

CAG FORMATION MEETING #3

**LDCA Superfund Site Community
Eastwick Mercy Wellness Center
April 8, 2015
Sponsored by: US EPA Region 3**

US EPA hosted Community Advisory Group [CAG] Formation Meeting #3 for the Lower Darby Creek Area [LDCA] Superfund Site community in Eastwick PA on Wednesday, April 8, 2015 at the Eastwick Mercy Wellness Center. The meeting began at approximately 6:40 pm and adjourned at 8:30 pm. [Please see the agenda for the meeting at the end of this meeting summary.] Approximately 43 people were in attendance for this meeting.

WELCOME and INTRODUCTIONS

Marion Cox, the neutral facilitator assisting with CAG formation welcomed everyone to the meeting. Marion reviewed the agenda, the proposed outcomes of the night's meeting and meeting groundrules. Next Marion introduced Larry Brown and Josh Barber to provide a Site update for the Lower Darby Creek Area [LDCA] Superfund Site.

EPA SITE UPDATE

Josh Barber, Remedial Project Manager, for the LDCA Site provided an update on technical activities at the Site.

Planting of native species as part of a research project on the landfill: This week, EPA started planting native and hybrid poplar trees on .8 acres of the landfill [that had been excavated as part of a removal action in 2011-2012 to address PCBs] as part of a research project to evaluate the best planting practices for native species at the Site to see how well they survive and propagate. This will tell EPA the most effective ways to plant and sustain these native species before it is time to actually plant them as part of the remedial action. Ultimately, EPA will grow all native tree stock for the landfill cover which should significantly reduce the overall cost for cleanup. This research project is an important element in the overall success of the project, and to securing the funding needed for the remedial action.

Methane testing in the Eastwick community: EPA continues to monitor for methane in homes identified in the community. Thus far EPA has tested approximately a dozen homes and 5-8 businesses. The tests, to date, show little or no methane in homes or businesses. Levels detected are well below any level that would indicate a level of concern. The Agency is still waiting to hear back from several residences to schedule their testing. EPA will continue to monitor residences in the future to see if methane levels change over the course of the year.

Groundwater testing in and around the Folcroft Landfill: The area of contaminated groundwater in the shallow aquifer associated with the Folcroft Landfill has been delineated by the Responsible Party [RPs]. The RPs have submitted a plan to EPA for investigating the bedrock aquifer under the Folcroft Landfill and that testing should begin in the Spring.

Design work: Josh indicated that no specific "design" work has begun at the site. The "kick-off" of his technical remedial design team work will begin next week. The design work will occur over the next two years.

Larry Brown, Community Involvement Coordinator, for the LDCA provided an update on community involvement activities at the site.

Community Involvement Plan [CIP]: Tetra-Tech is EPA's contractor for the LDCA Site and is currently working on updating the CIP. This work will proceed over the next several months. Larry stated that the CIP will detail how EPA plans to work with community and keep them informed as cleanup is proceeding. The CAG, and the community at large, will be given a draft of the CIP and asked to comment on the document before it is finalized.

Larry noted that EPA got additional funding to complete the work of CAG formation acknowledging that the CAG process is moving forward and is understandably complex.

FAQs: Larry also noted that Tetra-Tech is working on developing an up-to-date FAQ document which will be widely distributed and will be posted on EPA's website. In response to a question from the audience, Larry noted that this document will have a much wider distribution than just the CAG membership as it is intended for the entire community. One member of the audience asked if EPA was using the SW Globe Times or Public Record to distribute its public information noting that the SW Globe Times has to be notified in a 2-week cycle. Larry stated that EPA is working with the SW Globe Times as one of several vehicles for distributing public information.

CAG MEMBER SELECTION

Marion reviewed for all those present the CAG member selection process that began with CAG Formation Meeting #1 and that has led to the meeting tonight where new CAG members are being formally selected:

- On February 3, 2015 EPA sponsored CAG Formation Meeting #1 where the entire community was invited to participate in the formation of a new CAG for the LDCA Superfund Site.
- At that meeting a CAG Formation questionnaire was distributed to all those in attendance.
- On that questionnaire community residents were invited to self nominate to become a new CAG member.
- At March 11, 2015 CAG Formation Meeting #2 those in attendance further defined "resident CAG member" to include those Eastwick residents living in close proximity to the landfill and residents who were directly affected by contamination from the landfill.
- At the March 11, 2015 17 names were put forward for "resident CAG" membership.
- Following the meeting, Eastwick residents were given until March 20, 2015 to self-nominate and after that date the nomination process was closed.
- 4 additional people self-nominated prior to March 20, 2015 bringing the total number of residents who wanted to serve as new "resident CAG members" to 21.
- At the March 11, 2015 meeting, those in attendance also agreed that they wanted a total of 15 resident CAG members - representing 9 segments of the community affected by the landfill.
- Between 11 March and CAG Formation Meeting #3 [April 8, 2015] several resident CAG nominees agreed to "team" together to share one resident CAG member position thus allowing all 21 people who wanted to serve as resident CAG members to fill the available 15 resident CAG member positions.
- On April 8, 2015 all 21 nominees for resident CAG member positions were formally selected as new resident CAG members [see attached chart]

There were several questions from the audience about what it means to be a CAG member. One person asked if the general public could attend CAG meetings even if they are not a CAG member. YES, any member of the public can attend CAG meetings, in fact the public and Eastwick residents in particular, are encouraged to attend CAG meetings, to raise issues and questions of interest or concern, and voice their opinions and make their points of view known to the CAG. The CAG is only stronger if the broader community is participating alongside the CAG members. The CAG is designed to represent and to hear from a widely diverse range of people and different points of view. Everyone in the community is encouraged to participate.

When the CAG votes on an issue or makes a decision, will these decisions be published in the local newspapers so that everyone can see what decisions they are making? Marion noted that these specific types of procedures have not yet been defined for this CAG. She noted that these types of “operating procedures” will be the subject of the May 13, 2015 CAG Formation Meeting #4 and that anyone who wants to attend that meeting should feel free to do so.[It was later decided that the detailed discussion of CAG operating procedures will occur on May 12th, the day before the next CAG meeting on May 13th. The location for the May 12th meeting will be posted on EPA’s LDCA website.] She also stated that in other CAGs she is familiar with, decisions and “votes” are not typically published in local newspapers; rather, they are carefully documented in meeting summaries of the CAG meetings, and these summaries are supposed to be widely distributed throughout the Superfund site community. In the broader Eastwick community, for the time being, EPA has offered to post all meeting summaries on the EPA website for the LDCA Superfund site so that all interested residents, and other stakeholders, can read the meeting summaries, and other related documents, for this new CAG. Marion noted that all the meeting summaries for these CAG Formation Meetings are being posted, and have been posted since CAG Formation Meeting #1, on the EPA website as well.

Is this CAG being formed only for the Clearview Landfill? If so, what happens for the people affected by the Folcroft Landfill? Larry Brown, CIC, stated that both the Folcroft Landfill and the Clearview Landfill are part of the same LDCA Superfund Site. Technically there is supposed to only be one CAG for each Superfund Site. Therefore, the CAG currently being formed through this series of meetings will be the CAG for the LDCA Site. However, the site investigation is not as far along for the Folcroft Landfill as it is for the Clearview Landfill [the site investigation is complete at Clearview], and there may be interest expressed in the future in expanding this CAG to include more representation for areas affected by the Folcroft Landfill. Marion also noted that the Eastwick community expressed their desire to have a representative from the communities surrounding the Folcroft Landfill have a seat on the new CAG in order to make sure that these residents are aware of what is going on with the landfill cleanup, and can make their needs and interests known throughout the cleanup process - the very point the questioner is raising.

FORMAL RESIDENT CAG MEMBER SELECTION

Following questions from the audience, Marion moved to have the nominated “resident” CAG members formally selected. The motion was seconded and all the nominated resident CAG members were formally approved and selected by all those in attendance at CAG Formation Meeting #3. Next Marion asked each NEW resident CAG member to introduce themselves to all those in attendance, and to say anything they wanted to about why they wanted to serve as a CAG member, and what they hoped to contribute to the CAG. It should be noted that 19 of the 21 new CAG members were in attendance at this meeting.

After all the CAG members introduced themselves, Marion asked the new members if they understood that those members who chose to “team” together also shared a single vote when it came time to vote. All of the new resident CAG members agreed that they understood that was the condition of “teaming” together to share a single resident CAG member position. The following chart shows all the resident CAG members and the segment of the community that they have been selected to represent.

<i>Segment of EASTWICK community represented</i>	<i>Name of CAG member</i>
Residents living on the planet street [5]	Brice Baker Leo Brundage/Jacqueline Howard [teaming] Margaret Cobb Carlos Brown Alice Geiger
Residents impacted by construction traffic [2]	Eileen San Pedro/Jeannette Guess [teaming] Tyrone Beverly/Terry Williams [teaming]
Residents living nearer the refuge [1]	Leonard Stewart/Carolyn Moseley [teaming]
Residents impacted by landfill but not living on planet streets [1]	Earl Wilson/Deborah Jefferson [teaming]
Residents impacted by flooding [2]	Joanne Graham/Chere Driver [teaming] Ted Pickett/Marion Sanders [teaming]
Delaware County/Darby Township resident [1]	
Eastwick resident and business owner [1]	Teddy Leeks, Leeks Property Management
Parents/grandparents with children living near the landfill [1]	Brenda Whitfield
Eastwick resident and educator impacted by the landfill [1]	David E. Thomas

NOMINATIONS FOR THE CAG LEADERSHIP TEAM

Next Marion moved to a discussion of the nomination of a CAG Leadership Team. Marion reviewed results from the CAG Formation questionnaire about what the community wanted in terms of leaders for a new CAG. Questionnaire results show:

- People think that CAG members should select the new CAG leadership
- CAG leaders should have the following types of qualifications
 - Commitment to serve the entire community
 - Be a property owner or resident of Eastwick
 - Willingness to attend all CAG meetings [not just attend meetings occasionally]
 - Willingness to study the issues and perform the work required to maintain a strong CAG
- Leaders should serve either 1-year or 2-years and then rotate off the leadership team
- Leaders [of the original leadership team] should serve staggered terms so there is continuity when new members join the leadership team.

Marion presented the names of the 4 members who are currently nominated. She stated that during her phone conversations, and email communications, with nominated resident CAG members during the past month she asked people who they felt would be good candidates for a leadership team, and she asked what CAG members would be looking for in a leadership team. Marion said there were several themes, and several names, that came up in these conversations including:

- Earl Wilson
- Leo Brundage
- Joanne Graham
- Margaret Cobb

Many people were looking for “continuity” between past CAG efforts and this new CAG. Many members stated that they wanted to see Earl Wilson and Leo Brundage be part of any new leadership team because of the role they have played in the earlier CAG efforts and their personal efforts to make sure that the LDCA site gets cleaned up. Nominated members were also very interested in making sure that any leadership team had enough people with experience, talent, and commitment to help make sure the new CAG complies with all the requirements of an EPA-recognized CAG. Several members suggested that Joanne Graham would be an excellent addition to a leadership team. Marion also noted that several members said they wanted at least one member of the new leadership team to be a person who had NOT been involved in any previous CAG efforts and someone with experience to support the requirements of the new CAG. Marion identified Margaret Cobb as someone who also had the talent and experience to serve as part of the leadership team due to her experience serving on several Philadelphia area Boards of Directors. Margaret has not been involved in previous CAG efforts yet is a long-term resident of the Eastwick community living near the landfill.

Each person nominated to serve in a leadership position introduced themselves, and spoke briefly about what they hoped to contribute to the CAG if they serve in a leadership position.

Marion reminded everyone that any CAG member can still nominate themselves, or nominate any other CAG members they think is qualified to serve. She asked that any further nominations be sent to her as soon as possible so that she has time to speak with the person, and work with all the nominees to ensure a smooth selection process at the upcoming May meeting. Marion proposed that the CAG leadership team be selected at the May 13, 2015 CAG meeting. Those in attendance agreed to this proposal.

INTRODUCTION OF EXPERT RESOURCE CAG MEMBERS

Marion then moved to introduce the Expert Resource CAG members. The CAG Formation questionnaire results show that community members wanted a variety of experts available to the CAG as expert resource members. Examples of the types of expertise identified in the CAG questionnaires include:

- Attorney/environmental law
- Remediation/environmental engineering
- Medical experience/toxicologist/health related fields
- Wetlands/ecology
- Flood mitigation specialist
- Air quality specialistNarinNarinNarinNarin
- Representative of the faith based community
- Land use planning/parks and open space experts
- Wildlife and refuge experts
- Experts who can assist CAG during the “design” phase of the cleanup

Currently, there are several experts who have been identified, and have agreed, to serve on the CAG as expert resource members including:

EXPERT RESOURCE [non-voting] CAG MEMBERS Selected 4/8/2015		
NAME	EXPERTISE	AFFILIATION
Amy Laura Cahn	Environmental law/policy advocacy	Public Interest Law Center of Philadelphia
Michael Narin	Ecology/environmental planning	University of Pennsylvania
Derron LaBrake	Remediation/engineering	Darby Creek Valley Association
Dr. Marilyn Howarth	Medical doctor/environmental toxicology	University of Pennsylvania
	Air quality expert	
	Flood mitigation expert	
	“Sustainability” expert	
Thomas Koger	Wildlife and refuge issues	Friends of the Heinz Refuge
Lorraine Thomas	Community development/planning expert	Southwest Community Development Corp.

CAG OPERATING PROCEDURES

Marion next moved the discussion to “CAG operating procedures.” She passed out a discussion draft of proposed operating procedures and asked each CAG member to review the procedures in anticipation of a discussion at the next meeting. Marion noted that while these procedures are complex and long they are nevertheless very important to the effective long-term functioning of the new CAG. She also noted that due to the fact that they are complex and need a very careful line-by-line review, she is proposing that CAG members who are interested in participating in that review assemble on May 12, 2015 - the day before the next CAG Formation Meeting #4 - to work on the Operating Procedures so they can be finalized and brought to the full CAG - for formal adoption - at the May 13th CAG meeting. Those in attendance agreed to this proposal. Marion will get back to the new CAG members with a specific time for the meeting on May 12th. The purpose of the May 12th meeting is to discuss and agree upon the operating procedures in order to bring back a final version for approval by the full CAG on May 13, 2015 at CAG Formation Meeting #4.

NEXT STEPS

Marion reminded members that CAG Formation Meeting #4 will be held on May 13, 2015 at the Eastwick Mercy Wellness Center and the key agenda items will be:

- Select a new CAG Leadership Team
- Approve a set of CAG Operating Procedures
- Select a name for the newly formed CAG

On May 12th CAG members have agreed to meet [location to be determined] to discuss the draft operating procedures in hopes of being able to finalize them and formally adopt them on May 13th at CAG Formation Meeting #4.

The meeting was adjourned at 8:30 pm.

AGENDA
Community Advisory Group [CAG] Formation Meeting #3
LDCA Superfund Site Community

sponsored by
US EPA Region 3

Meeting location: Eastwick Mercy Wellness Center

April 8, 2015

- 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 Membership Selection**
- Review of CAG selection process
 - Formal selection of resident CAG members
 - Welcome for other CAG members
 - Expert resource members
 - Partner agency representatives
 - Presentation of proposed CAG “leadership team” - selection at May meeting
- 7:30 pm Present and begin discussion of CAG operating procedures**
- Discuss purpose of operating procedures and how they will be used
 - Begin discussion of operating procedures
 - Mission statement
 - Roles and responsibilities for CAG members
 - Other components as time permits
- 8:15 pm Review next steps and agenda items for CAG Formation Meeting #4**
- 8:30 pm ADJOURN**

DRAFT AGENDA
Community Advisory Group [CAG] Formation Meeting #4
LDCA Superfund Site Community

sponsored by
US EPA Region 3
Meeting location: Eastwick Mercy Wellness Center
May 13, 2015

- 6:30 pm Opening Remarks**
- 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 Leadership Team Selection**
- Review of CAG member selection process
 - Review of CAG Leadership Team nomination process
 - Formal selection of CAG Leadership Team
- 7:20 pm Present and Discuss CAG operating procedures**
- Discuss purpose of operating procedures and how they will be used
 - Discuss how Operating Procedures were reviewed by CAG members
 - Formal adoption of Operating Procedures
 - Overview of proposed subcommittee structure
- 8:50 pm Overview of Key Issues for CAG Input - Josh Barber**
- 8:15 pm Review next steps and agenda items for CAG Formation Meeting #4**
- 8:30 pm ADJOURN**