

MINUTES

of the

REGIONAL MUNICIPALITY OF YORK POLICE SERVICES BOARD

February 27, 2008

The Board continued its meeting of February 27, 2008 in Committee Room A, York Region Administrative Centre, 17250 Yonge Street, Newmarket, Ontario on the above-noted date at 1:05 p.m. in Public Session.

Members Present:

D. Wheeler, Chairman
J. Persechini, Vice-Chairman
B. Fisch, Member
S. Herzog, Member
F. Scarpitti, Member
J. Yu, Member

C. Phillipson, Executive Director
S. Neill, Committee Coordinator

Officers Present:

A. P. La Barge, Chief of Police
E. Jolliffe, Deputy Chief of Police
J. Fraser, Manager of Legal Services
M. Holland, Manager of Financial Services

Corporate Services:

J. Vanderburgh, Senior Counsel

062 **DISCLOSURE OF INTEREST**

No member of the Board declared an interest in any item on the agenda for the Public Session of this meeting.

063 **PRESENTATION**

BlueBear Law Enforcement Services C.E.O. Antoine Normand and Vice-President Alain Grenier presented Chief Armand P. La Barge with a Certificate of Merit to recognize the work of the York Regional Police on LACE-Law Enforcement Against Child Exploitation.

064 **COMMENDATIONS**

Chairman Danny Wheeler and Chief Armand P. La Barge presented Police Services Board commendations to Mr. Paul Sharp, Mr. Serge Proulx and Sergeant Mark Lawrence for their heroic actions during an armed robbery on August 29, 2007 that resulted in the arrest of an armed subject.

065 **PRESENTATION ON DOMESTIC VIOLENCE**

Superintendent Paul Pedersen and Detective Kim Killby advised that since 2006, there has been a 15% increase in domestic violence incidents in York Region and in 2007, there were 4225 occurrences of domestic violence resulting in charges against 1039 males and 277 females. Only 37% of victims report these “power and control” crimes which represent the largest number of criminal charges laid by police. They also noted that 70% of children see or hear the abuse in the home. They advised that York Regional Police vigorously investigates all crimes of domestic violence that accounted for 62.5% of 2007 homicides in York Region.

066 **INTRODUCTION OF ADDENDUM ITEMS, ANY OTHER BUSINESS AND CONSIDERATION OF PRIVATE ITEMS**

*Moved by Mr. Fisch,
Seconded by Mr. Scarpitti,
that the following items be added to the agenda of the Public Session of this meeting:*

- a) *Human Resources Report – Recommendations 1 and 2*
- b) *Board Commendations*
- c) *King Communications Tower Site – Recommendations 1, 2, 3, 6 and 8*

CARRIED

067 **Human Resources**

The Board had before it a Report of the Chief of Police recommending:

1. That the Board appoint 4 civilians, pursuant to Section 31(1)(a) of the *Police Services Act*; and
2. That the Board reclassify 32 officers pursuant to the 2006-2008 Uniform Working Agreement.

*Moved by Mr. Scarpitti,
Seconded by Mr. Herzog
that the Chief of Police Report be received and that recommendations one (1) and two (2) contained therein be adopted.*

CARRIED

Action: Chief of Police

068 **Board Commendations**

The Board had before it a Report of the Chief of Police recommending:

1. That the Board award Mr. Jason Attard, Mr. Ignatius Ng, Mr. Chad Mathieu and Mr. Carlos Gonzales for their heroic actions that resulted in saving the life of a driver involved in a motor vehicle collision.

Moved by Mr. Scarpitti,

Seconded by Mr. Herzog,

that the Chief of Police Report be received and that recommendation one (1) contained therein be adopted.

CARRIED

Action: Chief of Police; Executive Director

069 **King Communications Tower Site**

Moved by: Mr. Scarpitti,

Seconded by: Mr. Herzog,

1. That the Board, as an interim measure pending consideration of the Region's consultant's report on fee structuring, amend paragraph 4 of its "Installations on Communications Towers" policy by adopting the upper end of each range contained in the recommendations of KVA Communications Inc. with respect to the licensing fees to be paid for the use of the King Communications tower by commercial interests and that the annual increment be 5 per cent; and
2. That paragraph 4 of the Board's "Installations on Communications Towers" policy be amended by the addition of the following sentence; "Non-profit organizations, including the Red Cross, area municipalities, government agencies, amateur radio service clubs involved in emergency management planning, as approved by the Region's Emergency Management Branch, and other police services installing equipment for the purpose of enabling interoperability with York Regional Police, shall be exempt from the payment of the licence fees"; and
3. That paragraph 1 of the Board's "Installations on Communications Towers" policy be amended by replacing the last sentence with; "In this regard, the applicant shall provide structural engineering and radio intermodulation reports certified by independent professional engineers, at its own expense"; and
4. That the Board designate the Officer in Charge of Information Services to act on its behalf in respect of paragraph 2 and 6 of its "Installations on Communications Towers" policy; and

5. That the Board adopt the Region's policy by amending paragraph 5 of its "Installations on Communications Towers" policy by amending paragraph 5 to read "a formal licence agreement shall be required for each installation for a term of five years" and by amending paragraph 13 to read "the licence may be terminated by either party on six months notice".

CARRIED

Action: Chief of Police

070 **CONFIRMATION OF MINUTES OF JANUARY 23, 2008**

*Moved by Mr. Fisch,
Seconded by Ms Yu,
that the minutes for the Public Session of the meeting held on January 23,
2008 be adopted.*

CARRIED

COMMUNICATIONS

- 071 **Pam Odam and Lina Bigioni, Co-Chairs, Yellow Brick House 2008 *Mending Hearts...Creating Dreams* Gala (January 30, 2008) requesting financial support toward this event on May 3, 2008 in Markham**

The Board had before it a communication dated January 30, 2008 from Pam Odam and Lina Bigioni, Co-Chairs, Yellow Brick House 2008 *Mending Hearts...Creating Dreams* Gala (January 30, 2008) requesting financial support toward this event on May 3, 2008 in Markham.

*Moved by Mr. Fisch,
Seconded by Mr. Persechini,
that the communication dated January 30, 2008 from Pam Odam and Lina
Bigioni be received; and
that the Board approve a silver sponsorship in the amount of \$7,000.00.*

CARRIED

Action: Executive Director

- 072 **Scott Cole and Drew Gerrard, Co-Chairs, 16th Annual Police Appreciation Night Committee (February 4, 2008) inviting the Board's participation and requesting corporate sponsorship toward the York Regional Police Appreciation Night on April 24, 2008 in Thornhill**

The Board had before it a communication dated February 4, 2008 from Scott Cole and Drew Gerrard, Co-Chairs, 16th Annual Police Appreciation Night Committee, inviting the Board's participation and requesting corporate sponsorship toward the York Regional Police Appreciation Night on April 24, 2008 in Thornhill.

*Moved by Mr. Persechini,
Seconded by Ms Yu,
that the communication from Scott Cole and Drew Gerrard dated February 4,
2008 be received; and
that the Board approve a donation of \$3,700.00.*

CARRIED

Action: Executive Director

073 **Preliminary Program for the 46th Annual Meeting and Conference of the Ontario Association of Police Services Boards from April 24 to 26, 2008 in Stratford**

The Board had before it the Preliminary Program for the 46th Annual Meeting and Conference of the Ontario Association of Police Services Boards from April 24 to 26, 2008 in Stratford

*Moved by Mr. Persechini,
Seconded by Mr. Herzog,
that the Preliminary Program for the 46th Annual Meeting and Conference of
the Ontario Association of Police Services Boards from April 24 to 26, 2008
in Stratford be received.*

CARRIED

074 **Sara Sterling (February 19, 2008) Hartwell Runners/ Challenge Committee requesting financial support toward the Bob Hartwell Runners' Challenge on April 27, 2008 in Aurora**

The Board had before it a communication dated February 19, 2008 from Sara Sterling, Hartwell Runners/ Challenge Committee requesting financial support toward the Bob Hartwell Runners' Challenge on April 27, 2008 in Aurora

*Moved by Mr. Persechini,
Seconded by Mr. Fisch,
that the communication from Sara Sterling be received; and,
that the Board approve a donation of \$5,000.00.*

CARRIED

Action: Executive Director

075 **Spirit of Community Dinner**

The Board had before it a communication from The Beth Chabad Israeli Community Centre advising of its 5th Annual Spirit of Community Dinner on June 4, 2008 in Vaughan at which Regional Chairman and C.E.O. Bill Fisch will be honoured as a recipient of its prestigious Community Service Award.

*Moved by Mr. Persechini,
Seconded by Ms Yu,
that the communication from Beth Chabad Israeli Community Centre be received; and,
that the Board approve a sponsorship of two Corporate tables for a total of \$10,000.00.*

CARRIED

Action: Executive Director

REPORTS OF THE CHIEF OF POLICE

076 **Status of Rewards**

The Board had before it a Report of the Chief of Police recommending:

1. That the Board renew the reward pertaining to the incident on March 15, 2004, of \$20,000 for information leading to the arrest and conviction of the person(s) responsible for the hate crimes perpetrated in York Region pursuant to Rewards Board Policy No. 03/00; and
2. That the Board renew the reward pertaining to the incident on February 8, 2004, of \$100,000 for information leading to the arrest and conviction of the person(s) responsible for the murders of Zhu LIN, Yan LIU and Xiao ZHAN pursuant to Rewards Board Policy No. 03/00.

*Moved by Mr. Scarpitti,
Seconded by Mr. Persechini,
that the Chief of Police Report be received and that recommendations one (1) and two (2) contained therein be adopted and,
that the rewards be renewed for a period of one (1) year.*

CARRIED

Action: Chief of Police

077 **2008-2010 Business Plan**

The Board had before it a Report of the Chief of Police recommending:

1. That the Board approve the 2008-2010 Business Plan for general release to the public.

*Moved by Mr. Persechini,
Seconded by Mr. Fisch,
that the Chief of Police Report be received and that recommendation one (1) contained therein be adopted.*

CARRIED

Action: Chief of Police; Executive Director

078 **Financial Statements (un-audited) for the Year Ending December 31, 2007**

The Board had before it a Report of the Chief of Police recommending:

1. That the Board receive the Financial Statements for the year ending December 31, 2007, pursuant to Police Services Board Policy No. 01/05.

*Moved by Mr. Persechini,
Seconded by Mr. Herzog,*

that the Chief of Police Report be received and that recommendation one (1) contained therein be adopted.

CARRIED

079 **Annual Solicitations and Donations**

The Board had before it a Report of the Chief of Police recommending:

1. That the Board receive this report pursuant to Public Donations Board Policy No. 02/01.

*Moved by Mr. Scarpitti,
Seconded by Ms Yu,*

that the Chief of Police Report be received and that recommendation one (1) contained therein be adopted.

CARRIED

080 **Public Complaints**

The Board had before it a Report of the Chief of Police recommending:

1. That the Board receive this report pursuant to Section 31(1)(j) of the *Police Services Act*, Board By-Law No. 06-04 respecting The Administration of the Complaints System under Part V of the *Police Services Act*, and Citizens Complaints/Policies/Services/Conduct, York Regional Police Procedure AI-311.

*Moved by Mr. Persechini,
Seconded by Mr. Herzog,*

that the Chief of Police Report be received and that recommendation one (1) contained therein be adopted.

CARRIED

081 **Lease of Additional Office Space**

The Board had before it a Report of the Chief of Police recommending:

1. That the Board authorize entering into a contract with Newmarket Property Corporation to lease an additional 5,828.73 square feet of space at 16775 Yonge Street, Newmarket, Unit Number 221 and Unit 222; and
2. That the term of the contract be for a period of 3 years commencing on July 1, 2008 and terminating on June 30, 2011; and
3. That the Chief of Police be authorized to execute the contract, subject to the approval of the Region's Legal Services as to form and content; and
4. Pending approval of the above recommendations, the Board provide notice of the lease to the Region's Treasurer for reporting purposes under the Region's Financing and Debt Policy.

Moved by Mr. Persechini,

Seconded by Mr. Herzog,

that the Chief of Police Report be received and that recommendations one (1), two (2), three (3) and four (4) contained therein be adopted.

CARRIED

Action: Chief of Police; Regional Solicitor; Executive Director

082 **Renewal of Lease**

The Board had before it a Report of the Chief of Police recommending:

1. That the Board authorize an extension of the lease between the Board and JOCHRI Investments Limited for the Support Services building located at 200 Industrial Parkway South, Aurora, for a period of two years effective June 1, 2008; and
2. That the Chief of Police be authorized to execute the lease extension agreement with JOCHRI Investments Limited, subject to approval of the Region's Legal Services as to form and content; and
3. Pending approval of the above recommendations, the Board provide notice of the lease to the Region's Treasurer for reporting purposes under the Region's Financing and Debt Policy; and
4. That the Chief of Police be authorized to exercise the one year renewal option

on the same terms and conditions of the original lease and renewal lease save that the minimum rent shall be \$8.20 per square foot and there shall be no further right to renew, unless the parties otherwise agree.

Moved by Mr. Persechini,

Seconded by Ms Yu,

that the Chief of Police Report be received and that recommendation one (1), two (2), three (3) and four (4) contained therein be adopted.

CARRIED

Action: Chief of Police; Regional Solicitor; Executive Director

083 **Gazette Notice DGRB-010-07 Proposal by Industry Canada to Mandate Communications Tower Sharing**

The Board had before it a Report of the Chief of Police recommending:

1. That the Board receive this report.

Moved by Mr. Fisch,

Seconded by Mr. Persechini,

*that the Chief of Police Report be received and that recommendation one (1) contained therein be adopted; and
that the Executive Director circulate this Notice to the Ontario Association of Police Services' Boards and the Canadian Association of Police Services' Boards.*

CARRIED

Action: Executive Director

084 **York Regional Police Communication System Cost Recovery Agreements**

The Board had before it a Report of the Chief of Police recommending”

1. That the Board authorize the use of the York Regional Police radio communication systems by such departments of the Regional Municipality of York as, in the opinion of the Chief of Police, may safely be accommodated thereon; and
2. That the Board authorize the Chairman to enter into service level agreements with such departments of the Regional Municipality of York as, in the opinion of the Chief of Police, may safely be accommodated thereon, subject to approval of the Region's Legal Services as to form and content; and
3. That the Board authorize the Chairman to enter into service level agreements with municipal fire services currently using the York Regional Police voice radio system, subject to approval of the Region's Legal Services as to form and content.

*Moved by Mr. Fisch,
Seconded by Mr. Persechini,
that the Chief of Police Report be received and that recommendations one
(1), two (2) and three (3) contained therein be adopted and,
that recommendation four (4) be added as follows:*

4. *that staff be authorized to commence negotiations on a plan for 2014 and report back to the Board annually on the progress of the negotiations.*

CARRIED

Action: Chief of Police; Regional Solicitor; Chairman

085 **Secondary Activities**

The Board had before it a Report of the Chief of Police recommending:

1. That the Board receive this report pursuant to Section 31(1)(g) of the *Police Services Act*.

*Moved by Ms Yu,
Seconded by Mr. Fisch,
that the Chief of Police Report be received and that recommendation one (1)
contained therein be adopted.*

CARRIED

REPORT OF THE EXECUTIVE DIRECTOR

086 **Board Policy on Canine Units**

The Board had before it a Report of the Executive Director recommending:

1. That the Board adopt the Ministry of Community Safety and Correctional Service's sample Board policy on Canine Units.

*Moved by Mr. Herzog,
Seconded by Ms Yu,
that the Executive Director's Report be received and that recommendation
one (1) contained therein be adopted.*

CARRIED

Action: Executive Director

OTHER BUSINESS

087 **Request for Support of Petition – Ontario Provincial Police Association
regarding Corrections and Conditional Release Act**

The Board had before it a request for support of an on-line petition from Karl Walsh, President of the Ontario Provincial Police Association regarding the *Corrections and Conditional Release Act* and the need to address the rights of victims and their families when determining where a criminal will be incarcerated.

Moved by Mr. Scarpitti,

Seconded by Mr. Persechini,

*that the communication from Karl Walsh, President of the Ontario Provincial Police Association be received; and,
that the request contained in the on-line petition be supported; and,
that the Executive Director circulate the Board's position to the Ontario Association of Police Services Boards, the Canadian Association of Police Boards, all local Members of Parliament and all area municipalities.*

CARRIED

Action: Executive Director

088 **By-Law No. 03-08**

The Board had before it By-Law #03-08. The By-Law is necessary to confirm the proceedings of the Board at this meeting.

Moved by Ms Yu,

Seconded by Mr. Herzog,

that By-Law #03-08, being "a By-Law confirming the proceedings of the Board at this meeting", be introduced, read three (3) times and enacted."

By-Law #03-08 was read and enacted as follows:

"To confirm the proceedings of the Board at this meeting".

CARRIED

089 **ADJOURNMENT**

Moved by Mr. Persechini,,

Seconded by Mr. Scarpitti,

that the meeting be adjourned.

CARRIED

The meeting adjourned at 3:25 p.m.

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POLICE SERVICES BOARD
Public Session Minutes**

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**Connie Phillipson
Executive Director**

**Danny Wheeler
Chairman**