

Minutes
CARD Meeting
May 4, 2021 at 6:00 PM
Zoom

The meeting was called to order at 6:05 PM.

The minutes from the April meeting were approved by the Board.

Roger discussed that in March, Gelman's bromate levels were high and that during this time were getting the treated water levels of dioxane down to 0-2 ppb with their ozone treatment. Roger wonders why they can't do that all the time?

Old Business-

_____ Dan Hamel started to discuss the data that CARD has been asking for from AG's office, when will the public be able to see the technical data that the 4th CJ was based on. It is still under the confidentiality agreement. The intervenors have seen it, just not the public.

Dan stated there has been no change in the trend analysis.

Beth asked if we could go over the Court item that happened yesterday with Judge Connors, since Congresswoman Dingell was joining us to get an update and we were discussing items from the court hearing. Ralph McKee gave a summary on what the Gelman attorneys said and then during Nathan Dupes opening statement for the intervenors, Judge Connors stopped everyone and asked them to take a moment to discuss accepting the 4th CJ. Come up with a new "order". Bill Stapleton was to draft up a new "order" accepting the CJ4 (maybe leaving out the "poison pills"). Kathy Griswold said she was concerned that in the hearing AG Negele said "maybe the EPA can be undone". She thought that the public had a good chance to talk and hopefully will each quarter when he set up quarterly hearings. Kathy Knol said that this does not include the settlement agreement or stipulated order. This will not affect the EPA, Judge Connors made that clear. The Judge did not state the basis of how he was making this decision. There will most likely be an appeal from Gelman. Sue Shink said that all of the briefs and expert testimony was in the record. Jack Eaton said that the way he interprets the outcome was that the Judge wanted to implement some of the clean up, he was aware of the content of the report and knew it was headed to an appeal. Jason Morgan spoke on the good parts of the CJ, while pursuing EPA path at the same time. Sue mentioned that Gelman needs to start the work on this immediately.

Ralph mentioned that there is a huge problem with EGLE counsel and upper management. Beth discussed the EGLE expert report from Kevin Lund that was submitted to Judge Connors was disparaging to the members of CARD and was unnecessary and unbecoming of a state official to bring up that members of the public were speaking at a public hearing at City Council and he is calling it "misinformation"? Beth did a GDrive of Lunds statements and her corrections.

<https://drive.google.com/file/d/1qrl6jT6PUVfHpeVch0NX4R1oH5uv-pIE/view?usp=sharing>

Mike Moran wondered what our next steps are to take with EGLE. We decided to go up the chain of command. Linda Berauer suggested that Yousef Rabhi relay the concerns within the

AG office. James D'Amour asked if Kevin Lund is still on staff with EGLE? Dan said, yes and he is still on the Gelman team. Do we want a "motion to strike" Mr Lunds testimony? We got a subcommittee together to come up with a plan and discuss it with Congresswoman Dingell. Rita Loch- Caruso stated that these are citizens who spoke up a public comment and that they raised concerns about something and were berated, which seemed crazy to her. Mike Moran summed it up that this is certainly nothing new and again why we need the Federal Gov't here and another reason why the plume has gotten this way and spread so badly over the years with weak State oversight. CARD has worked really hard to help with the environmental injustice and to be personally disparaged is disgusting.

Dan said that the Scioview Compliance wells have no update.

Allen Creek drain will be done by Gelman as part of the MS4 violation. There is a work plan submitted, EGLE is reviewing the plan. It will be posted on the webpage for EGLE. Dan Bicknell asked if the public would be able to comment on this before EGLE implements a plan? Dan said he will post all necessary information on the EGLE website.

Patti McCall doesn't have anything new in the basement sampling. We are in a drought and she will keep us posted.

Beth has no update on the HR/HC Bromate Sampling.

Dan Bicknell did a quick update on the Superfund designation process and what we should expect to have happen here in the near future. He also showed us the missing data that in 2017 the EPA recognized.

<https://docs.google.com/document/d/1X4yWy7dqvn6CAsfzOtTsPqIUBtRrIoLCrGQ6ufNjp98/edit?usp=sharing> Vince mentioned that we, as a group, need to start getting our lists together for the EPA when they come. Jeff Hayner mentioned with all the MW's around town, do we ever share the data of other contaminated sites? Patti mentioned that in the past Matt Naud had started a database of sites. Bill Shikora said that attorney Abby Alias does have access to the wells and the information.

Vince thanked and congratulated everyone on finally getting EPA Superfund to come to the Gelman site.

New EGLE Items:

There is nothing new with the NPDES permitting.

There was more discussion on EGLE oversight and what we do next with our complaints about EGLE.

Jenni Conn mentioned 18 water samples were done in April and no new detections, only detections which have already been identified.

Dan Hamel stated that Gelman TW19 along Maple collapsed and they are doing work on it. TW23 is pumping more until it is fixed. The well will be replaced. Beth asked about a well on Wagner that has been being worked on for the past 3 weeks. He will check and let us know next month. Roger asked if they knew why it had collapsed? Dan said sand and gravel and the camera showed that it was not functioning.

Dan introduced a new district supervisor, Andrea Munoz Hernandez. New Jackson district manager and will attend quarterly meetings as Mitch and Gerry used to. She has a PhD in geology and water hydrology. She stated that it is usual to have some disagreements. She

will be taking our conversations up to management and discussing. She is still trying to get up to speed on this very large contamination site. Roger suggests working with her to get her some from his perspective.

Other Items:

Rita Loch- Caruso and Dr Bob Bailey are doing a write up on the Gelman site for a Yale School of Public Health scientific journal. Bob's vapor intrusion study on 1,4 dioxane will be included.

The meeting was adjourned at 8:12 PM.

Minutes compiled by Beth Collins, CARD secretary