

United States Government

Department of Energy

**memorandum**

Richland Operations Office

DATE:

REPLY TO  
ATTN OF: AMRC:KDB/06-AMRC-0028

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

TO: Keith A. Klein  
ManagerTHRU: M. J. Weis, Deputy Manager *MJ Weis*  
L. Erickson, AMRC *L Erickson***RECEIVED**  
NOV 15 2005**EDMC**

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.

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 (509) 373-0463.



Kevin D. Bazzell, Interim Project Director  
River Corridor Project

Keith A. Klein  
06-AMRC-0028

-2-

Attachment

cc w/attach:

D. Butler, WCH

L. J. Cusack, Ecology

F. W. Bond, Ecology

J. C. Fulton, WCH

R. Piipo, FHI

Administrative Record H6-08



## Tri-Party Agreement

**EXTENSION OF DISPUTE AT THE PROJECT MANAGERS LEVEL HANFORD FEDERAL FACILITY AGREEMENT AND CONSENT ORDER MILESTONE M-89-00 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 OCTOBER 27, 2005, TO NOVEMBER 26, 2005**

Per Hanford Federal Facility Agreement and Consent Order Article VIII, Resolution of Disputes, section E, the Parties agree to a third 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 October 27, 2005, to November, 26, 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.

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

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Rick Bond  
Project Manager  
State of Washington  
Department of Ecology

cc: B. Charboneau, RL  
D. Butler, WCH  
L. Cusack, Ecology  
K. Bazzell, RL  
L. Erickson, RL  
Administrative Record H6-08

R. Guercia, RL  
R. Piippo, FH  
B. Williamson, RL  
D. Evans, RL