Agenda – Council – January 27, 2016

Report – Executive Policy Committee – January 13, 2016

Item No. 5 Memorandum of Understanding between the Royal Canadian Mounted Police and the City of Winnipeg - Manitoba Integrated High Risk Offender Unit

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On January 13, 2016, the Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and submitted the following to Council:

1. That the City enter into a negotiated Memorandum of Understanding (MOU) with the Royal Canadian Mounted Police (RCMP), ratifying the terms and conditions under which the Manitoba Integrated High Risk Offender Unit (MIHROU) will be established.

2. That authority be delegated to the Chief Administrative Officer to negotiate and approve the terms and conditions of the MOU to establish the MIHROU for a term of five years from the date of execution, 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 authority be delegated to the Chief Administrative Officer to negotiate and approve the terms and conditions of all future arrangements for MIHROU, in accordance with terms and conditions similar to those 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.

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

Report – Executive Policy Committee – January 13, 2016

DECISION MAKING HISTORY:

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On January 13, 2016, the Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and submitted the matter to Council.

WINNIPEG POLICE BOARD:

On January 8, 2016, the Winnipeg Police Board received the report as information.

ADMINISTRATIVE REPORT

Title: **Memorandum of Understanding between the Royal Canadian Mounted Police and the City of Winnipeg to establish the Manitoba Integrated High Risk Offender Unit**

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

AUTHORIZATION

Author	Department Head	CFO	CAO/COO
M. Musgrove	Acting Chief Arthur G. Stannard	M. Ruta	M. Jack COO

RECOMMENDATIONS

1. That the City enter into a negotiated Memorandum of Understanding (MOU) with the Royal Canadian Mounted Police (RCMP), ratifying the terms and conditions under which the Manitoba Integrated High Risk Offender Unit (MIHROU) will be established.

2. That authority be delegated to the Chief Administrative Officer to negotiate and approve the terms and conditions of the MOU to establish the MIHROU for a term of five years from the date of execution, 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 authority be delegated to the Chief Administrative Officer to negotiate and approve the terms and conditions of all future arrangements for MIHROU**,** in accordance with terms and conditions similar to those 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.

4. 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 the MOU with the RCMP.

EXECUTIVE SUMMARY

The purpose of this MOU is to outline the roles and responsibilities of the participants in MIHROU and formalize the working relationship that members of the Unit have with the RCMP.

There is no addition to complement as these are current members assigned to MIHROU and included in future budget submissions.

IMPLICATIONS OF THE RECOMMENDATIONS

The MOU sets forth the terms and conditions to establish the Manitoba Integrated High Risk Offender Unit ("MIHROU") for the purpose of identifying, monitoring and investigating high risk offenders in accordance with applicable Federal and Provincial legislation. Upon execution of the MOU, the arrangement will remain in effect for five (5) years.

HISTORY

The MOU proposed in this Report sets forth the roles and responsibilities of the participants with respect to the identification, monitoring and investigation of high risk offenders within the City of Winnipeg and the Province of Manitoba, as well as to administer and enforce the National Sex Offender Registry for the Province of Manitoba. Members of MIHROU may be required to investigate high risk offenders who may not have a sexual history.

The RCMP is authorized to enter into this MOU by virtue of Section 18 of the *Royal Canadian Mounted Police Act.* The Winnipeg Police Service is authorized to enter into this MOU by virtue of the *City of Winnipeg Charter Act*.

Members of the Winnipeg Police Service assigned to MIHROU will be appointed as Supernumerary Special Constables of the RCMP pursuant to Section 7(1)(c) of the Act in order to ensure all officers have full unrestricted powers as a “peace officer”. These appointments will be considered on a case by case basis and will remain at the discretion of the Commanding Officer “D” Division, with whom the vested authority to make such appointments rests.

During the course of this arrangement, all salaries, benefits and other forms of remuneration of every person appointed to the MIHROU will be paid by the respective employers of the employees. Throughout the appointment, members appointed to MIHROU will continue employment with their respective employers and will not be considered employees of the other participating agency.

The respective Police Services understand the responsibility for indemnification of their own employees remains with each participating agency. Disciplinary action against members of the MIHROU will be the responsibility of the respective Police Service to which the members

belong. This arrangement will commence upon execution by the participants with the MOU in effect for a period of five (5) years. Termination may occur by either participant upon one hundred and twenty (120) days written notice.

FINANCIAL IMPACT

Financial Impact Statement

Date: Oct 21/15

Project Name:
Manitoba Integrated High Risk Offenders Unit

First Year of Program **2016**

	2016	2017	2018	2019	2020
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	$ 428,106	$ 436,668	$ 445,402	$ 454,310	$ 463,396
Less: Incremental Revenue/Recovery		-	-	-	-
Net Cost/(Benefit)	$ 428,106	$ 436,668	$ 445,402	$ 454,310	$ 463,396
Less: Existing Budget Amounts	428,106	436,668	445,402	454,310	463,396
Net Budget Adjustment Required	$ 0	$ 0	$ (0)	$ (0)	$ (0)

Additional Comments: Amounts for salaries, benefits, cars, and phones have been budgeted in DEPT ID 223412. Length of agreement is 5 years. Allowed for 2% wage increases.

original signed by Ron Smolik Oct 21/15
Manager of Finance
Winnipeg Police Service

CONSULTATION

In preparing this report there was consultation with:

Legal Services Department
Winnipeg Police Board

OURWINNIPEG POLICY ALIGNMENT

SUBMITTED BY

Department:	Winnipeg Police Service
Division:	Organizational Development, Division 32
Prepared by:	M. Musgrove, Research Analyst
Date:	December 23, 2015
File No.	ODS 15 – 126