

START

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DON'T SAY IT --- Write It!

DATE: April 9, 1991

TO: L. E. LITTLE, AME
W. W. BIXBY, DME
J. H. HUNTER, AMO
J. P. HAMRIC, DMO

FROM: S. H. WISNESS, AME/TPA

Telephone: 6-6798

cc w/attach: TPA OFF FILE
S. H. WISNESS, TPA
cc w/o attach: TPA RDG FILE

SUBJECT: TPA NEGOTIATIONS

ATTACHED IS THE MEETING NOTES FROM THE TPA NEGOTIATION SESSION HELD WITH ECOLOGY AND EPA ON APRIL 4, 1991. PLEASE LET ME KNOW IF YOU HAVE ANY QUESTIONS.

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MEETING NOTES

TPA CHANGE PACKAGE NEGOTIATIONS

APRIL 4, 1991

Attendees

Ecology - Tim Nord, Toby Michelena, Don Provost, Mike Gordon

EPA - Dan Duncan

DOE-RL - Steve Wisness, Ken Bracken, Johnnie Newson, Margo Anthony

WHC - Linda Powers, Rick Wojtasek, Randy Roberts, George Jackson

Commitments

By April 5, provide verbal status on ability to meet September 1991 stabilization schedule (4 tanks) - Action: Johnnie Newson

By April 12, provide TPA target dates for start of salt well pumping from individual SSTs during 1991 and 1992. Information will also be provided on the duration of pumping each tank and the calculation which derives those figures - Action: Johnnie Newson

By December 31, 1991, DOE will notify Ecology and EPA in writing on its readiness (or lack of readiness) to pump flammable gas tanks. This notification will be a target date under SST stabilization - Action: Johnnie Newson

By April 5, 1991, DOE will identify a date to provide written status on Tank 241-C-106 stabilization, including issues to be addressed and timeframe for resolution - Action: Steve Wisness and Ron Gerton

DOE will include SST stabilization as an agenda item for all future SST unit manager meetings - Action: Margo Anthony and Johnnie Newson

By April 30, 1991, DOE will resubmit the SST characterization (M-10-04) change request with a proposed date for an integrated SST/DST sampling plan - Action: Margo Anthony.

By April 11, 1991, WRAP unit managers meeting, DOE will evaluate impact of one-year delay to construction start - Action: Ken Bracken

Unit managers may request letter reports on the status of work toward meeting affected TPA milestones. These letters will be appended to unit manager meeting minutes - Action: All DOE unit managers

Beginning with June TPA Quarterly Progress Report (due August 15), DOE will provide written quarterly status on impacts that safety concerns may have on

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meeting TPA milestones - Action: All DOE unit managers/contractor representatives

General Discussion

Ecology stressed the need for DOE to keep Ecology better informed of issues which arise relative to completion of TPA milestones. Ecology expressed its displeasure with the lack of timeliness regarding the submittal of the majority of the change requests. Ecology requested more target dates and better dialogue to eliminate future surprises. Ecology also emphasized the need to be certain that schedules are realistic and achievable. Success-oriented schedules that do not anticipate potential problems are considered to be losers for all three parties. Ecology wants to minimize the need for milestone changes but, at the same time, wants change requests to be processed when DOE/WHC first thinks a milestone will be missed rather than waiting until it's a certainty. Ecology also requested increased involvement in the development of priorities when TPA milestones could be impacted by new work scope and/or budget shortfalls.

Because of the significant impact safety issues appear to be having on milestone schedules, Ecology requested that DOE add a section to the TPA Quarterly Progress Report for discussion of safety issues which are impacting TPA schedules. These safety issues should not be limited to tank safety. DOE agreed to incorporate this into the progress reports beginning with the April - June 1991 report, which is due August 15, 1991.

Summary of Change Package Disposition

M-01-00, Grout: Ecology will deny the change request but will acknowledge the need to adjust the grout schedule.

M-02-00, B Plant: Ecology proposes canceling the Part B, negotiating a date for a closure plan, putting remaining actions in change package on hold.

M-03-00, HWVP: Not discussed.

M-05-00, SST Stabilization: Ecology will approve the change package with conditions (see discussion below).

M-10-00, SST Characterization: Ecology will deny the change request but will acknowledge the need to adjust the sampling schedules.

M-18-00, WRAP: Ecology will deny the change request but will propose an alternate schedule.

M-24-00, Groundwater Wells: Ecology will deny the change request, but propose to establish CY 1991 milestone for 58 wells.

Grout Change Package Discussion

Ecology acknowledged that the grout schedule needed to be slipped and that any new schedule established should be realistic. There appeared to be general agreement that the schedule slip should be at least 19 months. However,

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Ecology does not fully accept as "good cause" the reasons for change which were identified in the change request. Specifically, Ecology does not accept the 3-month slip due to funding and does not fully accept the 16-month slip due to the FSAR. Ecology believes some of the FSAR issues are valid but disagree that management issues associated with the FSAR constitute "good cause" for change under the TPA. Ecology also challenged the timeliness of the change request submittal. As such, the change package will be denied.

Since Ecology did accept the need for at least a 19-month extension to the grout schedule, it was requested that in the Ecology letter of denial, Ecology state that it found only 12 months of the proposed schedule slip to be valid based upon the reasons provided in the change request but that subsequent to the submittal of the change request other issues had been identified which would require further schedule delays. Ecology agreed to take the request under advisement.

Pretreatment Change Package Discussion

This discussion was very short. Ecology proposes to cancel the October 1991 milestone for the B Plant Part B submittal, requesting that DOE identify a new date for the submittal of a closure plan. DOE made no commitments regarding B Plant, citing the need to evaluate the impact of such action on future B Plant activities, including TRUEX pilot plant before reaching a decision. A conference call is planned for April 5, 1991, to discuss the Ecology proposal further.

Single-Shell Tank Stabilization Change Package Discussion

Ecology accepts the SST stabilization change package but requests additional information be provided. Specifically, Ecology wants target dates (nonenforceable) established for initiating pumping in each tank. Ecology also requested information on how we calculate pumping times to enable them to better judge our progress and ability to meet the stabilization milestones.

Since the SST stabilization schedules are based upon the assumption of resolution of safety issues, Ecology also requested a letter notifying them of the status of resolution of the flammable gas safety issues by December 31, 1991. This status should reflect any DOE decision regarding the need for further delays to the pumping of S/SX Farms in FY 1992.

Ecology noted that it was informed last week by DOE/WHC that the 1996 date to complete interim stabilization of C-106 would not be met. DOE took an action to obtain a status of this issue and to provide a date to Ecology for a written report (letter) regarding the issues associated with C-106 stabilization. The letter report will also address the proposed schedule for resolution of the identified issues.

In order to ensure timely communication with Ecology regarding stabilization issues, the SST unit manager meetings will be expanded to address stabilization as well as characterization and closure of SSTs.

SST Characterization Change Request Discussion

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Ecology will deny the change request despite acknowledgement that good cause exists for the change. Ecology is concerned that the change request only addressed M-10-04 and it is clear that M-10-05 is also in serious jeopardy. Ecology is also concerned that competing tank sampling priorities (i.e., double-shell tanks) will continue to impact the ability to meet SST characterization schedules. Ecology recommends that the SST characterization responsibility and DST characterization responsibility be managed by the same organizations within DOE and WHC to minimize the schedule conflicts. DOE agreed that integration of the sampling schedules and priorities was necessary. By April 30, 1991, DOE will resubmit the SST characterization change package to include an interim milestone for submittal of an integrated sampling plan. Decisions regarding specific changes to the M-10-00 interim milestone dates will be based upon the integrated sampling plan.

WRAP Change Request Discussion

Ecology will deny the change request as written. As with other change packages which identified funding as a reason for the schedule slip, Ecology did not consider the reprogramming delay to constitute "good cause" for the schedule adjustment.

Ecology had a counter-proposal for the WRAP change request: slip the construction start date one year to accommodate the RCRA permitting needs; establish an interim milestone for Ecology to issue the permit by December 1993; complete construction by March 1997; maintain the operational start date of September 1996.

DOE explained that the readiness review schedule could not be shortened to six months as would be required by the Ecology proposal and that to recover six months in the construction schedule would cost an additional \$6.5 million. DOE did agree to evaluate the impact of delaying the construction start by one year to accommodate the Ecology permitting schedule. DOE will discuss the schedule impacts at the April 11 unit managers meeting. Neither Ecology nor DOE indicated that WRAP did not qualify as a RCRA interim status facility. In fact, Ecology was very careful to indicate that it had not evaluated the status of the facility.

Groundwater Well Change Package Discussion

Ecology will deny the change request. Ecology bases the denial on the fact that DOE notified Ecology that the CY 1990 SST drilling schedule was still achievable if Ecology made a decision by August 20 to allow drilling to resume and that it was a funding shortfall which prevented drilling from resuming immediately after Ecology approval was received. Once again, Ecology refuses to accept the six-week funding delay as "good cause" for a schedule slip. A significant amount of discussion was held regarding the other causes for the schedule delay, but Ecology always came back to the six-week funding delay.

Ecology made a counter-proposal to deny the change to the CY 1990 milestone but to approve the CY 1991 milestone changes. DOE indicated it would not agree to any increases to the CY 1991 drilling requirements without receiving agreement on the CY 1990 change. Ecology urged DOE to reconsider its decision.

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Agreements on M-05-03
SST Stabilization
April 4, 1991

USDOE will provide verbal status on pumping four (4) tanks by
September 1991.

4/5/91

USDOE will provide TPA target dates for the start of salt well
pumping from individual single-shell tanks during 1991 and 1992.
Information will also be provided on the duration of pumping
each tank and the calculation which derives those figures.

4/12/91

~~USDOE will provide Ecology and EPA a letter evaluating options
for stabilization of 241-C-106 by September 1996.~~

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~~Select date~~
~~4/19/91~~
~~4/5/91~~

Unit managers may request letter reports on the status of work
toward meeting affected TPA milestones. These letters will be
appended to unit manager meeting minutes.

Ongoing

USDOE will provide written quarterly status on impacts that safety
concerns may have on meeting TPA milestones.

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August 15
~~next TPA~~
Qtr. Report

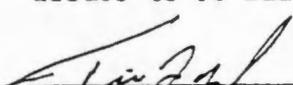
USDOE will notify Ecology and EPA in writing on its readiness to
pump flammable gas tanks. This notice submittal will be set as
a TPA target date.

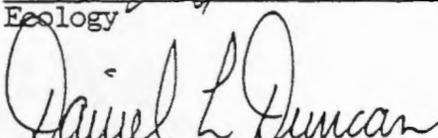
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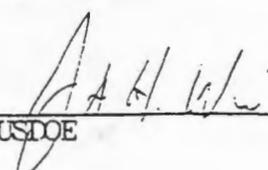
USDOE will identify a date to provide status on C-106 stabilization,
issues to be addressed, and timeframe for resolution.

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Scheduled for 1996


Ecology


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