

US EPA ARCHIVE DOCUMENT

Meeting Minutes
Fairmont Community Liaison Panel
May 2, 2002

Attendees: Karen Gribben, Bea Hunter, Kevin McClung, Bruce McDaniel, John Parks, Robert Sapp, Rich Wood.

ExxonMobil
Representative: Art Chin.

Agency
Representatives: Hilary Thornton and Carrie Deitzel, U.S. Environmental Protection Agency (EPA); Tom Bass, West Virginia Department of Environmental Protection (WVDEP).

Guests: Lisa Clelland; Jason DeFrance, Jared Excavating; Janis Edmond, WBOY-TV; Donna Hartley; David Jones; Pete Kipin and Gary Okey, Kipin Industries; Jim Martin; Shawn Petracca; Jim Succurro; Andrew Sutton, *Times West Virginian*; Doug Taylor, Environmental Strategies Corporation.

Facilitator: Roberta Fowlkes, Ann Green Communications, Inc.

Minutes: Shallon Jones, Ann Green Communications, Inc.

The regular meeting of the Fairmont Community Liaison Panel (FCLP) was called to order by facilitator Roberta Fowlkes at 5:35 p.m. The agenda was reviewed, and Roberta said Hilary Thornton and Carrie Deitzel would have a public comment period on the (EE/CA) after the FCLP meeting at 7:30 p.m. [Nobody wished to comment after the meeting, saying they would prefer to gather their thoughts and comment at a later date.] Also, Roberta said Hilary plans to have a public meeting in two to three weeks regarding the EE/CA. The Purpose Statement and Meeting Agreement were reviewed. The minutes of the April meeting were approved as distributed.

Unfinished Business

Project Update

Art Chin recapped project activities to date. (Art's handout is included.)

- The EE/CA was put in the repository May 1, 2002. He said this was finalized April 18, 2002.
- Art said the recycling objective was the best method, but it was contingent upon these points:
 - finalize costs with Kipin,
 - secure source for BTU additives and
 - make sure process is safe. To accomplish this, Kipin will process some of the landfill material and then conduct a laboratory test to simulate the use of the product as planned at Grant Town Power Station. A proposal will be given to WVDEP and EPA within the next week and a half.
- His target mobilization is for summer of this year.
- Art said the Grant Town Power Plant was cited for exceeding its permit level for particulates, and that needs to be taken care of with the DEP. If they get this resolved, they can start moving in July.
- Art said the biggest potential obstacle to keeping to this schedule is securing the BTU additives at an economical cost. He said once work starts, if they are diligent and it is running safely, it should take between 12 and 14 months to complete.

Status of Settlement Between ExxonMobil and Federal Government

Hilary said the settlement agreement is with the Department of Justice for review, and it has gone up several more layers. He said he hopes the approval process will be complete within two or three weeks. He said he expects by the next meeting there will be good news for the panel regarding this settlement.

Status of Settlement Between ExxonMobil and the State of West Virginia

Tom Bass said the consent decree and trust agreement have been reviewed by both WVDEP and ExxonMobil. He said there will be a meeting May 7. He said he is hopeful the document will address how the panel will be involved. Tom said the potential trustee is the Economic Development Authority.

Communication Update

Bruce McDaniel said he talked to a community member on Cherry Lane who was having some drainage problems. He said Tom and the Public Works Department will look into it next week.

Carrie Deitzel said there would be advertisements in the *Times West Virginian* and *The Dominion Post* May 8 for the EE/CA public comment period. Also, she said there will be an advertisement in the paper when an additional public meeting is scheduled. Carrie distributed a draft fact sheet for review. It was suggested that pictures be added.

[A three-page summary is available by contacting Shallon Jones at (304) 784-4343 or at sjones@anngreencomm.com.

Roberta said she received a call from a student at the University of Virginia requesting information about the site for a class paper. Hilary noted the school has visited several sites in West Virginia.

Hilary said the student asked the EPA for a lot of information about different remediation sites. Hilary said if the student's group came up with redevelopment ideas that they would probably be willing to share them with the group.

New Business

Response to Questions from Grant Town Guests

Hilary said EPA's mission is to protect human health and to safeguard the natural environment. (Hilary's slides are included.)

Hilary said the EPA's decision factors for Superfund Sites are to:

- protect human health,
- protect animals and plants,
- comply with U.S., state requirements,
- be cost-effective,
- be effective in the short term,
- be effective over the long term,
- reduce toxicity, mobility or volume of materials,
- be something we can implement,
- have state acceptance and
- have community acceptance.

Is the plan to use the coal material from the site as a fuel source at Grant Town Power Station safe and legal? Hilary said yes, it would go to a permitted power plant operating in compliance with its permit.

Does recycling set a dangerous precedent? Hilary said no, it has been done before with the Morgantown Ordnance Works Superfund Site materials and other sites.

Hilary said the long-term effectiveness of this option is it avoids a hazardous waste landfill, generates much needed energy and leaves the site better suited for redevelopment. Hilary said if there were an Air Quality problem, even if it were not linked to the Fairmont Coke Works Site material, they would stop sending the materials until the problem was corrected.

Tom said the Grant Town Power Station's citation is for the size of the particles emitted. He said questions about this should be directed to the Department of Air Quality. Karen Gribben said she has called (304) 926-3647 concerning Air Quality in the past.

Art said the Grant Town Power Plant can specifically do this kind of work, it is located near the site, and trucks have a shorter distance to travel.

Tom said there are air monitors in the area. He said he has passed all concerns on to Air Quality, that is the appropriate department within WVDEP to address these issues.

Roberta stated that all discussion and questions of the use of the material at Grant Town were to be finalized in this meeting.

Next Meeting

The next meeting will include a project update, updates on the settlements between ExxonMobil, EPA and the State of West Virginia and a communication update. Also, a trustee may be decided and the test burning may be done by then.

Critique and Adjournment

The meeting was adjourned at 7:38 p.m.

Next Meeting: **Thursday, August 1, 2002**
 Circle W Building
 5:00 p.m. – Dinner
 5:30 p.m. – Meeting