

**MINUTES OF THE REGULAR MEETING OF THE
ROCKY MOUNTAIN LOW-LEVEL RADIOACTIVE WASTE BOARD**

Denver Airport Marriott at Gateway Park
16455 E. 40th Circle
Aurora, Colorado 80011

August 9, 2006

ATTENDANTS

Board Members:

Ron Curry, Acting Chair, New Mexico
Gary Baughman, Colorado
Leo Drozdoff, Nevada

Barbara Green, Legal Counsel
Leonard Slosky, Executive Director
Vicki Green, Recording Secretary

Others:

Bob Hartzman, City of Canon City
Curtis Mitchell, Colorado Springs Utilities
Mary Fealey, Clean Harbors Environmental Services, Inc.
Ali Sogue, City & County of Denver
Amy Woodis, Metro Wastewater
Pam Wheldon, Concerned Citizens of Eastern Colorado
Joe Vranka, Colorado Department of Public Health & Environment
Chad Hyslop, American Ecology
Matt Morris, Waste Management
Riad Safadi, University of Colorado, Health Sciences Center
Tim Thorvaldson, University of Colorado, Health Sciences Center
Shawn Sullivan, City & County of Denver
Craig Wilkinson, TimeT
Jerry Goad, Colorado Attorney General's Office/Colorado Department of Public Health & Environment
Jennifer Opila, Colorado Department of Public Health & Environment
Norman Higley, outside counsel for City of Englewood
Bob Thomas, Metro Wastewater
Chuck Malick, American Ecology
Soloman Malick, CNM Enterprises
Stuart Bennett, Lindquist & Vennum, LLP/ADCO
Jen Wascak, Adams County

Minutes of the Regular Meeting of the
Rocky Mountain Low-Level Radioactive Waste Board
August 9, 2006
Page 2

Jessica Pault, City of Greeley
Dave Kerpius, Cast Transportation
Craig Tessmer, Adams County
Alan Ellingson, Brown and Caldwell
Mike McHugh, City of Aurora
Tom Mountfort, Denver Water
Anne Winans, Denver Water
Brian Daw, MWH Global
Jack Kehoe, Clean Harbors
Ken Lykens, MWH Global
Drew Kramer, Intermountain Corporate Affairs
Jim Sanderson, Ryley Carlock & Applewhite/Colorado Utilities Coalition
Jim Spaanstra, Faegre & Benson LLP/Clean Harbors
Bill Geary, Clean Harbors Environmental Services, Inc.
Howard Kenison, Lindquist & Vennum, LLP/ADCO

REGULAR MEETING

Mr. Curry, Acting Chair, called the meeting to order at 1:21 p.m.

Mr. Curry introduced the new member of the Board from Nevada, Mr. Leo Drozdoff.

The first item on the agenda was the approval of the minutes of the May 30, 2006 Regular Meeting, June 5, 2006 Telephonic Meeting and July 7, 2006 Telephonic Meeting. Mr. Curry asked if there were comments or corrections to the minutes. As there were none, Mr. Baughman moved to approve the minutes of the May 30, 2006 Regular, June 5, 2006 Telephonic Meeting and July 7, 2006 Telephonic Meeting. Mr. Drozdoff seconded; the motion carried unanimously.

RECONSIDERATION OF APPLICATION FROM THE CITY AND COUNTY OF DENVER TO EXPORT RADIUM WASTE

This portion of the meeting was transcribed by a court reporter. A copy of the transcript can be ordered by sending a request, along with \$25.00, to the Rocky Mountain Low-Level Radioactive Waste Board.

The following summarizes the decisions made by the Board.

After consideration and public comment, Mr. Baughman made a motion to deny Denver's request to export radium processing waste with the commitment that if circumstances change, the

Board would convene in an urgent fashion to reconsider the export request. Mr. Curry seconded; the motion passed two to one, with Mr. Drozdoff opposing the motion.

CONSIDERATION OF THE STATE OF COLORADO'S AMENDED APPLICATION FOR ROCKY MOUNTAIN RADIOACTIVE WASTE COMPACT APPROVAL OF A LOW-LEVEL RADIOACTIVE WASTE DISPOSAL FACILITY CONCERNING THE CLEAN HARBORS DEER TRAIL FACILITY

This portion of the meeting was transcribed by a court reporter. A copy of the transcript can be ordered by sending a request, along with \$25.00, to the Rocky Mountain Low-Level Radioactive Waste Board.

The following summarizes the decisions made by the Board.

Mr. Curry made a motion to delay a decision on Colorado's application until the next meeting in September in New Mexico. Mr. Drozdoff seconded; the motion carried unanimously.

Mr. Baughman made the motion to extend Resolution 2006-02 (allowing the Clean Harbors Deer Trail Facility to accept water treatment residuals during the course of the enforcement moratorium) until the next meeting in September. Mr. Curry seconded; the motion carried unanimously.

OTHER BUSINESS

Mr. Slosky described the request from the Institute of Energy and Environmental Research (IEER) that the Board hold a hearing on the classification and disposal of depleted uranium. Mr. Curry asked that staff contact and invite Mr. Makhijami at the IEER to present their request at the next meeting in September in New Mexico.

In addition, Mr. Curry directed staff to invite Louisiana Energy Services to make a presentation on their waste disposal pathways at the next meeting in September.

Mr. Curry made a motion to go into Executive Session. Mr. Drozdoff seconded; the motion carried unanimously. The Board went into executive session at 3:50 p.m.