



Information Item

Subject: Council Questions – OPP Costing Proposal
Department: Administration
Report #: GA-2016-08
Meeting Date: June 20, 2016

Recommendation

That report GA-2016-08 dated June 20, 2016 with respect to questions from Council as a result of information report GA-2016-06 dated April 18, 2016, be received;

Background

At its April 18, 2016 meeting, Council received information report GA-2016-06 with respect to an initial meeting of the OPP Costing Committee held on March 21, 2016. Council raised several questions after reviewing the information provided.

Analysis

Nine questions were forwarded to Sgt. Kevin Hummel, OPP representative on the Town's OPP Costing Committee, for a response. The questions and answers are attached to this report as Attachment 1.

In the responses, Sgt. Hummell suggested question #8 could best be answered by Chief Kalinski. This question and answer is attached to this report as Attachment 2.

Ed Brennan, Chair, Town's OPP Costing Committee will continue to provide regular updates from the Town's OPP Costing Committee. Any questions from Council should be directed to the Committee Chair.

Respectfully submitted

Prepared by

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Attachments:

1. Attachment 1 – OPP Responses to Orangeville Council Questions – May, 2016
2. Attachment 2 – Response to Question 8 to Orangeville Council Questions – May, 2016.

Attachment 1 – GA-2016-08

OPP Responses to Orangeville Council Questions – May, 2016

Ontario Provincial Police (OPP) Costing Committee Meeting
(GA-2016-06) (C11)
Report GA-2016-06, dated April 18, 2016.

The Mayor confirmed that dates of the OPP Costing Committee meetings will be posted on the Town website for public information.

Councillor Campbell asked:

1. If officers can be assigned to Orangeville?
 - A) Should Orangeville Council decide to amalgamate Orangeville Police Service with the OPP for Policing services, the process contains several comprehensive reviews and certainly one facet of this process is a review of the resources that currently police the town of Orangeville. The initial transition contract between Orangeville and the Ministry of Community Safety and Correctional Services will be based on Full Time Equivalents (FTE) and contractually obligated hours of service being provided to Orangeville by officers within the integrated detachment.
2. If the local Police Services Board wants to have a certain policy, does the OPP Commander have the ability to refuse?
 - A) The Police Services Act (PSA) of Ontario is the legislation that governs Policing activities in Ontario. Among other principles, the PSA acts as a guide for Police Services Boards (PSB) across the Province. Objectives and priorities for the delivery of Police services within Orangeville are determined by the Orangeville Police Services Board after consultation with the Chief or the OPP Detachment Commander (DC). Policy for the effective management of the Police Force within Orangeville is established by the Board after consultations with the Chief or the OPP DC. The scope of policy-making for Section 10 boards must be differentiated between local and provincial consistent with the PSA.

Local policies within the scope of section 10 boards usually include such policies as:

- Community Safety Zones
- Disposition of Auction proceeds
- Types of Patrols
- Enhanced visibility

The legislation is very clear with respect to the role of the PSB and the Boards interaction with police leaders. This relationship will not / cannot deviate should Orangeville Council decide to have OPP services.

Detachment Commanders are guided by OPP policies and standing orders (OPP Police Orders) in the development of administrative procedures and policy in service and program delivery and staffing issues such as scheduling.

Councillor Kidd asked:

3. With regard to cost recovery by the OPP, if we get more, do we have to pay more. In general, how do we know what the annual cost will be for OPP services. If the OPP provide an annual cost for policing, what would constitute an increase or decrease to that cost?
 - A) The OPP will prepare a schedule of costs on a per-FTE basis for staff. Municipalities pay the actual salaries and benefit cost for uniform positions in their transition contract. Municipalities are also billed for support services and other direct operating expenses, through a schedule referred to as the OPP Municipal Policing Cost Recovery Formula. The rates in the formula are reviewed annually and applied on a calendar year basis. Municipal policing costs are subject to a reconciliation process each year to fairly represent the costs incurred for the year (ie salaries). The OPP policing proposal will be presented to Council and all costs detailed at that time. Should the OPP not meet the minimum contractual hours of service, the municipality would receive a discount on that particular year's final reconciled costs, based on the percentage of the shortfall. Should the OPP provide hours in excess of the contractual obligation, the municipality is not charged for that extra service. Please see the "Financial Information and Costing Summary" section of the OPP "Information Manual for Costing Process" found on the OPP.ca website for further explanation.
4. Can the OPP re-assign officers during duty hours as part of its integration within detachment boundaries?
 - A) The OPP uses an integrated service delivery model in order to deploy our officers. Should an operational Police incident require the re-assignment of resources or additional resources the Officer in Charge would decide the best course of action.
5. Will OPP officers be assigned specifically to Orangeville ?
 - A) Please see answer provided in number one.

6. For confirmation that the OPP supplies the officers and the Town supplies the rest of the requirements, including infrastructure. How are the policing costs broken down: policing vs infrastructure and administration? What is the municipality responsible for under infrastructure and administration? Would this cost be in addition to your proposed cost for policing?

A) Should Orangeville choose to receive their police services from the OPP, the municipality would still be responsible for the costs associated to infrastructure and administration. Orangeville is currently tasked with these costs with your own Municipal Police Service. The Police Services Act, section 4 (3) states;

Infrastructure for police services

4 (3) In providing adequate and effective police services, a municipality shall be responsible for providing all the infrastructure and administration necessary for providing such services, including vehicles, boats, equipment, communication devices, buildings and supplies. 1997, c.8, s.3.

The OPP policing proposal is currently under development. Many considerations must be made during our process before specifics can be provided. The OPP is in the process of preparing a schedule of costs on a per-FTE basis for staff, support services and other direct operating expences. The schedule is referred to as the OPP Municipal Policing Cost Recovery Formula. The OPP policing proposal will be presented to Council and all costs detailed at that time.

7. If the Town supplies infrastructure and administration, where are the savings?

A) The OPP costing is a very detailed and comprehensive process. Council has asked us to embark upon this process and we will present the results of this process to Council in the form of a Proposal. Council will be provided a detailed costing analysis at that time and all costs associated to the provision of Policing services will be explained at that time.

8. How does or how would the Orangeville Police Service deploy a public order unit or emergency response services as outlined on page 11 of the OPP Information Manual for Costing Process ?

A) This question is best answered by Chief Kalinski.

Councillor Garisto asked:

9. Does OPP charge a fee for every call over and above the contract base?

A) If Orangeville Council decides to contract the municipality's policing service to the OPP, the initial contract would be called a "transition contract" which is covered off on pages 21-22 of the OPP Information Manual. This initial contract would be FTE based and the OPP would be contractually obligated to provide a certain

minimum number of hours of policing to Orangeville, per FTE, per annum. This transition contract of three years allows the OPP to collect data from the DAR and NICHE systems. This data is required to integrate the municipality into the provincial billing model used for the existing 323 municipalities policed by the OPP.

Upon the expiration of the initial transition contract with the OPP, Orangeville will have the option of entering into another contract or opt to receive their policing services under a non-contract arrangement which is also referred to as a section 5.1 PSA arrangement.

Regardless of Council's decision between contract or non-contract policing, the costing methodology for either option, following the transition contract is the OPP Billing Model.

The OPP Billing Model is explained in depth in the OPP Information Manual on pages 27-30. The two main components of the Billing Model are the (1) Base Services and (2) Calls for Service (CFS). There are other considerations such as court security, enhancements, prisoner transportation, etc however the base service and calls for service are the two main components.

The Base Service refers to infrastructure, proactive policing, crime prevention, operational requirements, patrol, training and some administrative duties. All municipalities under the OPP Billing Model pay an equitable share of these essential base policing services and the cost to each municipality is determined by the number of properties in the municipality.

The CFS portion includes the municipality's proportionate share of the total cost of municipal calls for service costs calculated for the Province. A municipality's proportionate share of the costs is based on weighted time standards applied to the historical calls for service. This share is based on ten time standards, applied to a four year average of CFS in order to determine the total weighted hours of CFS.

After transitioning to the OPP Billing Model, Orangeville would pay their proportionate share of the reactionary CFS costs.

So with this background in mind, the OPP does not charge a specified fee for a CFS.

Attachment 2 – GA-2016-08

Response to Question 8 Orangeville Council Questions – May, 2016

Ontario Provincial Police (OPP) Costing Committee Meeting
Report GA-2016-06, dated April 18, 2016.

Councillor Kidd asked:

8. How does or how would the Orangeville Police Service deploy a public order unit or emergency response services as outlined on page 11 of the OPP Information Manual for Costing Process?
- A) The Orangeville Police Service (OPS) has a number of protocols in place regarding deployment in an emergency.

In a situation where OPS require additional front line officers, OPS immediately deploy all officers who are on patrol. Subsequently OPS redeploys staff members who hold non-front line positions, such as: court officers, the school resource officer and any other police officer who may be available. Once depleted OPS may call in staff that are off duty as well as seeking the assistance of neighbouring police services such as Shelburne Police, Ontario Provincial Police, Peel Regional Police, etc. OPS has a shared resource agreement with the Ontario Provincial Police. More information regarding this agreement will be provided later in the answer.

Here is one example that will illustrate OPS' cooperation with neighbouring police. In March of 2015, OPS attended to a residence regarding a missing person. The OPS search urgency score and investigation determined significant concern for the missing person. Chief Kalinski authorized the assistance from the Ontario Provincial Police, specifically, their helicopter. The plane was stationed in Sault Ste Marie and a decision was made that OPS required air support sooner. Had OPS utilized the OPP option, costs would have been covered by the "shared resource agreement".

Because of the OPS relationship with York Regional Police, OPS had air support and additional ground search officers within a couple of hours. After two days of air and ground deployment OPS was confident that the missing person was not outdoors somewhere in Orangeville. OPS were never invoiced by York Regional Police for their work in our community.

As mentioned above, the OPS has an existing Framework Agreement for Services between the Orangeville Police Services Board and the Commissioner of the Ontario Provincial Police that includes under Schedule B of the agreement, Specialized Services. The deployment of a Public Order Unit and/or Emergency

Response Services are contained within that schedule and the services shall be provided on a no cost recovery basis with exceptions. In support of this agreement the Orangeville Police Service has in place procedures that include **PO-001 / Public Order Units, PO-002 / Police Action Labour Dispute, and ER-008 / Emergency Planning.** These procedures are in compliance with the Provincial Adequacy Standards, and provide clear direction to frontline supervisors in these incidents.