

CITY OF PRINCE ALBERT BYLAW NO. 21 OF 2014

A Bylaw of The City of Prince Albert to establish a Board of Police Commissioners for The City of Prince Albert and provide for the appointment of its members as required by The Police Act, 1990, S.S. 1990, Chapter P-15.01.

WHEREAS the Council of The City of Prince Albert deems it desirable to provide for and set forth the powers, duties and responsibilities of The Prince Albert Board of Police Commissioners.

AND WHEREAS The Police Act, 1990, Chapter P-15.01 requires the Council of Prince Albert to establish a Board of Police Commissioners.

NOW THEREFORE THE COUNCIL OF THE CITY OF PRINCE ALBERT IN OPEN MEETING ASSEMBLED ENACTS AS FOLLOWS:

TITLE

1. This Bylaw may be cited as "The Prince Albert Board of Police Commissioners Bylaw."

PURPOSE

2. The purpose of this Bylaw is to establish a Board of Police Commissioners for The City of Prince Albert and provide for the appointment of its members as required by *The Police Act, 1990, S.S. 1990, Chapter P-15.01.*

DEFINITIONS

3. In this Bylaw:

- (a) "Act" means *The Police Act, 1990*.
- (b) "Board" means the Prince Albert Board of Police Commissioners.
- (c) "City" means The City of Prince Albert.
- (d) "Chief of Police" shall mean the person appointed by the Board as the Chief of Police for the Prince Albert Police Service.
- (e) "Council" means the Council of The City of Prince Albert.
- (f) "Mayor" means the Mayor of The City of Prince Albert.

ESTABLISHMENT OF BOARD

4. A Board of Police Commissioners for the City to be known as The Prince Albert Board of Police Commissioners is hereby established.

RESPONSIBILITIES

5. The Board shall have the responsibilities as set out in the *Act*.

MEMBERSHIP OF BOARD

6. The Board shall consist of seven (7) members as follows:

- (a) the Mayor;
- (b) two members of Council; and,

- (c) four other persons, other than members of Council, as members at large, whom shall be other citizens of The City of Prince Albert.

APPOINTMENT

7. (1) The appointed Members at Large (Citizens of the City of Prince Albert) of the Board, shall be appointed for a term of two (2) years and until a successor is appointed.
- (2) The appointed Members of Council, other than the Mayor, of the Board, shall be appointed for a term of two (2) years and until a successor is appointed.
- (3) Council may reappoint a member of the Board for a further term.
- (4) Where a Board member who holds office as a member of Council loses office as a member of Council, that Board member also loses office as a Board member.
- (5) Where a vacancy occurs on the Board, the Council, within one month of the occurrence of the vacancy, shall appoint a person to replace the former Board member for the remaining term of the former Board member.

OATH

8. Before entering on the duties of office, the Board member shall take and subscribe to an oath or affirmation in the form prescribed in the regulations before a person authorized to administer an oath or affirmation.

CHAIRPERSON AND VICE-CHAIRPERSON

9. The Board shall appoint one of its Board members to be Chairperson and another Board member to be Vice-Chairperson.

ILLNESS OR INABILITY TO ACT

10. (1) Where a Board member other than the Mayor is ill or otherwise unable to perform his or her duties, Council may appoint a person to act during the illness or inability of that Board member.
- (2) Where the Mayor is ill or otherwise unable to perform his or her duties, the person appointed as presiding officer of Council:
- (a) shall act instead of the Mayor; and
 - (b) shall fulfil the duties of and may exercise all the powers conferred on the Mayor pursuant to the *Act*.
- during the illness or inability of the Mayor.

QUORUM AND MEETINGS

11. (1) Four (4) Board Members shall constitute a quorum.
- (2) The Board shall hold its meetings open to the public, except the Board may meet Incamera Closed Session to consider any of the following matters:
- (a) contract negotiations;
 - (b) personnel matters:

- (c) reports and opinions from a Solicitor for the Board;
- (d) reports from the Complaints Investigator; and,
- (e) reports relating to security or any other matter where, in the Board's opinion, there are privacy issues that require the matter to be dealt with in private.

FINANCIAL ESTIMATES

- 12. (1) On or before December 31st in each year, the Board shall submit to City Council's Budget Committee, for consideration within the City's Budget Approval Process, the Board's estimates of all monies the Board requires for the next fiscal year for the Board and the Prince Albert Police Service.
- (2) Where City Council's Budget Committee does not approve the estimates, it shall follow the procedure set out in Section 33 of the *Act*.

DIRECTIVES

- 13. The Board may set general policy for the governing and administration of the Prince Albert Police Service and make directives that are consistent with the *Act*, or the regulations made thereunder. No directive is a directive of the Board unless it is supported by a majority of the board members.
- 14. The Board shall be solely responsible for the provision of policing services within The City of Prince Albert and shall have and exercise all the powers, authority and duties as provided in the *Act*.

15. The Board may make such rules and regulations for the governing and administration of the Prince Albert Police Service as it deems necessary and appropriate.
16. The Chief of Police shall be the Chief Administrative Officer of the Prince Albert Police Service and shall be directly responsible only to the Board for the discharge of the powers, duties and authority conferred upon him.
17. The City of Prince Albert shall continue to provide services to the Board upon such terms and conditions as are agreed upon between the Board and the Council.
18. Each Board member has all the powers conferred on a commissioner pursuant to *The Public Inquiries Act*.

REMUNERATION

19. A Council may provide for the payment of a reasonable remuneration to:
 - (a) each board member; and
 - (b) any person appointed to act during the absence or illness of a board member.

BYLAWS REPEALED

20. Bylaw No. 2 of 2013, "A Bylaw of The City of Prince Albert to establish a Board of Police Commissioners for the City of Prince Albert and provide for the appointment of its members as required by The Police Act, 1990, S.S. 1990, Chapter P-15.01", is repealed.

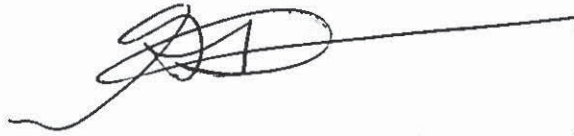
COMING INTO FORCE

21. This Bylaw comes into force upon its passage.

INTRODUCED AND READ A FIRST TIME THIS 22 DAY OF September , AD 2014.

READ A SECOND TIME THIS 22 DAY OF September , AD 2014.

READ A THIRD TIME AND PASSED THIS 22 DAY OF September , AD 2014.

A handwritten signature in black ink, consisting of a large, stylized 'M' followed by a horizontal line extending to the right.

MAYOR

A handwritten signature in black ink, appearing to read 'Henry Perso' in a cursive style.

CITY CLERK