

# VANCOUVER POLICE BOARD

## MINUTES of Regular Meeting held on November 16, 2011, 1:00 pm to 1:50 pm Main Boardroom, 7<sup>th</sup> Floor, 2120 Cambie Street, Vancouver, BC

### Board Members Present

Mary Collins  
Wade Grant  
Patti Marfleet  
Sheryl Williamson  
Glenn Wong

### Present

CC Jim Chu  
A/DCC Rob Rothwell  
DCC Doug LePard  
DCC Adam Palmer  
Rachelle Radiuk, Board Administrative Assistant

### Absent

Mayor Gregor Robertson  
Jason McLean

The Regular Meeting was called to order by the Vice-Chair, Glenn Wong, in the Chair's absence, at 1:00 pm.

Introduction of Board members/staff and Police Executive.

### 1. Adoption of Regular Meeting Agenda

MOVED/SECONDED:

THAT the Vancouver Police Board approve the Regular Meeting Agenda for November 16, 2011.

CARRIED

### 2. Approval of Minutes

MOVED/SECONDED:

THAT the Vancouver Police Board approve the Regular Meeting Minutes of October 19, 2011.

CARRIED

### 3. Delegations

Menard Caissy spoke regarding a variety of topics including property crime rates, visual police presence, riot charges, police investigating themselves, and the decrease in gang crime.

### 4. IRIT update

A/DCC Rob Rothwell gave an update regarding IRIT. The key milestone to date was the provision of 60 reports to Crown at the end of October, charging 60 individuals with 163 criminal offences. The Crown was in the process of reviewing the reports and the Department anticipated charges being laid in the next week or so. The charge of participating in a riot was the most serious of the contemplated charges. The Department

hoped to provide Crown with another batch of reports by the end of November. The riot website was still the number one investigative aid and with that a new poster campaign had been introduced that morning with 150 volunteers handing out 35,000 posters throughout the Lower Mainland.

Questions and discussion regarding length of time to go through the court system, and the “production order” served upon media outlets to obtain evidence. Discussion regarding a recent unconditional discharge handed out by a judge on a possession of stolen property charge which had been recommended by Surrey RCMP and approved by a Surrey prosecutor. This case clearly illustrated the reason the Department chose to move thoroughly and carefully in its investigation of criminal acts which took place during the riot.

Comment by vice-chair that the riot had a very traumatic effect on the community and thanks to the Department for its diligence in trying to bring the perpetrators to justice.

5. **Amendments to the *Regulations and Procedures Manual – Missing Persons***

Postponed to a future Board meeting

6. **Finance Committee**

6.1 3<sup>rd</sup> Quarter Variance Report

Noted by Mary Collins, Chair of the Finance Committee, that the statistics in the report were up to September 30, 2011 and did not include all IRIT and Occupy Vancouver costs. DCC Adam Palmer reported that many unusual events had impacted the budget. Some offset had been gained by higher than anticipated retirements. Non-critical expenditures were being deferred to 2012 in an attempt to come in on budget for 2011. Question whether the Board should formally notify Council of the possible overage. Discussion and agreement to wait until December to make that decision.

MOVED/SECONDED:

THAT the Vancouver Police Board receive the 3<sup>rd</sup> Quarter KPI report.

CARRIED

6.2 Report #1186: 2012 Operating Budget

The Board was required by law to submit the 2012 Operating Budget by November 30 to City Council. The Finance Unit had much discussion with City Finance and the draft budget report had been vetted and revised (reduced) by the Board Finance Committee. The budget would not be finalized until the new year, the delay due to the municipal election. The base budget represented a 3.69% increase over the previous year, the increase taking into account collective agreement increases. The Department would continue to hold 57 sworn vacancies and 20 civilian vacancies throughout 2012.

MOVED/SECONDED:

THAT, taking into consideration the City directive for the 2012 Budget process that there is very limited, if any, new money city-wide and subject to further changes resulting from on-going discussions with the City, the Vancouver Police Board approve the 2012 Preliminary Operating Budget totalling \$216,388,952, for submission to City Council under Section 27(1) of the Police Act, all as set out in Board Report #1186.

CARRIED

### 6.3 Report #1187: Capital Budget

The Board had, at past Board meetings, received a couple of presentations from the City on the long-term capital plan. The Department's needs were not significant in the coming year and the 2012 Capital Budget reflected this. The Capital Budget totalled \$986,300.

MOVED/SECONDED

THAT, subject to Council approval of the 2012 Capital Budget, the Vancouver Police Board approve the 2012 Capital Budget of \$986,300 for submission to City Council under Section 27(1) of the Police Act, as set out in Board Report #1187.

CARRIED

### 6.4 Report #1188: EOPS charge-out rate

The Finance Committee had vetted and recommended for approval a minimal increase to the 2012 charge-out rate to cover the 2012 wage increase and ensure cost recovery.

MOVED/SECONDED

THAT, the Vancouver Police Board approve the new charge-out rates for police services provided on a cost recovery basis effective January 1, 2012, as set out in Board Report #1188.

CARRIED

### 6.5 Report #1189: Traffic Authority charge-out rate

The Finance Committee had vetted and recommended for approval a minimal increase to the 2012 charge-out rate to cover the 2012 wage increase and ensure cost recovery.

MOVED/SECONDED

THAT, the Vancouver Police Board approve the new-charge out rates for Traffic Authority provided on a cost recovery basis effective January 1, 2012, as set out in Board Report #1189.

CARRIED

## 7. **BC Association of Police Boards update**

Board member, Wade Grant, Board representative on the BCAPB, reported on the September meeting of the BCAPB. A new Board member training session had also taken place in October. Clayton Pecknold, Director of Police Services, had reported to the BCAPB that progress was being made regarding the new Independent Investigation Office, which structure should be in place by December and the office operational in 2012. The upcoming 2012 BCAPB conference was to be held in Saanich in February.

## 8. **Chief Constable's Report**

Chief Jim Chu commented further on the morning press conference regarding IRIT. The Chief had joined volunteers that morning to hand out riot suspect posters and had already received information regarding the identity of at least one suspect. Thanks to the 150 volunteers out on the streets throughout the region. 35,000 posters would be given out.

The Chief commented on Occupy Vancouver. The City was seeking a court injunction to remove the encampment. On November 8, VPD officers accompanied firefighters as they extinguished a burn barrel they deemed a fire hazard. The crowd became agitated and confrontational and two police members received bites. After an injunction was granted enabling firefighters to ensure the site was up to fire code standards, the crowd was much more cooperative. Question and confirmation that the Department was in contact with other cities dealing with Occupy protests. Brief comment on enforcing bylaws versus enforcing an injunction; the Department did not enforce City bylaws but stood by to keep the peace while the City or the Fire Department enforced the bylaw.

Thanks to the Department from the Board for all the hard work being done with IRIT, the Occupy protest, collective bargaining, budget submissions, the Missing Women Inquiry, in addition to the usual day-to-day work. It had been an extraordinary work year and the Department's diligence was much appreciated.

## **9. Correspondence & information**

MOVED / SECONDED:

THAT the Vancouver Police Board receive as information the following:

9.1 Compliments letters

CARRIED

## **10. Public closed question period**

Member of the public commented on policing, Missing Women Inquiry, and question regarding riot charges which was answered by the Chief.

## 11. Board Enquiries and other business

None.

The Regular Meeting was adjourned at 1:50 pm.

MOVED / SECONDED:

THAT the Vancouver Police Board move into private session to discuss matters which either:

- (a) concern public security, the disclosure of which could reasonably be expected to seriously impair effective policing or law enforcement;
- (b) concern a person's financial or personal affairs, where the person's interest in the matter outweighs the public's interest in the matter;
- (c) concern labour contract discussions, labour management relations, layoffs or other personnel matters;
- (d) concern information that a person has requested he or she be allowed to give in private.

CARRIED

**APPROVED BY THE VANCOUVER POLICE BOARD ON DECEMBER 14, 2011**

At its in camera meeting on November 16, 2011, the Vancouver Police Board:

1. was briefed by the Chief Constable and Deputy Chief Constables on matters which they requested be presented *in camera*
2. approved requests for payment of necessary and reasonable legal costs for police officers, pursuant to section 9.9(b)(i) and (iii) of the Collective Agreement with the Vancouver Police Union
3. received updates on human resources, labour, and legal matters
4. received a legal update regarding the Missing Women Inquiry
5. received compstat report, unredacted compliments report, and Professional Standards Section report for information
6. received updates regarding IRIT and the Occupy Vancouver protest