

**TLG CONFERENCE CALL SUMMARY**  
**July 21, 2005**

**Participants:**

Brian Spears (Vice Chair)	Nick Zilka
Rog Hardy	Anne Dailey
Paul Woods	John Perfect
Rob Spafford	Jeri DeLange (Note Taker)
Paul Woods	
Ron Roizen	
Terry Harwood	
Mark Stromberg	

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:** Mission Flats Repository Public Meeting, Final Five-Year Work Plan Review

As Phillip Cenera was unavailable, Rob Spafford started the call. Mark Stromberg suggested that since Brian Spears was on the call, that he lead the meeting as Vice Chair.

**Mission Flats Repository:** Stromberg reported that an open house was held last night, July 20 from 7:00-9:00 p.m. at the Old Mission Visitor's Center in Cataldo on the proposed East Mission Flats repository site. He indicated that the meeting was well attended with mostly citizens of the area. John Lawson (IDEQ) and Cheryl Gussenhaven (Terragraphics) made a presentation on the proposed site followed by a Q & A forum. Stromberg mentioned that the meeting became controversial with the concerns of some citizens not wanting the repository; and other concerns focusing on wildlife, waterfowl, and flooding issues adjacent to the proposed location. However, after the information was discussed, he believed the public could see that it will be designed to address those issues. The proposed repository site will be engineered to prevent erosion, provide water control, and protect the wetlands. Stromberg said that citizens expressed interest in wanting to discuss the issues when a more detailed design is completed.

Rog Hardy mentioned that he believes more effort should be made to find an Upper Basin site before going forward with a Lower Basin repository. He does agree that trucks accessing an Upper Basin site may cause problems for adjacent property owners.

Stromberg remarked that one reason for selecting the repository site was because the location was feasible. In addition, the landowner was willing to sell the property and was secure in the process that adjacent land would be protected. He believes that citizens were not aware of the work done in trying to locate private landowners amenable to selling their land for repositories. Stromberg reported that a total of 275 possible repository sites were looked at before the East Mission Flats site was considered. He also mentioned that although the location is in a floodplain, it is not in a floodway. This is allowed by FEMA and the county. Water may surround the site in a flooding event, but will not go through as it is not in the direct flow path. Stromberg stated that if this site is chosen in the future, then it can be designed around these problems.

Terry Harwood indicated that an exhaustive search was conducted including contacting the local mining companies. However, they do not wish to sell any property for a repository site. Harwood suggested going back to the State and Federal land managers and other parties of potential sites to touch base one more time. If another feasible location cannot be found, then residents can be informed.

Brian Spears asked if anyone had further comments in regards to the meeting.

Hardy commented that he did not feel the format was appropriate for this type of meeting. The format consisted of a lecture, overview, and then the participants were scheduled to break into groups for discussion. He believed that people resisted breaking into separate groups and that the meeting would have been more effective if left as one group.

Stromberg responded that because some people were not allowed to break into more technical groups, they were not able to have all of their questions addressed.

### **Other Discussion:**

Harwood brought up the issue of possible flooding issues at the proposed repository site and problems with the old US 10 Cataldo bridge and Interstate 90. If the water cannot flow through the two roads to the repository site, it could cause flooding for I90. John Perfect responded that I90 bridge replacement is planned for the future. Nick Zilka inquired about the timeframe. Perfect did not have the details, but will call Zilka later with the information.

Hardy inquired about the Harrison (State Highway 97) bridge and if all of the excavation material for the new bridge would be placed in the repository. Perfect answered that the bridge design has been modified and that there would be little excavation, only a few truckloads. Dailey inquired about the timing. Perfect said that a contract should be out soon. Hardy mentioned that the new bridge may not be high enough to allow a train to pass under if the railroad was ever re-established on the location of the Trail of the Coeur d'Alenes.

### **Five-Year Work Plan Discussion:**

Spears asked about the status of the final draft five-year work plan. Harwood reported that yesterday he met with John Snider and Rob Spafford (who was representing the Tribe) to review the latest draft and incorporate the comments of the CCC into the five-year work plan. Harwood also mentioned that he met with Cernera and Commissioner Currie last week to discuss Kootenai County concerns. At this point, the concerns have been addressed and he is making final revisions to the plan. He is also including a section for a funding PFT. The language for the section regarding the LMP is listed below:

#### **1.9 LAKE MANGEMENT PLAN ACTIVITIES**

- Coeur d'Alene Lake is not included in the OU-3 Selected CERCLA Remedy. The Coeur d'Alene Tribe and IDEQ are attempting to revise the current Lake Management Plan

(LMP) that was accepted by the BEIPC for use in the CDA Basin. The BEIPC is involved in a number of activities in support of this effort. A number of these efforts are outlined in Part 2 of this work plan. It is the goal of all parties involved to develop one LMP to improve and protect CDA Lake water quality in totality. When this plan is finalized the Tribe and State will coordinate their activities to implement the LMP with the BEIPC. Once the LMP is approved by the Tribe and the State, the BEIPC will request that the EPA develop criteria for the deletion of the CDA Lake portion of the Superfund Site.

Harwood then briefly reviewed the agenda for the upcoming BEIPC meeting on August 10. He asked if anyone had additional CWA presentations or other topics, to please let him know as soon as possible as the board packets will be going out soon.

Spafford commented that the collaboration on the five-year plan was a little different than in the past and he believes it is a good job. Harwood agreed.

### **Round Table:**

**Spears:** Pointed out that an opinion piece by Roizen was recently printed in the newspaper. He believes that people have a right to their opinion, but believes it was inappropriate for a TLG member to be identified as such.

**Roizen:** Mentioned that the newspaper identified him as a Shoshone County representative to the TLG and did not reference him as representing the TLG.

**Spears:** Indicated that according to the TLG protocols, it is inappropriate to give a TLG opinion without the expressed consent of the group.

**Hardy:** Expressed his concerns that volunteer members reserve the right to be identified as a TLG member. He said that agencies may not want their representatives identified, but he believes it is important to be able to speak on an official basis with being involved in the TLG as a volunteer.

**Spears:** Suggested that a disclaimer could be used when writing a dissenting position so it does not appear to reflect the TLG's position as a whole.

**Harwood:** Remarked that both points are well taken and that it is fine to identify members of a group. However, if a dissenting position is made, than an assumption can be made that it is coming from the whole group. He believes that a disclaimer would be good to use.

**Dailey:** Agreed. She also mentioned that she is required to use a disclaimer if she has a different view than the agency.

**Roizen:** Responded that he will add a disclaimer in the future.

**Woods:** Mentioned that he made a presentation at the CCC meeting on Monday, July 18. He reported that lake sampling is currently being done by his field people and the Tribe.

**Spafford:** Commented that the CCC expressed their appreciation at Monday's meeting for the Q & A format that Paul Woods used for his presentation. It was very well received.

**Zilka:** Indicated that work on the Sisters mine started on July 18.

**Spears:** Nothing to report.

**Roizen:** Mentioned that he would share his reaction to the NAS report at the next TLG meeting. He inquired when the next meeting was scheduled.

**Harwood:** Responded that there was not one scheduled yet.

**Stromberg:** Nothing to report.

**Dailey:** Nothing to report.

**Hardy:** Mentioned that he had some corrections on the recent TLG minutes and notes. He sent an email out to everyone to notify them.

**Schedule:** The next TLG conference call will be scheduled 7/28/05

Thank you for your participation.