



## The Corporation of the Township of Huron-Kinloss

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### Staff Report

**Report Title: Community Safety and Policing Act, 2019: Ontario Provincial Police Detachment Board (2)**

**Prepared By: Kelly Lush, Deputy Clerk**

**Department: Clerk's Department**

**Date: May. 3, 2021**

**Report Number: CLK-2021-05-41**

**File Number:**

**C00- OPP Det**

**Attachments:**

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**Recommendation:**

THAT the Township of Huron-Kinloss Committee of the Whole hereby approves Report No. CLK-2021-05-41 prepared by Kelly Lush, Deputy Clerk AND agrees in principle to the composition of the OPP Detachment Board AND FURTHER directs staff to continue to work with the participating municipalities in submitting the OPP Detachment Board proposal.

**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 Board.

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)

**Discussion:**

As reported in April, 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 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

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.

### **Financial Impacts:**

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

### **Strategic Alignment / Link:**

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

### **Respectfully Submitted By:**

Kelly Lush, Deputy Clerk

### **Approved By:**

Mary Rose Walden, Chief Administrative Officer