From: Kelly Wright
To: Williams, Jonathan
Cc: Sheldrake, Beth; Fleming, Sheila; McLerran, Dennis; Woods, Jim; FHBC; Tony Galloway; Ladd R. Edmo; Casper Appenay; Angelo Gonzales; Arnold Appeney; Exemption; Virginia Monsisco; Jill Grant (jgrant@jillgrantlaw.com); Bill Bacon
Subject: FW: Removal of Concrete slab in RA-G
Date: Wednesday, March 23, 2016 12:28:26 PM
Attachments: image002.png

Jonathan, this was not considered in the original activities or if it would have been considered, it would already have been done. Removal of this concrete slab could pose additional exposure to unknown chemicals. The original identification implemented at this site was to distinguish the extent of elemental phosphorus contamination where capping would be. FMC should have clearly known that this slab existed, they placed it out there to begin with so if they truly knew that they were redeveloping this area, it would have been specifically spelled out.

Debris was not considered to be dumped onto the site especially the Reservation. Most of the waste was to be shipped off site not be moved from one location to another.

When is EPA going to sit down with the Fort Hall Business Council to explain their protocol for placing a higher emphasis on redevelopment rather than cleanup. We all agree that it would be an ideal situation to redevelop this site once it was cleaned up. Contamination from this site continues to jeopardize tribal resources.

Last week after a meeting for preconstruction, you told the Tribal contractor that the Tribes are a Support Agency. Your concept is misconstrued. You are working on cleaning up a contaminated site located within the Fort Hall Reservation which is a Sovereign Nation not a State. You need to be more respectful of our culture and stress the importance with industry of open lines of communication and include the Tribes in all communication efforts not after the fact.

Turnaround times were also brought up that the Tribes would not be able to get reviews done ion 1 to 3 days depending upon the size of document being reviewed, your response was to hire more contractors. Resources are already difficult to come by and you need to understand that EWMP's role is to ensure protection of Tribal resources and have a meaningful participation in this process, not just a Support Agency.

Granted, EPA is supposed to be a enforcement agency for the federal government but you also have a TRUST RESPONSIBILITY for ensuring protection of our resources and human health. We are requesting:

- Revised work plan or an addendum for characterization under the slab
- Government to Government consultant with Dennis McLerran
- Verbal notification or written communications from EPA when amendments occur.

Kelly C. Wright
EWMP Manager
Shoshone Bannock Tribes

From: Marguerite Carpenter [mailto:MARGUERITE.CARPENTER@fmc.com]

Sent: Wednesday, March 23, 2016 8:17 AM
To: Bruce Olenick (bruce.olenick@deq.idaho.gov) <bruce.olenick@deq.idaho.gov>; Doug Tanner <Douglas.Tanner@deq.idaho.gov>; Susan Hanson <Exemption 6 >; Jonathan Williams (Williams.jonathan@Epamail.epa.gov) <Williams.jonathan@Epamail.epa.gov>; Kelly Wright <kwright@sbtribes.com>; Michele Benchouk <Exemption 6 >; Scott Miller <scott.miller@deq.idaho.gov>
Cc: 'Rob Hartman' <Rob.J.Hartman@mwhglobal.com>; David Heineck <davidh@SummitLaw.com>
Subject: Removal of Concrete slab in RA-G

Jonathan
As discussed today in our phone call, on Friday last week, Valley Agronomics and Envirocon discovered an approximately 75X100 ft concrete slab in RA-G that would impede the placement of the warehouse. As this would have been part of the EPA approved site wide grading and clearance activities, we agreed to having KW start the removal activity for the concrete slab tomorrow. The debris from the slab will be placed in the RA-F valley.
Best Regards.
Marjo

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