



Meeting Minutes September 23, 2015 Board Meeting EMAB Boardroom

Sean Richardson, <i>Chair</i>	Tlicho Government
Charlie Catholique, <i>Vice-Chair</i>	Lutsel K'e Dene First Nation
Arnold Enge, <i>Secretary-Treasurer</i>	North Slave Metis Alliance
Napoleon Mackenzie, <i>Director</i>	Yellowknives Dene First Nation
Jack Kaniak, <i>Alternate Director</i>	Kitikmeot Inuit Association (teleconference)
Julian Kanigan, <i>Director</i>	Government of the Northwest Territories
Gord Macdonald, <i>Director</i>	Diavik Diamond Mine

Meeting brought to order at 9:18

Review of Agenda

- Added two items #5 CIMP Letter of Support and #11 MVRMA Workshop
 - **Motion** to approve agenda with additions –
 - Moved: Arnold Enge
 - 2nd Charlie Catholique
- Passed

Item #1 - Executive Director position

- Committee updated Board on status
- Preferred candidate selected and interviewed – John McCullum
- Past ED for EMAB – requested half-time
- Board requested reference check with past employer (Stantec)
- **Action:** Committee to update the Board following reference checks with a decision

Item #2 EMAB administration/finances

- Limited expenditures last several months due to inactivity
- Monthly honorarium, Byers contract, ED Committee, rent etc.
- Issue with funds not being transferred from savings to checking resulting in overdraft fees
- Book keeper – Sue – still tracking
- **Action:** Arnold to continue checking in until ED hired

Item #3 Financial Audit to March 31, 2015

- **Motion** to Approve Financial Statement to March 31, 2015 –
 - Motion: Arnold Enge
 - 2nd Gord MacdonaldPassed
- **Action:** DDMI to submit a letter requesting return of unused funds as identified in Financial Statement (about ~\$264,000). (letter received Sept 23, 2015)
- **Motion** to return funds to DDMI –
 - Moved: Julian Kanigan
 - 2nd Arnold EngePassed

Item #4 Diavik A21 Construction – TSS and CEMP

- Diavik gave a presentation on A21 dike construction and August issue with TSS license exceedance. Support was indicated for an action plan trigger that used an appropriate running day average rather than a grab sample exceedance.
- No actions

Item #5 - CIMP Monitoring Proposal

- Julian provided overview of CIMP proposal to analyze monitoring results from all diamond mines with regard to changes to plankton.
- Question was asked regarding timing given Dominion is about to issue a report on the same topic – Julian was not aware of this but will discuss with Dominion
- CIMP is seeking letter of support for the study from EMAB
- **Motion** to issue a letter of support and request that the researchers present the findings from the review.
 - Moved Jack Kaniak
 - 2nd Charlie CatholiquePassed (Julian abstained)
- **Action:** EMAB to issue letter of support (Letter issued Sept 23, 2015)

Item #6 Regulatory update - Water License Renewal, AEMP

- Ryan Fequet (Executive Director WLWB) joined the meeting and provided an update on the Water License Renewal
- Inspector was also requested to attend but was unavailable.
- Currently the license is with GNWT Minister – expect approval mid October
- Key items: 8 year term, North Inlet studies, dust review, waste management, Construction Environmental Management Plan v.4.2, Reference Conditions Report - AEMP – good process
- **Action:** Arnold to distribute Water License with Reasons for Decision (distributed September 23)

Item #7 - Election of chair, vice, treasurer – schedule/process for AGM

- Identified need to have an AGM where election would occur
- Selected December 3 for AGM with a meeting to follow December 4.
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Item #8 Discussion about Diavik's request to open the EA

- Diavik is in discussions with Aboriginal Parties with regard to reviewing the Environmental Agreement to determine if there are better ways to achieve the goals of the Agreement from the perspective of communities. Ongoing discussion with no clear timeline.
- A small working group of Lands – Environment Managers from Tlicho, YKDFN and NSMA have agreed to meet with Diavik to discuss alternative funding agreements. This has not happened yet. If this doesn't work Diavik will write GNWT with its ideas. There appear to be three options being proposed:
 - Split current EMAB funds among the Parties
 - Continue the funding with environmental staff but no board
 - Change EMAB to be more like IEMA
- Diavik wants GNWT to lead discussion, as senior government
- Open discussion on role of Board Member – differing views on level of representation of the Party and responsibility back to the Party – issue of DDMI on the Board.
- Agreement is an issue for the Parties to resolve but it was agreed that EMAB should put forward a view for the Parties to consider
- **Action:** EMAB to put on list of items for new ED

Item #9 Regulatory Update (Ryan Fequet, WLWB)

Water Licence Renewal – draft WL was sent for Ministers signature Sep 2. Current licence expires Oct 31. It will be an 8 year term. Reasons for Decision are available now.

North Inlet – can it be re-connected with Lac de Gras at closure? Some hydrocarbon studies are needed. These should be relatively straightforward. EQCs were not raised at the hearings.

Mount Polley recommendations – are these relevant to DDMIs dikes and dams?

Waste Management – Diavik is reviewing dust management practices especially use of chemicals

A21 CEMP – under review. This is in a rush because Diavik needs to decide whether to take out the turbidity curtain for the winter.

Reference conditions report – to be approved

Coming:

AEMP Design Plan

2014 Annual Report (for what?)

Closure Update Plan

Water Management Plan

Consolidated Waste Management Plan

Anticipated TSS amendment request

Site tour will take place Oct 19 or 26.

Item #10 Discussion about how decisions are made (referring to problems with EMAB's recent submission to the WLWB)

- Referenced to 2014 EMAB Operations Manual
- Noted that almost all decisions require Board approval – only in very limited circumstances can the chair or Executive make decisions

- Items in May/June 2015 highly unusual due to lack of EMAB staff
- Manual also notes importance of distributing materials to Alternates as well as Board Members. Several Parties do not have named Alternates
- **Action:** Board Members to request appointment of Alternates
- **Action:** Gord to distribute 2014 EMAB Operations Manual (distributed September 24, 2015)

Item #11 Discuss workplan/meeting schedule for the rest of the year

- **Action:** DDMI to provide a list of reports to be submitted for review over next 6-8 months
- **Action:** DDMI to confirm a site visit for EMAB Oct 19
- Next Board Meeting - Tuesday Oct 20 following site visit – agenda items include AEMP, TK Panel, possible TSS Amendment Request, Inspector update.
- **Action:** Gord to request Inspector to attend meeting (requested September 28)

Item #12 MVRMA January 12-14 – attendance/participation and completing survey?

- **Motion** to approve budget for 2 Board Members to attend workshop Jan 12-14.
 - Moved Arnold Enge
 - 2nd Charlie Catholique

Passed

Item #13 – Other

- Julian provided an overview of the NWT Environmental Audit process.
- **Action:** Julian to request presentation of the findings from the 2015 Auditors Report to EMAB.

Meeting adjourned – 4:00