

# **Oak Ridge Reservation Communities Alliance**

November 3, 2014

Location of meeting: Tennessee Department of Environment and Conservation  
Oak Ridge Oversight Building

**Members Present:** **Tom Beehan**, Mayor, City of Oak Ridge; **Terry Frank**, Mayor, Anderson County; **Ron Woody**, Executive, Roane County.

**Members Absent:** **Don Edwards**, Executive, Morgan County; **Tim Burchett**, Mayor, Knox County

**Others Present:** **John Owsley**, Tennessee Department of Environment and Conservation, DOE Oversight Division; **Mark Watson**, City of Oak Ridge; **Amy Fitzgerald**, City of Oak Ridge; **Scott Stout**, Roane County Office of Emergency Services; **Dave Adler**, Department of Energy; **Laura Wilkerson**, Department of Energy; **Mary Anne Koltowich**, Roane County Environmental Review Board; **Mark Watson**, City of Oak Ridge; **Steve Kenworthy**, Environmental Quality Advisory Board **Susan Gawarecki**, Ground Control, Inc.; **Fay Martin**, Oak Ridge Site Specific Advisory Board

**Media Present:** **None**

*(A sign-in sheet is attached and on file with the minutes.)*

## **PURPOSE OF MEETING:**

See attached agenda.

## **CALL TO ORDER:**

Mayor Tom Beehan called the meeting to order at 1:04 p.m. A quorum was declared.

## **WELCOME AND OPENING COMMENTS:**

Mayor Beehan welcomed everyone to the meeting and had everyone introduce themselves.

## **APPROVAL OF MINUTES:**

A copy of the agenda from the September 9, 2014 meeting was distributed. A motion made by Mayor Terry Frank and a second was made by Executive Ron Woody to accept the minutes. The motion passed unanimously by a voice vote.

## **UPDATES FROM INTERGOVERNMENTAL REPRESENTATIVES**

- **Emergency Response and Planning-** There was no representative and no report
- **Tennessee Department of Environment and Conservation:** Mr. Owsley had no report

## **UPDATE ON DEPARTMENT OF ENERGY EM ISSUES**

- **Environmental Management Waste Disposal Facility:** Ms. Wilkerson gave a brief history on how the first disposal site was selected out of 35 potential sites. Basically, the same process will be used for the second site with fewer potential sites. The two major factor on disposal of the contaminated waste is cost and risk on site. Mayor Beehan asked will local government and the community have a role in the

process of determining the best method of disposal. Mayor Beehan was concerned on the first disposal method (transport to another facility or disposal facility on site) local government and the community had little to no input in the process. Ms. Gawarecki stated the Local Oversight Committee was involved in the process. Mr. Woody requested a bar graph of the current disposal site to determine the current level of capacity. Ms. Wilkerson said the current disposal site was about 65% of capacity and the remainder will be the demolition waste from the East Tennessee Technology Park (ETTP). The current site will not be sufficient for the demolition waste for the Oak Ridge National Laboratory (ORNL) or Y-12. Ms. Wilkerson stated that higher levels of radiological waste are being shipped to other facilities in the west. Each lot of waste is characterized and then determined to which facility or site it will be sent. There are regulations in place on the waste by DOE, EPA and TDEC. It was questioned if the use of rail would be a better method relating to cost. Ms. Wilkerson said not all facilities have rail nearby.

- Groundwater Studies/Fact Sheet: Mr. Adler stated impact studies to the west of the Oak Ridge Reservation will begin in the next few weeks. DOE will be using some modeling information of the United States Geological Survey (USGS) for flow modeling. Mr. Adler said that TDEC and the EPA will be involved in the process as well. Some measures to be collected from the wells: groundwater use and flow, sampling of the 90 existing wells, no new wells will be drilled. The property owners will receive a \$500 for the sampling rights from DOE. DOE will be making phone calls in the next couple of weeks and begin sampling in January 2015.
- Natural Resources Damages Assessment (NRDA): Mr. Adler gave information on how it works. Mr. Adler said when it determined contamination has left the DOE site. The process goes through a Board of Trustees to determine the settlement. All settlements must be sent to the Department of Justice (DOJ) for approval. The settlements may or may not be monetary. Some settlements have been land deeds.

#### **UPDATE ON GRANT AND NECESSARY ACTIONS**

**Grant Amendment Request-** Ms. Fitzgerald requested a motion to send a letter to the State to request \$25,000 from FY14 budget to be placed in the FY15 budget to be budgeted for the consultants' work on the waste disposal facility. **Motion** by Executive Woody, second by Mayor Frank. The **motion passed** unanimously by a voice vote.

#### **NEW BUSINESS**

**Election of Chairperson** – This was Mayor Beehan's last meeting as chairman since he was not running for office again. Mayor Frank made a **motion** to elect Executive Woody chairman, **second** by Mayor Beehan. The **motion passed** unanimously by a voice vote.

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#### **ADJOURN**

- Meeting was adjourned by Chairman Beehan at 2:55 p.m.

Prepared by: Scott Stout, Roane County OES



**Oak Ridge Reservation Communities Alliance (ORRCA)  
Meeting**

**Monday, November 3, 2014  
2:00 – 3:00 p.m.**

Location: Tennessee Department of Environment and Conservation, DOE-Oversight Office  
761 Emory Valley Road, Oak Ridge, TN 37830

**AGENDA**

- |      |  |                  |
|------|--|------------------|
| I.   | Welcome and Introductions  | Mayor Tom Beehan |
| II.  | Approval of Minutes  | All              |
| III. | Updates from Intergovernmental Representatives                   |                  |
|      | a. Emergency Response and Planning                               | TEMA             |
|      | b. TDEC  |                  |
| IV.  | Update on Department of Energy EM Issues                         | TBD              |
|      | a. Environmental Management Waste Disposal Facility              |                  |
|      | b. Groundwater Studies/Fact Sheet                                |                  |
|      | c. Natural Resources Damages Assessment                          |                  |
| V.   | Update on Grant and Necessary Actions<br>Grant Amendment Request | Staff            |
| VI.  | New Business<br>Election of Chairperson                          | Mayor Beehan     |
| VII. | Adjourn  |                  |

## Oak Ridge Reservation Communities Alliance

Anderson County—City of Oak Ridge—Knox County—Morgan County—Roane County  
P.O. Box 1, Oak Ridge, TN 37831

September 3, 2014

The Honorable Robert J. Martineau, Jr.  
Commissioner  
Tennessee Department of Environment and Conservation  
312 Rosa L. Parks Ave - Tennessee Tower - 2nd Floor  
Nashville, TN 37243

***Grant Contract for Tennessee Oversight Interlocal Agreement  
TDEC Grant Number 32701-01419: Request for Remainder of FY14 Funds***

Dear Commissioner Martineau:

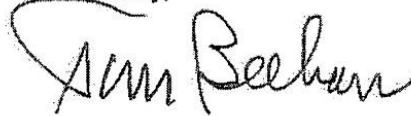
I am writing at the request of the Oak Ridge Reservation Communities Alliance (ORRCA) to request a carryover of the remainder of FY14 grant funds to FY15 in order to complete ORRCA's Community Impact Assessment related to the U.S. Department of Energy's proposed Environmental Management Disposal Facility (EMDF). The proposed location for the EMDF is the Oak Ridge Reservation, which is located in the city limits of Oak Ridge, and portions of Roane and Anderson counties. The amount requested for carry over is \$73,656.99.

The City of Oak Ridge, which serves as the fiscal agent for the grant, issued a Request for Proposals (RFP) in the spring of this year, and has awarded a contract for the Assessment. A decision was made to issue the RFP later than originally anticipated because the parties to the Federal Facilities Agreement (FFA) modified the Appendix E schedule for the EMDF earlier this year. The completion of the Community Impact Assessment will now better align with the updated FFA schedule, which currently calls for issuance of the EMDF Proposed Plan in September 2015.

Thank you for your consideration of this request. The Community Impact Assessment is extremely important to our local communities as the proposed facility will require security and environmental monitoring in perpetuity. We anticipate that information from the study will also aid TDEC as the agency performs its own evaluation of the proposed facility.

Please contact me at (865) 425-3410 should you have any questions or wish to discuss the matter further.

Sincerely,



Tom Beehan  
Mayor, City of Oak Ridge  
Chairman, Oak Ridge Reservation Communities Alliance

cc: Ron Woody, Roane County Executive  
Terry Frank, Anderson County Mayor  
Don Edwards, Morgan County Executive  
Tim Burchett, Knox County Mayor



STATE OF TENNESSEE  
DEPARTMENT OF ENVIRONMENT AND CONSERVATION  
NASHVILLE, TENNESSEE 37243-0435

ROBERT J. MARTINEAU, JR.  
COMMISSIONER

BILL HASLAM  
GOVERNOR

September 25, 2014

The Honorable Thomas Beehan, Chair  
Oak Ridge Reservation Communities Alliance  
PO Box 1  
Oak Ridge, TN 37831

Dear Mayor Beehan:

Thank you for your letter of September 3, 2014 requesting carryover of \$73,656.99 in grant funds from FY14 to FY15. You mentioned the funding was needed for Oak Ridge Reservation Communities Alliance (ORRCA) to complete the Community Impact Assessment related to the Department of Energy's proposed Environmental management Disposal Facility (EMDF).

Chris Thompson, with the Tennessee Department of Environment and Conservation (TDEC) DOE Oversight Office (DOEO), talked with ORRCA grant personnel to explain that carryover of unspent grant funds between fiscal years is, unfortunately, not permitted. ORRCA has funding in the amount of \$164,000 for FY15. If ORRCA's spending for FY15 is consistent with FY14 (\$87,000), then there should be sufficient capacity in FY15 for the Community Impact Assessment contract (\$69,000).

TDEC understands ORRCA's desire to have contingency, given that the Community Impact Assessment is a non-routine initiative. To help alleviate those concerns, TDEC will, if necessary, make up to \$25,000 of DOEO's grant funding available to ORRCA in FY15. However, ORRCA must request and receive approval for the funding in advance, before the expense is incurred, to allow sufficient time for DOEO to process a grant amendment. Grant amendments can take a minimum of 30 days for approval. Since amendments must be approved before the expense is incurred, ORRCA should notify TDEC about the anticipated need for funds at least 90 days in advance.

In addition, DOEO has offered to meet with Administrative personnel who manage the grant amendments, to facilitate appropriate and timely reimbursement for ORRCA.

Mayor Thomas Beehan

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September 25, 2014

Please don't hesitate to contact Chris Thompson at 865-481-0995 if you have any questions.

Sincerely,



Robert J. Martineau, Jr.  
Commissioner

cc: Ron Woody, Roane County Executive  
Terry Frank, Anderson County Mayor  
Don Edwards, Morgan County Executive  
Tom Burchett, Knox County Mayor  
Amy Fitzgerald, ORRCA  
Chris P. Thompson, DOEO