

**24TH REPORT OF THE**  
**STRATEGIC PRIORITIES AND POLICY COMMITTEE**

Meeting held on November 18, 2016, commencing at 4:00 PM, in the Council Chambers, Second Floor, London City Hall.

**PRESENT:** Mayor M. Brown and Councillors B. Armstrong, M. Salih, J. Helmer, M. Cassidy, P. Squire, J. Morgan, P. Hubert, A. Hopkins, V. Ridley, S. Turner, H.L. Usher, and T. Park; and L. Rowe (Secretary).

**ABSENT:** Councillors M. van Holst and J. Zaifman.

**ALSO PRESENT:** A. Zuidema, K. Dawtrey, N. Hall, M. Hayward, V. McAlea Major, D. Munteer, D. O'Brien, A. Patis, R. Paynter, C. Saunders and S. Spring.

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**I. CALL TO ORDER**

1. Disclosures of Pecuniary Interest

That it BE NOTED that no pecuniary interests were disclosed.

**II. CONSENT ITEMS**

None.

**III. SCHEDULED ITEMS**

None.

**IV. ITEMS FOR DIRECTION**

2. PUBLIC SUBMISSION - Ontario Civilian Police Commission (OCPC) Process and Interactions between the London Police Services Board (LPSB) and the Chief Administrator's Office (CAO)

That the following actions be taken with respect to the Ontario Civilian Police Commission (OCPC) process and interactions between the London Police Services Board (LPSB):

- a) the attached written submission from the Acting City Solicitor, providing responses to the communication dated November 14, 2016, from P. Paolatto, Budget Chair, Negotiations Committee Chair, London Police Services Board BE RECEIVED; and
- b) the communication dated November 14, 2016, from P. Paolatto, Budget Chair, Negotiations Committee Chair, London Police Services Board BE RECEIVED for information.

Voting Record:

Motion to Approve that speakers be limited to 3 minutes.

Motion Passed

YEAS: M. Brown, B. Armstrong, M. Cassidy, P. Squire, P. Hubert, A. Hopkins, H.L. Usher (7)

NAYS: M. Salih, J. Helmer, J. Morgan, V. Ridley, S. Turner, T. Park (6)

Motion to Approve part a).

Motion Passed

YEAS: M. Brown, B. Armstrong, J. Helmer, M. Cassidy, P. Squire, J. Morgan, P. Hubert, A. Hopkins, V. Ridley, S. Turner, H.L. Usher, T. Park (12)

Motion to Approve part b).

Motion Passed

YEAS: M. Brown, B. Armstrong, J. Helmer, M. Cassidy, J. Morgan, P. Hubert, V. Ridley, S. Turner, H.L. Usher, T. Park (10)

**V. DEFERRED MATTERS/ADDITIONAL BUSINESS**

None.

**VI. CONFIDENTIAL MATTERS**

(See Confidential Appendix to the 24th Report of the Strategic Priorities and Policy Committee enclosed for Members only.)

The Strategic Priorities and Policy Committee convened in camera from 4:45 PM to 5:35 PM and from 6:23 PM to 7:40 PM, after having passed motions to do so with respect to the following matters:

- C-1 A matter pertaining to advice subject to solicitor-client privilege including communications necessary for that purpose and personal matters about identifiable individuals.
- C-2 A matter pertaining to advice subject to solicitor-client privilege, including communications necessary for that purpose; advice of officers and employees of the Corporation, including communications necessary for that purpose; and matters pertaining to employment-related matters regarding identifiable individuals, including communications necessary for that purpose.

**VI. ADJOURNMENT**

The meeting adjourned at 7:45 PM.

| Date   | Action                                    | City Response | Notes   |
|--|---|---------------|---|
| May 11, 2016   | OCPC Request for Pre-Hearing Concall date | No response   | After three separate attempts, OCPC arbitrarily schedules Pre-Hearing Conference Call for May 24, 2016  |
| <b>CITY DID RESPOND</b><br><br>The City Solicitor's Office responded by advising of availability for a pre-hearing teleconference which was then scheduled by OCPC for May 24, 2016  |   |               |   |
| May 24, 2016   | OCPC Pre-Hearing Concall                  | Attended      | OCPC sets Pre-Hearing for June 29, 2016 and full Hearing for October 14, 2016 subject to confirmation from both parties                         |
| <b>ATTENDED</b>  |   |               |   |
| May 27, 2016   | OCPC Full Hearing Date Confirmation       | No response   | LPSB confirms availability for October 14, 2016. CAO's office does not respond  |
| <b>NO RESPONSE REQUIRED</b>  |   |               |   |
| June 27, 2016  | LPSB sent Resolution Proposal             | No response   | LPSB forwards \$1.8 MM Resolution Proposal to City at CAO's request. CAO's Office never responds  |
| <b>CITY DID RESPOND</b><br><br><b>June 27, 2016</b> <ul style="list-style-type: none"> <li>City Solicitor's Office receives written Budget Resolution Proposal from legal counsel for LPSB</li> <li>City Solicitor's Office advises LPSB legal counsel it requires instructions from Council to respond and will be reporting to Council re LPSB's Budget Resolution Proposal at next earliest opportunity, being July 25, 2016</li> </ul> |   |               |   |
| June 29, 2016  | OCPC Pre-Hearing                          | Attended      | City requests that Pre-Hearing be postponed to November 14, to accommodate key witness schedule. OCPC consents and outlines tasks and deadlines |

**ATTENDED**

- City's request that the hearing be rescheduled for week of November 14, 2016 due to unavailability of key witness during the week of October 14, 2016 granted by OCPC

|                 |   |                   |   |
|-----------------|---|-------------------|---|
| June 29, 2016   | OCPC Pre-Hearing                                  |                   | LPSB releases \$1.8 MM Proposal to media. Subsequently responds to requests for copies of the Proposal from 5 Councillors |
| July 8, 2016    | LPSB seeks Delegate Status at August SPPC Meeting | Confirmed         | City Clerk Confirms SPPC's acceptance of LPSB delegation  |
| August 22, 2016 | City Mediation Request                            |                   | CAO's Office seeks possible Mediation dates from LPSB <u>prior</u> to its presentation at SPPC                            |
| August 29, 2016 | LPSB presents Resolution Proposal to SPPC         | No further action | SPPC recommends mediation, something LPSB had already publicly declined   |
| Sept. 10, 2016  | OCPC Deadline for Placement of Hearing Notice     | No response       | CAO's Office fails to prepare Notice as agreed. LPSB prepares Notice and places in media per OCPC direction.              |

**CITY DID RESPOND**

- The OCPC directed the parties to prepare a draft Notice of Hearing to be published in the London Free Press on September 10, 2016
- City Solicitor's Office offered to prepare initial draft
- Legal counsel for LPSB prepared and circulated initial draft when City Solicitor's Office did not provide one within time period it had hoped to do so
- Notice approved and published by September 10, 2016, with costs shared by all parties

|   |  |             |   |
|---|--|-------------|---|
| Sept. 10, 2016  | OCPC Deadline of Placement of Hearing Notice on Website          | No response | LPSB posts Notice on its website per OCPC direction. CAO's Office fails to post Notice on City website as agreed. |
| <b>NO REQUIREMENT</b> in Procedural Order to post notice on City Website.   |  |             |   |
| Sept 23, 2016   | OCPC Deadline for the Exchange of Expert Reports                 | No response | LPSB provided Expert Reports to OCPC and City. No reports from City received in return                            |
| <b>NO RESPONSE REQUIRED</b><br><br>No reports required to be delivered.   |  |             |   |
| Oct. 7, 2016  | OCPC Deadline for Parties to Submit Reply Reports                | No response | No reply Reports received from the City to LPSB Expert Reports  |
| <b>CITY DID RESPOND</b><br><br><ul style="list-style-type: none"> <li>City sought and was granted extensions of time for delivery of reply expert reports to October 17, 2016</li> </ul> <b>COMPLETED</b><br><br><ul style="list-style-type: none"> <li>City delivered reply expert report on October 17, 2016 as required</li> </ul> |  |             |   |
| Oct. 12, 2016   | City informs OCPC and LPSB of decision to retain Outside Counsel |             |   |
| Oct. 14, 2016   | OCPC Deadline for Parties to Exchange Submissions                | No response | LPSB provides Submissions. CAO's Office requests an extension. OCPC grants the extension to October 17, 2016      |
| <b>CITY DID RESPOND</b><br><br>City sought and was granted extension of time for delivery of its documentary and/or briefs of submissions to October 17, 2016   |  |             |   |
| Oct 17, 2016  | OCPC New Deadline for City to Exchange Submissions               | Completed   | City provided Submission to OCPC and LPSB   |

**COMPLETED**

City Solicitor's Office and external legal counsel delivered City's documentary and briefs of submissions on October 17, 2016 as required.

Oct 26, 2016

Council requests  
Settlement Meeting  
with LPSB

Council Representatives and  
LPSB reach tentative \$2.7 MM  
Settlement the next day.