



MUNICIPALITY OF ARRAN-ELDERSLIE

STAFF REPORT

COUNCIL

May 10, 2021
SRCLK.21.06

SUBJECT: Community Safety and Policing Act, 2019: Ontario Provincial Police Detachment Board

RECOMMENDATION:

Be It Resolved

- 1) THAT the Council of the Municipality of Arran-Elderslie hereby approves Report No. SRCLK-2021-06;
- 2) AND agrees in principle to the composition of the OPP Detachment Board;
- 3) AND FURTHER directs staff to continue to work with the participating municipalities in submitting the OPP Detachment Board proposal.

Submitted by:

Submitted by:

Reviewed by:

Christine Fraser-McDonald
Clerk

Julie Reid
Deputy Clerk

Tracey Neifer
Treasurer

BACKGROUND:

Ontario passed the Comprehensive Ontario Police Services Act, 2019 (Bill 68) and established the Community Safety and Policing Act, 2019 (CSPA) which, once in force, will repeal the Police Services Act, 1990 (PSA) which in turn will repeal the current Police Services Boards.

Section 67 of the CSPA requires there be an OPP detachment board, or more than one OPP detachment board, for each detachment of the OPP that provides policing in a municipality or in a First Nation community.

Each municipality and First Nation community receiving OPP services will have an opportunity to participate on an OPP detachment board.

An OPP detachment board will be required to, among other things:

- Advise the detachment commander with respect to policing provided by the detachment and on the development of the local action plan;
- Consult with the Commissioner on the selection and monitor the performance of the detachment commander; and
- Provide an annual report to municipalities and band councils.

In addition to the training required for all board members under the Act, detachment board members are required to successfully complete training on the role of boards and responsibilities as members prior to exercising their powers.

Members must abide by a Code of Conduct that will be in regulation.

The OPP Detachment Board Framework:

Provides each municipality and First Nation community receiving OPP services with the ability to sit on an OPP detachment board.

Requires the municipalities and First Nations within the jurisdictional area of a detachment to submit one proposal indicating the composition of their board and, if requested, their rationale for multiple boards.

Includes a set of composition requirements set by the ministry that completed proposals must meet. The ministry will follow up with detachment areas that fail to submit a proposal or where proposals do not meet the composition requirements.

Establishes a ministerial working group to review each proposal submitted to the ministry.

OPP Detachment Board Composition:

- Minimum 5 members, no maximum
- 20 % Community Representation (Minimum)
- 20% Provincial Appointees

OPP Detachment Board Proposal Process:

- Launched March 18, 2021
- Deadline for submissions: June 7, 2021

- Ministry review and approval of proposals (Summer 2021)
- Development and filing of OPP-related matters for regulation (Spring -Fall 2021)
- Formal establishment of OPP detachment boards – early 2022 (TBC)

COMMENTS:

The Clerk's department attended a virtual information session provided by the Ministry to determine the next steps in the process of forming the new OPP Detachment Board.

The Ministry has indicated that they will only accept one proposal per detachment and encouraged municipalities to work together on their proposal. The Huron Kinloss Clerk's department reached out to the other municipalities policed by the South Bruce OPP which include: Kincardine, Brockton, South Bruce, Arran Elderslie and Huron-Kinloss to begin discussions on the collaboration for the OPP Detachment Board proposal to submit to the Solicitor General by June 7, 2021.

Staff from the five municipalities and South Bruce OPP Detachment Commander Krista Miller, met on April 27, 2021 to discuss the process and the application. In order to meet the composition required it was suggested that the composition be as follows:

- One member of Council from each participating municipality
- 2 members from the community as a whole – with an application type process that would be vetted by a striking committee.
- 2 Provincial appointees – appointed by the Province.

60% municipality = 5
20% community = 2
20% provincial = 2
Total of 9 members

Other items of consideration included:

- Terms of Reference
- Financial responsibilities for stipends, conventions, meetings, mileage
- Grant funding
- Enforcement of By-Laws
- Chair – suggested a rotating basis
- Secretary – suggested staff from the appointed Chair
- Appointment of community members

FINANCIAL/STAFFING/OTHER IMPLICATIONS:

Financial Impacts for the detachment board are unknown at this time.

CONCLUSION:

With the tight deadlines, staff is requesting approval in principle for the composition of the Board and authorization to work with the participating municipalities on the OPP Detachment Board proposal.