



Barrie Police Services Board Meeting

OPEN

Thursday, January 20, 2022

4:30 p.m. – 6:00 p.m.

YouTube Live

Item	Topic	Lead	Time
1.	Call to Order	Chair	1 Min
2.	Land Acknowledgement		

Meeting Opening:			
3.	Election of Chair and Vice Chair for 2022	Sarah Young	2 Min
4.	Election of Sub Committee Members 1. Budget Committee (Chair + two members) 2. Policy and By-Law Sub Committee (Vice-Chair + one member)	Sarah Young	2 Min
5.	Motion to Approve the Agenda	Chair	2 Min
<i>Motion to approve the agenda for the January 20, 2022, open Board Meeting</i>			
6.	Declaration of Conflict of Interest with Respect to the Agenda		
7.	Approval of Minutes		
<i>Motion to approve the minutes from the December 9, 2021, open Board Meeting</i>			

Presentation:			
8.	20 Year Exemplary Service Medal <ul style="list-style-type: none"> Staff Sergeant Angela Butler Constable Brent Osborne Constable Mark Rybicki Constable Marco Coniglione Sergeant Kevin Scales 20 Year Civilian Service Pin <ul style="list-style-type: none"> Joanne Furlong 	Chief	20 Min

Consent Agenda:			
9.	Staff Acknowledgements	Chair	10 Min
10.	Public Complaints		
11.	Financial Variance (End of November)		
12.	Barrie Police Service Response in our Elementary and Secondary Schools		
<i>Motion to receive the consent agenda items</i>			

Correspondence:			
13.	City of Barrie Council Motion 21-G-257	Chair	2 Min

Updates:			
14.	Chief's Update	Chief	10 Min

Meeting Closing:			
15.	Next Board Meeting – Thursday, February 17, 2022	Chair	2 Min
16.	Adjournment		
<i>Motion to adjourn the January 20, 2022, open Board Meeting</i>			



BARRIE POLICE SERVICES BOARD MEETING

OPEN SESSION MINUTES

**THURSDAY DECEMBER 9, 2021
VIA MICROSOFT TEAMS -YOUTUBE LIVE**

PRESENT:

Mr. Greg Ferguson, Chair
Councillor Robert Thomson, Vice Chair
Ms. Lynn Strachan
Mr. Arif Khan
Chief Kimberley Greenwood
Deputy Chief Rich Johnston
Sergeant Toni Talarico
Ms. Sarah Young, Board Administrator

MEETING OPENING

1. The meeting was called to order at 9:05 a.m.
2. Chair Ferguson acknowledged the land.
3. Approval of Agenda

MOTION #2021-103

On motion of Arif Khan seconded by Lynn Strachan, the December 9, 2021, open agenda was approved. CARRIED

4. Declaration of Conflict of Interest with Respect to the Agenda

None were declared.

5. Approval of Minutes

MOTION #2021-104

On motion of Lynn Strachan, seconded by Arif Khan, the minutes from the November 18, 2021, open meeting were approved. CARRIED

PRESENTATION

6. Operational Report – Quarterly Statistics (Q3)

Nicole Lees, Records and Information Management Services Manager attended the meeting to assist with the presentation of Q3 stats. The data presented was retrieved on November 23, 2021. A question was raised in relation to the Drug Offence slide and what would be considered

a proactive charge. Deputy Allan advised that a proactive charge is a charge that is laid after receiving info or evidence and officers take steps to put specialists and resources towards targeting that area or person. A reactive charge is when a call is received from the community in relation to an offence in progress.

7. Staff Acknowledgements
8. Public Complaints

9. Financial Variance (End of October)

Lynn Strachan thanked Nancy Halas, Finance Manager and the team for the additional information being provided and brought up her concerns on having no plans for the deficit and questioned if we should be asking for more money.

Chief Greenwood advised the reserves the Service currently have are in place for unusual circumstances when they are needed. The deficit was largely because of COVID-19 expenses, less secondments of officers and more than usual retirements.

MOTION #2021-105

On motion of Arif Khan, seconded by Lynn Strachan, the consent agenda items were approved. CARRIED

ITEMS FOR APPROVAL

10. Re-Appointment of Special Constable Member

MOTION #2021-106

On Motion of Arif Khan, seconded Councillor Thomson the re-appointment of Special Constable Hutchinson was approved. CARRIED

FOR INFORMATION

11. City of Barrie – Noise bylaw enforcement Motion 21-G-257

Deputy Allan provided information in relation to a Motion that was put forward at the City Council Meeting on November 8, 2021, concerning Noise By-Law Enforcement. The Board accepted the information and advised that an update will be provided to City Council on what initiatives the Service is currently working on.

UPDATES

12. Chief's Update

- COVID 19- update
 - Vaccination directive
 - Community immunization clinics
 - Case counts increase

- Homicide – Suspects arrested
 - 3 males have been arrested and charged with 1st degree murder.

- Firearms Seized
 - 2 males arrested and a firearm was located during a robbery investigation.
 - Male arrested for drug charges and loaded 9mm handgun located
- Festive Ride Campaign
 - launched November 18, 2021
- Community Collaboration
 - OHL Puck Drop for Special Olympics
 - Deputy Johnston and Deputy Allan presented to the Kempenfelt Rotary Club
 - Mitten Tree
 - Menorah lighting
 - Barrie Chamber Santa tour
 - CTV Barrie new toy drive and rock 95 toy drive.
 - 2022 budget
- Community Safety Survey
 - Reminder to the Community to complete the survey by December 17, 2021.

13. Community Concerns

Chair Ferguson thanked the service for the work on the tragic incident and appreciation from the whole Board for a job well done.

Lynn Strachan has heard some concerns about police in schools and would like to receive more information on the current mandate. A report will be provided at the January Board Meeting which will include the currently program “Speak Out” which is being implemented into schools.

MEETING CLOSING

14. Next Regular Board Meeting – Thursday, January 20, 2022 – 4:30 p.m.

15. Adjournment

MOTION #2021-107

On motion of Arif Khan the Barrie Police Services Board Meeting was adjourned at 10:03 a.m.

Chair

Board Administrator



BARRIE POLICE SERVICES BOARD REPORT
JANUARY 2022
OPEN

TO: Barrie Police Services Board

FROM : Chief Kimberley Greenwood

DATE: January 7, 2022

SUBJECT: Staff Acknowledgements

Background

Staff Acknowledgements received for the month of December 2021.

EMPLOYEE	FROM WHOM	COMMENTS
Constable Jamie Saunders	Ontario Provincial Police Superintendent	A letter was received acknowledging Constable Jamie Saunders for his assistance instructing on the Search Management Course held at the Waterloo Regional Police Service in November 2021. "Constable Saunders provided invaluable assistance and expertise by representing the Barrie Police Service professionally and thoughtfully.
Constable Ferreira, Constable Abofs	Platoon Sergeant	Constable Ferreira and Constable Abofs were commended for a job well done after locating two (2) suspects, drugs and a firearm after a robbery that occurred on December 1, 2021.

Sergeant Henderson Constable Ferreira	Platoon Staff Sergeant	On December 4, 2021, Sergeant Henderson and Constable Ferreira responded to a domestic disturbance call. When they arrived none of the involved parties wanted any police involvement and were not forthcoming with information. During the incident officers ended up locating photo ID of one of the parties who ended up having arrest warrants with Toronto Police Service, Peel Regional Police Service and Windsor Police Service. Further investigation officer located a firearm and drugs. Sergeant Henderson and Constable Ferreira were commended for a job well done.
Deputy Chief Johnston Sergeant Fitzgerald	Ontario Association of Chiefs of Police (OACP) President	A letter was received thanking both Deputy Johnston and Sergeant Fitzgerald for their presentation on Evidence Based Policing to the OACP Board of Directors on December 6, 2021.
Barrie Police Service	Chief of the Algonquin Woodlands Aboriginal People's Tribal Council	The Barrie Police Service was thanked for the work of the officer's downtown. "During our time helping the homeless in the Barrie downtown area your officers are always polite, kind, understanding, supportive and always there if we need them"

Recommendation

The Board receive this report for information.

Prepared by:

Sarah Young (9049)
Executive Assistant



BARRIE POLICE SERVICES BOARD REPORT
JANUARY 2022
OPEN

TO: Barrie Police Services Board

FROM : Inspector Robert Burke

DATE: January 7, 2022

SUBJECT: Professional Standards Monthly Board Report - Open

The following is the Open Professional Standards Report covering December, 2021 which includes Public Complaints.

Action Required

Please review for your information.

Financial Impact

No immediate impact.

1. Public Complaint Summary:

Complaint Number:	PC 2020-55
Date Filed to OIPRD:	July 29, 2020
Received by PSB:	October 14, 2020
Conduct Complaint	Discreditable Conduct
Allegation Date:	July 25, 2020
Investigation Update:	A time extension request was granted by the OIPRD, as the Complainant is before the courts regarding charges stemming from this incident.
Initial Complaint Summary:	The Complainant alleges that Barrie Police officers are harassing him and in one instance he was called a " <i>black monkey</i> ". Further, he advised in another incident he was punched in the stomach and was forced to do " <i>strenuous things</i> " even though he has multiple sclerosis.
Disposition:	Active
Date Closed:	N/A
Complaint Timeline:	One year, two months, 17 days - Open investigation.

Complaint Number:	PC 2021-56
Date Filed to OIPRD:	May 20, 2021
Received by PSB:	July 5, 2021
Conduct Complaint	Excessive Use of Force Neglect of Duty
Allegation Date:	December 9, 2017
Investigation Update:	Unsubstantiated - Professional Standards investigation completed on October 18, 2021. The OIPRD has advised the Service that the Complainant has requested a review of the investigation.
Initial Complaint Summary:	The Complainant advises that officers used excessive force while dealing with him. He states that there were 11 officers on scene and that they failed to " <i>report their experience</i> ".
Disposition:	Conclusion pending OIPRD disposition after review
Date Closed:	N/A
Complaint Timeline:	Five months, 26 days. Professional Standards investigation completed in three months, 13 days.

Complaint Number:	PC 2021-64
Date Filed to OIPRD:	June 16, 2021
Received by PSB:	June 29, 2021
Conduct Complaint	Discreditable Conduct
Allegation Date:	May 15, 2021
Investigation Update:	Unsubstantiated - Professional Standards investigation completed on October 29, 2021.
Initial Complaint Summary:	The Complainant advises that she was involved in a domestic incident wherein her ex-husband threw a TV at her. She alleges that the officers did not believe her and that they were rude and raised their voices at her.
Disposition:	Concluded - File closed by the OIPRD
Date Closed:	December 3, 2021
Complaint Timeline:	Five months, four days. Professional Standards investigation completed in four months.

Complaint Number:	PC 2021-66
Date Filed to OIPRD:	June 20, 2021
Received by PSB:	August 19, 2021
Conduct Complaint	Discreditable Conduct
Allegation Date:	June 19, 2021
Investigation Update:	Investigative Report being authored.
Initial Complaint Summary:	The Complainant advised that the officer was contacted regarding a landlord/tenant dispute. He states that the officer was rude, would not listen and acted in an unprofessional manner.
Disposition:	Active
Date Closed:	N/A
Complaint Timeline:	Four months, 12 days - Open investigation

Complaint Number:	PC 2021-71
Date Filed to OIPRD:	June 23, 2021
Received by PSB:	July 21, 2021
Conduct Complaint	Discreditable Conduct
Allegation Date:	April 12, 2021
Investigation Update:	Substantiated - Professional Standards investigation completed on November 15, 2021.
Initial Complaint Summary:	The Complainant advises that herself and her boyfriend (who is a police officer) met the officer in a parking lot and engaged in a conversation. She states that the officer made an inappropriate comment toward her that made her feel uncomfortable.
Disposition:	Conclusion pending OIPRD disposition
Date Closed:	N/A
Complaint Timeline:	Five months, 10 days. Professional Standards investigation completed in three months, 25 days.

Complaint Number:	PC 2021-72
Date Filed to OIPRD:	July 12, 2021
Received by PSB:	July 27, 2021
Conduct Complaint	Discreditable Conduct
Allegation Date:	March 23, 2021
Investigation Update:	Unsubstantiated - Professional Standards investigation completed on November 19, 2021.
Initial Complaint Summary:	The Complainant states that he was pulled over and falsely accused of stealing a vehicle. During the incident he alleges that he was assaulted numerous times by the officers.
Disposition:	Concluded - File closed by the OIPRD
Date Closed:	December 29, 2021
Complaint Timeline:	Five months, two days. Professional Standards investigation completed in three months, 23 days.

Complaint Number:	PC 2021-75
Date Filed to OIPRD:	August 4, 2021
Received by PSB:	August 11, 2021
Conduct Complaint	Discreditable Conduct
Allegation Date:	July 30, 2021
Investigation Update:	Unsubstantiated - Professional Standards investigation completed on December 13, 2021.
Initial Complaint Summary:	The Complainant advises that he spoke with the officer and states that he was rude and felt that he was discriminated against because he was a male.
Disposition:	Conclusion pending OIPRD Disposition
Date Closed:	N/A
Complaint Timeline:	Four months, 20 days. Professional Standards investigation completed in four months, two days.

Complaint Number:	PC 2021-76
Date Filed to OIPRD:	June 23, 2021
Received by PSB:	August 31, 2021
Conduct Complaint	Discreditable Conduct
Allegation Date:	June 13, 2021 & June 15, 2021
Investigation Update:	Unsubstantiated - Professional Standards investigation completed on December 21, 2021.
Initial Complaint Summary:	The Complainant advises that the officer sent her two messages via Facebook from a fake account that showed communication with young children that she found inappropriate.
Disposition:	Conclusion pending OIPRD disposition
Date Closed:	N/A
Complaint Timeline:	Four months. Professional Standards investigation completed in three months, 21 days.

Complaint Number:	PC 2021-77
Date Filed to OIPRD:	August 13, 2021
Received by PSB:	September 1, 2021
Conduct Complaint	Discreditable Conduct
Allegation Date:	August 13, 2021
Investigation Update:	Unsubstantiated - Professional Standards investigation completed on December 22, 2021.
Initial Complaint Summary:	The Complainant states that the officer pulled him over for no reason and searched his car without a warrant.
Disposition:	Conclusion pending OIPRD disposition
Date Closed:	N/A
Complaint Timeline:	Three months, 30 days. Professional Standards investigation completed in three months, 21 days.

Complaint Number:	PC 2021-81
Date Filed to OIPRD:	September 16, 2021
Received by PSB:	September 22, 2021
Conduct Complaint	Neglect of Duty
Allegation Date:	August 30, 2021
Investigation Update:	Investigative Report being authored.
Initial Complaint Summary:	The Complainant advises that her father was found deceased at the Salvation Army. The officer took his property for "safekeeping" to the station and stored it in his personal locker. He then went off on days off without submitting the property to the Property Unit as per procedure.
Disposition:	Active
Date Closed:	N/A
Complaint Timeline:	Three months, nine days - Open investigation

Complaint Number:	PC 2021-84
Date Filed to OIPRD:	October 7, 2021
Received by PSB:	October 21, 2021
Conduct Complaint	Discreditable Conduct
Allegation Date:	October 2, 2021
Investigation Update:	Interviews being conducted.
Initial Complaint Summary:	The Complainant advises that the officer drove at an excessive speed through a residential area. When he asked for the officers name it is alleged that he refused to provide it.
Disposition:	Active
Date Closed:	N/A
Complaint Timeline:	Two months, 10 days - Open investigation

Complaint Number:	PC 2021-89
Date Filed to OIPRD:	October 12, 2021
Received by PSB:	November 15, 2021
Conduct Complaint	Discreditable Conduct
Allegation Date:	October 9, 2021
Investigation Update:	Resolved - Via Early Resolution on December 2, 2021. The Complainant was satisfied that the officer was spoken to regarding his actions. The officer was counseled on appropriate service and reminded of stressors experienced by victims/complainants and how to interact with the public in a manner that will help alleviate those stressors. Both parties were satisfied with the outcome of the resolution.
Initial Complaint Summary:	The Complainant advises that she spoke with an officer at the front desk regarding her son who was involved in an accident. She states that the officer was rude and dismissive when they asked how long it would be until an officer was available to speak with them.
Disposition:	Concluded - File closed by the OIPRD
Date Closed:	December 15, 2021
Complaint Timeline:	30 days. Professional Standards investigation completed in seven days.

Complaint Number:	PC 2021-91
Date Filed to OIPRD:	November 6, 2021
Received by PSB:	November 18, 2021
Conduct Complaint	Neglect of Duty
Allegation Date:	November 5, 2021
Investigation Update:	Interviews being set up.
Initial Complaint Summary:	The Complainant advises that he was assaulted while at a local establishment in downtown Barrie. He states that the officers dismissed his complaint and did not properly investigate.
Disposition:	Active
Date Closed:	N/A
Complaint Timeline:	One month, 13 days - Open investigation

Complaint Number:	PC 2021-92
Date Filed to OIPRD:	November 15, 2021
Received by PSB:	December 7, 2021
Conduct Complaint	Discreditable Conduct Neglect of Duty
Allegation Date:	February 2, 2021
Investigation Update:	Interviews being set up.
Initial Complaint Summary:	The Complainant alleges that he was robbed and assaulted outside of a convenience store in the City of Barrie. He advises that the officers failed to investigate and that they were biased as they are female, and he is a male.
Disposition:	Active
Date Closed:	N/A
Complaint Timeline:	24 days - Open investigation

Complaint Number:	PC 2021-93
Date Filed to OIPRD:	November 9, 2021
Received by PSB:	December 7, 2021
Conduct Complaint	Neglect of Duty
Allegation Date:	November 9, 2021
Investigation Update:	This investigation has been referred to the Toronto Police Service by the OIPRD for investigation. The Barrie Police Service Professional Standards Unit will facilitate as required.
Initial Complaint Summary:	The Complainant alleges that officers, while executing a warrant, entered the wrong apartment and caused damage to his door.
Disposition:	Active
Date Closed:	N/A
Complaint Timeline:	24 days - Open investigation

Complaint Number:	PC 2021-94
Date Filed to OIPRD:	November 22, 2021
Received by PSB:	December 10, 2021
Conduct Complaint	Discreditable Conduct
Allegation Date:	Excessive Use of Force July 23, 2021
Investigation Update:	Opening stages of investigation.
Initial Complaint Summary:	The Complainant states that he was involved in a traffic stop with a female officer. He advises that the officer requested additional officers to attend. He alleges he was struck in the face and placed in handcuffs for a <i>Highway Traffic Act</i> offence.
Disposition:	Active
Date Closed:	N/A
Complaint Timeline:	21 days - Open investigation



BARRIE POLICE SERVICES BOARD REPORT
JANUARY 2022
OPEN

TO: Barrie Police Services Board

FROM: Chief Kimberley Greenwood

DATE: January 10, 2022

SUBJECT: Financial Variance Report for the period ended November 30, 2021

Background

The report provides the Board with a statement of revenue and expenditures for the eleven months ended November 30, 2021, as compared to the approved 2021 budget.

Attachment

Operating Variance Report for the eleven months ended November 30, 2021, which represents 91.67% of the budget year.

Report

Actual year-to-date salaries and benefits are \$48,678,025 or 88.2% of the annual budget, operating expenditures total \$5,525,947 or 93.8% of the annual budget and revenues are \$5,595,787 or 95.2% of budgeted revenue. Total net expenditures for the period were \$48,647,170 or 88.0% of the approved net operating budget.

Anticipated costs, including retirement incentive payouts, have been included in the year end projected amounts. The net result for the year ended December 31, 2021, is a projected deficit of \$992,925 or (1.8%) of the annual budget.

The following comments address significant expense and revenue variances for 2021:

Salaries & Benefits

Year-to-date police and civilian salary costs represent 88.1% of the annual budget. Included in the reported amounts are negotiated contractual increases and reclassifications.

Projected salary costs include the impact of the Board-approved retirement incentive program for eligible members. The program resulted in eight active members and three members on long term disability benefits committing to retiring by December 31, 2021. A transfer from the Service's operating reserve in the amount of \$600,000 will be used to offset the related costs.

There will be 16 additional retirements by members who were not eligible for the incentive program prior to end of 2021. Most of those retirements were unanticipated and resulted in accumulated time bank payouts in excess of budgeted amounts.

Year-to-date overtime is 129.0% of the annual budget. Significant items included in overtime are costs pertaining to the tornado (\$82,485) and COVID-19 pandemic responses (\$71,211). Included in projected overtime costs is the impact of a recent unanticipated major investigation.

Police and civilian benefits costs are 89.0% of the annual budget. Benefits costs are typically higher during the first half of the year until CPP and EI premiums have reached their maximum annual contribution limits. Included in projected benefits costs are additional benefits costs relating to the retirement incentive payouts.

Building

Year-to-date expenditures pertaining to Barrie Police Service facilities have been posted to the Service's accounts by the City of Barrie. The assumption has been made that the building budget will be fully expended.

Maintenance

Included in maintenance costs is \$797,256 for software maintenance and annual licencing fees. Certain software upgrades were required to enable our members to work remotely. As a result, it is anticipated that software maintenance will be over budget by approximately \$50,000 in 2021.

Grant Expenditures

Provincial grant funding is awarded to assist with specific and targeted initiatives. Included in grant expenditures are the actual costs directly related to the various grant programs. It should be noted that offsetting grant funding is included under "grants and secondments" revenue.

COVID-19 Expenditures

Unbudgeted operating costs incurred relating to the COVID-19 pandemic amounted to \$380,277 for the first eleven months of 2021. It is estimated that the requirement to purchase personal protective equipment and related items will continue and a deficit of \$386,277 is predicted.

Revenue

Funding for the Court Security Prisoner Transportation Grant (CSPT) was confirmed in March 2021 in the amount of \$2,705,155. Actual 2021 funding will be \$50,470 less than 2020 and is \$22,715 less than the anticipated budgeted amount. The reporting period for the CSPT grant is from January 1 to December 31 of each year.

The Community Safety in Policing (CSP) grant funding was approved in the amount of \$609,075. The reporting period for the CSP grant runs from April 1 to March 31.

After finalizing the 2021 budget, funding was approved under the following grant programs:

Ministry of the Solicitor General:

Ontario CCTV Grant Program – Project Lima	\$160,000
Victim Support Grant – When You’re Ready	\$100,000
CSP Grant – Every Voice Matters	\$100,000
Ontario CCTV Grant Program	\$51,000

Ministry of the Attorney General:

Civil Remedies – Inside Out Youth Prevention Program	\$100,000
Safer Communities through Collaborative Justice	\$96,672

Other:

Criminal Intelligence Service Ontario	\$50,000
Firehouse Subs	\$41,877

Also included in grant and secondment revenue are billings for 11 seconded positions for the first eleven months of 2021. Three budgeted secondments have been cancelled and member retirements will affect three others. All vacancies resulting from retirements will be filled by another member of the Service in late 2021 or early 2022. Additionally, the Service was granted two new secondment contracts which commenced in 2021. Overall, a funding shortfall of \$248,712 is expected for 2021.

All required annual reports for the grant programs were submitted prior to the reporting deadlines.

Year-to-date general revenue is 88.0% of the annual budget. Certain revenue sources including criminal records checks, false alarms calls, and paid duty administration fees have been reduced in 2021. The decrease in revenue is related to the ongoing COVID-19 pandemic and changes in business practices. A deficit in general funding is projected in the amount of \$50,000.

In December 2021, the City of Barrie approved funding through the Safe Restart program which will be used to offset COVID-19 costs. Funding in the amount of \$529,000 has been included in the year end projections.

Financial Implication

Overall, it is anticipated that there will be an operating deficit in the amount of \$992,925 in 2021.

The projected 2021 deficit was reduced from the prior period as a result of approved funding from the City of Barrie under the Safe Restart funding program.

Once final year-end results have been compiled and the deficit amount is confirmed, there are reserve funds which may be used to offset a portion of the deficit.

Financial management staff will continue to monitor the Service’s financial position and report accordingly.

Prepared by:

Nancy Halas
Finance Manger



**BARRIE POLICE SERVICES BOARD
OPERATING VARIANCE REPORT**
For the eleven months ended November 30, 2021

	Annual Budget	YTD Actual	YTD %	Year End Projected	Projected Variance	Projected Variance %	Prior Year YTD Actual	Prior Year %
	\$	\$	%	\$	\$	%	\$	%
Police Services Board								
Board honoraria & benefits	13,592	11,463	84.3%	13,033	559	4.1%	12,538	92.2%
Board professional fees	25,000	20,313	81.3%	25,000	-	0.0%	22,466	49.9%
Board memberships	5,200	5,939	114.2%	5,939	(739)	(14.2%)	5,130	98.7%
Board meetings, travel & supplies	3,000	1,270	42.3%	3,000	-	0.0%	5,295	176.5%
Total Police Services Board	46,792	38,985	83.3%	46,972	(180)	(0.4%)	45,429	68.0%
Salaries								
Police Salaries	28,329,703	25,083,277	88.5%	29,529,703	(1,200,000)	(4.2%)	23,633,590	86.8%
Civilian Salaries	10,207,295	8,875,930	87.0%	10,277,295	(70,000)	(0.7%)	8,611,965	87.3%
Casual Salaries	1,460,000	1,265,831	86.7%	1,503,500	(43,500)	(3.0%)	1,335,410	72.0%
	39,996,998	35,225,038	88.1%	41,310,498	(1,313,500)	(3.3%)	33,580,965	86.2%
Overtime								
Police Overtime	682,500	847,306	124.1%	912,500	(230,000)	(33.7%)	690,600	103.2%
Civilian Overtime	54,000	102,815	190.4%	109,000	(55,000)	(101.9%)	65,843	124.2%
	736,500	950,121	129.0%	1,021,500	(285,000)	(38.7%)	756,443	104.8%
Benefits								
Police Benefits	8,685,084	7,705,604	88.7%	8,660,084	25,000	0.3%	7,263,035	84.5%
Civilian Benefits	3,206,657	2,867,734	89.4%	3,229,657	(23,000)	(0.7%)	2,812,918	91.1%
Casual Benefits	317,058	287,164	90.6%	332,058	(15,000)	(4.7%)	294,206	153.8%
	12,208,799	10,860,502	89.0%	12,221,799	(13,000)	(0.1%)	10,370,159	87.3%
Legislative Impacts								
Salaries	1,745,170	1,385,129	79.4%	1,814,000	(68,830)	(3.9%)	1,536,341	84.7%
Benefits	529,576	257,235	48.6%	336,576	193,000	36.4%	307,724	64.3%
	2,274,746	1,642,364	72.2%	2,150,576	124,170	5.5%	1,844,065	149.0%
Total Salaries & Benefits	55,217,043	48,678,025	88.2%	56,704,373	(1,487,330)	(2.7%)	46,551,632	86.5%
Operating Expenditures								
Building	1,039,578	640,881	61.6%	1,039,578	-	0.0%	1,094,609	84.6%
Maintenance	941,439	764,969	81.3%	991,439	(50,000)	(5.3%)	828,890	112.2%
Vehicle maintenance and leases	733,500	591,440	80.6%	691,000	42,500	5.8%	554,540	71.5%
Insurance	560,500	663,536	118.4%	675,500	(115,000)	(20.5%)	547,171	97.6%
Uniforms and equipment	372,949	262,600	70.4%	337,949	35,000	9.4%	310,884	79.1%
Operating supplies	367,770	326,628	88.8%	357,770	10,000	2.7%	516,543	100.2%
Staff development and wellness	352,859	252,793	71.6%	272,312	80,547	22.8%	258,422	69.0%
Grant expenditures	351,987	591,716	168.1%	930,481	(578,494)	(164.4%)	579,679	1539.7%
Telephone	337,976	285,774	84.6%	320,976	17,000	5.0%	293,424	84.7%
Annual fees and levies	303,500	165,824	54.6%	298,357	5,143	1.7%	218,700	72.1%
Professional fees	113,900	245,513	215.6%	254,450	(140,550)	(123.4%)	88,014	77.3%
Office supplies	52,500	20,670	39.4%	23,862	28,638	54.5%	25,748	40.2%
Property and equipment rental	22,500	13,738	61.1%	22,500	-	0.0%	7,327	32.6%
Memberships	19,311	8,663	44.9%	11,811	7,500	38.8%	17,394	104.2%
Meetings and travel	14,200	8,745	61.6%	11,700	2,500	17.6%	7,218	43.5%
Community events	6,500	2,180	33.5%	3,180	3,320	51.1%	2,342	29.3%
COVID-19 Expenditures	-	380,277	-	386,277	(386,277)	-	142,294	-
Transfer to WSIB Reserve	300,000	300,000	100.0%	300,000	-	0.0%	-	-
Contribution to Child and Youth Advocacy Centre	-	-	-	-	-	-	45,000	100.0%
	5,890,969	5,525,947	93.8%	6,929,142	(1,038,173)	(17.6%)	5,538,199	98.5%
Revenue								
Grants and Secondments	5,027,170	4,248,200	84.5%	5,480,928	(453,758)	(9.0%)	4,082,439	87.3%
Transfer from Operating Reserve	-	600,000	-	600,000	(600,000)	-	-	-
General revenue	850,000	747,587	88.0%	800,000	50,000	5.9%	458,814	54.0%
Funding from the City of Barrie for COVID-19 costs	-	-	-	529,000	(529,000)	-	-	-
DC Funding	-	-	-	-	-	-	58,992	368.7%
Total Revenue	5,877,170	5,595,787	95.2%	7,409,928	(1,532,758)	(3.1%)	4,600,245	83.0%
Net Operating Expenditures	55,277,634	48,647,170	88.0%	56,270,559	(992,925)	(1.8%)	47,535,015	88.0%



BARRIE POLICE SERVICES BOARD REPORT
JANUARY 2022
OPEN

TO: Barrie Police Services Board

FROM: Chief Kimberley Greenwood

DATE: January 5, 2022

SUBJECT: Barrie Police Service Response in our Elementary and Secondary Schools

Background

As our community continues to adjust to the many challenges it is facing, the Barrie Police Service (BPS) continues to develop alternative response approaches to combat these emerging issues effectively. BPS also recognizes the importance of using proven research techniques to enhance service delivery and informed decision-making.

Through the lens of an evidence-based approach, a re-evaluation of current practices led to the inception of the Community Safety and Well-Being Team (CSWB team) Pilot Project, in June of 2021.

With the onset of the COVID-19 pandemic and the closure of schools, BPS recognized the opportunity to utilize the four members of the Community Services Unit (CSU) to respond to factors that undermine community safety from a more innovative approach.

Our previous School's Resource Officer program (SRO) included deploying a consistent officer to assigned schools within the city. The previous approach was increasingly difficult to sustain while BPS endeavours to enhance the deployment of our officers to the highest harm areas of the city. BPS continues to react to criminal matters within the schools, both elementary and secondary; however, specific officers are not given these duties.

BPS value our partnership with the Simcoe County District School Board and Simcoe Muskoka Catholic School Board and will persevere to progressively develop ways to enhance this vital relationship to continue to coordinate effective responses to all schools within the city.

Overview

BPS is mindful of the growing demand to re-examine the role of police officers in schools to ensure students feel safe in their learning environment. As BPS continues to develop as an evidence-based initiatives to identify risks and opportunities; re-examining the SRO program is vital.

Independent research, conducted by Simon Fraser University, of past police prevention programs, including an analysis on the effectiveness of Project DARE (Drug Abuse Resistance Education) in preventing alcohol, tobacco, and illicit drug use among school-aged youths, found the program to be ineffective.

In response to community voices and research findings, BPS has redesigned its approach to proactive programming in elementary schools with the development of 'Inside Out,' a new pilot program that replaces its previous Values Influences and Peers (VIP) model.

Inside Out follows guidelines from the Chief Medical Officer Recommendations for Youth Programs and Ontario's Safety and Wellbeing Framework.

Specified members of the CSWB team will be responsible for delivering the 'Inside Out' program to those schools and other community partners who have agreed to implement this innovative and evidence-based model into their programming.

BPS will continue coordinating with schools to deliver lockdown drills, the CAA Safety Patroller Program, requested presentations, and other special events, subject to available resources.

BPS has also created a school resource portal to connect schools, and staff with the local community supports identified as subject matter experts on a wide variety of topics. In addition, the portal will be relied upon for immediate access to information on upcoming events, important dates, and scheduling.

This portal is designed to provide a user-friendly platform for elementary and secondary schools to access and obtain current information, education, and guidance to assist with the ever-evolving challenges and behavioral issues within their respective school. BPS has also clearly identified what agencies offer presentations and in what capacity, i.e., in person or virtually. Many of these resources have already been referred to various schools in response to their specific needs.

Also included in this portal is a list of specific topics that officers of CSWB team can provide, including education, advice, and guidance on police-related issues, such as the Youth Criminal Justice Act, social media, and peer exploitation.

BPS remains committed to ensuring our schools are safe places to learn. Should a situation develop that requires a more strategic or enhanced response, the CSWB team will coordinate with our schools to build the most appropriate initiative to address the issue.

BPS is looking beyond the traditional approach of police as authority figures within the schools each day. When addressing the underlying issues resulting in criminal behavior, BPS recognizes the need for a fulsome multiagency approach.

BPS can provide suggestions for problem-solving and encourage a more collaborative effort with school officials, guidance counselors, parents, and the involved students, along with the appropriate community resources that have the expertise in the specific and often complex issues at hand.

Moving forward, members of the CSWB team will continue to communicate with our school boards to address their challenges, expectations and, discuss what is realistic under the new deployment model to adopt future response models based on supportive research.

Recommendation

The Barrie Police Services Board receives this report for information.

Prepared by:

Trevor Marsh
Sergeant # 3341
Operational Support Services

Approved by:

Valarie Gates
Inspector # 4546
Operational Support Services



**BARRIE POLICE SERVICES BOARD REPORT
JANUARY 2022
OPEN**

TO: Barrie Police Services Board

FROM : Chief Kimberley Greenwood

DATE: January 13, 2022

SUBJECT: City of Barrie Council Motion 21-G-257

Background

The Barrie Police Service (BPS) received correspondence from the Police Services Board on November 22, 2021, relating to City of Barrie Motion 21-G-257. (see appendix A)

The motion presented was inclusive of two points of interest:

1. *The Barrie Police Services Board be requested to review opportunities to enhance the Barrie Police Service (BPS) response to noise that is disruptive to others and especially motor vehicle noise and provide a memorandum back to City Council outlining the results of the review.*
2. *That the Barrie Police Service be requested to provide information regarding the outcome of the noisy vehicle blitz over the summer and the approach of the Citizen's on Patrol Program. (21-G-195 and 20-G-202) (see appendix B)*

There have been multiple requests for the Barrie Police Service (BPS) to partner with City of Barrie By-Law Enforcement to address the concern of noisy vehicles. (see appendix C) It is important to address at this time that our City of Barrie law enforcement partners do not have the authority to stop and pull over targeted vehicles, nor do they have the equipment or training to satisfy the provisions of City of Barrie Noise By-Law 2006-140. Therefore, to partner with them for an enforcement blitz, would not be effective or efficient.

Barrie Police Service – Past Strategic Efforts

The BPS has acknowledged the community concerns regarding modified vehicles and the noise they emit. As a result of those concerns, the Traffic Unit has implemented the following strategies to address the concerns received:

- Frequent attendance at 26 targeted locations, identified through communication with City Councillors and information received from the public to monitor the traffic as it relates to the complaints.
- Social media messaging intended to inform the public on the equipment violations that are being investigated and prosecuted.
- Project *Wake Up Call*, an initiative that was designed to specifically address numerous community complaints generated in the east end of the city (Ward 1). This project ran during the months of June and July 2021. During this time 89 provincial charges were laid, of which 14 were specific to noisy mufflers.
- Project *ERASE* (Eliminate Racing Activity on Streets Everywhere), a 26-year-old provincial initiative, inclusive of 10 police services. It was held in the City of Barrie on August 7, 2021 and netted a total of 65 provincial and criminal charges, inclusive of five that were specific to modified mufflers.

The above commitment netted more than 182 provincial charges laid by the BPS relating to unnecessary noise and unlawful alterations to motor vehicles. Further, an additional 18 charges were issued in the City of Barrie during project *ERASE*, in collaboration with the York Regional Police Service and the O.P.P.

Barrie Police Service – Future Opportunities

All of the initiatives in 2021 will continue in 2022. To supplement ongoing efforts, the Service's Traffic Unit is developing a "Report Card" amnesty event for the Spring 2022, in which other agencies will be invited to participate. The purpose of the event is to provide prevention through education, and to provide a positive relationship with car enthusiasts. Drivers of modified vehicles will be invited to attend a pre-determined location with their vehicle for a review by officers to determine if the vehicle complies with the identified legislative authorities.

Citizens on Patrol Program (COPS)

The request from Council asks that the BPS provide information regarding the approach of the Citizens on Patrol Program (COPS). The Service continues to identify meaningful purpose for volunteers within the community that will significantly contribute to the City's overall safety and well-being. The Service's long-time COPS program, amongst other impactful opportunities, may be utilized to support the Service's strategic objective of "*Safer Roads and Pathways*."

Conclusion

The Barrie Police Service remains steadfast in its commitment to traffic safety while recognizing the effect that modified mufflers emitting unreasonable noise can have on the well-being of community members. The Service will continue address this issue while prioritizing the safety of our roads and intersections, by focusing on long-term strategies to effectively target our community's safety and well-being.

Recommendation

The Board receive this report for information.

Prepared by:

Wyllie Allan
Deputy Chief of Police

November 22, 2021

COO

Greg Ferguson, Chair
Barrie Police Services Board
110 Fairview Road
Barrie, ON L4N 8X8
(Sent via email bpsboard@barriepolice.ca)

Dear Mr. Ferguson:

Re: **NOISE BY-LAW ENFORCEMENT**

On behalf of the Council of The Corporation of the City of Barrie, I wish to advise you that on November 8, 2021, City Council approved the following motion:

21-G-257 NOISE BY-LAW ENFORCEMENT

1. That the Barrie Police Services Board be requested to review opportunities to enhance the Barrie Police Service (BPS) response to noise that is disruptive to others and especially motor vehicle noise and provide a memorandum back to City Council outlining the results of the review.
2. That the Barrie Police Service be requested to provide information regarding the outcome of the noisy vehicle blitz over the summer and the approach of the Citizen's on Patrol Program. (21-G-195 and 20-G-202)

If you have any questions, please do not hesitate to contact the undersigned, wendy.cooke@barrie.ca or (705) 739.4220, Ext. 4560.

Yours truly,



Wendy Cooke
City Clerk/Director of Legislative and Court Services

WC/bt

cc:

- The Barrie Police Service

Appendix B

File #: **21-G-195** **Version:** 2

Type: Recommendation

Title: RESPONSE TO MOTION 20-G-202 - NOISE BY-LAW ENFORCEMENT That the following matter be referred to the Finance and Corporate Services Committee for consideration: "Memorandum from B. Keene, Acting Supervisor of Enforcement Services dated June 28, 2021 regarding a response to motion 20-G-202 - Noise By-Law Enforcement."

File #: **21-G-202** **Version:** 2

Type: Recommendation

Title: REFERRED BY GENERAL COMMITTEE DATED MARCH 9, 2020 - RESPONSE TO MOTIONS 19-G-218 AND 19-G- 255 - NOISE BY-LAW ENFORCEMENT 1. That staff in the Legislative and Court Services Department review what other municipalities have done with respect to blitzes and voluntary compliance with their respective Police Services concerning matters such as noisy mufflers and cars and report back to the Finance and Court Services Committee in Q2 of 2021. 2. That staff in the Legislative and Court Services Department work with the Barrie Police Service concerning a possible joint blitz concerning noisy vehicles. 3. That Barrie Police Service be thanked for conducting the past blitzes and be encouraged to do further blitzes to address noisy vehicles in 2021.

Action: recommended for consideration of adoption (Section "B")

Action text: This matter was recommended (Section "B") to City Council for consideration of adoption at its meeting to be held on 12/7/2020.



**LEGISLATIVE AND COURT SERVICES
MEMORANDUM**

Page: 1
File: P00
Pending #:
50/20

TO: GENERAL COMMITTEE

FROM: B. KEENE, ACTING SUPERVISOR OF ENFORCEMENT SERVICES

NOTED: W. COOKE, DIRECTOR OF LEGISLATIVE AND COURT SERVICES / CITY CLERK

D. MCALPINE, GENERAL MANAGER OF COMMUNITY AND CORPORATE SERVICES

M. PROWSE, CHIEF ADMINISTRATIVE OFFICER

RE: FOLLOW UP RESPONSE TO MOTION 20-G-202 – NOISE BY-LAW ENFORCEMENT

DATE: June 28, 2021

The purpose of this Memorandum is to provide members of General Committee with a response to a direction received on June 8th, 2021, from the Finance and Corporate Services Committee Meeting. Staff in the Legislative and Court Services Department were requested to review the Town of Caledon and Town of Oakville's enforcement of noisy vehicles and report back via memorandum related to motion 20-G-202, adopted by City Council in March 2020.

Town of Oakville:

Staff contacted the Town of Oakville for information on their enforcement of "noisy vehicles". The Manager for Enforcement Services at the Town of Oakville indicated that the enforcement program they have undertaken with Police is specific to motorcycle noise, and no other "noisy" vehicles are enforced under this joint initiative.

Staff explained that the joint initiative was to allow and engage Halton Regional Police Service (HRPS) officers to pull vehicles off the roadway. It also allowed for HRPS to grow their program through their initiative of Project Noisemaker where the police officers will enforce noise from moving vehicles, but with the additional assistance of Town Enforcement Staff. It allows for noise testing on the scene for motorcycles, thereby providing quantitative evidence to proceed with charges. Staff confirmed that HRPS does have the ability to issue charges under the HTA. However, they felt that the additional noise prohibitions added to the municipal noise by-law allows for motorcycle noise to be tested by municipal staff with the sound meter whereby, if the sound exceeds the specified limit, charges will be issued.

Oakville confirmed that during targeted enforcement, Municipal Law Enforcement Officers will set up in a specific location, for example a mall parking lot and Police will monitor the adjacent roadway and if suspected noisy motorcycle noise is heard, the Police will pull over the (suspected) noisy motorcycles to have a noise level reading conducted by Municipal Law Enforcement Staff. The police do not pull vehicles over under the municipal by-law. Police may pull over vehicles the checking "the mechanical fitness of the vehicle" or a possible violation of s. 75 of the HTA. Once their check is done, Oakville Enforcement Staff will test for compliance under the town's by-law.

Staff from Oakville indicated that they attempt to schedule 4 to 8 days to conduct this targeted enforcement in the summer months, generally on the weekend, with approximately 0 to 8 tickets are issued per session, with an average of approximately 1 ticket per hour during the joint enforcement initiative. Staff in Oakville stated that generally it does take time to set the motorcycle up for testing and then to conduct the test itself, after which, if the sound level exceeds the permitted level a charge will be issued under POA (which also takes time). The Town of Oakville has also indicated that they have had a good success rate to date with tickets that are challenged in court.



**LEGISLATIVE AND COURT SERVICES
MEMORANDUM**

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To date, these inspections have not been impacted by COVID-19. They have continued this program to the best of their ability during the pandemic. They conducted several inspection dates last year and have completed 2 so far this year with another possible 6, that they are awaiting confirmation from Halton Regional Police on for later this year.

In conclusion, staff have noted that the Town of Oakville's enforcement measures only relate to noise created by motorcycles, with a heavy reliance on a Police agency to assist them by pulling over the vehicles.

Town of Caledon:

Staff contacted the Town of Caledon for clarification on their enforcement of "noisy vehicles". They indicated that they too only have enforcement initiatives with the OPP to address noisy motorcycles, and not other noisy vehicles.

Caledon indicated that their enforcement officers conduct joint inspections in areas with the Ontario Provincial Polices (OPP) that where they have received a significant number of complaints from residents concerning loud motorcycles. The initiatives includes the OPP Officers pulling over the motorcycles and their officers would conduct the testing using the sound level meter/calibrator from 3M. Staff in Caledon indicated that they are typically conduct these inspections approximately one weekend a month in the summer due to available resources of the OPP who have the authority to stop the vehicles. Caledon indicated that between 2013 and 2019, with their staff having issued approximately 70 tickets in total to motorcycle operators found in violation. Enforcement of this program was initiated by members of the Belfountain community in Caledon due to raising concerns from members of the public voiced with Council about the noise pollution coming from motorcyclists riding through the community. There was a joint decision with OPP and By-law to conduct the enforcement together. By-law would get the required equipment and training, and OPP would assist with pulling the motorcycles over.

Caledon did advise that COVID-19 has played a significant impact, as they have not conducted any of these inspections since summer of 2019. Staff in Caledon further advised that they have had some success with the enforcement of noisy motorcycles, that they have only issued a small number of tickets due to the time to conduct the noise measuring for each motorcycle while dozens continue to pass by. The OPP are understandably unable to provide consistent officers to assist with this type of enforcement initiative. Unless the Town of Caledon receives a significant number of complaints this summer, they will not be conducting these inspections in 2021*.

Again, staff concluded that the Town of Caledon's enforcement measures only relate to noise created by motorcycles. The Town staff relies heavily on a Police agency to assist them by pulling over the vehicles.

Barrie Police Service:

Staff contacted Barrie Police Services after receipt of the information from the Town of Caledon and the Town of Oakville, to inquire as their thoughts on the feasibility of conducting joint inspections. The Barre Police Service provided the following comments.

The Barrie Police Service applies Section 82 (2) of the Highway Traffic Act, noted below when conducting further inspections on vehicles in a safe location which would be off the roadway. Therefore, they are of the opinion it would be unreasonable to direct a driver to a location that is not in close proximity to where the vehicle was stopped.

"Every police officer and every officer appointed for the purpose of carrying out the provisions of this Act may require the driver of any vehicle, other than a bicycle that is not a power assisted bicycle, to stop, move the vehicle to a safe location as directed by the officer and submit the vehicle, together with the its equipment and, in the case of a commercial motor vehicle, any vehicle drawn by it, to the examinations and tests that the officer may consider expedient"

If a vehicle stop is conducted for an equipment issued such as an improper muffler or no muffler, a Provincial Offence Notice is often provided to the driver for that offence, which is the most appropriate course of action as it occurred on a Highway (as defined in the Act). The definition of a Highway does not include parking lots or public places, whereas that By-law infraction may be applicable. However, Barrie Police indicated that it is not encouraged to approach a group of car enthusiasts for the purposes of addressing noise infractions, as it may pose an officer safety issue.

Barrie Police indicated that they would be open to discussing some joint enforcement, however, they felt the manner that the other municipalities such as Caledon and Oakville are conducting theirs, may not be as applicable or appropriate to our jurisdiction.

Another concern raised by Barrie Police related to a joint enforcement effort, is that if a Provincial Offence Notice is issued by the Police, then if applicable a by-law ticket is issued by the By-Law department, which one takes jurisdiction, as you will have two different processes for the same set of circumstances, which may become confusing when the matter is addressed in the courts.

Barrie Police representatives also advised that BPS will be conducting a blitz this summer for unnecessary noise, along with addressing stop signs and speeding. They advised that it will be occurring twice a week over a four-week period.

Training and Equipment:

To facilitate the type of noise enforcement conducted by the Town of Oakville or the Town of Caledon, new noise level meters/reader would be required, staff training for staff conducting reading. The City of Barrie currently has 1 noise level reader, it does function and is calibrated annually and is currently only suitable to investigate noise from "stationary sources" such as noisy air conditioners, pool pumps etc. While the equipment the City has still functions properly, if Enforcement staff were asked to participate in such an enforcement initiative, new equipment would be required. Staff that would be conducting the noise level readings have already taken an environmental noise course, but more training may be required at an additional cost depending on the equipment purchased.

Staff reached out to the Town of Oakville, they noted that they use a Larson Davis LxT and LxT1 to measure the sound for noisy motorcycles. The cost of the sound level readers retail for approximately \$2500. The Town of Oakville also indicated that their officers have all also successfully completed NCB-5 Noise By-law Course with SS Wilson Associates, Consulting Engineers.

When staff spoke to the Town of Caledon, they indicated they use 3M Sound Pro Level Meters at a cost of approximately \$2500 to measure sound. They advised that a trainer from SS Wilson Associates, Consulting Engineers conducted a 2-day training course for their officers (cost unknown), with the Supervisor of Enforcement training any new staff.

Staff reached out to SS Wilson Associates, Consulting Engineers, the cost to deliver the 2-day course is approximately \$7000. This costing is just the costing for motorcycle type noise, if they were to provide training in other areas to do all encompassing noise enforcement, the cost will be much higher.

Staff have been advised by SS Wilson Associates, Consulting Engineers of related instrumentation charges that would be approximately \$6700, which would need to be purchased.

Conclusion:

Upon review of both requested municipalities, staff have determined that both Caledon and Oakville only conduct noise level readings related to motorcycles and not all vehicle types that may create some level of noise pollution. Furthermore, both Caledon and Oakville require the support of a police agency to assist with the enforcement initiatives as they require police to stop the vehicles. While both municipalities have had some success, the enforcement is time consuming and with the time noted to conduct the noise level readings, both municipalities noted that many motorcycles "allude" the enforcement measures undertaken. As noted above, while police agencies were assisting with stopping the vehicle for noise level readings to be undertaken by municipal staff under a by-law, those same motorcycles (and additional vehicles) can be addressed under the Highway Traffic Act, and the operator can be charged under those regulations without need to conduct noise level readings.

Should Council wish implement measures to address noisy vehicular traffic, a few options available are:

- Sending correspondence to the Barrie Police Services Board, requesting more enforcement (beyond the already planned four week blitz) to deal with all vehicular noise
- Sending correspondence to the Barrie Police Services Board to advise of Council's interest in a joint enforcement initiative. This type of initiative would require the City to purchase the appropriate equipment as the current equipment is not appropriate
- Consideration of a reduction of speed limits which may assist with noise levels;
- Consideration of noise barriers in areas of high traffic noise



**LEGISLATIVE AND COURT SERVICES
MEMORANDUM**

Page: 1
File: P00
Pending
#: P34/19
& P46/19

TO: MAYOR J. LEHMAN AND MEMBERS OF COUNCIL

FROM: J. FORGRAVE, SUPERVISOR OF ENFORCEMENT SERVICES

NOTED: W. COOKE, DIRECTOR OF LEGISLATIVE AND COURT SERVICES / CITY CLERK
D. MCALPINE, GENERAL MANAGER OF COMMUNITY AND CORPORATE SERVICES
M. PROWSE, CHIEF ADMINISTRATIVE OFFICER

RE: RESPONSE TO MOTIONS 19-G-218 AND 19-G-255 – NOISE BY-LAW ENFORCEMENT

DATE: MARCH 9, 2020

The purpose of this Memorandum is to provide members of Council with an update concerning two motions brought forward in 2019 requesting staff to review various provisions under the Noise By-law. Motion 19-G-218 and Motion 19-G-255 were brought forward due to concerns raised by members of the community to the Members of Council.

"19-G-218 – NOISE BY-LAW - That staff be directed to work with the Barrie Police Service to explore options for enforcing the City's Noise By-law in connection with motor vehicles and motorcycles and report back to General Committee before Spring, 2020."

"19-G-255 – NOISE BY-LAW - RESTRICTIONS OF CONSISTENT NOISE OF ALL SOURCES - That staff in the Legislative and Court Services Department investigate the feasibility of implementing provisions within the Noise By-law to restrict consistent noise of all sources in residential areas and report back to General Committee."

Staff began a review of the current provisions set out in the Noise By-law along with information provided by the Barrie Police Service which included the current enforcement practices regarding noise complaints received, both by the Enforcement Services Branch and Barrie Police Service. In addition, staff included organizational procedures and the rationale associated with why the enforcement of the Noise By-law is divided between the two agencies.

Current Enforcement Practice:

Quantitative or Measurable Noise – Enforcement Services

Enforcement Services is responsible for enforcing the quantitative or measurable noise as provided for in the Noise by-law. These types of noises generally stem from stationary sources such as air conditioners and pool pumps. Staff have received training and certification in the use of sound level meters and how to calculate noise measurements while taking environmental and ambient factors into consideration.

Enforcement Services receives complaints regarding quantitative noise (measurable sound) and will set up an inspection to take noise measurements with the use of a sound level meter from the point of reception (where the noise is being heard), when the source can be controlled by the owner and when environmental factors such as wind, rain and humidity and ambient factors such as traffic are favourable. Often numerous visits are required to get the optimum conditions to determine whether a violation is present. Should a violation be present, Enforcement Services will work with the owner to remedy the situation for both parties or if necessary proceed with legal action.



LEGISLATIVE AND COURT SERVICES
MEMORANDUM

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File: P00
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#: P34/19
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Enforcement Services received 107 noise complaints in 2018 for qualitative noise from stationary sources however most did not result in a violation.

Qualitative Noise Matters – Barrie Police Service

The Barrie Police Service is responsible for the qualitative noise, or noise that is disruptive to others enjoyment of their property, such as loud stereos (amplified sound), parties, construction and motor vehicle noise.

Historically it was found that the qualitative noise complaints, due to their specific nature, generally involve numerous individuals (amplified sound / parties etc.) requiring numerous Officers to attend and occur during overnight hours or ultimately require provincially legislated authorities that Municipal Law Enforcement Officers are not provided such as stopping motorized vehicles. Therefore, it has remained with the Police Service for enforcement of those types of complaints. That is still found to be true today.

Barrie Police Service receive complaints regarding noise sources that are disruptive to others enjoyment of their property or "quality of life". All calls received by Barrie Police Service are assigned a priority level, general noise is of a lesser priority response than many of their calls for service however should the information from the caller warrant a higher priority, such as alcohol involvement, vehicle involved, damage occurring then a more responsive priority is assigned due to the potential of criminal offences being committed.

Barrie Police received 1,464 noise complaints in 2018 for noise from all other sources as described above.

Assessment:

Staff reviewed the General Provisions of the By-law regarding noise from all sources and the viability of keeping the restricted hours which noise is permitted or amending those hours and the capability of enforcing the General Provisions under these scenarios. Under the current General Provisions of the Noise By-law any noise that is likely to disturb an individual after 9:00 pm is prohibited and enforceable. This is in addition to the normal 11:00 pm of one day to 7:00 am of the next day prohibition which generally covers most qualitative noise throughout the by-law.

As enforcement of those provisions falls to the Barrie Police Service, staff discussed different hour restrictions or removing the hour restrictions meaning it can be enforceable 24 hours a day as the General Provision relates to those qualitative noise sources. Barrie Police explained that increasing or removing the time restrictions for permitted noise is not likely to increase compliance but rather provide them with increased calls for service during already peak service times. Since these complaints are of a lesser priority, their level of response would remain the same unless criminal offences were being committed (as previously stated).

Staff also reviewed and discussed with the Barrie Police Service, the Noise By-law regarding their enforcement of complaints for motorized vehicle noise including methods of enforcement, priority and other authorities to address such complaints in addition to the Noise By-law. As previously noted, noise including that from motor vehicles, is of a lesser priority to many calls for service that the Barrie Police Service receive. Generally these complaints involve moving vehicles most are gone upon the Officer's arrival. If the complaint is repetitive in nature at a specific location or a public safety concern, and the calls for service allow time, then Barrie Police can set up continuous patrols or blitzes in an attempt to mitigate or cease the activity causing the noise. In addition to the Noise By-law, Barrie Police utilize the Ontario *Highway Traffic Act* as an enhanced tool to enforce excessive noise from motorized vehicles. As noted above the police have the authority to stop a moving vehicle for any violation, including noise, whereas Municipal Law Enforcement Officers do not.



LEGISLATIVE AND COURT SERVICES
MEMORANDUM

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File: P00
Pending
#: P34/19
& P46/19

Conclusion:

It was also noted that noise in an urban setting at various levels is to be expected and while removing the 9:00 pm restriction, basically prohibiting qualitative type noise 24 hours a day may be an option, it is not feasible to expect that all types of noise can be controlled in that manner. In urban settings where people are in close proximity to each other and where persons are expecting to be permitted to have "enjoyment of their property" during reasonable times, occasional conflicts will arise. While enforcement is a measure to control such things, pleasant communication between neighbours which expresses potential concerns from either party moves the community towards building stronger neighbourhoods without the need to implement harsher restrictions.

Although more restrictive regulations are an option, both staff and Barrie Police Service believe that the current provisions set out in the Noise By-law, that being 9:00 p.m. or 11:00 p.m. depending on the noise source, is reasonable to allow all parties open yet regulated enjoyment of their property.

As a result, Council may wish to consider a motion requesting the Barrie Police Services Board to:

- a) Review opportunities to enhance the Service's response to qualitative noise, or noise that is disruptive to others enjoyment of their property, such as loud stereos (amplified sound), parties, construction and motor vehicle noise, and
- b) Advise City Council of the results of the review.

Appendix C cont'd

File #: 19-G-218 **Version:** 1
Type: Staff Report - GC
Title: NOISE BY-LAW That staff be directed to work with the Barrie Police Service to explore options for enforcing the City's Noise By-law in connection with motor vehicles and motorcycles and report back to General Committee before Spring, 2020. (Item for Discussion 8.5, June 26, 2019) Sponsor: Deputy Mayor, B. Ward
Mover: **Secunder:**
Result:
Agenda note:
Minutes note:
Action: recommended for consideration of adoption (Section "A")
Action text: This matter was recommended (Section "A") to City Council for consideration of adoption at its meeting to be held on 2019-08-12.

File #: 19-G-255 **Version:** 3
Type: Item of Discussion - GC
Title: NOISE BY-LAW - RESTRICTIONS OF CONSISTENT NOISE OF ALL SOURCES That staff in the Legislative and Court Services Department investigate the feasibility of implementing provisions within the Noise By-law to restrict consistent noise of all sources in residential areas and report back to General Committee. (Item for Discussion 8.4, September 9, 2019) (File: P00)
Mover: **Secunder:**
Result:
Agenda note:
Minutes note:
Action: Adopted
Action text: