

## Policy and Legal Work Group Meeting

Summary of Conference Call

November 9, 2009

3:00 p.m.

Present:

Brad Garmon (MEC)

Gary Kelterborn (CMS)

Ralph Dollhopf (EPA)

Jennifer McKay (Tip of the Mitt)

Elaine Pelc (DEQ)

Melinda Holland (E<sup>2</sup> Inc.)

Tiffany Reed (E<sup>2</sup> Inc.)

Krissy Russell-Hedstrom (E<sup>2</sup> Inc.)

Not present:

Richard Steel

Bob Wagner

Don deBlasio

The working group discussed the following items on Nov. 9:

1. Creating a short summary timeline to share with RSG at next meeting. The document should be about a page and include key decisions and actions relevant to the site. Jennifer will pull together the first draft based on the history on the Tip of the Mitt Watershed Council website, which was developed in 2006 with input from other stakeholders. Regulatory agencies will separately elaborate on key point related to regulatory authority (Part 201 changes, etc.) and be prepared to offer these in a verbal presentation. Elaine and Bob will email and merge a "regulatory change" timeline with the events timeline and send to Melinda and Jennifer.
2. Identifying on another timeline the opportunities for RSG to provide useful input on key regulatory decisions, specifically the windows of optimum and declining opportunity for RSG relevance for decisions. Ralph will work with Bob to add more detail in this regard to the flow chart already provided to the RSG, and to update these timelines.
3. Developing a list of key legal and regulatory terms that need to be defined for the RSG. Brad provided the group a draft list of approximately 10 potential terms, and will work with Jennifer to narrow this down to a shorter list of terms for use at the Nov. 18 meeting, and a longer list of terms for the December meeting. If time permits, the Agencies will provide layman's definitions for some of these terms in writing for presentation to the RSG on Nov. 18.
4. For purpose of possible TASC request, we need to ask the RSG for clarification on dot-voting questions regarding costs: i.e., cost benefit of various remediation techniques vs. long term economic impact on community. What does outcome mean?
  - Economic impact of various possible outcomes (14 votes)
  - Costs for alternative remediation concepts (3 votes)
5. Administrative tasks: Timelines for delivering the above assignments were agreed on. Brad Garmon volunteered to be the working group chairperson, which was agreed to by the other work group members present, and he agreed to make a brief report on the Policy and Legal Work Group's activities and discussion at the Nov. 18 meeting of the RSG. Meeting was concluded.