

United States Government

Department of Energy

Richland Operations Office

memorandum

DATE: SEP 2 2005

REPLY TO
ATTN OF: AMRC:RFG/05-AMRC-0421

SUBJECT: TRI-PARTY AGREEMENT M-89-00 MILESTONE DISPUTE STATUS

TO: Keith A. Klein
Manager

THRU: M. J. Weis, Deputy Manager *MJW*
L. Erickson, AMRC *LE*

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The M-89-00 Tri Party Agreement (TPA) milestone currently requires RL to close the Radiochemical Engineering Cells (REC) in the 324 building by October 31, 2005. However, after the successful completion of the M-94 series of milestones governing demolition of 300 Area facilities, it was acknowledged by all parties that it would be better to demolish the facility and close the facility, versus clean closing the facility. RL and the State of Washington Department of Ecology (Ecology) staff began work to modify the 324 REC Closure Plan to authorize this change in rationale. However, the Closure Plan modification will not have gone through the requisite public comment period and approval before the milestone comes due. In order to preserve RL's dispute rights, RL initiated dispute resolution with Ecology for TPA milestone M-89-00 on July 29, 2005, via letter 05-AMRC-0387.

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TPA Article VIII, which governs resolutions of disputes between the two parties, states that if the dispute cannot be resolved at the project manager's level, that it may be elevated to the Interagency Management Integration Team. However, this has not proven to be necessary. The attached agreement documents that Ecology and RL Project Managers agree to extend the dispute for another 30 days at their level.

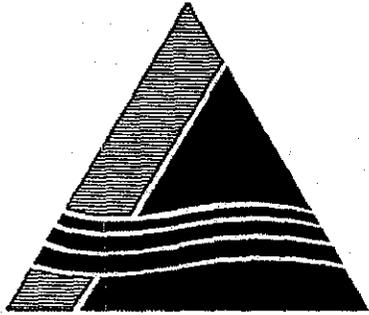
This memorandum, serves as the coordination with the RL manager required by the Delegation of Signature Authority for Project Managers, dated December 9, 2004. Please feel free to contact me with any questions that you may have on this subject on 373-0463.

Kevin D. Bazzell, Interim Project Director
River Corridor Project

*OK - done you
Kurt
9/2/05*

Attachment

cc on page 2



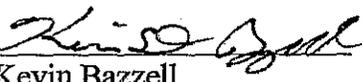
Tri-Party Agreement

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EXTENSION OF DISPUTE AT THE PROJECT MANAGERS LEVEL HANFORD FEDERAL FACILITY AGREEMENT AND CONSENT ORDER MILESTONE M-089-00 COMPLETE CLOSURE OF NON-PERMITTED MIXED WASTE UNITS IN THE 324 BUILDING REC B-CELL, REC-D CELL, AND HIGH LEVEL VAULT CHANGE PACKAGE M-89-05-01 FROM AUGUST 28, 2005, TO SEPTEMBER 27, 2005

Per Hanford Federal Facility Agreement and Consent Order Article VIII, Resolution of Disputes, section E, the Parties agree to a 30-day extension of the Hanford Federal Facility Agreement and Consent Order Major Milestone M-89-00, change package M-89-05-01, dispute at the project managers level from August 28, 2005, to September 27, 2005. The extension is required to allow for agencies to conduct public comment and approval of the 324 Building Closure Plan. The U. S. Department of Energy initiated dispute in the RL to Ecology letter, 05-AMRC-0387, INITIATION OF DISPUTE RESOLUTION FOR M-89-00 on July 29, 2005 and this agreement extends that dispute.



Kevin Bazzell
Interim Federal Project Director
River Corridor Project
U. S. Department for Energy
Richland Operations Office



Rick Bond
Project Manager
State of Washington
Department of Ecology

cc: B. Charboneau, RL
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L. Cusack, Ecology
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Administrative Record H6-08

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