



# Town of Newmarket Council Information Package

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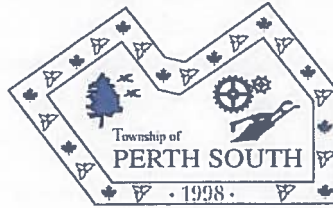
Date: February 11, 2022

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## Information Reports

The following information reports were distributed during this period:

- INFO-2022-04: 2022 Interim Billing  
Financial Services  
Distributed February 2, 2022
- INFO 2022-05: Accountability and Transparency Measures 2021  
Legislative Services  
Distributed February 2, 2022
- INFO-2022-06: Animal Services Program Delivery  
Legislative Services  
Distributed February 4, 2022
- INFO-2022-07: Customer Service Department 2021 Year End Results  
Customer Services  
Distributed February 11, 2022

**Corporation of the Township of Perth South**

3191 Road 122  
St. Pauls, ON N0K 1V0  
Telephone 519-271-0619  
Fax 519-271-0647  
[lscott@perthsouth.ca](mailto:lscott@perthsouth.ca)

February 9, 2022

The Right Honourable Justin Trudeau  
Prime Minister of Canada  
House of Commons  
80 Wellington Street  
Ottawa, ON K1A 0A2

The Honourable Doug Ford  
Premier of Ontario  
Legislative Building  
Queen's Park  
Toronto, ON M7A 1A1

**Re: "Catch and Release" Justice**

At the regular meeting of the Township of Perth South Council held on February 1, 2022 the following resolution was passed:

**That Council accepts the Community Policing Advisory Committee recommendation that they support the City of Sarnia resolution regarding Catch and Release Justice with the inclusion of the recommendations provided by the Stratford Police Services in their report dated January 19, 2022.**

I have attached the letter received from the City of Sarnia as well as the report from the Stratford Police Services for your information.

Your consideration of this matter is respectfully requested.

Regards,

  
Lizet Scott  
Clerk

Cc: Randy Pettapiece, MPP Perth-Wellington  
John Nater, MP Perth-Wellington  
All Ontario Municipalities



**THE CORPORATION OF THE CITY OF SARNIA  
City Clerk's Department**

255 Christina Street N. PO Box 3018  
Sarnia ON Canada N7T 7N2  
519-332-0330 (phone) 519-332-3995 (fax)  
519-332-2664 (TTY)  
[www.sarnia.ca](http://www.sarnia.ca) [clerks@sarnia.ca](mailto:clerks@sarnia.ca)

December 16, 2021

The Right Honourable Justin Trudeau  
Prime Minister of Canada  
House of Commons  
80 Wellington Street  
Ottawa, ON K1A 0A2

The Honourable Doug Ford  
Premier of Ontario  
Legislative Building  
Queen's Park  
Toronto, ON M7A 1A1

**RE: "Catch and Release" Justice**

At its meeting held on December 13, 2021, Sarnia City Council adopted the following resolution with respect to "Catch and Release Justice":

***That the City of Sarnia send a letter to the Federal and Provincial Governments requesting meaningful improvements to the current state of "catch and release" justice in the Ontario legal system. Police Services across Ontario are exhausting precious time and resources having to manage the repeated arrests of the same offenders, which in turn, is impacting their morale, and ultimately law abiding citizens who are paying the often significant financial and emotional toll of this broken system. This resolution should also be sent to other Municipalities throughout Ontario for their endorsement consideration; and***

***That the request also be referred to the Sarnia Police Services Board and be presented via AMO delegations for endorsement consideration.***

Your consideration of this matter is respectfully requested.

Yours sincerely,

Amy Burkhart  
City Clerk

Cc: Bob Bailey, MPP  
Marylyn Gladu, MP  
All Ontario Municipalities

*To Serve and Protect in Partnership with Our Community*



## CHIEF OF POLICE REPORT

**DATE: 19 January 2022**  
**TO: Stratford Police Services Board**  
**FROM: Deputy Chief Gerry Foster**  
**RE: "Catch and Release Justice"**

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### **BACKGROUND**

Council for the City of Sarnia has passed a resolution on December 13, 2021, requesting the Federal and Provincial governments consider making meaningful improvements to the release of offenders. The so-called "Catch and Release Justice" refers to the release of offenders by the courts whereby the offender is re-arrested by police for breaches of the release conditions.

The resolution indicates this approach has a negative impact on police workload, officer morale, and potentially law-abiding citizens.

Locally, council has asked that the matter be discussed at the Police Service Board level and that *"a review of "catch and release justice" in the City of Stratford be referred to the Stratford Police Services Board to outline current challenges."*

Further, council is requesting a resolution with recommended changes be brought back to council for January 24, 2022.

### **ANALYSIS**

On its surface "Catch and Release Justice" is a reference to the increase in offenders being released after being arrested. This term mostly refers to release by the courts although police officers (Officer in Charge) have release authorities similar to that of the court.

In response to the request of council, a review of charges laid for these instances was completed. Approximately 60 more charges were laid in 2021 in comparison to the average of charges from 2018 to 2020. In reviewing the data this increase would represent an approximate 43% increase

*Community-Partnerships-Service*

*To Serve and Protect in Partnership with Our Community*

in breach of release condition charges being laid by members of the service. I would caution that the data, while it does show an increase from 2018-2021, could also be indicative of the COVID pandemic whereby the courts (and police) were actively exploring opportunities to keep offenders out of custody, where possible. The result was that more offenders were released on conditions where re-offending in the community could have occurred. Likewise, the stressful nature of the pandemic should not be discounted as a contributing factor on this data.

**RECOMMENDATIONS/COMMENTS**

- The Stratford Police Service has experienced an increase in repeat offenders being released into the community only to re-offend.
- The impact of the pandemic on the police, justice and corrections system has been challenging to navigate
- More and more offenders are being released into the community on judicial release conditions that are continually breached leading to more arrests, charges, and court appearances.
- The community is frustrated with the lack of accountability on offenders and feel that their safety is being jeopardized.
- Police officers are resorting to “Officer in Charge” releases when offenders should be going to the courts for judicial releases because of workload.
- The court dockets will most likely be cleared of low-level offences resulting in no accountability for offenders
- Victims are feeling re-victimized by the system and losing faith/trust in the system.

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For Council consideration:

That that City of Stratford endorse the Sarnia Catch and Release Justice resolution and add the following:

- The Federal and Provincial Governments recognize the linkage between mental health, addiction, homelessness, and crime.
- That all levels of government acknowledge that catch and release justice contributes to feelings of vulnerability within our communities and increases the cost of policing, social services, and health care in our communities.
- That all levels of government provide continued financial support to enhance funding in communities for Mobile Crisis Rapid Response Teams, Overdose Response Teams, Community Outreach Teams, Emergency Shelter facilities, Education and Awareness Programs, diversion programs, etc. under the umbrella of Community Safety and Well Being.
- That the Federal and Provincial Governments re-imagine a direct accountability framework specific to charges relating to failure to comply with release conditions.
- That consideration be given to provided holistic support to chronic re-offenders experiencing mental health, addiction, and homelessness issues with a multi-disciplinary team under one roof

Yours,

Gerry Foster  
Deputy Chief of Police

February 9, 2022

The Honourable Doug Ford, Premier of Ontario  
Via Email

**Re: Dissolve Ontario Land Tribunal**

Please be advised that Council for the Town of Halton Hills at its meeting of Monday, February 7, 2022, adopted the following Resolution:

**Resolution No. 2022-0020**

WHEREAS Municipalities across this province collectively spend millions of dollars of taxpayer money and municipal resources developing Official Plans that meet current Provincial Planning Policy;

AND WHEREAS an Official Plan is developed through months of public consultation to ensure, "that future planning and development will meet the specific needs of the Town of Halton Hills community";

AND WHEREAS our Official Plan includes provisions that encourage development of the "missing middle" or "gentle density" to meet the need for attainable housing in our community;

AND WHEREAS our Official Plan is ultimately approved by the province;

AND WHEREAS it is within the legislative purview of Municipal Council to approve Official Plan amendments or Zoning By-law changes that better the community or fit within the vision of Town of Halton Hills Official Plan;

AND WHEREAS it is also within the legislative purview of Municipal Council to deny Official Plan amendments or Zoning By-law changes that do not better the community or do not fit within the vision of the Town of Halton Hills Official Plan;

AND WHEREAS municipal planning decisions may be appealed to the Ontario Land Tribunal (OLT; formerly the Ontario Municipal Board or "OMB"), an unelected, appointed body that is not accountable to the residents of the Town of Halton Hills;

AND WHEREAS the OLT has the authority to make a final decision on planning matters based on a "best planning outcome" and not whether the proposed development is in compliance with municipal Official Plans;

---

**1 Halton Hills Drive, Halton Hills, Ontario L7G 5G2**

Tel: 905-873-2600

Toll Free: 1-877-712-2205  
haltonhills.ca

Fax: 905-873-2347



AND WHEREAS all decisions—save planning decisions—made by Municipal Council are only subject to appeal by judicial review and such appeals are limited to questions of law and or process;

AND WHEREAS Ontario is the only province in Canada that empowers a separate adjudicative tribunal to review and overrule local decisions applying provincially approved plans;

AND WHEREAS towns and cities across this Province are repeatedly forced to spend millions of dollars defending Official Plans that have already been approved by the province in expensive, time consuming and ultimately futile OLT hearings;

AND WHEREAS lengthy, costly OLT hearings add years to the development approval process and act as a barrier to the development of attainable housing;

NOW THEREFORE BE IT RESOLVED THAT Council for the Town of Halton Hills requests the Government of Ontario to dissolve the OLT immediately thereby eliminating one of the most significant sources of red tape delaying the development of more attainable housing in Ontario;

AND FURTHER THAT a copy of this Motion be sent to the Honourable Doug Ford, Premier of Ontario, the Minister of Municipal Affairs and Housing, the Leader of the Opposition, the Leaders of the Liberal and Green Party, all MPPs in the Province of Ontario; the Large Urban Mayors' Caucus of Ontario, the Small Urban GTHA Mayors and Regional Chairs of Ontario;

AND FURTHER THAT a copy of this Motion be sent to the Association of Municipalities of Ontario (AMO) and all Ontario municipalities for their consideration.

**CARRIED**

Attached for your information is a copy of Resolution No. 2022-0020.

If you have any questions, please contact Valerie Petryniak, Town Clerk for the Town of Halton Hills at 905-873-2600 ext. 2331 or [valeriep@haltonhills.ca](mailto:valeriep@haltonhills.ca).

Yours truly,



Melissa Lawr  
Deputy Clerk – Legislation

**1 Halton Hills Drive, Halton Hills, Ontario L7G 5G2**

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- cc. Minister of Municipal Affairs and Housing  
Leader of the Opposition  
Leaders of the Liberal and Green Party  
MPPs in the Province of Ontario  
Large Urban Mayor's Caucus of Ontario  
Small Urban GTHA Mayors  
Regional Chairs of Ontario  
Association of Municipalities of Ontario (AMO)  
All Ontario Municipalities

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**THE CORPORATION  
OF  
THE TOWN OF HALTON HILLS**

**Resolution No.:** 2022-0020

**Title:** Dissolve Ontario Land Tribunal

**Date:** February 7, 2022

**Moved by:** Mayor R. Bonnette

**Seconded by:** Councillor C. Somerville

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**Item No. 15.2**

WHEREAS Municipalities across this province collectively spend millions of dollars of taxpayer money and municipal resources developing Official Plans that meet current Provincial Planning Policy;

AND WHEREAS an Official Plan is developed through months of public consultation to ensure, "that future planning and development will meet the specific needs of the Town of Halton Hills community";

AND WHEREAS our Official Plan includes provisions that encourage development of the "missing middle" or "gentle density" to meet the need for attainable housing in our community;

AND WHEREAS our Official Plan is ultimately approved by the province;

AND WHEREAS it is within the legislative purview of Municipal Council to approve Official Plan amendments or Zoning By-law changes that better the community or fit within the vision of Town of Halton Hills Official Plan;

AND WHEREAS it is also within the legislative purview of Municipal Council to deny Official Plan amendments or Zoning By-law changes that do not better the community or do not fit within the vision of the Town of Halton Hills Official Plan;

AND WHEREAS municipal planning decisions may be appealed to the Ontario Land Tribunal (OLT; formerly the Ontario Municipal Board or “OMB”), an unelected, appointed body that is not accountable to the residents of the Town of Halton Hills;

AN WHEREAS the OLT has the authority to make a final decision on planning matters based on a “best planning outcome” and not whether the proposed development is in compliance with municipal Official Plans;

AND WHEREAS all decisions—save planning decisions—made by Municipal Council are only subject to appeal by judicial review and such appeals are limited to questions of law and or process;

AND WHEREAS Ontario is the only province in Canada that empowers a separate adjudicative tribunal to review and overrule local decisions applying provincially approved plans;

AND WHEREAS towns and cities across this Province are repeatedly forced to spend millions of dollars defending Official Plans that have already been approved by the province in expensive, time consuming and ultimately futile OLT hearings;

AND WHEREAS lengthy, costly OLT hearings add years to the development approval process and act as a barrier to the development of attainable housing;

NOW THEREFORE BE IT RESOLVED THAT Council for the Town of Halton Hills requests the Government of Ontario to dissolve the OLT immediately thereby eliminating one of the most significant sources of red tape delaying the development of more attainable housing in Ontario;

AND FURTHER THAT a copy of this Motion be sent to the Honourable Doug Ford, Premier of Ontario, the Minister of Municipal Affairs and Housing, the Leader of the Opposition, the Leaders of the Liberal and Green Party, all MPPs in the Province of Ontario; the Large Urban Mayors’ Caucus of Ontario, the Small Urban GTHA Mayors and Regional Chairs of Ontario;

AND FURTHER THAT a copy of this Motion be sent to the Association of Municipalities of Ontario (AMO) and all Ontario municipalities for their consideration.



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Mayor Rick Bonnette



February 9, 2022

**Re: Item for Discussion – Joint and Several Liability Reform (Mayor, G. Smith)**

At its meeting of February 2, 2022, the Council of the Corporation of the Town of Bracebridge ratified motions 22-PD-005, regarding the Item for Discussion – Joint and Several Liability Reform, as follows:

“WHEREAS municipal governments provide essential services to the residents and businesses in their communities;

AND WHEREAS the ability to provide those services is negatively impacted by exponentially rising insurance costs;

AND WHEREAS one driver of rising insurance costs is the legal principle of “joint and several liability”, which assigns disproportionate liability to municipalities for an incident relative to their responsibility for it;

AND WHEREAS the Government of Ontario has the authority and responsibility for the legal framework of “joint and several liability”;

AND WHEREAS the Premier of Ontario committed to review the issue in 2018 with a view to helping municipal governments manage their risks and costs;

AND WHEREAS the Provincial Review was conducted in 2019 with AMO and municipalities fully participating;

AND WHEREAS the results of the Provincial Review have not been released and municipalities are still awaiting news of how the Attorney General will address this important matter;

AND WHEREAS the Association of Municipalities of Ontario (AMO) on behalf of municipal governments has provided recommendations in their document “Towards a Reasonable Balance – Addressing Growing Municipal Liability and Insurance Costs” to align municipal liability with the proportionate responsibility for incidents and capping awards;

AND WHEREAS The Association of Municipal Managers, Clerks and Treasurers of Ontario (AMCTO) has written to the Attorney General in support of the abovementioned recommendations provided by AMO;

1000 Taylor Court  
Bracebridge, ON  
P1L 1R6 Canada

NOW THEREFORE BE IT RESOLVED THAT THE CORPORATION OF THE TOWN OF BRACEBRIDGE RESOLVES AS FOLLOWS:

1. That the Town of Bracebridge calls on the Attorney General of Ontario to work with municipal governments to put forward a plan of action to address "joint and several liability" before the end of the government's current term.
2. That the Town of Bracebridge supports the seven (7) recommendations contained in the AMO submission "Towards a Reasonable Balance – Addressing Growing Municipal Liability and Insurance Costs" to re-establish the priority for provincial action on this issue.
3. That a copy of this resolution be forwarded to Attorney General, the Honourable Doug Downey; the Minister of Municipal Affairs and Housing, the Honourable Steve Clark; AMO President, Jamie McGarvey, AMCTO President, Sandra MacDonald; and all Municipalities in Ontario."

In accordance with Council's direction I am forwarding you a copy of the resolution for you reference.

Please do not hesitate to contact me if I can provide any additional clarification in this regard.

Yours truly,

A handwritten signature in black ink, appearing to read "L. McDonald". The signature is written in a cursive, flowing style.

Lori McDonald  
Director of Corporate Services/Clerk



**CORPORATION OF THE TOWNSHIP OF SOUTH GLENGARRY**

**MOVED BY Sam McDonell**

**RESOLUTION NO 36-2022**

**SECONDED BY Stephanie Jaworski**

**DATE February 7, 2022**

BE IT RESOLVED THAT the Council of the Township of South Glengarry hereby supports Prince Edward County’s call for government action concerning the current legislation and regulations surrounding municipal requirements to take over and maintain abandoned operating cemeteries;

AND FURTHERMORE that a copy of this resolution be sent to the Minister of Government & Consumer Services, ROMA, the Eastern Ontario Wardens Caucus and all Ontario municipalities.

CARRIED       DEFEATED       POSTPONED

\_\_\_\_\_  
Mayor Lyle Warden

Recorded Vote:	Yes	No
Mayor Warden	___	___
Deputy Jaworski	___	___
Councillor Lang	___	___
Councillor McDonell	___	___
Councillor Luck	___	___



**CORPORATION OF THE TOWNSHIP OF SOUTH GLENGARRY**

**MOVED BY** Stephanie Jaworski

**RESOLUTION NO** 37-2022

**SECONDED BY** Martin Lang

**DATE** February 7, 2022

WHEREAS municipal governments provide essential services to the residents and businesses in their communities;

AND WHEREAS the ability to provide those services is negatively impacted by exponentially rising insurance costs;

AND WHEREAS one driver of rising insurance costs is the legal principle of 'joint and several liability', which assigns disproportionate liability to municipalities for an incident relative to their responsibility for it;

AND WHEREAS the Government of Ontario has the authority and responsibility for the legal framework of 'joint and several liability';

AND WHEREAS the Premier of Ontario committed to review the issue in 2018 with a view to helping municipal governments manage their risks and costs;

AND WHEREAS the Association of Municipalities of Ontario, on behalf of municipal governments, has provided recommendations to align municipal liability with the proportionate responsibility for incidents and capping awards;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Township of South Glengarry hereby supports AMO's recommendations;

THAT the Township of South Glengarry calls on the Attorney General of Ontario to work with municipal governments to put forward a plan of action to address 'joint and several liability' before the end of the government's current term so that municipalities can continue to offer high quality services to their communities;

AND FURTHERMORE that this resolution be forwarded to the Attorney General of Ontario, the Minister of Municipal Affairs and Housing, MPP Jim McDonell, the Association of Municipalities of Ontario and all Ontario municipalities.





CARRIED

DEFEATED

POSTPONED

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Mayor Lyle Warden

Recorded Vote:	Yes	No
Mayor Warden	—	—
Deputy Jaworski	—	—
Councillor Lang	—	—
Councillor McDonell	—	—
Councillor Luck	—	—



**Jaclyn Grossi**  
Acting Deputy Clerk  
Town of Newmarket  
395 Mulock Drive  
P.O. Box 328 Station Main  
Newmarket, ON L3Y 4X7  
Email: [jgrossi@newmarket.ca](mailto:jgrossi@newmarket.ca)  
Tel: 905-953-5300 ext. 2207  
Fax: 905-953-5100

February 11, 2022

Sent to: [REDACTED]

Dear Tina Ng:

**RE: Proclamation Request – March – Epilepsy Awareness Month**

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I am writing to advise that your proclamation request has been approved in accordance with the Council-approved [Proclamation, Lighting Request and Community Flag Raising Policy](#), and the Town of Newmarket will proclaim March 2022 as Epilepsy Awareness Month. Your proclamation request will be communicated on the Town's Twitter account, and on the Town's website on the Proclamation and Lighting Request page.

In addition, the Riverwalk Commons and Fred A. Lundy Bridge located on Water Street will be illuminated in purple on March 28, 2022 to recognize Epilepsy Awareness Month. Please note that the lighting will occur from sunset until 11:00 PM.

If you have any questions regarding the above, please feel free to contact the undersigned.

Yours sincerely,

A handwritten signature in black ink that reads "JGrossi".

Jaclyn Grossi

Acting Deputy Clerk

/cb



*February 11, 2022*

Sent to: [REDACTED]

Dear Tina Ng:

**RE: Proclamation Request – March – Epilepsy Awareness Month**

On behalf of the Town of Newmarket Council I am pleased to recognize March 2022 as Epilepsy Awareness Month.

In addition, the Riverwalk Commons and Fred A. Lundy Bridge located on Water Street will be illuminated in Purple on March 28, 2022 from sunset until 11:00 PM.

Thank you for submitting your request and for your contributions to the community.

Yours sincerely,

John Taylor  
Mayor

Town of Newmarket  
395 Mulock Drive, P.O.  
Box 328 Station Main  
Newmarket, ON  
L3Y 4X7

February 2, 2022

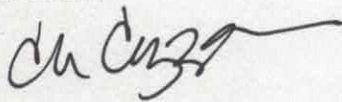
Dear Mayor John Taylor,

Epilepsy York Region (EYR) is a non-profit organization which supports individuals and their families living with epilepsy. For the last 34 years we have been advocating, supporting, educating, promoting public awareness and developing programs for those with epilepsy based on their needs. Currently, in York Region alone, there is estimated to be 11, 000 individuals with epilepsy. This breaks down to 1 in every 100 people in our catchment area and makes it likely for someone to personally know at least one individual with epilepsy.

The time of year is approaching where epilepsy communities across Canada come together to raise awareness about epilepsy and we need your help! March is National Epilepsy Awareness month and Purple Day, which is celebrated on March 26<sup>th</sup>, has been marked internationally to raise awareness, dispel the myths associated to this disease, and to increase education. Purple Day invites those across the world to wear purple on March 26th in support of those with epilepsy and help those individuals understand they are not alone in their journey. It is an opportunity for those living with epilepsy to reach out and let the community know that seizures do not define who they are; they can still be a loving parent and spouse, a fun child, a productive employee, a learning student, a thriving talented individual and most of all, a friend.

We at Epilepsy York Region are reaching out to you, in hopes that the Town of Newmarket will proclaim March as Epilepsy Awareness month and March 26th as Purple Day. In addition, if there is a possibility of lighting a local landmark purple on March 26th showing your support, we would love to be part of this initiative!

Yours truly,



Claudia Cozza  
Executive Director  
Epilepsy York Region