

**Bylaw 22-2021, A Bylaw to Amend Bylaw 2-2021, Performance Plan Committee Bylaw****Report Purpose**

To seek three reading of Bylaw 22-2021, a bylaw that proposes to amend Bylaw 2-2021, Performance Plan Committee Bylaw.

**Recommendation**

1. THAT Bylaw 22-2021, a bylaw that amends Bylaw 2-2021, Performance Plan Committee Bylaw, be given first reading.
2. THAT Bylaw 22-2021 be given second reading.
3. THAT Bylaw 22-2021 be considered for third reading.
4. THAT Bylaw 22-2021 be given third reading.

**Our Prioritized Strategic Goals**

Governance Requirement

**Report**

At the April 13, 2021 Council meeting, Council directed Administration to prepare a bylaw to amend bylaw 2-2021, the Performance Plan Committee Bylaw. In accordance with the direction provided by Council, Administration has prepared a bylaw which is provided as enclosure 1 of this report. Provided that Council is satisfied with the bylaw, Council may give the bylaw readings as noted in the recommendation section above.

**Council and Committee History**

April 13, 2021      THAT the Chief Commissioner Performance Plan, as set out in enclosure 1, be approved and remain private pursuant to section 17 of the *Freedom of Information and Protection of Privacy Act*; and

THAT by May 4, 2021, Administration prepare a bylaw to amend Bylaw 2-2021, the Chief Commissioner Performance Plan Committee Bylaw, to expand the mandate of the Committee to include ongoing measurement and reporting to Council on the Chief Commissioner Performance Plan;

THAT enclosure 3 be created and added to item 3.9 Chief Commissioner Performance Plan Committee – Update and that enclosure 3 remain private pursuant to sections 17, 24, and 25 of *FOIP Act* and that Administration take the steps set out in enclosure 3..

March 12, 2021      The Performance Plan Committee approved:

THAT enclosure 1 be created and added to item 4.1 Review Chief Commissioner Draft Performance Plan, and that enclosure 1 remain private pursuant to section 17 of the *Freedom of Information and Protection of Privacy Act*;

THAT the Committee present the proposed Chief Commissioner

Performance Plan as set out in enclosure 1 to Council for consideration at the April 13, 2021 Council Meeting Closed Session; and

THAT the Committee recommend to Council that Administration prepare a bylaw to amend Bylaw 2-2021 to:

- expand the mandate of the Committee to include ongoing measurement and reporting to Council on the Chief Commissioner Performance Plan, and
- to delete section 18 to allow the Committee to undertake the extended mandate.

January 19, 2021 Council gave Bylaw 2-2021, Chief Commissioner Performance Plan Committee Bylaw, three readings.

**Other Impacts**

**Policy:** n/a

**Legislative/Legal:** Section 145 of the *Municipal Government Act* provides that a council may pass bylaws in relation to the establishment and functions of council committees. Section 191 of the MGA provides that the power to pass a bylaw under legislation includes the power to amend or repeal. An amendment must be made in the same way as the original bylaw.

**Interdepartmental:** n/a

**Master Plan/Framework:** n/a

**Communication Plan**

Public website.

**Enclosure**

1 Bylaw 22-2021, A Bylaw to amend Bylaw 2-2021, Performance Plan Committee Bylaw