

## **Rocky Flats Coalition of Local Governments Board Meeting Minutes**

**January 6, 2000**

**8:00 AM – 10:10 AM**

**Bal Swan Room, Broomfield City Hall**

**Board members in attendance:** Sam Dixon (Director, Westminster), Mary Harlow (Alternate, Westminster), Tom Brunner (Director, Broomfield), Hank Stovall (Alternate, Broomfield), Mike Bartleson (Alternate, Broomfield), Lorraine Anderson (Director, Arvada), Ken Fellman (Alternate, Arvada), Carol Lyons (Alternate, Arvada), Lisa Morzel (Director, City of Boulder), Mike Weil (Alternate, City of Boulder), Carolyn Dulchinos\* (Alternate, Boulder County), Andrew Muckle (Director, Superior), Joel Meggers (Alternate, Superior), Michelle Lawrence (Director, Jefferson County), Nanette Neelan (Alternate, Jefferson County).

\*Arrived when indicated

**Coalition staff members and consultants in attendance:** David Abelson (Executive Director), John Marler (Technical Advisor), Katie Ewig (Program Assistant), and Ed Icenogle (Icenogle, Norton, and Seter, P.C.).

**Members of the Public:** Ann Bormolini (GBSM), Roman Kohler (RF Homesteaders), Ken Korkia (RFCAB), Erin Rogers (RFCAB), Gerald DePoorter (RFCAB), John Corsi (Kaiser-Hill), Dave Shelton (Kaiser-Hill), Jack Hoopes (Kaiser-Hill), Anna Martinez (DOE), Elaine Nix (DOE), Steve Tarlton (CDPHE), Tim Rehder (EPA), Rob Henneke (EPA), Doug Young (Rep. Udall), Nancy Hunter (Rep. Schaffer), John Swartout (Gov. Owens), Jerry Harden (USWA 8031), David Kins (USWA), Doris DePenning (Friends of Foothills), Hildegard Hix (Sierra Club), Mary Fabisiak (City of Northglenn), Jeff Holwell (Town of Superior), Monte Waley (Broomfield Enterprise), Bob Nelson (Citizen).

### **Agenda Review**

Tom Brunner began by announcing that the meeting would end at 10:10 a.m. so that the Board could hold a retreat starting at 10:20 a.m. He invited the public to sit in on the retreat if they wanted. He then asked if there were any changes to the agenda. There were none, and Tom proceeded to start the Round Robin.

### **Round Robin**

**Arvada** – Lorraine Anderson stated that the National League of Cities adopted the Nuclear Weapons Complex material for their nuclear policy.

**Broomfield** – Hank Stovall announced that Senator Allard would be visiting Broomfield Monday, January 10<sup>th</sup>. Hank also noted the recent slew of articles and editorials about the cleanup levels at Rocky Flats, and he urged the Coalition to start thinking about how they want

to approach that issue once the final recommendations of the Soil Action Level Oversight Panel group are issued in March.

### **Business Items**

- 1) **Motion to Approve Minutes** – Lorraine Anderson motioned to approve the December minutes. Andrew Muckle seconded. The motion passed 6-0.
- 2) **Executive Director Report** – David Abelson announced that the topic of soil action levels is again on the front burner and that this issue will likely be discussed in detail at an upcoming Coalition Board meeting, perhaps in April. He also reminded the Board members of their commitment to forward comments on the second staff revision of the Open Space Act to Congressman Udall after the February meeting. David then called the Board's attention to a letter in the Board packet about the RFCA principles milestones discussion. The letter provides direction for resolving issues, namely of how you get to 2006, how you plan for 2006, and at what point you fine DOE for not achieving a 2006 cleanup. Regarding the legislative luncheon, David stated that the January 27<sup>th</sup> event was cancelled due to scheduling conflicts with the Colorado Municipal League legislative committee meetings. David asked the Board for input on when and if the legislative lunch should be rescheduled.
- 3) **Process for Electing/Appointing Coalition Officers** – David Abelson said that the Coalition's bylaws are ambiguous on the process of electing officers and that the Coalition needs to craft a process and put it in writing. Tom Brunner added that new officers must be appointed at the February Board meeting. Lorraine Anderson stated that the process agreed upon when the Coalition was formed was to rotate the officers up (Vice President becomes Chair, Secretary becomes VP) and draw a new name to take the position of Secretary. Tom Brunner agreed that this was the process, and he clarified that his name should be removed from the Coalition pool. Lisa Morzel agreed that this was the best process because it forces the Coalition members to trust each other. Andrew Muckle suggested that the Coalition formalize this process into the bylaws, and Attorney Ed Icenogle agreed that this was a good idea.
- 4) **March 2000 Lobbying Trip to Washington, D.C.** – David Abelson announced that certain Coalition governments are planning to go to Washington, D.C. in March to lobby, in part as ECA members attending the annual ECA conference from March 8-10. The questions David posed to the Board were: does the Coalition want to go as the Coalition, as individual local governments, or as ECA members? How should the Coalition develop its lobbying message? Who should the Coalition meet with? Should the Coalition consider hosting a dinner? David pointed out that the information packet the ECA-member governments took to D.C. last March was included in the Board packet. David then distributed Westminster's comments regarding going to D.C. as the Coalition or as ECA members. He then asked the Board for direction on how to move forward.

\*Carolyn Dulchinos arrived at this time.

Lisa Morzel said that the City of Boulder is interested in going to D.C. to lobby and that her preference is for the local governments to go as the Coalition. Hank Stovall stated that it would be good for each local government to be represented if possible. Mary Harlow, who is the ECA Conference Chair this year, stated that the ECA lobbying plan is a good way to bring local government concerns to the forefront. In her written comments she suggested that the Coalition lobby as part of the ECA. Tom Brunner reminded the Board of David's questions, and also asked how to reconcile the fact that only four of the seven local governments comprising the Coalition are ECA members. Lorraine Anderson said that whatever the Coalition lobbies for should be consensus items. David Abelson asked again if the Coalition should go as itself or as a subset of the ECA. Nanette Neelan stated that that two things go on during the D.C. trip: the ECA lobbies, and each specific site lobbies. She said her preference was to go as the Coalition but articulate ECA's agenda. Ken Fellman urged the Coalition to decide this issue quickly since lobbying materials will need to be developed in the coming weeks prior to the trip. He also stated that individual ECA member governments should retain the right to lobby their own positions separately from the Coalition. Lorraine Anderson added that as Coalition members they should represent the Coalition and develop their lobbying position accordingly. Tom Brunner added that having four local governments as ECA members could help the Coalition influence ECA policy direction. The general consensus of the Board was to discuss the specifics of the lobbying trip during the retreat.

### **Discussion of the FY 2000 Strategic Plan**

David noted that the most recent redline version of the strategic plan was in the Board packet and Tom Brunner asked the Board for comments. Ken Fellman suggested that the Board review and comment on the plan section by section. The following changes were agreed to by the Board:

- 1) In the preface, the addition of a sentence about basing policy decisions on sound science.
- 2) Under the Cleanup and Closure section, the inclusion of orphan waste in the five year plan paragraph (suggested by Mary Harlow).
- 3) Under the Cleanup and Closure section, FY 2000 activities, the addition of a statement that the Coalition will seek to minimize or eliminate the use of caps (suggested by Lorraine Anderson).
- 4) Under the Cleanup and Closure section, FY 2000 activities, the addition of a statement that the Coalition will examine post-closure worker health and retirement benefits (suggested by Mary Harlow).
- 5) Under the Future Use of the Buffer Zone section, FY 2000 activities, the addition of language that states the Coalition will work on seeking consensus on the specifics of the Udall bill (suggested by Lorraine Anderson).
- 6) Under the Future Use of the Buffer Zone, FY 2000 activities, the deletion of a reference to Salazar's "Beyond the Fences" proposal and a substitution of more generic language regarding the Coalition's evaluation of proposals related to the future use of Rocky Flats (suggested by Michelle Lawrence).
- 7) Under the Outreach section, changing "DOE" to "DOE-including RFFO" (suggested by Mary Harlow).

- 8) Under the Outreach section, FY 2000 activities, eliminating the statement about holding a legislative lunch and replacing it with a more generic statement about maintaining communication with state legislators (suggested by Ken Fellman).

After the Board completed their comments on the FY 2000 strategic plan and David agreed to incorporate them, Lisa Morzel motioned to approve the strategic plan. Lorraine Anderson seconded the motion. The motion passed 7-0.

- Sam Dixon arrived at this time.

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### **Public Comment**

Jerry Harden, President of the United Steelworkers Association 8031, thanked the Board for their participation at the December hearing hosted by Dr. Michaels regarding worker-related illness. He also asked for the continued support of the Coalition in ensuring worker health and safety. He requested a copy of the Board's newly approved strategic plan and promised to be a more active participant at future Coalition meetings.

Elaine Nix said goodbye to the Coalition and announced her new replacement will be Anna Martinez.

Anna Martinez announced an upcoming State of the Flats meeting on January 26<sup>th</sup>, and asked that people interested in attending RSVP by January 14<sup>th</sup>.

John Swartout urged the Coalition to work together to resolve differences and achieve consensus. He said that the extent to which the Coalition can influence cleanup levels depends on the extent to which the Coalition governments can resolve their differences.

David Kins, a representative of the United Steelworkers Association, thanked the Coalition for attending the Dr. Micheals meeting, and asked for the continued support of the Coalition on worker health-related issues.

### **Big Picture Review**

Looking ahead to the February Board meeting, David said that three big items to discuss are the lobbying materials for the D.C. trip, Udall's Open Space Act, and the RFCA/2006 briefing. He then asked the Board for their comments on the Big Picture. Lisa Morzel stated that a discussion of restricted vs. unrestricted use in March would be premature, and that the Coalition should address soil action levels and caps first. Ken Fellman agreed with Lisa and added that time should be set aside at the March meeting to finalize the lobbying materials and message. Jeremy Karpatkin advised the Board that they may want to set aside time at the February Board meeting to have a DOE briefing on the site's FY 01 funding. Andrew Muckle asked that David distribute to the Board the most recent version of the Udall bill prior to the February Board meeting.

At approximately 10:10 a.m., the Board determined to adjourn the business portion of the Board meeting and to begin the retreat portion of the meeting.