



Northern New Mexico Citizens' Advisory Board
Combined Committee Meeting
February 10, 2016
2:00 p.m. to 4:00 p.m.
NNMCAB Office
94 Cities of Gold Road
Santa Fe, New Mexico 87506



Minutes

Meeting Attendees

Department of Energy

1. Lee Bishop, Co-Deputy Designated Federal Officer (Co-DDFO)
2. Mike Gardipe, Co-Deputy Designated Federal Officer

NNMCAB Members

1. Angelica Gurulé, WM Committee Chair
2. Stephen Schmelling, EM&R Committee Chair
3. Ashley Sanderson, EM&R Committee Vice-Chair
4. Michael Whiting, WM Committee Vice-Chair
5. Doug Sayre
6. Danny Mayfield
7. Joey Tiano
8. Diahann Lopez-Cordova
9. Mona Varela
10. Alex Puglisi
11. Gerard Martínez y Valencia
12. Max Baca
13. Angel Quintana

NNMCAB Members Excused Absences

1. Mary Friday
2. Carlos Valdez
3. Carla Abeyta
4. Michael Valerio
5. Irene Tse-Pe

NNMCAB Student Representatives

1. Nicole Habbit
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1 **NNMCAB Absences**

- 2 1. Tessa Jo Mascareñas
- 3 2. Rod Sanchez
- 4 3. Joshua Madalena

5
6 **NNMCAB Staff**

- 7 1. Menice Santistevan, Executive Director
- 8 2. Bridget Maestas, Administrative Assistant
- 9 3. William Alexander, Technical Programs and Outreach

10
11 **Guests**

- 12 1. Bob Villarreal, Public
- 13 2. Chuck Broom, Ares Corp.
- 14 3. David Gratson, Environmental Standards
- 15 4. Peter Hyde, Los Alamos National Security

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17 **office, 94 Cities of Gold Road, Santa Fe, New Mexico, 87506. The written minutes are intended as a**
18 **synopsis of the meeting.**

1 **Minutes**

2 **I. Call to Order**

3 The monthly meeting of the Northern New Mexico Citizens' Advisory Board (NNMCAB)
4 Waste Management (WM) and Environmental Monitoring & Remediation (EM&R)
5 Committees was held on February 10, 2016 at the NNMCAB Office in Pojoaque, New
6 Mexico.

7 Mr. Lee Bishop, Co-DDFO stated that on behalf of the Department of Energy (DOE) the
8 meeting of the NNMCAB was called to order at 1:59 p.m. Mr. Bishop recognized Ms.
9 Angelica Gurulé, WM Committee Chair, Ms. Gurulé presided at the meeting.

10 The meeting of the NNMCAB was open to the public and posted in the Federal Register
11 in accordance with the Federal Advisory Committee Act.

12 **II. Establishment of a Quorum (11 Needed)**

13 **a. Roll Call**

14 Mr. William Alexander conducted roll call as the members arrived. At the call
15 to order 13 members were present.

16 **b. Excused Absences**

17 Mr. Alexander recorded that the following members had an excused absence:
18 Mr. Carlos Valdez, Ms. Carla Abeyta, Ms. Irene Tse-Pe, Ms. Mary Friday, and Mr.
19 Michael Valerio.

20 **c. Absences**

21 Mr. Alexander recorded that the following members were absent: Ms. Tessa
22 Jo Mascareñas, Mr. Joshua Madalena, and Mr. Rod Sanchez.

23 **III. Approval of Agenda**

24 The Combined Committee (CC) reviewed the Agenda for the February 10, 2016 meeting.
25 Ms. Gurulé opened the floor for comments.

26 Mr. Tiano made a motion to approve the agenda; Mr. Sayre seconded the motion. The
27 motion to approve the agenda passed.

28 **IV. Approval of Minutes**

29 Ms. Gurulé opened the floor for discussion on the minutes from the January 13, 2016 CC
30 meeting.

31 Mr. Tiano made a motion to approve the minutes as presented; Mr. Sayre seconded the
32 motion. The members voted all in favor, the motion to approve the minutes as presented
33 passed.

34 **V. Introductions**

35 Ms. Gurulé asked for introductions from the board members and all attending guests.

36 **VI. New Business**

37 Ms. Gurulé opened the floor for discussion on new business.

1 **a. Discussion on CY'16 Committee Meeting Schedule**

2 Ms. Gurulé stated that the Executive Committee had discussed having the
3 NNMCAB CC meetings scheduled on months opposite the Bi-Monthly meetings. She
4 noted that it had also been discussed that the CC meetings could be extended by an
5 hour and held from 1:00 p.m. to 4:00 p.m. or from 2:00 p.m. to 5:00 p.m.
6

7 Mr. Bishop noted that the current schedule is to have 11 CC meetings and 6 Bi-
8 Monthly meetings. He noted that the proposed new schedule would be something
9 like 5 CC meetings and 6 Bi-Monthly. Additionally, noting that it would mean having
10 a NNMCAB meeting once a month with no meeting in December. Mr. Bishop also
11 noted that the NNMCAB was free to change the day of the week that CC meetings
12 are held. Mr. Bishop stated that with the possible schedule change the NNMCAB
13 may want to consider doing more of its document editing and collaboration in a
14 virtual format, for efficiency.
15

16 Mr. Schmelling noted that the dates of the CC meetings should be adjusted from
17 the 2nd Wednesday of the month. This way you don't have two meetings back to
18 back and then a 6 week gap in meetings.
19

20 Ms. Gurulé noted that each member should consider how they would like to see
21 the meetings scheduled and be prepared to vote on the possible schedule change at
22 the March 9, 2016 CC meeting. She stated that it would be a yes or no vote on the
23 NNMCAB meeting once a month.
24

25 **b. Discussion on Draft Recommendation 2016-02**

26 Ms. Gurulé opened the floor for discussion on Draft Recommendation 2016-02
27 "FY'17 Budget Priorities." It was noted that during the Executive Committee
28 meeting it was suggested that a bullet on the waste stored at Waste Control
29 Specialists be added to the priorities list.
30

31 An overview of the recommendation was given. It was stated that, on the budget
32 recommendation that Mr. Valdez was asked to address, he was looking at
33 addressing activities that need to be completed, not specific dollars. It was also
34 noted that he had gone with a list of priorities that is intended to provide input on
35 how the NNMCAB thinks the funding that is available should be utilized.
36

37 After a lengthy discussion on some possible changes to the draft
38 recommendation, specifically concerning the priority list, and what should and
39 should not be included, it was decided that comments would be submitted
40 electronically.
41

42 Ms. Gurulé asked the members to submit comments on the draft
43 recommendation to Mr. Valdez and the NNMCAB Staff. She asked that the
44 comments be submitted by March 9, 2016. She noted that the recommendation

1 would be on the NNMCABs agenda for action at its March 30, 2016 meeting at
2 Sandia.

3
4 **c. Other Items**

5 Ms. Gurulé opened the floor for discussion on other Items. With no other items to
6 discuss Ms. Gurulé moved to the DDFO update.

7
8 **VII. Update from DDFO**

9 Mr. Bishop gave an update to the members regarding questions that were submitted by
10 Mr. Schmelling.

11
12 Mr. Schmelling submitted the following questions:

- 13 1. Who has overall responsibility for getting legacy TRU waste out of LANL and off
14 to WIPP?
- 15 2. How are the responsibilities split between EM-LA and NA-LA in terms of
16 managing all of the operations related to legacy TRU waste e.g. packaging,
17 shipment, etc.? Are the contractors contracted to EM-LA or NA-LA?
- 18 3. The CAP seems to give a lot more responsibility to NA-LA for waste handling
19 than to EM-LA. Is this more of a reflection of the situation in the past, or is it
20 also a measure of how these responsibilities will be divided in the future?
- 21 4. LANS now has at least two contracts—One the massive overall contract with
22 NA-LA and the Bridge Contract with EM-LA; Does LANS have some sort of clearly
23 defined separation of responsibilities within its own organization as to who
24 works for which contract?
- 25 5. EM-LA and NA-LA are parts of different high-level offices within DOE? In the
26 event of a disagreement about management of legacy TRU waste or similar
27 issues, how will that get resolved somewhere below the under secretary level?

28
29 Mr. Bishop responded that under the old Management and Operation (M&O) contract
30 the Los Alamos Site Office worked under the National Nuclear Security Administration
31 (NNSA). Under that M&O contract Environmental Management (EM) scope was transferred
32 to Los Alamos National Security (LANS), basically by telling LANS how much funding was
33 available and allowing them to determine what could be done with that amount of funding.
34 Additionally, noting that under the old M&O contract, EM employees did not have the
35 ability to issue directions directly to the M&O contractor, only NNSA employees could issue
36 direction.

37 Mr. Bishop noted that under the new contract to be awarded in 2018, EM will have
38 direct control of its funding and the ability to direct its own contractor to do cleanup work.
39 Mr. Bishop stated that in the interim, a bridge contract has been setup that is a cost plus fee
40 and allows the EM office in Los Alamos to direct LANS in the cleanup work, using an
41 integrated priority list. He noted that the dollar value of the bridge contract was \$185
42 million including fee, stating that after the 18 month bridge contract the new long term
43 contract will take effect.

1 Mr. Baca asked if there was an overhead cost savings on the new long term contract for
2 2018.

3
4 Mr. Bishop responded that under the new contract there may be an overhead savings;
5 however noting that under the new contract LANL will be in a Landlord status and there will
6 be a cost for operating on the LANL site. Additionally, he noted that the new contract may
7 or may not have a cost savings. Mr. Bishop stated that the final determination on how
8 business will be done under the new long-term contract is still being determined.
9 Additionally, noting that the re-compete on the LANS contract may shift how the final
10 Memorandum of Agreement looks.

11
12 Mr. Puglisi asked who the signatories on the RCRA permit would be under the new
13 contract.

14
15 Mr. Bishop noted that under the old model it is 100% LANS, under the new permit there
16 will be a question of who will be on the permit. He noted that NNSA has to be on the permit,
17 the new M&O contractor will also need to be on the permit. Additionally, he noted that it is
18 open for discussion as to whether or not EM will need to be on the permit. Mr. Bishop
19 stated that the members may want to ask those questions of the New Mexico Environment
20 Department Secretary.

21
22 **VIII. Public Comment Period**

23 Ms. Gurulé opened the floor for public comment at 3:09 p.m., with no members of the
24 public wishing to address the board, Ms. Gurulé closed the public comment period at 3:10
25 p.m.

26
27 **IX. Sub-Committee Breakout Session**

28 The subcommittees entered into breakout sessions to work on their FY'16 committee
29 work plans.

30
31 Additionally, the EM&R committee elected a new Vice-Chair for FY'16. The committee
32 elected Ms. Diahann Lopez-Cordova to the Vice-Chair position effective immediately.

33
34 **X. Adjournment**

35 Ms. Gurulé noted that the next NNMCAB CC Meeting would be held on March 9, 2016 at
36 the NNMCAB office.

37
38 With no additional business to discuss, Ms. Gurulé adjourned the meeting at 4:00 p.m.

39
40 **Respectfully Submitted,**

41 **William Alexander**
42 **Technical Programs and Outreach**

1 **Attachments:**

- 2 **1. Final Combined Committee Meeting Agenda for 02/10/2016**
- 3 **2. Final Combined Committee Meeting Minutes for 01/13/2016**
- 4 **3. Draft Recommendation 2016-02 "FY'17 Budget Priorities**
- 5 **4. FY'15 Committee Work Plans**
- 6 **5. Written Questions from NNMCAB Member Stephen Schmelling**

7

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