

MINUTES

St. Louis Site Remediation Task Force

November 14, 1995 Meeting

Hazelwood Civic Center
Hazelwood, MissouriParticipants Attending

Rick Cavanaugh, St. Louis County Dept. of Health
Joseph Cavato, St. Louis County
Kay Drey
Jack Frauenhoffer, Mallinckrodt Chemical Co.
Robert Geller, Missouri Dept. of Natural Resources
James Grant, Mallinckrodt Chemical Co.
Leonard Griggs, Lambert Airport
Tom Horgan, Congressman Talent's Office
Nancy Lubiewski
Eileen O'Connor, Union Electric
Sally Price, Chair
Josh Richardson, City of Berkeley
Barry Siegel
Lee Sobotka
Dan Wall, U.S. EPA Region 7

Support

Miranda Duncan, Co-Facilitator

Jim Dwyer, Facilitator
Chuck Jenkins, FUSRAP
Dave Miller, SAIC
Sarah Snyder, FUSRAP

Other Interested Parties

Bradley Brown, St. Louis County Water Co.
Mark Gibson, Dawn Mining Co.
Randy Humbert, Local Citizens Monitoring Committee - Ford, Washington
Brad Jurkovich, Dawn Mining Co.
Ed Mahr Jr.
Robert Morgan, Berkeley Research Associates
Bob Nelson, Dawn Mining Co.
Laurie Peterfreund, NCEIT
John Rockaway, Coldwater Creek Panel
Conn Roden, St. Louis County Dept. of Health
Mitch Scherzinger, Missouri Dept. of Natural Resources
Tom Shepherd, Shepherd Miller Inc.
Jan Titus, Lambert Airport
Robert Wester, R.M. Wester and Associates

<u>Agenda Item</u>	<u>Minutes</u>	<u>Determination</u>
Welcome, Opening Comments, Announcements	Chair Sally Price called the meeting to order at 7:35 a.m. She announced that Dave Adler, the DOE site manager, would be unable to attend the meeting because agency travel had been curtailed until the federal budget or a continuing resolution was approved. Ms. Price said Dave Miller would participate for Mr. Adler.	

Ms. Price asked if there were any changes to the draft minutes from the October 10, 1995 meeting. Jack Fraenhoffer moved to approve the minutes.

Randy Humbert, vice chair of the Local Citizens Monitoring Committee (LCMC) in Ford, Washington, (the Dawn Mining site), expressed his appreciation for the tour of the St. Louis Site and for the time St. Louis Site Task Force representatives and staff took to meet with members of his committee the preceding week.

He said that in the event that the Task Force decides that off site disposal is a preferred option for any of the St. Louis 11(e)2 material, the LCMC hopes the Task Force will consider the Dawn Mining facility as a disposal option. He expressed confidence that such an arrangement would prove to be both economically and environmentally sound.

Mr. Humbert also explained the relationship between the LCMC and Dawn Mining Co. He said the LCMC is not beholden to the company; it has veto power regarding any material that is proposed for disposal at the Dawn site. He said the LCMC has been working to get the Dawn mine closed, and that its efforts have resulted in what residents believe is a good agreement to close the facility and remediate the site. Essentially, the plan calls for filling in open mining pits with 11(e)2 material of the sort found in St. Louis.

Ms. Price asked for information about the limits of radioactivity (measured in curies) permitted at the facility by its license agreement. Dawn Mining officials said they would provide that information.

Bob Nelson, vice president and general manager of Dawn Mining Co., also addressed the Task Force. He said his company believes it can offer a very technically sound and cost-competitive

solution for disposal of St. Louis material, and he asked for an opportunity to brief the Task Force on Dawn Mining's closure plan.

Task Force members thanked Mr. Humbert and Mr. Nelson for their remarks.

Administrative Matters

Task Force Membership

Jim Dwyer advised that a new membership list was distributed with the materials for the November meeting. He asked Task Force members to review the list for accuracy and to provide comments to Sarah Snyder at the end of the meeting.

As directed by the Task Force at its October meeting, a small working group met to discuss membership issues that were raised by Kay Drey concerning voting participants and attendance criteria. Mr. Dwyer reported that he, Ms. Drey and Ms. Price met with Sarah Snyder on November 7 to address those concerns as described in the minutes of the October Task Force meeting.

He reported that he had conferred with mayors Farquharson and Montgomery and that they concurred with the working group's recommendation that Berkeley and Hazelwood each have two voting participants on the Task Force, the mayor and one other person, with the municipality selecting its second participant.

Mr. Dwyer said the working group also discussed whether several potential new stakeholders should be invited to join the Task Force. The working group identified seven potentially affected stakeholder groups:

1. McDonnell Douglas, because of its proximity to SLAPS and the ballfields
2. U.S. Army Corps of Engineers, because of its jurisdiction over Coldwater Creek

The Task Force approved a recommendation of the Membership Working Group to contact seven potential stakeholder groups to determine if they would like to participate.

3. City of Bridgeton, because West Lake Landfill is within its city limits
4. Southwestern Bell Telephone Co., because it has phone lines along McDonnell Boulevard
5. Metropolitan Sewer District, because it has sewer lines in contaminated areas and because of its interest in Coldwater Creek
6. City of Florissant, because Coldwater Creek flows through the city and residents are impacted by flooding
7. City of Black Jack, because it borders Coldwater Creek

It was proposed that these potential new stakeholders be offered three options for participation:

- a) full voting participation
- b) working group participation with voting power
- c) being placed on the mailing list

Mr. Dwyer said that if the Task Force accepted the working group's recommendation, invitations would be extended promptly, with the objective of resolving membership and voting issues by the December Task Force meeting, at which time the membership roster would be finalized.

Ms. Price relayed a concern expressed by Anna Ginsburg that adding new members now could change the dynamics of the Task Force significantly.

Bob Geller said he thought the Task Force should invite participation from all the cities impacted by the Coldwater Creek and see if they choose to participate. Jim Grant concurred.

Mr. Dwyer asked if there were any objections to the proposal made by the

Membership Working Group. There were no objections.

*Task Force
Meeting Time*

Mr. Dwyer advised that Jean Montgomery, the mayor of Berkeley, has a scheduling conflict on the second Tuesday of each month and has asked if the Task Force would consider changing its meeting date to any other Tuesday, at the same hour.

It was agreed to defer action on Mayor Montgomery's request until the December Task Force meeting.

Eileen O'Connor suggested waiting to see what the potential new members say about the meeting time before acting on Mayor Montgomery's request. It was also suggested that a change in December might be problematic due to the holidays.

*Status of
Coldwater Creek
Panel*

Mr. Dwyer then introduced John Rockaway, Ph.D, who is chairman of the Department of Geological and Petroleum Engineering at the University of Missouri-Rolla and a member of the Coldwater Creek Panel, who would brief the Task Force on the panel's progress.

Dr. Rockaway advised that the panel has met twice in St. Louis and has had one telephone meeting. The next panel meeting is scheduled for December 13 in St. Louis. He said the panel is now evaluating the information that has been provided by DOE and its contractors.

He said, in response to a question, that the format of the December 13 meeting will be geared more toward an informal working meeting of the panelists, rather than presentations and testimony. He said the panel hopes to conclude its work and present its findings by the January Task Force meeting.

Mr. Dwyer reminded those present that the panel meetings are open to observers.

*Communications
Working Group*

Proposed Publicity

Ms. Price said the Communications Working

Group had developed a recommendation for keeping the public informed about Task Force activities. As described in the materials available at the meeting, the working group proposed mailing information to stakeholders and the media on a monthly basis.

The working group also proposed issuing special issue fact sheets, on topics such as the findings of the Coldwater Creek Panel, that could be distributed to interested parties from time to time.

Mr. Dwyer said the working group requests authorization from the Task Force to conduct routine publicity activities on a regular basis. If the Task Force approves the proposal for routine meeting notification, then the working group would proceed to implement those activities without further authorization. With respect to the proposed fact sheets, the working group would first develop drafts, which would then be distributed to the Task Force for review and comment prior to their issuance.

Ms. Drey said West Lake Landfill should be addressed in the background information sheet that is included in the proposed transmittals. She said she wanted to make sure the Task Force does not forget the landfill as it develops its recommendations to DOE.

Mr. Grant said he thought that the Task Force had discussed West Lake Landfill and decided to focus its attention on the FUSRAP sites.

Mr. Dwyer said the landfill was included in the mission statement for the purpose of ensuring that any remedy proposed by the Task Force for the St. Louis Site be sufficient to accommodate the volume of FUSRAP materials presently at West Lake.

Dan Wall said he would object if the Task Force were to attempt to insert itself

unilaterally in the decision making process concerning West Lake Landfill. He said EPA is overseeing that site, Potentially Responsible Parties (PRPs) have been identified, there is a process in place and, he believes, an initial agreement has been reached among the parties.

He said the landfill is a separate Superfund site with an entirely different set of concerns. He said the landfill contains many different hazardous materials in addition to 11(e)2 material. If the Task Force plans to take a path along the lines suggested by Ms. Drey, then it would not be following the proper course of action in his estimation.

Mr. Dwyer said it is not the Task Force mission to impose its work on the West Lake Landfill decision makers. However, he believes it was agreed by the Task Force that its mission includes ensuring that any remedy proposed by the group take into consideration the volume of 11(e)2 material in the landfill.

Mr. Geller suggested noting that the landfill contains similar materials, but that it is not the current focus of the Task Force. Ms. Lubiewski concurred with this approach.

Mr. Cronin moved that the Task Force approve the recommendation of the Communications Working Group. The motion passed unanimously.

New Business

Josh Richardson requested that the Task Force recommend to DOE that it remediate the Fleischer property on Hazelwood Avenue. He said new sampling data indicate that Mr. Fleischer's property contains approximately six cubic yards of contaminated material.

Mr. Richardson said he brought the issue before the Task Force because Mr. Fleischer is trying to sell his property and it has taken a great deal of time to resolve this issue. He

said Mr. Fleischer has a buyer now.

Ms. Drey moved to approve recommending to DOE that it remediate Mr. Fleischer's property. Ms. Lubiewski seconded the motion.

Dave Miller explained that initial characterization indicated that Mr. Fleischer's property contained approximately 130 cubic yards of contaminated material. New sampling indicates approximately six cubic yards averaging 11 picocuries per gram. He said remediation work would be relatively straightforward, but cautioned that Task Force action might set a precedent for other property owners seeking relief in the same manner.

Mr. Grant asked where this case fit into the process that the Priorities Working Group developed. He suggested the matter be referred there. There was additional discussion on whether to refer this proposal to the working group or to decide the matter today.

Mr. Richardson said now is the time that this small business owner has an opportunity to sell his property, but the sale is being held up because he has a small volume of very low level material on his property. The Task Force has dealt with these kinds of cases in the past, he said.

Ms. Price said she was sympathetic with Mr. Fleischer's plight, adding that the FUSRAP program includes many property owners who have been impacted by the presence of contaminated material. She asked rhetorically who else might be sitting out there who can't sell property, and inquired whether the Fleischer property could be subject to recontamination by surface migration following cleanup. She said the Task Force needed those facts before it could act responsibly on the motion.

Following extensive discussion of the

matter, the Task Force voted 8 to 5 to approve a recommendation to DOE to remediate Mr. Fleischer's property.

In other new business, Dave Miller (SAIC) advised that he had updates on two issues related to the near-term priorities recommended by the Task Force to DOE for FY 96 and 97. He provided Task Force members with proposed strategies for identifying new disposal sites within Missouri for disposal of FUSRAP materials and for identifying existing disposal facilities in Missouri which might accept minimally contaminated material for disposal. (ATTACHMENTS A and B)

Mr. Miller advised that if the Task Force were to approve his recommendations today, the results of these studies could possibly be available for distribution by the end of January.

The Task Force agreed with the proposed strategies described by Mr. Miller, and directed him to proceed.

The meeting adjourned at 9:19 a.m.

The next meeting of the St. Louis Site Remediation Task Force is scheduled for December 12, 1995.

Approved December 12, 1995

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Formerly Utilized Sites Remedial Action Program (FUSRAP)

ADMINISTRATIVE RECORD

for the St. Louis Site, Missouri



U.S. Department of Energy