

Agenda -- Senior Trustee meeting -- Hanford Natural Resources Trustee Council
 Thursday, March 13, 2008, 1 – 4 p.m. Richland Federal Bldg., Room 780

Topic (Handout item)	Action	Presenter	Time
Welcome/Introductions <ul style="list-style-type: none"> • Introductions as needed • Confirm meeting end time 	None	Doug Shoop, US Department of Energy	1:00 – 1:05 p.m.
Introduction to NRDA <ul style="list-style-type: none"> • General process • Hanford Status (Handout 1) 	Information Only	Jim Hansen, US Fish & Wildlife Service	1:05 – 1:30 p.m.
Status of Injury Assessment Plan contractor selection process (Handout 2)	Information Only	Dana Ward, US Department of Energy	1:30 – 1:40 p.m.
NRDA budgets <ul style="list-style-type: none"> • 2008 budget report • 2009 funds allocation • Set level for 2010 RL budget request (Handout 3) 	<ul style="list-style-type: none"> • Recommend allocation of 2009 NRDA funds • Discuss possibility of letter requesting added FY 2009 funding • Recommend RL budget request for 2010 NRDA work 	Gabe Bohnee, Nez Perce Tribe	1:40 – 2:40 p.m.
Break/Informal discussion period			2:40 – 3:00 p.m.
Trustee policies and procedures (Handout 4)	Discuss possible MOA changes	Ken Niles, Oregon Department of Energy	3:00 – 3:55 p.m.
Next meeting	Establish tentative time frame and mode for next Seniors meeting	Doug Shoop, DOE	3:55 – 4:00 p.m.

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H-0-6

Handout 1 – NRDA Overview

Jim Hansen, US Fish & Wildlife Service

Issue:

Provide brief background on Natural Resources Damage Assessment Process and describe status of Hanford activities in that process

Recommended Action:

No Action; material provides background/context for other topics on agenda

Handout 2 – Injury Assessment Plan Contractor Selection

Dana Ward, U.S. DOE, Richland Operations

Issue:

The technical trustees worked with RL to issue a request for quotation (proposals) for firms on the GSA schedule, to provide support for the trustees in preparing the injury assessment plan for the Hanford Site. Firms responding were tops in this field. Although most trustees had a preference, the technical trustees reached consensus that all firms were well-qualified; that any would be capable of performing competently; and that therefore there was no clear way to distinguish among the proposals based on technical merit. Therefore, the technical trustees asked RL to assess on the basis of the “best value to the government” criterion and to select accordingly. Because firms are well qualified and there is no clear technical advantage, the “best value” selection will place emphasis on cost in making the selection.

Recommended action:

No action; address questions the Seniors may have on the selection process.

Agenda -- Senior trustee meeting -- Hanford Natural Resources Trustee Council

Thursday, March 13, 2008, 1 – 5 p.m. Richland Federal Bldg., Room 780

Handout 4 – Budgets

2008 budget status, 2009 budget allocation, 2010 RL budget request

Paul Shaffer, Oregon Department of Energy

- **2008 budget report**

Status of funds for 2008 to date and through end of year

- **2009 funds allocation**

Report on projected shortfall and decide on the preferred allocation of the funds available (assuming no additional funds received through earmark or from another source). There must be sufficient funds for the trustees to allow them to support the work of the contractor during phase II of the injury assessment plan preparation. Similarly, if the phase II contractor has too little money to work with, the money supporting the trustees will not be well spent.

- **Action:** Determine the proper allocation of funds for 2009, presuming that the only funds for the year are the carryover from 2008 and the money RL set aside for 2009.

- **Set level for 2010 RL budget request**

Decide the amount that RL should request in the 2010 budget cycle.

- **Action:** Determine the proper amount of funds that RL should request as its target budget for NRDA activities for 2010.

Agenda -- Senior trustee meeting -- Hanford Natural Resources Trustee Council
Thursday, March 13, 2008, 1 – 5 p.m. Richland Federal Bldg., Room 780
Handout 5 – NRTC policies and procedures

Ken Niles, Oregon Department of Energy

Issue:

The NRTC is operating under a single memorandum of understanding that does not explicitly address NRDA activities or provide clear guidance to technical trustees on the limits of their authority or procedures to be followed when consensus cannot be reached.

Actions

Decide the following questions and how those decisions should be captured.

- Whether NRDA should be explicitly in the NRTC memorandum of understanding.
- How technical trustees should proceed when unable to reach consensus on decisions (and how often the senior trustees want to meet or confer by phone to resolve such disputes).
- What authority do technical trustees have for spending money allocated for NRDA activities? What accountability procedures are required?
- How should the technical trustees go about hiring and supervising contractors for various NRDA activities? What accountability procedures are required?

Hanford NRTC Personnel	FY2008 Budget (6 mos: 4/1 - 9/30)		FY2009 Budget	
	Option A mos. 2008)	(6 Option A (2009) (4)	2010 Option A	2010 Option B
Project coordinator	\$50K (1)	\$200K	\$200K	\$200K
Admin. support	\$35k	\$100K	\$100K	\$100K
Phase I Contractor	\$425K (2)	-	-	-
Trustee governments	\$285K (3)	\$1.5M	\$1.67M	\$1.67M
Facilitator	\$20K	-	-	-
Phase II contractor (FY2009)/ Studies	-	\$1.27M*	\$11.092M (5)	\$6M (6)
Total	\$815K	\$3.07M	\$13.612M	\$7.97M
Carryover	\$485K (7)	(approx. shortfall \$1.2M)		

(Notes in table)

- (1) Amount needed to start project coordinator before FY2009 begins
 - (2) Figure includes high bid proposal plus cushion (bids remain procurement sensitive)
 - (3) See Table A below. Amounts highlighted in red are being given up by individual party and carried over into FY09.
 - (4) Funding shortfall approx. \$1 million (\$1.185M) based on DOE commitment of \$1.4 million for 2008 (2007 = \$1.3M)
 - (5) from Cost Account Plan Task II document (Task 2 Summary Cost Table) (2005), upped 3% annually to 2010. Assumes eight studies. Delays increase costs; e.g., inflation between 2005 and 2010 increases costs nearly \$1 million
 - (6) Based on four studies @ \$1.5M each (baseline, 3-D river model, plus two others TBD).
 - (7) Potential carryover into FY2009 = \$485k (from initial FY2008 budget of \$1.3M)
- (Trustees forgo \$300k; -\$15 admin cost est., hire project coordinator late; reduced injury assessment contractor cost estimate)

Table A - Proposed

Trustee costs by

FY (thousands)

FY2008 (6 mos.)

FY2009

FY2010

	FY2008 (6 mos.)	FY2009	FY2010
USDOE	0	0	0
Washington	\$60	\$120	\$120
Yakama Nation	\$150	\$300	\$500
CTUIR	\$75	\$300	\$500
Nez Perce	0 (\$100)	\$200	\$200
Oregon	0	\$150	\$150
USFWS	0 (\$100)	\$0	\$0
NOAA	0 (\$100)	\$200	\$200
Trustee Total:	285	1270	1670

Hanford NRDA

**Where we are,
and
where we are going**

NRDA Activities To Date

- Preassessment Screen
 - By Yakama Nation
 - By Confederated Tribes of the Umatilla Indian Reservation
- Federal Trustees agreed to start NRDA
- In the process of hiring a contractor to conduct Phase I of the Injury Assessment Plan

Injury Assessment Plan

- Injury Assessment Plan process
 - Develops a Conceptual Site Model to identify possible injuries to natural and cultural resources
 - Identifies data that may be relevant to determining injury
 - Reviews relevant data to determine injury, possible injury, and data gaps
 - Identifies studies that need to be conducted to fill data gaps

Injury Assessment Plan, Why two phases?

- The Technical Trustee Council could not define the entire scope of the Injury Assessment Plan
 - Either in area covered by possible injury
 - Or in number of documents that need to be reviewed
- Injury Assessment Plan was phased to allow a contractor to determine scope and bid the activities that the Trustees could define.
 - Phase I will identify a conceptual site model and will identify relevant data sources
 - Phase II will review data, identify injury and possible injury, identify data gaps, and defining possible studies

Injury Assessment Plan Timeline

- Phase I should be complete early in FY09
- Phase II should be complete in mid-FY11

Trustee Involvement

- The Trustees anticipate regular interactions with the contractor, including meetings to
 - Discuss Trustee concerns
 - Identify cultural resource concerns
 - Participate in the development of the conceptual site model
 - Participate in identifying relevant data sources
 - Provide input on review of relevant data

Trustee Involvement (cont.)

- Planning the path forward beyond the injury assessment plan, including
 - Study design
 - Incorporating injury quantification into injury determination studies where warranted
 - Identifying the damage determination method which will likely influence injury studies
 - Identifying the scope of early restoration possibilities

Trustee Involvement (cont.)

- Contribute or write sections of the Injury Assessment Plan
- Review and edit sections of the plan
- Participate in the public review outreach
- Work with the contractor to integrate of cleanup and NRDA studies and actions where possible

Injury Assessment Studies

- We do not need to wait for Injury Assessment Plan to be complete before starting studies
- Data gaps identified early through the development of the Injury Assessment Plan can initiate study development
- Likely studies identified by the Trustees include:
 - Determining baseline conditions
 - 3-D river model

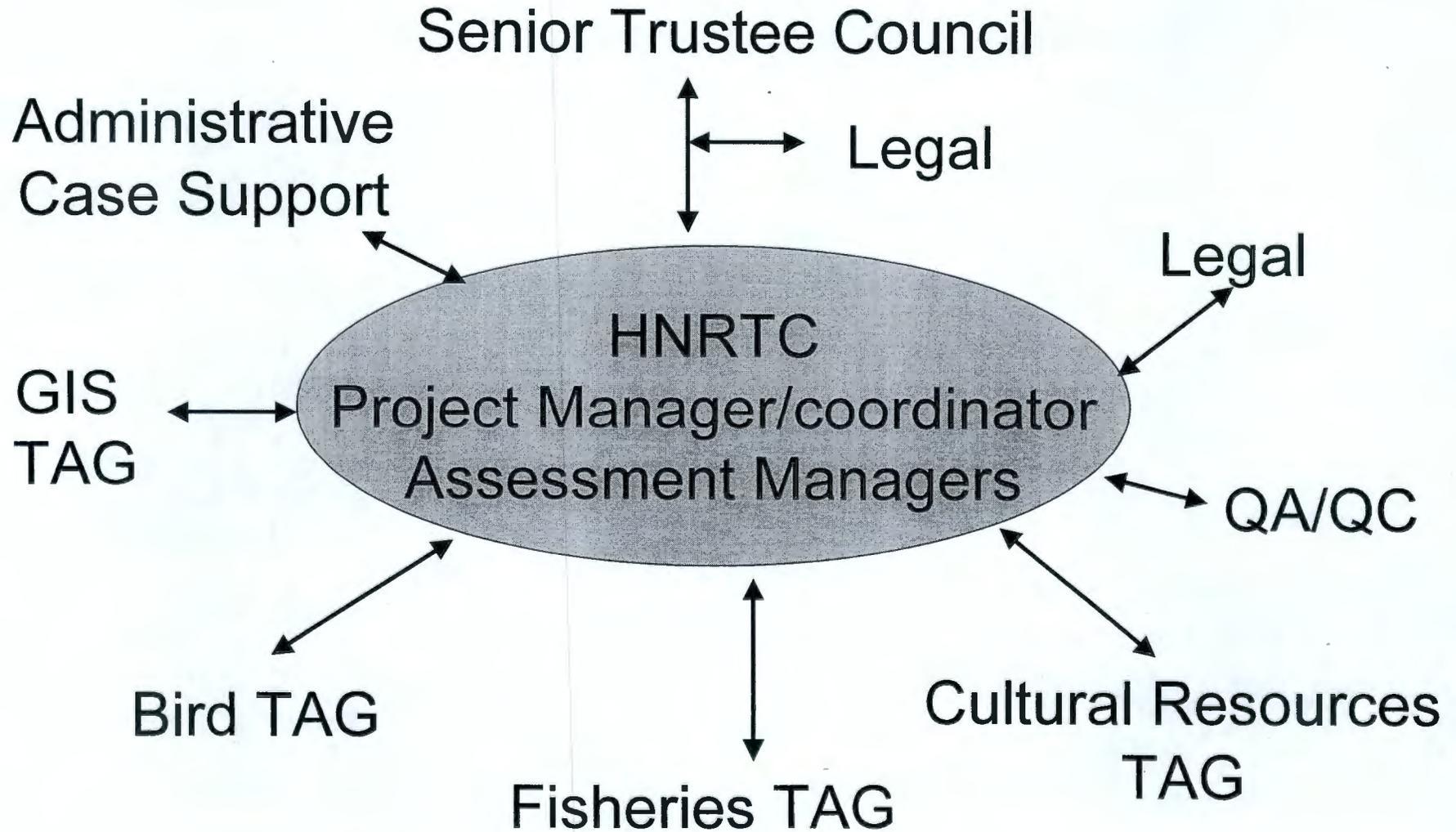
How useful are existing studies?

- Some are possibly very useful, some are not
- Injury (NRDA) is not the same as Risk (Cleanup)
 - Many of the existing studies are informative for Risk Analysis (i.e., cleanup actions), but determination of Injury has its own standards
 - The contractor will help the Trustees determine what is useful and what is not

What to expect for study planning

- Studies need to be highly defensible
- Study plans can take months to develop, more detailed and expensive studies take longer
 - Engage Experts in the field to be studied
 - Develop Sample and Analysis Plans
 - Reach consensus amongst Trustees
 - Develop Health and Safety Plans
 - Develop Quality Assurance Plans
 - Identify groups capable of conducting studies
 - Peer review study plans
 - Secure necessary permits for sampling

Council Structure



Senior Trustee Meeting
March 13, 2008
Richland, Washington

The Senior Trustees of the Hanford Natural Resources Trustee Council were hosted by the Department of Energy at the Federal Building in Richland, Washington on March 13, 2008. The three hour meeting beginning at 1:00 PM covered four subject areas:

1. NRDA at Hanford,
2. Status of the procurement of an NRDA contractor,
3. Funding for NRDA activities in 2009 and 2010; and
4. Status and need for a revised Memorandum of Agreement.

Meeting Notes:

Welcome/Introductions

Welcoming remarks were given by Doug Shoop, Deputy Manager, Richland Operations Office. Dave Brockman, Manager, was in Congressional Caucus briefings in Washington D. C. and unable to attend. Brooklyn Baptiste and Jeffrey Tayer were also not able to attend. A list of attendees and participants is attached to this meeting summary.

NRDA Presentation

Jim Hansen, US Fish and Wildlife Service, gave a power point presentation titled, "Hanford NRDA." Jim discussed current and future injury assessment actions to be taken at Hanford. He also presented a proposed Council Structure. His slides are attached to this summary.

There were a few clarification questions on the conceptual site model and potential incorporation of existing site models. Some clarification was necessary on the Project Managers/Project Coordinators positions on the Council Structure slide.

Status of the NRDA Contractor Procurement

Dana Ward, DOE-RL, presented the status of the contractor selection process for a firm to do NRDA work at Hanford. If there are no hold ups the selected contractor should start the middle of April. Dana's presentation is attached to this summary.

Funding for NRDA Activities in 2009 and 2010

Gabe Bohnee presented a review of the status of the 2008, 2009 and 2010 budget allocations and budget request. Currently there is \$1.3 million for FY 2008 and \$1.4 for FY 2009. Carryover from FY2008 is speculated to be about \$400K which then can be applied to FY 2009. Funding for FY 2010 had a majority and a minority opinion. The majority felt that a budget request of \$2.5M would be appropriate with a gradual ramp up

Senior Trustee Meeting

March 13, 2008

Richland, Washington

to additional funding in FY 2011. The minority felt that with the size and complexity of the Hanford Site that a request between \$8M and \$14M in FY2010 would be more appropriate.

The Senior Trustees discussed the merits and disadvantages of both funding approaches. Some Senior Trustees questioned DOE's commitment and felt actions were strung out. Other Senior Trustees felt we needed to ramp up gradually and to spend the funds wisely to earn credibility.

It was suggested by the non federal Senior Trustees that they need to lobby Congress since federal trustees are not permitted to do these kinds of activities. The Hanford Advisory Board also may be able to champion the NRDA effort through their annual funding letter to DOE.

Doug Shoop requested Greg Jones, Assistant Manager for Administration, speak to the group concerning the timing of funding requests. Greg told the group that for FY2010 a budget request should be ready to send to DOE Headquarters by April 10. Greg also informed the group that a well justified, well written, letter to HQ supporting NRDA funding for FY2010 should be sent in June.

There were some discussions about moving the NRDA funding action out of Program Breakdown Structure (PBS) 100 to an alternate PBS that might have more chance of being funded. Greg said this was a possibility but it would meet stiff competition from other "must do" Tri-party Agreement requirements in other PBSs. He also noted DOE could be as much as \$600M short of meeting TPA compliance in FY2010. This potential shortfall makes funding NRDA very competitive.

DOE requested other Trustee organizations complete their statements of work so a complete budget request could be made for both NRDA work and trust organization oversight.

The Senior Trustees agreed to two actions. First, a solid, well justified, FY2010 funding request be written and sent to HQ by April 10. This is the standard method for requesting funds. Second, a letter be sent to HQ in June to place special emphasis on the need for funding an NRDA program at the Hanford Site. See the Action Items below for specific actions and target dates.

Memorandum of Agreement Discussions

Shelly Hall, legal counsel for the Department of Interior, reviewed the background and history of the current MOA. Many of the Technical Trustees would like to see the MOA rewritten to incorporate NRDA work and some general editing to update and improve current language. DOE has been reluctant to spend time and resources on a rewrite of the MOA and is concerned the MOA rewrite might impact the current lawsuit.

Senior Trustee Meeting

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After some discussion it was determined Shelly would speak to staff at the Department of Justice to see what actions could be taken. Doug said if the Trustees want to rewrite the MOA DOE would review it. Shelly will work with other Trustees to rewrite the MOA in the next couple of weeks.

Next Meeting

Ken Niles volunteered Oregon to host the next Senior Trustee meeting in Boardman, Oregon. A precise date was not established but the Senior Trustees agreed to a June timeframe.

The meeting was adjourned at 4:10.

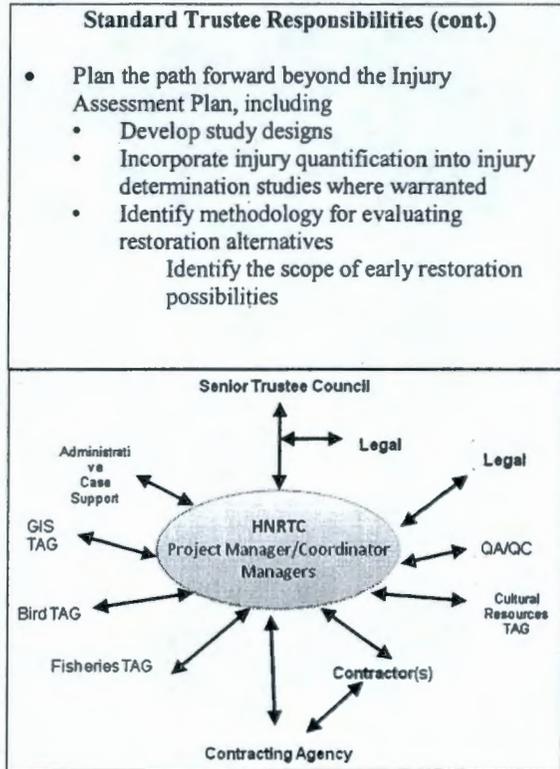
Senior Trustee Meeting
 March 13, 2008
 Richland, Washington

NRDA PowerPoint Presentation

<p align="center">Hanford Model</p> <p align="center">Where we were, Where we are, Where we are going</p>	<p align="center">Trustee Council</p> <ul style="list-style-type: none"> • Trustee Council was structured for technical assistance to cleanup <ul style="list-style-type: none"> • Advisory role • Hanford Trustee Council Model <ul style="list-style-type: none"> • Trust responsibilities • Specific process • Regulations • Decision making roll
<p align="center">Standard Process</p> <ul style="list-style-type: none"> • To determine if there has been injury • To determine the extent of injury • To determine the value and quantification of those injuries • To identify restoration <p>Senior Trustees have ultimate responsibility to fulfill their designated trust responsibility to make the public "whole"</p>	<p align="center">Components of Process</p> <ul style="list-style-type: none"> • Preassessment Screen – Done • Injury Assessment Plan – We are here <ul style="list-style-type: none"> • In the process of hiring a contractor • Injury assessment • Quantification and valuation of injured resources • Restoration planning Restoration
<p align="center">Injury Assessment Plan</p> <ul style="list-style-type: none"> • Phase I <ul style="list-style-type: none"> • Develops Conceptual Site Model to identify possible injuries to resources and the services they provide • Identify existing data that may be relevant to determining injury 	<p align="center">Injury Assessment Plan</p> <ul style="list-style-type: none"> • Phase II <ul style="list-style-type: none"> • Review relevant data to determine injury and data gaps • Identify studies that need to be conducted to fill data gaps • End Result: Injury Assessment Plan Possibly complete by 2010

Senior Trustee Meeting
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 Richland, Washington

Standard Trustee Responsibilities
<ul style="list-style-type: none"> • The Injury Assessment Plan is a Trustee document • Trustees will review and approve the document • Trustee responsibilities are to: <ul style="list-style-type: none"> • Identify trust responsibilities and concerns • Guide the development of the conceptual site model • Ensure that all relevant data sources are identified <p>Ensure the review of data is relevant to the site and to trust responsibilities</p>
Trustee Activities
<ul style="list-style-type: none"> • Write, or contribute to, sections of the Injury Assessment Plan • Review and edit sections of the plan • Provided public outreach • Ensure integration of cleanup and Injury Assessment where possible • Oversight of Contractor



Senior Trustee Meeting

March 13, 2008

Richland, Washington

Presentation on Contractor Procurement: Contractor Selection

Trustees met two times in the fall at facilitated workshops to develop a Statement of Work for a perspective contractor to begin the Natural Resource Damage Assessment process at Hanford.

The 7 Trustees worked collaboratively to develop a Statement of Work that was later refined in to two Phases:

- Phase 1 was to develop preliminary information with the Trustee relative to doing NRDA Plan.
- Phase 2 is to write the Injury Assessment Plan

Last month a request for quote was issued through the General Service Administration schedule. GSA was used to quickly get to registered firms to keep things moving.

Two exceptional contractors with national experience at complex sites within the NRDA world respond.

In a 2 day workshop, the Trustees worked collaboratively to pick the best contractor.

It was determined the 2nd day of the work shop that it was basically a tie. Some Trust organizations felt one candidate had a slight advantage over the other and others Trust organizations felt that it was a draw.

The Trustees including the DOE Trustees were not privy to the budget numbers.

From a purely technical point of view, it was determined that all Trust organizations could support either candidate.

Therefore it was decided that the contractor with the best value to the Trustee council (i.e. "best value to the government") should be selected. This should make it very hard for the unselected firm to challenge the award.

Provided that there is no protest an award should be made late this month and the selected contractor could be working the middle of April.

Senior Trustee Meeting
 March 13, 2008
 Richland, Washington

**Near-Term Actions from the March 13, 2008 Senior Trustee Meeting to
 Develop FY 2010 Budget Request**

Prepare FY 2010 Budget Justification

Develop an FY 2010 Budget Request including any funding required for Phase II of the Injury Assessment Plan and funding request for each trustee to support planned activities. The Technical Trustees will prepare a credible submission with tight, well thought out, justification.

<u>Action</u>	<u>Actionee</u>	<u>Due Date</u>
Provide possible oversight template and example	Hawkins and Goldstein	Complete
Submit Statement of Work for oversight funding (FY 08, 09, 10)	Each trustee organization requesting funds	March 26
Provide detailed justification for FY 10 funding	Hansen, Andrade, Hawkins, others (as interested)	March 26
Submit integrated package for Technical Trustee review	Hansen, Andrade, Hawkins, others	March 28
Provide comments of package	Technical Trustees	April 2 (conference call, if required – Ward arrange)
Submit integrated package and budget recommendation for review by Seniors	Hansen, Andrade, Hawkins, others	April 4
Seniors review for budget call and decision on submittal	Seniors (Ward arrange)	April 7 (telecon)
Budget request submitted	RL (Jones)	April 10

Prepare FY 2010 Budget Support Letter

The Technical Trustees will work with the new contractor to prepare a letter to DOE-Headquarters supporting the FY 2010 budget request.

Prepare draft letter	Lead TBD	May 16
Review and comment on draft letter	Technical Trustees (Ward arrange)	May 23 (telecon)
Finalize draft and submit to Seniors	Lead TBD	June 2
Review letter in preparation for discussion at Senior Trustee meeting in Boardman, Oregon	Seniors - Niles to arrange meeting	June 16 (tentative)
Submit letter to DOE-Headquarters	Brockman, Shoop, Jones	June 30

Senior Trustee Meeting

March 13, 2008

Richland, Washington

Participants:

<u>CTUIR</u>	<u>WDOE</u>
Stuart Harris	Polly Zehm
Rico Cruz	Larry Goldstein
<u>NPT</u>	<u>WDFW</u>
Gabriel Bohnee	Charlene Andrade
Dan Landeen	
	<u>YN</u>
<u>ODOE</u>	Philip Rigdon
Ken Niles	Russell Jim
John Gear	Ray Givens
	Brian Barry (Phone)
	<u>USDOE/RL</u>
<u>USFWS</u>	Doug Shoop, RL
Ren Lohofener	Dana Ward, RL
Greg Hughes	Steve Weil, RL
Jim Hansen	Francis SiJohn, RL
	Greg Jones (briefly for budget info)
<u>DOI</u>	
Shelly Hall	
	<u>USDOE/ORP</u>
<u>Absent</u>	Woody Russell, ORP
Dave Brockman, RL	
Brooklyn Baptiste, NPT	
Jeff Tayer, WDFW	

Agenda -- Senior Trustee meeting -- Hanford Natural Resources Trustee Council
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NRDA budgets • 2008 budget report • 2009 funds allocation • Set level for 2010 RL budget request (Handout 3)	• Recommend allocation of 2009 NRDA funds • Discuss possibility of letter requesting added FY 2009 funding • Recommend RL budget request for 2010 NRDA work	Gabe Bohnee, Nez Perce Tribe	1:40 – 2:40 p.m.
Break/Informal discussion period			2:40 – 3:00 p.m.
Trustee policies and procedures (Handout 4)	Discuss possible MOA changes	Ken Niles, Oregon Department of Energy	3:00 – 3:55 p.m.
Next meeting	Establish tentative time frame and mode for next Seniors meeting	Doug Shoop, DOE	3:55 – 4:00 p.m.

Handout 1 – NRDA Overview

Jim Hansen, US Fish & Wildlife Service

Issue:

Provide brief background on Natural Resources Damage Assessment Process and describe status of Hanford activities in that process

Recommended Action:

No Action; material provides background/context for other topics on agenda

Handout 2 – Injury Assessment Plan Contractor Selection

Dana Ward, U.S. DOE, Richland Operations

Issue:

The technical trustees worked with RL to issue a request for quotation (proposals) for firms on the GSA schedule, to provide support for the trustees in preparing the injury assessment plan for the Hanford Site. Firms responding were tops in this field. Although most trustees had a preference, the technical trustees reached consensus that all firms were well-qualified; that any would be capable of performing competently; and that therefore there was no clear way to distinguish among the proposals based on technical merit. Therefore, the technical trustees asked RL to assess on the basis of the “best value to the government” criterion and to select accordingly. Because firms are well qualified and there is no clear technical advantage, the “best value” selection will place emphasis on cost in making the selection.

Recommended action:

No action; address questions the Seniors may have on the selection process.

Handout 3 – Budgets

2008 budget status, 2009 budget allocation, 2010 RL budget request

Gabe Bohnee, Nez Perce Tribe

- **2008 budget report**

Status of funds for 2008 to date and through end of year

- **2009 funds allocation**

Report on projected budget shortfall and recommend allocation of the funds available (assuming no additional funds received through earmark or from another source). Funding must strike a balance between support for the contractor and trust organizations. There must be sufficient funds for the trustees to allow them to support the work of the contractor during Phase I and Phase II of the injury assessment plan preparation. Similarly, the Phase II contractor must be adequately funded; if they have too little money to work with, they will not be able to efficiently do their work and resources given to trustees will not be well spent.

Discuss the possibility of preparing a letter requesting additional FY 2009 funding.

- **Action:** Recommend allocation of funds for 2009, presuming that the only funds for the year are the carryover from 2008 and money set aside by RL for 2009.

- **2010 budget request**

The technical trustees have a majority and minority view (i.e., could not reach consensus) on funds needed to advance the NRDA process in FY 2010 and beyond. The majority feels, largely based on extensive experience at other sites and the personal experience of council members in managing NRDA studies, a ramp-up of roughly 60% per year leading to requests of \$2.5M in FY 2010 and \$4.5M in FY 2011.

The minority feels the size and complexity of the Hanford site exceed other sites by an approximate factor of 10 and funding should reflect this, suggesting funding between \$8M and \$14M in FY 2010.

- **Action:** Recommend the amount of funds RL should request as its target budget for NRDA activities for 2010.

Handout 4 – NRTC policies and procedures

Ken Niles, Oregon Department of Energy
or
Shelly Hall, Legal Representative
U. S. Department of Interior
for
U. S. Fish and Wildlife Service

Issue:

The NRTC is operating under an aging Memorandum of Agreement (MOA) that was developed early in the life of the Trustee Council, which was formed as a technical advisory group. Also, it was developed when the purpose of the Council was only to provide technical support for CERCLA cleanup. The MOA does not explicitly address NRDA activities or provide guidance to technical trustees on the limits of their NRDA authority or procedures to be followed when consensus cannot be reached.

Actions

Discuss and provide recommendations on items put forward by the technical trustees – specifics still in development at the time this agenda is issued, but anticipated to include:

- Should NRDA explicitly be included in the NRTC memorandum of understanding?
- How should technical trustees proceed when unable to reach consensus on decisions (and how often do senior trustees want to meet or confer by phone to resolve such disputes)?
- What authority do technical trustees have for spending money allocated for NRDA activities? What accountability procedures are required?
- How should confidentiality be addressed in the revised MOA, both to protect procurement and/or litigation-sensitive materials and to protect information concerning tribal resources and practices?



Department of Energy
Richland Operations Office
P.O. Box 550
Richland, Washington 99352

08-AMSE-0009

FEB 28 2008

Mr. Gabriel Bohnee, Director
Environmental Restoration/
Waste Management Program
Nez Perce Tribe
P.O. Box 365
Lapwai, Idaho 83540

Dear Mr. Bohnee:

HANFORD NATURAL RESOURCES TRUSTEE SENIOR MANAGEMENT MEETING

On behalf of the Trustee Council, I would like to invite you to the first Hanford Natural Resources Trustee senior management meeting of 2008. The meeting will be held March 13, 2008, 1:00-5:00 p.m. in Room 780 of the Federal Building. My staff will make arrangements for anyone needing temporary badging.

I anticipate an interesting meeting as our Council members have made significant progress in Injury Assessment Planning and have asked for guidance in several areas. I understand the Council will provide an agenda to you as soon as it is available.

If you have additional questions please contact me or your staff may contact Al Hawkins on (509) 376-9936.

Sincerely,

A handwritten signature in cursive script that reads "David A. Brockman".

David A. Brockman
Manager

AMSE:ARH

cc: Administrative Record, H6-08



Department of Energy
Richland Operations Office
P.O. Box 550
Richland, Washington 99352

08-AMSE-0008

FEB 28 2008

Mr. Phillip Rigdon, Deputy Director
Department of Natural Resources
Confederated Tribes and Bands
of the Yakama Nation
P.O. Box 151
Toppenish, Washington 98948

Dear Mr. Rigdon:

HANFORD NATURAL RESOURCES TRUSTEE SENIOR MANAGEMENT MEETING

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David A. Brockman
Manager

AMSE:ARH

cc: Administrative Record, H6-08



Department of Energy
Richland Operations Office
P.O. Box 550
Richland, Washington 99352

08-AMSE-0007

FEB 28 2008

Mr. Stuart Harris, Director
Department of Science and Engineering
Confederated Tribes of the
Umatilla Indian Reservation
P.O. Box 638
Pendleton, Oregon 97801

Dear Mr. Harris:

HANFORD NATURAL RESOURCES TRUSTEE SENIOR MANAGEMENT MEETING

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David A. Brockman
Manager

AMSE:ARH

cc: Administrative Record, H6-08



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Richland Operations Office
P.O. Box 550
Richland, Washington 99352

FEB 28 2008

08-AMSE-0006

Addressees – See Attached

HANFORD NATURAL RESOURCES TRUSTEE SENIOR MANAGEMENT MEETING

On behalf of the Trustee Council, I would like to invite you to the first Hanford Natural Resources Trustee senior management meeting of 2008. The meeting will be held March 13, 2008, 1:00-5:00 p.m. in Room 780 of the Federal Building. My staff will make arrangements for anyone needing temporary badging.

I anticipate an interesting meeting as our Council members have made significant progress in Injury Assessment Planning and have asked for guidance in several areas. I understand the Council will provide an agenda to you as soon as it is available.

If you have additional questions please contact me or your staff may contact Al Hawkins on (509) 376-9936.

Sincerely,

A handwritten signature in cursive script that reads "David A. Brockman".

David A. Brockman
Manager

AMSE:ARH

cc: Administrative Record, H6-08

Addressees – Letter dated FEB 28 2008
08-AMSE-0006

M. Grainey, ODOE
R. Lohofener, USFWS
J. Manning, Ecology
K. Niles, ODOE
J. Tayer, WDFW
P. Zehm, Ecology



Department of Energy
Richland Operations Office
P.O. Box 550
Richland, Washington 99352

FEB 28 2008

08-AMSE-0006

Addressees – See Attached

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Task# DOE-AMSE-C-2008-0006

Shoop for Brockman

TASK DUE DATE HISTORY

No Due Date History

SUB TASK HISTORY

No Subtasks

-- end of report --

3/13/08

Senior Trustee Meeting

Introduction by Doug Shoop.

Dave in D.C. gives his regrets for not being

Brooklyn Baptist personal actions can't be done

Jeff Taylor not able to make the meeting

Brian Barry on telephone

Jim Hansen reviews his set of slides by power point.

Some questions

- CSM

- Project Managers/Coordinators

- IAP by 2010, not Injury Assessment

Dana Ward presents Contractor selection

Gabe Bohner reviews budgets

2008

2009

Phil concern on spending 2009

we want the best NRDP process

that we can afford.

appears that there will be trade offs
contractor vs oversight by
the trustees

3/13/08

1.7 Million for 2009 is needed.

Doug: Funds are committed in 2009

FY10 is the best opportunity to get funds with your support.

Project Manager from Ren. Take funds from Employee fund which would turn 200K over to Trustee Council

Ren Understands
look at 2010 with hope
New admin Quattrone

Phil looks strong out?

Is the commitment really there?
Dave, Keith made commitment

Ren This is long term multiple yrs.

Phil I understand. This is not a large sum of money. 2 billion is 1.4 only what you can get.

Doug: realize no money 2M not carry
we found 1.4

\$425K rough cost for phase 1

Ray Givens: Talks of Portland Harbor

3/13/08

Portland 1/10 rings of Hanford
COOK for plan

Polly Phase I how long

Dana 12 month, we may have a product.

Ken Things are taking longer than expected.
COO to growth seems appropriate
understand frustration YN but we
don't want to bite off too much.

Ramp up

Encourage that look at PM and other
cost savings

look at other pots of money.

HAB look at sending request to
Rispali, FY09 ask for \$2M
be added back. chance to get
into HAB advice. Need the
Tribes to help support.

May not get the 2M but it may help
HAB budget over the next couple
weeks

~~FY10, hear from DOE on~~

Phil

support the funding.

we need to ramp up faster. Don't cap
ourselves at COO. will add
more staff on or, WA others.

Taking too long. This is half hearted effort.
We are not going to set back and
let this happen.

Fish restoration get to a certain stage
hit ground running.

Not connecting.

Shelby

What we are hitting is the Fed budget
process. Iterative process. Wealth
of information out there to work on.
Need solid numbers that withstand
scrutiny.

I have reviewed proposals. If you
ask for \$5M. No. You need to
get in order - studies. What studies
will do.

Tough to ask for lots of money and not
base it on solid objectives.

Palley

Quality of the product. That is a big
responsibility - Trust of the people.

Pace is important. We may try to go
too fast.

Most irresponsible is not to ask for any
money but similar to ask for
too much and can't produce.

Polly: continued you invested in us to do good with money we need to deliver.

Part is timing problem because we don't know what we need. Can lose a full cycle. Worry about extrapolate can be a problem.

Phil: I do not disagree

in 2009 we have Phase I & II we have not funded enough to get to 2010.

Putting CO to Cap may be restrictive

concern we are short funding the systems.

can we determine what is needed.

Ren 1.76 for FY09 what do you think we need?

phil \$3M If you fund trustees possible short fall if contractor is \$1.5M Notley for trustees

what is needed into the future

Ken CO to is not a cap, just realistic need a balance can't give all to one (contractor) or trustee.

John

1.7 to 3.1

Problems with balance.

Dan

advice from Bob Foley CO to
too hard to spend large sum of
money.

Jim

Before ^{working for} ~~working~~ USFWS, I ^{worked} ~~worked~~
for a consultant. Did a lot of
work. The more a study cost the
more planning. It takes time.
The few large studies take 8
months and 2 yrs to complete

1 study or 2 studies you have
delays to get to the work.

Small studies can go faster

We can plan studies, plan, study
so on. The ramp up is
best from my experience.

Ren

our vehicle in 2010 is to gain
credibility. Lot easier to get money
if you are trusted.

you are right Ren

Dave

Best opportunity in 2010. We have a
competit request - justified

Ren

: Non Federals need to lobby.
we will do it but you need to
demonstrate a commitment.

shelley

we have really 2 good firms.
Really makes a statement to me

To do work.

We didn't get here as quickly as we wanted but we are there now. DOE is showing inclination to move on.

Phil:

- Not disagree
- but concern for 2010, so many heartless concern were out before we have a finished product. Not good enough for the Y.N.

Funding:

1. Funding Gaps here at the fund
2. HQ Gaps at that level
3. Congressional

Grade

Review:

- HAB support
 - Tribes for support
 - Brooklyn visited with Rispoli
 - STWS NRDPA discussed
- Letter to INEET.

John

what is important in 2010 is getting a line in the budget

Recommend wrap 2009 and

Get some agreement for what to ask for in 2010

Dovey

I know you have directed comment to phil. I think we need to go with 2010. We need Technical justification.

Phil.

We have trouble justifying

Ray

Fate & Transport is info basic to all NRDA. This is a big operation at Hanford. Justify more than 2.5M is there.

3:00-3:05 (Break)

Greg Jones

Steps to explain budget.

April 10th due to

OMB Due to Sept

our target
target



"Letter" to HQ for funds
well explained

Done before June mid to end.

Do both support our target
and in target.

Greg

vulnerability?

candid: PBS 100

vitaly important

Ken

would like to see CERCLA NRD is a
have to do.

shelly

what work we are performing if we do a
good job can we put it into another
PBS. Greg ya. PBS 40.

Greg: Note we are \$600M short of TPA
compliance in R'10

Phil: work with Dana to put together a proposal

Doug: integrated budget proposal from all trustees

Pally: we need to scrub a proposal.

shelly: work with our budgeting people

Doug: work together to support a letter before June.

* Given some information from contractor

shelly: We need to get together to present to Seniors a budget proposal for 2010 and 2009

Ren: credible submission for FY 10
need very tight justification
ie 2 FTE to support the
injury prevention plans.

Jim: scope of work from Wash & USFWS

* Senior Trustee Conference call for budget
submittal

Action: Allyn, cheryl, Jim first act with
workscape from Trustee needs

3:38

Shelley:

Reviews MOA background, history

- non enforceable
- independent authority not lost
- framework on how we make decisions
- MOA should reflect what we are doing.

Review how decisions could be made.

- strive for consensus
- Dispute resolution
- Abstention, one part keeps out.
- Confidentiality
- Document Management -
also confidential
for states

Bylaws

- Consider changes to
- Review by the Seniors

- Recommendation to the Seniors.

Don't think that there will be lots of time and resources.

(Public needs to know)

Doug

our legal council has concerns.

DOE can't stop other Trustees

DOE will look at the changes

1. DOE may accept
2. legal may kick & scream

Shelley:

will talk to DOJ to see what can be done.

Doug

Give it a try (may not be here after what I said)

Fally

Good remarks to proceed on MOA

~~Ray~~ Daug

If you write it we will review

shelly

will take next few weeks rewrite

Ken

offer host meeting Boardman

Possibly June

conference call in April

* Daug will talk to Greg to get precise information so a good date can be set for June or May to meet need of letter to HQ on funder request.

4:10 Adjourn

Senior Trustee Meeting

March 13, 2008

Hosted by Dept. of Energy

Richland, Washington

Mgr's CR/780

	Name	Initial	Organization	Email	Phone
1.	Doug Shoop	DSS	DOE	Doug_S_Shoop@rl.gov	509-376-6880
2.	Dana Ward	ocw	DOE	dana_c_ward@rl.gov	509-372-1261
3.	Ren Lohofener	RL	USFWS	Ren_Lohofener@fws.gov	503-231-6118
4.	Jim Hansen	JAH	USFWS	Jim_Hansen@fws.gov	509-893-8034
5.	Polly Zehm	Pz	ECOLOGY	Pzeh461@ecy.wa.gov	360-407-7011
6.	Larry Goldstein	LG	ECOLOGY	lgol461@ecy.wa.gov	360-407-6573
7.	Jeff Tayer		WDFW	tayerjit@dfw.wa.gov	509-575-2740
8.	Charlene Andrade	CA	WDFW	andracaa@dfw.wa.gov	360-902-2546
9.	Ken Niles	KN	OREGON	Ken.niles@state.or.us	503-378-4966
10.	John Gear	G	OREGON	John.gear@state.or.us	503-378-4456
11.	Stuart Harris	SH	CTUIR	stuartharris@ctuir.com	541-278-5380 ^{966 2400}
12.	Rico Cruz	RC	CTUIR	Ricocruz@ctuir.com	541-966-2803
13.	Brooklyn Baptiste		NPT	Brooklynb@nezperce.org	
14.	Gabe Bohnee	GB	NPT	gabeb@nezperce.org	208-843-7375
15.	Dan Landeen	DL	NPT	danl@nezperce.org	208-843-7375
16.	Philip Rigdon	PR	YN	prigdon@yakama.com	509-865-5121
17.	Jay McConaughey		YN	mccon.j@clearwire.net	509-945-4797
18.	Russell Jim	RJ	YN	russell@yakama.com	509-452-2502

Senior Trustee Meeting

March 13, 2008

Hosted by Dept. of Energy

Richland, Washington

Mgr's CR/780

	Name	Organization	Email	Phone
19.	Greg Hughes	USFWS	greg-m-hughes@fws.gov	371-1801
20.	RAY GIVENS	YAKAMA NATION	raygivens@givenslaw.com	425 641 5949
21.	Woody Russell	DOE-OEP	woody_russell@oep.doe.gov	509-375-5227
22.	Shelly Hall	DOI/SOL	shelly.hall2@verizon.net	425/562-3056
23.	STEVE WEIL	DOE/RL	STEPHON_R_WEIL@RL.GOV	509 372-0879
24.	FRANCOIS ST JOHN	DOE/RL	FRANCOIS_A_SJ@RL.GOV	376-0288
25.	Brian Barry (phone)	YN		
26.	Greg Jones (encl.)	RL		
27.				
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