

# AGENDA

POLICE SERVICES BOARD MEETING  
TO BE HELD ON WEDNESDAY, JULY 22, 2009  
COMMENCING AT 8:30 A.M.  
IN THE POLICE MEETING ROOM

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DELEGATIONS:

DISCLOSURES OF PECUNIARY INTEREST:

ITEMS FOR CONSIDERATION:

PUBLIC PORTION OF MEETING:

1. Presentation of the Police Exemplary Service Medal for 30 Years of Service to Constable Leigh Comartin on Behalf of the Governor General
2. Minutes of the Police Services Board Meeting held June 24, 2009.  
Pages 2-5
3. Budget to Actual accounts for the Police Department for the month of June, 2009.  
Pages 6-8
4. Leamington Police Services Crime Statistics for the month of June, 2009.  
Pages 9-10
5. June, 2009 Monthly Charge Statistics.  
Page 11
6. Report from Chief Gow dated July 3, 2009 re: Use of Force Report - Ont. Reg. 926 Police Services Act  
Pages 12-13
7. Report from Chief Gow dated July 6, 2009 re: HVAC Roof Top Unit - Police Building  
Pages 14-16
8. Discussion re: July 9, 2009 Meeting of the Leamington, Essex and Amherstburg Police Services Boards
9. New Business

**DATE OF NEXT MEETING : Wednesday, August 26, 2009 at 8:30 a.m.**

## ***MINUTES - POLICE SERVICES BOARD MEETING***

**HELD WEDNESDAY, JUNE 24, 2009 - COMMENCING AT 8:30 A.M.  
IN THE POLICE TRAINING ROOM**

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**MEMBERS PRESENT:** Rob Schmidt, Chair  
Jeff Konrad  
John Adams  
Lorraine Hodgson  
Maureen Sutherland

**ALSO PRESENT:** Dean Gow, Police Chief  
Reg Campbell, Deputy Chief  
Brian Sweet, Director of Corporate Services  
Jennifer Bavetta, Corporate Assistant

DISCLOSURES OF PECUNIARY INTEREST: None

BUSINESS ARISING OUT OF THE MINUTES: None

No. 36-06-09

**Moved by:** Jeff Konrad

**Seconded by:** John Adams

That the minutes of the Police Services Board Meeting held May 27, 2009 be approved.

**“CARRIED”**

Members of the ECHO (Every Child Has Obstacles) Group were in attendance to voice concerns about various alleged drug activities within the municipality. The members in attendance included Phil Larade, Julie Larade, Tom Dick, and Kelly Drummond. Kathy Edwards, a concerned resident was also in attendance.

Kelly Drummond introduced the group and explained they were in attendance to seek options to address the real and disturbing drug activities taking place in Leamington, including those on White Street. Ms. Drummon reviewed the concerns the group has with regard to activities on White Street and read provided a letter from a concerned resident who resides on the street. Ms. Drummond noted the concerned resident stated she was informed by a Leamington police officer that it may be in her best interest to move to a different street and that she may be sued if her accusations are not substantiated. She further noted the resident visited the MPs office and was told there was nothing he could do and referred her to the ECHO group for support.

Julie Larade explained alleged drug activities are taking place at a residence located adjacent to the Wendy's drive-thru and provided a letter from the Manager of the restaurant regarding the alleged drug related activities taking place on the property. The letter noted a fence between the drive thru and the subject property is continuously pushed down by people visiting the home and fixed by the restaurant. The letter further noted the Manager's concern for the safety of his crew and customers and that sales at the restaurant have decreased due to the activity.

Chief Gow explained the letter was the first time he was made aware of the concerns of resident on White Street and the alleged response of the officer. He noted the response was not a proper response of an officer and he would investigate.

Chief Gow informed the group the Leamington Police Service is aware of activity on White Street and that it is being addressed in the same manner as other activity throughout the municipality and that the police service is attempting to give the area more attention by patrolling the area more often.

Rob Schmidt explained to the ECHO group neither the Board nor the municipality has the authority to force a property owner to erect or maintain a fence, however the municipality can address property standards. Mr. Schmidt further explained to the ECHO group that residents are encouraged to contact the police whenever they believe drug related activity is taking place.

There was a discussion between members of the ECHO Group and the Board regarding possible ways to address the alleged drug activity on White Street, including increased patrol of the area and parking of police vehicles near the subject property.

Discussion further ensued regarding the creation of a drug unit, during which Chief Gow noted it is not practical or financially feasible to establish such a unit in a municipality the size of Leamington. He noted however, that the service has been focusing on drug activity.

Kathy Edwards, a local resident, reviewed her concerns with the local drug issue with those in attendance, noting her willingness to assist the police in addressing the drug problem. Ms. Edwards noted drug problems are often related to mental health issues, and that there is dire need for mental health professionals to assist in the prevention and rehabilitation of drug problems.

Phil Larade explained the ECHO group is considering establishing a parents group that would organize "walkabouts" on streets where drug activity is suspected, including White Street.

There was a discussion regarding the sale of drug paraphernalia in local convenience stores. Chief Gow noted the sale of such materials is not prohibited by law as they are considered to be tobacco related.

Mr. Larade explained he discussed the sale of such items with the local MP, who informed him the issue is a municipal one.

Mr. Sweet advised that based on information provided by Mr. Larade, he had contacted the City of Windsor. The City's legal department advised they had researched this same issue and determined municipalities had no jurisdiction to ban the sale of drug paraphernalia.

Mr. Sweet also advised he had researched the point and agreed with Windsor's legal department.

Mr. Sweet stated his opinion that the Federal Government had authority to regulate possession of drug paraphernalia and that the Province, possibly, had jurisdiction to regulate the sale of such items.

Mr. Sweet suggested Mr. Larade and the ECHO group draft a letter to senior levels of government requesting the sale of drug paraphernalia be prohibited and that himself and Mr. Larade meet to review the letter, which will then be considered by the Board for support.

Chief Gow informed the Board and members of ECHO that Leamington officers participated in drug enforcement training in Ottawa, and that they will be passing the information on to the other officers.

Chief Gow noted he received information regarding a grant program which the ECHO group may be eligible for funding under. He noted the intent of the program is to establish sustainable crime prevention initiatives, and funding up to \$20,000.00 is available. Chief Gow stated he would provide the ECHO group with information on the program, which the Police Service is not eligible to apply for funding under.

No.37-06-09

**Moved by:** John Adams

**Seconded by:** Maureen Sutherland

That the correspondence be forwarded to senior levels of government as well as the Windsor Essex County Health Unit requesting that the display of drug paraphernalia in retail establishments be restricted.

**“CARRIED”**

Rob Schmidt noted the draft letter to senior government will be included in a future Police Services Board agenda for consideration by the Board.

Chief Gow informed the Board the building maintenance account will be depleted due to required repairs to the rooftop heating and cooling unit. The Chief explained that following a review of the unit with Doug Morrish, Director of Development Services, it was determined the unit will require replacement. He noted \$75,000.00 will be included in the 2010 capital budget in order to cover the replacement and that he will be researching possible grant funds to assist in covering the unforeseen cost.

No.37-06-09

**Moved by:** Jeff Konrad

**Seconded by:** Lorraine Hodgson

That the budget to Actual accounts for the Police Department for the month of May, 2009 be approved.

**“CARRIED”**

Chief Gow reviewed the crime statistics and monthly charge statistics for the month of May, 2009. He noted there has been an increase in break and enters, domestic disturbance calls, suspicious persons reports and thefts under \$5,000.00.

No.38-06-09

**Moved by:** Maureen Sutherland

**Seconded by:** Jeff Konrad

That the Leamington Police Services Crime Statistics and Monthly Charge Statistics for the month of May, 2009, be approved.

**“CARRIED”**

Deputy Chief Campbell reviewed the report and corresponding recommended policy. He explained the service has been utilizing body armour for the past twenty-five years

No. 39-06-09

**Moved by:** John Adams

**Seconded by:** Maureen Sutherland

That the attached Board Policy be presented at the next Leamington Police Services Board meeting for Board adoption; and

That the attached Service Procedure be implemented and distributed to all affected Service personnel.

**“CARRIED”**

There was a discussion about correspondence received from the Essex Police Services Board, requesting a joint meeting between the Leamington, Essex and Amherstburg Police Services be scheduled to discuss radio system costs. It was decided by the Board members that staff inform the Essex Police Services Board the Leamington Police Services Board is available to meet on July 9, 2009 at 1:00 p.m. The meeting will be held at the Essex Town Hall.

New Business

Chief Gow informed the board that on May 27, 2009, the Leamington Police Service assisted the Canada Border Inspection Agency with a project to screen greenhouse migrant workers. He further informed the board a similar project was currently taking place within the municipality.

No. 40-06-09

**Moved by:** John Adams

**Seconded by:** Maureen Sutherland

That the Board move in camera to receive an update on an ongoing police investigation.

**“CARRIED”**

As a result of the in camera session, there were no directions to staff.

ADJOURNMENT:

No. 41-06-09

**Moved by:**

**Seconded by:**

That the meeting be adjourned at 10:20 a.m.

**“CARRIED”**

**NEXT MEETING:** Wednesday, July 22, 2009 at 8:30 a.m.

BRS/jb

G/L ACCOUNT	DESCRIPTION	2009 ACTUAL	2009 ANNUAL BUDGET
<b>1 REVENUE FUND</b>			
<b>420 POLICE SERVICES</b>			
<b>2100 PROVINCIAL GRANT REVENUE</b>			
1-420-2100-2020	PROVINCIAL GRANT - R.I.D.E.	13,800.00-	6,400.00-
1-420-2100-2021	PROVINCIAL GRANT - OTHER	10,000.00-	10,400.00-
1-420-2100-2022	PROVINCIAL GRANT-CPP PROGRAM	98,632.00-	200,000.00-
**	TOTAL ASSET **	.00	.00
**	TOTAL LIABILITY **	.00	.00
2100	PROVINCIAL GRANT REVENUE	122,432.00-	216,800.00-
<b>2200 OTHER MUNICIPALITY GRANTS</b>			
1-420-2200-2030	MUNICIPAL GRANT - DISPATCHING	296,897.00-	454,718.00-
**	TOTAL ASSET **	.00	.00
**	TOTAL LIABILITY **	.00	.00
2200	OTHER MUNICIPALITY GRANTS	296,897.00-	454,718.00-
<b>3000 FEES AND SERVICE CHARGES</b>			
1-420-3000-3050	POLICE REPORTS	4,311.97-	7,500.00-
1-420-3000-3052	POLICE RECORD CHECKS	14,870.00-	25,750.00-
1-420-3000-3053	FINGERPRINTS	1,960.00-	4,000.00-
1-420-3000-3058	FREEDOM OF INFORMATION REQUEST	145.00-	.00
1-420-3000-3836	COURT ROOM RENTAL	10,500.00-	21,000.00-
**	TOTAL ASSET **	.00	.00
**	TOTAL LIABILITY **	.00	.00
3000	FEES AND SERVICE CHARGES	31,786.97-	58,250.00-
<b>4800 MISCELLANEOUS REVENUES</b>			
1-420-4800-4800	POLICE SUNDRY	1,977.62-	8,000.00-
1-420-4800-4804	POLICE AUCTION	1,502.35-	1,000.00-
**	TOTAL ASSET **	.00	.00
**	TOTAL LIABILITY **	.00	.00
4800	MISCELLANEOUS REVENUES	3,479.97-	9,000.00-
<b>4900 INTER DEPARTMENT RECOVERY</b>			
1-420-4900-4903	POLICE RECOVERY FROM FIRE	.00	80,460.00-
**	TOTAL ASSET **	.00	.00
**	TOTAL LIABILITY **	.00	.00
4900	INTER DEPARTMENT RECOVERY	.00	80,460.00-
<b>5000 WAGES</b>			
1-420-5000-5000	SALARIED WAGES	2,059,023.64	4,257,787.00
1-420-5000-5021	PART-TIME WAGE BASE ACCOUNT	176,549.90	235,024.00
1-420-5000-5030	BOARD HONORARIUM	5,575.00	8,400.00
1-420-5000-5040	O/T - COURT CALLBACKS STATS	2,279.73	153,462.00
1-420-5000-5041	OVERTIME - PART TIME	7,062.81	.00
1-420-5000-5045	SHIFT / O.I.C. PREMIUMS	154.56	22,980.00
1-420-5000-5071	SICK PAY TOP UP	9,415.11	.00
1-420-5000-5075	WCB EARNINGS	4,655.27-	.00
1-420-5000-5080	LONG SERVICE PAY	.00	4,600.00
1-420-5000-5090	VACATION PAY	47,810.83	9,625.00
1-420-5000-5095	VACATION PAY - PART TIME	4,571.48	9,401.00
1-420-5000-5100	STATUTORY HOLIDAY PAY	4,622.89	.00
**	TOTAL ASSET **	.00	.00
**	TOTAL LIABILITY **	.00	.00
5000	WAGES	2,312,410.68	4,701,279.00
<b>5200 BENEFITS</b>			
1-420-5200-5200	CPP & UIC	104,653.94	117,426.00
1-420-5200-5201	UIC	47,774.04	56,832.00
1-420-5200-5202	EMPLOYER HEALTH TAX	48,631.23	83,027.00
1-420-5200-5203	EXTENDED HEALTH	151,872.10	256,531.00
1-420-5200-5204	BENEFITS - COMPLEX MEMBERSHIP	.00	1,700.00
1-420-5200-5205	WORKERS' COMPENSATION	45,881.96	69,925.00
1-420-5200-5207	OMERS	219,761.27	402,042.00
1-420-5200-5208	EMPLOYEES LIFE INSURANCE	54,804.58	88,691.00

G/L ACCOUNT	DESCRIPTION	2009 ACTUAL	2009 ANNUAL BUDGET
1-420-5200-5210	RETIREE BENEFITS	47,277.93	85,120.00
1-420-5200-5220	CPP & UIC - PART TIME	38,772.56	47,263.00
** TOTAL ASSET **		.00	.00
** TOTAL LIABILITY **		.00	.00
5200	BENEFITS	759,429.61	1,208,557.00
6000	DEBT		
1-420-6000-6010	DEBENTURE PRINCIPLE	15,185.37	15,185.00
1-420-6000-6020	DEBENTURE INTEREST	25,832.96	25,833.00
** TOTAL ASSET **		.00	.00
** TOTAL LIABILITY **		.00	.00
6000	DEBT	41,018.33	41,018.00
7000	RENTS AND SERVICE		
1-420-7000-7010	OFFICE SUPPLIES	3,234.49	10,350.00
1-420-7000-7020	DUES AND MEMBERSHIPS	1,224.00	3,300.00
1-420-7000-7030	TRAVEL AND MILEAGE	408.24	1,000.00
1-420-7000-7040	TRAINING	23,320.06	45,030.00
1-420-7000-7050	CONFERENCE AND CONVENTIONS	2,629.67	8,800.00
1-420-7000-7060	LEGAL	.00	20,000.00
1-420-7000-7070	UNIFORMS & CLOTHING	9,392.39	29,600.00
1-420-7000-7080	SMALL CAPITAL ITEMS	1,122.45	1,500.00
1-420-7000-7090	SUNDRY EXPENSES	2,193.21	3,425.00
** TOTAL ASSET **		.00	.00
** TOTAL LIABILITY **		.00	.00
7000	RENTS AND SERVICE	43,524.51	123,005.00
7100	OFFICE OVERHEAD		
1-420-7100-7110	TELEPHONE	8,270.84	15,000.00
1-420-7100-7120	POSTAGE AND COURIER	1,293.22	2,500.00
1-420-7100-7130	ADVERTISING AND PROMOTION	324.20	3,500.00
1-420-7100-7140	INSURANCE - LIABILITY	23,838.36	22,950.00
** TOTAL ASSET **		.00	.00
** TOTAL LIABILITY **		.00	.00
7100	OFFICE OVERHEAD	33,726.62	43,950.00
7200	OFFICE EQUIPMENT MAINTENANCE		
1-420-7200-7210	OFFICE EQUIPMENT RENTAL/LEASE	39,249.97	65,298.00
1-420-7200-7220	OFFICE EQUIPMENT MAINTENANCE	5,932.73	12,825.00
1-420-7200-7230	COMPUTER EQUIPMENT MAINTENANCE	275.40	2,000.00
** TOTAL ASSET **		.00	.00
** TOTAL LIABILITY **		.00	.00
7200	OFFICE EQUIPMENT MAINTENANCE	45,458.10	80,123.00
7400	BUILDING MAINTENANCE		
1-420-7400-5010	REGULAR FULL TIME	427.48	.00
1-420-7400-5020	PART TIME	77.11	.00
1-420-7400-5195	BENEFIT BURDEN-WAGE ALLOCATION	277.85	.00
1-420-7400-5196	BENEFIT BURDEN-PART TIME WAGE	11.57	.00
1-420-7400-7410	GAS	11,497.94	14,750.00
1-420-7400-7420	HYDRO	14,308.59	35,020.00
1-420-7400-7440	MAINTENANCE	11,855.12	10,150.00
1-420-7400-7450	JANITORIAL	10,805.12	26,500.00
1-420-7400-7460	INSURANCE BUILDING/OFFICE	4,255.00	4,330.00
1-420-7400-7480	GARBAGE COLLECTION	136.43	400.00
** TOTAL ASSET **		.00	.00
** TOTAL LIABILITY **		.00	.00
7400	BUILDING MAINTENANCE	53,652.21	91,150.00
7500	EQUIPMENT		
1-420-7500-7530	VEHICLE FUEL	27,242.51	78,000.00
1-420-7500-7540	VEHICLE MAINTENANCE	32,559.99	48,500.00
1-420-7500-7542	COMMUNICATION EQUIPMENT R&M	28,214.82	52,618.00
1-420-7500-7550	VEHICLE LICENCES	163.30	1,224.00
1-420-7500-7560	VEHICLE INSURANCE	23,767.00	24,290.00

G/L ACCOUNT	DESCRIPTION	2009 ACTUAL	2009 ANNUAL BUDGET
**	TOTAL ASSET **	.00	.00
**	TOTAL LIABILITY **	.00	.00
7500	EQUIPMENT	111,947.62	204,632.00
7900	OTHER RENTS AND SERVICES		
1-420-7900-7950	LIBRARY TEXT BOOKS	197.83	1,875.00
1-420-7900-7952	POLICE ISSUE EQUIPMENT	3,970.10	9,250.00
1-420-7900-7956	R.I.D.E. PROGRAM EXPENSES	348.51	1,350.00
1-420-7900-7958	SPECIAL INVESTIGATION EXPENS	21,429.92	18,000.00
1-420-7900-7960	DRUG AWARENESS	204.12	10,400.00
1-420-7900-7962	CRIMINAL INDENT. SUPPLIES	3,603.79	3,900.00
1-420-7900-7964	MEALS, OFFICERS/PRISONER/OTHER	2,913.02	4,000.00
1-420-7900-7966	POLICE V.I.P. PROGRAM	.00	1,500.00
1-420-7900-7968	POLICE COMMISSION SUNDRY	843.75	1,500.00
1-420-7900-7970	POLICE COMMISSION MEETINGS	4,063.05	6,250.00
1-420-7900-7974	COURT SERVICES-WINDSOR	3,750.00	25,500.00
**	TOTAL ASSET **	.00	.00
**	TOTAL LIABILITY **	.00	.00
7900	OTHER RENTS AND SERVICES	41,324.09	83,525.00
9020	CONTRIBUTION FROM/TO OWN FUNDS		
1-420-9020-9020	TRANSFER TO RESERVES	60,000.00	60,000.00
1-420-9020-9040	TRANSFER TO CAPITAL	.00	157,600.00
**	TOTAL ASSET **	.00	.00
**	TOTAL LIABILITY **	.00	.00
9020	CONTRIBUTION FROM/TO OWN FUNDS	60,000.00	217,600.00
**	TOTAL ASSET **	.00	.00
**	TOTAL LIABILITY **	.00	.00
420	POLICE SERVICES	3,047,895.83	5,975,611.00
**	TOTAL ASSET **	.00	.00
**	TOTAL LIABILITY **	.00	.00
1	REVENUE FUND	3,047,895.83	5,975,611.00
**	TOTAL ASSET **	.00	.00
**	TOTAL LIABILITY **	.00	.00
*****	GRAND TOTAL *****	3,047,895.83	5,975,611.00

**LEAMINGTON POLICE SERVICE  
MONTHLY CRIME STATISTICS**

VIOLATION	JUN 2008	JUN 2009	+ / -	% + / -	YTD 2008	YTD 2009	YTD + / -	YTD % + / -
<b>CRIMES AGAINST PERSONS</b>								
HOMICIDE	0	0			0	0	0	0%
ATTEMPT MURDER	0	0	0		0	0	0	
SEXUAL ASSAULT	3	2	-1	-33%	14	10	-4	-29%
ASSAULT	14	13	-1	-7%	61	66	5	8%
ASSAULT PEACE/POLICE OFFICER	0	0	0		1	1	0	0%
ROBBERIES AND ATTEMPTS	0	0	0		4	0	-4	-100%
CRIMINAL HARRASSMANT	3	2	-1	-33%	21	12	-9	-43%
OTHER VIOLENT OFFENCES	6	5	-1	-17%	21	30	9	43%
<b>TOTAL VIOLATIONS AGAINST PERSONS</b>	<b>26</b>	<b>22</b>	<b>-4</b>	<b>-15%</b>	<b>122</b>	<b>119</b>	<b>-3</b>	<b>-2%</b>
<b>CRIMES AGAINST PROPERTY</b>								
ARSON	0	0	0		1	1	0	0%
BREAK AND ENTER AND ATTEMPTS	16	21	5	31%	102	116	14	14%
MOTOR VEHICLE THEFTS AND ATTEMPTS	12	8	-4	-33%	32	34	2	6%
THEFT OVER \$5000	0	1	1		6	5	-1	-17%
THEFT UNDER \$5000	59	83	24	41%	252	315	63	25%
POSSESSION STOLEN PROPERTY	2	0	-2	-100%	9	7	-2	-22%
FRAUD	6	6	0	0%	38	40	2	5%
MISCHIEF	21	40	19	90%	158	158	0	0%
<b>TOTAL VIOLATIONS AGAINST PROPERTY</b>	<b>116</b>	<b>159</b>	<b>43</b>	<b>37%</b>	<b>598</b>	<b>676</b>	<b>78</b>	<b>13%</b>
<b>OTHER CRIMINAL CODE VIOLATIONS</b>								
FIREARMS/OFFENSIVE WEAPONS	1	0	-1	-100%	2	2	0	0%
OTHER CRIMINAL CODE OFFENCES	12	6	-6	-50%	77	54	-23	-30%
<b>TOTAL OTHER CRIMINAL CODE VIOLATIONS</b>	<b>13</b>	<b>6</b>	<b>-7</b>	<b>-54%</b>	<b>79</b>	<b>56</b>	<b>-23</b>	<b>-29%</b>
<b>TOTAL CRIMINAL CODE</b>	<b>155</b>	<b>187</b>	<b>32</b>	<b>21%</b>	<b>799</b>	<b>851</b>	<b>52</b>	<b>7%</b>
<b>DRUGS</b>								
OTHER FEDERAL CHARGES	3	3	0	0%	15	31	16	107%
PROVINCIAL STATUTES	1	0	-1	-100%	4	1	-3	-75%
TRAFFIC CRIMINAL CODE	11	31	20	182%	139	233	94	68%
TRAFFIC HIGHWAY TRAFFIC ACT	3	1	-2	-67%	15	14	-1	-7%
	273	201	-72	-26%	1469	1277	-192	-13%
<b>FINAL TOTAL</b>	<b>446</b>	<b>423</b>	<b>-23</b>	<b>-5%</b>	<b>2441</b>	<b>2407</b>	<b>-34</b>	<b>-1%</b>

## LEAMINGTON POLICE SERVICE

## SUMMARY

## MONTHLY NON CRIMINAL STATISTICS

INCIDENT TYPE	JUN 2008	JUN 2009	+ / -	% + / -	YTD 2008	YTD 2009	YTD + / -	YTD % + / -
	ANIMAL	11	9	-2	-18%	49	41	-8
ALARMS	64	80	16	25%	386	331	-55	-14%
LANDLORD / TENANT	3	2	-1	-33%	20	26	6	30%
DOMESTIC DISTURBANCE	15	17	2	13%	54	80	26	48%
SUSPICIOUS PERSON	18	28	1	6%	100	126	26	26%
PRISONER ESCORT	16	7	-9	-56%	81	70	-11	-14%
MISSING PERSON	2	6	4	200%	20	27	7	35%
<b>MOTOR VEHICLE ACCIDENTS TOTAL</b>	<b>54</b>	<b>49</b>	<b>-5</b>	<b>-9%</b>	<b>298</b>	<b>291</b>	<b>-7</b>	<b>-2%</b>
<b>INJURY MOTOR VEHICLE ACCIDENTS</b>	<b>7</b>	<b>7</b>	<b>0</b>	<b>0%</b>	<b>34</b>	<b>30</b>	<b>-4</b>	<b>-12%</b>
<b>FATAL MOTOR VEHICLE ACCIDENTS</b>	<b>0</b>	<b>0</b>	<b>0</b>		<b>0</b>	<b>0</b>	<b>0</b>	
NOISE COMPLAINTS	34	31	-3	-9%	95	131	36	38%
MENTAL HEALTH ACT	4	5	1	25%	28	33	5	18%
SUDDEN DEATH	0	2	2		12	12	0	0%
CRIMINAL RECORD SEARCH	91	93	2	2%	537	527	-10	-2%
TROUBLE WITH YOUTH	38	26	-12	-32%	111	168	57	51%
PERSON CHECK-IN	25	24	-1	-4%	152	148	-4	-3%
EXECUTED WARRANTS	3	1	-2	-67%	28	22	-6	-21%
VEHICLES RECOVERED	11	8	-3	-27%	36	33	-3	-8%
UNWANTED PERSON	23	24	1	4%	78	65	-13	-17%
KEEP THE PEACE	3	17	14	467%	38	63	25	66%
911 HANG-UP / MISDIAL	89	79	-10	-11%	497	498	1	0%
<b>TOTAL ALL INCIDENTS</b>	<b>1420</b>	<b>1149</b>	<b>-271</b>	<b>-19%</b>	<b>7620</b>	<b>7194</b>	<b>-426</b>	<b>-6%</b>

# MONTHLY CHARGE STATS

June 2009

Charges Laid	Number	Totals
<b>CRIMINAL CODE OFFENCES</b>		
Sexual Assaults	1	
Assaults	5	
Robberies		
Criminal Harassment	1	
Break and Enter	3	
Theft of Motor Vehicle	1	
Theft Over \$5000		
Theft Under \$5000	16	
Possession of Stolen Property	1	
Mischief		
Impaired Driving	1	
Exceed 80 Milligrams		
Firearms Offences	8	
Other Criminal Code	23	
<b>Total Criminal Code Offences:</b>		<b>60</b>
Simple Possession	4	
Trafficking	3	
Other Controlled Drugs and Substances Offences		
<b>Total Controlled Drugs and Substances Offences:</b>		<b>7</b>
<b>HIGHWAY TRAFFIC ACT OFFENCES</b>		<b>185</b>
<b>LIQUOR LICENCE OFFENCES</b>		<b>16</b>
<b>COMPULSARY AUTOMOBILE INSURANCE ACT</b>		<b>11</b>
<b>BYLAW OFFENCES</b>		
<b>TRESPASS TO PROPERTY OFFENCES</b>		<b>2</b>
<b>TOTAL CHARGES FOR JUNE 2009</b>		<b>281</b>



## REPORT

TO: LEAMINGTON POLICE SERVICES BOARD

FROM: DEAN F. GOW  
CHIEF OF POLICE

DATE: July 3, 2009

RE: USE OF FORCE REPORT - ONT. REG. 926 POLICE SERVICES ACT

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### AIM:

To report to the Board pursuant to Section 13 (2)(a) of Ont. Regulation 926 in relation to a use of force incident March 14, 2009.

### BACKGROUND:

As the Board will recall, Leamington Police Service members were involved in an incident on March 14, 2009 in which a member discharged a firearm resulting in an injury to another person. The following is the relevant section of Ont. Reg. 926 that requires this report be submitted to the Board.

*13. (1) Where a member of a police force, other than the Commissioner or chief of police, by the discharge of a firearm in the performance of his or her duty, kills or injures another person, the Commissioner or chief of police, as the case may be, shall immediately cause an investigation to be made into the circumstances. R.R.O. 1990, Reg. 926, s. 13 (1).*

*(2) A report on the investigation shall be submitted,*

*(a) to the Solicitor General, in the case of an investigation by the Commissioner; or*

*(b) to the board, in the case of an investigation by the chief of police. O. Reg. 552/92, s. 8.*

*(3) The Solicitor General or the board shall, as soon as practicable, review the report and make such further inquiries as the Solicitor General or the board considers appropriate. O. Reg. 552/92, s. 8.*

*(4) The board shall file with the Solicitor General a copy of any report submitted to it under subsection (2), together with a report on any additional inquiries made by the board. O. Reg. 552/92, s. 8.*

*(5) If the Commissioner discharges a firearm in the performance of his or her duty, the Commissioner shall promptly report the matter to the Solicitor General and the Solicitor General shall cause an investigation to be made into the circumstances. O. Reg. 552/92, s. 8.*

An investigation into the incident relative to the use of force was completed and the incident also required notification of the Special Investigations Unit (SIU).

The SIU completed their investigation and notified the Chief on April 23, 2009 that there are no reasonable grounds to believe that the "subject officer" committed a criminal offence in relation to the firearm discharge that injured the suspect in a firearms complaint investigation.

The Chief provided a verbal report on the incident and the justified use of force at the Board's meeting of April 23, 2009 (Board motion 26-04-09)

**COMMENTS:**

The "use of force" investigation confirms that the "subject officer" and all other members involved in the incident followed procedure. The decisions and actions made by all members to deal with the threat were appropriate and the Use of Force Continuum was implemented properly.

The equipment and weapons used by police were appropriate for the threat and all members were current in the prescribed level of training and firearms re-qualification.

Pursuant to sub-section 25(3) of the Criminal Code, a peace officer is justified in using lethal force against another person if the officer believes on reasonable grounds that it is necessary for his self preservation. In this case the officer had a reasonable belief that an operating firearm was being pointed at him by an individual who was not complying with his demands to drop the weapon. The officer was justified in discharging his firearm at the suspect.

A debriefing of the incident took place April 28, 2009. All involved officers were present as well as representatives from Victim Services, Chief, Deputy Chief, Inspector and Leamington Police Association Executive.

**CONCLUSION:**

As the Board was advised in the verbal report on April 23, 2009, officers conducted themselves appropriately under the circumstances and the incident ended with the suspect suffering a fully recoverable injury.

**RECOMMENDATION:**

The use of force investigation results in no recommendations relative to the Leamington Police Service Use of Force Policies or Procedures.

Respectfully submitted,



Dean F. Gow  
Chief of Police



## REPORT

TO: LEAMINGTON POLICE SERVICES BOARD  
FROM: DEAN F. GOW  
CHIEF OF POLICE  
DATE: July 6, 2009  
RE: HVAC ROOF TOP UNIT - POLICE BUILDING

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### AIM:

To advise the Board regarding the condition of the heating and cooling system of the original police building and recommend immediate consideration for its replacement.

### BACKGROUND:

The police services facility was constructed in 1982 and was part of a new complex that would house police, fire and public utilities offices in three separate but adjoining structures.

As the Board is aware, following amalgamation of the Leamington and Mersea Police Services, space was at a premium and in 2001 an expansion was added into the adjoining vacant P.U.C. facility. A second expansion into the remaining P.U.C. area occurred in 2006.

Both expansions involved replacement of the existing HVAC systems in those renovated areas and the entire police facility is currently operating three separate HVAC systems in the three separate structures.

The original police (1982) building has been operating on the original HVAC system for 27 years and the past four years have experienced a steady increase in system failures and maintenance costs.

2005	\$674
2006	\$4,249
2007	\$2,451
2008	\$2,363
2009	\$7,100 (year to date pending \$800 motor replacement plus labour)

The area of the facility serviced by this unit comprises approximately 8,300 square feet and includes administration offices, clerical workspaces, interview rooms, court room, lobby, public restrooms, jail cells, basement locker room, washrooms, lunch room, briefing room, file storage and utility areas.

### COMMENTS:

In anticipation of eventually replacing the HVAC, funds were considered in the 5 Year Capital and \$75,000 was budgeted for 2010.

This estimated figure was based on the costs experienced during the 2001 and 2006 renovations.

With the assistance of the Director of Development Services, arrangements were made to have a mechanical contractor provide an estimate and scope of work for the replacement of the rooftop unit.

The result of the estimate is \$158,500. (plus GST).

Most recently, the HVAC has required continued maintenance through the warm weather and the service provider has had to improvise various tactics while searching for and awaiting replacements parts. At the time of this report there is a water hose applying a water spray to keep a motor from over heating.

With consideration to the age of the unit and the escalating level of breakdowns it would be advantageous to replace the HVAC unit as soon as possible. The time of year for replacing this type of system is also a consideration relative to weather conditions during installation.

### FINANCIAL IMPACT

As noted above, \$75,000 was estimated in the 2010 Police Capital Budget for this item. Obviously that was a substantial under estimate.

The 2009 Capital Budget contains two items that could be deferred until 2010:

1. \$20,000 - Accident / Crime Scene Reconstruction Equipment
2. \$20,000 - Jail Cell Upgrade

The 2010 Capital Budget contains one item that could be reduced or deferred until 2011:

1. \$60,000 - Mobile Data

Discussion with the Director of Finance would indicate that the project could be financed through the deferral of the \$40,000 from the 2009 Capital Budget and the balance to be paid from the Contingency Reserve. This loan could be re-paid through the 2010 Capital Budget in which there is \$75,000 already requested for this project and the \$60,000 for Mobile Data may be reduced or deferred.

At the time of this report, the possibility of grant funds is being explored to determine if the project would qualify for any partial funding.

### CONCLUSION:

The HVAC on the original police building is 27 years old and needs to be replaced at the earliest opportunity. Although this project was considered for 2010, the ongoing need for service calls and the difficulty in finding replacement parts, it is no longer an option to wait.

The timing of the season is a factor to consider relative to weather conditions during installation and a total breakdown in the winter would effect the operations of the police service and the courts.

As noted above, it has not yet been determined if any grant funds are available for this project.

In order to proceed to tender and complete the project in 2009, the Board would be required to make a request to Municipal Council for budget financing.

**RECOMMENDATION:**

That the Board request \$160,000 financing from Municipal Council for the replacement of the HVAC system on the original police service building;

And further;

That the Board approve that a tendering process commence for the replacement of the HVAC system following Municipal Council approval of the finance request.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Dean F. Gow". The signature is fluid and cursive, with the first name "Dean" being the most prominent part.

Dean F. Gow  
Chief of Police