

EMAB AGM, Yellowknife Boardroom
September 24, 2009

Present:

Doug Crossley, Kitikmeot Inuit Association
Lawrence Goulet, Yellowknives Dene First Nation
Tom Biddulph, Diavik
Floyd Adlem, Canada

Staff:

John McCullum, Executive Director
Michele LeTourneau, Communications Coordinator (and minutes)

Guests:

Gord Macdonald, Diavik
Carole Mills, INAC
Lindsey Cymbalisky, INAC
Loretta Ransome (For Gavin), GNWT
Bill Enge, North Slave Metis Alliance

Meeting started at 9:15

NSMA president Bill Enge appoints himself as NSMA EMAB alternate member for the AGM.

Opening Prayer: Lawrence Goulet.

Introductions around the table.

Chair reviews agenda.

Chair's welcome and opening comments.

Bill Enge wants to know what the budget dispute is about. Chair summarizes.

Q: Did Diavik put their rationale in writing.

A: Yes.

Q: is there an arbitration clause in the EA

A: yes, it needs to be initiated by a Party

Q: Does it take one Party or all eight to invoke dispute resolution?

A: Only one.

Comment from Carol Mills for RDG of INAC. The new director for environmental management is Teresa Joudrie.

Mr. Enge: Sheryl Grieve wants to run for the executive.

ITEM 1: Agenda and Minutes

Motion:

Approve agenda

Moved: Florence Catholique

Second: Tom Biddulph

Carried

Motion:

Approve minutes of 2009 AGM.

Moved: Floyd Adlem

Second: Florence Catholique

Q: Add “regrets” to list of people?

A: Yes. Add this to minutes from now on.

Carried with one abstention

Item 2 – Annual Report.

Regarding missing translation — if it’s not translated by 30 September go ahead.

Cut-off date for information... could cut off later but that would be out of sync with our fiscal year and the audit reports on the fiscal year.

ACTION: Assess in the coming months the cut-off date for information in the annual report.

Agreed that there should be a cut-off date for translation into Aboriginal languages. We need a deadline for that.

ITEM 3 – Presentation of the Financial Audit

Samantha Merritt of Charles Jeffery's walks the Board through the audit – this is a clean audit.

Question – how should the \$150K that Diavik deducted be reported in the audit?

A: management could provide a letter – will talk to principal auditor

Motion:

That the auditor be directed to add a subsequent event note in the audit regarding the reduction in Diavik's contribution for 2009-2010.

Move: Bill Enge

Second: Florence Catholique

This item was identified prior to the end of the fiscal year... is it a subsequent event or before the end of the year?

Sam will bring it to Chuck.

Carried with one abstention.

Add workshop /review to capacity funding on page 5 to clarify the activity.

Change the heading "community consultation" to capacity funding – schedule 11 unpaid amount.

Various questions of clarification were asked and answered.

Schedule 4 – verbal translation not text translation

Page 16: Annual strategic plan review? Applying to INAC again for funding?

Page 17: It would help to see who funded which projects.

ACTION: Management to request a different presentation for projects, showing revenue.

Q: On the closure workshop, Diavik offered to share costs and EMAB declined. Can you explain that?

A: It was an EMAB workshop. It is to be seen as an EMAB workshop. This goes to independence. EMAB has worked hard over eight years to be seen as independent. INAC is a Party, and provides funding for workshops. Diavik should be allowed to contribute to workshops. EMAB has to be credible to the communities.

Q: What is an Aboriginal Involvement workshop?

A: Chair explains the workshop in question.

Gord questions approaching other funder for other projects.

Q: What was the Capacity Funding Review about???

A: Chair explains the review.

Gord questions the end of a two-year budget period – specifically excess funds going into unrestricted net assets. Doesn't EMAB see restriction as laid out in 4.8 g? These funds need to be identified properly.

ACTION: Separate out unexpended funds from unrestricted net assets.

Is the Capacity Building amount written in stone? Or can the surplus amount be added to the capacity building amounts?

Motion

To accept the audited financial statements for 2008-2009, with the following changes:

- ***Subsequent event note re: decrease in funding***
- ***Typos and titles standardized on all forms***
- ***For next year make individual schedules that show revenues.***
- ***Re: unrestricted net assets have a note identifying unexpended funds... reflecting what is on page 6***

Moved: Bill Enge

Florence: We should not change the word "unrestricted."

Carole: Use a note now but in the future there should be a break-out in the numbers.

Q: Can we approve the statement without seeing the changes?

A: Something needs to be approved because it affects the annual report.

Second: Floyd Adlem

Carried with one abstention.

Appointment 4: Appointment of Auditor.

Motion

That Charles Jeffery be appointed EMAB's auditor for the next fiscal year.

Moved: Floyd Adlem

Second: Bill Enge

Carried

Item 5 – Election of Officers

Turn over chair to executive director.

Motion:

Motion to open nominations for Chair of EMAB.

Moved: Doug Crossley

Seconded: Bill Enge

Carried

Florence Catholique nominates Doug Crossley, Doug accepts.

Motion:

Motion to close nominations for Chair of EMAB.

Moved: Floyd Adlem

Seconded: Tom Biddulph

Carried

Motion:

Motion to open nominations for Vice-Chair of EMAB.

Moved: Tom Biddulph

Seconded: Doug Crossley

Carried

Floyd Adlem nominates Florence Catholique – Florence accepts.

Motion:

Motion to close nominations for Vice-Chair of EMAB.

Moved: Bill Enge

Seconded: Tom Biddulph

Carried

Motion:

Motion to open nominations for Secretary-Treasurer of EMAB.

Moved: Doug Crossley

Seconded: Lawrence Goulet

Carried

Doug Crossley nominates Floyd Adlem – Floyd accepts.

Motion:

Motion to close nominations for Secretary-Treasurer of EMAB.

Moved: Lawrence Goulet

Seconded: Florence Catholique

Carried

Turn chair back over to Doug Crossley.

Gord notes that it has really become apparent to us that it's really important to get the Parties together to examine the EA and how it's working. Diavik has tried and failed and EMAB tried and failed.

Florence agrees and notes that IEMA did it in 2007 but the problem is the money. Who pays? The Board should look into bringing in party representatives for AGM's. Suggest it be done in Lutselk'e. If Diavik wants the Parties to meet it will have to pay for a meeting.

Bill: Is a meeting of the Parties alluding to dispute over funding? What is the aim?

Gord: It's time for a comprehensive review of whether the EA is working to expectations. It's supposed to be done after five years. It has never been done.

Bill: I have no problem with a review especially that it was anticipated in EA.

KIA – interested

Canada – INAC is in

YKDFN – will talk to chiefs

LKDFN – interested

John: A review of the EA is in EMAB's workplan for this year.

Chair thanks everyone.

Motion

Adjourn the AGM

Moved: Floyd Adlem