



**REGIONAL MUNICIPALITY OF NIAGARA  
POLICE SERVICES BOARD**

***PUBLIC MINUTES***

**Monday, January 26, 2009**

**Niagara Police Services Board  
Board Room 4<sup>th</sup> Floor, 110 James Street, St. Catharines**

---

**CALL TO ORDER**

The Public Meeting of the Niagara Police Services Board commenced at 8:38 a.m.

**ROLL CALL**

**MEMBERS PRESENT:**

Mr. L. Iggulden, Chair  
Mr. B. Bentley  
Mr. T. Shoalts  
Mr. B. Smeaton  
Mr. L. Tufford (arrived at 8:42 a.m.)  
Mr. M. Woodhouse

Ms. D. Morton, Executive Director  
Ms. S. Taylor, Executive Assistant

**OTHERS PRESENT:**

Chief of Police W.E. Southall  
Deputy Chief of Police J. Matthews  
CAO G. Fuentes  
A/Superintendent L. Lillico, Executive Services  
A/Superintendent C. Scott, Western Region  
A/Superintendent S. McLean, Central Region  
A/Inspector J. McCaffery, Executive Officer to the Chief  
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  
Mr. S. Paterson, Fleet Supervisor  
Ms. A. Hepplewhite, Manager Corporate Records &  
Information Management

**DECLARATIONS OF CONFLICT/PECUNIARY INTEREST**

**1. ELECTION OF CHAIR**

Pursuant to Section 4.4 of the Board's Procedural By-law 282-2008, the election of the Chair and Vice-Chair shall only be held at meeting where all members of the Board are present. Given the absence of Vice-Chair Martin due to medical reasons, Chair Iggulden requested the Board defer the elections to the February 26, 2009 Board meeting.

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

**That the annual election of the Chair of the Niagara Police Services Board be deferred to the February 26, 2009 meeting.**

**Carried.**

2. **ELECTION OF VICE-CHAIR**

Pursuant to Section 4.4 of the Board's Procedural By-law 282-2008, the election of the Chair and Vice-Chair shall only be held at meeting where all members of the Board are present. Given the absence of Vice-Chair Martin due to medical reasons, Chair Iggulden requested the Board defer the elections to the February 26, 2009 Board meeting.

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

**That the annual election of the Vice Chair of the Niagara Police Services Board for the year be deferred to the February 26, 2009 meeting.**

**Carried.**

**MINUTES OF PREVIOUS MEETINGS**

3. Minutes of the Public Board Meeting held Thursday, December 18, 2008.

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

**That the Minutes of the Public Board Meeting held Thursday, December 18, 2008 be adopted as circulated.**

**Carried.**

**REPORTS FROM THE BOARD CHAIRPERSON**

Chair Iggulden reported the following:

*Deputy Chief Introduction Ceremony*

Chair Iggulden officially welcomed Deputy Chief Joe Matthews to the meeting. Although Chair Iggulden noted that Joe regularly attends all Board meetings, this was his first official meeting after being appointed as our newest Deputy Chief of Police, which will officially take place on February 2<sup>nd</sup>. The Board will formally recognize Deputy Chief Matthews at an introduction ceremony being held on Thursday, February 5<sup>th</sup> at 10:00 a.m. in the PSB Boardroom at 110 James Street, St. Catharines, and all are welcome to attend.

*OAPSB/OACP Zone 4 Meeting*

The Ontario Association of Police Services Boards and the Ontario Association of Chiefs of Police will hold its first quarterly zone meeting in 2009 on Monday, February 2, to be hosted by the Halton Regional Police Service. Member Smeaton and Ms. Morton will be attending the meeting.

*Upcoming Police Board Meetings – 1<sup>st</sup> Floor Boardroom, 110 James St.*

- Licencing Committee – Thursday, February 12 at 8:30 a.m.;
- Human Resources Committee – Thursday, February 12 at 9:30 a.m.;
- Next Board Meeting – Thursday, February 26 at 8:30 a.m.

**REPORTS FROM THE CHIEF OF POLICE**

Chief of Police Southall reported the following:

*Operational Statistics*

*Marijuana Grow Operations*

For the period January 1 through January 26, 2009:

Total street value seized \$2,247,000 compared to \$40,000 for 2008;

Total equipment seized \$58,000 compared to \$3,500 for 2008.

*Robberies*

For the period January 1 through January 26, 2009:

30 with 9 cleared, a 30% clearance rate this period.

*Traffic Fatality Statistics*

For the period January 1 through January 26, 2009:

2 collisions (2 deceased), compared to 1 collision (1 deceased), same period 2008.

*Embedded Crown Attorneys – Media Release – Attorney General Chris Bentley*

Chief Southall thanked the Board members who attended the January 19 press conference when the Honourable Chris Bentley, Attorney General of Ontario, officially announced the assignment of a major case Crown Attorney in the Niagara Regional Police administrative headquarters as part of a large-scale effort to speed up the court process. Mr. Jeff Richardson who has been working at the 110 James Street Administrative site since last April will return to his Court House duties, and will be replaced by Andrew Brown on April 1, 2009. Chief Southall said the Service is pleased to be part of the project by the Ministry of the Attorney General in reducing delays in Ontario's criminal courts.

*Niagara Crime Stoppers Program Reaches Milestone*

Chief Southall was proud to report to the Board that during the latter part of December 2008 Crime Stoppers of Niagara reached a momentous milestone by surpassing the twenty million dollar mark in total recoveries of property and seized drugs.

Since its inception in 1985 this unique partnership of the Niagara Regional Police, community volunteers and the media continues to work together to improve the quality of life for residents within the Region of Niagara.

Congratulations are extended to all, and in particular to the Board of Directors who established policy, raised funds to operate the program and focused on heightening the use and value of the program by all Police members. The Crime Stoppers program continues to break new ground regarding anonymous public information being used as a valuable investigative aid to Police.

Crime Stoppers Statistics:

Total Arrests to date – 1,629  
Total Cases Cleared – 3,157  
Rewards Paid out - \$209,790  
Total Property recovered and Drugs seized - \$20,047,469

*Suspect Arrested for Four Armed Robberies*

On January 23, the NRPS investigated two bank robberies in Niagara Falls and the Town of Lincoln in the span of just over one hour. In both, the suspect used a firearm in the course of the robberies and was able to take undisclosed amounts of cash. The suspect and vehicle descriptors were broadcast to officers throughout the Niagara Region.

Shortly after the second robbery Uniform Officer James Alderson, who had situated himself along the QEW highway, spotted the broadcasted vehicle and began to follow it. A short distance away, the vehicle stopped on the highway, turned direction facing the officer and rammed the police vehicle. The suspect vehicle continued along the highway where it struck a second vehicle that was entering the highway. The involved officer was able to stop the vehicle and take the suspect into custody. Cash, cocaine and a handgun were retrieved from the vehicle and the suspect was arrested and taken into police custody.

Upon investigating the details of these two bank robberies, police also laid charges against the accused for two additional armed robberies that also occurred within the Niagara Region. Further, investigations into numerous bank robberies which were committed throughout Southern Ontario, over a one month period, are being conducted by a combined effort from the police services of Hamilton, Halton Region, London, Peel Region, Durham Region, Brantford, OPP, and Niagara Region.

Chief Southall acknowledged the involvement of Uniform Constable James Alderson whose quick actions resulted in the arrest of a repeat offender who now faces a number of Robbery and Weapons related criminal charges.

*Two Million Dollars of Marijuana Seized*

In the summer of 2008, members of the Niagara Regional Police Guns, Gangs and Grows Unit commenced an investigation into two marihuana grow operations located in the City of Niagara Falls, Ontario.

As a result of the investigation, on Thursday January 22, 2009, police arrested two suspects and were granted two search warrants for the residences. Upon executing the search warrants, police discovered and seized 1,395 marijuana plants in various stages of growth from a residence on Sharon Avenue and 849 marijuana plants from a residence on Taylor Street. The combined value of the seized marihuana is \$2,244,000, over \$54,000 worth of growing equipment and a 2003 Toyota Camry. Both accused parties, Mississauga residents, were charged with Production of a Controlled Substance for the Purpose of Trafficking.

**PRESENTATIONS**

**DEPUTATIONS**

**A. CONSENT AGENDA**

**4. Regional Municipality of Niagara – CL 20-2008 December 18, CSC 16-2008, December 10, 2008**

The Board considered a letter dated December 19, 2008 from Pam Gilroy, Regional Clerk, RMON, providing the Board with the December 18, 2008 approval by Regional Council respecting Communication CSD 159-2008, Initiation of Capital Project ZPO0901, 2009 Police Vehicles, and receipt of Communication CSC 64-2008, Facilities, 8 District Grimsby Police Facility – Architect Selection, as recommended by its Corporate Services Committee.

**5. Brock University Campus Security Services – Fourth Quarter 2008 Report on Special Constables**

The Board considered Report 6/2009 dated January 7, 2009 from Mr. Steven Pillar, Vice President, Finance and Administration, Brock University, providing the Board with information relating to complaints, use of force, discipline and arrests associated to the Special Constables employed through Brock University Campus Security Services during the fourth quarter operations from October 1 to December 31, 2008.

**6. Special Fund – November 1 - 30, 2008**

The Board considered Service report 1/2009 dated December 19, 2008 providing the Board with a summary of the transactions for the Niagara Regional Police Special Funds for the period November 1 to 30, 2008.

**7. Special Fund – December 1 - 31, 2008**

The Board considered Service report 15/2009 dated January 14, 2009 providing the Board with a summary of the transactions for the Niagara Regional Police Special Funds for the period December 1 to 31, 2008.

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

**That the information be received.**

**Carried.**

**B. OTHER NEW BUSINESS**

**8. Regional Municipality of Niagara – BRCOTW 8-2009 January 15, 2009**

The Board considered the following documentation:

- i. Letter dated January 16, 2009 from Pam Gilroy, Regional Clerk, RMON, providing the Board with notice of the motion passed by the Budget Review Committee of the Whole at its meeting of January 15, 2009 with respect to the 2009 Regional current budget estimates, NRPS current and capital budgets and Board request to fund the interim facilities plan;
- ii. Memorandum dated January 23, 2009 from Gord Lockyer, Regional Treasurer/Director Financial Management and Planning, providing temporary funding in the amount of \$668,534 (partial funding of the full year's \$1.2 million) from the Region's Contingency Reserve for the NRPS Interim Facilities Plan.

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

**That the Board accept Regional staff's recommendation as outlined in the January 23, 2009 memorandum from Mr. Gord Lockyer, Regional Treasurer/Director, that the Region fund expenditures from the Region's Contingency Reserve for the Niagara Regional Police Service interim facilities plan for partial year implementation in 2009 in the amount of \$668,534 with further understanding and agreement that funding will need to be annualized in future years at \$1.2 million.**

**Carried.**

After a general discussion and based on a recommendation from the Chief of Police, the Board directed Chief Southall to find an additional \$337,000 in savings using the following three options: an application of a portion of the anticipated current year's budget surplus, a reduction in the 2009 proposed budget provided there is no impact on adequacy service levels or the proposed program changes, or applying a portion of the capital levy reserve.

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

**That the Board approve a reduction in the 2009 current budget for the Niagara Regional Police Service in the amount of \$337,000, representing a base budget increase of 4.76%, contingent upon Regional Council approval to fund the Niagara Regional Police Interim Facilities Plan;**

**And further, that the 2009 current budget for the Niagara Regional Police be approved with recognition that the occupational health and safety concerns identified in closed session will require immediate funding to rectify infrastructure problems that are not contained as part of the 2009 current budget;**

**And further, that Regional Council be requested to consider the future allocation of revenue respecting costs associated with court security and prisoner transportation to the Niagara Regional Police Service when the Provincial Government begins uploading, which costs the Service \$5.8 million annually, as well as consideration of funding a portion of these costs in the 2009 year.**

**Carried.**

9. **R.I.D.E. 2008/2009 Program – Grant Interim Report Schedule B**

The Board considered Service report 7/2009 dated January 9, 2009 requesting the Board authorize its Chair to execute the required R.I.D.E. grant interim report, Schedule B, relevant to the 2008/2009 provincial grant with an additional \$5,000 being requested through the reallocation process.

Chief Southall welcomed the provincial R.I.D.E. grant allotment, which was doubled by the Ministry of Community Safety and Correctional Services for 2008/2009.

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

**That the Board Chair be authorized to execute the interim financial status report, Schedule B, to the 2008-2009 R.I.D.E. Grant and forward same to the Ministry of Community Safety and Correctional Services.**

**Carried.**

10. **NRPS Replacement Vehicles – Project PO0901**

The Board considered Service report 14/2009 dated January 8, 2009 requesting the Board approve the purchase of 21 replacement Service vehicles with tendered pricing through the 2009 Police Co-operative Purchasing Group (PCPG) in conjunction with Ontario Shared Services (OSS) at a total cost of \$535,000 plus applicable taxes.

In view of potential vehicle conversions to alternate fuels, Member Bentley questioned the Service request to purchase six Malibu hybrids. Mr. Patterson suggested the Board could exclude that recommendation and proceed with the approval of the remaining vehicles.

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

**That the Board:**

1. **Approve the purchase of four (4) Ford Crown Victoria police cruisers from the Police Purchasing Cooperative Tender at a total cost of \$130,000 plus applicable taxes;**
2. **Approve the purchase of one (1) Chevrolet Express passenger van from the Police Purchasing Cooperative Tender at a total cost of \$31,000 plus applicable taxes;**
3. **Approve the purchase of one (1) Ford Expedition SSV from the Police Purchasing Cooperative Tender at a total cost of \$38,000 plus applicable taxes;**
4. **Approve the purchase of seven (7) Chevrolet Impala LS's for administrative and investigative purposes from the Police Purchasing Cooperative Tender at a total cost of \$140,000 plus applicable taxes;**
5. **Approve the purchase of two (2) Dodge Grand Caravans from the Police Purchasing Cooperative Tender at a total cost of \$46,000 plus applicable taxes.**

**Carried.**

11. **Ontario Association of Police Services Boards – Donation from the Special Fund**

The Board considered a memorandum dated January 12, 2009 from Deb Morton, Executive Director, providing the Board with a copy of a letter received from Ms. Helene Periard, Chair, 2009 OAPSB Planning Committee, requesting a donation to support the Ontario Association of Police Services Boards (OAPSB) 2009 Annual Meeting and Conference.

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

**That the Board authorize a donation in the amount of \$1,000.00 from the Special Fund to the Ontario Association of Police Services Boards (OAPSB) in support of its 2009 Annual General Meeting and Conference.**

**Carried.**

12. **Women's Place of South Niagara – 2009 Funding Request**

The Board considered a memorandum dated January 19, 2009 from Deb Morton, Executive Director, providing the Board with a copy of a letter received January 12, 2009 from Ms. Chelsey Spinosa, Development Officer, Women's Place of South Niagara, requesting sponsorship toward the 7<sup>th</sup> Annual 'Strike Out Violence' Bowling Tournament.

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

**That the information be received;**

**And further, that the Board authorize a donation in the amount of \$500 from the Special Fund to Women's Place of South Niagara to sponsor a dinner at the 7<sup>th</sup> Annual 'Strike Out Violence' Bowling Tournament;**

**And further, that Women's Place of South Niagara be advised the Board will not support any further requests for additional funding in 2009.**

**Carried.**

13. **NRPS Female Hockey Team – 2009 International Police Hockey Tournament, Ottawa**  
The Board considered Service report 10/2009 dated January 13, 2009 requesting the Board consider a donation to offset the \$700.00 entry fee expense for the NRPS Female Hockey Team to compete in the 2009 International Police Hockey Tournament to be held in Ottawa on March 4 and 5, 2009. *(The Board has donated \$500 in 2006, 2007 and 2008 from the Special Fund.)*

Moved by: B. Bentley  
Seconded by: B. Smeaton

**That the Board approve a donation for payment to offset expenses incurred by the NRPS Women's Hockey Team in the amount of \$500.00 from the Special Account for the March 4-5, 2009 International Police Hockey Tournament.**

**Carried.**

14. **NRPS Men's Hockey Team – 2009 International Police Hockey Tournament, Ottawa**  
The Board considered Service report 13/2009 dated January 6, 2009 requesting the Board consider a donation to offset expenses for the NRPS Men's 'Over 35 Division' Hockey Team to compete in the 2009 International Police Hockey Tournament to be held in Ottawa on March 4 and 5, 2009. *(The Board has donated \$500 in 2006 from the Special Fund.)*

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

**That the Board approve a donation in the amount of \$500.00 from the Special Fund to help offset the expenses incurred for registration, travel and accommodations by the members of the NRPS for participation in the 2009 International Police Hockey Tournament.**

**Carried.**

15. **2009 CALEO Conference – Funding Request**  
The Board considered Service report 11/2009 dated January 13, 2009 requesting the Board consider a donation to support the annual Canadian American Law Enforcement Association (CALEO) 2009 Conference to be held in Niagara Falls, Ontario, in June. *(The Board has donated \$250 to CALEO in 2008.)*

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

**That the Board approve a donation in the amount of \$250.00 from the Special Fund to support the 2009 CALEO Conference.**

**Carried.**

16. **Board – By-laws – Policy Update for Compliance with Adequacy Standards Regulation AI-012 Use of Force**

The Board considered a memorandum dated January 12, 2009 from Deb Morton, Executive Director, requesting Board approval of the recommended amendments to the Board's current By-law 271-2005 to ensure compliance with the requirements of the *Adequacy Standards Regulation* and the Ministry of Community Safety and Correctional Services Policing Standards Manual.

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

**That the Board repeal By-law 271-2005 and replace with the amended By-law for 'Use of Force' as appended to the report.**

**Carried.**

17. **Board – 2009 Committee Representation**

The Board considered a memorandum dated January 15, 2009 from Deb Morton, Executive Director, requesting the Board's confirmation of the mandate and membership on its various standing committees.

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

**That the Board approve the Committee mandate and membership as outlined in the report.**

**Carried.**

18. **Board – 2008 Annual Report on Board Activities**

The Board considered a memorandum dated January 19, 2009 from Deb Morton, Executive Director, providing the Board with the 2008 annual statistical report on Board activities.

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

**That the information be received;**

**And further, that the report be forwarded to Regional Council for information purposes.**

**Carried.**

19. **Facilities - Regional Municipality of Niagara – CL 1-2009 January 22, 2009 – Police Long-Term Accommodation Strategy**

The Board considered a letter dated January 23, 2009 from Pam Gilroy, Regional Clerk, Niagara Region, providing the Board with the Regional Council's motion respecting a request to the Board to instruct the Niagara Regional Police Service staff to return to the Regional Police Long-Term Accommodation Committee.

Moved by: B. Smeaton  
Seconded by: B. Bentley

**That the information be received;**

**And further, that the Board direct the Niagara Regional Police Service staff to return to the Police Long-Term Accommodation Committee.**

**Defeated.**

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

**That the information be received;**

**And further, that the Board Chair and Chief of Police be directed to meet with Regional Chair Partington, Regional CAO Trojan and the two Regional Councillors appointed to the Police Long-Term Accommodation Committee, to discuss a compromise to advance reconciliation efforts between Regional Council and the Police Services Board.**

**Carried.**

**IN CAMERA REPORTS**

C.  
311.  
2008

***Special Investigations Unit Report – #SIU-08-OCI-208 – October 2, 2008***

At the Confidential Meeting of the Niagara Police Services Board held on Thursday, December 18, 2008, the Board considered Service report C.322/2008 dated November 19, 2008 providing the Board with the decision of the SIU Director following the SIU investigation into an injury to a suspect in his attempt to escape arrest for forcible confinement on October 2, 2008.

The following Motion was duly passed:

1. ***“That the Board receives the report;***
2. ***And further, that the Board make the report available to the public. Carried.”***

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

**That the information be received.**

**Carried.**

**ADJOURNMENT**

The meeting adjourned at 11:20 a.m.

\_\_\_\_\_  
Chairperson

\_\_\_\_\_  
Executive Director

**Filename:** 090126pm.doc  
**Directory:** R:\Minutes\Minutes\Minutes 2009  
**Template:** C:\Documents and Settings\5982\Application  
Data\Microsoft\Templates\Normal.dotm

**Title:**

**Subject:**

**Author:** Sandi Taylor

**Keywords:**

**Comments:**

**Creation Date:** 2009/01/22 13:18:00

**Change Number:** 57

**Last Saved On:** 2009/02/25 13:59:00

**Last Saved By:** 7936

**Total Editing Time:** 437 Minutes

**Last Printed On:** 2009/03/16 14:20:00

**As of Last Complete Printing**

**Number of Pages:** 11

**Number of Words:** 3,380 (approx.)

**Number of Characters:** 19,270 (approx.)