

TLG CONFERENCE CALL SUMMARY
October 20, 2005

Participants:

Anne Dailey	Paul Woods
Terry Harwood	Nick Zilka
John Snider	Jeri DeLange (Note Taker)
Rusty Sheppard	
Rog Hardy	
Bill Adams	
Rob Spafford	

This summary provides the salient issues. These notes are intended to capture key topics, conclusions, and next steps and not the nuances of the discussion.

Agenda Items: 2006 Draft One-Year Work Plan

Anne Dailey mentioned that Phil had asked her to facilitate the call since both the Chair and Vice Chair were unavailable. She asked if anyone had agenda items to add. Terry Harwood said that he would like to discuss the agenda for the upcoming BEIPC meeting on November 9. He also pointed out that revisions were made in the draft work plan for the ICP and blood lead sections.

Dailey then asked if anyone had issues on the revised work plan. Harwood mentioned that he spoke with Rusty Sheppard about his comments on the LMP section. Sheppard wanted to make the following changes to the language of the LMP section which included adding “*from the beginning*” to the first sentence. Then, under stakeholder involvement in the second sentence, Sheppard wanted to add *IDEQ* after State; define local governments (*Kootenai, Shoshone, Benewah*); followed by a definition of parties in the last sentence. Harwood indicated that he had not received comments back yet on Sheppard’s proposed changes and that the IDEQ and Tribe needed to respond. Sheppard mentioned that he talked with Ed Tulloch of IDEQ and believed that Tulloch was ok with the changes.

John Snider stated that the counties should be involved with the governments on the LMP because there was a MOA between the state and counties in 2002 signed by Commissioners Panabaker and Krulitz, and the previous IDEQ Director, Steve Allred. Snider pointed out that the language in the MOA contained the following: “*the Counties shall participate in meetings and activities of the Review Committee formed by the State and Tribe to evaluate and update the Plan.*” He said the MOA also included: “*the State shall fully consider all county input*” and “*the State shall fully consult with the Counties prior to formulating and recommending any modifications to the plan or any measures necessary to effectively implement the Plan.*” Harwood requested a copy of the MOA from Snider to review.

Snider then brought up another MOA that was signed in 2002 by the State and Tribe for the evaluation and recommendations of the LMP. He indicated that it contained language that included: “*the Tribe and State shall form a committee appointed with two representatives each*”;

and “*the committee shall seek voluntary participation of any other appropriate local, state or federal governmental entities which may be involved or concerned with the Plan and its implementation. Such entities include, but are not limited to the EPA, US Departments of the Interior and Agriculture, the counties of Shoshone, Kootenai and Benewah, and the Panhandle Health District.*” Sheppard said that he would fax copies of both MOA’s to Harwood. Spafford offered the use of a fax machine to Sheppard or Snider. Harwood recommended that he incorporate references to the agreements in a new draft rather than Sheppard’s comments as the LMP should be done in accordance with the agreements signed.

Sheppard remarked that there has been concern from the counties about the EPA and State taking a different course. Rob Spafford pointed out that the LMP is between the Tribe and State, and not the EPA. Harwood added that the State and Tribe are currently in the process of mediation on the LMP. Snider asked when the counties will be included once the State and Tribe start the LMP. Harwood said that he would try to write in language and then talk with Rob Spafford and Glen Rothrock in regards to it. Dailey asked if everyone was ok with this. No one was opposed. Spafford said if lake management comes up, we’re notified.

Dailey suggested that the MOA’s be scanned and sent to the groups since a number of people did not have copies. Harwood responded that he could scan them from home as the scanner in the office did not work well. Harwood then reviewed the agenda for the BEIPC meeting and mentioned that the meeting would be held at the CDA Resort. He indicated that time would be allowed for public comment.

Round Table:

Snider: Mentioned that he is still concerned about the ICP and blood lead screening.

Harwood: Indicated that he met with the agencies and the Panhandle Health District (PHD) to discuss the blood lead issue and how to deal with it to develop the language in the work plan. He indicated that the language is the best he can do right now because local physicians would need to agree to do blood testing and there is no agreement now. Also, he pointed out that an incentive program would take funding away from other programs. Harwood informed everyone that the Idaho Division of Health will make a presentation at the BEIPC meeting on this issue. If the community wants blood lead testing, he suggested that parents need to be encouraged to bring in their children to be tested. He also indicated that it would not be good to try and have the legislature pass a law to make it mandatory because it would be against people’s rights. Harwood said that IDEQ contacted the NAS about the recommendation for universal blood testing and that is not necessarily what they meant. He indicated that a different interpretation was the “*availability*” of universal testing.

Harwood also brought up the ICP and the modified language with the Box being the model. He set up meetings with the three county commissioners to see how they feel and this is why he handed out copies of the Box ICP. Rog Hardy inquired if the TLOP (Trail Long-Term Operating Plan) was being rolled in for the counties. Harwood answered that there is some discussion, but it is a tough situation to have two programs for the Trail. He indicated that there may also be

problems with communities who have no ICP and this is why he met with the commissioners individually and with the PHD.

Snider inquired about the language in the second paragraph of the ICP about boundary determination and other language about stakeholder involvement. Harwood answered that there is some talk of sampling as some of the drainages are contaminated. However, a mapping process may work better than sampling. He also pointed out that an ICP cannot be enforced unless the area is defined. Harwood indicated that there was talk about creating a special PFT for the ICP, but that the Human Health PFT could be used. Dailey reported that Rob Hanson is the chair of the Human Health PFT because the State has the lead on the human health residential remediation. Harwood said that if anyone would like to be involved with this issue, to let him know.

Adams: Reported on project updates for the mine and mill sites. He indicated that the contractor for the Constitution will try to start some work this fall clearing the site; and that there has been some design work at the Golconda and Rex to fill in additional data gaps. Adams also mentioned that water treatment studies are currently underway and that one new well did not have high concentrations. In addition, pilot studies are being conducted at the CTP (central treatment plant).

Hardy: Indicated that the recreational PFT meeting is coming up and that it would be useful to have a good map. He also mentioned that he would be participating in a conference call at 1:30 p.m. today that Harwood was coordinating for the fundraising PFT. Hardy then brought up that the CDA Tribe will be requesting an amendment to its encroachment standards. He believes that unilateral taxing of dock slips, along with the development of the LMP, should be the same for both the Tribe and State. Hardy suggested that if all dock owners paid fees, then the funding could be used for lake management.

Woods: Mentioned that lake sampling was conducted during the week of October 3 and that a report is being developed for metal loading on benthic sampling that will be submitted to the EPA. Woods also indicated that the lake modeling work is progressing well. In addition, he reported that he will be hosting a limnology conference in Boise on November 1-3 and that some of the Australians will be attending. Woods said that will also be making a presentation at the BEIPC meeting in November.

Spafford: Commented on his observation of the CCC meeting and that it was a refreshing change with the discussion strictly technical.

Hardy: Remarked that in reference to Spafford's comment, he believes that citizens may be boycotting the CCC meeting.

Zilka: Mentioned that the RFP for the Phase I work on the Golconda has been submitted to bidders. He is looking for a good response.

DeLange: Nothing to report.

Dailey: Mentioned that the Recreational PFT meeting will be November 8 at the US Forest Service Office (Grizzly Room) in Coeur d'Alene and that the agenda has been emailed. She reported that the five-year review has been completed. Copies will be available and mailed out next week. Dailey informed everyone that the EPA environmental data website (www.storet.org) would be moving to a new website hosting contractor and indicated that there may be a day or two of down time. The URL will not be changing. She also mentioned that basin sediment monitoring had started this week.

Stromberg: Reported that remediation work for approximately 300 properties will be completed this year depending on the weather. He also indicated that another 30 have been reserved that do not require seed or sod. Stromberg believes that it was a good year especially considering all of the problems. He is currently working on the RFP for 2006

Schedule: The next TLG conference call will be scheduled 10/27/05.

Thank you for your participation.