

1 **DRAFT Subject to Approval**

2 **Nuclear Decommissioning Citizen’s Advisory Panel (NDCAP)**

3 **Thursday, January 26, 2017**

4 **Brattleboro Area Middle School – Multipurpose Room- 109 Sunny Acres, Brattleboro, VT**  
5 **Meeting Minutes**

6  
7 NDCAP Members Present:

- 8 • Chris Campany, Executive Director of the Windham Regional Commission (WRC)
- 9 • Stephen Skibniowsky, representing the Town of Vernon
- 10 • Kate O’Connor (Brattleboro), Chair, citizen appointee of Governor Shumlin
- 11 • David Andrews, International Brotherhood of Electric Workers (IBEW); representing  
12 present & former employees of Vermont Yankee
- 13 • Dr. William Irwin, Agency of Human Services- Department of Health
- 14 • Martin Langeveld (Vernon), Vice-Chair, citizen appointee of Governor Shumlin
- 15 • Jim Matteau (Westminster), citizen appointee of Senate President Pro Tempore John  
16 Campbell
- 17 • Katie Buckley, Commissioner, Department of Housing and Community Affairs (Agency of  
18 Commerce and Community Development)
- 19 • Derrick Jordan (Putney), citizen appointee of Speaker of the House Shap Smith
- 20 • James Tonkovich (of Wilder), citizen appointee of Senate President Pro Tempore John  
21 Campbell
- 22 • VT State Senator Mark MacDonald, member of the Senate Committee on Natural  
23 Resources and Energy
- 24 • June Tierney, Commissioner of Public Service
- 25 • Peter Walke, Deputy Secretary, Agency of Natural Resources
- 26 • Jack Boyle, Decommissioning Director, Entergy Nuclear Vermont Yankee
- 27 • Mike McKenney, Technical Coordinator for Decommissioning, Entergy Nuclear Vermont  
28 Yankee

29  
30 The following NDCAP members were connected to the meeting via teleconference:

- 31 • David Deen, (Westminster), VT State Representative, citizen appointee of Speaker of the  
32 House Shap Smith

33  
34 The following NDCAP members were absent from the meeting:

- 35 • Paul W. Mark, MA State Representative, (Peru, MA), representing the Towns of  
36 Bernardston, Colrain, Gill, Greenfield, Leyden, Northfield, and Warwick, Massachusetts
- 37 • Diane Becker, Chief of Technological Hazards, New Hampshire Emergency Management  
38 and Homeland Security, appointee of NH Governor Maggie Hassan

39 Meeting called to order at 6:00 pm

40  
41 **INTRODUCTION OF THE PANELISTS AND OVERVIEW OF THE AGENDA:**

42 The Panel introduced themselves and the Chair gave an overview of the agenda.

1 **OVERVIEW OF NRC LICENSE TRANSFER PROCESS**

2 *(Complete presentation is available at [www.vydecommissioning.com](http://www.vydecommissioning.com) and*  
3 *[www.publicservice.vermont.gov](http://www.publicservice.vermont.gov).)* Jack Parrott, Licensing Project Manager for the Vermont  
4 Yankee Site; Michael Dusaniwskyj, Economist, Office of Nuclear Reactor Regulation; and Doug  
5 Tifft, State Liaison Officer, Region 1 were on the phone to make a presentation and answer  
6 questions on the reactor decommissioning license transfer process.

7  
8 Jack Parrott outlined the process. The NRC has not yet received the application for the license  
9 transfer from Entergy. License transfers are common for the NRC. Transfers for  
10 decommissioning are unique. This has occurred twice before with the Zion and Lacrosse plants.  
11 Decommissioning for the NRC means to remove the facility or site and safely disturb and reduce  
12 radioactive levels that permit release of the property. This does not include demolition or  
13 returning site to green field condition. The review will begin when the application comes in and  
14 the NRC does an acceptance review. The process will include the opportunity for hearing and  
15 opportunity for public comment. The NRC had a license transfer application pre-submittal  
16 public meeting at NRC headquarters in Maryland on January 24, 2017. There would be another  
17 public meeting if they make a change. The technical review is a formal process with the  
18 applicant. Operations review is not applicable since the plant is shut down. The NRC focuses  
19 on items such as maintenance, removing of large components, transportation of radioactive  
20 waste, proper disposal, security, management organization and support for safe operation. The  
21 NRC will do a regulatory evaluation. A primary part of the NRC review is the financial  
22 qualifications. Michael Dusaniwskyj continued the presentation. Financial assurance continues  
23 until the license is terminated. The applicant will be subject to financial status reports annually.  
24 They are reviewed for reasonable assurance of adequate decommissioning funds, and safety  
25 and security before, during, and after license transfer. Decommissioning inspections continue  
26 until license is terminated.

27  
28 **QUESTIONS FROM THE PANEL:**

29 *Question from Bill Irwin to Mr. Parrott: Can you describe what kinds of steps are typical when*  
30 *the PSDAR is revised? Is there a period of time when you will review it or have comments and*  
31 *ask for additional information? Question to Michael Dusaniwskyj: Relative to character of*  
32 *financial assurance reports seen at the two sites Zion and LaCrosse, where they transferred*  
33 *license ownership, how might they compare with Entergy and NorthStar, where a lot of us have*  
34 *concerns about the original site cost estimates and the nuclear decommissioning trust fund*  
35 *being less?*

36  
37 *Answer from Jack Parrott on PSDAR question: In the regulations, and I believe is typical, when a*  
38 *PSDAR is submitted there is typically no review; it is simply more for their information. Michael*  
39 *Dusaniwskyj added that they make an assumption that whatever the cost may be the funds will*  
40 *actually grow at a rate of 2% of return and they forecast a conservative approach with a large*  
41 *contingency factor. He explained the Fisher effect and the idea of a secondary source if the*  
42 *decommissioning fund becomes insufficient. Generally speaking there have been no problems*  
43 *found with Zion or LaCrosse and right now cannot compare Entergy and NorthStar.*

1 *Comment from Kate O'Connor: I feel very strongly that there needs to be a public meeting*  
2 *because of the PSDAR, as it is not just a change in the language, but a change in the*  
3 *decommissioning plans.*

4  
5 *Comment from Bill Irwin: I agree and it may be useful for this Panel to vote on a resolution to*  
6 *the NRC to be sure they understand that. Chris Campany added: If we pass this resolution we*  
7 *should consider sharing with other nuclear host communities.*

8  
9 *Comment from Jack Parrott: We did do public meeting for Zion license transfer.*

10  
11 *Question from Kate O'Connor: Can you explain when people can request a hearing vs. public*  
12 *meeting? Answer from Jack Parrott: Hearing is the adjudication process of intervention.*

13  
14 *Question from Bill Irwin: There have been announcements of numerous closings and there*  
15 *seems to be a changing landscape to some degree. This is the third license transfer for*  
16 *decommissioning and is there some guidance to give this new landscape some boundaries for*  
17 *lessons learned from these first three? Answer from Jack Parrott: This is a new area for us and I*  
18 *am not aware of any work for guidance and this can be a new industry to think about.*

19  
20 *Question from Chris Campany: Will this potential emergence of a new industry come up at next*  
21 *nuclear regulatory conference?*

22  
23 *Michael Dusaniwskyj: NRC does not regulate commerce but regulates safety. The business end*  
24 *of this is for the licensee.*

25  
26 **ENTERGY UPDATE ON DECOMMISSIONING ACTIVITIES AT VERMONT YANKEE:** *Joe Lynch,*  
27 *Government Affairs Manager, Entergy Vermont Yankee, gave an update on recent activities.*  
28 *(Complete presentation is available at [www.vydecommissioning.com](http://www.vydecommissioning.com) and*  
29 *[www.publicservice.vermont.gov](http://www.publicservice.vermont.gov).) Joe gave an update on decommissioning activities since the*  
30 *last meeting in December and an annual summary of 2016. They are getting out of areas of the*  
31 *plant that are no longer needed. The reductions of operating systems reduce energy*  
32 *consumption, require less people, thus improve safety. The Construction Office Building will be*  
33 *taken down in the first part of 2017. The NRC continues to oversee and inspect activities at VY.*  
34 *They were on site on January 23, 2017. The NRC did an exit meeting highlighting the inspection*  
35 *of the 4<sup>th</sup> quarter of 2016 – there were no findings. The north warehouse was removed for the*  
36 *second ISFSI pad. It is on schedule and on budget. Entergy has been reporting for about a year*  
37 *on various progress on intrusion water, proper shipping, proper storage, etc. Inspection*  
38 *procedures can be found on the presentation slides.*

39  
40 *Preparations of the accelerated loading campaign are underway. Twenty-seven dry cask units*  
41 *are scheduled to be loaded in the third quarter of 2018. Will have total of 58 dry cask storage*  
42 *units on site. The Certificate of Compliance is a licensing action that needs to occur with Holtec.*  
43 *At the last meeting there were a number of question regarding the accelerated loading*

1 campaign. Entergy put together a one page fact sheet to answer the questions and are in the  
2 panel meeting packets.

3  
4 In regard to the water management program, Entergy is working hard to get control and make  
5 changes where water is coming in due to the pressure on the building from the intrusion water.  
6 The retention, shipment and removal plan continue. Work on leak prevention projects  
7 continues to further improve the intrusion rates of ground water. Now intrusion rates are a  
8 little higher than last reported, which we believe is seasonal, but lower overall. Details can be  
9 found on the presentation slides.

10  
11 Nuclear Decommissioning Trust Fund update was given. The details can be found on the  
12 presentation slides. Work is still ahead of budget and ahead of schedule. Joe also gave an  
13 update on the Site Restoration Trust Fund. Entergy contributed to this fund as agreed to with  
14 the settlement with the State.

15  
16 **STATE OF VERMONT UPDATE ON DECOMMISSIONING ACTIVITIES:** *Anthony Leshinskie,*  
17 *Vermont State Nuclear Engineer gave an update on recent activities. (Complete presentation is*  
18 *available at [www.publicservice.vermont.gov](http://www.publicservice.vermont.gov) or [www.vydecommissioning.com](http://www.vydecommissioning.com).)* The major  
19 activity for the State has been regarding Entergy/NorthStar's pre-file testimony submitted to  
20 the PSB for the certificate of public good (Docket #8880). The docket and testimony can be  
21 found on the Public Service Board website. There is a PSB preconference hearing on February  
22 1, 2017 and from that we expect to have a better idea of scheduling. The State remains at the  
23 VY site to see what is going on regarding construction activities. The ANR and Department of  
24 Health continue to tour the site. Briefings on groundwater management continue weekly. In  
25 mid-December both sides agreed to do monthly teleconferences with weekly written updates  
26 rather than meeting weekly. If either side sees a need to speak more frequently they will.

27  
28 In regard to NRC activities, early last year Entergy made a request to dispose of 200,000 gallons  
29 of contaminated water to another facility rather than to a nuclear waste facility. The State  
30 reviews where shipments are coming from and where received. During a 30-day comment  
31 period the State filed questions with the NRC pertaining to individual sample follow up. The  
32 Agency of Natural Resources is looking at any characterization of shipments for potential mixed  
33 waste. Still waiting for a reply.

34  
35 Tony participated in the NRC fourth quarter inspection and exit meeting. The NRC will continue  
36 to have an onsite inspector. Earlier this week Entergy and NorthStar had pre-submittal meeting  
37 with the NRC to explain intent with license transfer request.

38  
39 The NRC rulemaking is ongoing. Last year Vermont lead a multistate filing in response to what  
40 the NRC determines should be included in the rule making. A Draft Regulatory Basis document  
41 is expected in February 2017. There will be at least a 45 day comment on the draft basis.

1 Tony gave an update of the Department of Energy interactions including transportation of  
2 waste, Consent-Based Siting Process, and that the IRS is seeking public comment on the  
3 proposed Federal Tax Code changes for taxing Decommissioning Trust Funds.  
4

5 **COMMENTS AND QUESTIONS FROM THE PANEL: On Entergy & State Decommissioning**  
6 **Updates:**

7 *Comment from Martin Langeveld to Joe Lynch: Glad to hear you will revamp the website. If*  
8 *would be helpful to have descriptions on the documents posted instead of abbreviations.*

9 *Question to Joe: On the accelerated loading, which will be completed in less than four years*  
10 *when was it going to take over six, what makes this possible? Answer from Joe: The current*  
11 *certificate of compliance includes how long fuel can be in wet storage. Holtec is better suited to*  
12 *answer this question and we can invite them to a meeting. But with the change to their license*  
13 *they are analyzing and demonstrating to the NRC they can have fuel in canisters that can handle*  
14 *fuel that has been cooled with less period of time.*  
15

16 *Jack Boyle added that what is going to allow Holtec to get NRC approval for shorter time period*  
17 *is that they have a new and improved designed that allows for 10 x heat transfer capability thus*  
18 *allows for change in the Certificate of Compliance.*  
19

20 *Question from Martin Langeveld for Tony: Can you explain what Draft Basis are? Answer from*  
21 *Tony: The first step is a collection of comments. The NRC will compile all comments received*  
22 *and the Draft Basis will be what is going into the rules, not the rules themselves but the criteria*  
23 *the rules will be based on. Then there will be a public comment period, then the rules will be*  
24 *finalized and actual rules will be written up.*  
25

26 *Comments from Senator Mark McDonald included concerns over the history of transfer of*  
27 *ownership, financial discrepancies, process discrepancies, and misleading intentions and*  
28 *actions.*

29 *Discussion briefly ensued from a few Panel members regarding impressions of the intentions*  
30 *and actions.*  
31

32 *Question from Bill Irwin to Joe Lynch: Regarding the slide about the office building, can you tell*  
33 *me the age of the building. Answer from Joe: I do not know. Second answer from*  
34 *Steve Skibniowsky: It was built in 1985.*  
35

36 *Question from Bill Irwin to Joe Lynch: Are the two NRC inspections reports available to the*  
37 *public? Answer from Joe: Procedures are available any day and the NRC has 45 days to release*  
38 *reports.*  
39

40 *Question from Bill Irwin: Is there a reason the blast wall around the diesel generator is not*  
41 *around all four sides? Answer from Joe: The picture was taken from inside the secure area, but*  
42 *the area is designed to accommodate something from the outside combined with security*  
43 *measures for the outer parameters.*  
44

1 **COMMENTS AND QUESTIONS FROM THE PUBLIC: On Entergy & State Decommissioning**  
2 **Updates:**

3  
4 *Question from Guy Page, Vermont Energy Partnership for Tony: Will you be putting the link to*  
5 *the new Public Service Board program for tracking the CPG docket on the NDCAP website?*

6 *Answer from Tony: We will look into it.*  
7

8 *Question from Chris Williams, from Hancock, to Joe Lynch: Will you be placing the document in*  
9 *the panel packets on accelerated loading on the website? Answer from Joe: Yes, and here is my*  
10 *copy. Additional Questions: Are the ads in the paper paid for by the decommissioning trust?*

11 *Answer from Joe: I don't know, but it is part of outreach to the public and I can look into it.*  
12

13 *Question from Leslie Sullivan-Sachs, Brattleboro, to Joe Lynch: In reference to the casks being*  
14 *loaded in April, does it mean the fuel rods will be removed from the pool? Answer from Joe: We*  
15 *will start loading additional 27 casks from the pool and eventually on the pad.*  
16

17 *Question from Peter Van der Does, Brattleboro, to Joe Lynch: Given time over lags and cost*  
18 *overrides, with AREVA, were American companies considered? Answer from Joe: AREVA*  
19 *should answer that question and have offered to come here. There were multiple parties*  
20 *involved, not sure if Bechtel and Westinghouse were asked.*  
21

22 **OVERVIEW OF ENTERGY/NORTHSTAR PUBLIC SERVICE BOARD FILING: Certificate of Public**  
23 **Good on Proposed Sale of Entergy Nuclear Vermont Yankee to NorthStar, Joe Lynch,**

24 *Government Affairs Manager, Entergy Vermont Yankee, gave an update on recent activities.*

25 *(Complete presentation is available at [www.vydecommissioning.com](http://www.vydecommissioning.com) and*  
26 *[www.publicservice.vermont.gov](http://www.publicservice.vermont.gov).) Joe ran through the Public Service Board approval process.*

27 *Entergy and NorthStar submitted their joint petition and pre-filed the testimony with the Public*  
28 *Service Board on December 16, 2016. Entergy intends to file the license transfer application*  
29 *with the NRC in February 2017. Target is to have NRC approval by end of 2017 and PSB decision*  
30 *by end of the first quarter of 2018. Plan is to complete spent fuel transfer to the ISFSI by the*  
31 *third quarter of 2018 and complete the sale to NorthStar by the end of 2018. Joe reviewed*  
32 *procedures and process to obtain the needed Certificate of Public Good by the first quarter of*  
33 *2018.*  
34

35 **STATE OF VERMONT OVERVIEW OF CERTIFICATE OF PUBLIC GOOD PROCESS: Geoff Commons,**  
36 *Public Advocate, Vermont Department of Public Service reviewed the Certificate of Public Good*

37 *Process. The Entergy/NorthStar petition was filed under three different statutes. The standard*  
38 *for approval is if the proposal before the Board promotes the general good of the State then it*  
39 *may be approved. The Board criteria includes technical expertise of the applicant, adequate*  
40 *service, will they maintain facilities, are they financially stable, do they have the ability to obtain*  
41 *financing, what is the business reputation of applicant, what is the relationship with customers.*  
42 *The Board has emphasized those criteria, not rigid but tailored to specific petition or proposal*  
43 *in front of the Board. These criteria are front and center for them to do an extensive discovery.*

1 The process in front of Board has not begun. We will have a pre-hearing conference and we are  
2 advocating for a public hearing.

3

4 **QUESTIONS OR COMMENTS FROM THE PANEL ON CERTIFICATE OF PUBLIC GOOD:**

5 *Question from Jim Tonkovich to Joe Lynch: What does it mean when NorthStar says it wants a*  
6 *fair commitment to Vermont? Answer from Joe answer: If you look at the criteria for all the*  
7 *requirements for the certificate it includes having a fair commitment.*

8

9 *Question from Chris Campany for Geoff Commons: Is there a way that the positions NDCAP*  
10 *takes can get into the public record and in front of the Board? Answer from Geoff: Yes, the*  
11 *department would take into consideration anything the panel feels is important and I can get*  
12 *you the schedule of the process and dates when deadlines are due.*

13

14 *Jim Matteau to Geoff Commons: We don't know if there will be a public hearing, and if there is,*  
15 *I would hope the Panel would try to participate to make recommendations. Where does the*  
16 *Panel fall in the process? Answer from Geoff Commons: If this panel became a party to the*  
17 *case, then members of the panel speaking as members of the panel will get a chance to speak*  
18 *the same as having the ability to speak as a citizen in a hearing.*

19

20 *Comments from June Tierney: At no time is the panel foreclosed. There is nothing preventing*  
21 *this panel from providing written comment, or having the advocate relay comments at a public*  
22 *hearing.*

23

24 *Question from Bill Irwin for Joe Lynch: In the transaction approval time there are steps related*  
25 *to the movement of fuel. Is all of that paid for by the line of credit? Answer from Joe Lynch:*  
26 *That is correct, as it follows our contract obligations with Holtec.*

27

28 *Bill Irwin for Joe Lynch and Geoff Commons: Will extended time frames to complete the process*  
29 *for the CPG and/or extended time frames for the NRC approval cause the NorthStar transaction*  
30 *to be withdrawn? Answer from Joe: These are all targets and they are estimates. There is float*  
31 *built into the schedule and I do not know how much we can tolerate fluctuation. Answer from*  
32 *Geoff: The proceeding needs to take as long as they need to take.*

33

34 *Comments from Chris Campany: This is not for tonight but possible discussion for the next*  
35 *meeting: If you give a citizen panel their own expertise, it helps with trust. I am proposing, as*  
36 *per the statutes that created NDCAP, that the Panel has its own independent experts.*

37

38 **COMMENTS AND QUESTIONS FROM THE PUBLIC ON CERTIFICATE OF PUBLIC GOOD:**

39 *Question from Leslie Sullivan-Sachs, Brattleboro. We have been through this before, and in the*  
40 *past processes, the public has been able to submit comments throughout process. A public*  
41 *meeting is only helpful if there is enough information given out in advance to the public.*

42

43 *Question from Clay Turnbull, New England Coalition: This proposed sale has raised significant*  
44 *concerns and interest for us. We had board a meeting yesterday and decided to commit to*

1 *intervention in this docket. Our concerns focus around the land and how it will be used. Let it*  
2 *heal. Because the spent fuel will be on site, it is unrealistic anything can be done with that land.*  
3 *The terms public hearing and public meeting are confused. The Public Service Board can have*  
4 *public hearing any time. With the NRC, a public hearing is federal law under oath. I beg the*  
5 *media to get this clear. For the record NEC is opposed to rubblelization. We want the site clean*  
6 *and we don't want to see NorthStar get a blank check from the Public Service Board.*

7  
8 *Question from Dr. Irwin to Clay Turnbull: What about rubblelization with proven free released*  
9 *material, which can be used for clean fill? Answer from Clay: I am not a scientist and am not*  
10 *familiar with those terms. With my limited understanding you have radioactivity and if broken*  
11 *down and spread, it is more diluted but you have the same amount of radioactivity. Additional*  
12 *Comment from Bill Irwin: If is proven clean then it could be free released.*

13  
14 *Steve Skibniowsky to Clay Turnbull: The Vernon Planning Commission certainly has interest in*  
15 *this site as does your group. Do communicate with Vernon Planning Commission. We would*  
16 *love to hear your input and you would be interested in hearing Vernon planning input as well.*

17  
18 **COMMENTS FROM KYLE LANDIS-MARINELLO, VT ATTORNEY GENERAL'S OFFICE.** The  
19 decommissioning and other issues at VY are a high priority for the Attorney General's office.  
20 The AG will be involved in reviewing the sale and working with other State agencies working on  
21 matters of fully cleaning up the site and not letting the burden fall on Vermont tax payers. We  
22 will be looking at the NRC decommissioning rulemaking and make our office available to the  
23 Panel and public. You can reach out to us with questions and concerns and we'll help out in any  
24 way can.

25  
26 Comments from Martin Langeveld: We discussed having this Panel pass a resolution to go on  
27 record requesting that the NRC hold a public meeting in Vermont. Bill Irwin moved that "The  
28 Vermont Nuclear Decommissioning Citizens Advisory Panel provide a letter to the NRC formally  
29 requesting a public meeting in southern Vermont about the potential sale of Vermont Yankee  
30 from Entergy to NorthStar Services Group, especially related to the filing of a new PSDAR and  
31 site specific cost estimate." The motion was seconded by Chris Company, and he added to  
32 perhaps have NDCAP collaborate to be a host of that meeting.

33  
34 The motion carried 13 yes-2 abstaining. **YES:** Sen. Mark McDonald, Steve Skibniowsky, Derrick  
35 Jordan, Bill Irwin, Jim Matteau, Chris Company, David Andrews, Martin Langeveld, Kate  
36 O'Connor, Katie Buckley, June Tierney, Peter Walke, Jim Tonkovich **ABSTAIN:** Jack Boyle, Mike  
37 McKenney

#### 38 39 **ELECTION OF OFFICERS**

40 Chris Company moved to elect Kate O'Connor, Chair and Martin Langeveld, Vice Chair. The  
41 motion was seconded by David Andrews. The motion carried 15-0. **YES:** Sen. Mark McDonald,  
42 Steve Skibniowsky, Derrick Jordan, Bill Irwin, Jim Matteau, Chris Company, David Andrews,  
43 Martin Langeveld, Kate O'Connor, Katie Buckley, June Tierney, Peter Walke, Jim Tonkovich  
44 Jack Boyle, Mike McKenney

1 **APPROVAL OF ANNUAL REPORT**

2 Kate reviewed the Annual Report provided to the panel for review and noted some of it is still  
3 in progress: Page 12 has remaining questions on the decommissioning trust – decommissioning  
4 completion dates and verification of dollar amounts. George Desch had two other minor edits:  
5 (1) Include the link to the site restoration report and (2) add Chris Recchia’s comments from the  
6 December 1st meeting. Tony has two minor edits page 4, line 8: There is no recording from  
7 BCTV but there is an audio recording of the meeting available on the Public Service Department  
8 website. Page 5, line 22 should read the DOE would be on site the first week of May. Bill Irwin  
9 added that on page 10, line 14 regarding the major milestones for the March 28, the inspection  
10 was by Agency of Natural Resources, VDH and Public Service Department.

11  
12 Kate announced that on February 8<sup>th</sup> the Panel will present the report to the House Committee  
13 on Natural Resources, Fish and Wildlife Committee.

14  
15 Martin Langeveld made a motion to “Approve the annual report as drafted and as corrected  
16 tonight with Kate having the leeway to make the final corrections that she mentioned.” The  
17 motion was seconded by Bill Irwin. Motion carried 12- 3 abstain. **YES:** Sen. Mark McDonald,  
18 Steve Skibniowsky, Derrick Jordan, Bill Irwin, Jim Matteau, Chris Company, David Andrews,  
19 Martin Langeveld, Kate O’Connor, Jim Tonkovich Jack Boyle, Mike McKenney. **ABSTAIN:** Peter  
20 Walke, June Tierney, Katie Buckley

21  
22 **APPROVAL OF MEETING MINUTES**

23 Panel approval of 12/1/16 Meeting Minutes: Chris Company corrected page 7, line 14 to  
24 simplify, “Chris Company asked about the nature of the filing before the Public Service Board.”  
25 Bill Irwin corrected page 2, line 34: Change to read, Vermont has statutory rights “at Waste  
26 Control Specialists in Texas”, and page 6, line 28 Ed's last name is “Anthes”. Motion to approve  
27 the minutes with the corrections was made by Bill Irwin and seconded by David Andrews. The  
28 motion carried 12-3 with Peter Walke, June Tierney, Katie Buckley abstaining.

29  
30 **DISCUSSION ON PANEL COMPOSITION**

31 Kate O’Connor explained that we need to ask the legislature to make a change in the enabling  
32 legislation. The legislation that formed the panel calls for one member from the House  
33 Committee on Natural Resources and Energy, but that committee no longer exists. The sale  
34 issue has become more relevant and we need to get the Windham County legislative delegation  
35 more involved. Kate proposed that the panel ask the legislature to change the panel  
36 composition to include a State Senator from Windham County, a State Legislator from  
37 Windham County and the State Representative from the Town of Vernon.

38  
39 There was discussion about increasing the Panel size by one, and that this proposal will be  
40 presented in Montpelier and we would maintain status quo until this is approved.

41 David Andrews moved to “Ask the legislature to change the panel membership to remove the  
42 member from the House Committee of Natural Resources and Energy and remove the member  
43 from the Senate Committee on Natural Resources and Energy and replace them with one  
44 Windham County Senator appointed by President Pro Tem and one member of the House from

1 Windham County appointed by the Speaker of the House and add the State representative  
2 from Vernon.” Seconded by Chris Company. The motion carried 10-5 Abstain. **YES:** Jack Boyle,  
3 Steve Skibniowsky, Derrick Jordan, Jim Matteau, Chris Company, David Andrews  
4 Martin Langeveld, Kate O’Connor, Jim Tonkovich, Mike McKenney. **ABSTAIN:** June Tierney,  
5 Peter Walke, Katie Buckley, Bill Irwin, Mark MacDonald  
6

7 **OTHER ISSUES**

8 Kate O’Connor recommended tabling the panel resources discussion until the next meeting.  
9 She suggested not meeting in February since we’ll have more information in March about the  
10 NRC process with the license transfer application, Certificate of Public Good, advanced note of  
11 rule making. The Panel agreed to wait until March to meet.  
12

13 **COMMENTS OR QUESTONS FROM THE PUBLIC**

14

15 *Clay Turnbull, New England Coalition: We would like to see the site as clean as the three other*  
16 *New England nuclear sites.*  
17

18 **WRAP UP AND ADJOURN:**

19 Next meeting: March 23, 2017  
20

21 **MEETING ADJOURNED AT 9:20 pm**

22

23 NOTE: Brattleboro TV created a video recording of this meeting and can be found on website.  
24  
25