

Summary Notes – August 14<sup>th</sup>, 2018  
 Savannah River Site (SRS) Citizens Advisory Board (CAB)  
 Strategic & Legacy Management (SLM) Committee Meeting

The SLM Committee held a meeting on Tuesday, August 14<sup>th</sup>, 2018, from 6:30 – 8:20 pm, at the Department of Energy Meeting Center in Aiken, SC. It was also streamed online via YouTube and posted to the CAB website and YouTube channel. The purpose of this meeting was to receive updates on the Point of Contact status. There was also time set aside for committee discussion and public comments.

Attendees:

<u>CAB:</u> Carlos Cato Betty Cook Doug Howard Daniel Kaminski Joyce Underwood David Vovakes Mary Weber	<u>DOE/Contractors/Others:</u> Michael Mikolanis, DOE-SR James Tanner, S&K Federica Staton, S&K Chelsea Gitzen, S&K Kristin Huber, SRNS	<u>Agency Liaisons:</u> None  <u>Stakeholders:</u> None
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Committee Welcome: Dan Kaminski, SLM Chair

Mr. Kaminski welcomed everyone to the meeting. He then noted that there is no POC to provide an update to SLM. Mr. Tanner added that he will have to check on that for future meetings.

Mr. Vovakes summarized the omnibus bill status with Congress which was moved to a conference committee. Mr. Kaminski asked how that affected the CAB and DOE-SR. Mr. Vovakes answered that if no agreement is reached, a continuing resolution will be instated, and the president said he won't sign the omnibus or instate a continuing resolution so there may be a government shutdown.

DOE Response: Recommendation #355  
 Budget, Pension & Scope Recommendations

Mr. Kaminski asked for an update on the open recommendation 355. Mr. Tanner explained that DOE has responded and the next step is to vote to forward to the next full board meeting for closure. Mr. Kaminski noted that all of the recommendations were accepted by DOE. He then asked for a motion to vote to forward the recommendation to the next full board meeting for closure, which was made and seconded. This response passed with 7 yay.

Committee Discussion: Price Anderson Amendment Act & NOA 1 Standards

Mr. Kaminski asked if there was a possible recommendation regarding providing an update on contractor score card performance to the CAB, and if there were fines associated with the 2015 stand down. Mr. Mikolanis replied that he did not know but would get back to him with specifics after the meeting.

Ms. Underwood asked if the CAB can make recommendations based on the contractor score card and performance. Mr. Kaminski responded that they can look at how contractors are performing which goes along with similar updates the CAB receives. Ms. Underwood noted that she was not clear on why the CAB wanted that information. Mr. Kaminski explained that it would answer the question as to how well they're performing. Ms. Underwood asked what the

CAB would do with that information. Mr. Kaminski answered that if someone is performing poorly the CAB would ask why and that would spark additional questions. Ms. Underwood then asked if the CAB is in a position to dictate what companies DOE-SR chooses as contractors. Mr. Kaminski replied that such a decision is not in the CAB purview, but they can specify whether contractors are incentivized enough or which company should or shouldn't be awarded specific projects.

Mr. Vovakes asked if the PAAA protects site visitors, DOE employees, EPA, USDA Forestry Service, and DHEC employees with regards to worker health and safety. Mr. Mikolanis answered that contractors could be penalized, but they're indemnified as long as they're within regulations because of the nature of what they're working on. He added that private enterprise can't afford to cover insurance and forestry is part of the government so they're covered insurance-wise by the government which is self-insured. He also added that the public cannot access hazards on site so they're protected via site security.

Ms. Underwood asked what happens when a contractor is fined and doesn't pay it, does the government then pay that fine. Mr. Mikolanis replied that he would have to provide that information after the meeting.

Mr. Kaminski asked if DOE has a standard certification or adaption to ISO standards. Mr. Mikolanis responded that certification is from the vendors who are qualified under NQA 1 and map out procedures in a written plan under those standards which has to be submitted to DOE for approval – this is done, as he noted, during the transition which is 90 days and any incoming contractor makes changes to the previous plan then re-submits it. Mr. Kaminski then asked if there is a significant audit process to ensure they're following NQA 1, to which Mr. Mikolanis answered yes. Mr. Kaminski continued by asking if those audit findings are public record and were there failures of the prime contractors in the past to uphold NQA 1 standards – and if so, what were those failures and how were they remedied. Mr. Mikolanis replied that he would find that answer and provide it after the meeting. Mr. Kaminski noted that it is concerning to him that the same companies could reform, rename and bid with inbred issues while not feeling a financial pinch if they were found liable in the past. Mr. Mikolanis corrected these statements and noted that it's not as simple as the government picking up the bill, there are fines put upon contractors based on individual situations and he will find as well as provide further details after the meeting with regards to how DOE-SR bases contractor selection which is not just based on reputation. Mr. Kaminski then asked if PAAA people observe the TCCR employees. Mr. Mikolanis responded no, that Jim Folk's, DOE-SR, organization oversees that program. He further noted PAAA would become involved for example if a supplier were using counterfeit materials and not every issue is fined – it depends on whether or not the contractor used self-reporting and took action to mitigate issues as they arise.

Mr. Howard asked if contractors and subcontractors “get enforcement” for bad history. Mr. Mikolanis answered if a contractor has a history of QA issues then that's an issue for the procurement staff and that contractor will most likely be unsuccessful in seeking a bid – contractors and DOE ensure that.

Ms. Underwood asked if a contractor is found criminally negligent is that company held accountable. Mr. Mikolanis replied that he did not know how that would work, but he would find the answer and provide it after the meeting.

Mr. Kaminski suggested having presenters outright ask the CAB for feedback on specific topics which would provide better advice to DOE. Mr. Mikolanis noted that is an excellent idea and he

will look at doing that going forward. Mr. Tanner added that CAB members can always outright ask presenters for that information. Mr. Mikolanis further added that he will make sure future presenters are thinking about answering that question.

Public Comment

None.

~Meeting Adjourned