

**MINUTES**  
**CHATHAM-KENT POLICE SERVICES BOARD MEETING**  
**(REGULAR)**

**Boardroom**  
**Chatham-Kent Police Headquarters**

**June 9, 2015**  
**Time: 10:30 A.M.**

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**PRESENT:**

Motion #

Mrs. Diane Daly, Chair  
Mrs. Kathryn Biondi, Vice Chair  
Councillor Bryon Fluker  
Mr. Pat Weaver  
Acting Chief Gary Conn  
Mr. Uly Bondy Board Advisor  
Guest-John Norton

**ABSENT:**

Mayor Randy Hope

**1. Call to Order**

**2. a) Declaration of Conflict of Interest**

None declared

**b) Approval of Agenda**

Moved by Pat Weaver and seconded by Kathryn Biondi

**“MOTION TO APPROVE THE AGENDA”**

#2178

Carried

**c) Approval of Minutes of May 12, 2015**

Moved by Kathryn Biondi and seconded by Councillor Fluker

**“MOTION TO APPROVE THE MINUTES OF May 12, 2015”**

#2179

Carried

**3. Health and Safety Report-Quarterly\_No Report**

**4. Reports from Chief of Police:**

**4.1 Resignation**

Moved by Councillor Fluker and seconded by Pat Weaver

**“MOTION TO ACCEPT RESIGNATION NOTICE OF EMERGENCY COMMUNICATIONS  
OPERATOR AMY HURST EFFECTIVE JUNE 14, 2015”**

#2180

Carried

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#### 4.2 OIPRD Complaint- Hearing Officer's Decision

A complaint with the Office of the Independent Police Review Director (O.I.P.R.D.) was filed relating to a drug arrest in October of 2014 by a citizen who had been arrested and strip searched. After it conducted an investigation of these matters, the O.I.P.R.D. ordered a hearing be convened. The involved officers PC Darcy Lunn and PC Meredith Rota were issued a notice of hearing under the Police Services Act and charged with Neglect of Duty and Unlawful Exercise of Authority. The hearing convened on April 30, 2015 in Chatham, Ontario. At that time both officers entered not guilty pleas to the allegations contained in the Notices of Hearing. An Agreed to Statement of Facts was entered as an exhibit by the prosecutor as well as Defence counsel.

Mr. Fitches the Hearing Officer underscored the seriousness of the allegations indicting that the allegation of unnecessary exercise of authority suggests that the officers took some sort of action affecting the rights of one or more members of the public unlawfully or unnecessarily. In Mr. Fitches summation and conclusion of the hearing, dated May 12, 2015, he began stating in his view "There is absolutely no evidence whatsoever to support either of the allegations against either of these officers". He further stated that the evidence before him did not include any suggestion that either Constable Lunn or Constable Rota displayed animus, recklessness or willfulness in their actions and that there was element of willfulness that would make the matter cross the line from a mere consideration to a matter of misconduct.

Both officers, Constable Lunn and Constable Rota were found not guilty of Neglect of Duty and Unlawful Exercise of Authority.

Moved by Pat Weaver and seconded by Councillor Fluker

#### **"MOTION TO RECEIVE THE REPORT FOR INFORMATION"**

#2181

Carried

#### 4.3 Police Motorcycle Skills Training

Two of our Traffic Officers, Constable Todd Trahan and Constable Scott Renders competed at the Music City Police Motorcycle Skills and Training Competition in Nashville Tennessee in May of 2014. There were approximately 65 competitors consisting mostly of riders that ride police motorcycles throughout the entire year. Constable Trahan placed 22<sup>nd</sup> overall and Constable Renders placed 30<sup>th</sup> overall against riders that have a significant amount of riding exposure and experience compared to them.

On April 29<sup>th</sup>, 2015 Constable Todd Trahan and Constable Scott Renders re-attended this four day police motorcycle skills and training competition in Nashville, Tennessee. This is the 2<sup>nd</sup> year the officers have attended this event representing Canada and the Chatham-Kent Police Service.

This year the officer's skill level increased significantly as Constable Todd Trahan placed 12<sup>th</sup> overall and Constable Scott Renders placed 19<sup>th</sup> overall out of approximately 60 competitors. This included approximately 10 highly skilled riders from the state of Florida.

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This year the event had the Canadian flag front and center along with the US flag and even had a skills pattern in the shape of the maple leaf representing Canada.

Due to the officer's continued networking and dedication on becoming better and safer police motorcycle riders, our officer are hosting the 2015 Great Lakes Police Motorcycle Training Session this summer August 19<sup>th</sup> – 22<sup>nd</sup>. The last time Chatham-Kent hosted this event was in 2005.

Because of their networking in Nashville they have secured a team of four riders from various parts of the state of Tennessee.

Attending these training events and representing Chatham-Kent in such a stellar fashion, provides an amazing opportunity for the officers along with enhancing their, knowledge, skills and abilities.

Moved by Kathryn Biondi and seconded by Councillor Fluker

**"MOTON TO RECEIVE THE REPORT FOR INFORMATION"**

#2182

Carried

5. Reports from Deputy Chief: NONE

6. **Acknowledgement Letters**

Moved by Pat Weaver and seconded by Kathryn Biondi

**"MOTION TO RECEIVE THE ACKNOWLEDGEMENT LETTERS"**

#2183

Carried

7. **Consent Agenda:** NONE

8. **Invitation-** to attend presentation: Fentanyl Patch Return being held Wednesday June 10, 2015 at 6:30 p.m. at CKHA Auditorium for Physicians and Pharmacists. In collaboration with: Chatham-Kent Police Services, Medavie EMS Chatham-Kent and Chatham-Kent Drug Awareness Council.

Moved by Councillor Fluker and seconded by Pat Weaver

**"MOTION TO RECEIVE"**

#2184

Carried

Councillor Fluker has requested that the Family Heath Teams of Chatham-Kent be included as a drop off point as well.

9. **Correspondence from Ontario Association of Police Services Boards**-Notice of New Board of Directors for the year 2015/2016.

The Chatham-Kent Police Services Board is proud to recognize Pat Weaver on his appointment as a Director for the Ontario Association of Police Services Board, representing Zone 6 (Chatham-Kent).

Moved by Councillor Fluker and seconded by Kathryn Biondi

**“MOTION TO RECEIVE”**

#2185

Carried

10. **Press Release-** from Renee Cowell-51 Taylor Avenue, Chatham, has been sold.

51 Taylor Avenue, Chatham, is a two storey, 12 unit residential building that operated for years as a “drug house”. It has been quite a community issue and investigation for the police services well over 7 ½- 8 years. There have been over 300 documented police incidents between 2002-2007 with over 20 search warrants being executed , nearly 50 arrests and over 115 charges were laid with respect to activity in and around 51 Taylor Ave Chatham.

The location was seized and an application under the *Civil Remedies Act* was sought for the forfeiture of 51 Taylor Avenue.

The Application was argued before the Honourable Justice Mr. Thomas of the Superior Court of Justice on November 27, 2012. An order was granted that 51 Taylor Ave Chatham be forfeited under the *Civil Remedies Act*. The owner of the property appealed the order to the Court of Appeals of Ontario. On May 16, 2014, the Court of Appeal dismissed the appeal and the owner sought leave to appeal to the Supreme Court of Canada. On December 4<sup>th</sup>, 2014, the Supreme Court dismissed the leave to appeal. In April of this year, the owner’s final appeal attempt was rejected by the Supreme Court of Canada, bringing the litigation to a final conclusion.

The Chief wanted to point out that the Honourable Justice Mr. Thomas stated it best in his summation “that the property was an instrument of unlawful activity”.

Our entire organization is pleased that this matter has been finalized.

Moved by Pat Weaver and seconded by Kathryn Biondi

**“MOTION TO RECEIVE”**

#2186

Carried

11. **Non-agenda Items**

Kathryn Biondi would like to set up a date and time with Tom Gervais, Police Services Advisor, Operations Unit of the Ministry of Community Safety and Correctional Services for Police Services Governance training in October or November. The training would take approximately 2 hours.

Kathryn will contact Tom Gervais to tentatively schedule Police Services Governance training on November 3<sup>rd</sup> for 8:30 a.m. start in the Board Room.

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12. **Date and time of next meeting (tentatively scheduled for July 14, 2015)**

Next meeting is scheduled for July 14, 2015 at 10:30 A.M.

**Board Resolution re: Next Closed Session Meeting**

Moved by Councillor Fluker and seconded by Pat Weaver

**“MOTION THAT THE NEXT CLOSED SESSION MEETING WILL BE HELD TUESDAY, JULY 14, 2015”**

#2187

Carried

15. **Adjournment**

Moved by Kathryn Biondi,

**“MOTION TO ADJOURN”**

Carried

Time: 11:03 a.m.

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Diane Daly, Chair  
Chatham-Kent Police Services