

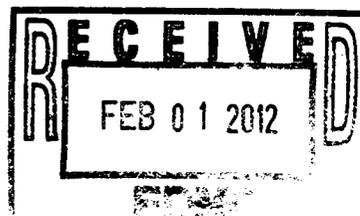
**Hanford Natural Resource Trustee Council (HNRTC)
Conference Call**

Monday, April 18, 2011 - 1:00-4:00 pm

CONFERENCE CALL NOTES - v1 - FINAL

Conference Call Participants:

Council Trustees	Others
Barbara Harper, Confederated Tribes of the Umatilla Indian Reservation (CTUIR)	Steve Wisness, YAHS GS, contract support to the U.S. Department of Energy (DOE)
Dana Ward, U.S. Department of Energy (DOE)	Brian Barry, Yakama Nation
Joe Bartoszek, U.S. Fish and Wildlife Service (FWS)	Michael Calac, Yakama Nation
Russ MacRae, FWS	Ruth Nicholson, Nicholson Facilitation & Associates, LLC (contract support to HNRTC)
Charlene Andrade, National Oceanic and Atmospheric Administration (NOAA)	
Jack Bell, Nez Perce Tribe	
Dan Landeen, Nez Perce Tribe	
Paul Shaffer, State of Oregon	
John Carleton, State of Washington	
Jean Hays, State of Washington	
Jay McConnaughey, Yakama Nation	



Service Flows Report

At the March Council meeting, the group agreed to devote a significant amount of time on this conference call to discussion of the Service Flows Report. Jean Hays prepared a four-page compilation of comments and discussion items to guide the conversation. Unfortunately, a number of the call participants were not prepared to discuss the report. This item was tabled for discussion at the Council's May meeting. Key concerns included the purpose of the report, expectations regarding report contents, and the potential for adding scope to the Phase II contractor if the Council wishes that changes or additions be made to the report.

Contaminants of Concern (COC) and Species of Concern (SOC) Profiles

The group discussed the relationship between the COC and SOC profiles and the Thresholds and Toxicity report. Members of the group indicated the need for a follow-up conversation to the March Thresholds and Toxicity workshop, as well as the need to make a decision as to when to recommend to DOE and the Phase II contractor that the Thresholds and Toxicity document be developed. The group decided to put both the approval of the COC and SOC profiles, as well as a discussion and recommendation on the Thresholds and Toxicity report on the May Council agenda.

Technical Working Group (TWG) and Phase II Contractor Updates

The group decided that there should be updates from both the TWGs and the Phase II contractor at each Council meeting. These reports will be included in the May Council meeting agenda.

Senior Trustee Conference Call

There will be a conference call for the senior trustees on Friday, April 22nd from 10:00 am - 12:00 noon. This will replace the previously-scheduled face-to-face meeting that was to have been on the same day at the same time. The primary topic will be the FY2013 budget request.

Budget

The group was unable to make progress on completing and finalizing the FY2013 budget request given that the Council has not yet received a participation budget request from the Yakama Nation.

Russ is working on a draft letter to DOE regarding the FY2012 budget. This will be an item on the May Council agenda.

Dana indicated that there is information that will be available on the FY2011 budget. Janis can provide it to the Council at its May meeting.

DOE Draft Natural Resource Damage Assessment Policy and Integration Approaches

Russ is developing a letter regarding this policy and approaches that might be taken at Hanford. He asked Paul and Joe to help him with ideas and specific sites at Hanford. This will be on the May Council meeting agenda.

Guiding Principles for the Protection of Natural Resources Paper

John has been working on compiling comments on the most recent versions of this paper. He has received comments from Paul, Jack, Barbara, and Jay. The group decided to put this item on the May Council agenda with the purpose of either adopting a final paper or tabling the effort.

Public Participation Plan

The group discussed the purpose and intended audience of this document. If it needs to go through tribal councils for approval, that could take some time. Some see this as an internal document for the Council, not for the general public to review and comment on. The group decided to put the Public Participation Plan on the May Council agenda in order to share the group's consolidated comments on the plan and to clarify expectations about the plan and its purpose and use.

Administrative Record

Dan brought up a concern that old e-mails are included in the administrative record up until 2002 or 2003. His concerns included the possibility of snippets of e-mails being taken out of context in the future, that these e-mails are available under the Freedom of Information Act (FOIA) and legal discovery, and that the administrative record should contain items that lead to a decision. The group discussed potential legal issues of removing e-mails from the administrative record at this point in time, as well as who makes decisions as to what is and is not included in the administrative record. There is both a hard copy and an electronic administrative record. The administrative record is different from the case file, which includes documents on the Google site.

As an outgrowth of this conversation, the Yakama Nation again raised its concern about detailed, unedited meeting minutes. Given the decision not to engage an independent note taker at the March Council meeting, the group invited the Yakama Nation to raise the issue with the seniors if it remained concerned about the issue.

U.S. Department of the Interior Meeting in Phoenix

Barbara, Dan, and Paul have provided the group with their written summaries of this meeting. Key themes were the need for cooperation and collaboration, restoration being done sooner than later, prioritization of studies so they have purpose and focus, and concern that the courts are not keeping up with the science, even though Natural Resource Damage Assessment is not intended to be a science project for the sake of doing science.

Proposed DOE Large Sturgeon Sampling

Russ reported that FWS is still waiting for comments on the expert report from DOE. The group asked why the draft could not be released to the Council. As a draft, it is not releasable under FOIA, and DOE does not want to release it.

Hanford Reach National Monument

Potential transfer of lands from DOE to FWS are under discussion with the FWS Assistant Regional Director for Refuges. The group was unsure at what level the DOE discussion was occurring. Such a transfer would not require Congressional action.

May Council Meeting

The group discussed the topics for the May Council meeting will begin at 1:00 pm on Tuesday, May 17th. In addition to topics identified earlier in this conference call summary, the group discussed the desirability of setting aside a full day for TWG reports, discussion and action on items brought up from the TWGs, and interaction between the TWG chairs and the Council. This will probably be on the Wednesday of the May Council meeting. Russ and Jack will e-mail the TWG chairs to gather action items for the meeting.

The conference call ended at 3:40 pm.