

***Approved Motion # 02-04-21-09***

***EMAB Board Meeting Minutes  
June 22, 2004  
Co-op house living room, Lutsel K'e, NT***

**Present:**

Bob Turner, Chair, North Slave Metis Alliance  
Floyd Adlem, Government of Canada  
Florence Catholique, Lutsel K'e Dene First Nation  
Doug Crossley, Kitikmeot Inuit Association  
Lawrence Goulet, Yellowknives Dene First Nation  
Erik Madsen, Diavik Diamond Mines Incorporated  
John McCullum, Executive Director

**Absent:**

Doug Doan, Secretary-Treasurer, Government of the NWT  
Johnny Weyallon, Dogrib Treaty 11 Council  
John Morrison, Government of Nunavut

**Minutes:**

Michele LeTourneau, Communications Coordinator

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Meeting started at 8 p.m.

Opening prayer:  
Florence Catholique

Chair welcomes everyone to Lutsel K'e.

Quorum verified.

Chair notes for Florence, who was not able to attend the Diavik site tour that day, that the site looks good.

**ITEM 1 – Agenda and Minutes**

**Approval of Agenda**

ED shifts and adds a few items.

ITEM 6 AEMP will be moved to Thursday afternoon back in Yellowknife, consultant has promised it by then.

Update on fencing will be added to ITEM 7 WEMP follow-up.

Draft budget submission to Diavik for 2005-2007 will be added to ITEM 11 – Reports, Executive Reports.

**Motion # 01-04-22-06**

*Accept agenda as amended.*

*Moved:* Floyd Adlem

*Seconded:* Doug Crossley

*Carried:* Unanimous

**Approval of Minutes of April 13-14**

Bob notes that there was an action item that was not recorded regarding the writing of a letter from EMAB on RWED's land reserve application.

ED notes that there is a tape recording and transcript of the conversation and the minutes reflect the conversation.

The Chair requests that the minutes of April 13 be changed to reflect the action that was eventually taken: an EMAB letter was sent to DIAND raising questions about the possible cumulative effects of the application.

Discussion followed on the issue of RWED's land use permit application:

- The question is asked whether this is the kind of thing EMAB should be involved in.
- KIA member notes that from what he can tell, it's not a big issue for KIA.
- Lutsel K'e member notes that it's not in our mandate to comment on permits. EMAB should have commented to Parties and let them make official comments.

ED reports that Doug Doan suggested that all action items in future be clearly identified by the Chair at the end of each agenda item to avoid confusion.

Chair agrees.

**ACTION ITEM: Change minutes of April 13-14 so that the writing/sending of an EMAB letter on RWED's land use permit be recorded as an action item.**

**ACTION ITEM: In future Chair to identify all action items at the end of each agenda item**

**Motion # 02-04-22-06**

*Accept minutes for April 13-14 as amended.*

*Moved:* Erik Madsen

*Seconded:* Doug Crossley

*Carried:* Unanimous

**Approval of Minutes of May 18**

On page 5, item 4 – should read “Aboriginal Board members.”

**Motion # 03-04-22-06**

*Accept minutes for May 18 as amended.*

*Moved:* Florence Catholique

*Seconded:* Doug Crossley

*Carried:* Unanimous

Item 2 Discussion of Diavik Tour

Erik notes that Elders will be involved in the revegetation study.

**ACTION ITEM: A letter to go out to Scott Wytrychoswski thanking him for the tour of the mine, the cd of his presentation on 418 dyke baseline and water sampling study, and reminding him of the extension of east end of the waste management fence and requesting more information and a presentation on fish habitat restoration within the dyke.**

**ITEM 5 – Finalize TK Camp Proposals**

Because the budgets have been adjusted, EMAB can run all three TK camps separately.

Discussions on running all three camps separately or joining some up.

Three days will be enough for each camp. It was suggested that the first half-day could be spent talking about where the study fits into DDMI's overall monitoring program.

Erik reminds the Board that any expenditure over \$150,000 will be EMAB's responsibility.

Fund disbursement is as follows:

50% 30 days before camp

30% at start of camp

20% when reports are turned over

**Motion # 04-04-22-06**

*To accept TK Camp budgets as presented and to hold each camp separately: caribou last week of July; water first week of August; and fish second week of August.*

*Moved:* Florence Catholique

*Seconded:* Lawrence Goulet

*Carried:* Unanimous

**Motion # 05-04-22-06**

*To send a letter to request funds for approved TK Camp proposals as outlined in TK camp guidelines (page 7).*

*Moved:* Doug Crossley

*Seconded:* Florence Catholique

*Carried:* Unanimous

**ACTION ITEM: Officially request the fund for the TK Camps.**

**ACTION ITEM: Board members must name their community participants two weeks in advance of the TK camp: for caribou July 11, for water July 18 and for fish July 25.**

Dates of camp are:

Caribou Monitoring – July 27-29

Water – August 3-5

Fish Palatability – August 10-12

Meeting adjourned until 9 am June 23.

***EMAB Board Meeting Minutes***

***June 23, 2004***

**Denesoline Corporation Boardroom, Lutsel K'e, NT**

**Present:**

Bob Turner, Chair, North Slave Metis Alliance  
Floyd Adlem, Government of Canada  
Florence Catholique, Lutsel K'e Dene First Nation  
Lawrence Goulet, Yellowknives Dene First Nation  
Doug Crossley, Kitikmeot Inuit Association  
Erik Madsen, Diavik Diamond Mines Incorporated  
John McCullum, Executive Director

**Arrived at 11:30:**

Johnny Weyallon, Dogrib Treaty 11 Council

**Absent:**

Doug Doan, Secretary-Treasurer, Government of the NWT  
John Morrison, Government of Nunavut

**Minutes:**

Michele LeTourneau

**ITEM 3 – Strategic Planning**

ED recaps from (tab 5)

**1. Training**

Floyd raises the question of PowerPoint training and facilitation training as being identified for Aboriginal Board members only. Doug C. agrees that if any of the Members were interested, they should have the opportunity.

Noted that the allotted \$60,000 for strategic planning is a loose figure that will be changed as plan is fleshed out. There is unallocated money elsewhere to put into strategic planning.

Noted that the whole idea of a communications coordinator was to have someone doing the presentations with PowerPoint for the members. Also noted that PowerPoint training builds Board member capacity.

**ACTION ITEM: Communications Coordinator is to adapt training plans to reflect all board members and all alternates. Invitations should go out.**

**Motion # 01-04-23-06**

*That we approve the training plan for PowerPoint and facilitation, to be available to all Members and all alternates. Date to be determined*

*Moved:* Florence Catholique

*Seconded:* Doug Crossley

*Carried:* Unanimous

**ACTION ITEM: Bring both training plans together: 7-8-9-10 of September**

**2. Draft Critical Success Factors/3. Community Engagement**

It's important to get people to understand the mandate, as defined in the EA, before discussing the list of critical success factors. Then prioritize the list.

Noted that each community has their own communications systems, for example, in Lutsel K'e it's the Wildlife committee. There's also an interagency department with a newsletter.

Floyd notes that the cornerstone of the Environment Agreement is community.

Bob cautions that EMAB doesn't want to go too far down the road of getting the mandate only from community.

Erik noted that Diavik is going into communities also in October/November – same time as EMAB proposes.

**ACTION ITEM: Check with Diavik's community affairs section on when they're going into communities and explore going in at the same time.**

Noted that when Diavik does community updates, there are no payments to come on in and listen, however, they usually pay for the hall rental and sometimes bring some food for a feast and usually have some draws for some prizes.

**Agreed that EMAB will not be paying community members to attend a meeting.**

**ACTION ITEM: Staff to draft community-by-community work plan for community engagement for review by Board – budget.**

**ACTION ITEM: CC to write a letter to leaders of community re: coming in to talk with them, talk about what we're doing. Engagement target date: October/November**

#### **4. Relationship Building**

Discussions on relationship building:

Floyd talks about his experience on relationship building with Boards. DIAND is trying to do the same thing but not having much success either.

Florence asks: who are they/what are their processes?

Noted that it would be nice to meet with the board of the MVLWB, but that their legal advice is to not speak with people.

Florence suggests a letter to DIAND suggesting they might assist in facilitating a workshop with regulatory authorities and us.

Might be able to insert ourselves on their agenda

Bob notes that we want to stage a workshop for executive directors explaining that they are signatories and /or they have responsibilities under the Environmental Agreement and how we can work together. Probably need a PowerPoint presentation.

Possibility: set it up as one of our regular meetings, including both mine boards, DFO, DIAND and EC, RWED. Example: November Board meeting, afternoon.

**ACTION ITEM: Invite regulators to an afternoon workshop in November, with Chairs and EDs. Include an explanation about what our intentions are.**

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Break at 10:15

Resume at 10:50

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Lutsel K'e Chief Archie Catholique addresses the Board. He welcomed EMAB, and acknowledged the feast and community update.

Chief Catholique notes that he had specifically asked DDMI for a liaison person in Diavik's office who would communicate directly with Lutsel K'e. Nobody has gotten back to him. He was hoping somebody from Lutsel K'e could be the liaison. Same for other mines. The Chief is not really too happy with mining industries.

He also wants to say that he knows Lutsel K'e Dene First Nation has an agreement with Diavik, but talks about harvesting have gone nowhere. Lutsel K'e asked for dollars to get people out on the land to hunt. He hopes that's another thing that can be addressed. Capacity building also needs work. He hopes things will get much better, that communications will get much better. But he does welcome EMAB.

Bob notes that other aboriginal groups are concerned about wildlife and getting Aboriginal people into Diavik and monitoring, how they hire people. The socio-economic board needs to be dealing with some of these issues.

Chief Catholique also raises the topic of the regional monitoring board coming up in the next couple of years. Lutsel K'e hasn't signed the Snap Lake agreement yet. If something goes wrong, and Lutsel K'e has signed, they are locked in. DIAND wrote a letter telling Lutsel K'e to take it or leave. Chief Catholique doesn't appreciate that treatment. He won't allow people to dictate to him. DIAND is not keeping to their part of their treaty with Lutsel K'e.

Erik will pass on Chief Catholique's comments to Joe Carrabba and to the right people, especially the socio-economic Board.

#### **ITEM 4 – Annual Report**

All Board members have first drafts of the Annual Report. June 30 is the deadline for the Board to comment on annual report and get to Michele. She will incorporate the comments and send out the revised version. The Board will approve the revised version by telephone resolution by July 9.

#### **ITEM 7 – WEMP follow-up**

##### **1. Recommendations from MSES and RWED**

EMAB has now received specific comments from RWED and MSES on the 2003 WEMP.

The Board needs time to consider these documents.

Diavik's WEM program is well under way. If there are issues EMAB wants to make recommendations about, EMAB needs to get them by September meeting. With a 60-day response time requisite, that takes us to November and enough time to influence the process for next year's study.

**ACTION ITEM: ED to provide a list of issues to consider and prepare draft recommendations.**



## 2. Update on interagency workshop

Update: Chair Bill Ross was supposed to get in touch with Chair Bob to discuss a joint letter to interested parties regarding organizing a multi-party workshop on cumulative effects on wildlife in the region. That hasn't happened after two-three months. Reminder: After RWED's presentation on cumulative effects, EMAB wanted a joint workshop with shared financing. Thought EMAB wanted to keep highlighting issue of cumulative effects and working toward a regional agency.

Noted that regional cumulative effects are not EMAB's job. DIAND is responsible for cumulative effects monitoring so EMAB should send a letter to them to this effect.

**ACTION ITEM: Go back to IEMA's Carole Mills and ask them where the are with this topic.**

**ACTION ITEM: Explore the possibility of a joint letter to DIAND pointing out this is being raised at all our meeting. Request that we be updated frequently on what's happening and request some assurance that regional cumulative effects monitoring is being addressed. We think its important and we think DIAND should take the lead.**

## 3. Winter road update:

Scott Wytrychowski has volunteered to give an update.

Joint Venture has to keep track of everything that occurs – Scott can only provide information on Diavik's use of the road. We want the JV report.

**ACTION ITEM: Follow up with Chris Hanks on winter road update for our next meeting.**

## 4. Next step on fencing

ED updates. Phase 1, TK Panel is done. Report needs to be signed off. Next step: the technical workshop.

On selection of participants – EMAB doesn't want a workshop that involves elders that will put them in the awkward situation of making recommendations contradicting the elders of the first phase.

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Break at noon

Back at 1:40

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#### **4. Con't – Next steps on fencing**

Note: Fencing workshop at the same time as the board training – but that's fine because board members will not attend. They will receive a report, much like TK panel report.

Note: Diavik will want backup info to support eventual recommendations from EMAB.

**ACTION ITEM: Board members need to get TK panel reports signed off (No Net Loss and fencing participants.) John will send letter to remind all Board members and get forms out.**

ToR for technical fencing workshop has been approved at the last meeting.

Who would be participants?

- technical people from community?
- reindeer herder might have expertise : Richard Binder?
- mostly government experts/maybe one paid expert for ourselves?
- possibility: involved community member who has practical knowledge, not traditional knowledge – Colin Adjun spent his whole life working on caribou?
- if it's a renewable resource -- then we get a free RWED guy?
- someone who worked on Colomac site – parallel: musk ox in Sach's Harbour – what bothers them, what pacifies them?
  
- if Louie is doing research he can talk to those people

Discussion:

- Diavik thinks, now that the site is built, there are places, despite the CSR, that don't need fencing.
- The difference between the commitments vs. adaptive management.
- as a Board it is our job to uphold Diavik commitment.
- Diavik should do the work, research and come to us about the commitment.
- if the board decides there is no technical expertise then it's up to Diavik to do the work.

- CSR: is a preparation for 100-year events, times when a herd does migrate through the area.

Board reviewed the ToR. Then concluded that if what's in the ToR is what the Board agreed to do, then that's what we do.

Board wants recommendation from that workshop by September Board meeting.

Dates for workshop – September 8-9

**ACTION ITEM: Send Louie Azzolini's draft agenda for technical workshop on fencing out to all Board members. Keep Board members informed of workshop plans.**

**ITEM 8 – Clarification of process for EMAB to take "official" positions.**

Done during approval of minutes on June 22.

**ITEM 9 – Scientific review panel terms of reference**

**ACTION ITEM: Remind Board of commitment to provide comments and resend scientific review panel draft ToR to board members.**

**ITEM 10 – Follow-up on issues arising from recent Diavik mediation from April 13-14 meeting kit**

Florence has heard criticism of EMAB's lack of reviewing scientific documents because of lack of scientific expertise. A couple of parties hired scientific expertise.

**ACTION ITEM: Reminder letter to Board to consider points raised in memo from April 13-14 – attach memo.**

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Break at 2:50

Back at 3:15

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**ITEM 10 – Executive Reports**

**1. Financial statement**

Everything's OK.

## **2. Record of outstanding items**

Noted that now that the Board has reviewed this record, all completed actions can be purged from the list.

## **3. Reports tracking**

OK.

## **4. Correspondence tracking**

OK.

**ACTION ITEM: ED to flag possible issues arising from correspondence received for Board consideration.**

Meeting adjourned for the day. Will reconvene in the a.m. Board to gather at public meeting at 6 p.m. at community hall.

***EMAB Board Meeting Minutes  
June 22, 2004  
Wildlife Office, Lutsel K'e, NT***

**Present:**

Bob Turner, Chair, North Slave Metis Alliance  
Floyd Adlem, Government of Canada  
Florence Catholique, Lutsel K'e Dene First Nation  
Doug Crossley, Kitikmeot Inuit Association  
Lawrence Goulet, Yellowknives Dene First Nation  
Erik Madsen, Diavik Diamond Mines Incorporated  
John McCullum, Executive Director  
Johnny Weyallon, Dogrib Treaty 11 Council

**Absent:**

Doug Doan, Secretary-Treasurer, Government of the NWT  
John Morrison, Government of Nunavut

**Minutes:**

Michele LeTourneau, Communications Coordinator

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Meeting started at 9:20.

**ITEM 11 – Reports**

**2. Board member reports**

Doug Crossley, KIA:

- The main thing Doug's been up to since the last meeting is fine-tuning the two TK Camp proposals (Fish Palatability and Water Quality).
- Doug will touch base with the KIA participants on the TK Panel on Fencing to sign form. (Participants expressed that they are very supportive of community playing a role in future TK panel initiatives).

Johnny Weyallon, Dogrib Treaty 11 Council:

- Johnny is regularly reporting EMAB issues such as fish, caribou and fencing to the Tlicho Lands Protection Committee
- From now on, that department committee will be choosing people to participate on EMAB panels and initiatives, as they know who is good at what.

Lawrence Goulet, Yellowknives Dene First Nation:

- Lawrence reported RWED land use issue to Rachel Crapeau and some Elders. Some sense that they want to get together with RWED on this and discuss the effect of that on the winter road and monitoring station at Ross Lake.
- Regarding EMAB's summer activities, such as TK Camps, there might be some difficulty finding people as the Yellowknives have their own project (Drybones) but they will make an effort to give EMAB names.

Floyd Adlem, Canada:

- Floyd has been away April and May – he's just getting back.
- Floyd asked EMAB if they were interested in keeping up to date on Snap Lake EA.

Erik Madsen:

- Noted Scott Wytrychowski's update on ongoing 2004 plans
- Noted the three TK Camp studies that will take place – Diavik will get the camp set up.

Florence Catholique, Lutsel K'e Dene First Nation:

- Noted that because of change of staff with Lutsel K'e, their audit (which they have to give to EMAB for Capacity Funding) will be late, in August sometime. She will nonetheless require the \$10,000 that is usually assigned towards the fish camp she organizes.
- Florence updated Lutsel K'e's Wildlife Committee on the three TK Camps.
- Glad Fencing is postponed until after summer as there's far too much going on.
- Hasn't had a chance to review the Scientific Panel draft ToR.
- On the ammonia intervention issue – had serious issues on who was responsible for funding.
- Notes concern that there was some stress because the Denesoline Corp. is a Joint Venture partner with Western Explosives, which supplies the explosives to Diavik, which in turn produces the ammonia.
- Regarding the RWED application – Florence submitted to the Lutsel K'e Wildlife Committee – not sure what their position is. Usually they support the nearest community, which is Yellowknives Dene. (Don't know their position yet.)
- Florence attended the Diamond Roundtable Conference held in Yellowknife.

Bob Turner, North Slave Metis Alliance:

- Bob has changed jobs and no longer works for NSMA. His other job takes most of his time and he is phasing himself out of Metis activities. He will not run for Chair again, and he is doubtful that he'll even be able to be

the NSMA representative on EMAB. He has been keeping Kris Johnson at the NSMA office informed.

Public meeting went well – thank you to Michele for hard work on PowerPoint presentation.

Suggested that a letter go to the people setting up the Snap Lake monitoring agency regarding cumulative effects.

**ACTION ITEM: Request Snap Lake update – mainly from a cumulative effects perspective.**

### **3. Report on CARC meeting (Florence)**

- Florence's participation was partly funded by EMAB.
- Meeting focused on training and partnering on training, and accessing funds from the University of Alberta.
- Noted that the EA talks about seeking partners to build capacity.
- Florence was most interested in seeing what was offered and what level and caliber of people they might look for in people from the community.
- University of Alberta is interested in environmental people to be trained, specifically for monitoring. Interested in how they could assist in training initiatives.
- U of A has a hard time finding communities for fieldwork.
- Issue: copyright of Traditional Knowledge – protocol in place as to how information is used in a thesis.
- Group of 20 people set up subcommittee – to assist community's needs to join up with university students
- Lutsel K'e has offered to be a host community

### **ITEM 13 – Process for EMAB to consider funding requests**

Background: a Board member has a half-day notice to attend a conference in Yellowknife. The ED was away from the office and the exec unreachable. The chair OKed the Board member's flight and honoraria.

Currently:

- ED can commit to a limit of \$2000 on an existing budget line
- Executive can commit to a limit of \$5000
- More than that must be brought to the Board

There is no budget line for Board attendance at workshops, conferences etc.

Discussion followed on possible ways of solving the problem. A draft of a policy on the issue is out for comment.

**ACTION ITEM: ED to add an "emergency" section to the policy and indicate more clearly the definition of relevance. In 2005-2007, add a budget line for these types of conferences.**

**Motion # 02-04-24-06**

*That EMAB grant approval to pay Florence honoraria for travel days and attendance at the National Diamond Roundtable.*

*Moved:* Doug Crossley

*Seconded:* Lawrence Goulet

*Carried:* Unanimous

Meeting adjourned at 10:15 for flight back to Yellowknife.

Meeting resumes in EMAB boardroom in Yellowknife at 1:45

**ACTION ITEM: ED to make sure AEMP report is distributed to the Board.**

**ITEM 11 – Reports**

**e) Draft Workplan 2005-2007**

ED walks everyone through and explains items.

Doug C. notes we need to add the previously mentioned contingency for Board Training.

Erik suggests breaking down larger areas on the budget. Example 150,000 for Capacity Funding – note that 30,000 goes to each community. Another example is the projects category at \$150,000 – what projects? Do we have any idea what we'll be doing next year? Suggestion that the audit report be included with the package.

Agreed that this workplan is flexible. Diavik accepted this format previously. The more you break it down the less flexibility EMAB will have. There is the same level of detail as previous.

**ITEM 12 – Fisheries Reports – consultant review and update on discussion between DDMI and DFO**



Elaine Irving from North/South based in Calgary presents on the four fisheries reports.

Consultants generally agreed with DFO assessments. They made a number of recommendations to improve the studies or make the results useful. Their report will be available on June 30. They particularly mentioned that each program should have sampling contingency plans before going in the field in case a proposed site doesn't work.

May be an option to have such consultants visit the mine site in future.

Noted that fisheries conditions are sometimes experiments in themselves.

It was pointed out that the missing QA/QC description is found in a separate document that covers all QA/QC for DDMI.

**ACTION ITEM: Send Diavik and DFO the report and ask for update of how the concerns about these four studies are being taken care of.**

Report will be ready on Wednesday, June 30.

### **Inspector's report**

There are basically 12 inspections a year. One inspection usually takes an 8- or 9-hour day.

Inspector reports, as per handout.

### **Various miscellaneous items:**

Floyd comments on fisheries report reviews, observing that we should be checking on regulators. In this case the comments of the regulator and our expert matched. Shows that the work that DFO did was thorough and maintains reasonable expertise. Should be careful not to dismiss just because it's government.

Floyd expresses his appreciation for Michele, John and Linda for helping pull off the Lutsel K'e meetings.

Bob noted that the problem with having faith in government is that as far as he knows they don't report to people outside their departments. That's why they have to be monitored

**ACTION ITEM: Send out deadline for names for TK Camp participants/dates of upcoming events.**

Request from Lutsel K'e on alteration to dates for capacity funding deadlines.

**ACTION ITEM: Exec to consider a way to provide capacity funds to Lutsel K'e before last year's accounting is submitted so they can hold their proposed events.**

Next meeting in September (AGM) next meeting, with conference calls as necessary.

Meeting adjourned  
Closing prayer: Lawrence Goulet