

0042342

HANFORD ADVISORY MEETING SUMMARY

~~Draft Meeting Summary~~
September 7, 1995
Richland, Washington

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Note: Attachments are numbered according to the order in which they are mentioned in the summary. The attachments that were distributed at or before the Hanford Advisory Board meeting are not routinely distributed with this summary. If you need a copy of an attachment, please request it from Sarah Cloud at Confluence Northwest (503)243-2663 or Rosemary Guse at Westinghouse Hanford (509)376-8908.



EXECUTIVE SUMMARY

Board Provides Input on Draft RFP for a Management and Integration Contractor

Tom Sheridan, DOE, presented an overview of the draft request for proposals (RFP) for the management and integration contractor. The Board had a lengthy discussion on the issue which resulted in generating a list of concerns and questions. The themes of the questions had to do with integration concerns, effects on the community and employees, health and safety responsibilities and public process and participation concerns.

Board Adopts Advice Analyzing DOE's Emergency Response Exercise Drills

The Health, Safety and Waste Management Committee drafted proposed advice supporting the DOE's emergency drills, outlining several specific concerns and suggesting ways to improve the response in the event of a real emergency. One of the main concerns noted is that while on site responses tend to be very good, what happens outside the site is often not adequately considered. The Board adopted the proposed letter as consensus advice #30.

Board Approves Several Administrative Matters

The Board agreed to meet eight times a year with the option to call for more meetings at the Board's request. The Board also agreed to create an Executive Committee comprised of 5 members consisting of the chair, vice chair and representatives from the Health, Safety and Waste Management, Dollars and Sense and Environmental Restoration Committees. The Public Involvement and Cultural, Socio-Economic Committees can send representatives when needed.

Board Hears an Overview of Interrelated Waste Importation Issues

Jeff Breckel, Ecology and Bob Cook, Yakama Nation, provided the Board with general information and an overview of the problem of grappling with issues of waste importation. The Board provided feedback and input to DOE on ways to have dialogues on the issue which include inter-site dialogues. Marilyn urged DOE to deliver the message that the topic is confusing and the DOE needs to figure out a way to step back and look at the issue as a whole.

Board Dialogues with John Wagoner on Strategic Planning Process

John Wagoner explained that DOE's strategic plan document is constantly evolving and as such, DOE is now in the midst of a rethinking process and is currently engaging people on the specifics as to how to proceed. The Board dialogued with John Wagoner, applauded DOE for working on a strategic plan and noted several concerns regarding the generalness of the presentation, the implementation of the plan, and on funds available for independent technical consultants and assistance.

Board Asks for Extension of M-33 Milestone Agreement in Principle Schedule

The Board heard a presentation on M-33 and the schedule of the Agreement in Principle which amends the milestone and sets March 31, 1996 as the date for agreement on new milestones. Several questions and concerns were raised. The Board adopted a letter of advice requesting an extension in the Agreement in Principle Schedule of up to 3 months.

Draft Meeting Summary
September 7, 1995
Richland, Washington

Thursday, September 7, 1995

The meeting was called to order by Chair Marilyn Reeves. The meeting was open to the public. Two public comment periods were provided. Members present at the meeting are listed in *Attachment 1*. Seats not represented were: Franklin County (Local Government Seat), Grant County (Local Government Seat), Hanford Watch/Hanford Action (Regional Environmental/Citizen Seat), Benton Franklin District Health (Local/Regional Public Health Seat), Business-Agricultural Seat, and Washington State University (Higher Education Seat). Members of the public and others in attendance are listed on the sign in sheets included in *Attachment 1*.

Announcements Made Throughout the Day

- ◆ Randy Smith, EPA announced that Mike Gearheard will be Randy's alternate. Mike will be replacing Carol Rushin.

- ◆ Jay Rhodes, Hanford Atomic Metal Trades Council (Labor/Workforce Seat) commented on the HAMMER Plaque presented to Marilyn at the August Board meeting. Jay explained that HAMMER stands for the Hazardous Materials Management Education Resource Center. Ground was broken on July 22 for the permanent facility that has been 7 years in the making. The new facility will include a mock air strip and buildings that burn so workers can observe and train in real life emergency situations. Currently, tour the new facility, which is well into construction, as well as the temporary facility. Such a tour would take approximately two hours. Chair Marilyn Reeves suggested to facilitator Elaine Hallmark that the Board consider a tour at a future meeting.

- ◆ Betty Tabbutt, Washington League of Women Voters (Public-At-Large Seat), announced that the Public Involvement Committee would be meeting over lunch. Betty also explained that at the October Board Meeting there will be a Plutonium Round table consisting of two public forums. The first will occur on the evening of October 5 and will be a panel of distinguished scientists who will lay out known options for disposal of weapons grade Plutonium. The following Friday the Board will attend a workshop which will address specific issues. Betty explained that the series of forums will be repeated in Seattle later. Betty noted that there will be follow up activities. Betty noted that Governor Lowry has been invited and will be most likely opening the forum. Hazel O'Leary was also invited and will most likely send Tom Grumbly in her stead to both sessions. Betty stressed that these forums are a public function in which the Board is participating, and are funded by grants.

- ◆ Marilyn announced she had received an annual report from the Idaho INEL Citizen Advisory Board. She had three copies of the annual report which were made available for Board members to peruse.
- ◆ Marilyn reported she had received a packet of information and minutes from the combined site specific advisory board meeting that took place last month in Colorado. The packet has information on the Hanford Advisory Board, although no Board member attended the meeting. Out of that meeting a letter was produced acknowledging the need to coordinate efforts on national issues that both the Environmental Management Advisory Board (EMAB) and the State and Tribal Government Working Group (STGWG) are addressing. The Hanford Advisory Board was asked to sign the letter. The Board agreed to do so on reviewing it later in the day.
- ◆ A "Who to Talk To About Hanford" booklet was distributed by Ecology and contains contact information for specific programs.
- ◆ Tom Engel, University of Washington (Higher Education Seat), announced that this would be his last Board meeting. Tom noted that he has enjoyed the work, greatly appreciates working with all of the members and is extremely impressed that so many of the members take their time and devote it to these issues.
- ◆ There will be a public involvement strategy meeting this evening from 7 to 9 pm.
- ◆ Dick Belsey announced that a sub group of the Health, Safety and Waste Management committee would be meeting with Walter Scott and Gerry Bell from DOE-RL's Environmental Safety and Health Program this evening from 7 to 9 pm to discuss indicators of health and safety at the site.
- ◆ It was announced that this meeting was Celaine Hadley's last meeting. Her hard work was recognized with a round of applause. The Board also wished her luck in her move to Wenatchee.

AGENDA ITEM 1: CORRECTIONS TO THE MEETING SUMMARY AND AGENDA REVIEW

Meeting Summary

Only typographical corrections were made to the meeting summary. Marilyn, in an effort to cut down on copying, asked the Board to make the draft meeting summary in front of them the final meeting summary instead of reprinting and mailing a final copy. The Board agreed and finalized the summary.

Agenda Review

A revised agenda was distributed which reflected slight changes to the afternoon schedule in order to accommodate a discussion with John Wagoner about the strategic planning process that has begun. As a result, the Waste Importation topic was slightly shortened.

Randy Smith asked for a brief amount of time on the agenda because the EPA has concluded discussions on HR 2120. By the afternoon he hoped to have a copy of the EPA's position on it and would like time to review that with the Board.

The meeting summary reflects the original agenda item numbers, but is in the order in which the items were actually addressed by the Board.

AGENDA ITEM 2: PRESENTATION ON DRAFT REQUEST FOR PROPOSALS FOR A MANAGEMENT AND INTEGRATION CONTRACTOR FOR THE HANFORD SITE

Tom Sheridan, DOE, presented an overview of the draft request for proposals (RFP) for the management and integration contractor (*Attachment 2*). A draft RFP is being circulated in order to prepare the best RFP possible and to get feedback and suggestions. Tom explained that the objective of a new contract is to change the way DOE does business. The plan is to award a performance-based management and integration contract (M&I) for the Hanford site. The current time line DOE plans to follow is to issue a draft RFP on 8/16/95 and to finalize it by 12/95. The contract is expected to be awarded in June of 1996 which will be followed by a transition period. The contract is expected to be fully operational by October 1 of 1996.

The management and integration concept is as follows:

- ◆ Contractor's responsibility to manage and integrate Site
- ◆ Contractor will have a small staff
- ◆ Sub contractors to provide work force (to get best in their class)
- ◆ Outsourcing a major factor
- ◆ Systems engineering = organized and projectized work
- ◆ Work to be Projectized in order to apply Project Management Controls onto Site programs

The scope of work includes the following:

- ◆ Manage/integrate the program
- ◆ Manage nuclear materials
- ◆ Manage wastes
- ◆ Restore environment

Tom then reviewed some of the details of the work scope and explained the overall idea is to look for a contractor who is responsible for managing and integrating but who does not do the work and instead hires individual subcontractors on competitive, fixed-price subcontracts. Thus when that particular project for which that subcontractor has been hired is completed, the subcontractor

is gone.

The Board then entered into a lengthy question and answer period with Tom. A list of concerns and questions were generated for Tom. The full list is *Attachment 3*. The major themes of the numerous concerns and questions were:

- ◆ Integration
 - Efficiencies between subcontractor and prime: why a contractor is needed to do this, since it is DOE's role, and how it realistically will be accomplished
- ◆ Effect on community and employees
- ◆ Health and Safety responsibilities
- ◆ Public process/participation concerns

Public meetings are being held the week of September 25 and public comment is due September 29. The Board urged DOE to extend the comment period to give it time to adopt advice in October and to give the public a reasonable period following the public informational meetings. Members also urged that a summary sheet identifying key elements and issues of the RFP be made available to the public. The Board urged its committees to further develop these questions and concerns and to draft proposed comments. Tom indicated that the Board's comments would be received in October even if after the comment period closed.

AGENDA ITEM 3: EMERGENCY RESPONSE

Pam Brown, City of Richland (Local Government Seat) presented this topic for the Health Safety and Waste Management Committee. Pam explained that she and Gordon Rogers observed a recent emergency response exercise conducted by DOE called "Exercise Oz." The Health Safety and Waste Management Committee then drafted proposed advice supporting the DOE's emergency drills, outlining several specific concerns and suggesting ways to improve the response in the event of a real emergency. One of the main concerns noted is that while on site responses tend to be very good, what happens outside of the site is often not adequately considered.

Gordon Rogers, TriCities Technical Council (Public At Large Seat), added that he had attended a debriefing meeting in August of the DOE-RL and contractor staff at which the major findings and actions were discussed. Gordon explained that at that meeting DOE recognized all the concerns that are noted in the proposed advice as weaknesses and since then has made modifications which are in the final review document.

After a brief discussion the Board adopted the proposed letter as consensus advice #30.

AGENDA ITEM 4: BOARD ADMINISTRATIVE MATTERS

Because a quorum of the Board was not present at the end of the August meeting when a number of administrative items were proposed for adoption, the full Board was asked to ratify them.

Number of Meetings

A meeting schedule of eight two day meetings a year had been recommended at the August meeting. A proposed schedule of the meeting dates and locations was included in the packet, reflecting the schedule of the Board's workload from last year. It meets every month from September through December, skipping January and meeting every other month through spring and summer.

Jerry Peltier, Benton-Franklin Regional Government Council (Local Government Seat), suggested that along with the eight scheduled meetings the Board operate with the option to call another meeting if it so desires. Mike Grainey, Oregon Department of Energy (State of Oregon Seat), was concerned that the locations for the Board meetings proposed only 1 meeting each in Portland and Seattle. Marilyn suggested that the question of location be deferred given that meetings through December are set, and that the Board at this time focus only on whether they agree to this schedule of eight meetings a year. The Board agreed to the eight meeting schedule with options for more to be called at the Board's request. It was also understood that committees would continue to meet monthly, if needed. Committees were encouraged to adopt a regular meeting schedule to be published.

Executive Committee

At the August Board meeting members recommended the creation of an Executive Committee. After the Board meeting, the duties and responsibilities of such a Committee was drafted for the Board and was included in the September packet. The Board agreed to an Executive Committee and made it clear that such a Committee would have no power to develop new consensus advice or offer advice beyond the intent of past advice. The proposed duties and responsibilities of the Executive Committee are:

- ◆ develop Board agendas and long range work plans
- ◆ coordinate and integrate cross cutting-issues among committees
- ◆ review expenditures and manage budget
- ◆ submit Consensus Advice to Agencies and publicize the advice to broader audiences
- ◆ track responses to Consensus Advice
- ◆ implement internal Board policies, operating procedures, administrative details
- ◆ work with agencies to resolve issues that may impede the HAB's work
- ◆ develop procedures to evaluate HAB effectiveness.

The Board decided to have 5 members on the executive committee consisting of the chair, vice chair and representatives from Health, Safety and Waste Management, Dollars and Sense and Environmental Restoration Committees. Public Involvement and Cultural, Socio-Economic could send representatives to Executive Committee meetings when needed. It was left up to the committees to select their representatives and alternates. Representatives are to poll members of their committees on issues and to represent their views. The Executive Committee will further define its duties and bring them back to the Board for approval.

Proposal for Replacing Vacancies on Board Seats

A proposal was included in the September packet regarding replacing vacancies on Board seats. The proposal amended the Board's charter to retain the original appointment process used by the agencies when a seat becomes vacant. Max Power, Ecology, added a provision for the agencies to advertise for nominations when a public at large seat is open. Board members raised several concerns about seats where members had resigned or were not functioning and no formal reappointment was made. Jon Yerxa committed to calling the members of seats where there had been chronic absenteeism in an effort to contact them and find out if they wanted to remain involved or if a new appointment should be made. It was decided that the proposed charter amendment as revised should be made available in writing and members given time for review before adoption since there is no urgency.

Jerry Peltier announced that he had asked John Wagoner to appoint a representative from the West Richland area. Jerry recognized the need to keep the Board seats diverse and representative of a variety of perspectives and not have them all be government seats. West Richland, however, he feels would be an important addition, and could replace an inactive local government seat.

Funding Issues

Betty Tabbutt explained that the public interest members of the Board wrote a letter to Tom Grumbly on August 30, 1995 to express concern with the recent slashing of the Board's budget (*Attachment 4*). The letter also commented on the fact that USDOE has failed to publicly acknowledge and credit cost savings to Board advice and initiative. Betty announced that on September 6, 1995 Tom Grumbly responded to that letter (*Attachment 5*). The letter from Tom recognized the importance of Board advice and its role in shaping Hanford's budget. The letter also stated that Tom Grumbly is convinced that the \$600,000 ceiling for direct and indirect support is reasonable, but he is willing to increase the direct support to \$500,000.00. In return he challenged the Board to assist DOE in reducing the number of public meetings being held.

Two letters from John Wagoner were also distributed. In one, Mr. Wagoner also praised the Board's efforts (*Attachment 6*) and in the other, he offered additional support for the Board in the form of contracting for independent technical assessment that the Board recommends, if it does not duplicate other DOE efforts (*Attachment 7*). The Board was appreciative of the increased levels of support, but expressed concern over not having full control over funding of technical assistance. They did not believe the Paulson report would be funded under the criteria of Mr. Wagoner's letter.

After discussing possible responses from the Board, it was concluded that since the letter from Grumbly was not directed to the Board, the Board should finish developing its detailed budget and scope of work and respond with a specific proposal as required by its charter. The newly formed Executive Committee will work on this.

3161 Workforce Restructuring Plan

Upon returning from lunch the Board reviewed a draft series of questions developed by the Cultural and Socio-Economic Committee on the 3161 workforce restructuring plan (*Attachment 8*). Jim Watts, Hanford Atomic Trades Council (Labor/Workforce Seat) had a suggestion to expand question number 7 which asks whether DOE or any current or potential contractors are evaluating pension reserves and pension commitments. Marilyn suggested that Jim work with Mark Hermanson to clarify the question. The Board agreed to send the list of questions in a letter format to John Wagoner with the clarification worked out by both Jim and Mark.

AGENDA ITEM 6: WASTE IMPORTATION ISSUES AND RELATED EIS's

Elaine Hallmark set the context for this agenda item by reminding the Board that it has raised concerns about the approach to waste importation issues a number of times in the past, and has given DOE specific advice to integrate the actions proposing to bring waste to Hanford. (See Jan. 6, 1995 letter to Grumbly requesting its discussion at the February SSAB meeting, and Consensus Advice numbers 13(¶10) and 29.) She explained that the issue of waste importation was on the Board's agenda today without having been focused by Committee work, as is usually the Board's practice. Because this topic has been so difficult to find a way to address, and because decisions are being posed and comment periods being set, it was hoped that the full Board could, after getting some general information and an overview of the problem of grappling with it (to be presented by the State of Washington and the Yakama Nation), dialogue with a DOE Headquarters person working with some of the issues to find the appropriate way to get the issues before the Hanford stakeholders in a coherent fashion, or to decide if the Board wants to continue pursuing the effort.

Jeff Breckel, Ecology, gave an overview of the interrelated waste importation issues, explaining that the issue is so important to the State of Washington that the HAB's advice #29 prompted Gov. Lowry to send a letter to the Secretary of Energy. (See Ecology Response to Advice #29.)

Jeff explained that DOE is preparing an array of NEPA documents all of which may affect Hanford waste management. He reviewed the volumes and types of waste that may be stored or disposed of at Hanford. Jeff explained that although many EIS's have been developed, they have been developed by different programs with little integration. Thus a clear picture of the overall implications with regards to waste importation does not exist. Jeff stressed that the overall implications of the waste decisions need to be understood and assessed as a whole. He explained that the state is willing to do its fair share but does not know what its fair share is. The state believes that this is an issue which should have shared responsibility not solely with the State of Washington and Richland but with the nation and other nuclear waste sites. Jeff recognized that the Board's consensus advice number 13 was an important push to carry the message of integrating this topic to Secretary O'Leary.

Board members began asking detailed questions. In response to some questions, Jeff agreed to furnish to the Board copies of the final orders and revisions to site treatment plans. Elaine

Hallmark explained that the purpose of the presentation was not to answer the questions but to frame the issue. There will be opportunities to pull the questions together for a future presentation. Dick Belsey explained that the Health Safety and Waste Management Committee will continue to cover this topic.

Bob Cook, Yakama Indian Nation (Ex-Officio Seat), presented the Yakama Indian nation perspective on the NEPA processes (*Attachment 9*). He explained that the Yakama Nation has several concerns with respect to the NEPA process:

- ◆ Integration of actions
- ◆ Consideration of the Yakama values
- ◆ Conservation of resources

Because these actions are not integrated, the cumulative effects are not being addressed, as required by both NEPA and CEPA.

He also outlined a role for the Board:

- ◆ Review constraints and requirements to determine consistency with HAB values and principles. (See previous task forces' output).
- ◆ Assure that appropriate restraints and requirements are part of the design basis specified by the systems engineering management organization having authority. (This may not be DOE-RL.)
- ◆ Assure alternatives being evaluated result in identification of minimum impacts possible and practical for project.
- ◆ Assure R&D needed to equally address conceptual alternatives is planned and accomplished in a timely manner. NEPA documents and ROD should be timed to match completion of R&D phase of project.

Bob reviewed the Yakama Nation principles for environmental management at Hanford and explained that the key principle is that DOE should not put off to future generations the impacts of the cleanup; the problems should be resolved now.

Jill Lytle, DOE, was introduced to the Board via telephone. She explained she was there to listen to questions and concerns raised by the Board and to respond if appropriate. The Board then had a question and answer dialogue.

Mike Grainey referred to the suggestions presented by Bob of the areas in which the Board may play an important role in this issue. He pointed out to Jill that due to budget reductions this seemed to be a missed opportunity, as the Board will not be able to take up any of the suggestions. Jill Lytle recognized that the DOE is in a difficult budget situation and needs to figure out how the DOE can support the work the Board is doing. She recognized that the Board and its work is important. John Wagoner also responded and urged the Board to refrain from assuming that the types of issues and work the Board is interested in doing cannot be done, until the Board looks at a specific scope of work. He also pointed out that DOE is often looking at the

same issues in which the Board is interested and wants to make sure that the two work together instead of duplicating each others work. Bob Cook, however, cautioned the Board to resist integration of actions with the DOE, as he does not believe it is a healthy situation.

Another Board member pointed out that the Board's previous advice on this topic said there should not be any waste importation without a forum for discussing all the myriad and tremendous amounts of volume that will be moved around a variety of sites. In order to provide for such a forum, regional meetings and hearings on a programmatic EIS and the initiation of an inter-site dialogue was suggested. Jill Lytle responded and noted that DOE has been struggling for several years to asses what type of process would make sense. She explained that they planned to have hearings in the area on the Waste Management Programmatic EIS, but beyond that she welcomes a discussion with the Board on what other ways are available to have these dialogues. She noted that the idea of an inter-site dialogue is one she has not thought about. She is interested in further discussion about how such a dialogue may be fostered.

The Board pointed out that the resource to begin such a dialogue is already in place in the form of a meeting of representatives of all site specific advisory boards, and that this Board has given advice to DOE-HQ to establish cross site communication on these cross-cutting issues. DOE-HQ has not yet responded to this advice. That type of a meeting would be an economical way to get a first hit and allow people to begin the discussions. Jill noted that she will pursue this avenue with Cindy Kelley.

In conclusion, Merilyn urged Jill to deliver the message that this topic is confusing and the DOE needs to figure out a way to step back and look at this issue as a whole.

AGENDA ITEM 9: JOHN WAGONER, DOE-RL SITE MANAGER: STRATEGIC PLANNING PROCESS, BASE LINING AND BUDGET PROCESS

John Wagoner reminded the Board that he had previously discussed the strategic plan that the DOE developed a little over one year ago. He was here today to discuss where the DOE is in their process of looking at long range planning. He explained that since the strategic plan was developed much has happened necessitating another look to refine and rethink the process. The objective of strategic plan rethinking is to get more specific with where the DOE is going. John stressed that the strategic planning document is a thinking document and does not make decisions or supersede other processes. He noted that DOE is in the midst of this rethinking process and is currently engaging people on the specifics as to how to proceed. As drafts of the plan and the strategic assumptions are developed, he committed to get them to the Board for comments and feedback. The specifics of the current strategic thinking include:

- ◆ Identify "end state" - where going with the Hanford clean up
- ◆ Ongoing DOE waste management mission at Hanford is long term
- ◆ Reuse of facilities
- ◆ Long-term "safe storage" of production reactors (C reactor proposal)
- ◆ Reflect the stakeholder values more specifically

- ◆ Clarify Hanford's missions as clean up and as Science and Technology
- ◆ Contribute to the economic diversification of the region through these missions
- ◆ Science and technology mission will be better defined

The Board then entered into a dialogue with John Wagoner.

Many Board members applauded the DOE for working on a strategic plan. Dick Belsey noted that the strategic plan development has worked very well for the Health Safety and Waste Management Committee and complimented Paul Kruger for bringing the committee drafts and engaging them in the process. John Wagoner recognized that the input from the Health, Safety and Waste Management Committee was very helpful and apologized for not putting it in the letter to Marilyn.

One Board member noted the concern that the cost of Hanford cleanup has been a series of false starts and wondered how strategic planning related to the budget process. In response, John Wagoner pointed out that the current Multi Year Program Plan (MYPP) supports the near term and strategic planning helps make sure one knows what that fits into. Fiscal Year '98 will closely link the Strategic Plan and the Budget.

Another Board member reminded John Wagoner that when the Board was working on the budget advice it considered John's nine priorities and identified several more that the Board felt were missing. The question asked whether there will be a more formal response on which additional priorities are being incorporated in the strategic plan. John committed to responding to any previous advice.

Several Board members were concerned with the generalness of the presentation and were leery of implementation. They urged John to keep the Board in the loop and stressed strategic planning encompasses important issues on which the Board should have input.

Several Board members wanted clarification on the funds available for independent technical consultants and assistance, and specifically whether the Board will be able to hire its own consultants without having a DOE program set a scope of work and ground rules. John explained that the Board may hire its own technical consultant without going through a DOE program but funding would come directly out of the Board budget. In order to expand the envelope and allow for more technical assistance, John explained the Board could go through a DOE program to secure a consultant. In response to whether in going through a DOE program the Board could choose its own consultant, John explained that generally speaking that would not be a problem. Marilyn pointed out that in FY 94 the Board spent \$40,000 on technical assistance. She further noted that in all budget configurations she has insisted that this category be included. Thus all possible Board budget structures have factored in \$40,000 for technical assistance.

AGENDA ITEM 7: M-33 MILESTONE - INTEGRATED STRATEGY FOR THE ACQUISITION FOR STORAGE, PROCESSING AND DISPOSAL OF SOLID WASTES AND MATERIALS

Jay Augustenberg, DOE, explained that TPA Milestone M-33-00 (M-33) was renegotiated two years ago and is intended to be an integration milestone. The objective of this milestone is for DOE to develop a change package that would specify additional milestones for the acquisition of new facilities, modification of existing facilities, or modifications of planned facilities for storage, treatment, and/or disposal of solid waste and materials based upon the results of a "Solid Waste and Materials Systems Alternatives Study." Jay explained that milestone M-33 was amended by an agreement in principle in the following ways:

- ◆ issue "solid waste and materials systems alternative study": June 30, 1995 (complete)
- ◆ DOE-RL to submit a signed TPA change request to EPA and Ecology: December 31, 1995
- ◆ Reach agreement on new milestones: March 31, 1996

Jay pointed out that M-33 impacts a large amount of waste, as 96 percent of all Hanford solid waste and materials are addressed by this milestone.

Jay then referred to his overheads and pointed out many blank spaces in the treatment, storage, and disposal solid waste and materials current planning baseline. He explained to the Board that the goal of M-33 is to fill in the blanks and to do so by November 30, 1995.

The question Jay left with the Board is what type of involvement does the Board want in this issue.

The Board was referred to a one page handout from the Health, Safety and Waste Management Committee that called for continuous involvement of Hanford Advisory Board and Health, Safety and Waste Management Committee on values/advice/implementation (*Attachment 10*). The next steps proposed by the Committee are:

Agencies need a strong decision making tool which answers the following questions:

- ◆ What and how much waste exists?
- ◆ Where is the waste?
- ◆ What are the options for the storage, processing and/or disposal of the waste?
- ◆ How will the decisions be made?

Todd Martin, Hanford Education Action League (Regional Environmental/Citizen Seat), pointed out the following concerns with the "Solid Waste and Materials Systems Alternatives Study":

1. The solid wastes and materials systems alternatives studies looked at five alternatives of which three are not possible due to the current budget.
2. The scope is not entirely complete as many waste streams are not covered.
3. There has been limited use of public values, and any work with those values has been applied internally and not with the public.

Several Board members noted that M-33 is on a fairly tight time line and recommended an extension in the Agreement in Principle Schedule of approximately two to three months. Mike Wilson, Ecology, Doug Sherwood, EPA and Jay Augustenberg all agreed to an extension of up to 3 months. The Board agreed to adopt and send a letter of advice stating its recommendation for this extension.

AGENDA ITEM 5: TWRS PRIVATIZATION - UPDATE

The TWRS Privatization update was removed from the agenda due to time pressures. Many Board members had attended a half day briefing the day before. Other interested Board members were encouraged to see Todd Martin for information or if they had any questions or concerns.

AGENDA ITEM 8: ST. LOUIS PLAN IMPLEMENTATION UPDATE

It was announced that a St. Louis II meeting would be held in Salt Lake City on September 20. Marilyn reported that she had been asked and has agreed to represent the Board at this meeting on the premise that the St. Louis II meeting will not be a closed meeting. Mike Wilson, Ecology, informed the Board that he will make the agenda for the meeting available once it is drafted.

OTHER ITEMS ADDRESSED

Document Declassification

Marilyn reminded the Board that at the August meeting the Board discussed declassification of documents and the suggestion was made that the Environmental Restoration Committee (ER) take up this topic. She now asked if there were any objections to this suggestion.

Gordon Rogers wanted to make clear that document declassification is not, in his mind, an item affecting clean up.

Board discussion revolved around how the ER Committee would tackle the issue. One member wondered whether they would be looking at line item documents or culling a list down. Another member felt the idea was not to just look at documents and advise which ones were a priority but to advise on how declassification should be done and how the public could access the declassified documents.

Marilyn referred the Board to a draft letter to John Wagoner dated September 9, distributed by Ralph Patt on behalf of Mary Lou Blazek (*Attachment 11*). The letter requests from DOE:

- ◆ a complete list by title and document number of all Hanford classified documents
- ◆ a list of documents declassified or requested for declassification as a result of the Hanford dose reconstruction work,

so that the HAB Committee can begin recommending the priority items for DOE to declassify. Marilyn suggested that the ER Committee work on the other issues and concerns raised about the process for declassifying documents. The Board adopted the letter.

A request for volunteers for the ER Committee was made. The committee will gladly accept new committee members.

While discussing document declassification, the Board also entered into a discussion on the process for general information requests and how the Board gets information it wants from DOE. Karen Randolph informed the Board that they may use her name on their request forms if they are experiencing difficulty as there is an old request from ER Committee members for documents regarding the Columbia River, some of which have to be declassified. Marilyn recognized the process is confusing and will have the new Executive Committee confirm that using Karen Randolph's name is the acceptable process. The Executive Committee may also develop a process to suggest to DOE. Doug Sherwood suggested the ER Committee work with Ecology to consolidate the list of documents both have requested and to jointly work this specific request through with DOE.

HR 2110

Randy Smith distributed the EPA's position on HR 2110 which he had just received (*Attachment 12*). He explained that it was developed by EPA headquarters and other regions that could be affected by the bill. At this time EPA cannot support the bill as drafted.

The meeting was adjourned at 5:23 pm.

ATTACHMENTS LIST

- | Number | Item |
|--------|---|
| 1. | September Board Meeting Attendance List |
| 2. | Copies of Tom Sheridan's Visuals titled "Draft Request for Proposals - Hanford's M&I Contractor, dated 9/95. |
| 3. | Questions/Concerns Regarding the Management and Integration Contract, generated by the Hanford Advisory Board 9/7/95. |
| 4. | Letter to Tom Grumbly from Public Interest Board Seats regarding the Hanford Advisory Board funding (FY 96), dated 8/30/95 and another noting a minor correction dated 8/31/95. Distributed with this summary. |
| 5. | Response Letter to Tom Carpenter from Tom Grumbly dated 9/6/95 (in response to letter from Public Interest Board Seats regarding the Hanford Advisory Board funding- FY 96). Distributed with this summary. |
| 6. | Letter to Marilyn Reeves from John Wagoner on his brief retrospective on the Board's advice to him and his colleagues, dated 9/6/95. |
| 7. | Letter to Marilyn Reeves from John Wagoner regarding the Board's Fiscal Year 1995 budget, dated 9/6/95. |
| 8. | Draft letter to John Wagoner from Marilyn Reeves on 3161 Workforce Restructuring Plan, dated 8/29/95. |
| 9. | Copies of Bob Cook's Visuals titled "NEPA Issues, Yakama Nation Concerns with Respect to NEPA and another titled Compositions of Simulated Wastes Calcined in the Radiant-Heat Spray Calciner |
| 10. | 1 page handout from the Health Safety and Waste Management Committee titled "M-33; Integrated Strategy for the Acquisition of Facilities for Storage, Processing, and/or Disposal of Solid Waste and Materials. |
| 11. | Draft letter to John Wagoner from Marilyn Reeves regarding the Hanford Openness Initiative and Document Declassification, dated 9/9/95. |
| 12. | Review of Enhanced Environmental Cleanup and Managements Demonstration Act of 1995 (H.R. 2110), prepared by the U.S. EPA. |

Note: Attachments are numbered according to the order in which they are mentioned in the summary. The attachments that were distributed at or before the Hanford Advisory Board meeting are not routinely distributed with this summary. If you need a copy of an attachment, please request it from Sarah Cloud at Confluence Northwest (503)243-2663 or Rosemary Guse at Westinghouse Hanford (509)376-8908.

August 31, 1995

Thomas Grumbly, Assistant Secretary
Environmental Management
U.S. Department of Energy
1000 Independence Avenue SW
Washington DC 20585

Re: Hanford Advisory Board funding (FY 96) letter dated 8/30/95

Dear Mr. Grumbly:

The letter you received yesterday from the Hanford public interest community regrettably contained a factual error. The first sentence in the fifth paragraph read, "The Board has conducted an in-depth and collective assessment of its budgetary needs, and determined that it requires approximately \$750,000 in order to operate...". This sentence leaves the impression that the Hanford Advisory Board has reached consensus on the level of funding required. This is not the case.

This mistake is an inaccurate statement that was missed in editing the letter. We regret the mistake and have corrected it in a new version of the letter that is attached.

Sincerely yours,

Tom Carpenter
Government Accountability Project

Todd Martin
Hanford Education Action League

Lynne Stembridge
Hanford Education Action League

Gregory DeBruler
Columbia River United

Cyndy DeBruler
Columbia River United

Gerry Pollet
Heart of America Northwest

Cynthia Sarthou
Heart of America Northwest

Paige Knight
Hanford Watch

Robin Klein
Hanford Action

Betty Tabbutt
WA League of Women Voters

Tim Takaro, M.D.
Physicians for Social Responsibility

Rick Leumont
Lower Columbia Basin Audubon Society

cc: Marilyn Reeves, HAB Chairperson
Ron Izatt, DOE-RL
Governor Lowry
Chuck Clarke, EPA Region X

John Wagoner, DOE-RL
Jon Yerxa, DOE-RL
Governor Kitzhaber
Don Beck, DOE-HQ

August 30, 1995

Thomas Grumbly, Assistant Secretary
Environmental Management
U.S. Department of Energy
1000 Independence Avenue SW
Washington DC 20585

Re: Hanford Advisory Board funding

(FY96)

VIA FAX

Dear Mr. Grumbly:

We, the undersigned public interest members of the Hanford Advisory Board, are writing to express our deep concern with the recent slashing of the Board's budget.

It is our collective view that the HAB has been an effective and worthwhile effort that has justified our continued involvement and the DOE's continued support. Through the HAB's advice, significant cost-savings have been realized, and the Secretary's commitment to broader public involvement has borne fruit. We are disappointed that USDOE has failed to publicly acknowledge and credit cost savings to HAB advice and initiative. We challenge USDOE to do that.

During the negotiation phase of the Board's creation, the public interest groups made it very explicit that our good-faith participation was contingent upon adequate funding from DOE. We have delivered, but DOE is about to break with its commitment to provide sufficient funding to achieve its mission.¹ The Charter of the Board states that the DOE commits to funding levels adequate to cover independent technical assistance, facilitation assistance, administrative assistance, meeting costs (including travel and lodging and reasonable per diem) and costs associated with preparation of information on policy questions. Funding levels are supposed to be determined through annual consultation between the Board and the Tri-Party agencies, and will be based upon a budget presented by the Board.

The keystone for meaningful public involvement is access to independent technical information. Indeed, SSABs were designed as a substitute for

¹ Prepared comments of John Wagoner, Contracting Officer for Richland Operations, USDOE, "Welcoming Remarks and Charge to the Board," January 24, 1994.

Technical Assistance Grants under CERCLA. To now be told that we will not be funded for technical assistance, and moreover - more outrageous - to depend on USDOE for technical assistance, makes a mockery of the public involvement mandate of the HAB.

The Board has conducted an in-depth and collective assessment of its budgetary needs. It is now abundantly clear to us that the Board requires approximately \$750,000 in order to operate within the guidelines and commitments set forth in the Charter. This number reflects a compromise position and significant cuts in facilitation and meeting costs.

The Board has considered specific issues from various EM30 and EM40 projects. It seems more realistic that an appropriate portion of the HAB budget come from those projects as part of their public involvement commitment. We feel that there is sufficient funding within the pieces of DOE's public involvement budget to meet the funding needs for an effective HAB.

The commitment made by DOE was for Headquarters to provide up to \$500,000 per year and the site to provide other funding to meet any gap. These funds were not to be used for the agency or its contractors. That was explicitly stated by the Department. It is an embarrassment to your Department that an amount equal to two-thirds of the funding proposed for the Board itself has been budgeted for your agency staff and contractors to sit and watch us.

We understand the need for budgetary belt-tightening, and we are certainly willing to do our part. We note that HAB decided to elect a chair from within its own unpaid ranks, rather than hire an outside chair. We also have agreed to forego several meetings per year, in an effort to reduce costs. The cuts that have been proposed by USDOE - - initially from \$1.2 million to \$800,000, and then again to \$360,000 - - seriously diminish the ability of the HAB to operate effectively.

The HAB has led the way in demonstrating that public involvement can save serious money. For example, without the HAB's review and independent consultant, with resultant consensus advice, the Department would likely still be planning to expend \$430 million on new double-shell tanks. The HAB has led the way to press DOE-Richland to set a goal for reducing overhead and indirect costs by \$200 million and more recently, press for that goal being met. More than a dozen programs have used the HAB exclusively for meeting public involvement requirements, avoiding far more expensive and less efficient regional meetings, etc.

The dollars saved by discrete programs through "one-stop shopping" for public input at the HAB should be used by DOE-RL to fund the gap between the \$500,000 that headquarters should be committing to the HAB itself, and the remainder of the reasonable budget being presented.

We further note that concurrent with the DOE's evisceration of the HAB budget, it chose to grant the CRESP consortium a considerable sum of money to work with groups like HAB on risk assessment issues. The HAB has already determined that broad, cross-complex risk assessment comparisons are worthless because of the incomparable risk factors. Moreover, the decision to commit significant resources for this purpose is an important policy decision which should have had public involvement. It seems incongruous for DOE to cry poverty when the HAB requests dollars, but to lavish resources on a project whose strategy would largely rely upon the HAB.

In light of the Board's effectiveness in identifying unnecessary projects, the severe budget cut seems unwarranted and unwise. We urge you to restore the funding to the Board to the less-than-adequate but livable standard of \$750,000. Unless and until this money is restored, we will consider the DOE to have committed a breach of good faith.

This letter conveys two challenges:

- (1) USDOE publicly acknowledge the accomplishments and cost-savings of the HAB, and
- (2) USDOE commit funding for a 1996 budget which will meet your own commitments agreed to in the HAB Charter and related correspondence.

We will expect your response at the September 7th HAB meeting.

Sincerely yours,

Tom Carpenter
Government Accountability Project

Todd Martin
Hanford Education Action League

Lynne Stembridge
Hanford Education Action League

Gregory DeBruler
Columbia River United

Cyndy DeBruler
Columbia River United

Gerry Pollet
Heart of America Northwest

Cynthia Sartou
Heart of America Northwest

Paige Knight
Hanford Watch

Robin Klein
Hanford Action

Betty Tabbutt
WA League of Women Voters

Tim Takaro, M.D.
Physicians for Social Responsibility

Rick Leumont
Lower Columbia Basin Audubon Society

cc: Merilyn Reeves, HAB Chairperson
Ron Izatt, DOE-RL
Governor Lowry
Chuck Clarke, EPA Region X

John Wagoner, DOE-RL
Jon Yerxa, DOE-RL
Governor Kitzhaber
Don Beck, DOE-HQ



Department of Energy

Washington, DC 20585

September 6, 1995

Mr. Thomas E. Carpenter
1402 Third Ave.
Suite 1215A
Seattle, Washington 98101

Dear Tom:

Thank you for your letter and your expressions of deep concern about the Hanford Advisory Board FY 1996 funding and the lack of public acknowledgement of the Board's role in shaping Hanford's budget.

First, let me express the Department of Energy's and my own appreciation for the Board's important role in the development of sound public policy for the Hanford site. I assure you that we recognize the key part the Board played in reducing Hanford costs and in formulating timely and useful policy advice. The Board's counsel on critical issues, including the privatization of the Tank Waste Remediation System, cleanup of the 100 area, savings on overhead rates, and double-shell waste tanks are examples of instances in which the Board has been especially effective. I believe that our budget decisions will better reflect important public values and perspectives because the Board played a part in shaping those decisions.

With respect to the FY 1996 Hanford budget, I remain convinced that the \$600,000 ceiling we set for direct and indirect Board support is reasonable. Of that amount, \$360,000 has been allocated for the Board's operating budget; \$240,000 has been allocated for Department of Energy and contractor support to the Board.

However, John Wagoner, Manager of the Department of Energy Richland Operations Office, and I have concluded that the potential exists for increasing direct funding for the Board by allocating some indirect Board support costs to General Program public involvement accounts. Funds in the Board's FY 1996 operating budget would then be \$500,000; \$100,000 would pay for Department of Energy and contractor support, thus keeping the total allocation at the \$600,000 ceiling.

Further, John assures me that independent technical studies can be supported by General Program accounts if (1) the Board, by consensus agreement, officially recommends that an independent study be undertaken, and (2) if John and his managers demonstrate that the study would not duplicate other efforts.

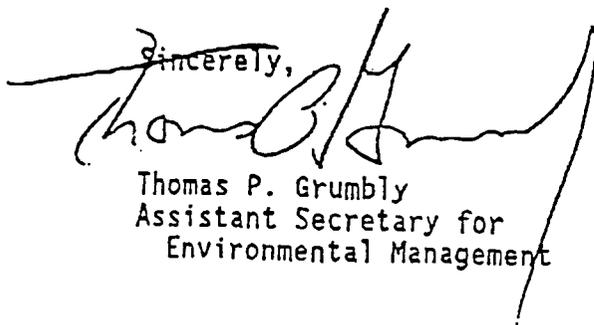


In turn for my flexibility on the Hanford Advisory Board budget, I need to ask your further help in controlling public participation costs. We fund too many public meetings at Hanford. We plan to host 20 Hanford public meetings in September alone. If I am to successfully defend Site-Specific Advisory Board funding with Congress, I need to demonstrate significant public participation cost savings. As you point out, an effective Hanford Advisory Board should dramatically reduce the need for large numbers of independent public meetings.

I am therefore asking John Wagoner to work with his Tri-Party Agreement colleagues and, in consultation with the Board, reduce by half the number of regional Hanford-related public meetings in FY 1996.

I look forward to hearing from John regarding the Board's response to my proposal.

Sincerely,



Thomas P. Grumbly
Assistant Secretary for
Environmental Management

cc:

- T. Martin, Hanford Education Action League
- G. DeBruler, Columbia River United
- G. Pollet, Heart of America Northwest
- P. Knight, Hanford Watch
- B. Tabbutt, WA League of Women Voters
- L. Stembridge, Hanford Education Action League
- C. DeBruler, Columbia River United
- C. Sarthou, Heart of America Northwest
- R. Klein, Hanford Action
- T. Takaro, M.D., Physicians for Social Responsibility