



MINUTES OF DISTRICT OF KITIMAT  
**REGULAR MEETING**

MEETING HELD IN THE COUNCIL CHAMBERS,  
606 MOUNTAINVIEW SQUARE, ON TUESDAY SEPTEMBER 06, 2022 AT 7:38 P.M.

Present: Mayor P. Germuth

Present: Councillors: E. Empinado, M. Feldhoff, L. Gibson, R. Goffinet, T. Marleau,  
M. Zielinski

Present: Staff: W. Waycheshen, CAO  
K. Enders, Director of Corporate Administration  
Via WebEx T. Bossence, Fire Chief  
Via WebEx M. Gould, Director of Leisure Services  
Via WebEx M. Hall, Director of Economic Development and Communications  
A. Ramos-Espinoza, Director of Engineering Services  
Via WebEx M. Penner, Director of Human Resources  
Via WebEx D. Rutsatz, Director of Finance  
Via WebEx A. Stewart-Jones, Planner  
V. Solanki, Planner

**Call to Order**

**Message from the Mayor**

Mayor Germuth provided a message on Council activities over the recent past.

**Delegations/Presentations**

**1. Mount Elizabeth Cycling Association (MECA)**

Mark Gravel and Daniel Chimko were in attendance and made a presentation to Council an update on the Mount Elizabeth Cycling Association (MECA) 2022 trail construction and future trail construction. They then answered questions from Council.

Moved and Seconded,

*“THAT the presentation from Mount Elizabeth Cycling Association (MECA) regarding the 2022 trail construction and future trail construction be received for information.”*

Motion Carried Unanimously

Motion: R22-177

Delegation-MECA – Trail construction update (4.9.20)

**2. RCMP Kitimat Detachment – June 2022 and July 2022 Monthly Policing Reports**

Staff Sergeant Graham Morgan was in attendance to provide an overview of the monthly policing reports for June and July 2022. He then answered questions from Council.

Moved and seconded,

*“THAT the Monthly Policing Reports for June 2022 and July 2022 be received for information.”*

Motion Carried Unanimously

Motion: R22-178

Delegation – RCMP Monthly Policing Reports (8.3.2.3.1)

### **Public Input / Questions on Agenda Items**

Mayor Germuth called for any public input.

#### **Consent Agenda Item No. 8 – Correspondence dated 30 August 2022 re: Kitimat Health Advocacy Group Funding Request (1.6.3.6)**

Councillor Empinado declared a conflict of interest as an employee of Northern Health and left the meeting – 8:24 p.m.

Councillor Goffinet declared a conflict of interest as a director of the Kitimat Health Advocacy Group and left the meeting – 8:24 p.m.

Lucy Borges and Dr. Derek Carstens provided Public Input on the request by the Kitimat Health Advocacy Group to provide \$6,000 of funding to the group.

Councillors Empinado and Goffinet returned to the meeting – 8:30 p.m.

### **Media Inquiries - For Clarification Only**

Mayor Germuth called for any media inquiries. There were no media inquiries.

### **Call for New Business / Adoption of the Agenda**

Councillor Feldhoff – Mount Elizabeth Cycling Association (MECA) Update on 2022 Trail Construction (1.6.3.14)

Councillor Feldhoff – Consent Agenda Item No. 8 – Correspondence dated 30 August 2022 re: Kitimat Health Advocacy Group Funding Request (1.6.3.6)

Councillor Marleau – Consent Agenda Item No. 7 – Correspondence dated 17 August 2022 re: Clothing and Food Bin Request for Tamitik Status of Women and the Food Bank. (1.6.3.0)

Moved and seconded,

*“THAT the Regular Council Agenda for September 06, 2022, be adopted as amended.”*

Motion Carried Unanimously  
Motion: R22-179

### **Consent Agenda**

Moved and seconded,

*“THAT the Consent Agenda for September 06, 2022, be approved as amended.”*

Motion Carried Unanimously  
Motion: R22-180

The following meeting Minutes were adopted:

Special Meeting Minutes – 15 August 2022  
Regular Meeting Minutes – 15 August 2022  
Special Meeting Minutes – 22 August 2022  
Committee of the Whole Meeting Minutes – 22 August 2022

All correspondence was received and filed.

## **Bylaws**

### **1. District of Kitimat Commercial Centre Revitalization Tax Exemption Program Bylaw No. 2018, 2022**

Moved and seconded,

*“THAT the first, second, and third readings be given to the District of Kitimat Commercial Centre Revitalization Tax Exemption Bylaw No. 2018, 2022.*

*AND THAT Council has considered impacts of Bylaw 2018, 2022 to Kitimat’s Five-Year Financial Plan and found no measurable impact.”*

Motion Carried Unanimously

Motion: R22-181

Bylaw No. 2018, 2022

### **2. Downtown Revitalization Area Development Permit Area Official Community Plan Amendment, Bylaw No. 2013, 2022**

Moved and seconded,

*“THAT the Downtown Revitalization Area Development Permit Area Official Community Plan Amendment, Bylaw No. 2013, 2022 Second Reading be rescinded;*

*THAT the Downtown Revitalization Area Development Permit Area Official Community Plan Amendment, Bylaw No. 2013, 2022 be amended to include an updated Appendix A – Downtown Design Guidelines (as reflected in Attachment 5), and be given Second Reading;*

*THAT in accordance with Section 477 of the Local Government Act, Council confirms it has considered the Downtown Revitalization Area Development Permit Area Official Community Plan Amendment, Bylaw No. 2013, 2022, as amended, in conjunction with the applicable financial plan and waste management plan;*

*THAT in accordance with Section 475 and 476 of the Local Government Act, the Council directs staff to proceed with referral of the proposed amendment Bylaw No. 2013, 2022, as amended, with the following persons, organizations, and authorities, with any comment to be provided at or in advance of the proposed public hearing, and staff available to respond to questions from:*

- 1. The Haisla Nation*
- 2. The Regional District of Kitimat-Stikine*
- 3. The School District No. 82 Coast Mountains*

*THAT the Second Public Hearing for the Downtown Revitalization Area Development Permit Area Official Community Plan Amendment, Bylaw No. 2013, 2022 be scheduled for 7:00pm on Monday, October 3, 2022.*

*AND THAT the October 3, 2022, Second Public Hearing be an electronic meeting.”*

Amendment:

Moved and seconded,

*“THAT the Downtown Design Guidelines be amended at Section 4.13 to read “Glazing to be appropriate for ecological conditions, energy efficiency, and bird safety, while at the same time promoting a high level of visibility especially at pedestrian level.”*

Motion Carried Unanimously  
Motion: R22-182  
Bylaw No. 2013, 2022

Amendment:

Moved and seconded,

*“THAT Section 4.42 of the Downtown Design Guidelines be amended to read: “windows and glazing designed to maximize natural light and views, as well as be bird safe and energy efficient.”*

Motion Carried Unanimously  
Motion: R22-183  
Bylaw No. 2013, 2022

Main Motion as Amended:

*“THAT the Downtown Design Guidelines be amended at Section 4.13 to read “Glazing to be appropriate for ecological conditions, energy efficiency, and bird safety, while at the same time promoting a high level of visibility especially at pedestrian level.*

*THAT Section 4.42 of the Downtown Design Guidelines be amended to read: “windows and glazing designed to maximize natural light and views, as well as be bird safe and energy efficient.*

*THAT the Downtown Revitalization Area Development Permit Area Official Community Plan Amendment, Bylaw No. 2013, 2022 Second Reading be rescinded;*

*THAT the Downtown Revitalization Area Development Permit Area Official Community Plan Amendment, Bylaw No. 2013, 2022 be amended to include an updated Appendix A – Downtown Design Guidelines (as reflected in Attachment 5), and be given Second Reading;*

*THAT in accordance with Section 477 of the Local Government Act, Council confirms it has considered the Downtown Revitalization Area Development Permit Area Official Community Plan Amendment, Bylaw No. 2013, 2022, as amended, in conjunction with the applicable financial plan and waste management plan;*

*THAT in accordance with Section 475 and 476 of the Local Government Act, the Council directs staff to proceed with referral of the proposed amendment Bylaw No. 2013, 2022, as amended, with the following persons, organizations, and authorities, with any comment to be provided at or in advance of the proposed public hearing, and staff available to respond to questions from:*

- 1. The Haisla Nation*
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*THAT the Second Public Hearing for the Downtown Revitalization Area Development Permit Area Official Community Plan Amendment, Bylaw No. 2013, 2022 be scheduled for 7:00pm on Monday, October 3, 2022.*

*AND THAT the October 3, 2022, Second Public Hearing be an electronic meeting.”*

Motion Carried Unanimously  
Motion: R22-184  
Bylaw No. 2013, 2022

## **Reports and/or Communications**

### **1. Energy Emissions and Solid Waste Advisory Committee**

Moved and seconded,

*“THAT the attached “Energy Emissions and Solid Waste Advisory Committee” (EESWAC) terms of reference be adopted as presented.*

*AND THAT the Energy Emissions and Solid Waste Advisory Committee positions be advertised, and non-voting members notified.”*

Amendment:

Moved and seconded,

*“THAT the School Board non-voting member on the Energy emissions and Solid Waste Advisory Committee be a staff or board representative from a school within the municipality.”*

Motion Carried Unanimously  
Motion: R22-185

Energy Emissions and Solid Waste Advisory Committee (1.2.1.13.1)

Main Motion as Amended:

*“THAT the School Board non-voting member on the Energy emissions and Solid Waste Advisory Committee be a staff or board representative from a school within the municipality.*

*THAT the attached “Energy Emissions and Solid Waste Advisory Committee” (EESWAC) terms of reference be adopted as presented.*

*AND THAT the Energy Emissions and Solid Waste Advisory Committee positions be advertised, and non-voting members notified.”*

Motion Carried Unanimously

Motion: R22-186

Energy Emissions and Solid Waste Advisory Committee (1.2.1.13.1)

## **2. Extended Producer Responsibility – Black Press request regarding newsprint exemption**

Moved and seconded,

*“THAT a letter of support be provided in support of the letter from Black Press requesting an exemption for newsprint from the Extended Producer Responsibility (EPR) regulation.”*

Motion: **Defeated**

In Favour: Mayor Germuth, Councillor Feldhoff

Opposed: Councillors Empinado, Gibson, Goffinet, Marleau, Zielinski

Motion: R22-187

EPR – Black Press Exemption Request (6.4.0.5)

Moved and seconded,

*“THAT a letter of support be provided for the Black Press request that newsprint be exempted from the Extended Producer Responsibility (EPR) regulation;*

*AND THAT the letter of support specify that if the Province does permit an exemption similar to Ontario, that it be time-limited (for example, five years), and that any decision or exemption still requires newsprint to be included and managed in the Recycle BC programs, specifically curb side pickup programs.”*

Motion: **Defeated**

In Favour: Mayor Germuth, Councillor Feldhoff

Opposed: Councillors Empinado, Gibson, Goffinet, Marleau, Zielinski

Motion: R22-188

EPR – Black Press Exemption Request (6.4.0.5)

**New Business:**

**1. Councillor Feldhoff – Mount Elizabeth Cycling Association (MECA) – Update on 2022 Trail Construction (1.6.3.14)**

Moved and seconded,

*“THAT staff work with the Mt. Elizabeth Cycling Association (MECA) and the public on determining trail access for the Haisla Hill mountain bike trail off Haisla Boulevard.”*

Amendment:

Moved and seconded,

*“AND THAT staff also discuss with MECA and the public to determine the possibility of safe access at the view-point and connecting with the downtown.”*

Motion Carried

In Favour: Mayor Germuth, Councillors Gibson, Goffinet, Marleau, Zielinski

Opposed: Councillors Empinado, Feldhoff

Motion: R22-189  
MECA (4.9.20)

Main Motion As Amended:

*“THAT staff work with the Mt. Elizabeth Cycling Association (MECA) and the public on determining trail access for the Haisla Hill mountain bike trail off Haisla Boulevard.*

*AND THAT staff also discuss with MECA and the public to determine the possibility of safe access at the view-point and connecting with the downtown.”*

Motion Carried Unanimously

Motion: R22-190  
MECA (4.9.20)

**2. Councillor Feldhoff - Consent Agenda Item No. 8 – Correspondence dated 30 August 2022 re: Kitimat Health Advocacy Group Funding Request**

Councillor Empinado declared a conflict of interest as an employee of Northern Health and left the meeting – 9:19 p.m.

Councillor Goffinet declared a conflict of interest as a director of the Kitimat Health Advocacy Group and left the meeting – 9:19 p.m.

Moved and seconded

*“THAT the District of Kitimat provide a grant of \$6,000 to the Kitimat Health Advocacy Group.”*

Motion Carried Unanimously

Motion: R22-191  
KHAG Funding Request (1.6.3.6)

Councillor Empinado and Goffinet returned to the meeting at 9:20 pm

**3. Councillor Marleau – Consent Agenda Item No. 7 – Correspondence dated 17 August 2022 re: Clothing and Food Bin Request for Tamitik Status of Women and the Food Bank**

Moved and seconded,

*“THAT staff prepare a report for the request from the International Association of Fire Fighters (IAFF) Local 1304 to locate clothing and food bins for the Tamitik Status of Women and the Food Bank in the courtyard adjacent to the museum.”*

Motion Carried Unanimously

Motion: R22-192

Food and Clothing Bin request (1.6.3.0)

**Mayor and Council Reports**

**Call for New Business / Adoption of the Closed Agenda**

Moved and seconded,

*“THAT the September 06, 2022, agenda be adopted and Council deal with these matters in a closed session.”*

Motion Carried Unanimously

Motion: IC22-161

Council moved into the closed meeting – 9:42 p.m.

Council moved into the open 10:51 p.m.

**Adjournment**

Moved and seconded,

*“THAT this meeting adjourn.”*

Motion Carried Unanimously

The meeting adjourned at 10:52 p.m.

CERTIFIED TRUE AND CORRECT

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Mayor

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Corporate Officer