

May 2, 2012 Environmental CAG Meeting Summary  
Pompton Lakes High School Media Room

CAG members present: Bill Pendexter, John Soojian, Steve Grayberg, Abby Novak, Tim Newton  
Ex-officio members present: Anthony Cinque, Ariel Iglesias, Adolph Everett, Phil Flax, Pat Seppi, Cliff Ng  
Members of the public present: Jefferson LaSala, Regina Sisko, Ed Merrill,

Welcome and Administrative Updates

Steve Grayberg facilitated. The real estate discussion was tabled for the next meeting since the members of the real estate work group are out. The March meeting notes were approved once a quorum was reached. The April notes would be reviewed prior to the next meeting.

Jimmy Rose won't be able to continue being a member in the CAG. A replacement will be needed.

Steve requested whether there was any presentation from EPA participation on the people's CAG that we can share with this CAG. He would be interested in reviewing technical angles that may be new to this CAG. EPA explained that they presented the timeline, and planned on presenting the Acid Brook sampling update but the meeting ran long and were not able to. Jefferson LaSala agreed to provide the website for review of the people's CAG meeting minutes.

Ex-Officio Updates

- Borough Council - Mike Serra won't be able to make it to the meeting, so this update was not given.
- Health and Senior Services - No rep from NJDHSS was present. Steve read e-mail from DHSS about their participation on the CAG meeting. They said that they didn't because they are finalizing the survey. Two people said that they are residents in the plume and one of them said that she contacted Krista and then they contacted her back and was able to complete the survey over the phone. This raised the question about the survey and how many people are being contacted and whether is because DHSS is playing phone tag. Suggestion was given about putting a note in the CAG website to alert people that have not been contacted to call DHSS, but rather requested EPA – Pat - to raise the issue to DHSS to see if they can be available for the next meeting.
- Update on Plume bioremediation activities - Anthony reported that regarding intermediate aquifer pilot study, DuPont responded to the agencies' comments on March 30. The Agencies expedited review and are sufficiently satisfied such that the pilot can move forward. The less than 180-day permit by rule provisions will be followed. Field measurements being taken by DuPont for the well vault, and a flyer was distributed to residents. Regarding the shallow aquifer, DuPont provided responses to the agencies comments via the same March 30 letter. Agencies will issue a response tomorrow, which will call for DuPont to submit a Permit by rule application by June 15. The greater than 180-day permit by rule provisions apply which include a 30 day comment period with opportunity for a hearing if requested.

- Re-review of the site remediation time line chart - Adolph had no update other than what Anthony had just reported, and requested clarification on what was expected. Steve requested a regular update on the timeline at every meeting, similar to what EPA is providing for the vapor mitigation system update.
- There was discussion among the CAG about on-site activities and whether land use issues could or should impact timelines. It was suggested that the future use issue should be pushed with DuPont, given that there were no known discussions occurring between DuPont and the borough, and given that the next update to the borough redevelopment plan is coming up soon. Ed Merrill opined that as a corporate entity DuPont generally does not sell property, though it may lease property.

#### Public Comment/Questions on above topics

There was a question from the public about what was DuPont was doing today in the field, and why police were needed. The Agencies didn't know the reasons and it was explained that the Responsible Party (DuPont) does not have a responsibility to notify agencies in advance. Steve explained that a resolution passed by the CAG for unplanned oversight and that the Agencies have done that in the past. DuPont would pay for police assistance.

#### Presentation on follow-up sampling of Acid Brook

Phil went through the presentation material as shown. During questions it was clarified that despite the EPA human health risk assessment conclusions for PCE in surface water, DuPont would begin aeration of the Acid Brook to drop the PCE levels in the near term, and will investigate the source of PCE on-site and treatment options in the longer term. Also, DuPont would perform geoprobe sampling between locations 9 and 10 to try to determine what may be causing the increase in mercury concentrations in sediment sampled at the two points.

#### Site Future Use Work Group Update

The CAG is hoping to get volunteers for the future land use workgroup. The CAG can also explore to work with future use through the Business Improvement District (BID). However, the BID should only be a stakeholder and DuPont and the Borough should be the focal point. Steve, John and Bill would try to make the May 15 BID meeting.

John mentioned that he spoke to John Barker and was informed that DuPont has paid its full tax assessment. Discussion then ensued about what impact would be if the borough redevelopment plan is revised, that improvements get taxed a different way and that the borough could claim a larger percentage of the taxes split among the borough, county and school district. Abby mentioned that one of the problems with the redevelopment of that property is that there's no access from I-287.

A redevelopment ordinance for that property is considered by John as very important, and the mayor/council needs to charge the planning board to work on it. Jefferson mentioned that in 2007 the borough council voted for the property to be recreational and this affected (lowered) the amount that DuPont pays for taxes based on this change; DuPont pays ¾ of what residents pay percentage-wise. John had explained that he received information that DuPont pays taxes based on land assessment total.

### Venues for summer meetings/Plan for June and July meetings

John agreed to contact the [Borough](#) to find out when the council is meeting [in July](#), and to plan the CAG meeting accordingly. The CAG will plan for both [July and August](#) meetings. Preliminary topics for the June 6 meeting are: bioremediation update, community health profile update, and property value resolution. The July 11 meeting would be determined but an agenda item is the lake remediation update. The following CAG meeting is scheduled for August 1. The future use work group could meet in the interim. The Board of Education needs to be contacted about securing the high school library for CAG meetings from September through the end of the school year.

### Public Comment/Questions on above topics

There was discussion about depleted uranium being used on-site that was raised at the last meeting. Bill mentioned and he reviewed the 2010 Parsons Report and had not identified anything. Phil concurred and mentioned that perhaps the reference was to radioactive dating of the sediment cores, but this is not related to uranium. Jefferson agreed to check the reference previously mentioned.

There was also discussion about concern with vegetable uptake from gardens being affected by heavy metals. Ed Merrill mentioned that the issue had been looked at with respect to lead concentrations in the Acid Brook prior to remediation and that the literature search suggested there's no uptake mechanism. This was reported in the 1994 ATSDR report. He also stated that DuPont also routinely checks for metals in groundwater because of their potential to foul up the air stripper.

### CAG follow-up action items

CAG to follow up on Jimmy Rose's replacement

EPA (Pat) to check on DHSS participation at next meeting

EPA to provide regular update of timeline

Steve, John Bill to initiate future use workgroup and cover May 15 BID meeting

John to contact [the Borough](#) about council sessions and use of [the Civic Center](#) for summer meetings

Someone to contact Board of Education re. meetings during school year