

THE CORPORATION OF THE CITY OF NELSON

Nelson Police Board

MINUTES

Nelson, British Columbia

April 20, 2009

THE THIRD 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, April 20, 2009.

PRESENT: Director Mike McIndoe - Chair
Director Barrie Taylor
Director Leona Ashcroft
Director Bryan Smithson

ALSO PRESENT: Chief Dan Maluta
Inspector Henry Paivarinta

REGRETS: Mayor John Dooley – Mayor Dooley excused himself from the Regular Meeting to attend a Kootenay Boundary Hospital Funding Meeting in Trail.
Board Secretary Brita Wood

1. ADOPT AGENDA

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

That the Agenda be adopted as presented.

CARRIED

2. APPROVAL OF PREVIOUS MEETING MINUTES

Moved by Director Smithson, seconded by Director Ashcroft,
And Resolved:

That the Minutes of the Regular meeting of the Nelson Police Board of March 24, 2009, be adopted as circulated.

CARRIED

3. PRESENTATIONS / AUDIENCE WITH BOARD

None

4. BUSINESS ARISING FROM THE PREVIOUS MEETING

a. Police Board Training, Attendance at BCAPB Executive Meetings and CAPB Conference 20th AGM – August 15, 2009 – Director Ashcroft

Director Ashcroft is concerned that the Board has not allocated enough in our Police Board budget for Police Board business:

- For our representative on the BCAPB Executive to attend quarterly meetings in the Lower Mainland;
- For our Board members to be trained, especially in light of the fact we will be acquiring two new Board members in the next year;
- For our Board to be represented at the CAPB this August in Nova Scotia to discuss issues such as justice reform.

Furthermore, if the Board exhausted its entire budget for all members to attend the BCAPB conference in February in Vancouver, perhaps the entire Board should not attend this annual conference.

The Board asked Chief Maluta if funds could be reallocated to cover these sorts of costs. The Chief reported on the history of the budget for Police Board business. The budget traditionally has been \$5,000. In the Chief's view, that amount is woefully inadequate. It was only two years ago that this amount was increased to \$7,000 because this line item of the budget was always being exceeded and the Board realized it couldn't send people to enough training sessions even if they car pooled and did not receive per diems. Comparing what Councillors receive to travel to UBCM conferences, and the like, it dwarfs the Police Board budget in size. The Police Board budget is broken out into training, materials and supplies, and travel. In the Chief's view, the BCAPB is the best networking and interaction opportunity available to our Board members. Historically, our Board has never had the capacity for total attendance at the BCAPB as well as for a couple of training sessions and at least one Board member attend the CAPB in any given year, nor does it with the current budget of \$7000.

Chief Maluta reported he was asked to cut this line item in the Department Head Round Table negotiations in the spring of 2009. This item was tabled to the next meeting for the Mayor's presence to discuss whether the Board's budget should be increased, and if so, to what degree.

The Board Secretary was asked to provide a report of comparable Municipal Police Department Police Board annual costs for attendance for training, conferences and associated travel. This will be carried forward to the May meeting.

- b. Police Board Community Involvement – Director Ashcroft**
Director Ashcroft requested the Board Secretary schedule a Board meeting with Cst. Scott-Pryke, Community Policing Officer, for a brainstorming session of ideas for the Board to establish a more prominent face in the community.
- c. Communication (City Communication Consultant) – tabled from December 16, 2008 Meeting**
The Board requested the Board Secretary request an update from the City Manager's office regarding plans to hire a City Communication Consultant.
- d. Community Annual Report – tabled from last meeting**
The Board discussed the new era police departments' face with respect to defending, supporting and marketing our police services as a profession. The Board considered the merits of including a foldout or handout in the Express Newspaper that displays the Board's annual report. If the City contracts a Communication Consultant, that person could advise on the advantages of circulating a two or four page broadsheet in this publication. The Board's goal is to circulate such a report in early fall.
- e. Proposed Revisions to Police Act**
This item was addressed by the Police Board at the March 2009 meeting.
- f. Breathalyser Testers and Portable Breathalysers – Director Taylor – tabled from the January 2009 Meeting**
The Board thanked Cst. Scott-Pryke for her report on this issue.

Moved by Director Smithson, 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"**.

Police Board Members are invited to attend the Police Camp graduation on Sunday, May 3, 2009 at 3:00 pm in the LV Rogers gymnasium. Staff and members from the Department will participate on the Nelson Emergency Services Team in a Heart and Stroke Big Bike fundraising event on Saturday, May 9, 2009.

The City of Nelson Traffic By-Laws are antiquated and difficult to enforce because of, among other things, the voluntary penalty scheme. The Chief, By-Law officers, and City staff are working to both strengthen the By-Laws to make sure they reflect our current values and objectives and are enforceable, as well as to develop an improved collection mechanism. Under the new By-Law structure, if an individual is in default (some individuals owe thousands of dollars in parking tickets), instead of going to collections an adjudication process will be in place. The adjudicator is an appointed member of the community and appeals are taken to the adjudicator in an informal court process. Adjudication letters garner a 90% compliance rate rather than the current 70% compliance via the collections route.

Additionally, a Grow Operation By-Law needs to be developed, Animal Control needs to be strengthened and the Noise By-Law needs upgrading. Under the Community Charter, some By-Law penalties will be able to be tagged onto the tax roll payable with the individual's property taxes.

b. Inspector's Report

Attached as **Appendix "B"**

The Inspector fielded questions about the mechanics of the digital video cameras that have been funded by the Provincial Government for all police agencies Province wide. He discussed the officers' obligation to advise anyone who is being recorded. The video serves to keep officers highly accountable for their actions and dialogue. The video continuity is also very useful in the event of a *Police Act* complaint to verify or dispel the grounds for the complaint.

The challenge of using this technology is data storage: where and how long it is catalogued and stored and the associated FOI implications.

The Board discussed the merits of charging fees for criminal record checks for volunteers, which currently are provided at no charge. The Board decided to keep the fee schedule as it currently stands.

c. Financial Reports
Financial Reports to February 28, 2009

These reports were provided in the Agenda package for the Board's information. At this point in time, the budget is on target. None of the major Provincial revenues for 2009 have been received as yet.

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

That the Department Reports be received.

CARRIED

6. DIRECTOR'S REPORTS

a. Update – BCAPB Executive Meeting – Director Ashcroft

Director Ashcroft was unable to attend the entire most recent Executive meeting, so some of the discussion was missed.

The BCAPB lost money at the Vancouver Conference and AGM held in February 2009, although the Conference Committee was pleased with the attendance generally. Attendance was very poor on the Sunday at the Conference close. Director Ashcroft suggested in the future this annual Conference be held Friday and Saturday only.

A BCAPB Committee has been formed to develop a standard Chief's evaluation template for the use of all municipal Boards.

The Training Committee is considering different Board training models, including teleconferencing. The Chief was requested to ask Linda Tynan, City of Nelson Director of Corporate Services whether there are any plans to set up teleconferencing capabilities up within the City of Nelson offices.

The Board Secretary was requested to inquire of SD#8 whether it is possible to rent their Board room teleconferencing facilities. If that is possible, the Board Secretary was asked to inquire of Police Services Division what would be involved for them to set up video conferencing capabilities at their end so the Nelson Police Board could attend BCAPB Executive meetings and Police Services Division training sessions via video conferencing.

b. Director McIndoe

Director McIndoe reported he attended the last Council Meeting to support the police motorcycle purchase. Director McIndoe answered questions from Council and members of the public regarding a variety of issues, including members called to house parties and TASER usage.

The Board thanked Director McIndoe for representing the Board at this Council meeting and fielding questions on its behalf.

7. CORRESPONDENCE AND INFORMATION

- a. Traffic Fine Revenue Sharing News Release and Backgrounder
- b. Cop Cams News Release and Backgrounder

Moved by Director Ashcroft, seconded by Director Smithson,
And Resolved:

That the Correspondence and Information be received.

CARRIED

8. NEW BUSINESS/LATE ITEMS

- a. **Audience with the Police Board and attending Police Board Meetings – links to website – Director Ashcroft**

Director Ashcroft suggested the forms required for an individual or group to have an audience with the Board be available via the NPD website. The Board requested the Board Secretary make arrangements these forms to be accessible from the website and the application form capable to be e-mailed to the Board Secretary.

Director Ashcroft requested that the Board schedule a Police Board Meeting at L. V. Rogers Secondary School in the fall of 2009. This item was tabled to the July meeting.

- b. **Request for Representation on Torch Relay Committee – Security – Mayor Dooley**

The Mayor requested that a Nelson Police member act as a liaison on the 2010 Torch Relay Committee with planning and preparation regarding the security of the event. Inspector Paivarinta volunteered to fulfill this role.

9. ADJOURNMENT/CONFIRM DATE FOR NEXT MEETING

Moved by Director Ashcroft, and seconded by Director Smithson,
And Resolved:

That the Third Regular Meeting of 2009 of the Nelson Police Board be adjourned, and the next meeting be held on Wednesday, May 20, 2009 beginning at 3:00 pm.

CARRIED

Certified Correct:

B. Wood
Secretary

[Signature]
Chair

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

Appendix "A" for April 20, 2009

Nelson Police Board Meeting CHIEF'S REPORT

Regular Meeting

Operational Issues

The CAD system indicates Nelson PD fielded 323 calls for service during the reporting period from the last Board meeting (March 24 – April 16), an average of 13.4 calls daily. During this same period, 61 individuals were booked into the cell block. We are currently facing some serious staffing challenges with 3 members off with Worksafe related injuries. Notwithstanding, the Department continues to be successful in bringing major files to successful conclusion by arrest and charge, such as a rash of commercial break-ins that resulted in a 6-month period of incarceration for one accused. Additionally, after almost two years, the final return of some carefully collected DNA led to an arrest warrant for a prolific offender involved in the break-in to the Capitol Theatre. The members are working diligently to identify and deter criminal transients: for example, a male in Nelson on April 15 was here only one day before being checked and found wanted on outstanding warrants from Victoria PD for drug offences, mischief, theft and escaping lawful custody. A rash of over a dozen mischiefs (8 parked vehicles and private homes) in the Fairview area during the early morning hours of April 11 was similarly solved with the arrest of 3 Young Offenders. Our response times and service delivery at the patrol level continue to receive good feedback from the public, such as the arrest of two suspects engaging in intravenous cocaine use in a vehicle adjacent to a schoolyard on April 9. Our biggest challenge now is going into the busy summer season while not at full strength, which will affect our deployment of beat officers in the downtown core.

Our GIS section continues to be occupied with internet child exploitation files, major frauds and drug trafficking cases.

Emergency Preparedness

The Emergency Evacuation Plan has been reviewed by the Nelson and Area E/F Emergency Coordinator, with a meeting to be held this week including Nelson Fire to finalize the details. This will close off on a major delineation of responsibility for the Department.

At the NCO meeting of April 9, the management staff, CPO and By-Law were provided an orientation session on the new Nelson Search and Rescue boat, a 7 metre twin-prop Thunderjet that the volunteer organization received a grant to purchase. It comes fully equipped with sonar and underwater cameras, and will be berthed in Kootenay Lake in City limits for rapid deployment. This vessel is available to the Nelson Police for call-

outs involving emergency rescue and recovery under the auspices of the *Provincial Emergency Program* and the *BC Coroner's Service*, and we are very fortunate to have it as a resource.

C&E Secondment

A Nelson PD member has been imbedded in the Nelson RCMP Customs and Excise (Border Integrity) Unit and was part of the recent operation that saw the seizure of two helicopters and large quantities of marihuana and cocaine along with the arrest of several suspects in the region. We await the formal signing of the MOU from "E" Division RCMP, as this promises to be a very fruitful secondment opportunity.

2009 Budget

The operating and capital budgets developed by the Board were approved by Council on April 14.

Police Victim Services

Our VS Coordinator, Dana Barter, was successful in securing a Federal grant in order to coordinate events during National Victims of Crime Awareness Week, April 26 - May 2. Among the events planned is a dedication ceremony to the Crime Victims Memorial Bench at Lakeside Park, followed by a reception. Over the past month, the unit was engaged in critical outreach to victims of fatal MVI's in the area, a number of court escorts and several domestic violence and criminal harassment cases.

Community Policing Activities

(Cst. Janet Scott-Pryke)

Typically, we see a spike in community policing and crime prevention activities in the spring and early summer periods, where the CPO is fully subscribed. Additionally, Cst. Scott-Pryke has been actively recruiting for the Reserve program at service clubs and post-secondary venues. The month of May will see a number of initiatives, including:

- Nelson Police Camp May 1,2,3
- Police Week May 2-9
- The Big Bike Ride (Heart & Stroke Foundation) May 9
- High Risk Driving Campaign May 1-31
- National Road Safety Week May 12-18

February/March 2009

January 29th, 2009 – Screening Committee meeting – School District #8 and Central School 'Reach' Program.

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

February 18th, 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 18th, 2009 – Nelson Community Services Board Meeting

February 23rd, 2009 – Nelson Gyro Club – presentation made regarding recruitment for our Reserve Program

February 24th, 2009 – Nelson Rotary Daybreak Breakfast Club – presentation made regarding recruitment for our Reserve Program

February 24th, 2009 – Selkirk College – Castlegar Job Fest – recruitment for our Reserve Program

February 25th, 2009 – LV Rogers Secondary School – Police Camp 2009 meeting

February 26th, 2009 – *PARTY* Program meeting

March 2nd, 2009 – Meeting with Yvonne Shoefelt regarding the inclusion of NPD in the Elder Abuse Manual being put together for Mental Health

March 4th, 2009 – *PARTY* Program meeting regarding Grad Demo

March 5th, 2009 – MDO meeting – Mental health Office

March 5th, 2009 – Nelson Beavers talk about safety awareness and tour of Police office

March 23rd, 2009 – Nelson Gyro Club – presentation regarding recruitment for our Reserve program

March 26th, 2009 – LV Rogers Secondary School – Police Camp 2009 meeting

March 26th, 2009 – Nelson Community Services Board meeting

April 6th, 2009 – Central School – Safety Committee Meeting – lockdown procedures

April 9th, 2009 – LV Rogers Secondary School – Nelson Police Camp 2009 meeting

April 14th, 2009 – Granite Pointe Golf Course – Health and Safety Meeting

April 15th, 2009 – LV Rogers Secondary School – Nelson Police Camp 2009 meeting

April 16th, 2009 – Nelson Mental Health Office – MDO meeting

By-Law Development

The By-Law Department and I have been working with the City's intern at revamping some of our more public safety oriented By-Laws in an effort to improve both enforcement and collections mechanisms. The Street and Traffic By-Law revamp is near completion, with the Animal Control By-Law in progress. We will require the assistance of City government on a corporate level in order to make these changes happen, and financial support will be required in order to provide the infrastructure for an Adjudication process to streamline collections. After having researched the issue, Adjudication has been assessed as the most viable enforcement mechanism for By-Laws in our Province.

Dan Maluta
Chief of Police

Nelson Police Board
Regular Meeting – April 20, 2009

Inspector's Report

Ministry of Public Safety & Solicitor General
Police Services Division – In-Car Digital Video Cameras

March 31, 2009 Police Services Division, Ministry of Public Safety and Solicitor General made available a one-time grant in the amount of \$14,600 to the Nelson Police Department for the purchase and installation of two in-car digital video cameras.

This contribution to traffic enforcement supports stronger action against impaired and aggressive drivers in BC. Research has demonstrated, and justice partners confirm that in-car video cameras are extremely effective in improving traffic-related enforcement including:

- Documenting traffic violations in a more timely way, saving officers time in court
- Enabling officers to conduct more traffic stops
- Confirming that officers have complied with policies and procedures
- Providing training information for traffic officers and others in the justice system
- Protecting both the police and the public

The BC Association of Chiefs of Police strongly supports the use of in-car camera technology and recognizes provincial investments in them as reinforcing the Province's commitment to make BC highways the safest in the country.

Nelson Police – In-Car Camera Recommendation
“Digital-Ally” DVM-750 Digital In-Car Video System Integrated into Rear View Mirror

Features include:

- Solid state compact flash cards provide durable and reliable medium for recording
- Utilizes the latest codec and D1 (720x480) resolution to provide the best quality and ensure very detailed recording captured
- Standard 2 camera recording plus 3 separate audio channels simultaneously
- Advanced wireless microphone up to a one mile range
- Saves audio to on-board memory when microphone is out of range
- Officer Down / Emergency Call Button transmits help message and GPS location of car
- Ultra-Bright sunlight visible 1000 NIT 3.5” colour TFT monitor visible in all conditions
- Installs in any make or model of vehicle by simply replacing factory rear view mirror
- Nothing mounted in the trunk, console, headliner or dash
- Complete with software, a powerful and user friendly tool for playback
- Create DVDs for playback and standard DVD players
- Save, print or email captured frames of video

- Data integrity and chain of custody settings, individual user names, passwords and access rights provide complete control and continuity of video recordings
- Search and retrieve video based upon officer name, vehicle ID, Date/Time, Event ID and serial number. Add notes and annotations to video frames such as Offence, Drivers Licence #, Ticket #, Notes, Comments etc.

Digital-Ally – Digital Video System integrated into a Flashlight

- Patrol flashlight capable of recording video and audio where ever you go
- An entire digital video and audio recording system integrated into a high quality, water resistant machined aluminum law enforcement style flashlight
- Flashlights contains a wide angle camera, microphone, LED light sources, rechargeable Ion battery pack, LED status indicators, menu and playback control
- Extremely easy to use and only requires one button to start and stop recording
- Records directly onto solid state memory to provide the most reliable medium for evidence

Criminal Background Checks

Criminal background checks are now a standard part of hiring practices for staff in positions of trust or those working with the public. Over time, requests for criminal records checks have evolved to become police record checks as a wider range of databases are available.

In 2008 the BC Association of Chiefs of Police approved a working group to develop a comprehensive, consistent police records check approach that balances the rights of the individual and provides appropriate information to individuals, volunteer groups and employers.

Data, Statistics and Fee Schedule

2008 Nelson Police Criminal Background Checks

- 153 for employment
- 46 for student
- 286 for volunteer organizations
- 15 for other (Immigration/ pardon/ name change/ travel visa)
- **Total of 500 Criminal Background Checks**

Fee Schedules

<u>Municipal Department</u>	<u>Employment</u>	<u>Volunteer</u>
Abbotsford	\$65.00	\$27.00
Delta	\$55.00	Free
New Westminster	\$55.00	\$22.00
Vancouver	\$55.00	\$25.00
West Vancouver	\$55.00	\$22.00
Nelson Police	\$50.00	Free

RCMP Detachments

Ridge Meadows	\$55.00	\$10.00
North Vancouver	\$50.00	Free
Richmond	\$50.00	Free
Burnaby	\$50.00	Free
Coquitlam	\$40.00	Free
Surrey	\$37.00	\$37.00
Langley	\$35.00	Free