the following By-law be introduced, read, dealt with individually, engrossed, signed by the Chair and Secretary to the Thunder Bay Police Services Board, sealed and numbered:

1. A By-law to confirm the proceedings of a Regular Session of The Thunder Bay Police Services Board, this 17th day of October, 2023.

Explanation: Confirmation of the proceedings and each motion, resolution and other action passed or taken by the Thunder Bay Police Services Board at this meeting is required, adopted, ratified and confirmed as if all such proceedings had been expressly embodied in this By-law.

BY-LAW NUMBER: PC21– 2023

CARRIED

11. ADJOURNMENT

The meeting adjourned at 11:14 a.m.