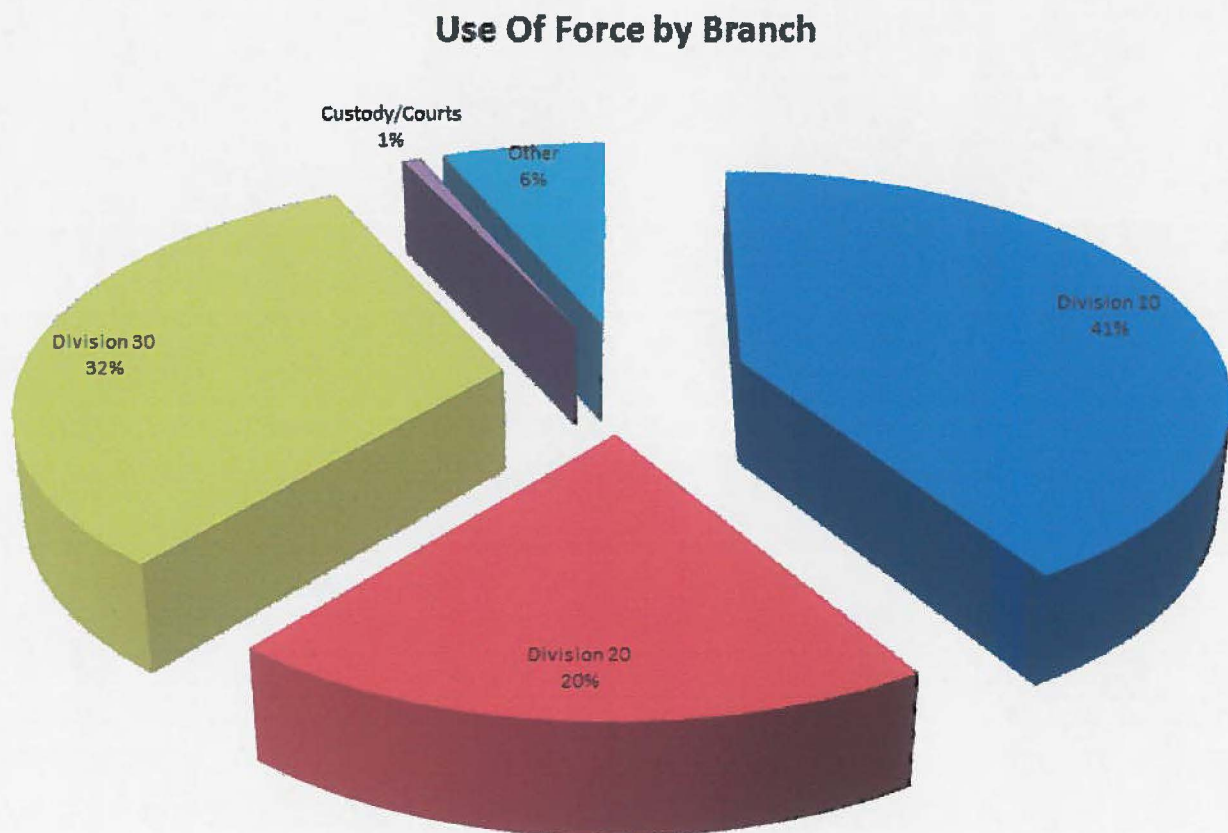


Use of Force by Branch

As previously mentioned the Service is divided for statistical purposes into five groups or branches; 1. Uniform Patrol, 2. Emergency Response Unit (ERU), 3. Other (Vice and Drugs, Intelligence, BEAR, HEAT, etc.), 4. Courts/Custody, 5. Paid Duties. Although there were 208 reported Use of Force incidents in 2015, in some incidents more than one Branch responded and used force; i.e.: Patrol plus B.E.A.R., Patrol plus E.R.U., etc. Note, CEW reported data as well as Use Of Force reported data has been included in the following chart. Uniform Patrol Officers accounted for 261 (93%) of reported incidents and ERU / specialized "Other" Units accounted for 18 (6%). ERU incidents are primarily dynamic entries. There were 2 incidents reported by Custody/Courts and no incidents reported by Paid Duty. These statistics are consistent with historical trends.



Use of Force by Years of Service

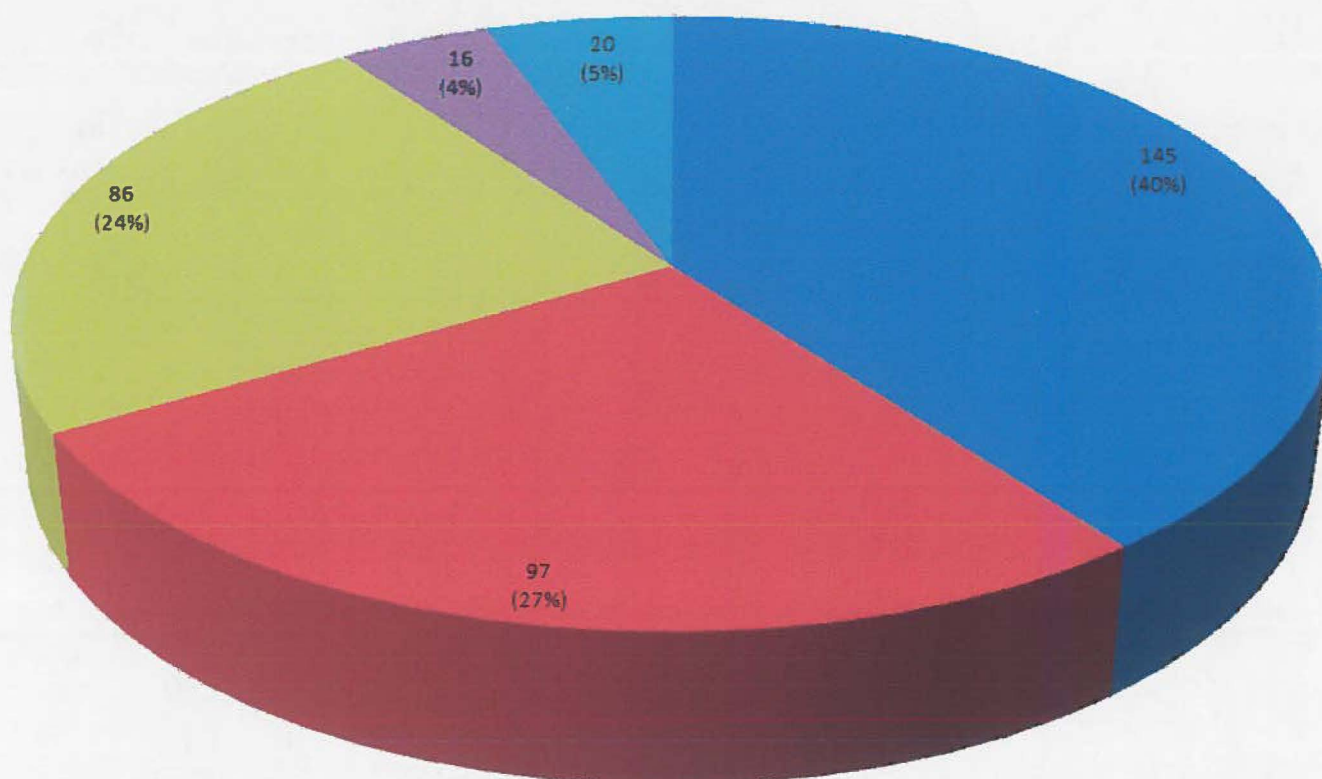
The Use of Force report has a Length of Service section to be completed by the submitting officer. In certain circumstances this section is not completed. The most common reason for this area not being completed is when the Emergency Response Unit files a "team" report and the Years of Service area is not completed and/or a CEW is used in the display mode only. Currently as per HPS Policy and Procedure 1.02, only parts C and D of the Use of Force Report must be completed if the CEW is used in the display mode only and these sections don't have a Years of Service area. This form will be revised in the future.

A risk reduction strategy has been developed in relation to the Use of Force Reporting Policy (1.02) revised in 2012. If a Use of Force report is required as a result of the actions of several officers in a common incident, each officer shall submit their own Use of Force report. The ERU shall be the only unit permitted to submit a 'team' report.

For statistical purposes officers were grouped into the following Years of Service categories: 0-5 years, 6-10 years, 11-15 years, 16-20 years, >20 years.

Officer Years of Service

■ 0 to 5 ■ 6 to 10 ■ 11 to 15 ■ 16 to 20 ■ Over 20



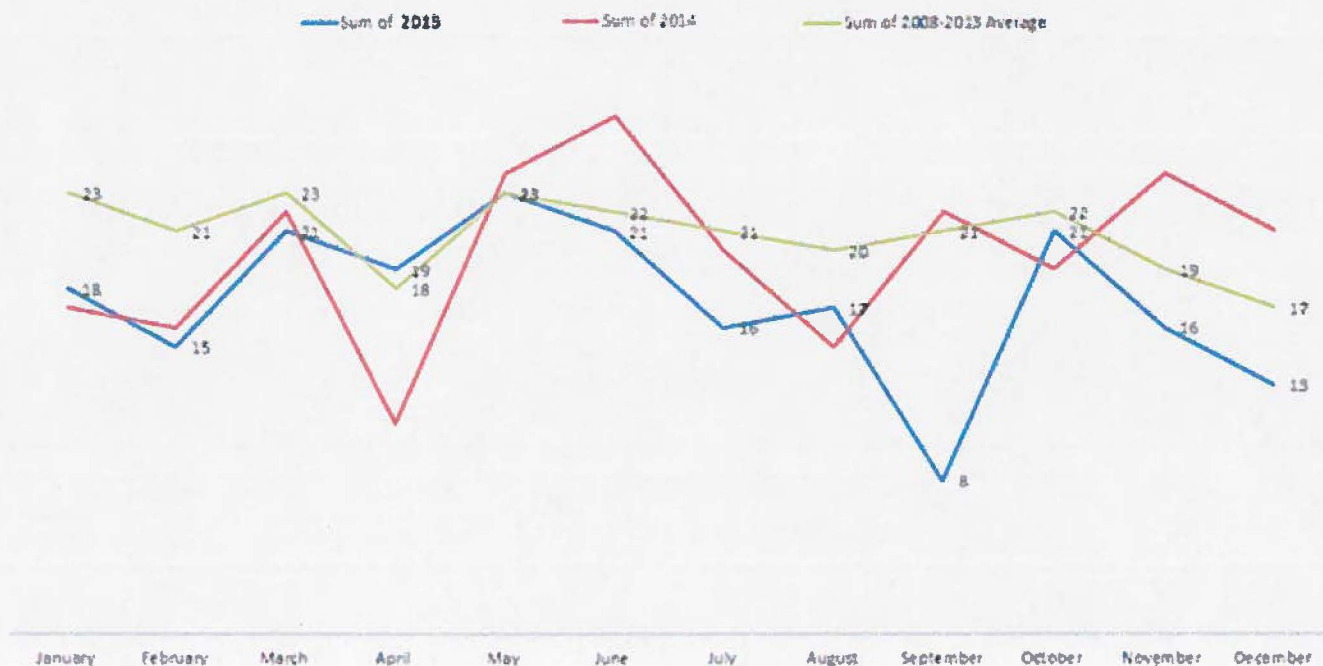
As per the Incidents by Branch and Incidents by Years of Service charts, Uniform Patrol is involved in the majority of 2015's Use of Force Incidents as would be expected. The 0-5 Years of Service group accounts for approximately 40% of the 364 officers who completed the years of service section. This is easily explained as approximately 32%* of officers assigned to Uniform Patrol have less than 5 years of service so their involvement in Use of Force incidents is proportional to their numbers.

*Uniform Patrol and Years of Service data supplied by Human Resources.

Use of Force by Incidents per Month

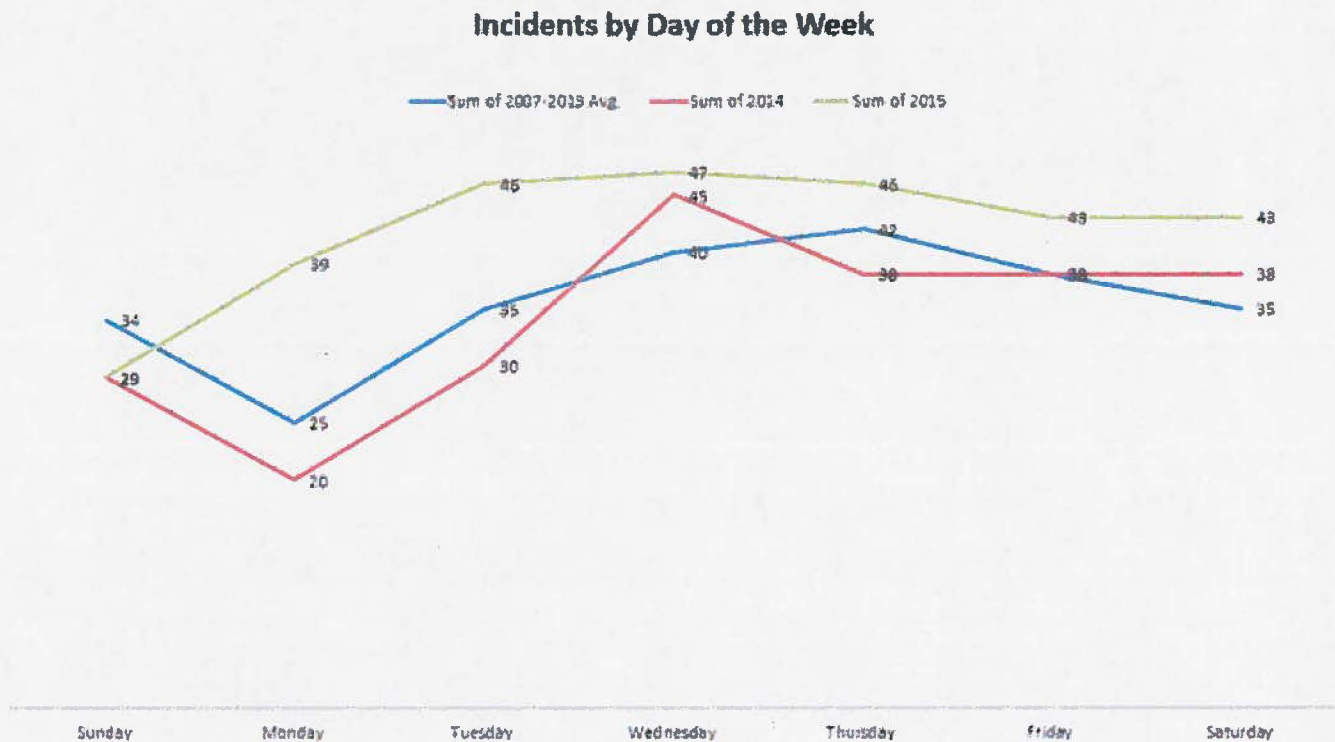
There were 208 reported Use of Force incidents in 2015 for an average 17 incidents per month; with a high of 23 incidents in May and a low of 8 in September. The 7 year average for the years spanning 2008-2014 is 21 incidents per month. The number of Use of Force incidents appears to rise slightly in May, plateau during the spring and summer and then decrease in November and December.

Use of Force Incidents per Month (without CEW Display)



Use of Force Incidents per Day of the Week

This is the eighth year that Use of Force incidents have been tracked by number of incidents per day of the week. In 2015, the day with the highest number of Use of Force incidents was Wednesday with 47 incidents and the lowest was Sunday with 29 incidents. When 2015 data is compared to the recent average (2007-2013) it is clear that the incident rate goes down on Mondays, rises to a peak during the mid-week, and then slightly lowers and plateaus over the weekend. There is no obvious explanation for this pattern.

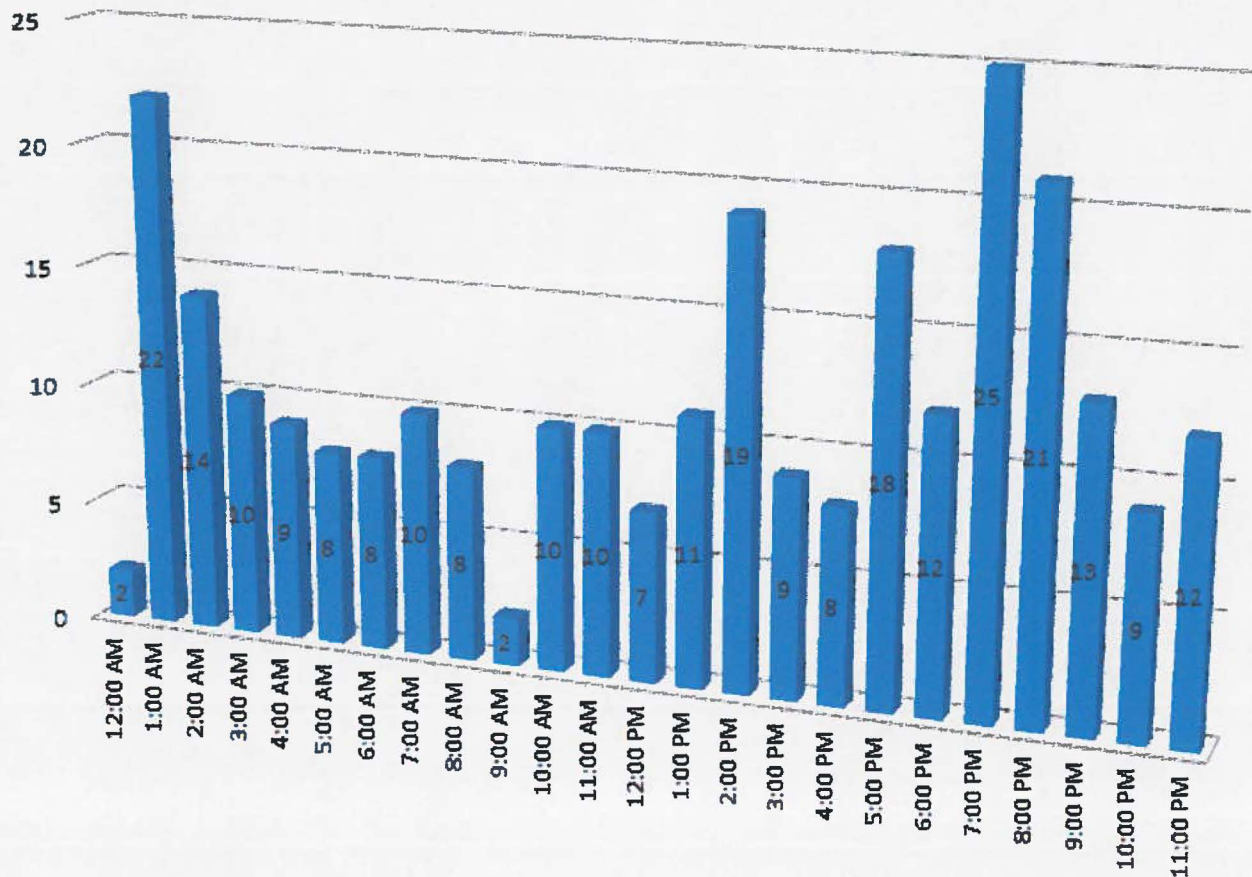


Use of Force Incidents by Time of Day

This is the eighth year that Use of Force incidents have been tracked by the time in which they occur. Historically the time was separated into 6 time periods: 0801 – 1200, 1201-1600, 1601-2000, 2001-2400, 0001-0400 and 0401-0800. In 2015 each hour was tracked.

A review of the 7 year average data (2008-2014) indicates that the bulk of Use of Force incidents occur in the twelve hour period between 1600 to 0400 hours. The least number of incidents occur in the eight hour period between 0401 to 12 noon. The number of incidents begins to rise steadily beginning at noon hour and peaks between 2001 and 0400. The below data from 2015 corresponds with the aforementioned trend.

Incidents by Time Of Day



Suspects/Police Officers Injured/Require Medical Attention

In 2015 there were 38 incidents in which a subject, a police officer, or both, were reportedly injured. 54 subjects injured required medical treatment of a varying nature. 4 officers were injured and 3 required medical attention. In the majority of incidents the injuries to both officers and subjects were reportedly minor in nature.

These statistics are down from 2014 in which there were 53 incidents in which a subject, a police officer, or both, were reportedly injured, with 51 subjects injured or requiring medical treatment and 7 officers injured.

The reasons/causes for either a subject or officers receiving an injury or requiring medical attention are as follows: Grounding, Mental Health Assessment, Self-Inflicted/Occurred prior to Police Arrival, O/C Decontamination, and CEW Probe Removal. The suspect can receive medical attention for several reasons; i.e.: MHA assessment, plus probe removal.

With respect to injuries by incident type, the majority of subjects were injured/required medical attention as the result of a Person In Crisis incident/call for service. In 38 of the PIC incidents the subject was taken to the hospital for a mandatory mental health assessment. Three officers required medical attention, all minor in nature, at 4 incidents.

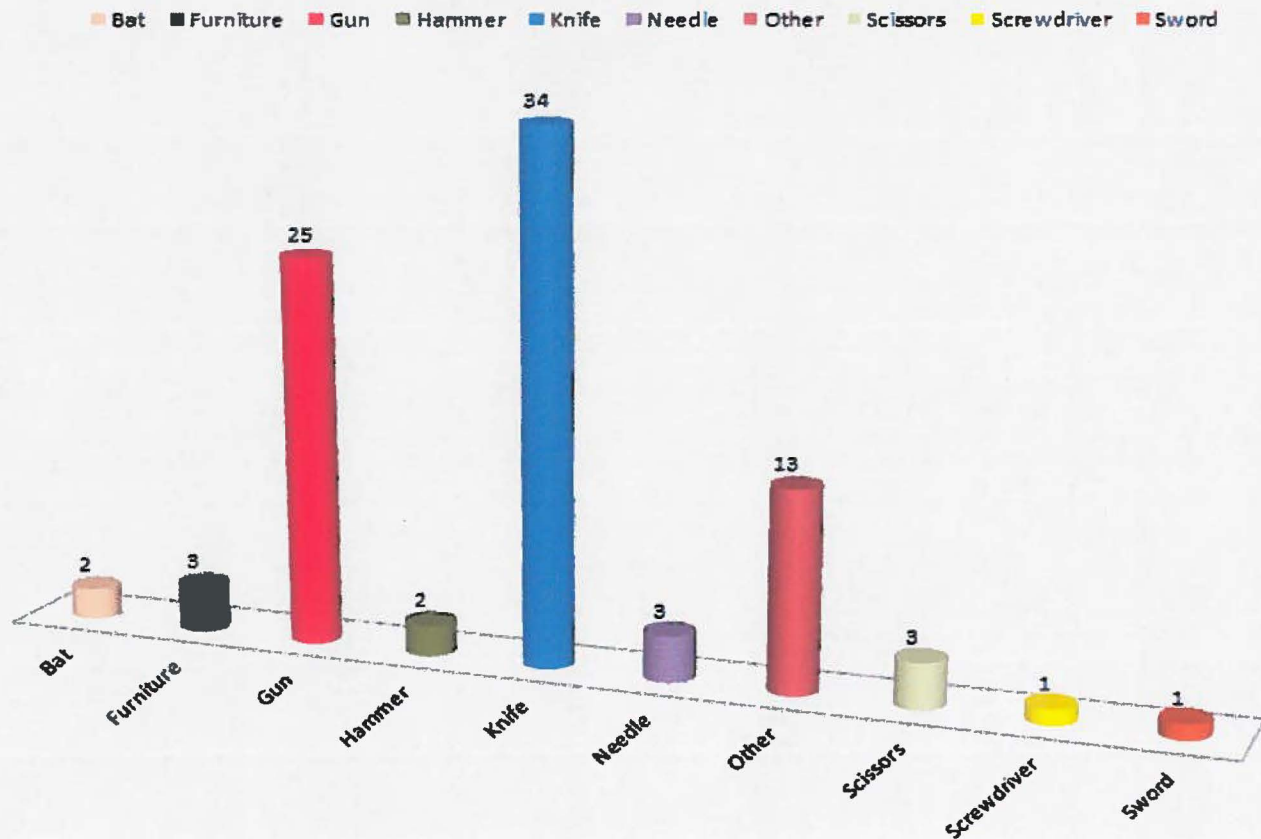


Use of Force Incidents and Suspect's Weapons

In 2015 there were 85 incidents reported where the suspect was actually carrying or had access to a weapon close-by. In 2 of the incidents the suspect(s) had access to more than one weapon type for a total of 87 weapons. An edged weapon of some type was the most frequently reported involving 34 knife incidents. There were 25 incidents where a firearm/replica/toy gun was used and in 1 incident a sword was identified as the weapon.

In 2014 there were a total of 65 incidents involving 68 weapons. Knives were the dominant weapon (32) carried by subjects followed by firearm/replica/toy gun (15).

Weapon Use Against Officers



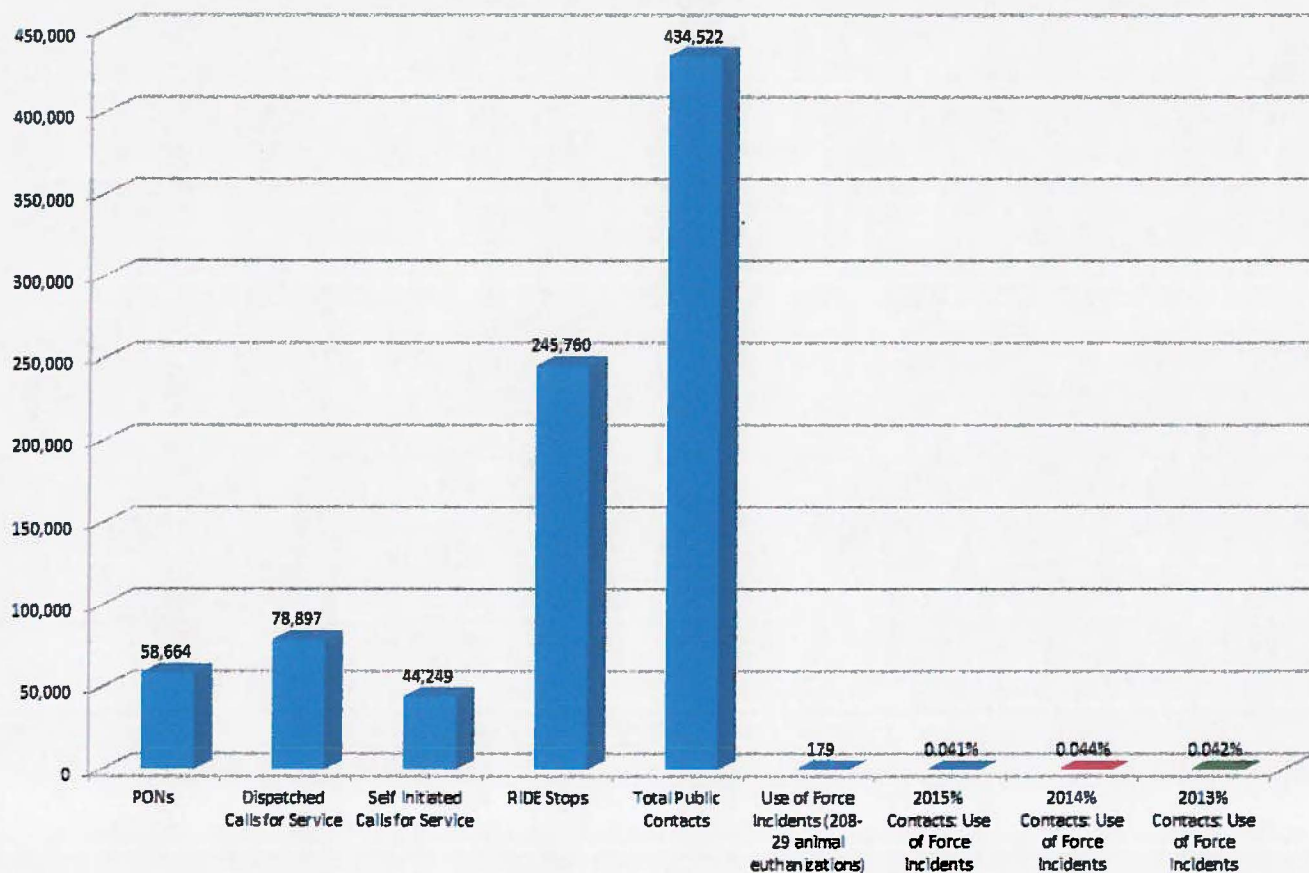
Use of Force in Relation to Public Contacts

In 2015 members of the Hamilton Police Service were involved in 208 incidents where a Use of Force report was submitted. Included in that number are 29 animal euthanizations. This ultimately means that there were 179 incidents where a Use of Force report was submitted. Compared to the total number of contacts* the police had with the public, only .041% of contacts resulted in a Use of Force Incident.

In comparison, Use of Force incidents vs. public contacts dropped in 2015 (0.041%) compared to 2014 (0.044%) despite there being an increase in the number of public contacts (430,033 in 2014 vs. 434,522 in 2015).

*Public Contact data supplied by Planning and Research.

Public Contacts versus Use of Force Incidents



NOTE * Not represented in the above chart is the number of arrests made by Hamilton Police in 2015 (6,952). If each Use of Force report was associated to an arrest the percentage that Hamilton Police Officers used force during an arrest would be 2.57%. Therefore, the Hamilton Police use force in approximately 2% of incidents involving arrests.



Conclusion/Trends

During the 15 year period from 2001-2015 the average number of reported incidents is 245 per year. A low of 208 incidents were reported in 2015 and a high of 317 incidents in 2005. 2015 was lower than the 15 year average.

1. The number of times an Officer discharges a firearm decreased to 30 incidents in 2015. The average since 2008 is 44 discharges per year. This is directly attributable to the number of times in which Officers are being called upon to euthanize injured animals. Hamilton officers euthanized 29 animals in 2015.
2. There is a decrease in the use of Empty Hands-Hard (-13%) and to a greater extent Empty Hands-Soft (-33%) in 2015 compared to 2014. The use of these options in 2015 is lower than the 8 year average.
3. The use of Aerosol Weapons reached a plateau in the last several years with an average of 23 incidents per year since 2008. 2015 had only 9 incidents, well below the average.
4. The introduction of the CEW in late 2004, early 2005 had an immediate impact on how Police Officers use force. In 2014/2015 the Hamilton Police Service began a gradual roll out of CEWs to frontline personnel. In 2014 there were 64 CEW incidents which rose to 145 incidents in 2015. Those incidents that are statistically captured in the Ministry Use of Force report (CEW Deployed) totaled 21 in 2014 and 47 in 2015, which is above the average of 41 incidents per year. It was anticipated that CEW use would increase with full frontline deployment, however the CEW is utilized most often in the display mode. Whether the device usage continues to increase and Use of Force incidents decrease will be a trend to monitor closely in the future.
5. Uniform Patrol is the Branch of the Service most likely to encounter incidents requiring an application of Force and therefore submits the most Use of Force reports.
6. This is the 8th year that Use of Force incidents have been tracked by number of incidents per month. There does not appear to be a significant relationship between number of Use of Force incidents and the month of the year other than they appear to rise in March for an unknown reason, plateau during the spring and summer and then decrease in November and December. Data from future years should solidify/confirm any trends.
7. This is the 8th year that Use of Force incidents have been tracked by number of incidents per day of the week. When 2015 data is compared to the 7 year average (2007-2013) and 2014 it is clear that the incident rate goes down on Mondays, rises to a peak during the mid-week, and then slightly lowers and plateaus over the weekend. There is no obvious explanation for this pattern. Again, data from future years should solidify/confirm any trends.
8. This is the 8th year that Use of Force incidents have been tracked by the time in which they occurred. A review of the 7 year data (2007-2013) as well as 2014 indicates that the bulk of Use of Force incidents occur in the twelve hour period between 1600 to 0400 hours. The least number of incidents occur in the eight hour period between 0401 to 12 noon. The number of incidents begins to rise steadily beginning at noon hour and peaks between 2001 and 0400. More specific data captured



in 2015 outlines that 0100 hours, 1900 hours and 2000 hours contained the highest volume of Use Of Force incidents.

9. This is the 5th year where Suspects' Weapons has been tracked. It is clear that an edged weapon of some type is the weapon of choice. In 2015, 34 incidents involved a knife or some type of edged weapon, 25 incidents involved a gun or replica and 13 incidents involved an "other" item.

10. This is the 5th year in which Officer and Subject injuries have been tracked. The injury rate for both Officers and Subjects is relatively low (4 Officers and 54 Subjects) and all injuries were reportedly minor in nature. The most common causes for injuries to officers and subjects are the use of Grounding Techniques and/or a general struggle between the officer and subject while trying to affect an arrest. Use of Force should continue to train officers in proper Grounding and Self Defence techniques.

11. The Use of Force incident rate is extremely low when put into the context of total public contacts (434,522) compared to Use of Force incidents (179 incidents; 208 incidents minus 29 animal euthanizations), resulting in a Use of Force reporting incident rate of .041%.



**MINUTES OF THE HAMILTON
POLICE SERVICES BOARD**

4.2

Thursday, May 26, 2016
2:09am
Hamilton City Hall
Council Chambers

The Police Services Board met.

There were present: Lloyd Ferguson, Chair
Madeleine Levy, Vice Chair
Fred Eisenberger
Walt Juchniewicz
Don MacVicar
Stanley Tick
Terry Whitehead

Absent with regrets: None

Also Present: Chief Eric Girt
Deputy Chief Ken Weatherill
Acting Deputy Chief Paul Morrison
Superintendent Jamie Anderson
Superintendent Dave Calvert
Superintendent Debbie Clark
Superintendent Ryan Diodati
Superintendent Nancy Goodes-Ritchie
Superintendent Dan Kinsella
Inspector Glenn Bullock
Inspector Greg Huss
Inspector Will Mason
Inspector Mike Worster
Staff Sergeant Maggie Schoen
Rosemarie Auld, Manager, Human Resources
Dan Bowman, Manager, Fleet & Facilities
Catherine Martin, Corporate Communicator
Ross Memmolo, Manager Information Services
John Randazzo, Manager, Finance
Yakov Sluchenkoy, Labour Relations
Paul Ciapanna, KPMG
Lois Ouellette, KPMG
Lois Morin, Administrator

Chair Ferguson called the meeting to order.

Additions to Agenda

- None

Presentations

2.1 Members of the Month

Chair Ferguson and Chief Girt presented the Member of the Month Award to Constable Michael McLellan and Constable Robert Lawther. Constable McLellan and Lawther were commended for their knowledge of lifesaving techniques, their dedication and the bravery they displayed in a dangerous rescue operation.

2.2 Presentation: St. Joseph's Healthcare Foundation

Ms. Janine Belzak, Manager of Special Events for St. Joseph's Healthcare Foundation presented a plaque to Deputy Chief Ken Weatherill thanking him for his participation and the involvement of the Hamilton Police Service in the Around the Bay Road Race.

Deputy Chief Ken Weatherill presented Retired Constable Brad Robinson with the framed number one (#1) challenge coin which he had successfully bid on with the proceeds going to St. Joseph's Healthcare Foundation. Retired Constable Robinson noted that St Joseph's did a great job and were a big part of his life. Retired Constable Robinson and his wife Sue presented new Chief Girt with the framed number one (#1) coin.

2.3 Deputation from Ms. Marla Brown of the Hamilton Community Legal Clinic (HCLC) with respect to racial profiling / carding / street checks in Hamilton

Ms. Marla Brown provided her deputation to the Board.

After the deputation the Board approved the following.

Moved by: Member Juchniewicz

Seconded by: Member Tick

That the Board receive the deputation from Ms. Marla Brown, as provided.

Carried.

2.4 Hamilton Police Service Crisis Response Unit (see PSB 16-075)

Acting Staff Sergeant John Canaris and Acting Sergeant Steve Holmes provided a presentation to the Board with respect to the Hamilton Police Service Crisis Response Unit.

After the presentation the Board approved the following.

Moved by: Member Whitehead

Seconded by: Member MacVicar

That the Board receive the presentation with respect to Hamilton Police Service Crisis Response Unit, as provided.

Carried.

2.5 Year-End Report: A.C.T.I.O.N. Strategy – 2016 (PSB 16-076)

Inspector Mike Worster and Staff Sergeant Scott Balinson provided a presentation to the Board with respect to the Year-End Report: A.C.T.I.O.N. Strategy – 2016 (PSB 16-076).

After the presentation the Board approved the following.

Moved by: Member Juchniewicz
Seconded by: Member MacVicar

That the Board receive the presentation with respect to the Year-End Report: A.C.T.I.O.N. Strategy – 2016 (PSB 16-076), as provided.

Carried.

General**3.1 Declarations of Interest**

None.

Consent Agenda**4.1 Approval of Consent Items**

Moved by: Member Eisenberger
Seconded by: Member MacVicar

That the Board approve and receive the consent items as distributed.

Carried.

4.2 Adoption of Minutes – April 21, 2016

The minutes of the meeting held Thursday, April 21, 2016, be adopted as printed.

4.3 Hamilton Police Service Monthly Report (PSB 16-070)

That the Board direct the Administrator of the Board to refer this report, in its entirety, to the City of Hamilton, for information.

4.4 Community Policing Partnerships (CPP) Program Agreement with Ministry of Community Safety and Correctional Services for Additional Funding for Front-line Officers (PSB 98-069k)

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

4.5 Funding Agreement: Safer Communities – 1,000 Officers Partnership Program (SCOPP) (PSB 05-055l; see also PSB 05-055a)

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

4.6 Provincial Anti-Violence Intervention Strategy (P.A.V.I.S.) Grant – Ontario Transfer Payment Agreement (PS 09-104a)

- a) That the Board enter into a nine-month Agreement with the Ministry of Community Safety and Correctional Services, that commenced on April 1, 2016, and ends December 31, 2016 to provide \$210,581 in grant funding to enhance the proactive efforts of the ACTION Strategy.
- b) That the Chair of the Board be authorized and directed to enter into said Agreement, in a form satisfactory to Legal Counsel, for the Police Service.

4.7 Registration information to attend the International Association of Chiefs of Police Annual Conference

That Board Members be approved to attend the upcoming International Association of Chiefs of Police Annual Conference.

4.8 Registration information to attend the Canadian Institute's 7th Annual Conference on The Law of Policing

That Board Members be approved to attend the upcoming Canadian Institute's 7th Annual Conference on the Law of Policing scheduled for June 15-16, 2016, Toronto.

4.9 For the Information of the Board:

- a) Year-End Report: Professional Standards Branch – 2015 (PSB 16-071)
- b) 2015 Business Plan Goals Update (PSB 16-072)
- c) Correspondence from Bob Gale, Chair, Niagara Police Services Board with respect to Proposed Changes to the Highway Traffic Act Colour Coating Obscure Interior Driver Window.
- d) Correspondence from the Ontario Association of Police Services Boards (OAPSB) thanking the Hamilton Police Services Board for the generous contribution towards the 2016 Spring Conference and Annual General Meeting.
- e) Correspondence from Sikh Heritage Month Hamilton Committee Members thanking Acting Chief Weatherill for speaking at the event held on April 28, 2016.
- f) Correspondence from Debbie Logel Butler, Chief Development Officer YWCA MacNab Branch thanking the Hamilton Police Service for supporting the YWCA Hamilton's 2016 Women of Distinction Awards.
- g) Correspondence from Sean T. Harding, Lieutenant Colonel, Commanding Officer, 31 Service Battalion expressing gratitude for Acting Chief Weatherill's attendance at the 31 Service Battalion's Freedom of the City Parade.
- h) Correspondence from Nancy Smith, Executive Director, Interval House of Hamilton with respect to the generous contribution to "Drives for Lives".
- i) Outstanding Issues as of May 26, 2016

**Discussion
Agenda****5.1 Community Mobilization Division Restructuring and Year-End Report: Crisis Response Unit – 2015 (PSB 16-075)**

As recommended by Chief Eric Girt in PSB 16-05 dated May 26, 2016, the Board approved the following:

Moved by: Member Juchniewicz

Seconded by: Member MacVicar

- a) That the Board approve a Restructuring Plan for the Community Mobilization Division and;
- b) That the Board approve the transfer of the Crisis Outreach And Support Team (COAST) to the Community Mobilization Division; and
- c) That the Board approve the transfer of the Mobile Crisis Rapid Response Team to the Community Mobilization Division; and
- d) That the Board approve the creation of the Crisis Response Unit comprised of the Mobile Crisis Rapid Response Team, the Crisis Outreach And Support Team, and the Social Navigator Program reporting to the Commander of Community Mobilization.

Carried.

5.2 Year-End Report: Budget Variance Report – 2015 (PSB 16-068; see also PSB 16-069, PSB 16-044 and PSB 15-059)

As recommended by Chief Eric Girt in PSB 16-068 dated May 26, 2016, the Board approved the following:

Moved by: Vice Chair Levy

Seconded by: Member Tick

That the Hamilton Police Services Board approves the Allocation Plan the 2015 Operating Budget favorable variance of \$3,680,948.

Carried.

5.3 Year End Report: HPS Audit – 2015 (PSB 16-069; see also PSB 16-068)

After discussion the Board approved the following:

Moved by: Member Juchniewicz

Seconded by: Member Eisenberger

That the Board receive the report as presented.

Carried.

5.4 Verbal Update with respect to PSB 16-001 – Electronic Devices for Board Members

After discussion the Board directed the Administrator to work with Member Whitehead to implement the use of Electronic Devices.

New Business**OAPSB Update**

Member Juchniewicz provided an update on the OAPSB Conference that he attended thanking the Board for the opportunity to attend.

Finance Committee Update

Member MacVicar provided an update with respect to the Finance Committee noting that he had volunteered to be Chair and the committee would meet in June to discuss the terms of reference.

Thanks

Member Whitehead thanked the service for the great work being done. Over the upcoming months he will meet with some front line officers to gain a greater understanding of their day to day work and to thank them for the keeping this city safe.

Member Whitehead commended Chief Girt and Deputy Chief Weatherill, thanking them for applying for the position of Chief noting that they were both incredible condensors and he was proud of their service. Member Whitehead congratulated Chief Girt on being the successful candidate.

Deputy Chief Recruitment Process

Chair Ferguson announced that the Board would be looking internally to fill the vacant Deputy Chief Position. He stated that he also was very proud of the qualifications that were brought forward during the Chief recruiting process.

Police Week

Vice Chair Levy provided comments with respect to Police Week noting that she was very proud of the level of professionalism shown, thanking staff and the volunteers for the great job.

Chair Ferguson provided the following comments:

- Last week we celebrated Police Week. The theme for this year was Discover Policing for Safer Communities which invited everyone to discover the many ways our police service is working to keep our community safe. During the week we held our Annual Awards Night, Chief for a Day, Police in the Park and Citizenship Ceremony. Unfortunately I was not able to attend however I have heard that there were many awards given out at the Awards Night as well there were over 1,500 children outside of Central for Police in the Park. What a great success! On behalf of the Board I would like to thank everyone involved in the planning and execution of Police Week. Great work and Congratulations!!

- Next meeting of the Board will be **Thursday, June 23, 2016 – 2:00pm –Hamilton City Hall Council Chambers**

Adjournment

Moved by: Member Tick
Seconded by: Member MacVicar

There being no further business, the public portion of the meeting then adjourned at 4:37pm.

Carried.

The Board then met in camera to discuss matters of a private and confidential nature.

Taken as read and approved

Lois Morin
Administrator

May 26, 2016
lem:

Lloyd Ferguson, Chair
Police Services Board

HAMILTON POLICE SERVICES BOARD**- RECOMMENDATION -**

DATE: 2016 June 23
REPORT TO: Chair and Members
Hamilton Police Services Board
FROM: Eric Girt
Chief of Police
SUBJECT: *Hamilton Police Service Monthly Report*
(PSB 16-080)

RECOMMENDATION:

That the Board direct the Administrator of the Board to refer this report, in its entirety, to the City of Hamilton, for information.



Eric Girt
Chief of Police

FINANCIAL / STAFFING / LEGAL IMPLICATIONS:

FINANCIAL – n/a

STAFFING – n/a

LEGAL – n/a