Minute No. 373
Report – Standing Policy Committee on Protection and Community Services – March 10, 2014

Item No. 5 Service Agreement between The Manitoba Public Insurance Corporation and The City of Winnipeg for the Winnipeg Police Service November 2013 Distracted Driving Enforcement Campaign

COUNCIL DECISION:

Council concurred in the recommendation of the Standing Policy Committee on Protection and Community Services and adopted the following:

1. That The City of Winnipeg enter into an agreement with The Manitoba Public Insurance Corporation (MPI), ratifying the terms and conditions under which the November 2013 Distracted Driving Enforcement Campaign will be carried out.

2. That the Chief Administrative Officer be delegated authority to negotiate and approve the terms and conditions of the agreement to establish the November 2013 Distracted Driving Enforcement Campaign from November 1, 2013 to November 30, 2013**,** in accordance with the terms and conditions set forth herein and such other terms and conditions deemed necessary by the Director of Legal Services and City Solicitor to protect the interests of The City of Winnipeg.

3. That the Winnipeg Police Board be advised of the aforementioned.

4. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.

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DECISION MAKING HISTORY:

Moved by Councillor Mayes,

That the recommendation of the Standing Policy Committee on Protection and Community Services be adopted by consent.

Carried

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On March 19, 2014, the Executive Policy Committee concurred in the recommendations of the Standing Policy Committee on Protection and Community Services and the Winnipeg Public Service, and submitted the matter to Council.

Further on March 19, 2014, the Executive Police Committee received from David Sanders a communication dated March 12, 2014, in opposition to the Service Agreement between The Manitoba Public Insurance Corporation and The City of Winnipeg for the Winnipeg Police Service November 2013 Distracted Driving Enforcement Campaign.

STANDING COMMITTEE RECOMMENDATION:

On March 10, 2014, the Standing Policy Committee on Protection and Community Services concurred in the recommendation of the Winnipeg Public Service, with the following amendment:

- Amend Recommendation No. 3 by adding the following words “of the aforementioned.” after the word “advised”

and submitted the matter to the Executive Policy Committee and Council.

ADMINISTRATIVE REPORT

Title: **Service Agreement between The Manitoba Public Insurance Corporation and The City of Winnipeg for the Winnipeg Police Service November 2013 Distracted Driving Enforcement Campaign**

Critical Path: **Standing Policy Committee on Protection and Community Services -**
Executive Policy Committee – Council

AUTHORIZATION

Author	Department Head	CFO	CAO/COO
R. Riffel	Acting Chief A. Stannard	M. Ruta, CFO	D. Joshi, A-CAO

RECOMMENDATIONS

1. That the City enter into an agreement with The Manitoba Public Insurance Corporation (MPI), ratifying the terms and conditions under which the November 2013 Distracted Driving Enforcement Campaign will be carried out.

2. That authority be delegated to the Chief Administrative Officer to negotiate and approve the terms and conditions of the agreement to establish the November 2013 Distracted Driving Enforcement Campaign from November 1, 2013 to November 30, 2013**,** in accordance with the terms and conditions set forth herein and such other terms and conditions deemed necessary by the City Solicitor / Director of Legal Services to protect the interests of the City.

3. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.

4. That the Winnipeg Police Board be advised.

REASON FOR THE REPORT

Approval is required to enter into the Service Agreement with MPI.

IMPLICATIONS OF THE RECOMMENDATIONS

MPI will fund the Winnipeg Police Service (WPS) officers required to establish the November 2013 Distracted Driving Enforcement Campaign. There is a possibility that some cost will be incurred by the WPS for this program.

HISTORY

In 2009 MPI, in consultation with Manitoba Law Enforcement agencies established the "Manitoba Awareness and Enforcement Integrated Calendar". This calendar, among other things identifies key enforcement/education campaigns throughout the year. In some instances MPI funds enforcement activities that support these campaigns. The month of November is designated as "Distracted Driving" month on this calendar.

An Agreement has been drafted to address the respective obligations of MPI and the WPS for the November 2013 Distracted Driving Enforcement Campaign.

The term of the Agreement commenced on November 1, 2013 and concluded on November 30, 2013.

During the term of the Agreement, the WPS was required to:

> (a) assign four off-duty police officers to perform the enforcement work described above for twenty-five days during the Term. Shifts for these officers will be from 7:00 a.m. to 5:00 p.m.;
>
> (b) during each of the twenty-five days and during the same shift times as described in (a) above, assign a minimum additional two on-duty police officers to perform the enforcement work; and
>
> (c) during the remaining five days of the Term (being November 8th, 11th, 13th, 22nd and 27th) assign four on-duty police officers to perform the enforcement work.

Enforcement activity were conducted as follows:

(a) in or at specific locations in Winnipeg set up by WPS, where a “spotter” observed oncoming traffic for infractions, and notified the “interceptor” ahead who was in a position to stop the offender and take enforcement action;

(b) through the use of roaming officers in unmarked and marked WPS vehicles throughout Winnipeg, to allow for overt and covert enforcement operation; and

(c) through the use of targeted “choke point” locations throughout Winnipeg.

MPI and the City, through WPS, each wish to increase public awareness of the risks and consequences of distracted driving and deter the use of hand-operated electronic devices while driving, by increasing the likelihood of being apprehended for these offences.

The parties believe that public awareness campaigns are most effective in influencing driver behavior when combined with visible enforcement and that enforcement of traffic laws is most effective in deterring unsafe or illegal driving behavior when publicized and highly visible.

FINANCIAL IMPACT

Financial Impact Statement **Date:** February 10, 2014

Project Name: **First Year of Program** **2013**

Distracted Driving Report

	2013	2014	2015	2016	2017
Capital					
Capital Expenditures Required	$ -	$ -	$ -	$ -	$ -
Less: Existing Budgeted Costs	-	-	-	-	-
Additional Capital Budget Required	$ -	$ -	$ -	$ -	$ -
Funding Sources:					
Debt - Internal	$ -	$ -	$ -	$ -	$ -
Debt - External	-	-	-	-	-
Grants (Enter Description Here)	-	-	-	-	-
Reserves, Equity, Surplus	-	-	-	-	-
Other - Enter Description Here	-	-	-	-	-
Total Funding	$ -	$ -	$ -	$ -	$ -
Total Additional Capital Budget Required	$ -				
Total Additional Debt Required	$ -				
Current Expenditures/Revenues					
Direct Costs	$ 116,337	$ -	$ -	$ -	$ -
Less: Incremental Revenue/Recovery	75,000	-	-	-	-
Net Cost/(Benefit)	$ 41,337	$ -	$ -	$ -	$ -
Less: Existing Budget Amounts	41,337	-	-	-	-
Net Budget Adjustment Required	$ -	$ -	$ -	$ -	$ -

Additional Comments: Maximum contract costs that we can incur is $75,000 to be all recovered from MPI. Additional revenue may be generated. Additional cost to be absorbed in our 2013 budget.

original signed by Ron Smolik Feb 10/14
Manager of Finance
Winnipeg Police Service

CONSULTATION

In preparing this report there was consultation with:

OUR WINNIPEG POLICY ALIGNMENT

SUBMITTED BY

Department:	Winnipeg Police Service
Division:	Central Traffic Unit, Division 51
Prepared by:	R. Riffel, Staff Sergeant
Date:	February 10, 2014
File No.	ODS 13 - 106