



**Stratford City Council
Special Council Open Session
AGENDA**

Meeting #: 4649th
Date: Monday, March 15, 2021
Time: 6:00 P.M.
Location: Electronic Meeting
Council Present: Mayor Mathieson - Chair Presiding, Councillor Beatty, Councillor Bunting, Councillor Burbach, Councillor Clifford, Councillor Gaffney, Councillor Henderson, Councillor Ritsma, Councillor Vassilakos
Staff Present: Joan Thomson - Chief Administrative Officer, Tatiana Dafoe - City Clerk, Ed Dujlovic - Director of Infrastructure and Development Services, Kim McElroy - Director of Social Services, David St. Louis - Director of Community Services, John Paradis - Fire Chief, Janice Beirness - Director of Corporate Services, Chris Bantock - Deputy Clerk, Michael Mousley - Manager of Transit

To watch the Council meeting live, please click the following link: <https://stratford-ca.zoom.us/j/84520121718?pwd=eVI0N1dPambVTR3L1d1eWdzNWxJdz09>

A video recording of the meeting will also be available through a link on the City's website at <https://www.stratford.ca/en/index.aspx> following the meeting.

Pages

1. Call to Order:

Mayor Mathieson, Chair presiding, to call the Council meeting to order.

Councillors Ingram and Sebben have provided regrets for this meeting.

2. Declarations of Pecuniary Interest and the General Nature Thereof:

The *Municipal Conflict of Interest Act* requires any member of Council declaring a pecuniary interest and the general nature thereof, where the interest of a member of Council has not been disclosed by reason of the member's absence from the meeting, to disclose the interest at the first open meeting attended by

the member of Council and to otherwise comply with the *Act*.

Name, Item and General Nature Thereof

- | | | |
|------|---|---------|
| 3. | Adjournment to Public Meeting - Intent to Permanently Close Section of T.J. Dolan Drive: | 1 - 11 |
| | <p>Motion by _____</p> <p>THAT the Special Council meeting adjourn for the purpose of holding a Public Meeting regarding Council's consideration of intent to adopt a by-law to permanently close T.J. Dolan Drive from St. David Street to Centre Street, to reconvene following the Public Meeting.</p> | |
| 4. | Report of the Manager of Transit | |
| 4.1. | Resolution - Transfer Payment Agreement for the Safe Restart Agreement (SRA) Phase 2 for Public Transit funding during Covid-19 (COU21-032) | 12 - 14 |
| | <p>Motion by _____</p> <p>Staff Recommendation: THAT The Corporation of the City of Stratford enter into a Transfer Payment Agreement with the Ministry of Transportation to claim expenses due to Covid-19 through the Safe Recovery Agreement (SRA) Phase 2;</p> <p>AND THAT the Mayor and Clerk be authorized to sign the necessary agreement.</p> | |
| 5. | Reading of the By-laws: | |
| | <p>The following By-laws require First and Second Readings and Third and Final Readings and could be taken collectively upon unanimous vote of Council present:</p> | |
| | <p>Motion by _____</p> <p>THAT By-laws 5.1 and 5.2 be taken collectively.</p> | |
| | <p>Motion by _____</p> <p>THAT By-laws 5.1 and 5.2 be read a First and Second Time.</p> | |
| | <p>Motion by _____</p> <p>THAT By-laws 5.1 and 5.2 be read a Third Time and Finally Passed.</p> | |
| 5.1. | Transfer Payment Agreement for Safe Restart Phase 2 Municipal Transit Funding | 15 - 16 |

To authorize the execution of the Transfer Payment agreement for the Safe Restart Agreement – Phase 2 Municipal Transit Funding between Her Majesty the Queen in right of the Province of Ontario as represented by the Minister of Transportation for the Province of Ontario and The Corporation of the City of Stratford.

5.2. Confirmatory By-law

17

To confirm the proceedings of Council of The Corporation of the City of Stratford at its meeting held on March 15, 2021.

6. Adjournment:

Motion by _____

THAT the March 15, 2021 Special Council Meeting adjourn.



Notice of Intent to Permanently Close T.J. Dolan Drive

Notice is hereby given pursuant to section 34 of the *Municipal Act, 2001, S.O. 2001, chapter 25* as amended and pursuant to the Notice Policy C.3.1, that City Council intends to pass a by-law to permanently close T.J. Dolan Drive from St. David Street to Centre Street.

T. J. Dolan Drive is a travelled road between St. David Street and Centre Street and is located on Lots 14 to 23, Plan 77, and part of Lots 13, 24 and 25 Plan 77. A former part of T. J. Dolan Drive was previously closed by By-law 6-84.

City of Stratford Council will hold a public meeting on **Monday, March 15, 2021 at 6:00 pm** to hear all interested persons with respect to the permanent closure of T.J. Dolan Drive from St. David Street to Centre Street.

This will be an electronic meeting. A link to watch the Council meeting live will be provided on the agenda which will be posted to the City's website. A video of the meeting will also be posted to the City's website once available.

For those persons who wish to participate orally at the public meeting, please contact the City Clerk at clerks@stratford.ca no later than **10:00 am on Monday, March 15, 2021. Following confirmation of the request to speak, details for participating in the meeting will be provided.** During the meeting there will be an active chat function where any member of the public can provide written comments during the meeting. The comments received will be read by the moderator during the public comment portion of the public meeting.

All written comments received will be included with the Council agenda. The deadline for inclusion is Wednesday, March 10th at noon to clerks@stratford.ca. Any comments received after this date will be listed at a subsequent Council meeting.

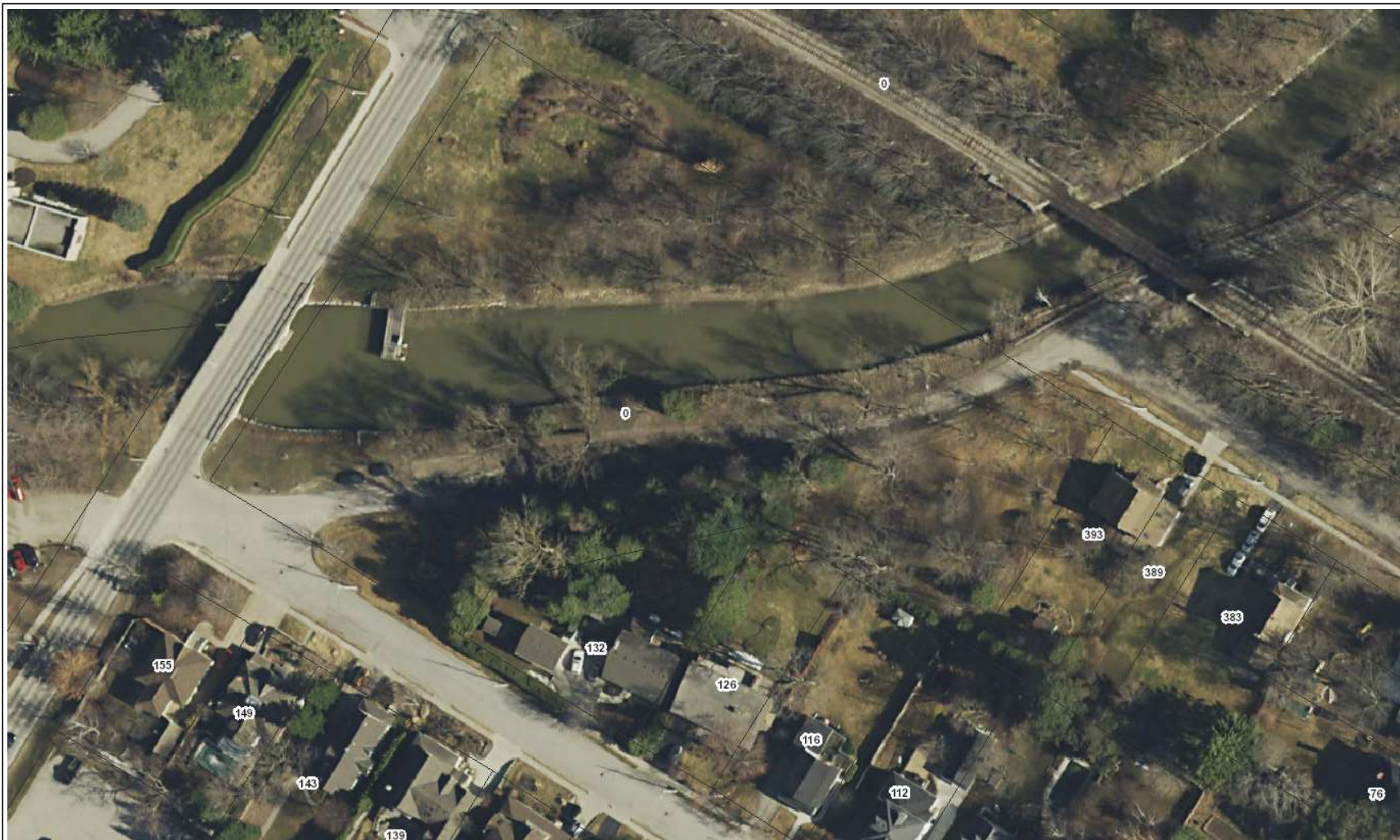
A map showing the location of T.J. Dolan Drive is available for viewing in the Clerk's Office, City Hall during regular business hours.

Dated this 23rd day of February, 2021

Tatiana Dafoe, City Clerk
The Corporation of the City of Stratford
City Hall, P.O. Box 818
Stratford ON N5A 6W1
Tel: 519-271-0250, ext. 5329
Fax: 519-273-5041
Email: clerks@stratford.ca



Stratford Map



Legend

- ☐ Property Parcel
- Aerial 2015 20cm

1:770



39.1 0 19.55 39.1 Meters

NAD_1983_UTM_Zone_17N

© City of Stratford

Map Printed: March 4, 2021

This map is a user generated static output from an Internet mapping site and is for reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable.




THIS MAP IS NOT TO BE USED FOR NAVIGATION

Notes

Proposed Closure of T.J. Dolan from St David St. to Centre St.



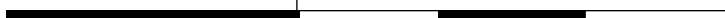
Legend

-  Property Parcel
-  Avon River/Lake Victoria
-  Parks

1: 1,539



59.8 0 29.91 59.8 Meters



NAD_1983_UTM_Zone_17N

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Map Printed: March 4, 2021

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Notes

Proposed Closure of T.J. Dolan from St David St. to Centre St.

Kirk Riehl

--- St David St. (45 years)

Stratford Feb 5 2021

To the Stratford city council: Regarding the closing of T J Dolan

I was very disappointed to have read this proposal in various media rather than directly from the city.

I was in attendance at the public input session in the council chambers in October 2019, where at that time the proposal was to only close the section TJ Dolan from St. Vincent Street to St. David Street. The proposal to turn this section into multi used trail I am in support off. At that time the residences had mixed feelings about the closure, put forward their concerns to city staff. We were given assurances that we would be contacted the road was in disrepair at the time of closure. We have heard nothing from the city staff until the media published the results of a meeting with yourselves and city staff. Why was I not invited to attend?

Since the October 2019 however I am totally against the additional closure of TJ Dolan from St. David Street to Center Street.

While I am only one of the two houses to be impacted I feel that the council should be aware of my concerns. While the TJ Dolan, St David Street and Center Street corridor would seem like a good waking trail extension, it will be an extreme hardship to the homeowners on St David Street during the winter months.

Have you ever tried driving up a snow and ice covered hill in the winter from an dead stop? While I appreciate the effort that the city works does to keep St David Street open from St. Vincent Street to TJ Dolan during snow or weather events but until we get a plow/sander the only recourse to a plowed city street is for

these two homes to drive down the hill (St. David Street) along TJ Dolan to Center/John Street intersection. (Have I mentioned it's a hill)

I know that on paper it appears that in closing TJ Dolan from St. Vincent Street to Center and turning it into a walking trail makes sense but from my perspective doing this would put these two homes at a great disadvantage during the winter months not allowing them a way to safely gain access to more traveled city street.

I think that the works department may also have concerns in regards to plowing only the portion of St. David Street one way from St. Vincent Street to the bottom of the hill and not having enough speed from the bottom to get back to the top of the hill with having TJ Dolan closed?

I also have questions on the proposal cul-de-sac. Where will the city works department push snow to or the city service (garbage, recycling) trucks have sufficient spacing to turn around?

Another concern if TJ Dolan is closed from St David to Center would be the overflow cars from the TJ Dolan natural area would be then forced to park on Center street. This past few months have seen cars parked on both sides of TJ Dolan from John Street right through to ST. David Street. The parking will increase the littering and possibly vagrancy. Will the plows be able to get enough momentum to plow to the top of St. david street hill?

Surely there is enough space the canal embankment to create a walking/cycling trail which is where so many of us walkers walk to and from john Street all through the year without compromising that section of drivable road.

Perhaps making TJ Dolan from St. David to Center a one way street. The cost of signage is far cheaper than removing asphalt and earth.

I look forward have an opportunity ask these and other questions at the public meeting.

I f you have any questions please fell free to contact me.

Thank you

Kirk Riehl

From: Eva Schreiter
 Sent: Sunday, March 7, 2021 6:48 PM
 To: City Clerks
 Cc: Ann Knowles; Paul Schreiter; Eva Schreiter
 Subject: Fwd: Notice of Intent to Permanently Close T.J.Dolan Drive

[EXTERNAL EMAIL] DO NOT CLICK links or attachments unless you recognize the sender and know the content is safe.

>

> To City Clerk:

> Thank you for the Notice and the opportunity to provide our feedback to City Council regarding this closure.

> Both of our homes back onto T.J.Dolan Drive and we'd like to share our questions and concerns with Council.

> 1) It's the only access to my backyard for lawn, garden and maintenance.

> 2) Will the City continue to cut the grass areas and do spring and fall cleanup? The areas on the riverside have lots of weeds, thistles and burrs..will this get worse with the closure?

> 3) Will there be garbage collection?

> 4) Wondering about confirmation of no picnic tables or benches; just a walking area.

> 5) Regarding taxes, we need confirmation that with the change from a road to a walking trail there will be no change in our MPAC property description and factors used for our assessed value. We are not willing to accept an increase in taxes due to the proposed change.

> 6) Many cars park for hours behind us on T.J.Dolan, will they now line Centre Street in front of our homes? There is already difficulty getting around parked cars/trucks when leaving the driveway and going down Centre Street. How can this be avoided?

>

> Thank you for addressing our questions and concerns,

>

> Paul and Eva Schreiter

Ann Knowles

> Centre St.

Centre St.

> Stratford, ON

Stratford, ON

>

> Sent from my iPad

From: Seana McKenna
Sent: Wednesday, March 10, 2021 11:44 AM
To: City Clerks
Subject: TJ Dolan Road Closure

[EXTERNAL EMAIL] DO NOT CLICK links or attachments unless you recognize the sender and know the content is safe.

Feb 10, 2021

To Mayor Mathieson and Councillors,

I would just like to add a voice in opposition to the closure of the TJ Dolan Road.

I walk this road almost every day. There is very little traffic as is, as there was very little on the section that has been closed to traffic all winter.

My main point is that it is ALREADY a multi-purpose travel route, that allows for great social-distancing, which a trail does not. I see families with strollers, people walking in threes, people parking by the side to access the river and fish or to go into the TJ Dolan Conservation area. A road by the river is much easier to travel by foot in the winter and spring than a trail, especially for seniors, those with strollers or wheelchairs and those who wish to safely pass those coming in the opposite direction. If this road is maintained, it is a wonderful transit route for pedestrians and cyclists already, and gives walkers another welcome change from residential streets and narrow trails. It is idyllic and unusual, and needs no change except minimally maintaining the road.

The money would be better spent restoring the pedestrian walkway around the Avon on William Street, by putting in infill and erosion walls. I understand the concerns of the neighbours there, who saw their land dissolving in to the Avon, but City lampposts still light what was a public walkway for generations. That pathway should be restored to the public, to make a continuous walk around the Avon. Restoring what was lost, rather than solving a problem that doesn't really exist, would be a better use of public funds.

Sincerely,
 Seana McKenna

Sent from my iPhone

Dear Stratford City Council,

Thank you for giving me the opportunity to voice my opinion on the closure of TJ Dolan Drive. My name is Jim Sidwell, and my residence is the last house on St. David Street, closest to TJ Dolan Drive. I would like to begin by stating that I agree with the full closure of TJ Dolan drive between St. Vincent Street and Centre Street. This road was never constructed for the amount of traffic that it has seen, and since the Sanitary sewer work was completed its integrity has steadily declined.

When planning for the next phase of this area, there are a number of things I would like to see be considered. I would like to see a portion of the trail be paved to ensure accessibility of all members of the public. I would also like to ensure there is adequate room at the bottom of St. David Street hill for Waste Management and Snow Removal vehicles to maneuver properly. In the past there have been occasions when emergency services have responded to situations in and around the river. One of my concerns is if there are cars parked at the bottom of St. David Street hill, these services would be greatly impacted.

My first recommendation would be to have parking spots available at the end of TJ Dolan Drive, closest to John Street for people wanting to access the trail. Many people currently park along TJ Dolan drive, so I see it necessary to have parking available. This may reduce the likelihood of people parking at the bottom of St. David street. My final recommendation would be to have the bottom of St. David Street hill a no parking zone, to ensure adequate room for Emergency, Waste Management, and Snow Removal vehicles.

I have attached a few photos that I took on February 6, 2021 showing a total of 15 cars parked along TJ Dolan Drive, and in the Old Grove Parking lot.

Thank you for taking the time to consider my thoughts and opinions on this matter.

Sincerely,

Jim Sidwell



From: Pat & Mary O'Rourke
 Date: 2021-03-11 11:40 a.m. (GMT-05:00)
 To: Dan Mathieson, Danielle Ingram, Graham Bunting, Tom Clifford, Brad Beatty, Cody Sebben, Dave Gaffney, Jo-Dee Burbach, Kathy Vassilakos, Bonnie Henderson, Martin Ritsma
 Cc: Tatiana Dafoe
 Subject: Proposed Closure of T J Dolan Drive

[EXTERNAL EMAIL] DO NOT CLICK links or attachments unless you recognize the sender and know the content is safe.

Dear Mayor and Council,

We do not support the proposed closure of T J Dolan Drive from St David Street to Centre Street.

We note that the motion passed by Council on February 8, 2021 directed staff to "...give notice of a public meeting regarding Council's consideration of a by-law to permanently close T J Dolan Drive...", while the actual notice is titled "Notice of Intent to Permanently Close" and states "...Council intends to pass a by-law..." (emphasis added). We trust this discrepancy is inadvertent, and Council remains of an open mind.

We understand the purpose of the proposed closure is to create an accessible pathway from St David to Centre, and the closure will require that St David becomes a dead end street with a turn around. Parking will be provided somewhere.

We live on St David and walk this section of T J Dolan with our dog daily. The roadway is in very good condition and very wide, with parking on about 2/3 of the north side of the road. The road is plowed in the winter, and is used year round. The parking is used as overflow for the Nature Area lot on John Street, and by trade workers on a break and some hospital visitors. During the summer, families park there and picnic, or fish from the dam or the bank.

On our walks we meet other walkers, many with their dogs, bicyclists, parents pushing carriages, even a unicyclist, but very few cars. We have never witnessed or heard of any conflicts between users. We'd be interested in hearing about local complaints that lead Council to want to change a road to a walkway.

In other words, T J Dolan is currently a year round accessible multi use pathway that provides parking for users. The proposed closure would create what already exists. It is a solution without a problem.

Moreover, closure of T J Dolan means St David Street will become a dead end, requiring construction of a turn around large enough to accommodate snow removal equipment and forcing residents to drive up a steep hill from their drive-ways.

So, not only is the proposal an attempt to solve a problem that does not exist, it would create a completely unnecessary problem.

Regarding the pathway itself, the proposed 3 meter width seems too narrow to allow for 2 meter social distancing. Also, it is not clear if the City intends to maintain the pathway during the winter. If not, then an existing year round pathway will be limited to three seasons. It now hosts 4 seasons use.

Bluntly, this proposal is a poor use of money. We simply cannot believe that the City does not have more pressing uses for the money the closure would cost. We respectfully ask that Council use the Infrastructure Grant monies to fund the work on T J Dolan from St Vincent to St David, and use the \$100,000 allocated that project for other purposes – perhaps waiving the fees being charged to restaurants for the boardwalks, or providing additional services to our homeless.

We encourage Council members to take the time to visit this section of T J Dolan and ask yourself whether the City should be spending money to change something that is already working well.

Thank you for considering our views.

Pat and Mary O'Rourke



MANAGEMENT REPORT

Date: March 5, 2021
To: Mayor and Council
From: Michael Mousley, Manager of Transit
Report#: COU21-032
Attachments: None

Title: Transfer Payment Agreement for the Safe Restart Agreement (SRA) Phase 2 for Public Transit funding during Covid-19

Objective: To seek permission for the Mayor and Clerk to sign a Transfer Payment Agreement (TPA) with the Province of Ontario as represented by the Minister of Transportation.

Background: In mid 2020 the MTO announced funding to help mitigate financial impacts of the pandemic on transit systems (such as lost revenue, enhanced cleaning, etc.). Funding was rolled out in a phased approach as follows:

Phase 1 - Costs incurred from April 1, 2020 to September 30, 2020 and the City of Stratford Transit received \$487,861.

Phase 2 - Costs incurred from October 1, 2020 to March 31, 2021 and we could receive up to \$620,127. Attestation documents and expenditure details are being prepared to be submitted to the MTO in the coming weeks.

Phase 3 - Just announced on March 3 for costs incurred from April 1, 2021 to December 31, 2021 and we could receive up to an additional \$464,178.

The MTO has included an additional eligible expenditure in the guidelines which allows transit agencies to claim up to 50% of capital costs for Micro/Macro Transit (On-Demand) due to numerous transit agencies implementing this service as a response to low ridership levels.

Analysis: Below are eligible expenses that can be claimed through the SRA Phase 2 TPA:

a) Revenue losses including:

- farebox revenue losses
- advertising revenue losses
- contract revenue losses
- any other revenue loss the recipient incurred because of the COVID-19 pandemic that, in the opinion of the Province, is considered eligible

b) Operating costs including:

- costs associated with vehicle cleaning, except for those for which MTEC funds have been provided or claimed
- costs associated with vehicle maintenance
- costs associated with transit facilities
- employee related costs (i.e., salaries, wages, benefits)
- costs for employee personal protection equipment (e.g., face masks, gloves, sanitizer)
- costs for signage and other means of communications related to COVID-19 pandemic (e.g., social distance guidance)
- any other operating cost the Recipient incurred because of the COVID-19 pandemic that, in the opinion of the Province, is considered eligible

c) Capital costs including:

- costs associated with installing driver protection barriers and other protection measures for transit drivers
- any other capital cost the recipient incurred because of the COVID-19 pandemic that, in the opinion of the Province, is considered eligible

Financial Impact: As per the background information above, the City of Stratford could receive up to \$620,127 in Phase 2.

Alignment with Strategic Priorities:

Mobility, Accessibility and Design Excellence

Improving ways to get around, to and from Stratford by public transit, active transportation, and private vehicle.

Staff Recommendation: THAT The Corporation of the City of Stratford enter into a Transfer Payment Agreement with the Ministry of Transportation to claim expenses due to Covid-19 through the Safe Recovery Agreement (SRA) Phase 2;

AND THAT the Mayor and Clerk be authorized to sign the necessary agreement.



Michael Mousley, Manager of Transit



David St. Louis, Director of Community Services



Joan Thomson, Chief Administrative Officer



**BY-LAW NUMBER _____-2021
OF
THE CORPORATION OF THE CITY OF STRATFORD**

BEING a By-law to authorize the execution of the Transfer Payment agreement for the Safe Restart Agreement – Phase 2 Municipal Transit Funding between Her Majesty the Queen in right of the Province of Ontario as represented by the Minister of Transportation for the Province of Ontario and The Corporation of the City of Stratford.

WHEREAS Section 8.(1) of the *Municipal Act, 2001, S.O. 2001, c.25 as amended*, provides that the powers of a municipality under this or any other Act, shall be interpreted broadly so as to confer broad authority on the municipality to enable the municipality to govern its affairs as it considers appropriate and to enhance the municipality’s ability to respond to municipal issues;

AND WHEREAS it is deemed expedient to authorize the execution of an Agreement with Her Majesty the Queen in right of the Province of Ontario, represented by the Minister of Transportation for the Province of Ontario for funding under the Safe Restart Agreement to support Ontario municipal transit systems with COVID-19 pandemic related financial pressures;

NOW THEREFORE BE IT ENACTED by the Council of The Corporation of the City of Stratford as follows:

1. That the Mayor and Clerk, or their respective delegates, are hereby authorized to execute on behalf of The Corporation of the City of Stratford the Transfer Payment Agreement for the Safe Restart Agreement – Phase 2 Municipal Transit Funding (“Agreement”) between Her Majesty the Queen in right of the Province of Ontario, represented by the Minister of Transportation for the Province of Ontario, and The Corporation of the City of Stratford in a form satisfactory to Legal Services.
2. That the Mayor and Clerk, or their respective delegates, as applicable, and the delegate specified in Schedule “B” of the Agreement are hereby authorized to execute on behalf of The Corporation of the City of Stratford any amendment to the Agreement or ancillary document necessary to fulfil the SRA requirements in a form satisfactory to Legal Services.
3. That the Mayor, Clerk, or the Director of Community Services, or their respective delegates, have the delegation of authority to execute any and all required documentation, on behalf of The Corporation of the City of Stratford as required under the Safe Restart Agreement Phase 2 Municipal Transit Funding program.
4. That The Corporation of the City of Stratford commits to spending Phase 2 Municipal Transit funding in accordance with all of the terms and conditions specified in the Agreement.

DRAFT By-law 5.1

- 5. That The Corporation of the City of Stratford commits to spending Phase 2 Municipal Transit funding only on implementing the approved projects identified in the Agreement.
- 6. That this By-law shall come into force and effect upon passage.

Read a FIRST, SECOND and THIRD time and

FINALLY PASSED this 15th day of March, 2021.

Mayor – Daniel B. Mathieson

Clerk – Tatiana Dafoe



**BY-LAW NUMBER ____-2021
OF
THE CORPORATION OF THE CITY OF STRATFORD**

BEING a By-law to confirm the proceedings of Council of The Corporation of the City of Stratford at its meeting held on March 15, 2021.

WHEREAS subsection 5(1) of the *Municipal Act, 2001, S.O. 2001 c.25* as amended, provides that the powers of a municipal corporation are to be exercised by its council;

AND WHEREAS subsection 5(3) of the *Act* provides that the powers of council are to be exercised by by-law unless the municipality is specifically authorized to do otherwise;

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Stratford at this meeting be confirmed and adopted by By-law;

NOW THEREFORE BE IT ENACTED by the Council of The Corporation of the City of Stratford as follows:

1. That the action of the Council at its meeting held on March 15, 2021 in respect of each report, motion, resolution, recommendation or other action passed and taken by the Council at its meeting, is hereby adopted, ratified and confirmed, as if each report, motion, resolution or other action was adopted, ratified and confirmed by its separate by-law.
2. The Mayor of the Council and the proper officers of the City are hereby authorized and directed to do all things necessary to give effect to the said action, to obtain approvals where required, and, except where otherwise provided, to execute all documents necessary in that behalf in accordance with the by-laws of the Council relating thereto.

Read a FIRST, SECOND and THIRD time and

FINALLY PASSED this 15th day of March, 2021.

Mayor – Daniel B. Mathieson

Clerk – Tatiana Dafoe