

1 **NUCLEAR DECOMMISSIONING CITIZENS ADVISORY PANEL (“NDCAP”)**
2 **Monday, June 22, 2020**
3 **Virtual Meeting Due to Covid-19**
4 **Meeting Minutes**

5
6 Meeting called to order at 6:30 pm by NDCAP Chair Sean Mullin.

7
8 Chair Mullin the meeting by expressing appreciation to the Baker-Polito Administration, Attorney
9 General's Office and Interagency Workgroup for their efforts in finalizing the Decommissioning
10 Settlement Agreement with Holtec.

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12 **NDCAP MEMBERS PRESENT**

- 13 • Sean Mullin, Minority Leader of the Senate Appointee (Chair)
- 14 • Kevin O'Reilly, Speaker of the House Appointee (Vice Chair)
- 15 • Pine duBois, Speaker of the House Appointee
- 16 • Senator Dan Wolf, President of the Senate Appointee
- 17 • Richard Grassie, Minority Leader of the House Appointee
- 18 • David C. Nichols, Governor Baker Appointee
- 19 • David Johnston¹, Department of Environmental Protection
- 20 • Robert Jones², Executive Office of Health and Human Services
- 21 • Robert Hayden³, Department of Public Utilities
- 22 • Pat O'Brien, Representative of Pilgrim Nuclear Power Station
- 23 • John Moylan, Pilgrim Nuclear Power Station Site Vice President
- 24 • Samantha Phillips, Massachusetts Emergency Management Agency
- 25 • Jack Priest, Department of Public Health, Radiological Control Program
- 26 • Susan Whitaker, Executive Office of Housing and Economic Development
- 27 • John T. Mahoney, Representative of the Town of Plymouth
- 28 • Richard Rothstein, Representative of the Town of Plymouth
- 29 • Mary Waldron, Old Colony Planning Council
- 30 • Paul D. Smith⁴, Representative of UWUA Local 369

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32 **NDCAP MEMBERS NOT PRESENT**

- 33 • Amy Naples, President of the Senate Appointee
- 34 • John G. Flores, Appointee of Governor Baker

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36 **REVIEW OF MINUTES**

37 No draft minutes were available from the February meeting. This item will be discussed at the upcoming
38 meeting.

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¹ Designee of Secretary Theoharides (EEA)

² Designee of Secretary Sudders (Executive Office of Health and Human Services)

³ Designee of Matthew Nelson (DPU)

⁴ Designee of Richard Sherman (Representative of UWUA Local 369)

1 **UPDATE ON INTERAGENCY WORKING GROUP (“IWG”)**

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3 The IWG representatives ceded their time to Assistant Attorneys General (AAGs) from the Office of
4 Attorney General Maura Healey, who presented a summary of the Decommissioning Settlement
5 Agreement.

6
7 AAGs Seth Schofield and Joe Dorfler provided a 15-minute overview of the Settlement Agreement and
8 answered questions from Panel members for an additional 15 minutes. AAG Schofield explained the
9 highlights of the Settlement Agreement and indicated that it establishes a clear framework for waste
10 cleanup at the Pilgrim site.

11
12 Holtec/CDI gave a 15-minute presentation summarizing the Decommissioning Settlement Agreement
13 through a Power Point presentation.

14
15 During the questions and NDCAP member discussions, concerns were raised about the limited liability of
16 Holtec/CDI, meaning that if litigation occurs, there is no way to access funds of Holtec’s parent
17 company. AAG Schofield stated that this was a serious concern during negotiations, and noted his team
18 spent much time developing a financial assurance structure that would alleviate these concerns. In
19 particular, the agreement ties financial liability to recoveries from the U.S. Department of Energy (DOE)
20 that would accrue to Holtec/CDI. The state views this as a viable source of funding.

21
22 Several members raised their hope that, with settlement reached, that the IWG will be able to be more
23 transparent in their monthly report-outs and generally providing information. AAG Schofield
24 emphasized that the Settlement Agreement provides for reporting by Holtec/CDI and for Holtec/CDI to
25 hold an annual public meeting to update interested parties on decommissioning progress.

26
27 **DISCUSSION OF THE WORKING GROUP**

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29 **NEW BUSINESS**

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31 Votes were taken for a new Chair and Vice Chair of the NDCAP.

32
33 John Mahoney, Plymouth Board of Selectmen, and Pine duBois, Jones River Watershed Association,
34 were unanimously voted in as new NDCAP Chair and Vice Chair.

35
36 **OLD BUSINESS**

37
38 None

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40 **PUBLIC QUESTION AND ANSWER:**

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42 The meeting closed with a public comment period with public attendees primarily directing questions to
43 Holtec/CDI's NDCAP representative, Patrick O'Brien. The questions concerned management of DOE
44 reimbursement/recoveries and whether Holtec’s parent company would provide a guarantee to the
45 subsidiary in charge of decommissioning. Mr. O'Brien responded that the company will comply with the
46 requirements established in the Settlement Agreement, and while indicating he believed it was a good
47 agreement for both sides that met most of the community's desired outcomes, did not commit to a
48 Holtec parental guarantee.

1 AAG Schofield provided clarification regarding proper management of DOE recoveries and how the
2 matter was addressed in the Settlement Agreement. Mr. Lambert expressed concern that more was not
3 done to reduce line-of-sight from the Rocky Hill Road to the Interim Spent Fuel Storage Installation
4 (ISFSI). The process for reaching agreement on the visual screening was discussed relative to the Town
5 of Plymouth's objectives and properly balancing ISFSI security needs and NRC requirements.

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7 **WRAP UP AND ADJOURN**

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9 Chair Mullin called for a motion to adjourn. It was so moved and seconded.

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11 Meeting adjourned at approximately 8:30 pm.

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13 **MATERIALS PRESENTED AT MEETING**

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15 Power Point presentation by Holtec/CDI