

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.

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Lunch

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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