

# THE CORPORATION OF THE CITY OF NELSON

## Nelson Police Board

### MINUTES

Nelson, British Columbia

March 24, 2009

**THE SECOND REGULAR MEETING** of the Nelson Police Board for the year 2009 was held at the Nelson Police Department Boardroom, 606 Stanley Street, Nelson, BC, on Tuesday, March 24, 2009.

PRESENT: Mayor John Dooley - Chair  
Director Barrie Taylor  
Director Mike McIndoe

ALSO PRESENT: Chief Dan Maluta  
Board Secretary Brita Wood  
Inspector Henry Paivarinta

REGRETS: Director Leona Ashcroft  
Director Bryan Smithson

#### **1. ADOPT AGENDA**

Moved by Director McIndoe, seconded by Director Taylor,  
And Resolved:

*That the Agenda be adopted as presented.*

**CARRIED**

#### **2. APPROVAL OF PREVIOUS MEETING MINUTES**

Moved by Director Taylor, seconded by Director McIndoe,  
And Resolved:

*That the Minutes of the Regular meeting of the Nelson Police Board of January 20, 2009, be adopted as circulated.*

**CARRIED**

**3. PRESENTATIONS / AUDIENCE WITH BOARD**

None

**4. BUSINESS ARISING FROM THE PREVIOUS MEETING**

- a. 2009 BCAPB Conference & AGM – Debrief**  
The Board indicated they were impressed with the calibre of speakers at February's conference in Vancouver. In particular, the Compstat presentation provided an effective model of accountability within the Vancouver PD operation. Vancouver Chief Chu dedicated his weekend to attending the majority of the Conference events.
- b. Nelson & Areas E/F Evacuation Plan – February 2009**  
Chief Maluta circulated the Nelson and Areas E/F Evacuation Plan for the Board's review. The Department's main concern in the event of an emergency is evacuation. The development of this plan satisfies the Strategic Plan goal of aggressive emergency planning.
- c. CAPB 20<sup>th</sup> AGM – August 15, 2009 – Director Ashcroft**  
Due to Director Ashcroft's absence, this item was tabled to the next meeting.
- d. Police Board Community Involvement – Director Ashcroft**  
Due to Director Ashcroft's absence, this item was tabled to the next meeting.
- e. City of Nelson Climate Action Plan**  
The Board Secretary requested a copy of the City of Nelson Climate Action Plan, but was notified by City staff that the final draft is not yet complete.
- f. Communication (City Communication Consultant) – tabled from December 16, 2008 meeting**  
This item was tabled to the next meeting to determine what progress the City has made in acquiring a City Communication Consultant.

Moved by Director McIndoe, seconded by Director Taylor,  
And Resolved:

*That the Business Arising from the Previous Meeting be received.*

**CARRIED**

## **5. DEPARTMENT REPORTS**

### **a. Chief's Report**

Attached as **Appendix "A"**. The Appendix "A" contains the Community Policing Activities since the January 20, 2009 Board Meeting.

Chief Maluta reported he presented the Police Board budget to City Council on January 22, 2009. The process was fluid and received Council's support at that time. In the Chief's absence, Inspector Paivarinta attended the City's Budget Public Open House on behalf of the Department. The Chief received confirmation of Provincial funding for the Victim Services Programs for this year and has worked with his Assistant and the City Finance Department to establish a sustainable budget for that program.

Mayor Dooley anticipates final approval of the City budget to occur at the next regular Council meeting on April 6. As the City budget now stands, the tax increase is projected to be 2.5%.

Public Works Director of Operations Peter Hartridge retired March 13. Mr. Hartridge was of tremendous assistance to the Nelson Police Department over the years in many ways, including sourcing out the radio equipment and ensuring the radio tower was operational. Allen Fillion is Mr. Hartridge's replacement and Chief Maluta looks forward to working more closely with Mr. Fillion.

Chief Maluta has passed along a request to Cst. Scott-Pryke to research the use and efficiency of bar breathalysers in other jurisdictions and will report back once this information is received.

### **b. Inspector's Report**

Attached as **Appendix "B"**

In response to Inspector Paivarinta's Training Report, the Directors requested that the members be congratulated on their dedication to their professional development by completing external courses through long distance education programs. The Board indicated the desire to review the training budget for 2010 in order to enhance this item to ensure members are able to take advantage of as many training and recertification programs as possible.

Inspector Paivarinta reviewed year end crime stats listed in his written report, noting the significant decrease between 2005 and 2008 in a number of crime categories. The Inspector believes that technology such as store security and video monitoring may account for the drop in some instances. More effective operational procedures could also explain this reduction.

The Board requested Inspector Paivarinta research data and report where the strain on the Department's resources lies.

**c. Financial Reports**

**Financial Reports to February 28, 2009**

These reports were provided in the Agenda package for the Board's information.

**2009 Police Budget – Quick Facts**

These quick facts were provided in the Agenda package for the Board's information.

Moved by Director Taylor, seconded by Director McIndoe,  
And Resolved:

*That the Department Reports be received.*

**CARRIED**

**6. DIRECTOR'S REPORTS**

**a. Thank you letter from retiring Director Maskerine**

**7. CORRESPONDENCE AND INFORMATION**

- a. Market Fest 2009 Memo to Linda Tynan from Sgt. Grant
- b. City of Nelson Corporate Safety 2008 Year End Summary
- c. Letter from Chief Chu, Vancouver Police Department
- d. Ministry of Public Safety and Solicitor General – Police Complaint Process Information
- e. Nelson Police Department City Newsletter Submission regarding Ignition Interlock
- f. Nelson PD Website hits – January Statistics
- g. Letter from RDCK re Nelson Transfer Station Signage
- h. Crime Prevention Regional Forum – April 22, 23, 2009
- i. CNN Report on Crackdown on Booze Serving Parents
- j. Vancouver Province Editorial on RCMP Contracts
- k. Thank you to Cst. Scott-Pryke from Girl Guides
- l. "Good Comment" from Nelson resident
- m. Thank you to Chief Maluta from Colina Phillips
- n. Thank you to Sgt. Bank from Colina Phillips
- o. Thank you to Cst. Scott-Pryke from Whitewater Ski Team
- p. Performance Recognition – By-Law Officer Thomson
- q. Thank you from BCAPB
- r. News Release from PSD on Guns and Gangs

Moved by Director Taylor, seconded by Director McIndoe,  
And Resolved:

*That the Correspondence and Information be received.*

**CARRIED**

**8. NEW BUSINESS/LATE ITEMS**

**a. Community Annual Report**

The Board reviewed other British Columbia Municipal Police Department Community reports and discussed which format and which distribution method of the Nelson PD Community Report would be most cost effective and reach the largest audience. It was decided that utilizing the Express newspaper's City Newsletter back page for this purpose might be the most economical. Chief Maluta will discuss this option with the City Manager, Mr. Cormack. The Board also discussed the advantages of using a professional photographer to take pictures for this report for maximum impact.

**9. ADJOURNMENT/CONFIRM DATE FOR NEXT MEETING**

Moved by Director McIndoe, and seconded by Director Taylor,  
And Resolved:

*That the Second Regular Meeting of 2009 of the Nelson Police Board be adjourned, and the next meeting be held on Monday, April 20, 2009 beginning at 3:00 pm.*

**CARRIED**

Certified Correct:

B. Wood  
Secretary

[Signature]  
Chair

**NEXT MEETING: Monday, April 20, 2009  
Time: 3pm - Nelson Police Department Board Room**

**Appendix "A" for March 24, 2009  
Nelson Police Board Meeting – Regular Meeting**

**Chief's Report**

**Community Policing Activities**

(Cst. Janet Scott-Pryke)

February/March 2009

Meetings:

**January 29<sup>th</sup>, 2009** – Screening Committee meeting – School District #8 and Central School 'Reach' Program.

**February 5<sup>th</sup>, 2009** – PARTY Program presentation to Doctors at KLH – to ensure ongoing support for the program

**February 18<sup>th</sup>, 2009** – Nelson Business Association meeting – presentation made re dealing with shoplifters, our Reserve Program for recruiting and business reps updates for emergency call outs.

**February 18<sup>th</sup>, 2009** – Nelson Community Services Board Meeting

**February 23<sup>rd</sup>, 2009** – Nelson Gyro Club – presentation made regarding recruitment for our Reserve Program

**February 24<sup>th</sup>, 2009** – Nelson Rotary Daybreak Breakfast Club – presentation made regarding recruitment for our Reserve Program

**February 24<sup>th</sup>, 2009** - Selkirk College – Castlegar Job Fest – recruitment for our Reserve Program

**February 25<sup>th</sup>, 2009** – LV Rogers Secondary School – Police Camp 2009 meeting

**February 26<sup>th</sup>, 2009** – PARTY Program meeting

D. R. (Dan) Maluta  
Chief of Police

**Appendix "B" for March 24, 2009  
Nelson Police Board Meeting  
Regular Meeting**

**Inspector's Report**

**OPERATIONAL**

Calls for Service

As of March 17<sup>th</sup> Nelson Police have received 1035 calls for service in 2009 which generated a CAD (Computer Assisted Dispatch) record. These calls for service have subsequently resulted 959 GOs (General Occurrence) reports requiring some form of police investigation.

From December 1<sup>st</sup> 2008 to February 28<sup>th</sup>, 2009 Nelson Police conducted 125 criminal background checks for employment purposes, post secondary institutions and volunteer organizations. An additional 388 entries were assigned to bulk files (Excluding motor vehicle accident reports).

Files of Note

- A male well known to Nelson Police was convicted and sentenced to 6 months in jail for break-ins to Amanda's Restaurant, Ellison's Market and a number of petty thefts from local supermarkets and grocery stores.
- One male is facing charges of assault causing bodily harm after stabbing his victim in an uphill area residence.
- One male known to police is facing several counts of breaking and entering a local hardware store after police recovered the stolen property.
- A home invasion in the Rosemont area led to the assault of one male. Police arrived on location before the perpetrators could leave the scene. Charges are pending.
- One of the accused parties in the Holy Smoke prosecution was arrested under the Immigration Act after it was determined that he had been unlawfully residing in Canada for over 18 years

Taser

The Taser has been returned to Nelson Police after testing was completed at an independent lab / research facility. The report of test findings has not yet been received so the Taser remains out of service and inaccessible to Nelson Police personnel.

Emergency Operations Scenario

On February 26<sup>th</sup>, 2009 a one-day Regional District of Central Kootenay and City of Nelson emergency management exercise was conducted utilizing the EOC (Emergency Operations Centre) located at the TELUS building in the 500 block Stanley Street. The purpose of the exercise was to practice and further develop emergency management concepts by involving elected officials, administrators, emergency managers, cooperating agencies, emergency responders, hospital staff and Emergency Social Services volunteers in a major exercise managing the consequences of a severe region-wide winter storm.

The broad exercise goals were:

- Conduct area emergency management operations from a Nelson based Level 3 Emergency Operations Centre
- Support up to six additional Level 1 or 2 local authority EOCs
- Exercise all communications methods available to emergency managers
- Operate an ESS Reception Centre

Overall the exercise was beneficial to all participating agencies including Nelson Police. Both Inspector Paivarinta and Sergeant Severyn were present for the duration of the exercise.

## **OTHER**

### Information Arising from the March 10, 2009 BCAMCP Meeting

*\* I represented the Nelson Police Department at this meeting at the Delta Police Dept. Agenda attached.*

#### I Retention of Records under Police Act and FOI

- Complexity in retaining records for one year under both sets of legislation
- Technology and data storage required to comply with both acts
- Necessity of record storage not relative to a complaint or FOI request
- No case law to date but captured in judge's recommendations when reviewing the issue of record retention

#### II Motor Vehicle Act

- New Section under the Motor Vehicle making it an offence to smoke inside a vehicle with a child under the age of 16 as a passenger
- Fine of \$109.00

#### Pursuit Working Group

- Has met over the fall of 2008 attempting to draft suitable legislative and policy wording in reference to what offences constitute or warrant police pursuit - generally most department's policies are consistent with EVO (Emergency Vehicle Operation) legislation
- Objective is to have similar or same wording in each police department's policy and procedure manual for consistency and cross jurisdictional issues

#### III Use of Force Reporting

- Subject Behaviour Officer Response template - detailed capture of use of force
- SBOR has been downloaded onto Nelson Police PRIME for a number of months
- At this time this details page is not easily "searchable" to compile statistics
- Annual reporting to Police Services Division on Use of Force statistics remains a labour intensive manual task

IV Contemporaneous Oversight

- The programs currently utilized by Saanich, New Westminster and one other municipal police agency was found not to be a suitable solution for oversight of Police Act complaint investigations
- Utilization of PRIME in some capacity was identified as a possible
- The vendor, Versaterm was contacted regarding development of a program suitable for managing oversight
- PRIME meets accessibility criteria through a one way interface to OPCC

**TRAINING**

- Recently three members completed externally approved on-line courses specific to police studies offered through Dalhousie University.
- Two constables successfully completed a Justice Institute of British Columbia Police Academy course focused on career advancement for members with their respective levels of service
- The Office of the Police Complaint Commissioner will be conducting an information and training session for NCOs at Nelson Police Department on April 8<sup>th</sup>, 2009