

Jerri Whiting

From: Craig Manley
Sent: January 31, 2020 2:00 PM
To: 'Carter, Phil (OPP)'; Jerri Whiting
Cc: Bernie Corbett; Mark Merritt; Ken Hewitt; 'Woody McKaig'
Subject: RE: 2020 OPP Enhancement Request for Court Security

Further to the discussion of this matter at the most recent Police Services Board please be advised that the magnitude of this request for additional resources and the associated cost is extremely concerning to Haldimand County. As I understand it currently Court Security (including POA Court and the Cayuga Court House) is provided by 1.5 FTE's consisting of one full time and 4 part time officers. The request proposes to add 4.5 new FTE's effectively tripling the current staff for this service at an additional cost of over \$500,000 annually on top of the approximately \$175,000 spent annually on this service. This additional cost comes at a time when the County is facing significant reductions in Provincial funding and represents just under a 1% tax increase on its own for our residents with little expectation that funding envelope and associated grant from the Province for Court Security and Prisoner Transportation Funding would increase to off-set it.

In order to properly evaluate the request and undertake the appropriate due diligence on the business case there are a number of key issues/matters that need to be considered/addressed as noted below:

1. PSB Jurisdiction – While Section 137(1) of the PSA is included as a basis of the request we note that Section 137(2) reads as follows:
Other parts of Ontario (2) The Ontario Provincial Police Force has the responsibilities set out in paragraphs 1, 2, 3 and 4 of subsection (1) in those parts of Ontario in which it has responsibility for providing police services. My understanding is that a Section 10 PSB does not have responsibility for providing police services and only has an advisory or monitoring function. I have requested the County Solicitor to provide advice in regard to whether a Section 10 Board is guided by 137(1) or 137(2) and whether the most recent update to the PSA (2019) changes anything.
2. Court Security Relative to Adequate and Effective Policing – the 2019 PSA update makes it clear that Court Security is NOT included in the definition of adequate and effective policing (Section 11(2)). Therefore, if as Chief Superintendent John Cain has advised, the local Detachment is meeting the service standard of the Act any change in court resources should not impact the core services as the legal requirement is to provide that standard irrespective of court needs. It is inappropriate to link the two and in particular to suggest that court security needs to be provided by front line officers. If there is a court need then the request should be only associated with that.
3. Enhancement of Services – the current contract deals with adequate and effective policing and only acknowledges the responsibility to pay for court security over and above the cost formulae for base services and calls for service as part of the annual billing statement. This request should not be considered as an enhancement to the contract.
4. Rationale for the Request – given the significant increase requested in terms of resources there needs to be much more detail provided to be able to understand why the resources are required and how they would be deployed and how they will be accounted for. The County through the PSB will require the following at a minimum:
 - a. A copy of correspondence from the OPP to MAG circa 2015 committing to providing OPP resources to staff the magnetometer and x-ray machines at the single point of access at the Cayuga Court House as well as whether this matter was shared with the PSB at the time

- b. An understanding of how the current 1.5 FTE are deployed relative to the various courts and prisoner security –are these positions filled, how many hours per week are these staff deployed, to what courts, how often the judiciary requested the magnetometer to be staffed. A business case that demonstrates how existing resources are being fully deployed and why they are not adequate to meet appropriate levels of security.
- c. A clear outline of where the additional 4.5 FTE's would be deployed as it relates to court security matters. How many are required for the magnetometer for how long per day, how many to provide court security, how often the various courts sit, are they all sitting at the same time or do they run consecutively (thus could use the same resource), how often are there jury trials requiring more security, how often are there in custody prisoners or the need for judicial escorts. I've been advised by MAG the addition of family court has increased court hours by 19% and that one person from 830 to 430 is required for the magnetometer augmented by a second during busy times. Without this further information there is no way to be able reconcile the ask with the need or to determine what constitutes appropriate levels of security.
- d. Whether or not officers who are on leave can be accommodated and used as staff resource for court security. Can peace officers or private security be used and what are the relative costs of these alternatives to proposal put forward.
- e. More detailed costing information – does the quoted cost include salaries, benefits, vehicles, overhead, supervisory requirements. How will court security costs be tracked and how will actual costs be reconciled with the projected costs?

Thanking you in advance for providing the requested information so this funding request can be properly evaluated.

C

From: Carter, Phil (OPP) [mailto: [REDACTED]]

Sent: Monday, January 20, 2020 2:11 PM

To: Jerri Whiting < [REDACTED] >

Cc: Bernie Corbett [REDACTED]; Mark Merritt [REDACTED]; Craig Manley [REDACTED]

Subject: RE: 2020 OPP Enhancement Request for Court Security

Please be cautious.

This email originates from outside of Haldimand County.

Jerri

I do apologize for the delay in the submission of this material.

Find attached the proposal and crude cost for an enhancement to the OPP contract. No doubt we will need to meet to discuss further. For the budgeting proposal side this material may need to be transitioned to another format.

The first step is obviously is presenting the material to the Police Service Board members on Wednesday. I am sending it directly to the members of the Police Services Board and asking Tracey to add this item to the agenda.

Phil

From: Jerri Whiting [REDACTED]
Sent: 27-Nov-19 1:25 PM
To: Carter, Phil (OPP) [REDACTED]
Cc: Bernie Corbett [REDACTED]; Mark Merritt [REDACTED]; Craig Manley [REDACTED] >
Subject: 2020 OPP Enhancement Request

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Good afternoon Phil, I'm just following up on the request for an enhancement to the contract that you mentioned at this morning's PSB meeting. Since the Board does meet in December, the first opportunity to present this information to them will be at the January 22nd meeting. Given that development of the 2020 budget is currently underway, I'm hoping that you would be able to share the details with Haldimand County staff as soon as it's available – ideally before the end of December.

The request and associated information can still be presented to the Board in the January 22nd agenda, or by email in advance of that if the Chair feels it is necessary.

If you could let me know if this is possible I would appreciate it. Thanks so much.



Jerri Whiting

Executive Assistant to the CAO

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