



**REGIONAL MUNICIPALITY OF NIAGARA
POLICE SERVICES BOARD**

PUBLIC MINUTES

Thursday, November 27, 2008

**Niagara Regional Police Service
Multipurpose Room, 1st Floor, 110 James Street, St. Catharines**

CALL TO ORDER

The Public Meeting of the Niagara Police Services Board commenced at 8:33 a.m.

ROLL CALL

MEMBERS PRESENT:

Mr. L. Iggulden, Chair
Mr. D. Martin, Vice Chair
Mr. B. Bentley
Mr. T. Shoalts
Mr. B. Smeaton
Mr. L. Tufford (arrived at 8:48 a.m.)
Mr. M. Woodhouse

Mr. W.B. McKaig, Board Solicitor (arrived at 9:01 a.m.)
Ms. D. Morton, Executive Director
Ms. S. Taylor, Executive Assistant

OTHERS PRESENT:

Chief of Police W.E. Southall
A/Deputy Chief of Police J. Matthews
CAO G. Fuentes
Superintendent J. Matthews, Western Region
Superintendent B. Wright, Emergency & Investigative Services
A/Superintendent G. Skaffeld, Central Region
Sergeant P. McCauley, Executive Officer to the Deputy Chief
Sergeant L. Regnier, Issuer of Licences
P.C. J. Rotella, Executive Officer to the CAO
P.C. J. Forgeron, Media Officer
Mr. A. Askoul, Director of Information/Communication Technology
Ms. M. George, Director of Business Services
Dr. P. Divers, Corporate Analyst
Ms. L. DiDonato-DeChellis, Finance Manager
Ms. L. Jerome, Human Resources Manager
Ms. D. Stevenson, Manager of Information Systems
Ms. A. Hepplewhite, Manager Corporate Records & Information Management

Ministry of Community Safety
and Correctional Services

Mr. D. Preston, Policing Services Advisor Zone 4
Mr. S. Brar, Policing Services Advisor Zone 3

Niagara Region
Police Association

Mr. P. DiSimoni, President

DECLARATIONS OF CONFLICT/PECUNIARY INTEREST

MINUTES OF PREVIOUS MEETINGS

262. Minutes of the Public Board Meeting held Thursday, October 30, 2008.

Moved by: M. Woodhouse
Seconded by: B. Bentley

That the Minutes of the Public Board Meeting held Thursday, October 30, 2008 be adopted as circulated.

Carried.

REPORTS FROM THE BOARD CHAIRPERSON

Chair Iggulden reported the following:

Welcome – Policing Services Advisors

Chair Iggulden extended a warm welcome to Mr. Dave Preston and Mr. Stan Brar, Policing Services Advisors, Ministry of Community Safety and Correctional Services, and thanked them for attending the Board meeting.

OAPSB/OACP Zone 4 Meeting

On November 4 the Ontario Association of Police Services Boards and the Ontario Association of Chiefs of Police held its quarterly Zone meeting in Woodstock. The Board's Executive Director, Chief Southall, A/Deputy Chief Matthews and CAO Fuentes were in attendance for the meeting. A copy of the minutes outlining the issues discussed will be circulated to all Board members for their information.

Brock University – Transformational Announcement

On November 5 Member Woodhouse represented the Board at a Transformational Announcement by Brock University President Jack Lightstone with respect to the recent \$15 million donation to Brock's School of Fine and Performing Arts.

Retirement Celebration for Deputy Chief Beaulieu

On November 25 Board members, Service staff, along with more than 300 guests attended a retirement celebration held at White Oaks to honour Deputy Chief Gary Beaulieu who will officially retire from the Service on January 27, 2009. The Board honoured Deputy Chief Beaulieu for his 34 plus years of a proud and distinguished policing career to the community characterized by honour, integrity and compassion. The Board extends to him sincere appreciation and hope for a healthy and vibrant retirement.

NRPS United Way Christmas Breakfast

On December 4 the NRPS will be hosting a United Way Christmas Breakfast to raise money in support of its 2008 campaign. The breakfast will be held from 9:00 a.m. to 11:00 a.m. in the Media/PSB boardroom, 1st Floor, 110 James Street. All Board members are invited to attend.

SOA Annual Christmas & Retirees Night

On December 12 the Senior Officers' Association is hosting its Annual Christmas and Retirees Night at the Whirlpool Golf Course. Chair Iggulden has been extended an invitation to attend this event on behalf of the Board.

Upcoming Police Board Meetings – 1st Floor Boardroom

- Licencing Committee – Thursday, December 11 at 8:30 a.m.;
- Human Resources Committee – Thursday, December 11 at 9:30 a.m. (St. Catharines Library);
- Next Board Meeting – Thursday, December 18 at 8:30 a.m.

REPORTS FROM THE CHIEF OF POLICE

Chief Southall reported the following:

Serving You For The United Way

Constable Evan Lindsay began his shift behind the counter of the Lake Street 'Tim Horton's' at 6:00 a.m. November 26 with the goal of raising funds for the United Way campaign by serving Tim Horton's patrons over a 24-hour period. Today Evan had agreed to extend his shift by 3 additional hours, and although tired, Evan proudly reported that in excess of \$3,200 including a \$1,000 cheque that has been raised through this initiative.

Chief Southall commended the continuing efforts of Constable Lindsay; his commitment demonstrates the loyalty that members of our police service have for community partnerships, including the United Way, and also thanked the community for their tremendous support of Constable Lindsay during this unique initiative.

Operational Statistics

Marijuana Grow Operations

For the period January 1 through November 26, 2008:

Total street value seized \$21,014,000;

Total equipment seized \$728,688.

Homicides

For the period January 1 through November 26, 2008:

6 compared to 2, same period 2007.

Robberies

For the period September 24 – November 26, 2008:

29 with 7 cleared, a 24% clearance rate this period.

Traffic Fatalities

For the period January 1 through November 26, 2008:

28 compared to 29, same period 2007.

Life-Threatening Injury Collisions

For the period January 1 through November 26, 2008:

31 compared to 33, same period 2007.

Operation Safe Autumn

Fatal and serious injury motor vehicle collisions continue to be a significant concern for the Niagara Region, and in response, the Service continues to develop new enforcement and educational programs to alert the public to the importance of road safety.

Front line officers from across the Region, supported by members of the Special Enforcement Unit, Marine Unit and Emergency Task Unit took part in *Operation Safe Autumn* designed to perform directed traffic enforcement on designated highways between 7:00 a.m. and 9:00 a.m. as well as 3:00 p.m. to 5:00 p.m., which have been identified as times that a significant amount of collisions occur.

The project was conducted from Monday, November 3, to Friday, November 7, with the goal of reducing all types of motor vehicle collisions on main arterial highways of the Region.

The total number of Provincial Offences Notices issued was 393. Total collisions during the project week at the selected enforcement areas were 17, down from 27 the week previous to *Operation Safe Autumn*.

Member Bentley commended the Service for its traffic safety initiatives. With respect to the *Think and Drive* program, he noted that during the evening hours the coloured signage is difficult to read and appears to lose definition. Chief Southall said she would ensure that Member Bentley's concern is brought forward to the Joint Committee.

PRESENTATIONS

DEPUTATIONS

A. CONSENT AGENDA

263. **Regional Municipality of Niagara – CL 16-2008 October 16, 2008 CSC 13-2008, October 8, 2008**
The Board considered a letter dated October 17, 2008 from Janet Pilon, A/Regional Clerk, RMON, providing the Board with confirmation of the October 16 approval by Regional Council of Communications CSC 51-2008 and CSC 52-2008 from the Police Services Board.
264. **Regional Municipality of Niagara – CL 17-2008 November 6, 2008 CSC 14-2008, October 29, 2008**
The Board considered a letter dated November 7, 2008 from Pam Gilroy, Regional Clerk, RMON, providing the Board with confirmation of the November 6 approval by Regional Council of Communications CSC 56-2008 and the referral of CSC 57-2008, PSB Member Remuneration to staff for a report to Committee.
265. **Annual Report – Marked General Patrol Vehicles**
The Board considered a Service report 309/2008 dated November 12, 2008 providing the Board with Service compliance with Provincial Adequacy Standards Regulation AI-008 concerning Marked General Patrol Vehicles and NRPS procedures and processes invoked through the Service's General Orders, pursuant to Board By-law 257-2003.
266. **Annual Report – Traffic Management Enforcement & Road Safety Plan**
The Board considered a Service report 315/2008 dated November 10, 2008 providing the Board with Service compliance with Provincial Adequacy Standards Regulation LE-017 concerning Traffic Management Enforcement and Road Safety Plan; the continuing NRPS traffic management procedures and initiatives developed, pursuant to Board By-law 209-2000.
267. **Special Fund – October 1 - 31, 2008**
The Board considered a Service report 304/2008 dated November 6, 2008 providing the Board with a summary of the transactions for the Niagara Regional Police Special Funds for the period October 1 to 31, 2008.

Moved by: D. Martin
Seconded by: L. Tufford

That the information be received.

Carried.

B. OTHER NEW BUSINESS

268. Initiation - ZPO0708 Communications Unit Digital Recorder

The Board considered a Service report 302/2008 dated November 13, 2008 requesting the Board approve the initiation of Project ZPO0708 for the purchase of a digital recorder as a replacement of the current dated system with a network-based digital voice recorder system providing audio/event recording.

Moved by: L. Tufford
Seconded by: B. Bentley

That the Board approve:

- 1. The initiation of ZPO0708, Communications Unit Digital Recorder, which gives management the authority to execute the project;**
- 2. That a portion of the capital expenditure budget of up to \$175,000 be allocated to ZPO0708 from the 2008 Police Service Capital Expenditure Budget with financing for the project to be provided by the Police Capital Levy.**

Carried.

269. Initiation – ZPO0619 Network Upgrades

The Board considered a Service report 310/2008 dated November 12, 2008 requesting the Board approve the initiation of Project ZPO0619 Network Upgrades to the current network infrastructure currently in use.

The Board was advised that this project would provide the Service with the opportunity to manage the system properly. The Service is currently operating on a static network based on a complex older model and the upgrades would allow the Service more flexibility as it moves toward integrated technology. The recommended quotations are for two access points (home and vehicles), with the third being for system maintenance.

Moved by: D. Martin
Seconded by: T. Shoalts

That the Board approve:

- 1. The initiation of Project ZPO619: Network Upgrades of \$300,000 with an expenditure budget of \$300,000;**
- 2. Financing for the project to consist of the issue of debenture debt with a term of 1 – 5 years;**

3. Information as appended to the report.

Carried.

270. Purchasing – CopLogic – On-line Reporting Application

The Board considered a Service report 311/2008 dated November 12, 2008 requesting the Board approve the purchase of an on-line reporting system to allow citizens to file their own incident reports, designed to improve workflow for the reporting of low priority general occurrences.

With regard to the second recommendation, Chief Southall will report at the December Board meeting respecting the anticipated benefits of the on-line reporting application.

Moved by: B. Bentley
Seconded by: M. Woodhouse

That the Board approve the purchase of an on-line reporting system from CopLogic Inc., in the amounts of \$34,375 US and \$35,750, respectively, with funding in the amount of \$100,000 reserved in the SPIRIT Capital account PO9802 for the implementation of this project;

And further, that the Chief of Police report back to the Board outlining the benefits realized following implementation of the project.

Carried.

271. Ontario Association of Police Services Boards

The Board considered a letter dated October 15, 2008 from Mary Smiley, President, OAPSB, providing the 2009 membership renewal information due February 28, 2009 for the Board's participation in the Ontario Association of Police Services Boards.

Moved by: D. Martin
Seconded by: M. Woodhouse

That the Board renew its membership in the OAPSB for the year 2009.

Carried.

272. NRPS Variance Report - to October 31, 2008

The Board considered a Service report 305/2008 dated November 10, 2008 providing the Board with a financial overview and year-end forecast for both the Service and the Board to October 31, 2008.

Chair Iggulden requested a two-column report to show the 2008 budget and the additional items that have been or will be addressed from the Reserves.

Moved by: B. Bentley
Seconded by: T. Shoalts

That the information be received.

Carried.

IN CAMERA REPORTS

C.
233.
2008

Special Investigations Unit Report #SIU-12-07- October 10, 2007

At the Confidential Meeting of the Niagara Police Services Board held on Thursday, October 30, 2008, the Board considered a Service report C.276/2008 dated October 16, 2008 providing the Board with the decision of the SIU Director following the SIU investigation into a motor vehicle collision and the death of a young offender which occurred October 10, 2007.

The following Motion was duly passed:

***'That the information be received;
And further, that the Board make the report available to the public. Carried.'***

Moved by: M. Woodhouse
Seconded by: L. Tufford

That the information be received.

Carried.

C.
234.
2008

Special Investigations Unit Report #SIU-03-08 – July 23, 2006

At the Confidential Meeting of the Niagara Police Services Board held on Thursday, October 30, 2008, the Board considered a Service report C.260/2008 dated September 17, 2008 providing the Board with the decision of the SIU Director following the SIU investigation into a serious injury to a prisoner who had been incarcerated in the cells at the Niagara Falls police station on July 23, 2006.

The following Motion was duly passed:

***'That the information be received;
And further, that the Board make the report available to the public. Carried.'***

Moved by: M. Woodhouse
Seconded by: L. Tufford

That the information be received.

Carried.

C.
263.
2008

Facilities – District #8 Grimsby Police Facility – Architect Selection

At the Special Confidential Meeting of the Niagara Police Services Board held on Wednesday, November 12, 2008, the Board considered Service report 296/2008 dated November 5, 2008 providing an update on the Grimsby police facility project, and requesting approval of Stantec Architecture Ltd., as the architect selected for professional design services for the new Grimsby police facility.

The following Motion was duly passed:

'That the information be received;

And further, that the Board approve, in accordance with the recommendation of the Police Long-Term Accommodation Committee (PLTAC), the retention of Stantec Architecture Ltd., Toronto, for professional design services for the new District #8 Grimsby Police Facility, at the proposed fee of 8% of construction costs (approximately \$200,000.00) plus disbursements to be allocated to Capital Project PO 0407;

And further, that the Board's decision be reported back on the Public Agenda. Carried.

Moved by: L. Tufford
Seconded by: T. Shoalts

That the information be received.

Carried.

C.
264.
2008

Grant – Federal Government Police Officers Recruitment Fund

At the Special Confidential Meeting of the Niagara Police Services Board held on Wednesday, November 12, 2008, the Board considered Service report 295/2008 dated November 10, 2008 providing notice received from the Ministry of Community Safety and Correctional Services that the Niagara Regional Police Service has been allocated up to six (6) officers under the Federal Government's Police Officers Recruitment Fund and requesting Board and Regional approval to execute the required documentation.

The following Motion was duly passed:

'That the information be received;

And further, that the Board authorize the Chair to execute the Confirmation Form to formally apply for the Federal Government's Police Officers Recruitment Fund;

And further, that the Confirmation Form be forwarded to the Regional Municipality of Niagara to obtain the endorsement of the Regional Chair followed by the furtherance to the Ministry of Community Safety and Correctional Services;

And further, that the Board's decision be reported back on the Public Agenda. Carried.

Moved by: M. Woodhouse
Seconded by: B. Bentley

That the information be received.

Carried.

The Board moved into closed session at 9:14 a.m. The Board rose at 3:40 p.m. with the following In Camera report respecting C.298.

- C.
298.
2008. **NRPS Central Headquarters & Long-Term Accommodation Plan**

The following Motion was duly passed:

WHEREAS Regional Council has approved the 2006, 2007 and 2008 capital budgets of the Board respecting facilities in the total sum of \$71.9 million, conditional on approval of the Police Long Term Accommodation Plan (“the Facilities Plan”);

AND WHEREAS the Board has approved the Facilities Plan referenced in prior Board reports and motions as Model B-2;

AND WHEREAS Regional Council has delayed initiation of the said capital budget pending a due diligence review by a Police Long Term Accommodation Committee (“the Committee”) of the various aspects of the Facilities Plan, including a review of the need for the Model B-2 vis-à-vis other potential police facilities service delivery models;

AND WHEREAS the Board has attempted to cooperate with the Committee;

AND WHEREAS the Board has decided to withdraw from the Committee based on its unanimous belief that the due diligence review referenced above exceeds the jurisdiction of the Region in respect of policing matters, and that continued Board involvement in the Committee will delay the facilities issue unduly;

AND WHEREAS the Board believes that continued failure to initiate the capital budget requests contravenes the Region’s obligations under Section 39 of the Police Services Act, and represents a failure to establish a capital budget for the years in issue;

NOW THEREFORE BE IT RESOLVED:

1. **That the Chief be directed to withdraw from the Committee;**
2. **That the Chief be authorized to continue to consult with Regional staff on affordability, planning, servicing, staging and construction issues, as appropriate and necessary;**
3. **That the Chief be directed to retrieve all copies of confidential documents provided to the Committee; and**
4. **That the Board Solicitor be instructed to refer the 2006, 2007 and 2008 capital budget requests to the Ontario Civilian Commission on Police Services pursuant to Section 39 of the Police Services Act, and that the Board Solicitor prepare and file the necessary documentation for that purpose. Carried.**

Moved by: M. Woodhouse
Seconded by: T. Shoalts

That the information be received.

Carried.

ADJOURNMENT

The meeting adjourned at 3:52 p.m.

Chairperson

Executive Director