

City Manager's Office Report to
Priorities and Finance Committee
2020 June 09

ISC: UNRESTRICTED
PFC2020-0589

Proposed Amendment to the Code of Conduct for Citizen Members of Boards

EXECUTIVE SUMMARY

This report presents proposed amendments to the *Code of Conduct for Citizen Members Appointed to Council Established Boards, Commissions and Committees* (Council Policy CC045) in order to clarify the applicability of the Code to the Calgary Police Commission.

ADMINISTRATION RECOMMENDATIONS:

That the Priorities and Finance Committee recommend:

1. That Council adopt the proposed amendments to the *Code of Conduct for Citizen Members Appointed to Council Established Boards, Commissions and Committees*, as contained in Attachment 1; and
2. That Report PFC2020-0589 be forwarded as proposed Urgent Business to the 2020 June 15 Combined Meeting of Council.

PREVIOUS COUNCIL DIRECTION / POLICY

On 2014 December 15, Council adopted the *Code of Conduct for Citizen Members Appointed to Council Established Boards, Commissions and Committees* (Code of Conduct for citizen members).

BACKGROUND

In February 2020, a potential gap was identified in the scope of the Code of Conduct for citizen members. The definition for a Board, Commission or Committee as contained in the Code may inadvertently exclude citizen members of the Calgary Police Commission from falling within its authority.

INVESTIGATION: ALTERNATIVES AND ANALYSIS

The Calgary Police Commission is established under the authority of section 28 of the *Police Act*. Section 28 requires a Council that has a municipal police service to establish a police commission. The Calgary Police Commission was established by Bylaw 25M97.

Section 28(2)(b) of the *Police Act* states that a council that has established a police commission shall prescribe the rules governing the operation of the commission. Administration identified two methods of providing for a code of conduct for citizen members of the Commission: amendment of Council Policy CC045 to more clearly apply to the Police Commission; or by establishing a stand-alone code of conduct that only applies to the Police Commission; so long as the adopted code does not conflict with Bylaw 25M97 or with the *Police Act*. Amendment of Council Policy CC045 is the most efficient method to address the gap.

The proposed amendment would occur by adding the text "or the *Police Act* RSA 2000, c P-17." to the definition in section 4.a for a Board, Commission and Committee. Three other proposed amendments to the attached Council Policy are to update references to current terminology and policy.

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Stakeholder Engagement, Research and Communication

The Calgary Police Commission was engaged in determining the coverage gap and in the analysis of methods to address the gap. The Law Department was engaged on the proposed amendment to the Code of Conduct Policy, to ensure alignment with Bylaw 25M97 and with the *Police Act*.

Strategic Alignment

This report aligns with One Calgary's citizen priority: A Well-Run City (*One Calgary 2019-2022*).

Social, Environmental, Economic (External)

No social, environmental, or external economic impacts were identified.

Financial Capacity

Current and Future Operating Budget:

There are no current and future operating budget impacts.

Current and Future Capital Budget:

There are no current and future capital budget impacts.

Risk Assessment

There are no risks associated with the recommendations of this report.

REASON FOR RECOMMENDATIONS:

Adopting the proposed amendments to Council Policy will reduce any ambiguity and provide guidance to citizen Members of the Calgary Police Commission on the conduct expected of them when applying and serving.

ATTACHMENT

1. Proposed amendments to the *Code of Conduct for Citizen Members Appointed to Council Established Boards, Commissions and Committees*, CC045 (red-lined)