



**REGIONAL MUNICIPALITY OF NIAGARA
POLICE SERVICES BOARD**

PUBLIC MINUTES

Thursday, October 30, 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 8:36 a.m.

ROLL CALL

MEMBERS PRESENT:

Mr. L. Iggulden, Chair
Mr. B. Bentley
Mr. B. Smeaton
Mr. L. Tufford
Mr. M. Woodhouse

Ms. D. Morton, Executive Director

OTHERS PRESENT:

Chief of Police W.E. Southall
Deputy Chief of Police G. Beaulieu
CAO G. Fuentes
Superintendent J. Matthews, Western Region
Superintendent B. Wright, Emergency & Investigative Services
A/Superintendent G. Skaffeld, Central Region
Inspector S. McLean, Labour Relations
A/Inspector J. McCaffrey, Executive Officer to the Chief
Sergeant P. McCauley, Executive Officer to the Deputy Chief
P.C. J. Forgeron, Media Officer
P.C. J. Rotella, Executive Officer to the CAO
Mr. A. Askoul, Director of Information/Communication Technology
Dr. P. Divers, Corporate Analyst
Ms. L. DiDonato-DeChellis, Finance Manager
Ms. L. Jerome, Human Resources Manager
Ms. W. Rung, A/Communications Manager
Ms. D. Stevenson, Manager of Information Systems
Mr. S. Paterson, Fleet Supervisor

DECLARATIONS OF CONFLICT/PECUNIARY INTEREST

MINUTES OF PREVIOUS MEETINGS

236. Minutes of the Public Board Meeting held Thursday, September 25, 2008.

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

That the Minutes of the Public Board Meeting held Thursday, September 25, 2008 be adopted as circulated.

Carried.

REPORTS FROM THE BOARD CHAIRPERSON

Chair Iggulden reported the following:

OAPSB Labour Relations & Board Governance Seminar

Member Shoalts attended the Ontario Association of Police Services Boards Labour Relations and Board Governance seminar held in Richmond Hill on October 23rd and 24th. The program theme was *'The Theory and the Practice of Relationship Building, Priority Setting and Monitoring, and Labour Relations Board Governance Training'*. The seminar addressed topics that related to current trends in collective bargaining, recent police arbitration decisions, and the role of Boards with OMERS supplemental plans.

NRPS Community Policing Symposium

On October 25th Member Bill Smeaton attended the Annual NRPS Community Policing Symposium held at the Double Tree Hotel in Niagara Falls. The symposium was well attended and focused on concerns related to internet-based crime, personal security on the World Wide Web, youth gangs and graffiti. Special thanks to Member Smeaton for attending this event and bringing greetings on behalf of the Board.

OAPSB/OACP Zone 4 Meeting

A reminder that the Ontario Association of Police Services Boards and the Ontario Association of Chiefs of Police will hold its quarterly zone meeting on Tuesday, November 4th in Woodstock, hosted by the Oxford Community Police Services Board.

Retirement Celebration for Deputy Chief Beaulieu

Deputy Chief Gary Beaulieu would soon be retiring after a long and distinguished career with the Niagara Regional Police Service. To honour his years of dedicated service, a retirement celebration is being held on Tuesday, November 25th from 4:30 p.m. to 8:30 p.m. at White Oaks. The Board is looking forward to formally recognizing the Deputy's exemplary service at the ceremony.

Upcoming Police Board Meetings – 1st Floor Boardroom

- Licencing Committee – Thursday, November 13th at 8:30 a.m.;
- Human Resources Committee – Thursday, November 13th at 9:30 a.m.;
- Next Board Meeting – Thursday, November 27th at 8:30 a.m.

REPORTS FROM THE CHIEF OF POLICE

Chief Southall reported the following:

Cops For Cancer And Other Everyday Heroes

On Saturday November 15th, 2008 six members of the Niagara Regional Police Service, as well as Niagara North Crown Attorney Jeff Richardson, will be cutting their hair or shaving their beards, moustaches, legs, and/or arms in support of victims of cancer as part of the Cops for Cancer and Other Everyday Heroes fundraising event at the Pen Centre (Sears Court). Registration will start at 10:00 a.m. and hair will start flying at 11:00 a.m. To date the six members have raised in excess of \$5000.00 that will support Pediatric Cancer Research in the Niagara Region.

Our Cops and everyday heroes include – Inspector Brian Eckhardt, Constable Matt Maguire, Constable Nancy Charrois, Mr. Fran Garvey, Mr. Glen Milligan and Mr. Jeff Richardson.

Hell's Angel Member Arrested

After a lengthy investigation into the fraudulent importation of vehicles, a member of the Niagara Chapter of the Hell's Angels was arrested and will face charges. Members of the Niagara Regional Police Service, the Ontario Provincial Police Provincial Auto Theft Team (PATT) with the assistance of the Biker Enforcement Unit (BEU) and the Provincial Organized Crime Enforcement Team (POCET) concluded a five month long investigation that has led to the arrest of a member of the Niagara Chapter of the Hell's Angels. On September 3rd 2008, police executed four search warrants in the Niagara Region; a number of vehicles were seized in relation to this investigation that centered on the fraudulent importation of vehicles from the United States into Canada. Timothy Andrew Panetta, 39 years of age of Wainfleet Ontario, was arrested on October 8th 2008 and will face 14 Criminal Code charges in relation to a business he owns.

Operational Statistics

Marijuana Grow Operations

For the period January 1 through October 29, 2008:
Total street value seized \$19,326,000;
Total equipment seized \$659,688.00.

Homicides

For the period January 1 through October 29, 2008:
6 compared to 2, same period 2007.

Robberies

For the period September 24 – October 29, 2008:
25 with 6 cleared, a 24% clearance rate this period.

Traffic Fatalities

For the period January 1 through October 29, 2008:
25 compared to 24, same period 2007.

Serious Injury Collisions

For the period January 1 through October 29, 2008:
25 compared to 27, same period 2007.

PRESENTATIONS

DEPUTATIONS

A. CONSENT AGENDA

237. **Integrated Cross-Border Law Enforcement Initiative – Response of Canadian Association of Police Boards**
The Board considered a memorandum dated September 30, 2008 from Deb Morton, Executive Director, providing the Board with the paper, *Consultation on Integrated Cross-Border Law Enforcement Initiatives*, dated July 2008, which includes the Canadian Association of Police Boards (CAPB) response to Public Safety Canada and the Department of Justice.
238. **Canadian Association of Police Boards**
The Board considered a letter dated September 17, 2008 from Greg Dionne, President, Canadian Association of Police Boards, acknowledging the generosity of the Niagara Police Services Board toward the CAPB's 19th Annual Conference held in Toronto August 14 – 17, 2008.
239. **City of Port Colborne**
The Board considered a letter dated September 3, 2008 from Mayor Vance M. Badawey acknowledging the participation of NRPS S/Sergeant Des Carter, 8 District Commander, and the Niagara Regional Police Service at the City of Port Colborne's signature event, *Canada Days and Marine Heritage Festival*, held August 1 – 4, 2008.
240. **Niagara Region Police Association**
The Board considered a letter dated September 8, 2008 from Paul DiSimoni, President/CEO, and Rick Gordon, Tournament Chair, acknowledging the support of the Police Services Board at the 2nd Annual Niagara Region Police Association's *Chip It For Charity 2008* Golf Tournament resulting in \$19,000 for the newly opened Child Advocacy Centre, St. Catharines.
241. **Niagara Parks Police – Third Quarter 2008 Report on Special Constables**
The Board considered a Report 267/2008 dated October 7, 2008 submitted by Mr. John Kernahan, General Manager, Niagara Parks Commission, providing the Board with the Niagara Parks Police Service's third quarter 2008 report containing information relating to public complaints, use of force, discipline and arrests made by the Special Constables employed through the Niagara Parks Police, period July 1 to September 30, 2008.
242. **Brock University Campus Security Services – Third Quarter 2008 Report on Special Constables**
The Board considered a Report 268/2008 dated October 1, 2008 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 third quarter, July 1 to September 30, of 2008 operations.
243. **Quarterly Report – Policing Standards Unit – Administration of the Public Complaints System**
The Board considered a Service report 265/2008 dated October 9, 2008 providing the Board with information relating to the investigations of alleged police misconduct reported by members of the public for the third quarter, period July 1 through September 30, 2008 and statistical yearly comparison, pursuant to Board By-law 173/1997.

244. **Annual Report – Community Patrol**

The Board considered a Service report 280/2008 dated October 20, 2008 providing the Board with Service compliance with Provincial Adequacy Standards Regulation LE-001 concerning Community Patrol and NRPS procedures and processes invoked for Community Patrol through the Service's General Orders respecting the numbers of participating members, the cost of such deployments, and the status of the outcome of the directed patrol initiatives, pursuant to Board By-law 193-2000.

245. **Annual Report – Crime Analysis**

The Board considered a Service report 257/2008 dated August 4, 2008 providing the Board with Service compliance with the Provincial Adequacy Standards Regulation LE-003 concerning Crime, Call and Public Disorder Analysis and NRPS General Orders 147.03; confirmation of Service compliance for the years 2005 through 2007; summarized trends, pursuant to Board By-law 195-2000.

246. **Annual Report – Internal Task Forces**

The Board considered a Service report 291/2008 dated October 17, 2008 providing the Board with a summary of the written procedures concerning Internal Task Forces in compliance with Provincial Adequacy Standard Regulation LE-010 – *Investigative Task Forces*; description of the one Internal Task Force established within the NRPS in 2006, detailed accounting of the costs involved, and the subsequent arrest of one suspect, pursuant to Board By-law 202-2000.

247. **Annual Report – Child Abuse and Neglect**

The Board considered a Service report 272/2008 dated September 17, 2008 providing the Board with Service compliance with the Provincial Adequacy Standards Regulation LE-027 relating to Child Abuse and Neglect through General Order 84.02; 2007 statistical analysis; the 2001 Child Abuse Protocol for the Niagara Region; compliance recognized through the Child Abuse Review Team (CART); NRPS support to the Child Advocacy Centre; summary of officer training, pursuant to Board By-law 219-2000.

248. **Annual Report – Child Pornography**

The Board considered a Service report 271/2008 dated September 17, 2008 providing the Board with a summary of the written procedures concerning Child Pornography including NRPS General Order 169.03 *Child Pornography* in compliance with Provincial Adequacy Standard Regulation LE-036; international daily monitoring through dedicated staffing to the *Internet Child Exploitation (I.C.E.)*; the introduction of the in-house Tech Crime Unit for forensic investigation of the internet; specialized training, pursuant to Board By-law 228-2000.

249. **Annual Report – Homicide Investigations**

The Board considered a Service report 278/2008 dated August 14, 2008 providing the Board with a summary of the written procedures concerning Homicide Investigations including NRPS General Orders 026.03 *Major Crime Unit* and 095.04 *Major Incidents and Routine Criminal Investigations* in compliance with Provincial Adequacy Standard Regulation LE-039; Service compliance to the Ministry's designated Ontario Major Case Management Manual; membership in the Campbell Transition Steering Committee; basic investigative and extensive specialized training provincially and federally; summarized twelve-month listing of Niagara homicides and attempted homicide including the investigations of the Homicide Task Force, pursuant to Board By-law 231-2000.

250. **Annual Report – Robbery Investigations**

The Board considered a Service report 281/2008 dated October 20, 2008 providing the Board with Service compliance to the Provincial Adequacy Standards Regulation LE-042 regarding NRPS Robbery Investigations; procedures set out in the relevant General Orders relating to the conduct of robbery investigations and responsibility of investigating officers; specialized training through the Ontario Major Case Management system, basic investigative training through General Investigative Training and specialized training offered through Ontario Police College, 5 year statistical review of reported robberies and clearance rates for Niagara, pursuant to Board By-law 234-2000.

251. **Quarterly Report - Pending Items**

The Board considered a memorandum dated October 6, 2008 from the Board's Executive Director, providing the Board with a quarterly report on the pending items for the third quarter of 2008 (July 1, 2008 to September 30, 2008).

252. **Special Fund – August 1 - 31, 2008**

The Board considered a Service report 273/2008 dated October 7, 2008 providing the Board with a summary of the transactions for the Niagara Regional Police Special Funds for the period August 1 to 31, 2008.

253. **Special Fund – September 1 - 30, 2008**

The Board considered a Service report 274 /2008 dated October 7, 2008 providing the Board with a summary of the transactions for the Niagara Regional Police Special Funds for the period September 1 to 30, 2008.

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

That the information be received.

Carried.

B. OTHER NEW BUSINESS

254. **NRPS Support of Crime Stoppers**

The Board considered a Service report 284/2008 dated October 13, 2008 requesting the Board approve the Service recommendation of support to the Crime Stoppers program through the donation of a Service vehicle that is currently scheduled for replacement.

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

That the Board approve:

1. **The write-off of a replaced Service Vehicle instead of forwarding it to auction;**
2. **Donate the vehicle by transferring ownership to Crime Stoppers;**
3. **The provision of vehicle maintenance services for the donated vehicle by Fleet Services staff.**

Carried.

255. **Initiation of PO0912 (ZPO0901) - 2009 Replacement Vehicles**

The Board considered a Service report 275/2008 dated October 13, 2008 requesting the Board approve the 2009 Service vehicle replacements, eighteen of which are projected for deployment in the first quarter of 2009.

Member Bentley questioned the difference in cost between the Chevrolet Impala and Crown Victoria vehicles for marked police cruisers and asked if the Service was considering the use of alternate fuel/hybrid vehicles for the administrative and investigative functions. CAO Fuentes advised that the Chevrolet Impala is a lower cost and smaller vehicle in comparison to the Crown Victoria police cruisers. However, different police cruisers are required to accommodate larger police officers. With respect to alternate fuel/hybrid vehicles, he advised that the Service is currently conducting an operational assessment as part of a pilot project. If the results of the pilot project are successful, the Service will consider expansion for future utilization that would include administrative and investigative functions. CAO Fuentes expects a further detailed report with the results of the pilot project will be provided to the Board by year-end.

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

That the Board approve:

1. **The initiation of PO0912, a subproject of ZPO0901 with a budget of up to \$490,000 with funding from the Vehicles and Equipment Replacement Reserve Fund;**
2. **The purchase of five (5) Chevrolet Impala Police Cruisers from the Police Purchasing Cooperative tender at a cost of \$130,000 plus applicable taxes;**
3. **The purchase of three (3) Chevrolet Impala LS Models for administrative and investigative functions from the Police Purchasing Cooperative tender at a total cost of \$57,000 plus applicable taxes;**
4. **The purchase of seven (7) Crown Victoria Police Cruisers from the Police Purchasing Cooperative tender at a total cost of \$224,000 plus applicable taxes;**
5. **The purchase of one (1) Chevrolet Silverado 4WD for Uniform Patrol from the Police Purchasing Cooperative tender at a total cost of \$30,000 plus applicable taxes;**
6. **The purchase of one (1) Ford E350 van for prisoner transportation purposes from the Police Purchasing Cooperative tender at a total cost of \$30,000 plus applicable taxes;**
7. **The purchase of one (1) Harley Davidson motorcycle for patrol purposes from the Police Purchasing Cooperative tender at a total price of \$19,000 plus applicable taxes.**

Carried.

256. **Project PO0805 – Progress Report – Microsoft Implementation**

The Board considered a Service report 283/2008 dated October 10, 2008 providing the Board with a progress report on Project PO0805, Microsoft Implementation, as defined by Microsoft Consulting Service (MCS) and CMS Consulting Service in the conjunction with NRPS staff, and further, information on the identified model backup solution for production hardware from HP Canada to provide backup and restoration solutions for the production environment.

Member Woodhouse noted that there have been many technological advancements at the Service within the last few years. He asked if Chief Southall would provide a high-level report on the entire police information/computer systems, noting future challenges facing the Service. Chief Southall advised the Board that this matter was recently discussed at an Executive Retreat. She anticipates further details, including the number of information technology projects completed and future technology needs of the Service, to be considered as part of the NRPS 2009 budget proposal.

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

That the Board receive for information:

- 1. Report on the migration to the Microsoft platform with the assistance and support from CMS Consulting Inc. and MCS (Microsoft Consulting Services);**
- 2. Information on the identified model backup solution for production hardware and attached quote in the amount of \$98,396.58 from HP Canada providing backup and restoration solutions for the hardware environment; funding allocating in IT Equipment Replacement Account PO0705;**
- 3. Information on the identified training solution from Nexient Learning.**

Carried.

257. Project ZPO0811, IA Pro (Policing Standards Case Management Software)

The Board considered a Service report 285/2008 dated October 14, 2008 requesting the Board approve the initiation of Capital Project ZPO0811, IA Pro to confirm the capital budget and financing for the project to purchase the software application to assist with the management of internal and public complaints through the automation of the current manual tracking system.

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

That the Board approve the following:

- 1. The initiation of Project ZPO0811, IA Pro (Policing Standards Case Management Software) which gives management the authority to execute the project;**
- 2. That a capital expenditure budget of up to \$50,000 be allocated to ZPO0811 from the 2008 Police Service Capital Expenditure Budget;**
- 3. Financing for the project to be provided by the Police Capital Levy.**

Carried.

258. Police Services Board - Draft Current Budget – 2009

The Board considered a memorandum dated October 16, 2008 from Deb Morton, Executive Director, providing the Board with the draft 2009 current budget for the Niagara Police Services Board.

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

That the Board approve the 2009 budget for the operation of the Police Services Board;

And further, that the Board approve in principle a transfer from the Police Services Board Contingency Reserve Fund be applied against the 2008 Police Services Board Operations budget to substitute for any remaining unfunded deficit resulting from outstanding legal matters.

Carried.

259. **OMERS 2009 Contribution Rates**

The Board considered a Service report 277/2008 dated September 22, 2008 providing the Board with the rate changes announced by the OMERS Sponsor Corporation for 2009 contribution rates.

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

That the information be received.

Carried.

260. **NRPS Variance Report - to September 30, 2008**

The Board considered a Service report 287/2008 dated October 10, 2008 providing the Board with a financial overview and year-end forecast for both the Service and the Board to September 30, 2008.

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

That the information be received.

Carried.

261. **Purchasing – Joint Request for Proposal – Blackberry Communication Devices**

The Board considered a verbal submission from CAO Fuentes requesting permission from the Board for the Niagara Regional Police Service to participate in a joint Request for Proposal (RFP) with the Region of Niagara for the purchase of Blackberry communication devices. It was noted that a joint method of procurement would achieve optimum price and purchasing efficiency.

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

That the Board authorize the Service to enter into a joint RFP with the Region of Niagara for the purchase of Blackberry communication devices.

Carried.

IN CAMERA REPORTS

C.
190.
2008

***KPMG Financial Statements & Management Letter
for the Year Ended December 31, 2007***

At the Confidential Meeting of the Niagara Police Services Board held on Thursday, September 25, 2008, the Board considered a letter received July 15, 2008 from Janet L. Allan, Associate Partner, KPMG LLP, enclosing the Financial Statement of the Niagara Regional Police Service for the year ended December 31, 2007.

Ms. Allan was in attendance to address the Board.

The following Motion was duly passed:

***'That the Financial Statements of the Niagara Regional Police Service for the year ended December 31, 2007 be approved and accepted;
And further, that the 2007 Final Audit Management Letter from KPMG be received;
And further, that the information be forwarded to the Region's Audit Committee for its information;
And further, that the information be reported back on the Public Agenda. Carried.'***

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

That the information be received.

Carried.

ADJOURNMENT

The meeting adjourned at 9:02 a.m.

Chairperson

Executive Director