Minutes – Executive Policy Committee – November 19, 2014

REPORTS

Item No. 5 Memorandum of Understanding between the Canadian National Railway Police Service and the City of Winnipeg - Talk Group Radio Communication with the Winnipeg Police Service

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and recommended to Council:

1. That the City enter into a Memorandum of Understanding with the Canadian National Railway Police Service (CNRPS), ratifying the terms and conditions under which the talk group radio communication will be carried out.

2. That authority be delegated to the Chief Administrative Officer to negotiate and approve the terms and conditions of a Memorandum of Understanding to establish the talk group radio communication, 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.

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

DECISION MAKING HISTORY:

Moved by Councillor Lukes,

That the recommendation of the Winnipeg Public Service be concurred in and forwarded to Council.

Carried

WINNIPEG POLICE BOARD RECOMMENDATION:

On November 14, 2014, the Winnipeg Police Board received the report as information.

ADMINISTRATIVE REPORT

Title: **Memorandum of Understanding between the Canadian National Railway Police Service and the City of Winnipeg regarding Talk Group Radio Communication with the Winnipeg Police Service**

Critical Path: **Executive Policy Committee – Council**

AUTHORIZATION

Author	Department Head	CFO	CAO/COO
M. Musgrove	Chief D. Clunis	n/a	M. Jack Acting COO

RECOMMENDATIONS

1. That the City enter into a Memorandum of Understanding with the Canadian National Railway Police Service (CNRPS), ratifying the terms and conditions under which the talk group radio communication will be carried out.

2. That authority be delegated to the Chief Administrative Officer to negotiate and approve the terms and conditions of a Memorandum of Understanding to establish the talk group radio communication**,** 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.

REASON FOR THE REPORT

Council approval is required to enter into a Memorandum of Understanding with the CNRPS.

IMPLICATIONS OF THE RECOMMENDATIONS

Authorization for CNRPS to use Winnipeg Police Service (WPS) talk groups is limited to the talk groups and vicinities indicated in the MOU.

Any previous authorization that may have been granted to the CNRPS is void.

HISTORY

The WPS operates a trunked radio system through MTS Allstream Inc. which allows specific users to communicate privately. In order to facilitate communication with the WPS, CNRPS will be allowed limited access to certain WPS-controlled talk groups.

No changes to the communications equipment and/or procedures of WPS or the City are required as a result of the MOU with CNRPS. CNRPS will only use the talk groups in situations where they are communicating with WPS for operational purposes.

At all times, CNRPS will ensure that it is in compliance with all applicable laws and regulatory requirements, whether federal, provincial or municipal including, without limitation, the *Radiocommunication Act* and all applicable privacy legislation. All information obtained from the use of the talk groups will only be used for the specific operational purpose for which it was accessed, unless otherwise required by legislation or court order.

Access to the talk groups will be delivered free of charge, provided that CNRPS complies with the terms of the MOU. Any costs associated with implementing or terminating use, activation charges, license fees, equipment purchase, or any other costs associated with CNRPS use of the talk groups will be paid for solely by CNRPS.

Either party may terminate this MOU immediately and without cause at any time by giving notice in writing to the other party. Upon termination, CNRPS will deactivate the talk groups from all CNRPS radios immediately.

FINANCIAL IMPACT

Financial Impact Statement

Date: Sept 12/14

Project Name:
CN Police Radio Talk Group

First Year of Program **2014**

	2014	2015	2016	2017	2018
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	$ -	$ -	$ -	$ -	$ -
Less: Incremental Revenue/Recovery	-	-	-	-	-
Net Cost/(Benefit)	$ -	$ -	$ -	$ -	$ -
Less: Existing Budget Amounts	-	-	-	-	-
Net Budget Adjustment Required	$ -	$ -	$ -	$ -	$ -

Additional comments: No financial impact

original signed by Ron Smolik Sept 12/14
Manager of Finance
Winnipeg Police Service

CONSULTATION

In preparing this report there was consultation with:

Legal Services
Winnipeg Police Board

OUR WINNIPEG POLICY ALIGNMENT

SUBMITTED BY

Department:	Winnipeg Police Service
Division:	Organizational Development, Division 32
Prepared by:	M. Musgrove, Research Analyst
Date:	September 24, 2014
File No.	ODS 14 – 121