CAG FORMATION MEETING #2
Meeting Summary

LDCA Superfund Site Community
Eastwick Mercy Wellness Center
March 11, 2015
Sponsored by: US EPA Region 3

US EPA hosted CAG Formation Meeting #2 for the Lower Darby Creek Area [LDCA] Superfund Site Community in Eastwick PA on Wednesday, March 11, 2015 at the Eastwick Mercy Wellness Center. The meeting began at approximately 6:40 pm and adjourned at 8:30 pm. [Please see attached agenda.] Approximately 35 people were in attendance for this meeting.

WELCOME and INTRODUCTIONS

Larry Brown, EPA Community Involvement Coordinator [CIC] for the LDCA Site opened the meeting and welcomed all those in attendance. He reminded everyone that this was the second in a series of meetings being sponsored by EPA to help the community form a community advisory group [CAG] for the LDCA Site. The first such meeting was held on February 3, 2015 also at the Eastwick Mercy Wellness Center. He introduced Marion Cox, neutral facilitator hired to assist the community and EPA to form a CAG and turned the meeting over to Marion.

OPENING REMARKS by the FACILITATOR

Statement on Marion's role as a neutral facilitator: Marion thanked everyone for their continued participation in the CAG formation process. She took a few minutes to explain her role as a "neutral" facilitator assisting with CAG formation. She does a variety of things like developing the CAG formation questionnaire [distributed at the first meeting], collating and analyzing responses to that questionnaire, talking individually with residents to followup on their their questionnaire responses, and using the results from the questionnaires to help the community develop a CAG structure. Marion noted that in this role she sometimes receives comments from people who prefer to remain anonymous, or that request she hold their comments in confidence. One member of the audience questioned whether "anonymity" was at odds with a stated goal of the CAG formation process of ensuring that these meetings are a public and transparent process. Marion noted that the purpose of ensuring confidentiality in a process like this one is to ensure that all opinions are heard - that everyone has a voice - including people who may be uncomfortable speaking in front of a large group. Marion noted that anonymous comments often reflect the views of many people not just those of the person who is requesting confidentiality. Others from the audience voiced their support for the concept of confidentiality by responding "…yes she [Marion] wants to make sure everyone's voice is heard."

Marion went over a set of meeting groundrules and asked if everyone in attendance could agree to abide by the groundrules. There were no objections from anyone in attendance.

Next, City of Philadelphia Councilman Kenyatta Johnson was recognized and briefly addressed the group. He stated that he remained interested in this site and that he was staying updated on activities at this site, and appreciated the opportunity to be present at this meeting. He also stated that he planned to be deeply involved in the process.

EPA TECHNICAL AND PUBLIC INVOLVEMENT UPDATE

Technical Update: Josh Barber EPA Remedial Project Manager [RPM], announced that the contract with the EPA's Remedial Design (RD) contractor for Operable Unit 1 (Clearview Landfill

Waste & Soils) had been approved and fully funded. He stated this is significant because typically, activities like an RD which require significant time and resources, are funded incrementally. EPA management in Region 3 (Philadelphia) consider this Site a high priority and wanted to ensure that RD would not be delayed. Josh provided an update on initial inspection of the businesses on the landfill that require permanent relocation to allow for the cleanup, a research project evaluating best planting practices for native species of trees to be used on the cover, and an upcoming sampling of methane levels in certain residences near the City Park/ Landfill. Josh also provided an update on the Clearview Landfill Groundwater (Operable Unit 3) investigation, explaining that most of the results from the 2nd round of groundwater samples were in. The 3rd round of sampling is being planned and the baseline risk assessment for Operable Unit 3 will begin development this year.

For Folcroft Landfill (Operable Unit 2), the shallow groundwater investigation has been completed by the responsible parties and they will soon be submitting a work plan for evaluating the bedrock aquifer(s) to see if there are any impacts from the Landfill. EPA is also still working on the aquatic baseline risk assessment that covers the creeks and waterways from the confluence of Darby and Cobbs Creeks down to the discharge into the Delaware River.

Public Involvement Update: Larry Brown mentioned door to door canvassing to deliver the Access Agreement letters for the methane sampling. He stated EPA had delivered agreements to more than 60 homes but had only received 12 completed access forms back. He emphasized that EPA needs access to these homes to make sure there is no methane build up in the community. He also stated that once the CAG was formed, helping EPA get the word out to the community, in cases like this, would be a good example of what the CAG could be doing to work with EPA. He stated EPA would be working with Tetra Tech to start work on the Community Involvement Plan [CIP] beginning this Spring. The CIP will serve as EPA's plan on how the Agency will communicate and interact with the community throughout the remediation process, and will include information related to the formation of the new CAG. The CIP will be developed in such a way that it takes into consideration the formation of the CAG and will work in conjunction with the CAG wherever possible.

CAG MEMBERSHIP DISCUSSION

A summary of the CAG formation questionnaire was sent [via email and US postal service] to each person who was in attendance at the February 3, 2015 CAG Formation Meeting #1 approximately 10 days prior to this meeting. [Copies were also available at the meeting.]

Marion emphasized that several key questions about how the community wants to see its CAG structured were, in fact, answered by the CAG questionnaire results including:

Question #1: What categories of members should be included in this CAG ?

- Resident VOTING members
- Expert resource NON-VOTING members
- Partner agency NON-VOTING members

Question #2: How many members do you want on the CAG ?

- Questionnaire results show the community wants between 20-25 members on the CAG [including all three categories listed above]

Questions that need to be answered about "Resident CAG membership"

Three key questions were laid out for those in attendance to be discussed and agreed upon regarding the category of "resident" CAG members:

- What categories or segments of the community need to be represented on the CAG?
- How many “resident” CAG members do you want to serve on the CAG?
- How many resident CAG members should represent each segment of the community?

What categories or segments of the community need to be represented on the CAG

Results from the CAG formation questionnaire indicated that the community wanted to see a wide range of the community represented on the newly forming CAG including:
- Residents from the planet streets
- Residents impacted by construction traffic/noise, etc.
- Residents impacted by flooding
- Residents impacted by the landfill but not living on the planet streets
- Residents living nearer the refuge
- Parents/grandparents living near the landfill
- A local business owner impacted by the landfill
- A educator living in the community
- Someone to represent the elderly
- Someone from the faith based community
- Someone who was a practicing health professional
- A Delaware County or Darby Township resident impacted by the landfill

Those in attendance had a lengthy discussion about the segments of the community they wanted to see represented on the CAG as “voting” members. Several people wondered why the faith based community members were not responding to emails soliciting their involvement, others noted that they believed it was due only to a lack of time. At the end of this discussion people appeared to be comfortable allowing those from the faith-based community to serve as non-voting CAG members coming to CAG meetings when they have the time.

There was discussion regarding a business owner being represented on the CAG as a “voting” member. One suggestion was that Friends of Heinz Refuge [FoHR] might be able to fill that position but several residents felt that was inappropriate because FoHR was not a resident of Eastwick; others felt it would be a conflict of interest for the organized interest group. One member of the audience said that he knew of a business owner [a property manager near the end of the Clearview Landfill on Angelo Place] who might be willing to serve on the CAG representing a local business. [He will provide that name to Josh Barber.] There was some discussion about the need to have a separate CAG member represent the elderly but there was no clear resolution of this; therefore, the need for a separate CAG member to represent the elderly was not agreed to at this time. Some people raised concerns that a resident representing Delaware County or Darby Township might be inappropriate because they were not residents of Eastwick. Others noted that this was important because these residents [ie, Delaware County or Darby Township] would be directly affected by the Superfund cleanup once the groundwater investigation was complete - as the Clearview Landfill investigation is now complete.

At the conclusion of this discussion on “resident” CAG membership, those in attendance agreed they want to see the following categories of residents represented on the CAG:
- Residents from the planet streets
- Residents impacted by construction traffic/noise, etc.
- Residents impacted by flooding
- Residents impacted by the landfill but not living on the planet streets
- Residents living nearer the refuge
- Parents/grandparents living near the landfill
- A local business owner impacted by the landfill
- A educator living in the community
- A Delaware County or Darby Township resident impacted by the landfill

How many “resident” CAG members do you want to serve on the CAG?

Two options were presented for discussion:
Option 1: 13 Resident CAG members
Option 2: 15 Resident CAG members

Those in attendance decided they wanted to discuss the 15-member resident option only. People felt that 13 resident members were simply too few residents on the CAG.

How many resident CAG members should represent each segment of the community?

After significant discussion, the group agreed to the following breakdown of how the 15 resident CAG members would represent each segment of the community:

- Planet street residents = 5 members
- Residents impacted by construction traffic/noise, etc. = 2 members
- Residents impacts by flooding = 2 members
- Residents impacted by the landfill but not living on the planet streets = 1 member
- Residents living nearer the refuge = 1 member
- Residents who are parents or grandparents impacted by the landfill = 1 member
- Eastwick business owner impacted by the landfill = 1 member
- Eastwick resident who is an educator = 1 member
- Delaware County or Darby Township resident impacted by landfill = 1 member

During this discussion some questions were raised about whether local officials could be CAG members. Some in attendance felt that local officials should be given a seat on the CAG and others felt differently. Larry Brown stated that EPA would not make any decisions on behalf of the community regarding whether or not elected officials could be CAG members. However, generally speaking it might be more appropriate for elected officials to participate in CAGs as non-voting members. In the end, it is up to each individual CAG to make these decisions.

As discussed earlier in the meeting, those present confirmed their belief that anyone being considered for “resident” CAG membership needs to live on a street in Eastwick and be impacted by the landfill. Those in attendance did agree to have one directly impacted “resident” CAG member represent Delaware County or Darby Township due to impacts of the LDCA site.

Discussion of Resident CAG Members Selection Process:

CAG members will be selected at the next CAG formation meeting scheduled for April 8, 2015.

Currently there are 18 people who expressed an interest in becoming resident CAG members. There was discussion about how to make sure that anyone who is a resident and wants to serve as a resident CAG member is allowed to serve including the idea of two residents teaming up and “sharing” a single CAG position. This idea seemed to be particularly popular and 5 participants mentioned they would be willing to share a single CAG position [Dr. David E. Thomas, Carolyn Moseley, Tyrone Beverly, Brenda Whitfield, Joanne Graham]. Everyone on the list was asked to consider the possibility of teaming up with another person. The process proposed to select resident CAG members is as follows:

- No later than 20 March anyone who wants to add their name to the list of resident CAG members should contact Marion to get their name added to the list.
- No later than 20 March anyone who wants to take their name off the list of people to be considered for resident CAG membership should contact Marion to eliminate their name.

- Marion will contact each person whose name remains on the list and talk with them individually to see if they have a specific segment or category of the community they want to represent on the CAG and if they want to team up or share a single CAG member position with another person so that everyone can serve who wants to serve on the CAG.
- As soon as possible following these conversations, Marion will compile a new "slate" of resident CAG members - assigned to specific segments of the community each person wants to represent.
- Marion will circulate this list of CAG members to everyone who is on the CAG formation mailing list. This will be sent out well in advance of the upcoming April 8th CAG Formation Meeting #3 to make sure that everyone has a chance to review the slate of CAG members before the meeting.
- At the April 8th meeting, everyone in attendance will participate in CAG selection.

CAG LEADERSHIP DECISIONS

CAG formation questionnaire results show that once a new CAG is selected, the new CAG members should select the leadership team. During the course of individual phone conversations with each person interested in being a resident CAG member, Marion will also discuss ideas about CAG Leadership. These conversations will help form the basis for how the CAG Leadership selection process will work. If possible a CAG leadership team will also be selected at the April 8, 2015 meeting. If not, that will occur as soon as possible.

DISCUSSION OF OTHER CAG MEMBER CATEGORIES

The questionnaire results showed agreement among community members that they want to see the following types of members represented on their CAG:

- Expert Resource CAG members including individuals and organizations interested in activities associated with the LDCA Site:
  - Land use planning and open space professional
  - Scientific and/or technical experts familiar with remediation of LDCA
  - Environmental law and policy advocacy
  - Health and safety experts
  - People and organizations focused on the needs of the Heinz Refuge
  - Representatives from the local faith-based community
  - Flooding and flood mitigation experts
  - Other expertise as needs emerge

- Partner agency CAG members including but not limited to:
  - US EPA [Josh Barber, RPM and Larry Brown, CIC]
  - PA Department of Environment
  - City of Philadelphia [Water Dept., Parks and Recreation, OEM]
  - US Army Corps of Engineers
  - US Fish and Wildlife Service Heinz Refuge
  - Local and state health agencies
  - Other agencies as appropriate

The next CAG formation meeting will be held at Eastwick Mercy Wellness Center on April 8, 2015 at 6:30 pm. Marion thanked everyone for their continued participation and turned the meeting over to Larry Brown to formally adjourn.

The meeting adjourned at 8:30 pm.

AGENDA
Community Advisory Group [CAG] Formation Meeting #2
LDCA Superfund Site Community

sponsored by
US EPA Region 3
Meeting location: Eastwick Mercy Wellness Center

March 11, 20015

6:30 pm **Opening remarks - Larry Brown, LDCA CIC**

- Welcome including review of agenda, purpose of meeting
- Brief review of CAG Formation activities to date

6:40 pm **Update on LDCA site activities - Josh Barber, Larry Brown**

- Update on site activities
- Update on community involvement activities
- Questions

7:00 pm **CAG Formation Discussion - Marion Cox, Neutral Facilitator**

- Overview of results from CAG questionnaires
- CAG membership discussion:
  - Discuss and seek agreement on number and categories for CAG members
  - Discuss member selection process
  - Discuss members' roles and responsibilities
  - Discuss when and how to select CAG "leadership team"
- Present draft "CAG mission statement and goals" for review and consideration

8:15 pm **Review next steps and CAG Formation Meeting #3**

8:30 pm **ADJOURN**