



Hamilton

CITY OF HAMILTON
HAMILTON POLICE SERVICES BOARD

8.7

TO:	Mayor and Members General Issues Committee
COMMITTEE DATE:	May 27, 2016
SUBJECT/REPORT NO:	Funding Agreement: Safer Communities – 1,000 Officers Partnership Program (SCOPP) (PSB05-0551) (City Wide)
WARD(S) AFFECTED:	City Wide
PREPARED BY:	Lois Morin, Hamilton Police Services Board
SUBMITTED BY:	Lois Morin
SIGNATURE:	

RECOMMENDATION

That the Mayor and City Clerk be authorized and directed to execute the Funding Agreement: Safer Communities – 1,000 Officers Partnership Program (SCOPP), respecting additional funding for front-line officers between Her Majesty in Right of Ontario as represented by the Minister of Community Safety and Correctional Services, the City of Hamilton and the Hamilton Police Services Board (attached as Appendix “A” to Report PSB05-0551), in a form satisfactory to the City Solicitor.

EXECUTIVE SUMMARY

The Police Services Board met on Thursday, May 26, 2016, and respectfully submits the above recommendation which, the Police Board approved. As outlined in the attached report (PSB 05-055k), the agreement was to be forwarded to City Council for execution. The Funding Agreement: Safer Communities – 1,000 Officers Partnership Program (SCOPP) has been reviewed and approved by Legal Counsel to the Police Service.

Alternatives for Consideration – Not Applicable.

FINANCIAL – STAFFING – LEGAL IMPLICATIONS (for recommendation(s) only)

Financial: (see attached report **PSB 05-0551**)

Staffing: (see attached report **PSB 05-0551**)

Legal: (see attached report **PSB 05-0551**)

SUBJECT: *Hamilton Police Services Board Funding Agreement: Safer Communities – 1,000 Officers Partnership Program (SCOPP) (City Wide)*

HISTORICAL BACKGROUND (Chronology of events)

(see attached report **PSB 05-055I**)

POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS

(see attached report **PSB 05-055I**)

RELEVANT CONSULTATION

(see attached report **PSB 05-055I**)

ANALYSIS AND RATIONAL FOR RECOMMENDATION (Include Performance Measurement/Benchmarking Data if applicable)

(see attached report **PSB 05-055I**)

ALTERNATIVES FOR CONSIDERATION (Include Financial, Staffing, Legal and Policy Implications and Pros and Cons for each alternative)

(see attached report **PSB 05-055I**)

ALIGNMENT TO THE 2012 – 2015 STRATEGIC PLAN

(see attached report **PSB 05-055I**)

APPENDICES

Appendix A - ***PSB 05-055I - Funding Agreement: Safer Communities – 1,000 Officers Partnership Program (SCOPP) (City Wide)***

cc Chief Eric Girt, Hamilton Police Service
Deputy Chief Ken Weatherill, Field Support, Hamilton Police Service
John Randazzo, Chief Accountant, Hamilton Police Service
Rosemarie Auld, Manager, Human Resources, Hamilton Police Service
Marco Visentini, Legal Counsel, Hamilton Police Service

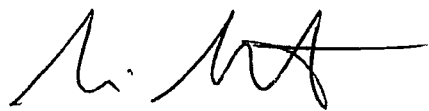
HAMILTON POLICE SERVICES BOARD

- RECOMMENDATION -

DATE: 2016 May 26
REPORT TO: Chair and Members
Hamilton Police Services Board
FROM: Eric Girt
Chief of Police
SUBJECT: *Funding Agreement*
Safer Communities – 1,000 Officers Partnership Program
(SCOPP)
(PSB 05-0551; see also PSB 05-055a)

RECOMMENDATIONS:

- a) That the Board direct the Chair to execute *the Safer Communities – 1,000 Officers Partnership Program* Agreement between Her Majesty in Right of Ontario as represented by the Minister of Community Safety and Correctional Services, the City of Hamilton, and the Hamilton Police Services Board, in a form satisfactory to Legal Counsel, to the Police Service; and
- b) That the Board direct the Administrator for the Board to refer the Agreement, together with this Report, to the City of Hamilton, for execution of the Agreement, by the City of Hamilton.



Eric Girt
Chief of Police

FINANCIAL / STAFFING / LEGAL IMPLICATIONS:

FINANCIAL - In keeping with the Ontario government's promise to put more police officers on our streets, the government has renewed its prior commitment to provide funding for 1,000 new officers across the province at a rate of 50% the base salary, up to a maximum of \$35,000.00 per officer, per annum.

The budget impact of participating in this Program, in terms of both compensation and equipment, was set out in detail in *PSB 05-055a*.

STAFFING - In total, 38 officers will be supported financially through this Program.

LEGAL - The Agreement has been reviewed by Legal Counsel. *The Safer Communities – 1,000 Officers Partnership Program Agreement*, between the Board, the City of Hamilton, and the Province of Ontario, provides grant funding to the Municipality to enhance Community Policing and increase enforcement in other Targeted Areas. The proposed Agreement is identical to the previous Agreement between the Board, the City and the Province, dealing with this Program. The salient terms of the Agreement are as follows:

1. The Agreement commences on April 1, 2016 and shall expire on March 31, 2017.
2. The Ministry shall cost-share the costs of salaries, overtime and payroll benefits to approximately 50% up to a cap of \$35,000.00 per officer per annum for officers hired under the Program and engaged in fulltime Community Policing and/or Targeted Area Activities. The Ministry's share of overtime will be to a maximum of \$5,000.00.
3. The Municipality and the Board shall indemnify the Ministry from and against all costs incurred as a result of a claim or proceeding related to the Municipality's or Board's activities under the Program, unless solely caused by the negligence or willful misconduct of the Ministry.
4. The Municipality and the Board shall ensure proper accounting records are kept in respect of the Program.

The Ministry also reserves the right to audit the Program at any time.

5. The Municipality and the Board shall maintain all materials and records associated with the Program in a manner consistent with generally accepted accounting principles.
6. There must be strict compliance with the Grant Funding guidelines. Schedule "A" to the Agreement specifically states that the Grant shall be used by the Board and the Municipality "solely for the purposes of enhancing the Service's Community Policing and Targeted Area(s) capacity, as well as contributing to court efficiencies, as applicable, and for no other purposes". Moreover, the Grant shall not be used for purposes related to maintaining the existing complement of front-line police officers, as defined by the October 23, 2003 Benchmark Complement, due to the assignment of police officers to non-Community Policing and non-Targeted Area Activities.

BACKGROUND:

On May 19, 2005, the McGuinty Government announced more detail in relation to their election promise to assist communities in Ontario in the hiring of 1,000 new police officers. The information, released by the Minister of Community Safety and Correctional Services, Monte Kwinter, highlighted the Government's intent to fulfill the \$35 million promise by the end of their current mandate.

The specifics of the *Safer Communities – 1,000 Officers Partnership Program (SCOPP)* are such that the Province shall cost-share approximately 50% of the cost for each officer hired under the Program. The participation of the Hamilton Police Service in SCOPP requires the execution of an Agreement between the Board, the City of Hamilton and the Province.

This renewal Agreement sets out the parameters of the funding for the Program, whereby the Ministry of Community Safety and Correctional Services grants funding to cost-share the costs of salaries, overtime and payroll benefits to approximately 50%, up to a cap of \$35,000.00 per officer per annum, for officers hired under the Program and engaged in fulltime Community Policing and/or Targeted Area Activities. According to Schedule "A" to the Agreement, the 38 police officers have been allocated, as follows: 23 for Community Policing (Street Patrol, Core Patrol, Centralized Breath Technician and

Traffic Enforcement Unit) and 15 for Targeted Areas (Youth Crime, Marijuana Grow Operations, Crime Analyst, Guns and Gangs).

EG/M. Visentini

cc: Ken Weatherill, Deputy Chief, Field Support

John Randazzo, Chief Accountant, Finance

Marco Visentini, Legal Counsel

THIS AMENDING AGREEMENT effective as of the 30th day of March, 2016.

B E T W E E N :

HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO as
represented by the Minister of Community Safety and
Correctional Services

(the "Ministry")

- and -

City of Hamilton

(the "Recipient")

- and -

Hamilton Police Services Board

(the "Board")

WHEREAS in 2003, the Ministry established the Safer Communities – 1,000 Officers Partnership (1,000 Officers) Program (the "Program") as part of the government's commitment to make Ontario communities safer by enhancing police visibility;

AND WHEREAS in order to provide funds for the Program for the period that commenced April 1, 2014 and ends March 31, 2016, the Ministry entered into an agreement with the Recipient and the Board (the "Agreement");

AND WHEREAS the Ministry wishes to continue to provide Program funds to the Recipient and the Board for the period commencing April 1, 2016 and ending March 31, 2017;

AND WHEREAS the parties wish to amend the Agreement for this purpose;

NOW THEREFORE in consideration of the mutual covenants and agreements contained herein and for other good and valuable consideration, the receipt and sufficiency of which are expressly acknowledged, the Parties agree as follows:

ARTICLE 1 – AMENDMENTS TO THE AGREEMENT

1.1 *In accordance with section 34.2 of the Agreement, the parties agree to amend the Agreement is as follows:*

(a) Section 1.2 Definition of Funding Year is hereby deleted and replaced with the following:

"Funding Year" means any of Funding Year 1, Funding Year 2 or Funding year 3.

(b) Section 1.2 Definition of Maximum Funds is hereby deleted and replaced with the following:

"Maximum Funds" means \$3,990,000.00.

(c) Section 1.2 Definition of "Funding Year 3" is hereby added:

"Funding Year 3" means the period commencing April 1, 2016 and ending March 31, 2017.

(d) Section 1.2 Definition of Project Completion Date is hereby deleted and replaced with the following:

"Project Completion Date" means March 31, 2015 for Funding Year 1, March 31, 2016 for Funding Year 2 and March 31, 2017 for Funding Year 3.

(e) Section 1.2 Definition of Expiry Date is hereby deleted and replaced with the following:

"Expiry Date" means March 31, 2017, unless terminated earlier pursuant to this Agreement.

ARTICLE 2 – AGREEMENT AS AMEDNED IN FULL FORCE AND EFFECT

2.1. The Agreement, as amended by this Amending Agreement, constitutes the entire agreement between the parties and supersedes any and all prior understandings, agreements, negotiations, and discussions between the parties, whether oral or written, relating to the Agreement or Amending Agreement. With the exception of the amendments set out in Article 1 of this Amending Agreement, all other provisions of the Agreement, as amended, and the schedules thereto shall remain unchanged and in full force and effect.

THE PARTIES HAVE EXECUTED THE AGREEMENT ON THE DATES SET OUT BELOW.

**HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO
as represented by the Minister of Community Safety and
Correctional Services**

Stephen Beckett
Assistant Deputy Minister
Pursuant to Delegated Authority

Date

City of Hamilton

Name:

Title:
I have authority to bind the Recipient.

Date

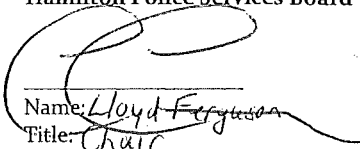
Witness Name

Name:

Title:

Date

Hamilton Police Services Board




Name: *Lloyd Ferguson*

Title: *Chair*
I have authority to bind the Board.

Date

May 26 /16

Witness Name



Name: *Lois Morin*

Title: *Administrator*

Date

May 26 /16