Message

From: Harmon, Alison [Ali.Harmon@arcadis.com]
Sent: 7/31/2020 8:47:04 PM
To: shelbydayzie [shelbydayzie@navajo-nsn.gov]; viviancraig [viviancraig@navajo-nsn.gov]; Calanog, Steve [Calanog.Steve@epa.gov]
CC: Makerov, Mike [mike.makerov@bnsf.com]; darielyazzie [darielyazzie@navajo-nsn.gov]
Subject: RE: Support of Work Involving Structures, Haystack and NFPI
Attachments: App I - COVID-19.pdf

Good afternoon and thank you for the great news!

Please find attached the COVID-19 appendix that will be added to our HASP. No other changes to our HASP have been made.

If you have any questions regarding this information, please let me know. In addition, if you could let me know if we can at least schedule the one person site visit in support of CDEC site visit, that would be great.

Thanks
Ali

From: Shelby Dayzie <shelbydayzie@navajo-nsn.gov>
Sent: Friday, July 31, 2020 2:39 PM
To: Vivian Craig <viviancraig@navajo-nsn.gov>; Harmon, Alison <Ali.Harmon@arcadis.com>; Calanog, Steve <calanog.steve@epa.gov>
Cc: Makerov, Mike <mike.makerov@bnsf.com>; Dariel Yazzie <darielyazzie@navajo-nsn.gov>
Subject: Re: Support of Work Involving Structures, Haystack and NFPI

Vivian,

Thanks for the update, although I agree with this being deemed essential work NNEPA still needs the updated HASP including the CDC regulations to move forward with field work. I've been in constant communication with Dariel and Mr. Whaley on this subject, once I receive the HASP, we'll move forward and provide written approval signed by Dariel and Mr. Whaley.

If you have any questions let me know.

Thanks,
-Shelby

From: Vivian Craig <viviancraig@navajo-nsn.gov>
Sent: Friday, July 31, 2020 12:48 PM
To: Harmon, Alison; Calanog, Steve
Cc: Makerov, Mike; Shelby Dayzie
Subject: Fw: Support of Work Involving Structures, Haystack and NFPI

Ali and Steve:

I have approval from Mr. Whaley to forward this email for approval of Essential work for BNSF, Arcadis and Iina Ba in Haystack,NM. Let me know if you need any additional assistance.

Thank you,

Vivian

From: Oliver B. Whaley
Sent: Wednesday, July 29, 2020 10:07 AM
To: Duncan, Will
Cc: Chilingaryan, Sona; Hogan, Sean; Guria, Peter; Keller, Lynn; Dariel Yazzie; Vivian Craig
Subject: RE: Support of Work Involving Structures, Haystack and NFPI

Yes, they are all deemed essential.

As side note, I did have a conversation with President Nez on this as well. He agreed that the work as a whole is essential and that if we have proper safety plans in place, we need to proceed and continue to move forward.

Thanks!

From: Duncan, Will <Duncan.Will@epa.gov>
Sent: Wednesday, July 29, 2020 10:05 AM
To: Oliver B. Whaley <obwhaley@navajo-nsn.gov>
Cc: Chilingaryan, Sona <Chilingaryan.Sona@epa.gov>; Hogan, Sean <Hogan.Sean@epa.gov>; Guria, Peter <Guria.Peter@epa.gov>; Keller, Lynn <Keller.Lynn@epa.gov>; Dariel Yazzie <darielyazzie@navajo-nsn.gov>
Subject: Support of Work Involving Structures, Haystack and NFPI

Good Morning Oliver,

I wanted to follow-up on the field work we discussed during our management call on July 15 for the structures, Haystack and NFPI sites that Region 9's Emergency Response Program is lead for and has been discussing with your staff. Can you please confirm that the activities summarized below are deemed essential by Navajo Nation and that Navajo EPA is supportive of us moving forward with these activities as soon as possible?

Please let me know if you have any questions or concerns.

Thank You,
Will

Navajo Structures – EPA Emergency Response is seeking permission to complete two structures in Oljato (both 90% complete) utilizing a Navajo subcontractor for approximately 1-2 mos. Prior to demobilization, the EPA OSC and EPA contractor (EQM Removal Manager) would need to enter the Navajo Reservation for one day to complete the final punch list/inspection and sign off on the completed Structures. Both the EPA OSC and the EPA contractor are non-Navajo. EPA's contractor (EQM) has prepared a site specific Health & Safety plan entitled "Travel and Construction Personnel Guidance Plan For COVID-19 Navajo RAD Site - Oljato, UT." A copy of this plan was previously provided to our Navajo partners. Construction completion and EPA final sign-off on these two structures will allow the displaced Navajo

families to move into their new homes. Dariel Yazzie is also supportive of EPA completing these two structures as soon as possible.

Haystack – EPA Emergency Response is seeking permission to oversee the first phase of Potentially Responsible Party (PRP) work by BNSF and their Navajo-based contractors. The work includes relocation of two Navajo families on and adjacent to contaminated surface soils to be removed, and installation of two new modular/mobile homes at their home sites. NNEPA and EPA require amendments to BNSF's previously submitted and approved Health & Safety Plan (HASP) to address COVID-19 conditions and protective measures BNSF and contractors will implement to prevent COVID-19 exposure and spread to their employees and residents in the project area. The COVID-19 amendments to the HASP are due to both NNEPA and EPA by 31 July 2020. Final utility permits and authorizations are being completed by residents with the assistance of NNEPA. BNSF will begin home installation work upon NNEPA's approval; if work can begin by mid-August it should be completed by early October, concluding with relocation of the residents to their new homes.

NFPI - EPA Emergency Response is seeking permission for an EPA OSC, EPA contractor (EQM Removal Manager), and EQM subcontractor (3-4 non-Navajo people total) to enter the Navajo Reservation and perform a bidders site walk on the NFPI site for 2-4 hours in one day (13 August 2020 if possible). Given the current pandemic conditions and approach of winter, the critical path item to completing NFPI either this fall or next spring is this bidders site walk. Information obtained in this less than one day site visit will allow contractors to spec out final work and demolition cost estimates so EPA can fully fund the work, contractors to secure work crews for the forthcoming six-week project, reserve specialized construction equipment, allow lead time for necessary supplies, fill in necessary details to coordinate with Navajo on the proposed work, and address any NNEPA concerns during the ongoing tribal involvement process. A site specific Health & Safety plan is currently under development by the EPA contractor, will incorporate the contractor's COVID-19 EPA Site Protocols Addendum 2 (20 May 2020), and will be submitted to NNEPA in advance of the site walk. Pam Maples has also expressed her support for this work continuation.

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