

EMAB meeting – May 29-31, 2012 – Yellowknife

May 29, 2012

Present:

Charlie Catholique, Lutsel K'e Dene First Nation

Mike Nitsiza, Tlicho Government, alternate

Sheryl Grieve, North Slave Metis Alliance

Seth Bohnet, Diavik, alternate

Call in:

Doug Crossley, Kitikmeot Inuit Association, Chair

Steve Ellis, Government of the Northwest Territories, ENR

Staff:

Mark Fenwick, Executive Director

Michele LeTourneau, Communication Coordinator

Guest:

Leanne Zrum, North/South

Meeting started at 9:15

Welcome from Chair. Noted that EMAB has Tlicho representation once again.

5. Approval of Agenda

Motion:

Approve agenda.

Moved: Sheryl Grieve

Second: Seth Bohnet

Carried

1. AEMP – Leanne Zrum

Leanne Zrum leads the Board members through the Aquatic Effects Monitoring Program and Report review, explaining the result and North/South's assessment. Discussion.

- The 2011 program was conducted under the 2007 design with an “intensive” monitoring frequency as early warning/low effect levels (or higher) had been reached for all of the monitored components over the past three years (except Lake Trout).
- At the “intensive” level, Slimy Sculpin and sediments only need to be monitored every 2 years.
- Both were measured in 2010 so there was no requirement to sample in 2011 according to the 2007 AEMP design.

The 2011 program included the following components:

- Dust Deposition (dust gauges and snow cores);
- Effluent and Water Chemistry (effluent from the North Inlet Water Treatment Plant and lake water);
- Benthic Invertebrates (small organisms living on/in the lake bottom);
- Mercury in Lake Trout (non-lethal muscle/skin ‘plugs’);
- Plankton (algae and microscopic animals);
- Eutrophication Indicators (nutrients, chlorophyll a, zooplankton biomass);
- Weight-of-Evidence (standardized/transparent assessment of information from other components).

General comments:

- 2011 AEMP results reflect those observed in previous years – nutrient enrichment remains the dominant aquatic effect being detected.
- The non-technical summary is generally consistent with the more detailed information provided in the technical appendices.
- Recommendations provided in the technical appendices are sound and several have been considered in the modified design (submitted Oct. 2011).
- DDMI brings the recommendations forward to the non- technical summary and provides an update concerning their status and/or additional measures being undertaken to improve the overall quality of the AEMP.

Weight of Evidence comments:

- Sediment quality was not measured in Lac de Gras in 2011, and therefore, an estimate of 2011 sediment quality was made by considering the sediment quality findings from 2008 to 2010 – approach seems reasonable.
- WOE separates responses of chlorophyll a and TP when assigning an effect level rating – seems more appropriate than combined approach in Eutrophication Indicators as factors other than nutrients may influence phytoplankton (e.g., grazing).
- Shifts in phytoplankton community structure, e.g., increases in cyanobacteria, may be linked to nutrient enrichment – consider incorporating evidence of changes in community structure in future WOE.

Members will discuss next steps re: the comments at the end of the day.

Lunch: 12:00-1:00

2. AEMP David Wells/Diavik

David Wells leads the Board through their AEMP results.

5. Approval of Minutes

December minutes. Tabled until Thursday.

Motion:

Approve minutes of February 21-23, 2012.

Moved: Seth Bohnet

Second: Charlie Catholique

Carried

Motion:

Approve minutes of March 9, 2012 teleconference.

Moved: Sheryl Grieve

Second: Charlie Catholique

Carried

Email Resolution – March 9, 2012

Motion: Approval of Draft Budget as per March 9th circulation

Moved: Steve Ellis

Seconded: Floyd Adlem

VOTING	For	Against
Doug Crossley	x	
Floyd Adlem	x	
Napolean MacKenzie		
Charlie Catholique	x	
Sheryl Grieve	x	
Steve Ellis	x	
Ted Blondin		
Colleen English		x

Email Resolution – April 11, 2012

Motion: Accept Business Rules 5.0 as written

Moved: Sheryl Grieve

Seconded: Stephen Ellis

VOTING	For	Against
Doug Crossley	x	
Floyd Adlem	x	

	_____	_____
Napolean MacKenzie		
	_____	_____
Charlie Catholique	x	
	_____	_____
Sheryl Grieve	x	
	_____	_____
Steve Ellis	x	
	_____	_____
Ted Blondin		
	_____	_____
Colleen English	x	
	_____	_____

Email Resolution – April 27, 2012

Motion: Move to remove the 10km zone of influence as related to Grizzly Bear monitoring in regards to DDMI and any responsibilities that DDMI has regarding the 10km ZOI. There does not seem to be any concrete rationale to hold DDMI to the 10km ZOI of influence given that the range of adult Grizzly Bears makes the 10km ZOI impractical.

Moved: Floyd Adlem

Seconded: Steve Ellis

VOTING For Against

Doug Crossley	x	
	_____	_____

Floyd Adlem	<u> x </u>	<u> </u>
Napolean MacKenzie	<u> x </u>	<u> </u>
Charlie Catholique	<u> x </u>	<u> </u>
Sheryl Grieve	<u> </u>	<u> x </u>
Steve Ellis	<u> x </u>	<u> </u>
Ted Blondin	<u> </u>	<u> </u>
Robert Eno	<u> x </u>	<u> </u>
Colleen English	<u> x </u>	<u> </u>

Email Resolution – April 27, 2012

Motion: To pass the mini TK report to Diavik

Moved: Steve Ellis

Seconded: Floyd Adlem

VOTING	For	Against
Doug Crossley	<u> x </u>	<u> </u>
Floyd Adlem	<u> x </u>	<u> </u>
	<u> x </u>	<u> </u>

Napolean MacKenzie		
Charlie Catholique	x	
Sheryl Grieve		x
Steve Ellis	x	
Ted Blondin		
Robert Eno		
Colleen English	x	

13. Misc.

Diavik Communities Advisory Board (DCAB) update

The DCAB office has now moved into EMAB's building and rents a space downstairs. DCAB will be using the EMAB/IEMA boardroom when it is available.

Staff is revising the Operations Manual and will provide a draft to the Board.

ACTION ITEM: EMAB will submit its comments on the AEMP report, by deadline, to the WLWB.

May 30, 2012

Present:

- Charlie Catholique, Lutsel K'e Dene First Nation
- Mike Nitsiza, Tlicho Government, alternate
- Sheryl Grieve, North Slave Metis Alliance
- Seth Bohnet, Diavik, alternate
- Steve Ellis, Government of the Northwest Territories, ENR

Call in:

Doug Crossley, Kitikmeot Inuit Association, Chair

Staff:

Mark Fenwick, Executive Director

Michele LeTourneau, Communication Coordinator

Guest:

Petr Komers, MSES

Meeting started at 9:10

3. Wildlife Monitoring Program (WMP) – Petr Komers

Petr leads the Board members through the Aquatic Effects Monitoring Program and Report review, explaining the result and North/South's assessment. Discussion.

Notable:

- Caribou Zone of Influence – The question remains: Adjust the prediction of the ZOI or adjust mitigation? Noted that we could change the prediction to fit results 10 years later but should we not try harder to find mitigation measures?
- More on the ground observation would be good. TK/IQ would be valuable in this area. Need to, literally, spend more time with the animals. More intensive behavioural scans are needed.
- Still, after 10 years, sets of data for Ekati and Diavik are not standardized.
- Close up ingestion studies are needed.

Lunch 12:00 – 1:10

4. WMP – David Wells/Diavik

David Wells leads the Board and guests through their WMP results. Discussion and questions.

Issues that came up again:

Behavioural scans – Still not standardized with Ekati.

Indirect habitat loss needs attention

Behavioural scans need more precision, as in cows with calves.

Noted: Diavik is looking at the EMAB TK/IQ Panel recommendations to improve behavioral scans.

Noted that TK could be used as a tool to look back at pre-mine information.

ACTION ITEM: EMAB will write a conveyance letter to pass on the recommendations from MSES on WMP to Diavik, and cc ENR.

Q: Was the Lichen Report review passed on to Diavik?

A: Staff will verify.

May 31, 2012

Charlie Catholique, Lutsel K'e Dene First Nation

Mike Nitsiza, Tlicho Government, alternate

Sheryl Grieve, North Slave Metis Alliance

Colleen English, Diavik

Seth Bohnet, Diavik, alternate

Call in:

Doug Crossley, Kitikmeot Inuit Association, Chair

Steve Ellis, Government of the Northwest Territories, ENR

Staff:

Mark Fenwick, Executive Director

Michele LeTourneau, Communication Coordinator

Meeting started at 9:05

5. Approval of minutes

Motion:

Approve December 7 -8, 2012 minutes.

Moved: Colleen English

Second: Steve Ellis

6. TK/IQ Panel Update

1. TK/IQ Panel session on caribou behaviour monitoring

- a. SoP recommendations from panel – Sent to Gord (CCed Colleen & Seth)

Note: As indicated in this set of recommendations, the TK/IQ Panel requested that this be expedited after the reviewed their statement in the session. EMAB, through a motion, conveyed these to Diavik.

- b. Report in the binder. This is an interim report, so EMAB can be more fully aware of what occurred during the panel session. However, the full report needs to be processed by the panel before it is passed on for EMAB consideration. This will take place at the beginning of the next panel session, June 26-28.

2. TK/IQ Panel session (with youth) on closure (cultural landscapes – rock pile and wildlife/vegetation)

Dates: Tuesday, June 26 to Thursday, June 28.

Participants: The TQ/IQ Panel and 2 youth from each Aboriginal Party.

Hires: Deb (facilitator), Shelagh (note-taker), Natasha (Diavik's TK consultant) and Anne Garrabaldi (Diavik's hire: a specialist in cultural keystone species... wildlife and vegetation around closure.)

The first half day will be spent solely with the panel (and our consultant) so they can review the report from the previous session. The remaining 2.5 days will involve youth and the topic will be the ICRP – a request of the panel.

We will be cost-sharing with Diavik. EMAB and Diavik will pay for their own facilitators; EMAB and Diavik will then split the rest 50/50, as the 2.5 days are considered a workshop, in which the TK/IQ is participating in then advising specifically on the rock pile re: wildlife and vegetation.

Another goal will be to get their ideas on how they want to provide their community input in an ongoing fashion from now until closure. (Elders and youth working together on this.)

3. TK/IQ Panel ToR – update –

The Board decided at the last meeting (in February) that the existing ToR for the TK/IQ Panel should not be revised until after the first one. What quickly became evident is that, though the essential premise of the panel remains the same some of the specifics might change from session to session. The one in June is a good example: EMAB hadn't planned to hold a session on closure until October. Because the panel was adamant that this was of the highest importance and that it should involve youth and because Diavik obligation re: the ICRP are on specific timeline, it seemed to make sense to be flexible.

- a. Aboriginal language translation
- b. Board member presence

Noted: Elders are important to us. We need to continue moving forward on TK/IQ Panel.

Motion:

EMAB members can participate in TK/IQ Panel sessions only as unpaid observers, at the discretion of the TK/IQ Panel members.

Moved: Charlie Catholique

Second: Steve Ellis

Carried

9. AANDC Inspector – Tracey Covey

Inspection report and PowerPoint available on request.

- Items the inspector is keeping an eye on:
- Waste management
- Air Quality: The new incinerator will be commissioned
- Will continue to follow up on dust and seepage
- Keeping an eye on fuel.
- Inspector samples water in specific locations when needed and those sample are handled by the Taiga lab in Yellowknife

7. Diavik community engagement – Colleen English.

Colleen English updates the Board on activities.

In November 2011, Diavik started working with communities – trying for inclusion of TK in AEMP. This is driven, developed and finalized by communities themselves

Natasha Thorpe is the link between the communities and Diavik. Each community has had a first round of hearings focusing on target, goals, what we want to achieve.

The focus is indicators of fish health and water quality. Will be starting a second round of meetings – the working groups are developing ideas of what they want to teach, such as making nets with twine or willows. Where to set them, how to set them. The camp will be cross-cultural. Diavik will be teaching some science, as well. And scientists will be learning from Elders.

On June 5-6 Diavik will bring all the participants together by the Yellowknife Bridge and will work out the finer points of the camp to be held end of July/early August.

Most participants have opted out of a mine site visits.
There will be a video component as part of the documentation.

Lunch from 12:00 to 1:10.

10. Wildlife

Grizzly – Information in binder. Letters were exchanged amongst ENR, Diavik and EMAB. Diavik is proceeding with dropping the 10 km Zone of Influence for Grizzly.

11. Strategic Plan

Board communication protocol. Michele will work with Floyd, Sheryl and Julian.

ACTION ITEM: Bring Kevin in on the Strategic Plan teleconference On June 18.

ACTION ITEM: The Chair will speak with NSMA's Bill Enge re: issues with NSMA.

Motion:

Adjourn

Moved: Charlie

Closing prayer: Mike Nitsiza

Draft Minutes
Environmental Monitoring Advisory Board
Aug 14- 16, 2012, Lutsel' Ke

Tuesday, August 14, 2012

Present:

Doug Crossley, Chair, Kitikmeot Inuit Association
Floyd Adlem, Secretary Treasurer, Canada
Mike Nitsiza, alternate, Tlicho Government
Steve Ellis, Government of the Northwest Territories
Seth Bohnet. Alternate, Diavik

Staff:

Mark Fenwick
Michele LeTourneau

Meeting started at 2:10.

Opening prayer:

Item 1: Agenda and Minutes

a) Agenda

Motion: Approve agenda.

Moved: Seth Bohnet

Second: Mike Nitsiza

Carried

b) Minutes from May, 2012 meeting.

Action: Staff will add detail to AEMP and WMP sections, specifically key points from experts.
To be reviewed at September meeting.

Item 2: Aquatic Effects Monitoring Program (AQMP)

a) Update on draft AQMP: Golder (Diavik consultants) has the five EMAB comments

from the letter sent to Diavik regarding their draft AQMP submitted in June. A second draft is forthcoming. They had informed EMAB it would be available the last week of July. It has not yet arrived.

- b) Dust Deposition: There is an outstanding issue regarding methodology that EMAB's consultant raised several years ago.

Action: This will be dealt with under the umbrella of the revised draft AQMP.

- c) Lichen Review & Comments: EMAB received their SENES review and has not yet acted on it.

Action: Send draft conveyance letter and EMAB review re: Lichen risk assessment to Board members for approval, then send review to Diavik, apologizing for the delay.

Item 3: Wildlife Monitoring Program (WMP)

- a) Comments for submission to Diavik on 2011 WMP report/Conveyance letter

Motion:

Approve conveyance letter re: Diavik 2011 WMP report.

Moved: Steve Ellis

Second: Floyd Adlem

Carried

Action: Send conveyance letter and EMAB review re: Diavik's 2011 WMP report to Diavik

Item 4: Translation Equipment

- a) Cost efficiency of owning translation equipment as opposed to renting

Estimates on purchase of equipment as compared to renting equipment presented in meeting kit.

Action: ED will explore possibility of cost-sharing purchase with other agencies, look for a local distributor, and consider how the equipment will be maintained. There is also the possibility that Diavik might be interested in cost-sharing.

Item 5: Operations Manual

Corrections and updates to Operations Manual are in meeting kit.

- Remove section 2.5: Capacity funding
- Section 3.4.4.1 Document attempts to reach members.
- Section 3.5 Location of meetings. Change to “EMAB will rotate meetings in communities so that each Party is represented up to twice a year...”
- Section 3.6.2 Change “days” to “business days”
- Section 4.4 Public updates. Add that public updates should have minutes.
- Section 5.2.6 Remove last sentence portion that reads: eg: not clearing Diavik security as per contractual obligation.
- Remove Appendix B and Appendix C (Related to Capacity Funding)

Discussion on honoraria. Michele notes that TK/IQ Panel members have raised the issue of honoraria and would like to see it increased, citing the amount scientific experts are paid. Board members have loosely discussed raising member honoraria, as well.

Action: Staff will research the range of honoraria paid in the territory by various organizations.

Action: The Board will go over the entire Operations Manual at the next meeting.

Motion:

Approve current changes to Operations Manual, as proposed by ED and included in the meeting kit, as well as additional changes discussed.

Moved: Steve Ellis

Second: Seth Bohnet

Carried

Action: Staff will update Operations Manual and send to members with conveyance letter reminding everyone that this will be discussed at the next meeting and requesting comments.

Additional item: Job description and contracts

Included in meeting kit.

Board reviews job descriptions and contract.

Discussion on how the role of the Communication Coordinator has changed over the last year. The job title should reflect this. The job titled is changed to Program Manager.

Other changes are made: typos and names.

Also added to Executive Director:

Preparation, organization, and participation related to Board meeting

Advise Board in its activities at Board meeting

Add to "act as spokesperson" that this is "under direction of the chair."

Action: Staff will make changes to job descriptions and contract and will add a section to contracts regarding legal liability re: relationship between employer and employee. Steve Ellis will send template to office.

Wednesday, August 15, 2012

Item 6: Strategic Plan

a) Presented by Kevin West of Arktis Solutions via conference call for approval in order to move forward with items in the strategic plan.

Board works their way through each item of the strategic plan table, adding responsibility/lead and timing deadlines.

ACTION: Staff to make changes to strategic plan table and send revised version to the Board members within two weeks.

ACTION: The strategic plan is to be approved at the September Board meeting.

Lunch 12:00-1:00

Item 7: Misc

a)

Motion:

Approve letter to AANDC concerning mine inspectors, with corrections.

Moved: Floyd Adlem

Second: Steve Ellis

Carried

b) DCAB update

DCAB is now sharing the EMAB/IEMA boardroom.

c) Staff site visit

Staff will be visiting the Diavik site on August 27.

d) EMAB Supper

The Board's Annual General Meeting dinner will take place Wednesday, September 26 at 7:00 p.m.

e) Consistency in Monitoring Programs

There is some confusion about this item. Staff will clarify the issue, likely having to do with the AQMP and bring it forward to the next meeting.

f) Executive Director Performance Review

Motion:

Meeting in camera.

Moved: Steve Ellis

Second: Mike Nitsiza

Carried

Motion:

Meeting ex camera.

Moved: Mike Nitsiza

Second: Steve Ellis

Carried

Motion: Approve the Executive Director's performance appraisal, including recommendations made therein retroactive July 1, 2012.

Moved: Steve Ellis

Second: Floyd Adlem

Carried

Action: Letter from Chair approving pay raise for Executive Director.

Lunch 12:00 – 1:00

Item 8: TK/IQ Panel

Michele presents the ToR for the TK/IQ Panel and reports on results so far from the

March and June Sessions

Action: Michele will make changes to the TK/IQ Panel ToR as per Board instruction and bring forward to the next meeting.

Discussion on recommendations that came from the TK/IQ Panel.

Recommendation #2 is not possible. EMAB's Program Manager will report TK/IQ Panel progress and results to communities and wildlife committees.

From the document referred to as Terms or Reference and Guiding Principles:

- Items 1 and 2: These are not possible and would not be in keeping with the Environmental Agreement.
- Item 3: Agreed that youth play a critical role and EMAB will include youth when possible and where opportunities exist.
- Item 4: EMAB will invite a panel member to an EMAB meeting if there is a need. Otherwise, the Program Manager is the liaison.

Action: Program Manager will report the Board's discussion to the TK/IQ Panel.

Action: Board Chair will attend the beginning of the next TK/IQ Panel session in person to clarify the role of the panel.

Action: After the October session, EMAB will put out a Request for Proposals for the next rounds of TK/IQ Panel sessions.

Action: Include TK/IQ facilitator financials at September meeting.

Item 9: Annual Report

Board reviews the annual report.

Concerns with the confusing topics in the Air section – this will be fixed.

Discussion about revamping the annual report next year and also involving the whole board in the process, such as having a workshop with all members to discuss what will be included in the report.

Other clarifications are added.

Thursday, August 16, 2012

Item 9: Annual Report con't

Action: Staff will make changes to the Annual Report as per Board instruction.

Motion:

Approve Annual Report, with changes.

Moved: Mike Nitsiza

Second: Floyd Adlem

Carried – for/4, against/1

Item 10: Two-year Work Plan & Budget Submission

- Board reviews draft two-year work plan & budget submission.
- The budget should be revisited in light of IEMA and SLEMA budgets – Diavik want a reduction of the budget.
- There should be more detailed breakdowns of costs.
- Diavik feels that their money is being used just to use their money.
- There should be specific links between activities and the funds needed to carry them out.
- A letter from Diavik dated February 24, 2011 is referenced.

Action: Executive Director will revise the two-year work plan and budget. To be brought forward to the next meeting.

Item 12: Reports

Financial statement

Staff is in the process of fixing the programming for EMAB's financial statements. They are working with the auditor. There will be a statement at the next meeting.

Members' reports

Canada: Julian Kanigan will likely also come to the next meeting. All federal departments, such as DFO, EC, have been decimated staff-wise.

Diavik: Bruce Hannah will be leaving DFO. He is a repository of much of the information re: the Diavik file from the beginning. Working to organize that information. Also, all of Rio Tinto's diamond mines are for sale.

ENR: The department is waiting on the AQMP. They are also very interested in seeing how the grizzly monitoring realignment pans out.

TG: Notes that he would appreciate if the Lutsel K'e and Yellowknives Dene members were present.

KIA: The environmental department will be increasing their staff. There will be double the staff in Kugluktuk over the next year. There is quite an increase in mining activity in the

Item 11: Audit

Mackay presents the audit and answer questions.

Motion:

Approve the 2011-2012 audit as presented.

Moved: Floyd Adlem

Second: Steve Ellis

Carried.

Board returns to the audit to discuss some of the larger changes from last year.

Action: Staff will find out why there is an increase in employee benefits by \$20,000 from last year.

The Board reviews the seven recommendations made by Mackay. Recommendations 1, 3, 4, 6, and 7 are being carried out.

Action: Staff will gather more information about recommendation 2 and will get quotes for insurance as per recommendation 5.

Motion:

Adjourn meeting

Moved: Steve Ellis.

Closing prayer: Mike Nitsiza

Meeting concluded at 2:30.



Email Resolution – August 23, 2012

RE: Letter to Diavik on Risk Assessment of Caribou Exposure to Metal from Dust Deposition to Lichen.

Motion: Approve the EMAB letter conveying to Diavik (CC ENR) the MSES review of the 2011 Diavik Diamond Mine Risk Assessment of Caribou Exposure to Metal from Dust Deposition to Lichen.

Moved: Steve Ellis

Seconded: Seth Bohnet

VOTING	For	Against
Charlie Catholique	_____	<u>Abstain</u>
Mike Nitsiza	_____	_____
Napolean Mackenzie	_____	_____
Doug Crossley	<u>X</u>	_____
NSMA	_____	_____
Steve Ellis	<u>X</u>	_____
Floyd Adlem	<u>X</u>	_____
Colleen English (Seth Bohnet)	<u>X</u>	_____
Robert Eno	_____	_____

Minutes
September 25 – 27, 2012
Yellowknife

Day 1 – September 25, 2012

Present:

Doug Crossley, Chair, Kitikmeot Inuit Association
Floyd Adlem, Secretary Treasurer, Canada
Charlie Catholique, Lutsel K'e Dene First Nation
Mike Nitsiza, Tlicho Government (alternate)
Seth Bohnet, Diavik, (alternate)
Kerri Garner, Tlicho Government

Staff:

Mark Fenwick, Executive Director
Michele LeTourneau, Program Manager (also minutes)

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Item 1: Approval of agenda and minutes.

Agenda

Motion:

Approve agenda as presented.

Moved: Mike Nitsiza

Second: Seth Bohnet

Carried

Minutes

Motion:

Approve minutes of May 29-31 2012, as amended.

Moved: Mike Nitsiza

Second: Seth Bohnet

Carried

August 14-16, 2012 minutes deferred to Wednesday morning.

Noted: In the minutes, a statement made by an individual should not be attributed to the organisation.

ACTION: Use individual names in minutes.

Email Resolution – August 23, 2012

RE: Letter to Diavik on Risk Assessment of Caribou Exposure to Metal from Dust Deposition to Lichen.

Motion: Approve the EMAB letter conveying to Diavik (CC ENR) the MSES review of the 2011 Diavik Diamond Mine Risk Assessment of Caribou Exposure to Metal from Dust Deposition to Lichen.

Moved: Steve Ellis

Seconded: Seth Bohnet

VOTING	For	Against
Charlie Catholique	_____	<u>Abstain</u>
Mike Nitsiza	_____	_____
Napolean Mackenzie	_____	_____
Doug Crossley	<u>X</u>	_____
NSMA	_____	_____
Steve Ellis	<u>X</u>	_____
Floyd Adlem	<u>X</u>	_____
Colleen English (Seth Bohnet)	<u>X</u>	_____
Robert Eno	_____	_____

Item 2: Strategic Plan

Motion:
Adopt Strategic Plan 2012-2017, with two additions.
Moved: Seth Bohnet
Second: Charlie Catholique
Carried

Noted: EMAB's strategic plan is a living document. We need to keep an eye on it on a regular basis.

.....
 Lunch

Item 4: TK/IQ

Deb Simmons of SENES presents on the TK/IQ Panel. (Presentation available from EMAB office.)

Noted: EMAB recognises that the panel is the best advisor on which topics are relevant for TK/IQ inclusion.

Noted: EMAB has the final responsibility for signing off on TK/IQ Panel reports.

Item 3: Job description and contracts

Motion:

Approve job descriptions and contract for EMAB staff.

Moved: Seth Bohnet

Second: Floyd Adlem

Carried

Adjourn for the day at 4 p.m.

Day 2 – Wednesday September 26, 2012

Present:

Doug Crossley, Chair, Kitikmeot Inuit Association

Floyd Adlem, Secretary Treasurer, Canada

Charlie Catholique, Lutsel K'e Dene First Nation

Mike Nitsiza, Tlicho Government (alternate)

Arnold Enge, North Slave Metis Alliance

Seth Bohnet, Diavik, (alternate)

Kerri Garner, Tlicho Government

Staff:

Mark Fenwick, Executive Director

Michele LeTourneau, Program Manager (also minutes)

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Item 5: Reports

Financial Statement

Floyd and Mark review the statement with the board.

Noted" We should be at 48% spending but are at 43%. We are quite close to being right on target.

Motion:

Accept financial statement as presented.

Moved: Floyd Adlem

Second: Arnold Enge

Carried

Honoraria

Michele brings forward a request from the TK/IQ Panel, including a scoping of current honoraria by other organisations. (Information in meeting kit.) This issue was originally raised in August. Currently, EMAB pays Elders \$250/day.

Noted: Why would panel members be paid \$100 less than EMAB members. We value their work as much as we value ours.

Motion:

Increase TQ/IQ Panel members honoraria to \$350/day.

Moved: Charlie Catholique

Second: Mike Nitsiza

Carried

Michele notes that at the June TK/IQ Panel session, youth were paid the same as Elders, as EMAB does not have a policy in place for involving youth. However, as scope of other organisations shows that youth are normally paid half of what Elders are paid.

Motion:

EMAB youth honoraria will be 50% of the Elder's honoraria.

Motion: Floyd Adlem

Second: Charlie Catholique

Carried

ACTION: Research youth/underage waiver.

Item 6: Misc

DCAB update

Reminder that Diavik always brings up EMAB/DCAB office efficiencies.

Sue Enge (DCAB chair) and Brad Carlson (DCAB ED) present themselves. They have both been in their positions for one year.

DCAB's, based on the Socio-Economic Agreement mandate is much different than EMAB's. DCAB meets four times a year. They monitor, assess, and mitigate social stress in communities and community wellness. This includes training opportunities and job satisfaction at the Diavik site. They have just completed another three-year work plan that was endorsed by all Parties to the SEAMA three months ago. They have begun a tool-kit survey, engaging two people in each community – an interpreter and a computer tech. The survey contains 70 questions. This work includes an analysis by an expert in socio-economics. They are hoping to develop recommendations for Diavik, government and community governments by November.

Audit Follow-up

Insurance: Mark will continue to research comprehensive insurance from three companies.

Item 5: Reports con't

Board member reports

Charlie Catholique/LKDFN: Thanks EMAB for working so hard. Charlie notes that the Board met in Lutsel K'e and that he wasn't there because it was taking part in an Akaitcho event in Fort Reliance and then Yellowknife. Charlie says that he advised the office by email that everyone would be out of town but the Board went ahead anyway. This should never happen. Leadership was concerned and people wanted to be present when EMAB visits.

Seth agrees. The fact that no-one is there means we should not go to a community. We didn't interact with the community at all, which is the point.

Staff notes that it was too late to make changes to the arrangements.

ACTION: Write a letter to LKDFN leadership, under cover of the Chair, to explain the situation.

Doug Crossley/KIA: Doug continues to update KIA. They take a big interest in EMAB. They have been particularly interested in EMAB's strategic planning initiative, as well as in the two-year work plan and budget. They were very concerned when the arbitration took place. Doug also informed KIA of the "business rules" developed with Diavik.

Mike Nitsiza/TG: Mike says there are concerns in the community about Elders being sent to participate in the TK/IQ Panel without consultations.

Michele explains that the Lands Department originally chose the two TG Elders for the May 2011 workshop on TK/IQ and that part of the panel objectives is consistency in participation.

As an alternate, Mike does not feel comfortable making comments or statements regarding EMAB. Though he is happy to have the opportunity to participate in EMAB.

Kerri notes that it is highly likely she and Mike will be switched, and that Mike will be the regular member.

Floyd Adlem/Canada: Devolution is on the horizon. Not entirely certain what happens when that gets signed off – especially in terms of who does the assigning to EMAB. Before Theresa Joudrie left, she was planning on appointing Floyd for another two-year term. That didn't happen.

Item 1: Minutes con't

Approve minutes of August 14-16, 2012.

Moved: Floyd Adlem

Second: Mike Nitsiza

Carried

Item 7: Workplan/2 year budget

Mark reviews the 2013-2015 budget and work plan submission with the board.

Noted: Seth reminds the board that Diavik did submit a letter to AANDC that EMAB needs to reduce its budget and, also, minimize costs with DCAB.

Arnold notes that this is EMAB's work plan, and the costs for carrying it out.

Seth notes that EMAB is doing everything it possibly can to spend the full contribution. Diavik is about maximising and getting lean and the company fully expects EMAB to do the same.

Mark notes that the money is being applied to the work that needs to be done.

Arnold suggests that EMAB needs to let the process go through. If Diavik has specific issues with specific budget lines, they need to respond accordingly to the submission.

Suggested that EMAB could satisfy Diavik's request to cut the budget by \$150,000 by cutting TK/IQ. The overall response is that EMAB will not do that. In budget submission to the minister of AANDC, Diavik can cut it from their version if that's what they want.

It is hope that Diavik can identify what efficiencies they would find appropriate.

Motion:

Approve the two-year work plan and budget submission for 2013-2015, with changes to Appendix B.

Moved: Steve Ellis

Second: Seth Bohnet

Carried

ACTION: Convey the two-year work plan and budget submission for 2013-2015 period to Diavik.

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Lunch
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Item 8: AQMP Discussion, David Wells

Aileen Stevens send her regrets.

David Wells presents the revised version of the Air Quality Monitoring Program. (Presentation available at EMAB office.)

Presentation points:

- History of EA and AQMP
- Describes programs in currently effect at Diavik
- Uses maps to justify monitor locations
- AQMP based on fully underground mine, does not include possibility of A21
- Addition of one continuous monitor for TSP and PM2.5
- Two high vol samplers to measure tsp
- Three passive NO2 monitors
- It is still felt that passive NO2 monitoring is adequate
- Describes the individual monitoring units
- Outlines report practices for AQMP

There are health regulations but no environmental limits.

According to BHP, high-volume monitoring does not work.

Based on what happens with A21, the program can be revised.

General environment update:

Q: Are metals tracked re: particulates?

A: Yes, with snow core samples, and that is part of the AEMP.

Regarding noise at site: Traffic noise is down – the windmills may raise sound somewhat. However, these windmills are direct drive and don't have gear boxes – gear boxes are what created high noise levels.

Lichen monitoring: Diavik will continue at a three-year interval.

The incinerator will be tested for dioxins and furons as per federal regulations.

Caribou numbers remain the same on site, according to anecdotal observations.

TK/IQ Panel recommendations re: caribou monitoring: Diavik has started taking steps to add to the SoP. Have had YK Dene and TG elders to site. (Working on adding caribou behaviours and adapting the field sheet. Diavik is not using the same Elders as are on the TK/IQ Panel but they are implementing. Diavik will report back to the panel and EMAB.

ACTION: When the revision of the AQMP comes out, send it to EMAB's air quality expert.

Item 12: Operations Manual

Incorporate Colleen's suggested changes on 2.6.2

ACTION: Ensure that all Board members have signed Conflict of Interest and Code of Conduct forms.

Motion:

Approve changes to Operations Manual as discussed, and dated September 26, 2012.

Moved: Mike Nitsiza

Second: Charlie Catholique

Carried.

Item 9: Fish

Lorraine Sawden with DFO presents on the M-Lakes and No Net Loss Projects as Bruce Hanna is out of the office.

Bruce and Lorraine went to Diavik on September 13. There are four on-going projects.

M-Lakes: Riffles were incorrectly installed, ended up creating a series of small pools without letting water flow. After some reworking, the riffles are function properly and the site is being monitored by U of A students.

West Island stream: Work was being completed.

Kugluktuk: The project went out to tender and the costs would be six times what was originally budgeted. Looking to redesigning, looking to use recycled local material and a local contractor.

Lutsel K'e: Still working on it.

Adjourn for the day

Day 3 – Thursday September 27, 2012

Present:

Doug Crossley, Chair, Kitikmeot Inuit Association
Floyd Adlem, Secretary Treasurer, Canada
Charlie Catholique, Lutsel K'e Dene First Nation
Mike Nitsiza, Tlicho Government (alternate)
Arnold Enge, North Slave Metis Alliance
Seth Bohnet, Diavik, (alternate)
Kerri Garner, Tlicho Government

Staff:

Mark Fenwick, Executive Director
Michele LeTourneau, Program Manager (also minutes)

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Item 10: Communication Update

ACTION: Work in Annual Report workshop in early 2013.

ACTION: Draft letters from Chair to Party leadership, and pass on to Board members

Item 11: Inspector's Report

Inspector commented that for the most part he didn't find anything to be worried about at Diavik and is finding staff and the Environment Department very good to work with.

Inspector presented a brief PowerPoint presentation showing pictures of small issues and items he was happy with at Diavik.

- Repairs to liner in PKC pond and described how the leaks were located
- Showed location of PKC spill in plant and where it had leaked
- Showed location of faulty seepage pump
- Showed picture of Refuge containment facility and commented about how impressed he is with this facility
- Showed picture of tank farm, with containment berm, and described the equipment in place to remove spring melt water from within containment berm.

Adjourn: Charlie Catholique

Closing prayer: Mike Nitsiza

