



Northern New Mexico Citizens' Advisory Board
A U.S. Department of Energy Site-Specific Advisory Board
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Final Minutes:

Northern New Mexico Citizens' Advisory Board
September 27, 2006
2:00 p.m. to 8:30 p.m.
Jemez Complex, Santa Fe Community College
6401 Richards Avenue, Santa Fe, New Mexico

Members in Attendance:

J. D. Campbell, Chair
Grace Perez, Vice Chair
Fran Berting
David Church
Richard DeerTrack
Barbara Gonzales
Erlinda Gonzales
Pam Henline
Mary Pat Kraemer
Donald Jordan
Ray Loretto
Jon Rudnick
Darlene Strosnider
Chris Timm

Members Absent:

James Janis

NNMCAB Staff:

Menice B. Santistevan, Executive Director
Grace Roybal, Office Administrator
Lorelei Novak, Manager of Technical Programs and Outreach
Eddie Roybal, Sound Technician

Department of Energy Deputy Designated Federal Officer (DDFO): Christina Houston,
Gaeton Falance, Deputy DDFO.

Ex Officio Members:

George Rael
Andy Phelps
James Bearzi

Guests:

Vivian V. Valencia Bechman	Shaw E& I
Lee Lujan	LANS
James Rickman	LANS
Michelle Martinez Woodson	DOE LASO

Minutes:**I. Call to Order, Christina Houston, DDFO**

The regular bi-monthly meeting of the Northern New Mexico Citizens' Advisory Board (NNMCAB or CAB) meeting was held on Wednesday, September 27, 2006 at the Santa Fe Community College, Jemez Complex, Santa Fe, NM. The meeting was called to order by Christina Houston, DDFO, on behalf of the Department of Energy. She turned the meeting over to J. D. Campbell, Chair. The regular meeting of the NNMCAB was open to the public and posted in The Federal Register in accordance with the Federal Advisory Committee Act.

II. Establishment of a Quorum

Ms. Novak took the roll. Fourteen members were in attendance. Ms. Santistevan stated that Board members in attendance established a quorum for conducting Board business.

III. Welcome and Introductions, J. D. Campbell, Chair

The Chair welcomed Board members and guests to the September meeting of the CAB. Dr. Campbell reported on the success of the recent SSAB Chairs Meeting hosted by the NNMCAB, on Sept. 6th through 8th. He thanked the NNMCAB Staff for the "flawless" meeting and then thanked Lorrie Bonds-Lopez and LANS for hosting a very successful tour of LANL.

IV. Approval of Agenda

The Chair asked that the proposed Agenda be amended to add a report from Ms. Elizabeth Withers, DOE, to give the CAB an update on the Draft Site Wide Environmental Impact Statement (SWEIS). **Dr. Berting made a motion to approve the Agenda, as amended, and Mr. Church seconded the motion.** The Agenda was approved, as amended.

V. Approval of CAB Minutes from July 26, 2006

Dr. Campbell asked the Board to approve the draft minutes for the July 26th meeting, with minor grammatical changes by Fran Berting. **Dr. Berting made a motion to approve the Minutes, as corrected and sent out via e-mail the day before the meeting. Darlene Strosnider seconded the motion.** The Minutes were approved, as amended.

Election of Chair and Vice-Chair for FY 07-08**Report from the Nomination Committee, Don Jordan and Fran**

Berting. Don Jordan reported that the committee received two letters of interest to serve. There was a letter from J. D. Campbell to serve as Chair for another year and a letter from Grace Perez to serve as Vice Chair for another year. **There were no further nominations from the floor. Dr. Berting made a motion that nominations be closed. Mary Pat Kraemer Seconded the motion. The motion passed.**

Voting was done on paper ballots for Chair and for Vice-Chair. **The results were:**

Chair: 12 votes for J. D., 1 vote for Grace Perez

Vice-Chair: 12 votes for Grace Perez, 1 vote for Pam Henline

VI. Board Business / Reports

Summarized comments are printed below; transcripts have been placed on file and are attached as part of these Minutes.

a. Report from the Chair

- Chaired ExCom Meeting August 16th.
- Attended EMSR and WM Committee Meetings, Aug 16th.
- Attended meeting with Ed Wilmot, George Rael and Mat Johansen.
- Worked on planning for SSAB Chairs Meeting.
- Attended DOE training August 8 through 11, 2006.
- Attended SSAB Chairs' meeting Sept. 6th and 7th.
- Attended NAS presentation on August 14th. "What is Groundwater Protection for Northern New Mexico?"
- Attended hearing in Santa Fe for Draft SWEIS on August 10th.

Action: Consideration of letter produced at Chairs' Meeting, addressed to Asst. Sec. James Rispoli. The Chair stated that the letter could not be changed by any of the Boards. It had to be approved as presented. Don Jordan explained the process of how the letter was prepared and the intent of the letter. **Don Jordan made a motion to approve the letter with one grammatical change and the correction changing the name of the "Office of Science and Technology" to the "Office of Engineering and Technology". Dr. Berting seconded the motion. The letter was approved as amended.**

The Chair stated that he and the Vice-Chair were not prepared to present a proposal for Staff/Board Retreat in Nov. He asked for input from the Board members during the dinner break or after the meeting. Grace Perez asked the members to give their perspective on CAB communications and how we can improve any part of how we do our work.

b. Report from DDFO

- Chris Houston said she didn't have anything to report and wished to give her time to Elizabeth Withers for an update on the DRAFT SWEIS.

Report from Elizabeth Withers, DOE NEPA Compliance Officer

- To date she has received 263 individual letters, phone messages, faxes and e-mails. She expects that she will receive more comments through the end of the comment period, probably resulting in approximately 1,000 comments. So far the comments have mostly been in opposition to pit production and nuclear programs. Few comments have been submitted regarding the SWEIS.
- Ms. Withers stated that the number of comments and the turn out at public hearings is much lighter than for the 1999 SWEIS.
- The Final will be issued by Linton Brooks in late Spring 2007. Some RODs may be delayed to 30 days after the issuance of the Final document. There is no appeal process.

c. Report from the Executive Director

Summarized comments are printed below; the report is attached to these Minutes.

- Board Membership--two letters of appointment are awaiting signature by Ed Wilmot.
- Supported Executive Committee Meeting on August 15th.
- Ms. Santistevan reported on the computer issues at the CAB office. Currently, Grace Roybal and Lorelei Novak have a temporary, very slow connection. Ms. Santistevan has no access to a computer at the CAB office and is working from her home office.
- Ms. Santistevan thanked Grace Roybal, Lorelei Novak and Eddie Roybal for their magnificent work in preparing for and coordinating the recent SSAB Chairs' meeting. DOE Headquarters described the details of the meeting as "flawless".
- Ms. Santistevan stated that the next CAB meeting would be held on Nov. 29, 2006.

d. Review of Reports from Board Retreat

- Grace Perez reported for one of the sub-groups from the CAB Retreat held in May. The report was passed out to the members.

VII. New Business

- Grace Perez reported that the focus of the next SSAB Chairs' meeting will be Public Participation.
- Don Jordan stated that he felt a Resolution from the CAB should be prepared for presentation at the next Chairs' meeting. J. D. Campbell said that he would take the Resolution to the planning committee for the next SSAB Chairs meeting.

ACTION: Don Jordan and Richard DeerTrack will work as a task force to work on preparing a draft Resolution for approval at the Nov. 29th Board Meeting.

VIII. Committee Business

a. The EMS&R Committee and WM Committee held a combined meeting on Aug. 16th, to discuss TA-21 and the SWEIS. Chris Timm stated that he was concerned that only 3 members of the Board were in attendance. Chris Timm asked that the CAB consider moving the committee meetings to different locations.

Grace Perez stated that she was "going to play Bad Cop" and reminded the Board Members of their responsibilities as CAB members. She stated that each person had agreed to make the commitment of time. She was very concerned about lack of attendance at committee meetings.

b. Approval of Committee Work Plans for FY '07 for the EMS&R and WM Committees. Dr. Berting made a motion to approve the two Work Plans. Darlene Strosnider seconded the motion. The Work Plans were approved as presented. The Executive Director will forward the Work Plans to the DDFO, for DOE's approval.

c. Report from Ad Hoc Committee on Amendments to CAB Bylaws.

Don Jordan reported that he submitted a revised draft to the staff for distribution. Mr. Jordan went through the revisions regarding Conflict of Interest, Nomination Committee for election of Chair and Vice-Chair, Process for the ExCom to develop Recommendations when time is critical. Mr. Jordan also explained that he inserted a section on consensus and how to achieve consensus at different levels.

Dr. Campbell stated that the Executive Committee will consider these proposed amendments at the Oct. 3rd ExCom meeting, and will then send a more complete draft to the members for comment by Nov. 15th for First Reading at the Nov. 29th Board Meeting. The Ad Hoc Committee consists of: Don Jordan, Mary Pat, Menice, Fran and Barbara.

IX. Report from Ex-Officio Members

(Recorded Transcripts of Officio Members reports have been placed on file). Handouts have been attached to these Minutes.

Report from DOE

- a. Chris Houston introduced George Rael, the new Manager of Environmental Operations at DOE/LASO.
- b. Mr. Rael reported that 18 Recommendations from the CAB were currently being considered by the DOE. Six responses have been completed and should be sent out soon; eight are pending with four almost complete.
- c. Mr. Rael stated that the appointment letter of two new Board Members should be signed by Ed Wilmot by the end of the week.
- d. Mr. Rael reported that Congress passed a Continuing Resolution through Nov. 17th and stated that he and Andy Phelps were working to prioritize environmental clean-up with the funds made available to them. Mr. Rael went on to describe the congressional budget process for the Board. He also stated that DOE has submitted a Baseline, so that OMB is able to follow the use of funds at LANL.

Report from LANS, Andy Phelps

- a. Mr. Phelps reported on the redacted summary of the Baseline. It has been redacted to extract the proprietary information related to business and procurement. It is a blue print of how LANS is going to move forward for the remainder of the environmental clean-up work at the LANL. It is a baseline for EM funding for the next five years.
- b. Mr. Phelps requested input from the CAB prior to January, 2007, when the document will be finalized and submitted to LASO. Mr. Phelps offered any presentations from his staff to explain the document in more detail.
- c. Mr. Phelps then distributed a handout on Consent Order Milestones. He reported that LANS is on track with all milestones according to the schedule. Mr. Phelps stated that there may be some impact on this schedule because of the Continuing Resolution.

Report from NMED, James Bearzi

- a. Mr. Bearzi reported that much was happening between NMED and LANS.
- b. NMED conducted an analysis, and sent comments on the SWEIS.
- c. Several enforcement actions are pending.

- d. Concerned about budget issues with the Continuing Resolution.
- e. Concerned about transparency at the Laboratory.

PUBLIC COMMENT: No one signed up for public comment.

X. Consideration of NNM CAB Comments on 2006 Draft Site Wide Environmental Impact Statement.

Pam Henline reported that the committee that considered the Executive Summary of the SWEIS, prepared a letter for NNM CAB consideration. The letter relates to issues within the CAB's charter and mission, and is addressed to Ms. Elizabeth Withers, EIS Document Manager.

Chris Timm made a motion to approve the letter to DOE. Dr. Berting seconded the motion. The letter was approved by the Board.

XI. Consideration of Comments on Draft 2005 Executive Summary on LANL's Environmental Surveillance Report.

Chris Timm reported that the NNM CAB received the Executive Summary from LANL with a request for comments. Mr. Timm prepared comments before the Sept. 8th deadline. Lorrie Bonds-Lopez added that LANL used the CAB's comments from last year when updating the new ESR. She added that LANL received Mr. Timm's comments and no further action was required.

XII. Presentation on Transuranic Waste Program at LANL

Lee Lucero provided a subject matter report to the Board entitled, "TRU Waste Facility Project". The presentation has been placed on file and a copy is attached to these Minutes.

XIII. Round Robin: At the conclusion of the meeting members provided the following comments on the Board Meeting and the presentation.

- Chris Timm--encouraged the members of the Board to delve into all material available and to not be afraid to ask questions. He praised Pam Henline for her hard work.
- Erlinda Gonzales—thanked LANS for the excellent presentations during the last two meetings. She feels that presentations are very beneficial so that she can take the information back to her community. She would like to have the opportunity to have more time to get to know her fellow board members.
- Don Jordan—appreciated the presentation. It was at the right level for all to understand. Regarding the Board Retreat, he feels that we could have an educational component at each Board meeting.
- Fran—Appreciates the LAB and DOE with the information on items that are coming up. She appreciates the early stage openness. Regarding the Retreat, she would like to have us have a workshop or another retreat six months following the May retreat. Board members might feel more comfortable if they could submit questions in writing before a retreat.
- Menice Santistevan—Ms. Santistevan thanked DOE and LANS for their support of the CAB. She also asked the committee chairs and all members to copy her on any requests of her staff.
- Grace Perez—would like committee meetings to be a place for education of the members. She suggested that the Chairs of the committees set some time during

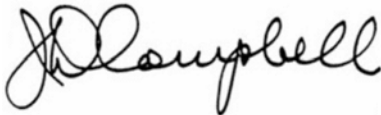
the committee meetings to have brief presentations. She also suggested implementing an informal speaker's series that the public would be invited to.

- J. D. Campbell thanked the Board for electing him Chair. He will redouble his efforts over the next year to provide leadership to the CAB. What is rewarding to him is that the board, citizens of northern New Mexico, can have a voice and can be effective in this clean-up effort.
- Chris Houston—the Board needs to look at how we can strategically do all of the Board's work without burning out members. She also stated that the Executive Committee has a lot of work that must be done. The work must be organized better.
- Gaeton Falance—thanked everyone and stated that he could help Menice Santistevan with the computer issues at the office.
- Raymond Loretto—enjoyed the presentation; within the past year he has become much more informed on the mission of the Board. He stressed that it is crucial that Board members take this information to their communities. Enjoys being on the Board and appreciates the platform that the NNM CAB has to deal with DOE and the LAB.
- Richard DeerTrack—stated that he really enjoys getting to know people personally. Richard stated that “we are all in the same boat” and that we are going to have to work together to clean up our environment. Wants to see Human Humaneness.

XIV. Adjournment

Dr. Berting made a motion to adjourn. The motion was seconded by Dr. Loretto. The motion was approved and the meeting was adjourned at 8:20 p.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "J. D. Campbell". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

J. D. Campbell
NNMCAB Chair