

CENTER FOR THE INLAND BAYS

Citizens' Advisory Committee Meeting Minutes

Center for the Inland Bays
Rehoboth Beach, DE
September 8, 2011

IN ATTENDANCE:

CAC Members Present	Vicky Mertes
William Zak, Chair	Barbara Lifflander
John Austin	Todd Smallwood
Robert Adams	Randy Spence
Robert Gallagher	Cheryl Rehrig
Harry Haon	CAC Alternates Present - None
Pete Keenan	Members of the General Public
Carl Mantegna	Bob Batky
Doug Parham	Audrey Bruce
Shirley Price	Center for the Inland Bays Board-none
David Truitt	Center for the Inland Bays Staff
Helen Truitt	Chris Bason
CAC Members Not In Attendance	Sally Boswell
Carl Alesi	Eric Buehl
Bob Collins	Ed Lewandowski
Steve Callanen	Roy Miller
Tom Ford	Press
Robert Cubbison	Melissa Steele, Cape Gazette

MINUTES:

Welcome and Introductions

Citizens Advisory Committee (CAC) Chairman Bill Zak called the meeting to order at 4:00 p.m. and welcomed those in attendance. This was followed by the Pledge of Allegiance and then introductions.

The Chair made the following announcements:

1. He announced the resignation of CIB Executive Director, Ed Lewandowski and the formation of the search committee lead by CIB Board member, Joanne Cabry. A local search firm was hired to assist with the search. Bob Adams will represent the CAC on the Search Committee.
2. He reminded members that the Thanks-for-Giving Barbecue to celebrate the work of CIB volunteers will be held on Saturday, October 1st at the James Farm Ecological Preserve

3. He said that the CAC would follow up with Doug Parham's request to invite someone to speak to the CAC about CAFO's.

Treasurer's and Secretary's Reports

The Chair asked for a motion to approve the August 4, 2011 meeting minutes pending the addition of those in attendance. Doug Parham moved to approve the minutes and Bob Adams seconded the motion. The motion passed unanimously.

OLD BUSINESS

Report on Wandendale Hearing

Testimony was provided at the hearing by the following:

- John Austin
- Steve Callanen
- Sallie Callanen, reading testimony for the Sierra Club
- Testimony from the CIB was given by Chris Bason, Bill Ullman and Bill Zak

Steve Callanen said that public comment would be accepted until September 23rd at 4 p.m. and noted that Bob Haynes is the Hearing Officer. Ed Lewandowski suggested that the CAC ask the CIB Board of Directors to endorse the CIB testimony that was already offered at the hearing at their next BOD meeting on September 23rd. Steve Callanen recommended that the CAC re-submit Chris' testimony with the endorsement of the Board.

It was suggested that we should request a copy of the Hearing Officer's summary so that we can respond before a decision is made.

There was discussion as to whether an operating permit should be allowed at this time with concerns expressed about TMDL compliance, provisions for independent monitoring, the CZA permit exception, legality under state quality standards, and concerns about it being 'too big to fail' once it is operational. The committee wants assurance that the plant can be shut down if it doesn't perform as 'advertised.' Some members are in support of asking for a delay until questions are answered.

Actions to be taken:

1. John Austin and Bill Zak will request a meeting with DNREC to discuss issues around the CZA permit exceptions made for this project. (pending the Secretary's decision on the Construction Permit)
2. Request to see the Hearing Officers Report when it is completed. (Bill Zak)
3. Request that the CIB Board of Directors endorse the CIB testimony given at the Hearing and that it be re-submitted for the public record.

Shaw Study-Burton Island

Following up on the discussion at the last CAC meeting, the chairman said that the final report doesn't resemble what was reported to us initially, in terms of the extent of the review to be undertaken. He stated that there is nothing empirical in it: no fish studies or additional sediment studies, and that the Shaw Study is all about water transport with no mention of sea level rise. Concerns and recommendations expressed by other members included a suggestion that the CIB

request a grant to do a baseline data study of the effectiveness of the rip-rap, and that an environmental impact study of the coal ash dump by an independent researcher as was originally promised by DNREC has not been done and is still needed.

The chairman noted that the Remediation Report is on the DNREC website.

Nomination Committee Report

Harry Haon, Chair of the Nominating Committee reported that an email had just been sent to CAC members to find out who would be willing to serve as CAC Chair. He said that a slate will be presented at the next meeting

NEW BUSINESS

No new business was brought before the committee.

Next Meeting

The next CAC is scheduled for Thursday, October 6th at 4:00 p.m.

Ed Lewandowski invited all members to attend the upcoming meeting of the Board of Directors on September 23rd at 9:30 a.m., followed by the press conference for the release of the 2011 State of the Inland Bays Report at 11:30 at the Center for the Inland Bays.

Adjournment

The meeting was adjourned at 6 p.m.

Respectfully reviewed and submitted,

Bill Zak, Chair