

US EPA ARCHIVE DOCUMENT

**Meeting Minutes**  
**Fairmont Community Liaison Panel**  
**August 1, 2002**

Attendees: Michael Cummings, Mayor Nick Fantasia, Karen Gribben, Bea Hunter, Barbara Metcalfe, John Parks, Robert Sapp, and Marcella Yaremchuk.

ExxonMobil  
Representative: Art Chin.

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

Contractor: Frank Markert, IT Corporation.

Guests: Miranda Cummings; Griff Fowler; David Jones; Jim Martin; Cathy Rodriguez; Richard Rodriguez; 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 5:30 p.m. The Purpose Statement and Meeting Agreement were reviewed. The minutes of the May meeting were approved as distributed.

**Unfinished Business**

Project Update

Art Chin said the EE/CA Report for the process area public comment period is complete, and the next step is for the EPA to issue the Action Memorandum. (Art's handout is included for those not present.) Art said the following need to be completed:

- contract negotiations with Kipin Industries,
- document preparation,
  - Response Action Work Plan
  - Site Health & Safety Plan
  - Work Plan for Stack Test
- mobilization (targeted for late August) and
- stack test of Kipin Product at Grant Town.

Art said the pilot run previously discussed to take place in Canada will not take place. He said the laboratory needed a certain time frame, and they could not meet the time frame. Also, he said there were some significant differences in the pilot test than the actual burning at Grant Town.

Art said Grant Town Power Station recently conducted a stack test using material from Morgantown Ordnance Works. He said these results will be taken into account when considering a stack test for Fairmont Coke Works Site. Tom Bass said formal documents regarding the stack test should be available from the Department of Air Quality, and he understands no problems were found. Also, he said it is his understanding the problem Grant Town had previously with particulates has been corrected. He said the formal report needs to be completed before a determination is made about a stack test for Fairmont Coke Works Site.

Art explained mobilization includes bringing in Kipin equipment and constructing some units onsite for Kipin. This also will include constructing a "decontamination pad" for washing mud and dirt off trucks before they leave the site. He said processing of the materials will first be done at the west end of the south landfill, which is the farthest away from anyone in the community.

Art said there are some community interest items that need to be addressed. They are:

- truck traffic pattern,
- air monitoring program and
- schedules.

Art said there would be about 25 trucks traveling to Grant Town everyday. He said the trucks will enter and exit the Curtis Avenue entrance. He said they are hoping to take 300 - 500 tons a day to Grant Town. A truck scale will be placed on site, and he said they will not allow any overweight trucks to leave the site.

Jim Succurro said 25 trucks a day would probably not even be noticeable.

Regarding air monitoring, Art said there probably will be some odors. He said while odors are not necessarily hazardous, they will take steps to mitigate the odors. Marcella

Yaremchuk noted there were odors in the neighborhood when the plant was operating. She said at least when odors occur with the cleanup, there will be an end in sight.

Art said work likely will be conducted on a 12-hour workday schedule. He said they will not be working too early and will not work into dusk.

He said they will want to know of any concerns among the neighbors as the work is conducted. He said they want to be able to make changes or adjustments if they are affecting the community. Barbara Metcalfe suggested a flier be given to neighbors with a contact number, so people will know where to call if they have a concern. Roberta said she would work with Carrie Deitzel on this. She said the flier would include the community call-in number, 1-800-250-3868, hours of operation, what people will be seeing, etc.

Art said expects the cleanup to take 15 to 18 months after mobilization and testing.

#### Report on EE/CA Public Comment Period

Hilary said the public comment period for the EE/CA report ended in June. He expects to have the Action Memorandum done in late August or early September. He said a copy of the memorandum and responses to comments will be placed in the repository and will be sent to persons who submitted comments.

#### Status of Settlement Between ExxonMobil and Federal Government

Hilary said the settlement went out for a 30-day comment period and is now in the final stage of formalization. He said they have to ask a judge to finalize it, and he sees no problem with this being finalized.

#### Status of Settlement Between ExxonMobil and the State of West Virginia

Tom Bass said this has been held up because of the trust issue and the Federal Consent Decree. He said the Economic Development Authority is unable to assume the role of trustee, so the DEP is going to become the trustee. The City of Fairmont will be the agent to handle maintenance, security and development.

Mayor Nick Fantasia said the city will form a panel to include four members of the Fairmont Community Liaison Panel and one city representative. He said this panel will develop a plan and budget for the re-development of the site. This panel's ideas must be approved by the DEP. This creates a system of checks and balances between the two entities. Nick said the Fairmont Industrial Credit Corporation and the West Virginia Development Office should be considered to assist in the re-development of the site, unless the panel suggests hiring someone else and it is approved by the DEP.

Karen Gribben thanked Tom for all his hard work in this process.

Roberta suggested having a regular update of trust development at FCLP meetings. Marcella suggested looking at panel attendance at meetings as a consideration in determining who will serve on the redevelopment panel. In discussion it was noted the need for the Fairmont Community Liaison Panel will continue to provide input and serve as a forum for communication as long as the remediation work is going on.

Art said ownership of the site will be transferred to the trustee once the Prospective Purchaser Agreement is signed.

#### Communication Update

Roberta will follow through on the flier to be distributed to the close neighbors of the site.

Cathy Rodriguez expressed displeasure that there was not a public notice about the Department of Justice's (DOJ) 30-day comment period regarding the ExxonMobil-federal government settlement. Hilary stated that public notice was provided in the Federal Register, but committed to take this feedback to the DOJ.

#### **Next Meeting**

The next meeting will include a project update, an update on the formation of the City's panel, and a communication update.

#### **Critique and Adjournment**

The meeting was adjourned at 7:15 p.m.

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