# INDEMNITY AGREEMENT

**WHEREAS** the City of Winnipeg (hereinafter referred to as "Winnipeg") is a municipal corporation continued pursuant to *The City Of Winnipeg Charter*, S.M. 2002, c. 39 (hereinafter referred to as the "*Winnipeg Charter*") and has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under statute;

**AND WHEREAS** the *Winnipeg Charter* provides for the establishment, by by-law, of Business Improvement Zones;

**AND WHEREAS** The Downtown Winnipeg Business Improvement Zone (hereinafter referred to as the "Downtown BIZ") is a Business Improvement Zone duly established by by-law under the *Winnipeg Charter*;

**AND WHEREAS** the Downtown BIZ has developed a Community Outreach Patrol;

**AND WHEREAS** Winnipeg and the Downtown BIZ have agreed that it would be desirable if the members of the Community Outreach Patrol were given powers to enforce *The Intoxicated Persons Detention Act*, R.S.M. 1987, c. I90, in order to promote economic development in the areas of the Downtown BIZ;

**AND WHEREAS** members of the Community Outreach Patrol will receive training in preventative measures and intervention activities and in cultural training and community outreach, much of this training to be provided through the Winnipeg Police Service and the Winnipeg Fire Paramedic Service;

**AND WHEREAS** the Downtown BIZ has made application to the Government of Manitoba (hereinafter referred to as "Manitoba") for the appointment of members of the Community Outreach Patrol as special constables for the purpose of enforcing *The Intoxicated Persons Detention Act*, said members to be under the direction and control of the Downtown BIZ;

**AND WHEREAS** pursuant to *The Provincial Police Act*, R.S.M. 1987, c. P150, the Minister of Justice is empowered to appoint special constables for the purpose of enforcing *The Intoxicated Persons Detention Act* and to order said special constables to be under the direction and control of the Downtown BIZ;

**NOW THEREFORE,** in consideration of the Minister of Justice appointing said members of the Community Outreach Patrol as special constables for the purpose of enforcing *The Intoxicated Persons Detention Act,* Winnipeg hereby covenants and agrees as follows:

1. Winnipeg, the Downtown BIZ, the Community Outreach Patrol and their respective officers, employees, members, volunteers and agents shall use due care to insure that no person is injured, no property is damaged or lost and no rights are infringed in the course of enforcing *The Intoxicated Persons Detention Act.*

2. Manitoba and its Ministers, officers, employees and agents shall not be liable for any injury to or loss or damage (including, without limitation, death or economic loss) suffered by Winnipeg, the Downtown BIZ, the Community Outreach Patrol and their respective officers, employees, members, volunteers and agents caused by, arising out of or in any way related to their enforcement of *The Intoxicated Persons Detention Act.*

3. Winnipeg shall be solely responsible for and shall save harmless and indemnify Manitoba and Manitoba's Ministers, officers, employees and agents from and against all claims, liabilities and demands with respect to:

   (a) Any injury, loss or damage suffered by any person (including, without limitation, death, economic loss, or the infringement of rights) caused by, arising out of or in any way related to the enforcement of *The Intoxicated Persons Detention Act* by the members of the Community Outreach Patrol;

   (b) Any omission or wrongful or negligent act of Winnipeg, the Downtown BIZ, the Community Outreach Patrol and their respective officers, employees, members, volunteers and agents caused by, arising out of or in any way related to the enforcement of *The Intoxicated Persons Detention Act.*

4. For greater certainty and without limiting the generality of the foregoing, Winnipeg also agrees to reimburse Manitoba for all legal costs, disbursements and other expenses incurred by Manitoba to defend any suit, action or other proceeding brought against Manitoba and/or against Manitoba's Ministers, officers, employees and agents related to the enforcement of *The Intoxicated Persons Detention Act* by the Downtown BIZ, the Community Outreach Patrol and their respective officers, employees, members, volunteers and agents.

**IN WITNESS WHEREOF** this *Agreement* has been executed on behalf of Winnipeg by the Mayor and City Clerk or their duly authorized designates and on behalf of Manitoba by the Minister of Justice or his duly authorized designate on the dates noted below.

SIGNED IN THE PRESENCE OF:

**Witness**

**FOR THE GOVERNMENT OF MANITOBA**

**MINISTER OF JUSTICE or DESIGNATE**

DATE: MAR 16 2007

**Witness**

**Witness**

**FOR THE CITY OF WINNIPEG**

**Mayor**

**Deputy City Clerk**

DATE: March 13/2007

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#8

# POLICE DISTRIBUTION

ACCREDITATION STANDARD: 16.1.1

REPORTING MONTH: February 2010

DATE SUBMITTED: 10/03/03

**POLICE DISTRIBUTION**

| Rank | AUTHORIZED | ACTUAL | NET |
|---|---|---|---|
| CHIEF | 1 | 1 | 0 |
| DEPUTY CHIEF | 2 | 2 | 0 |
| SUPERINTENDENT | 3 | 3 | 0 |
| INSPECTOR | 19 | 18 | -1 |
| STAFF SERGEANT | 27 | 24 | -3 |
| SERGEANT | 86 | 87 | 1 |
| D/SGT P/SGT | 179 | 182 | 3 |
| CONSTABLE | 1031 | 1085 | 54 |
| TOTAL | 1348 | 1402 | 54 |

**EXTERNALLY FUNDED POSITIONS (included in above)**

| POSITION | AUTHORIZED |
|---|---|
| School Resource Officer Funding Agreement<br>Division 16 2009 09 01 | 2 Constables |
| Provincial Funding Agreement<br>Tactical Support Team<br>2009 06 01 | 10 Constables |
| Provincial Funding Agreement<br>Tactical Support Team<br>2008 08 28 | 10 Constables |
| Provincial Funding Agreement<br>2007 04 04 | 1 Detective Sergeant<br>13 Constables |
| School Resource Officer Funding<br>from 2007 04 04 | 3 Constables |
| Community Corrections Liason Officer<br>from 06 12 28 | 1 Constable<br>Assigned to Division #34 |
| Provincial Funding Agreement<br>to 2006 - 01 01 (continuing) | 23 Constables |
| North End School Resource Officer<br>from 05 08 25 for three year term | 3 Constables<br>Assigned to Division #13 |
| Canine Unit - Provincial Funding<br>2005 03 14 | 1 Constable (Trainer) |
| Historical Homicide Unit<br>- Provincial Funding 2005 03 14 | 1 Detective Sergeant<br>1 Constable |
| Domestic Violence Coordinator<br>- Provincial Funding 2005 03 14 | 1 Sergeant |
| High Risk Offender Unit | 1 Detective Sergeant |

| | |
|---|---|
| - Provincial Funding 2005 03 14 | 2 Constables |
| Missing Persons Unit<br>- Provincial Funding 2005 03 14 | 2 Constables |
| Integrated Child Exploitation<br>Unit - Provincial Funding 2005 03 14 | 1 Detective Sergeant<br>4 Constables |
| Technological Crimes Unit<br>- Provincial Funding 2005 03 14 | 2 Constables |
| Identification Unit<br>- Provincial Funding 2005 03 14 | 2 Constables |
| Arson Unit<br>- Provincial Funding 2005 03 14 | 1 Detective Sergeant<br>4 Constables |
| Winnipeg Airport Unit<br>Funded by W.A.A.I.<br>New contract April 2003 | 1 Sergeant<br>4 Patrol Sergeants<br>12 Constables |
| Stolen Auto Unit Funded by M.P.I.<br>(2003-New Contract Signed) | 6 Constables |
| Provincial Funding Agreement<br>to 2002 - 03 31 (continuing) | 40 Constables |
| National Weapons Support Officer<br>from 01 11 18 | 1 Detective Sergeant<br>Assigned to Division #34 |
| Proceeds of Crime<br>from 97 04 28 (Indefinite) | 1 Detective Sergeant<br>1 Constable |

NOTE: On termination of externally funded positions, both authorized and actual will be adjusted accordingly.

<u>New Hires 10 02 08</u>
27 Constables for Recruit Class #150

<u>Retire 10 02 13</u>
Constable M. Ward, #2041/13

<u>Retire 10 02 27</u>
Sergeant D. Moore, #1209/12
Constable W. McCaskill, #1519/34-sup