



Northern New Mexico Citizens' Advisory Board Meeting

June 12, 2013

2:00 p.m. to 4:00 p.m.

NNMCAB Conference Room

Pojoaque, New Mexico

**MINUTES**

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**Meeting Attendees**

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**U.S. Department of Energy**

1. Lee Bishop, Deputy Designated Federal Officer (DDFO)
2. Christina Houston, DOE Environmental Projects Office

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**NNMCAB Members**

1. Carlos Valdez, NNMCAB Chair
2. Joey Tiano, Waste Management Committee Chair
3. Doug Sayre, Environmental Monitoring & Remediation Committee Chair
4. Joseph Viarrial, Environmental Monitoring & Remediation Committee Vice-Chair
5. Stephen Schmelling
6. Michael Loya
7. Angel Quintana
8. Robert Villarreal
9. Alex Puglisi
10. Nona Girardi
11. Gerard Martinez
12. Bonnie Lucas

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**NNMCAB Support Staff**

Menice Santistevan, Executive Director  
William Alexander, Technical Programs and Outreach

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**Guests**

Scott Kovac, Nuclear Watch New Mexico  
Alicia Martinez, Public  
Patti Jones, LANS

**I. Call to Order**

The monthly meeting of the Environmental Monitoring and Remediation (EM&R), and Waste Management (WM) committees was held on June 12, 2013 at the Northern New Mexico Citizens' Advisory Board (NNMCAB) office in Pojoaque, New Mexico. Mr. Doug Sayre, Environmental Monitoring and Remediation Chair, called the meeting to order at 2:10 p.m. and presided over the meeting.

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**II. Approval of Agenda**

The Combined Committee (CC) reviewed the agenda for the June 12, 2013 meeting. Mr. Joey Tiano made a motion to approve the agenda as presented; Mr. Michael Loya seconded the motion. The agenda for the meeting was unanimously approved.

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**III. Approval of Minutes**

The CC reviewed the minutes from the May 8, 2013 meeting. Mr. Stephen Schmelling made a motion to approve the minutes as presented; Mr. Carlos Valdez seconded the motion. The CC unanimously approved the May 8, 2013 minutes.

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**IV. Old Business**

Mr. Sayre asked Mr. Valdez to please go over recommendation 2013-07 and the changes that had been discussed during the Executive Committee meeting, in response to Mr. Alex Puglisi's comments.

Mr. Valdez stated that the title for the recommendation had been changed from Realign Consent Order Priorities, to Realign Remaining Milestones in the Consent Order. He noted that on page 1 line 25 the word priorities had been changed to milestones, and that the change proposed by Mr. Puglisi on page 1 line 45 addition of (by LANL) had been accepted. Mr. Valdez also noted that the changes proposed by Mr. Puglisi on page 2 lines 46-47 and lines 61-66 had been accepted.

Mr. Puglisi asked if Los Alamos National Security (LANS) could brief the NNMCAB on what the remaining Consent Order (CO) Milestones are.

Mr. Lee Bishop noted that a briefing on the remaining CO Milestones was scheduled for the July 31, 2013 board meeting in Los Alamos.

Mr. Puglisi asked if a renegotiated CO would group activities.

Mr. Bishop stated that internal discussions had occurred and that approach had been discussed, example would be dealing with the chromium plume and Sandia Canyon as one group.

Mr. Loya asked how far off schedule the CO is, going back to the original document.

Mr. Bishop replied that schedules that have been laid out without the interruption of the 3706 campaign had the CO completion out to 2018. He noted that with the interruption of the 3706 campaign completion would likely be an additional 18 months on top of that.

Mr. Valdez noted that the proposed change to lines 53-57 concerning the wording of (risk based) had been reworded to (with primary consideration for the protection and safety of human health and the environment). He noted that this concluded all the proposed changes, and asked if anyone had any additional comments.

Mr. Sayre asked if at this time the committee would like to go forward with this recommendation.

Mr. Puglisi asked if the CC could open the floor for public comment, since he would like to hear their input on the subject.

Mr. Sayre noted that he had no problem with opening the public comment period; at 2:45 he asked if Mr. Scott Kovac would like to address the CC.

Mr. Kovac stated that the intent of the recommendation was to encourage LANL to review all the remaining tasks in the Consent Order. He noted that it was greatly changed from what was presented at the May 22, 2013 board meeting and that he was in favor of this. He also stated that he wanted to remind everyone that the CO was originally a fence to fence cleanup, with no prioritization that he could define.

Mr. Valdez stated that the NNMCAB was asking that LANL prioritize based on risk.

Mr. Kovac stated that he would agree with that, noting that having a path forward is something that needs to be done.

Mr. Puglisi asked if adding the word "most" in front of "protective on" page 2 line 63 would be appropriate.

Mr. Kovac replied that he would be agreeable to that addition. He also asked if the 3706 campaign was on schedule for completion.

Ms. Patti Jones stated that LANS anticipates breaking last year's record for removal of cubic meters of waste, with a total 920 cubic meters this fiscal year (FY). She also noted that this month there was a possibility of exceeding every years shipping record except FY'12.

Mr. Bishop responded that at this time he had no reason to believe that the campaign would not be completed on schedule.

With no additional public comment, Mr. Sayre closed the public comment period at 2:50.

Mr. Sayre asked at this time if the board would like to go forward with a vote on recommendation 2013-07.

Mr. Tiano made a motion to go forward with this recommendation as amended; Mr. Gerard Martinez seconded the motion. The CC voted all in favor of approving Recommendation 2013-07, with amendments.

Mr. Sayre asked if the NNMCAB staff would send out the current years' work plans to the members before the next meeting, and add discussion of work plans to the July 10, 2013 CC meeting.

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**V. Update from Executive Committee**

Mr. Sayre asked Mr. Valdez if he would provide an update from the Executive Committee.

Mr. Valdez stated that the board would need to take action on Draft Recommendation 2013-06 at the next full board meeting.

Mr. Sayre asked the members to review the copy of Draft Recommendation 2013-06 that was included in the meeting packets before the next meeting.

Ms. Menice Santistevan stated that the Draft Recommendation could be addressed at the next CC meeting if a quorum was present.

Mr. Valdez stated that the author of the recommendation did not want anything on the recommendation changed, and noted that the recommendation was out of scope; however, action on the recommendation would need to be taken.

Mr. Sayre asked that the action on Draft Recommendation 2013-06 be added to the agenda for the July 10, 2013 CC meeting.

Mr. Gerard Martinez, Mr. Valdez, and Mr. Stephen Schmelling volunteered to work on a new recommendation regarding waste at WIPP, for consideration by the members at the next CC meeting.

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**VI. New Business**

Mr. Sayre moved to discussion on the Mercury Supplemental Environmental Impact Statement (SEIS), he asked Mr. Robert Villarreal to summarize his report for the members.

Mr. Villarreal gave a brief summary of the report that was submitted to the board regarding the Mercury SEIS public hearing that he attended in Albuquerque on May 9, 2013.

Mr. Puglisi asked what the preferred alternative was.

Mr. Sayre responded that the DOE's preferred alternative was to store elemental mercury at the Waste Control Specialists Facility near Andrews Texas.

Mr. Villarreal noted the preferred alternative had already been decided before the public hearing in May, and he felt that was somewhat premature on DOE's part.

Mr. Bishop noted that the Mercury SEIS was not a decision, but an analysis. He stated that the Record of Decision (ROD) would be what decided the official action on the issue, and noted that there is no ROD regarding the mercury storage issue. Mr. Bishop advised that the board could easily adapt the bullet points in Mr. Villarreal's report into a letter that could be submitted for inclusion in the public comment section.

Dr. Nona Girardi asked why the mercury was being stored as elemental, and is there an advantage to having it stored all in one location. She also asked who the regulatory agency would be.

Mr. Bishop responded that DOE would be the operator of the facility, and that if the facility was in New Mexico the New Mexico Environment Department would be the regulator. Mr. Bishop noted that the elemental form is the most valuable form. He also stated that he thought the reason behind storing in one location is that it would be easier.

Ms. Bonnie Lucas noted that she remembered John Kieling stating there was an interest in using the mercury in the future; however, she did not remember exactly what that use was.

Mr. William Alexander was assigned the task of drafting a letter for the members to review.

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**VII. Presentation on Radiological Waste Categorization**

Mr. Bishop gave a presentation to the CC on Los Alamos National Laboratory Waste Categories. A copy of the presentation may be requested by contacting the NNMCAB office at (505)989-1662, or on the NNMCAB website at <http://www.nnmcab.energy.gov/7-presentations/presentations.htm>.

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**VIII. Adjournment**

Mr. Sayre noted that the next CC meeting would be July 10, 2013 from 2:00 p.m. to 4:00 p.m. at the NNMCAB office. He also noted that the NNMCAB would be having a BBQ on the same day before the meeting starting at 12:00 p.m.

Ms. Santistevan reminded the members that the WIPP and WCS tours would be November 4<sup>th</sup> – 6<sup>th</sup>.

With no additional comments Mr. Sayre adjourned the meeting at 4:15 p.m.

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**Respectfully Submitted,**

**William Alexander**

**Technical Programs and Outreach**