

NORTHERN NEW MEXICO CITIZENS' ADVISORY BOARD
to the
DEPARTMENT OF ENERGY
on the
LOS ALAMOS NATIONAL LABORATORY
1002 North Oñate Street
Española, New Mexico 87532
505-753-8970

BOARD MINUTES
April 22, 1997

Board Members Present:

Ian Aeby
Sarah Atencio
Orlando Arellano
Chuck Montañño
Corrine Sanchez
Kathy Sanchez
Dolores Salazar
Nick Salazar
Carlotta McInteer
Loyda Martinez
Elmer Torres
Manuel Trujillo

Board Members Absent:

Hank Daneman
Carl Tsosie

Ex-Officio Present:

Herman Le-Doux, DOE/LAAO
Carmen M. Rodriguez for Tom Baca, LANL

Ex-Officio Members Absent:

Benito Garcia, NMED
Rich Mayer, EPA

Staff:

Ann DuBois, Scientech, Inc.
Greg Sahd, DOE/LAAO

Agenda: The meeting was called to order at 6:35 P.M. by the Chair Pro Tem Ian Aeby. A quorum was established. The Board approved the agenda for the meeting.

Action: The minutes for the January 28 and February 11 meetings were approved.

Report: Herman Le-Doux said that within the next week, DOE/LAAO would respond further to the Board's questions concerning the University of California contract. There will be a special mailing to the Board with these responses.



*C-461
General*

Report: Carmen M. Rodriguez distributed a March 1997 Monthly Status Letter on Open ER Submittals which went to the New Mexico Environment Department.

Public Comment

**Susan Diane - Concerned Citizens for Nuclear Safety, 107 Cienega, Santa Fe, NM 87501
505-986-1973**

Ms. Diane was concerned about the TRU Waste which was shipped recently through Santa Fe. She wanted to know what containers were used and how protective they were. Herman Le-Doux said that were DOT-certified containers. She asked why was inter-site waste being shipped to Los Alamos. Herman Le-Doux said that it was cheaper to bring the five barrels from Pentax and store them at Los Alamos. The decision to ship the spent fuel rods was made by LANL. The decision to ship from Pentax was made by DOE. Ms. Diane said that she has talked to various Emergency Response teams in the state. They have told her that they have not been trained and have no equipment. The teams claimed that they won't respond to a nuclear accident.

The Board requested information on the spent fuel rods transportation and the process for notification. They wanted information from the State as well as DOE.

Juan Montes - P. O. Box 920, Cuesta, NM 87556 505-586-1241

Juan Montes asked about the nuclear materials from Rocky Flats coming to LANL. Mr. Montes requested the transportation routes under the Freedom of Information Act to prepare rural fire departments for these shipments. He has not yet received a response. Antonio Delgado sent a similar request on the behalf on the Board. Herman Le-Doux will seek a response before the next Board meeting.

Mr. Montes referred to the Journal North article regarding the NNM CAB. Citizen participation is essential due to the demographics of the surrounding communities and the need to respond to DOE's recommendations. He expressed support for the NNM CAB.

Jeanne Marie Crockett, NMED, 2044A Galisteo Street, Santa Fe, NM 87502

She distributed the NMED Annual Report to the NNM CAB.

End of public comment

Action: Corrine Sanchez presented the proposed bylaw amendments. The Board adopted by consensus the provision that the quorum will be one more than 50% of the current Board members. The Nominations and Membership Committee will review the absences of Board members and will recommend whether the Board should accept their resignation or if there are extenuating circumstances. The Board accepted by consensus the resignation of Bernadette Chavira-Merriman.

Notice: Herman Le-Doux as the Designated Federal Officer requested from DOE Headquarters a delegation of authority to confirm elected Board members. He will inform the Board when this decision has been made.

Action: The Board discussed how to handle comments from the public. It was suggested that the Board should hold hearings to increase the public's input to the Board. During regular Board meetings, it was decided to allow dialogue among Board members first and then ask the public for their input during a predetermined amount of time.

Action: The Board decided that meetings will begin with prayer when the meetings are held on Native American land. At other meetings, the Co-chairperson will ask if the Board wants to start with prayer.

Action: The Board approved by consensus the FY97 Budget. They decided to eliminate the Española Office including that phone number, the videotaping for each meeting and the facilitator. The Standing Committees and Ad Hoc Committees will review their budget needs. The Board decided to retain the training line item but not expend the funds for the John Till event in April.

Notice: The Board asked Herman Le-Doux about how the Board could hire staff. Mr. Le-Doux said that a Statement of Work would have to be prepared. It would then be reviewed for approval by DOE. The job would be advertised for 30 days. The Board and DOE would review the responses to the advertisement and then the Board would approve the selection. The Board requested a description of the Project Manager's time, the Scientech, Inc. costs for the services provided to the NNM CAB, a copy of the contract with DOE, the statement of work, the base labor rate and Scientech, Inc.'s load. The Scientech, Inc. contract includes the Project Manager's and does not include Bob Enz's time. The Board wanted to know the criteria for sole source versus a competitive bid. Herman Le-Doux said that he would provide the sole source guidelines.

Action: The Board approved by consensus the committees listed below and assigned the following tasks:

Standing Committees

Nominations and Membership - Kathy Sanchez, Loyda Martinez, Jim Waber, Manny Trujillo, Chuck Montaña, Juan Montes

Recommend process for replacing members

Recommend process for September election

Budget and Finance - Chuck Montaña, Elmer Torres, Manny Trujillo, Carl Tsosie?

Review budget

Recommend budget modifications

Personnel - not appoint until staff is hired

Training and Program - Carlotta McInteer, Hank Daneman?, Jim Waber, Ian Aeby, Nick Salazar?, Corrine Sanchez, Orlando Arellano, Dolores Salazar

- Recommend training in environment restoration and risk assessment
- Plan and schedule training events for the Board and the public

Community Outreach - Corrine Sanchez, Dolores Salazar, Orlando Arellano, Sarah Atencio, Antonio Delgado, Tom Switlik

- Schedule public hearings
- Recommend budget for outreach
- Schedule special events

Environment, Safety and Health - Ian Aeby, Corrine Sanchez, Kathy Sanchez, Tom Switlik, Jim Waber, Juan Montes, Hank Daneman, Manny Trujillo, Ann DuBois

- Review Cleanup priorities
- Review CMR Upgrades
- Review Sitewide EIS
- Recommend budget for technical consultants

Ad Hoc Committees

Administrative Support - Sarah Atencio, Chuck Montaña, Orlando Arellano, Corrine Sanchez, Jim Waber

- Review the contract with Scientech
- Examine the sole source guidelines
- Recommend staffing pattern

Transportation

Kathy Sanchez, Juan Montes, Orlando Arellano, Sarah Atencio, Tom Switlik, Jim Waber, Loyda Martinez, Manny Trujillo

- Review Cost of closing roads
- Review Public notice, emergency response, routing, WIPP, training for emergency response
- Review roles of DOE, LANL, State

Action: The Board appointed by consensus Co-Chairpersons Loyda Martinez and Manny Trujillo to serve for three meetings during May, June, and July. Sarah Atencio and Dolores Salazar will serve as Co-Chairpersons during August, September and October. Ann DuBois was asked to send a letter to DOE/LAO and DOE Headquarters to announce the new Co-Chairpersons.

Action: The Board approved by consensus Protocol #2 which requires that all requests for information be given to Ann DuBois so they can be tracked and followed up. Subcommittee members and members of the public are asked to observe that all actions taken on behalf of the NNM CAB must be passed by consensus by the Board. People are not authorized to speak independently on behalf of the NNM CAB.

Agenda: The Board approved by consensus the following agenda for the May 13 meeting to be held in Santa Fe:

- Review bylaws 30 minutes
- Review budget
- Receive report on administrative support staffing
- Receive information on the transportation of hazardous wastes
- Receive Standing Committee reports

Notice: The Board received information regarding several meetings with the University of California regents and the Advisory Committee on the Selection of the LANL Director. The Community Outreach Committee in consultation with the Co-Chairs will draft a letter and ask for action by the Board at the next meeting.

Dolores Salazar reported on the Risk Assessment workshop with Dr. Bernard Goldstein. Dr. Goldstein will talk with Don Beck of DOE Headquarters about the Board's concerns. Ann DuBois was asked to send the workshop materials to the Board.

Antonio Delgado will contact the Sandia Citizens' Advisory Board about their staffing contract experience and will report back to the Board. Antonio mentioned that WIPP has organized public tours. He encouraged Board members to go and see the facility. Antonio reported on the reception for Dr. Atkinson which he and Chuck Montañó attended.

Elmer Torres said that the Eight Northern Pueblos Governors voted for a resolution to support the NNM CAB which will go to Washington.

Loyda Martinez reported that she and Manny Trujillo met with Raymond Nick and Ben Lujan who expressed support for the NNM CAB. She said that a letter from the Board has been sent to Secretary Peña and a letter to a newspaper editor will be sent out soon.

The Board adjourned at 9:30 P.M..

. p15 7A

one more than 50% of current Board members.

Absentee issue: p. 6, II, C, 1

pp. II, C, 5 requires Board action

check corrections on special meetings which should not count

comment how to handle p. 2 g accepted by consensus

Bold letter to enter in bylaws and then sent to Board for next meeting.

ESH - add committee to bylaw