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State of Iowa, Office of the Governor, Concerns Regarding Coordination Details for the Planned Aerial Radiological Survey

Author/Originator
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Company
Iowa Governor

Date
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Recipient(s)
Richard Newsome, Col.

Company (-ies)
Asst. Secretary of the Ar

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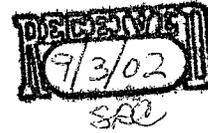
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August 29, 2002

Mr. Richard Newsome
Assistant for Restoration
Secretary of the Army
110 Pentagon
Washington, D.C. 20310-0110

Colonel C. Kevin Williams
District Engineer, St. Louis District
Department of the Army
8945 Latty Avenue
Berkeley, MO. 63134

Dear Mr. Newsome and Colonel Williams:

The Army Corps of Engineers notified this office last week that federal funding to complete the Scope of Work for the survey of the Iowa Army Ammunition Plant had been transferred to the Rock Island Arsenal, pursuant to our discussion on July 26, 2002. We appreciate your assistance in arranging this transfer, and look forward to the successful completion of the survey.

This week, officials from the Iowa Department of Public Health, the Army, Army Corps of Engineers, and EPA held discussions at a meeting concerning the Scope of Work for the aerial survey. These discussions revealed several issues that must be resolved in order to ensure the successful completion of the survey, and ultimately the entire restoration project. First, the Iowa Department of Public Health could not discern from the meeting whether the Army or the Army Corps of Engineers would be responsible for coordinating and publishing the Work Plan, and the document that contains the Data Quality Objectives for gathering and analyzing the data collected from the survey. We believe that both documents are necessary components to the successful completion of an aerial survey. Please clarify this standing question

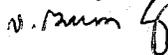
Second, it does not appear at present that the parties have reached a consensus on the technical parameters for the survey. The Iowa Department of Public Health and the EPA have proposed to set the 'trigger level' for the aerial survey at 35-40 pCi/g of depleted uranium. As I understand it, this level corresponds to the Minimum Detectable Activity of the aircraft platform for depleted uranium. The Army Corps of Engineers has proposed a 'trigger level' of 27 pCi/g. It

is my understanding that 27 pCi/g falls below the detection limits of the aircraft for depleted uranium. We fully expect that a 'trigger level' that yields quality statistical data will be selected. It is our hope that the Army and Army Corps of Engineers will continue to discuss this matter with the Iowa Department of Public Health and the EPA, and reach a consensus on appropriate testing levels for depleted uranium and other potentially hazardous isotopes.

Lastly, as you recall, on July 26, 2002 Governor Vilsack asked the Army and Army Corps of Engineers to provide a written memo that states the relationship between FUSRAP and the FFA and sets out which provision takes precedent in the assessment and remediation efforts at IAAAP. He also asked that the memo include legal authorities, which outline the interplay between FUSRAP and the FFA. To date, he has not received this memo, nor has he received a definitive statement from the Army or Army Corps of Engineers on when the memo will be furnished.

Please provide responses to the issues raised above on or before September 16, 2002. As always, please feel free to contact me with any questions or comments that you may have.

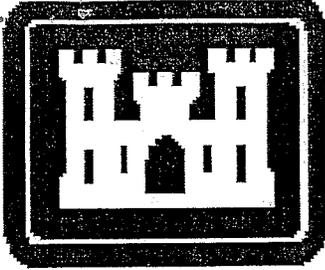
Sincerely,



N. Brian Gentry
General Counsel

Copies to:

Mr. Gene Gunn, EPA
Mr. Donald Flater, IDPH



U. S. Army Corps of Engineers
St. Louis District - FUSRAP Project Office
8945 Latty Avenue
Berkeley, Missouri 63134

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Julie Zink.

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Date: 9/3.

No. Pages Including Cover Sheet: 3

REMARKS:

Received this letter from the Gov of Iowa at the site today. FUSRAP is coordinating/drafting response.

Linda - please distribute to all. Thanks.