



Staff Report

Report Title: OPP Detachment Board Update March 2024

Prepared By: Kelly Lush, Deputy Clerk

Department: Legislative Services

Date: Mar. 11, 2024

Report Number: CLK-2024-03-9

File Number: C11 CLK 24

Attachments: [Community Safety and Policing Act, 2019](#), Terms of Reference South Bruce O.P.P. Detachment Board Community Appointee Advisory Committee

Recommendation:

THAT the Township of Huron-Kinloss Committee of the Whole hereby receive for information Report CLK-2024-03-9 prepared by Kelly Lush, Deputy Clerk;

AND FURTHER THAT Council appoint Mayor Don Murray as the Township of Huron-Kinloss Council representative on the South Bruce OPP Detachment Board (SBODB);

AND FURTHER approves the Terms of Reference for the South Bruce O.P.P. Detachment Board Community Appointee Advisory Committee;

AND FURTHER authorizes Staff to begin the recruitment process for the community representatives for the SBODB;

AND FURTHER authorizes the appropriate By-laws to be brought forward as matters arising.

Background:

The new Community Safety and Policy Act (CSPA) will come into effect on April 1, 2024, which will repeal the existing Police Services Act, 1990. As part of this change, the existing Huron-Kinloss Police Services Board (PSB) will be disbanded and replaced with a single board for the South Bruce Ontario Provincial Police Detachment. The Solicitor General approved the board composition earlier this year which includes the Municipality of Arran-Elderslie, Municipality of Brockton, Township of Huron-Kinloss, Municipality of Kincardine, and the Municipality of South Bruce with each being asked to appoint one Council representative to the new

Board. The Board will also be composed of 2 Community Representatives and 2 Provincial Representatives.

Discussion:

Council Representative

Staff are asking for Council to appoint their representative to the new South Bruce O.P.P. Detachment Board and are recommending Mayor Don Murray as he is the current Chair of the Huron-Kinloss Police Services Board.

This representative must be a member of Council and their term will be until the end of this term of Council.

Section 33 of the CSPA outlines the considerations in appointing a member including that the member must have a police record check that was prepared with the past 12 months.

Training will be provided to the member by the Ministry and is expected to be available prior to April 1, 2024.

Community Representative

A Terms of Reference for a South Bruce O.P.P. Detachment Board Community Appointment Advisory Committee has been prepared and attached to this report. The Terms of Reference will guide the selection process of Community Appointed representatives to the Detachment Board in accordance with the board composition provided in the CSPA regulations.

The South Bruce O.P.P. Detachment Board Community Appointee Advisory Committee are proposed to be established solely to review community member applications to the South Bruce OPP Detachment Board and make recommendations to the Member Councils who, collectively, shall form the appointing body for the purposes of satisfying section 33 of the CSPA.

The Community Appointee Advisory Committee will be comprised of the elected officials from each member municipality appointed to the South Bruce O.P.P. Detachment Board, and the Secretary of the Board will provide secretary services for this Committee.

This Committee will begin once the elected officials from member Councils of the Detachment Board have been appointed. The Committee will meet as many times as deemed necessary to review all community member applications to the Board and provide recommendations on which applicant to appoint to each member Municipality.

It is proposed that applications be accepted by each member municipality with submissions directed to the Clerk, and applications will be provided to the Committee Secretary. Community representatives will be appointed at-large and shall serve as the representative for all member municipalities equally. The Committee will review the applications and make recommendations to each member municipality and official appointments will be made by resolution from each member municipality Council to be forwarded to the Committee Chair and Secretary.

These Terms of Reference are required to be adopted by all Detachment Board Municipal Councils as each member Municipality must unanimously appoint the two (2) community representatives.

Provincial Representative

The Ministry will be reaching out to current provincial appointees to confirm if they wish to be considered to serve as provincial appointees on their Detachment Board under the CSPA. Those who confirm they wish to be considered, will go into the pool of candidates in the selection process for the 2 provincial appointments for the board.

Administrative Roles

The following arrangements have been put in place by the CAO's of the 5 municipalities to administratively support the Detachment Board without overwhelming any one municipality:

- The Township of Huron-Kinloss will build a temporary webpage for the new Detachment Board that all municipalities can link to directly. Additionally, there will be an estimate for the Board to consider if, in the future, there is a desire to build a stand-alone website.
- The Municipality of Brockton will assist with finances for the Detachment Board for at least the first year.
- The Municipalities of Kincardine and Arran-Elderslie will serve as the co-leads to support the board for the first year administratively, as Kincardine has experience with a PSB and Arran-Elderslie is able to learn and support this new role/function within their Municipality.
- Secretarial services will be provided by municipal staff on an interim basis until the Detachment Board convenes and determines the plan for recruitment of a Board Secretary. The Detachment Board can further consider the option to recruit an external Secretary/Administrative support person.

Update

With the CSPA in force and effect date of April 1, 2024 the Working Group have engaged in consultation with the following;

- Other Detachment Board working groups;

- The Ministry of the Solicitor General;
- The Ontario Association of Police Services Boards;
- Municipal Insurer; and
- OPP South Bruce Detachment.

The Working Group began to draft governance documents and items to consider based on the CSPA regulations in preparation for the new Board's first meeting.

A draft South Bruce O.P.P. Detachment Board Procedural By-Law has been prepared that will be brought to the Detachment Board. This Procedural By-Law is a governing document for the Detachment Board and will be formally adopted by the Detachment Board as they are authorized to pass their own By-Laws under the CSPA.

The South Bruce O.P.P. Detachment Board will be an external Board, not a Committee of Council. The Board will be regulated under the Community Safety and Policing Act, 2019, not the Municipal Act.

Financial Impacts:

Financial impacts will be determined once the newly Board is formed. The 2024 budget is based on the existing Police Services Board structure.

Strategic Alignment / Link:

We are an accessible community that offers opportunities for everyone by being open and transparent and by having amenities and services nearby.

Respectfully Submitted By:

Kelly Lush, Deputy Clerk

Report Approved By:

Mary Rose Walden, Chief Administrative Officer