

REATER SUDBURY POLICE SERVICES BOARD MEETING
Thursday March 12, 2015– 6:15 P.M.
City Council Chambers – Tom Davies Square

PUBLIC MINUTES

Present:

Gerry Lougheed Jr., Chair
Frances Caldarelli, Vice Chair
Toula Sakellaris, Member
Councillor Gerry Montpellier, Member
Councillor Michael Vagnini, Member
Joanne Latendre, Executive Assistant

Regrets:

Staff:

Paul Pedersen, Chief of Police
Allan Lekun, Deputy Chief of Police
Sharon Baiden, Chief Administrative Officer
Sheilah Weber, Superintendent

Dan Markiewich, Inspector
Todd Zimmerman, Inspector
Robert Thirkill, Inspector
Michael Chapman, Inspector

Guests:

Sergeant's John Valtonen and Corrine Fewster, and Steve Zacerkowny of the Professional Standards branch. Meeting assisted by Media Relations Officer Bert Lapalme

News Media:

Olivia Stefanovich, CBC News
Mary Katherine Keown, Sudbury Star
Tamara Forteski, CTV

Nick Liard, KISS 105.3/Q92 Radio
Heidi Ulrichsen, Northern Life

Motion to Meet In Camera Time – 5:00 p.m.

(2015-038) SAKELLARIS – VAGNINI: THAT the Board adjourn the public portion of its meeting to move IN CAMERA to discuss confidential items pertaining to legal and personnel matters in accordance with Section 35(4)(b) of the *Police Services Act*.

CARRIED

The Board moved back into PUBLIC to resume discussions at 6:10 p.m.

Matters Arising from In Camera Session

The Board will report any matters discussed during the In Camera meeting. The Board discussed and resolved confidential items pertaining to legal and personnel matters.

Vice Chair Caldarelli provided a statement from the Board regarding the release of private tape recorded conversations involving Mr. Loughheed Jr. She reiterated the information provided in the February 26, 2015 Media Release that “the Board respects the investigative process underway by the responsible agencies. There is nothing new to report. The Board has no further comment”.

Roll Call

Roll call was taken.

Declarations of Conflict of Interest

None

Adoption of Minutes

(2015-042) SAKELLARIS – VAGNINI: THAT the Greater Sudbury Police Services Board Minutes of January 26, 2015 be adopted as circulated and read.

CARRIED

Adoption of Minutes

(2015-043) VAGNINI – SAKELLARIS: THAT the Greater Sudbury Police Services Board Minutes of February 11, 2015 be adopted as circulated and read.

CARRIED

Motion to Accept Agenda

(2015-044) VAGNINI – SAKELLARIS: THAT the Greater Sudbury Police Services Board accepts the Agenda for the March 12, 2015 meeting.

CARRIED

Police Complaints Presentation

Superintendent Sheilah Weber made a presentation to the Board on 'Public Accountability - Complaints and Discipline Process'. Police discipline is the responsibility of the Chief of Police who has delegated the administration of these duties to the Executive Services Branch and the Professional Standards Bureau. The Chief's office makes the final determination on such discipline related matters. Supervisors are responsible to guide and mentor Service members to develop ethically and professionally. Policing strives to strengthen public trust through transparency in the execution of duties with integrity and accountability in exercising those duties. A number of checks and balances are in place both internally and externally to monitor the delivery of police services. When concerns arise, complaint processes are available and transparent. A copy of the presentation shall be posted on the Service web site.

2014 Donations Reserve Fund Year End

CAO Baiden provided an overview of all of the Reserve Funds that are maintained by the Service including the Fleet and Equipment Reserve Fund, Post 65 Benefits Reserve Fund, Capital Financing Reserve, and Sick Leave Reserve Fund. She also provided specific information on the Donations Reserve Fund for the Year ended December 31, 2014.

The Police Service maintains a Donations Reserve Fund funded by annual contributions of any excess donation proceeds net of expenditures in that year. Monies are used for the purpose of crime prevention initiatives as the Greater Sudbury Police Services Board deems suitable. Many of the funds are used in support of activities through the Chief's Youth Initiative Fund. The Board is provided with a report of annual transactions.

(2015-045) SAKELLARIS – VAGNINI: THAT the Board receives the Donations Reserve Fund Report for the period January 1 to December 31, 2014 for information.

CARRIED

2014 Board Trust Reserve Fund Year End

CAO Baiden provided an overview on the Police Service Reserve Trust Fund. This Fund receives revenues from the Greater Sudbury Police Services Board Auctions, interest earned from fund investments, and monies recovered as a result of seized property. The Trust Fund is used for any purpose that the Board considers in the public interest in accordance with Sections 132 and 133 of the *Police Services Act* and for such charitable events as the Board deems suitable. A Statement of Revenues and Expenditures is provided annually.

CAO Baiden noted that monies realized through auctions particularly are down as a result of the success in finding rightful property owners. The community continues to value the fund and make requests for support.

(2014-046) VAGNINI - SAKELLARIS: THAT the Board approves the Board Trust Reserve Fund Financial Statement for the Year ended December 31, 2014.

CARRIED

2014 Annual Report on Public Complaints

The Board was presented with a report in relation to Public Complaints. Section 31(1)(j) of the *Police Services Act* requires the Board to review the Chief's administration of the complaints system under Part V and receive regular reports from the Chief respecting complaints about the policies or services provided by the police force and the disposition of same. The Office of the Independent Police Review Director (OIPRD) provides an objective and impartial environment to accept, process, and oversee the investigations of public complaints against Ontario's police.

(2015-047) SAKELLARIS – VAGNINI: THAT the Board receives the 2014 Annual Report on Public Complaints for pursuant to Section 31(1)(j) of the *Police Services Act* for information.

CARRIED

2014 Chief's Complaints / Investigations

The Board received a report on Chief's Complaints and Investigations. Section 76 of the *Police Services Act* states that a Chief of Police may make a complaint under this section regarding the conduct of a police officer employed by their police force, other than the Chief of Police and Deputy Chief of Police, and shall cause the complaint to be investigated and the investigation to be submitted to the Board in a written report. In 2014, the Professional Standards Bureau investigated nine Chief's complaints pursuant to section 76 of the *Police Services Act*. Of these nine matters investigated, six complaints were unsubstantiated and one was forwarded to 2015. Two were substantiated as misconduct but not of a serious nature and were resolved informally with the involved officers.

2014 Use of Force Report

Reports are submitted in accordance with the Provincial Use of Force Standards as governed by Regulation 926 of the *Police Services Act*, the Greater Sudbury Police Service ADM 012 Use of Force Reporting and ADM 44 Use of Force a Use of Force Report. Analysis of the Use of Force reports and statistics has shown no areas outside of the already established training curriculum need further attention.

(2015-048) VAGNINI – SAKELLARIS: THAT the Board receives the 2014 Use of Force Study in accordance with the *Equipment and Use of Force Regulation 926 of the Police Services Act* and in accordance with the Board's Policy on Use of Force under By-Law 2003-1.

CARRIED

2015 CAPG Police Governance Summit

The Board received a report for the upcoming Canadian Association of Police Governance Summit Session on April 7, 2015 titled 'The Police Governance Paradigm'. Members are encouraged to attend to further Board training, education, and development. Members were asked to confirm interest in attending

(2015-049) CALDARELLI – SAKELLARIS: THAT the Board approves the attendance of Board Members at the Canadian Association of Police Governance Summit, April 7, 2015 in Toronto with funds to be drawn from the Board Operating Account.

CARRIED

2015 OAPSB Call for Resolutions

The Board received a call for resolutions from the Ontario Association of Police Services Boards. The deadline for submission of resolutions is Thursday April 1, 2015. Members are encouraged to review the *Police Services Act* and to forward any suggestions for resolutions as soon as possible. There was discussion on the status of the Marijuana for Medical Purposes Regulation. CAO Baiden will follow up on the status of the application process and any changes as a result of the resolutions last year.

CAPG Call for Resolutions Review

The Board received a call for resolutions from the Canadian Association of Police Governance. The deadline for submission of resolutions is Friday, April 10, 2015. Members are asked to forward any suggestions for resolutions as soon as possible.

Emil Kolb Award for Excellence in Police Governance

The Emil Kolb Award for Excellence in Police Governance recognizes and highlights an individual for their significant contributions, commitment, and leadership towards the enhancement of civilian police governance in Canada and is presented annually during the Canadian Association of Police Governance conference. The call for nominations has been issued with a deadline April 10, 2015.

Chief's Youth Initiative Fund Requests

The Board received requests for financial support from the Chief's Youth Initiative Fund.

(2015-050) SAKELLARIS – CALDARELLI: THAT the Board approve the following donation with funds drawn from the Chief's Youth Initiative Fund:

\$700 in support of the 2015 Myths and Mirror 'Arts if the Park' Project

\$500 in support of the 2015 YMCA Strong Kids Campaign

CARRIED

Board Trust Fund Requests

The Board received requests for financial support from the Board Trust Fund.

(2015-051) VAGNINI – MONTPELLIER: THAT the Board approves the following donations with funds drawn from the Board Trust Fund:

\$500.00 in support of 'Polar Plunge' for Special Olympics Ontario

\$1,500 in support of the 2015 Canadian Police Curling Championship

CARRIED

2015 International Day for the Elimination of Racial Discrimination

The Advisory Committee to the Greater Sudbury Police Services Board on Racial and Multicultural Relations is hosting the annual luncheon on Wednesday March 18, 2015 at the Caruso Club on Haig Street in Sudbury. Members are asked to confirm availability.

2015 Annual Volunteer Appreciation

The Annual Volunteer Awards Celebration is being held Thursday April 16, 2015 at 6:30 p.m. at the Steelworkers Hall on Brady Street, Sudbury. Board Members are invited and asked to confirm availability to assist in the presentation of awards.

Our Shared Commitment Awards Dinner Banquet

The Greater Sudbury Police Service is happy to advise of the launch of 'Our Shared Commitment' Awards Dinner Banquet on Thursday, May 14, 2015 at the Steelworkers Hall, Sudbury. This event will recognize citizens, organizations, and members of the Service for outstanding contributions to the Police Service and community and will be celebrated as part of Annual Police Week activities. Nominations are sought for individuals who have assisted the Service through acts of bravery or by other means as well as organizations or service groups who have partnered with the Service over the past year. Chair Loughheed requested that the Board have a seat on the nominations review panel. Deadline for submission is Thursday April 2, 2015. Members are asked to hold the date.

PAO Labour Conference Update

Vice Chair Caldarelli and CAO Baiden attended the PAO Labour Conference held March 2-3, 2015 in Mississauga. Member Caldarelli reported that the conference was very interesting and worthwhile especially sessions on Coordinated Bargaining and body worn cameras. Of note were that half of the presenters were female. CAO Baiden commented that the conference was excellent and provides relevant and current information especially on case law decision and items of interest. The conference will be celebrating its 25th year in 2016. The conference provides an excellent venue to meet with members of the Police Association and discuss issues of mutual interest.

Inspector Updates

Deputy Lekun provided updates on behalf of the Inspectors.

Patrol Operations – two part-time youth Safety Coordinators now in place since the retirement of Special Constable Denise Fraser. Sessions have increased for the VIP Program to grades 5 and 6 students and New Choices Program introduced by N'Swakamok for youths aged 12-17.

Criminal Investigations Division – focusing on prevention and education of property owners. March is Fraud Prevention Month. Officers are showcasing safety and prevention techniques to the public.

Operational Support – providing education to frontline officers on Police Liaison Training (PLT) to help manage labour and civil unrest.

Administrative Support – Communications Centre is being provided additional training on Police Service Delivery Model, using cell phones and GPS to locate persons, presentation on Professional Standards and Records Management.

Notes of Appreciation

A letter was received from a Sudbury resident thanking the Service for their assistance during a recent family emergency. The Communications Centre dispatchers kept her calm during her call to 9-1-1 and provided directions for resuscitation. “Your encouragement helped me greatly.” The officers in attendance and the Forensic Unit were complete professionals. “I could see that you were truly sorry for my loss. You calmly waited for my responses and contacted Victim Services to assist me. I want you to know that your professionalism was wonderful. Your efforts and compassion were deeply appreciated.”

Correspondence

A letter was received from United Way Sudbury and District, expressing their appreciation for support of the 2014 Campaign. “Thanks to your generosity, United Way has been able to continue making lasting changes in our community.”

A letter was received from Constable Wade Maksymchuk thanking the Board for the support of the Greater Sudbury Police Men’s Over 35 Hockey Team. The GSPS team were the winners of the 38th Annual Tender Wishes Customs Hockey Tournament in Niagara Falls. The tournament proceeds made a child’s wish come true.

New Business – Year End Salary and Benefits Variance

CAO Baiden advised that during its budget deliberations, City Council received a report detailing information on salary and benefit expenditures with an explanation in variances through most departments. Police salaries and benefits were presented and detailed with no variance explanation. The numbers reported were not an accurate reflection of the 2014 spending as yearend adjusting entries were still being made by City and police staff. The Board received a request from Council for an explanation on that noted variance. The information has been updated to reflect actual activity on the date of discussion and includes an explanation of the noted variance. Salaries and benefits are not in a negative variance as shown. The offsets from the sick leave reserve transfer, secondee recoveries and paid duties are reflected in the revenues section.

(2015-052) MONTPELLIER – VAGNINI: THAT the Board responds in writing to City of Greater Sudbury Council Budget and Finance Committee with a report detailing the Salary and Benefit variation in response to an inquiry arising from the 2014 budget to actual as detailed in Chart 1 of the Council report entitled ‘2014 Budget to Actual Comparisons of Staffing Levels’ dated March 4, 2015.

CARRIED

Next Meeting: Thursday, April 9, 2015 at 6:00 p.m.

Adjournment: Time – 7:59 p.m.

(2015-053) VAGNINI – MONTPELLIER: THAT this meeting be adjourned.

CARRIED