

GIANT MINE OVERSIGHT BOARD (GMOB) MEETING MINUTES

March 1 - 3, 2016, Explorer Hotel, Salon A & B Boardroom

IN ATTENDANCE:

Present	Kathy Racher (Chair) David Livingstone, Stephan Gabos (Vice Chair), Ginger Stones, Ken Hall, Ben Nind (Executive Director), Letitia Pokiak (Secretariat)
Via teleconference	Tony Brown (Treasurer)

Chair called the meeting to order at 9:24 a.m. Quorum for the meeting was met.

Note: The Giant Mine Oversight Board (GMOB) is distinct from the Giant Mine Oversight Body Society (GMOBS)

Tuesday, March 1, 2016

1. WELCOME TO THE NEW EXECUTIVE DIRECTOR

Ben Nind started work on February 23, 2016.

2. REVIEW AND APPROVAL OF THE AGENDA

Changes to the agenda;

- a. Work planning discussion moved to the afternoon.
- b. Items 5, 6, 7 and 8 moved to morning discussions.
- c. Project Team's Community Public Forums update; N'dilo forum cancelled. Fora on March 2nd in Dettah and March 3rd in Yellowknife are scheduled for the evening and will be attended by the Directors. Invitation extended for the ED to attend as well.

Change of Agenda

Motion: Moved: Ginger Stones moved that the agenda changes be approved.
Seconded: Stephan Gabos
Motion carried.

3. APPROVAL OF MEETING MINUTES; January 28, 2016

- a. January 28, 2016 meeting minutes reviewed and approved.

Approval of Minutes

Motion: Moved: Ginger Stones moved that the Minutes of January 28, 2016 be approved.
Seconded: Ken Hall
Motion carried.

4. RESEARCH FOCUS

Tony updated the Board on his consultations.

The Board discussed the scope of the Board's research mandate. The Board considered whether the Board should be looking at surface remediation research or focus primarily on the long term solution to the underground arsenic trioxide. The Board agreed that its priority is the latter; gaps in other research may be identified and the Board may consider them in the future as a secondary priority.

The Project Team's must provide a detailed remediation schedule by March 2020, to be initiated by 2021. The Board has four years or less to influence this segment of the project. According to the Environmental Assessment Measures, before applying the frozen method, the Project Team has to show that it is reversible. The Board is not expected to come up with a permanent solution in the four years, and needs to make sure that the specifications and process are clear for the short term.

The Project Team receives 5-6 research requests per year from academia and private sectors. The Board needs to work on a contact protocol in this regard. It was suggested that the Board host a workshop to design a research program.

The Board proposed that a State of Knowledge Report be done in association with an internal research strategy document.

Action item: Kathy to follow up with the Project Team to determine whether there is a mechanism in place to roll over the research funds.

Action item: Executive Director to draft Request for Proposals for State of Knowledge Report.

Action item: Kathy to begin discussion with Directors regarding a Research strategy.

5. REPORT ON SURFACE DESIGN ENGAGEMENT (SDE) PROCESS

Tony and David attended the SDE. There were six options for remediation presented by the Project Team. There was a consensus at the meeting that Baker Creek remain where it is (i.e., no relocation) but with modifications to address fisheries concerns, among others. There seemed to be a split between those who wanted to leave the site "gray and ugly" and those who wanted full reclamation of the site. Overall, the engagement process, workshop design and workshop facilitation were well done. 80 people were in attendance.

There was no provision for subsurface access in any of the remediation proposals. This is an important point and needs to be addressed by the Project Team.

The Board of directors will prepare formal reports of the meetings they attend. These reports will form part of the Board's registry.

The Project Team has been firm that its mandate is limited to the boundaries of the Giant lease however there is public concern about the impacts outside lease boundaries. Next steps for the SDE include a review of the information from the public consultations and for the Project Team to make a final decision. Reports about the option analyses are likely to come in a few months. The Board can provide comments at that time.

Action item: Board to take note of the access to the subsurface and the offsite concerns.

Action item: ED to develop a meeting report template to be shared with the Board.

Action item: ED to create a meeting reports registry.

6. INDUSTRY DAY

Stephan attended Industry Day and reported that there were over 125 participants. Many sectors were represented; small to large corporations, including First Nations and Metis businesses. The meeting was open and began with an overview of the project. The feedback was positive and the information presented was useful. Many questions were asked, ranging from contracting, to project management, to the involvement of Aboriginal companies. Socio-economic matters were also highlighted. There are potentially \$600 million worth of contracts. The Project team introduced Stephan at the meeting. Stephan will complete a final report and provide handouts.

A question was raised about prime contractors and subcontractors, and whether this Project is subject to NAFTA. Stephan noted that the Project Team only talked about the project in a Canadian context. Public Works is in charge of the contracts.

Action item: Stephan to file a formal meeting report

7. REGULATORY PROCESSES

Kathy described the general regulatory process for projects like the Giant Mine remediation. Licenses and permits are required from the Mackenzie Valley Land and Water Board (MVLWB) before remediation work is to be conducted. Twenty six measures need to be reviewed and addressed in permits. The Environmental Assessment required three of the measures to be met prior to seeking regulatory approval. Emergency measures can be granted by the Minister of INAC. Inspections are conducted by federal inspectors.

Site stabilization work began before the EA was completed; this work is currently ongoing. The water license application, expected in 2018, is in preparation. Once regulatory approvals are acquired, the remediation work will begin. Management plan preparations and site-wide monitoring will continue until then.

The question was raised as to when the Human Health Assessment Report will be available and whether the Board can comment on things that are being developed and the process taking place. It was agreed that the Board needs to be aware of and be involved in the process.

8. WORK PLANNING

Board discussion on approaches to planning and assessed available resources.

Action item: Details required on what the Project Team will be sending out on a yearly basis; cycle of work, monitoring plans, etc. would be helpful. Need to also determine what the expectations are for the Board.

Eight priorities were identified during discussions: Communications, Research, Human Health Risk Assessment, Work Plans, Annual Report, Surface Design, Monitoring/Evaluation and ongoing Project Management of regular operations. The Board will need to look and make sure

the EA measures are implemented. When the Team releases its design, the Board will also track and make sure that the design meets the objectives.

There is an expectation that GMOBS is expected to be the watchdog but realistic boundaries need to be established and communicated as there is not enough time and resources to meet all expectations. This Board is independent and advisory, and is not regulatory.

Inventory of documentation: documents should be labeled, identified in an organized fashion, and divided into subject areas to key in on key questions. Expertise can be brought in, in addition to what the Directors have to offer. The Project Team may be asked to hire a consultant to provide an independent detailed review of summaries and monitoring program reports.

Action item: ED to set up a meeting with the Federal Inspector, DFO and Environment Canada.

Action item: ED to develop a Communications Plan.

9. TRACKING EXTERNAL COMMUNICATION' GUIDELINES

The Board discussed external communications and agreed that protocols be developed to ensure the Board's messages are consistent.

Action item: ED to draft key messages for Directors and to begin to draft a communications protocol.

10. HUMAN RESOURCES

- a. Administrative Assistant position description is being finalized.

11. OFFICE SET UP

- a. Furniture; a designer was contracted to design a layout and look into furniture. Cost of the furniture with installation is \$27,000; four to six weeks for delivery. Anything over \$25,000 requires Board approval.

Purchase of Office Furniture

Motion: Moved: Stephan Gabos moved that the expense for office furniture approved as quoted.

Seconded: Ken Hall

Motion carried.

- b. Needs assessment: North by North has been contracted for technology and software advice and acquisition. Laptop requirements and communication technology were discussed.

Action item: Technical assessment to be done ASAP, to get an order in and delivered before the end of fiscal year.

12. FINANCIAL UPDATE

- a. A financial update was provided by the Secretary/Treasurer. The Board discussed paying lease costs three years in advance. The issue of disability access was discussed.

Action items: Review the rental lease agreement for clarity regarding disability access and confirm that the lease can be paid three years in advance.

Motion: Moved: Stephan Gabos moved to prepay three years of office lease.
Seconded: David Livingstone
Motion carried.

- b. Month end reconciliation was provided by bookkeeper. Fiscal Year is April 01 to March 31. It was proposed for ED to prepare a year-end budget and to see if retainers can be paid.

Action item: ED to draft a year-end budget for the Treasurer.

Action item: ED to confirm reporting requirements and the date as to when the Board is required to return the surplus funds for this fiscal year.

13. AUDITOR

Discussion occurred regarding auditing services. The proposal from EPR Accounting was reviewed, and the decision was made to keep with the initial decision, to award auditing services to Crowe Mackay.

Action item: ED to draft a letter of decision to EPR Accounting.

Wednesday March 2, 2016

Meeting started 9:00am

14. LOGO UPDATE FROM KELLETT COMMUNICATIONS

Three logo drafts were presented by Kellett Communications. Two were chosen to be reworked and considered by the Board at the next meeting.

Action Item: ED to distribute the second draft of the logo to Directors.

15. GIANT MINE REMEDIATION PROJECT

Project Team introductions were made and their agenda was provided.

- a. **Work Plans.** Craig Wells provided background information and structuring of the project. The "work breakdown structure" (WBS) newly developed for this year includes 65 work packages for this year. A detailed work plan is to follow.

Action item: Track/record and summarize information flow between GMRP and GMOB.

- b. **Draft Annual Report.** Aaron Braumberger updated the group on the 2015-16 Draft Annual Report. The Board is asked to review the draft and identify gaps. The final report is due in October 2016.

Action item: Board to give feedback on the structure of the Project Team's draft Report.

- c. **Regulatory Deliverables, Site Stabilization Plan (SSP).** Adrian Paradis reviewed the work plan.

Semi Annual Reports and Monthly Reports: there are none available for the SSP until the work plan comes out. A work plan needs to be developed for the subsurface before reporting can be done; reporting is presently limited to inspections.

Work plan for stabilization of C5-09: A water license extension has been requested. The Project Team is planning to submit a plan in late August - early Sept, 2016.

Land Use Permit for geotechnical drilling: The Project Team will be applying for a new permit for the next 5 years, in the 2nd or 3rd quarter of this year. The geotechnical application includes C5-09, Baker Creek and a possible sub-surface freeze. This is to be a catch-all permit for related activities.

Weekly Air Quality Reports: fence line and community monitoring station reports sent weekly to a distribution list. The raw data is on the GNWT website. This program is comprehensive and the Project Team is adding a new station in Niven Lake this summer and considering establishing another station in N'dilo.

Action item: Copy of Environmental Monitoring Phase 5 Design to be sent to GMOB.

Action item: GMOB added to distribution list for activity updates related to the Project water license.

- d. **Regulatory/Water License.** Katherine Ross and Adrian Paradis provided the draft schedule for the water licensing process. This document is not public and will be reviewed against the work plans. Over the next few years, the Team will be developing the application; it includes the HHRA, stress assessment, tailings work, reclamation plan, SDE internal options assessment. Information will be provided to the Board ahead of time.

The Giant Mine Working Group (GMWG) meets once a month. GMOB is invited.

Action item: ED to request GMWG terms of reference and meeting minutes.

Measure 11, diversion of Baker Creek: Measure references the Board, in addition to mandate stated in the Environment Agreement. It is a specific measure for an options analysis to be done with the Board. The Project Team needs further direction from the Board. Other measures requiring GMOB interaction: Measure 3 and 4, future technologies and active research.

Action item: ED to begin setting up protocol/mechanism with the Project Team.

The Board advised the Project Team that arsenic remediation research will be the focus of the Board's research program.

Measure 9, Health Effect Study: Erika Nyssonen stated that a preliminary proposal in its early stages but a role exists for GMOB.

Action item: Stephan Gabos will participate in this process.

- e. **Other Deliverables.** Craig Wells and Natalie Plato stated that requests can be made to the Team for any documentation.
- f. **Semi Annual Meeting.** Erika Nyssonen referred to the mandate of the Board to hold partner meetings biannually. This could be done by then end of March if need be.

Action item: ED to establish with the Board a draft meeting schedule to be shared with all partners.

16. REVIEW OF DRAFT ADMINISTRATION POLICY MANUAL WITH NORTHWAYS CONSULTING, ALAN TWISSEL

The draft Policy Manual was reviewed. NorthWays is to prepare the final draft of the manual for review and completion by the end of March 2016. Board recommended that a similar policy document be completed for Board Members.

Action item: ED and Board Chair to review final draft of the Administrative Policy Manual.

Action item: Contract NorthWays to develop the Board Member Policy Manual to be completed by the end of March 2016.

Adoption of the Administrative Policy Manual

Motion Moved: David Livingstone moved that the Administrative Policy Manual be approved subject to revisions.

Seconded: Ken Hall

Motion carried.

Thursday, March 3, 2016

Meeting started at 9:00am

17. Dettah Public Forum/Annual Meeting Report

Meeting report provided by Ken, Ginger and Stephan. Thirty people attended. GMOB was introduced. Good engagement with the community. Confusion over the jurisdictional overlaps was evident. Also, some public issues need attention, for example, location of the drifts and questions of swimming safety.

Action item: Ginger, Ken, Stephan and Kathy to submit formal meeting reports.

Action item: Review surveys of the extent of the tunnels and drifts. Consider this for our public display.

Active Research Requests

A research proposal was brought forward by a private company to the Project Team. There is a perception that these proposals are to fall to GMOB. This needs to be addressed with all team members.

Action item: Clarify with the Project Team that research is still the responsibility of the Project Team until such a time as GMOB has approved its formal research agenda and schedule.

18. BANKING

The Secretariat updated the Board on the requirement of the First Nations Bank to be given Minutes for reconciliation assurance and to also ensure that the monthly bank statements would be readily available to the Secretariat and Executive Director. Signing authorities were discussed and the Board agreed that the Executive Director be given signing authority. The Board agreed that a banking access card and credit card are to be managed by the Executive Director.

Bank Statements

Motion: Moved: David Livingstone moved that the Executive Director be given signing authority.

Seconded: Ginger Stones
Motion carried.

Signing Authority, Bank Access Card and Mastercard

Amended Motion: David Livingstone moved to add the Executive Director as signing authority, and grant an Access Card and Mastercard to the Executive Director and Board Chair.

Seconded: Stephan Gabos
Motion carried.

Action item: ED to look into the services of another bank if this is not possible.

19. HONOURARIA, TRAVEL AND EXPENSE CLAIM FORMS

Discussion about claim forms. A simple template was recommended. The Chair was given the authority to claim up to 2 days per month for administration matters.

An Engagement Form and Letter of Agreement of Service for consultation services for Todd Slack was discussed.

20. SCHEDULE OF MEETINGS

The Board is mandated to conduct two meetings per year with the Parties, two meetings per year with the Project Team and hold an AGM. The AGM can coincide with other meetings. Possible dates were discussed and further work will be done in this regard.

Action item: GMOB to issue a letter to the Parties, to propose a meeting for Wednesday, September 7, 2016.

Action item: Staff and Chair to determine when meetings are required and with whom.

21. NEXT MEETING DATE AND TIME

Board discussion on hosting a teleconference on Monday, April 4th at 9 a.m. regarding year-end details and the developing work plan. A Board meeting should be held prior to the May 17 - 19th meeting with the Parties.

Action item: ED to prepare a letter of invitation to the Parties proposing the date for the upcoming meeting.

Action item: ED to ask for the Project Teams 2016/2017 Work Plans as well as the slide presentations used for the recent community engagements.

22. OTHER BUSINESS

Work planning discussion continued and seven priorities for the Board were identified.

Action item: Ginger to lead the review of the Project Team's Annual Report and the Annual Plan.

Action item: ED to request information packages from the Project Team.

The issue of the allotment of time for Board Member work was raised.

Action item: ED and Bookkeeper to internally track time allotments and review for efficiencies.

The issue of staff benefits was discussed.

Action item: ED to prepare a quote from NEBS for Chair approval.

Adjournment

Motion: Moved: Kathy Racher moved to adjourn the meeting.
Seconded: David Livingstone
Motion carried.

Meeting adjourned at 2:35 p.m.

Approved Minutes,



Dr. Kathy Racher
Chair
Giant Mine Oversight Body Society

April 4, 2016

GIANT MINE OVERSIGHT BODY SOCIETY

List of Motions: GMOBS Board Meeting March 1-3, 2016

23. APPROVAL OF MEETING MINUTES; January 28, 2016

Motion

Moved: Ginger Stones that the Minutes of January 28, 2016 be approved.

Seconded: Ken Hall

Motion carried.

24. PURCHASE OF OFFICE FURNITURE

Motion

Moved: Stephan Gabos that the expense for office furniture be approved.

Seconded: Ken Hall

Motion carried.

25. PAYMENT OF RENT FOR THREE YEARS

Motion

Moved: Stephan Gabos to prepay three years of office rental.

Seconded: David Livingstone

Motion carried.

26. ADOPTION OF THE ADMINISTRATIVE POLICY MANUAL

Motion

Moved: David Livingstone that the Administrative Policy Manual be approved subject to revisions.

Seconded: Ken Hall

Motion carried.

27. BANK STATEMENTS

Motion:

Moved: David Livingstone moved that the Executive Director be given signing authority.

Seconded: Ginger Stones

Motion carried.

28. SIGNING AUTHORITY, BANK ACCESS CARD AND CREDIT CARD

Amended Motion: David Livingstone moved to add the Executive Director as signing authority, and grant an Access Card and Credit Card to the Executive Director and Board Chair.

Seconded: Stephan Gabos

Motion carried.

29. ADJOURNMENT

Motion:

Moved: Kathy Racher moved to adjourn the meeting.

Seconded: David Livingstone

Motion carried.

GIANT MINE OVERSIGHT BODY SOCIETY

Action items, GMOBS Board Meeting March 1-3, 2016

1. **Action item:** Kathy to follow up with the Project Team to determine whether there is a mechanism in place to roll over the research funds.
2. **Action item:** Executive Director to draft Request for Proposals for State of Knowledge Report.
3. **Action item:** Kathy to begin discussion with Board Members for a Research strategy.
4. **Action item:** Board to take note of the access to the subsurface and the offsite concerns.
5. **Action item:** ED to develop a meeting report template to be shared with the Board.
6. **Action item:** ED to create a meeting reports registry.
7. **Action item:** Stephan to file a formal meeting report.
8. **Action item:** Details required on what the Project Team will be sending out on a yearly basis; cycle of work, monitoring plans, etc. would be helpful. Need to also determine what their expectations are for the Board.
9. **Action item:** ED to set up a meeting with the Federal Inspector, DFO and Environment Canada.
10. **Action item:** ED to develop a Communications Plan.
11. **Action item:** ED to draft key messages for the Board Members and to begin to draft a communications protocol.
12. **Action item:** Technical assessment to be done ASAP, to get an order in and delivered before the end of fiscal year.
13. **Action item:** Review the rental lease agreement for clarity regarding disability access.
14. **Action item:** ED to draft a year-end budget for the Treasurer.
15. **Action item:** ED to confirm reporting requirements and the date as to when the Board is required to return the surplus funds for this fiscal year.
16. **Action item:** ED to draft a letter of decision to EPR Accounting.

17. **Action Item:** ED to distribute the second draft of the logo to Board Members.
18. **Action item:** Track/record and summarize information flow between GMRP and GMOB.
19. **Action item:** Board to give feedback on the structure of the Project Teams Year End Report.
20. **Action item:** Copy of Environmental Monitoring Phase 5 Design to be sent to GMOB.
21. **Action item:** GMOB added to distribution list for activity updates related to Water License.
22. **Action item:** ED to request GMWG terms of reference and meeting minutes.
23. **Action item:** ED to begin setting up protocol/mechanism with the Project Team.
24. **Action item:** Stephan Gabos will participate in this process.
25. **Action item:** ED to establish with the Board a draft meeting schedule to be shared with all partners.
26. **Action item:** ED and Board Chair to review final draft of the Administrative Policy Manual.
27. **Action item:** Contract NorthWays to develop the Board Member Policy Manual to be completed by the end of March 2016.
28. **Action item:** Ginger, Ken, Stephan and Kathy to submit formal meeting reports.
29. **Action item:** Review surveys of the extent of the tunnels and drifts. Consider this for our public display.
30. **Action item:** Clarify with the Project Team that research is still the responsibility of the Project Team until such a time as GMOB has approved their formal research agenda and schedule.
31. **Action item:** ED to look into the services of another bank if this is not possible.
32. **Action item:** GMOB to issue a letter to the Parties, to propose a meeting for Wednesday, September 7, 2016.
33. **Action item:** Staff and Chair to determine when meetings are required and with whom.
34. **Action item:** ED to prepare a letter of invitation to the Parties proposing the date for the upcoming meeting.
35. **Action item:** ED to ask for the Project Teams 2016/2017 Work Plans as well as the slide presentations used for the recent community engagements.

- 36. Action item:** Ginger to lead the review of the Project Team's Annual Report and the Annual Plan.
- 37. Action item:** ED to request information packages from the Project Team.
- 38. Action item:** ED and Bookkeeper to internally track of the time allotments and review for efficiencies.
- 39. Action item:** ED to prepare a quote from NEBS for Chair approval.