



# Libby Asbestos Superfund Oversight Committee Meeting

## April 23, 2026

### 1:00 PM

#### Location of Meeting:

Virtual attendance with in-person in Libby, MT.

#### 01:00 pm Call to Order and Pledge of Allegiance

The Libby Asbestos Superfund Oversight Committee conference call was called to order at 1:00 PM on April 23, 2026, with the Pledge of Allegiance.

This was the 36<sup>th</sup> meeting in accordance with the Montana Code Annotated 75-10-1601. Public notice of this meeting was provided via newspaper ads, press release, social media, and the DEQ website.

#### 01:06 pm Roll Call, including Proxy Vote

Chairman Teske conducted a roll call of attendees and confirmed that a quorum of oversight committee members was present. The following people were present or attended remotely.

| Oversight Committee Members:                                                                                                              |                            |                        |
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| Director of DEQ or designated representative                                                                                              | Sonja Nowakowski           | Present electronically |
| Lincoln County Commissioner designated by the Commission                                                                                  | Chairman Brent Teske       | Present in Libby       |
| Member of the House of Representatives whose district includes at least a portion of Lincoln County appointed by the speaker of the House | Representative Tom Millett | Present in Libby       |
| Citizen of Lincoln County nominated by the Lincoln County Commission and selected by the governor                                         | George Jamison             | Present in Libby       |
| Member of the Senate whose district includes at least a portion of Lincoln County appointed by the Senate president                       | Senator Mike Cuffe         | Present in Libby       |

| Other Interested Attendees | Affiliation                      | Location               |
|----------------------------|----------------------------------|------------------------|
| Amanda Harcourt            | ARP                              | Present in Libby       |
| Bill Martin                | Cabinet Research Group           | Present in Libby       |
| Cesar Hernandez            | Cabinet Research Group           | Present in Libby       |
| Amy Steinmetz              | DEQ                              | Present electronically |
| Jon Morgan                 | DEQ                              | Present electronically |
| Katie Garcin-Forba         | DEQ                              | Present electronically |
| Kevin Stone                | DEQ                              | Present electronically |
| Melody Kraayeveld          | DEQ                              | Present in Libby       |
| Beth Archer                | EPA                              | Present electronically |
| Dania Zinner               | EPA                              | Present electronically |
| Corrina Brown              | Lincoln County                   | Present in Libby       |
| Kathi Hooper               | Lincoln County Health Department | Present electronically |

| Other Interested Attendees | Affiliation                    | Location               |
|----------------------------|--------------------------------|------------------------|
| Amy Fantozzi               | Lincoln County Board of Health | Present electronically |
| Kate Stephens              | Lincoln County Port Authority  | Present in Libby       |
| Chris Noble                | Noble Investments              | Present in Libby       |
| Tina Oliphant              | Noble Investments              | Present in Libby       |
| Steve Gunderson            | Resident                       | Present in Libby       |
| Johnny Gambo               | WR Grace                       | Present in Libby       |
| Nick Rains                 | WR Grace                       | Present in Libby       |
| Tony Penfold               | WR Grace                       | Present in Libby       |

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| <b>01:07 pm</b>                                     | <b>Discussion</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| Review and approve minutes of January 2026, meeting | <p><b>Chairman Teske:</b> So, first item agenda is to review and approve the minutes from the January 2026 meeting. Everybody should have a copy of it. I believe it's nine pages long. Entertain a motion. <b>George Jamison:</b> I'd make a motion that they be accepted as they are. <b>Chairman Teske:</b> Motion, do we have a Second. <b>Representative Millett:</b> Second. <b>Chairman Teske:</b> All right. Any corrections or discussion. Hearing none. All in favor signify by aye. <b>All:</b> Aye. <b>Chairman Teske:</b> Opposed? All right. Thank you.</p> |

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| <b>01:08 pm</b>                                   | <b>Discussion</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| Site Budget and Funding Report- Melody Kraayeveld | <p><b>Chairman Teske:</b> All right. Moving into the site budget and funding report. <b>Melody Kraayeveld:</b> One thing I want to say is that on table three, we have added a line item for the Libby flood responses, so that is drawing from the bankruptcy account. <b>Chairman Teske:</b> Okay. <b>Melody Kraayeveld:</b> Does anyone have any questions. <b>Chairman Teske:</b> Sir. <b>George Jamison:</b> Mr. Chairman, I don't have a question, but I do have something I'd like to make an observation about. Well, first of all, I guess it is a suggested change. I noticed that if you look on page three. Right above expenditures and balances, there's sentence in that little paragraph that says an estimate of the remaining funds is about 26 million. And that sentence, this is relating to the unspent federal funds from unused Grace cleanup funds. And at the time that sentence was put into this draft, that sentence was correct and that was the estimate. So, what we found out later, if you look on page eight, the last sentence of text above the tape, the graphic there says the EPA estimates that about 30.9 million remain in the account. And that's that same account as of March 2025. And we just, that's the current information, the best we have. And so, what I'd like to suggest is that we take a copy of that sentence on page 8 and put it over in place of that first sentence on page 5. I guess I said page 3, it's page 5. Just put that same sentence in both places, okay. <b>Melody Kraayeveld:</b> Okay. <b>Senator Cuffe:</b> And then remove this paragraph. <b>George Jamison:</b> Pardon me. <b>Senator Cuffe:</b> Remove the paragraph that says an estimate is... <b>George Jamison:</b> No just this sentence- just substitute the sentence. <b>Senator Cuffe:</b> Yeah, that's what I mean. <b>Chairman Teske:</b> Yeah, make the numbers coincide. <b>George Jamison:</b> Yeah, and the observation I had thinking about this and looking at on page 7 when we get into the federal EPA O&amp;M funds, if you look at expenses to date and we're you know-we're pretty much we've got closed out in table six that grant and that's about 2.93 whatever million expenses to date and then the new grant kicks in. You look in the next table and if you take the total of the expenses to date there, which is a little over 2 million, you add those two together. That's about almost \$5 million. But then if you read this paragraph or this first sentence below Table 7, it says these are grants from the original \$12 million of EPA O&amp;M fund. So that leaves about \$7 million in the \$12 million EPA O&amp;M fund. And it's just an observation, but it seems</p> |

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| <b>01:08 pm</b> | Discussion                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
|                 | <p>to me like that's going down pretty quick. And I think it's something we should be mindful of as we go forward and watch it. And I think there might, excuse me, might be a point in time here that we might want to remind EPA of the commitment that was made to keep the unused remediation funds in reserve if they're needed. But I'm just kind of struck by the fact that we're over halfway or close to halfway. Anyway, that's all I have, thank you. <b>Representative Millett:</b> I have one question. Back on table three, maybe the \$79,994 dollars on the Libby flood response. Can you give me an idea of what that was spent on. Just to remind me. <b>Melody Kraayeveld:</b> There's some contracting costs. So, we have paid a contractor to do the plans for that embankment and we're going to repair. And then we did a couple of sampling events that were post-flood sampling some of the sediments. <b>Representative Millett:</b> Okay. Thank you. <b>Chairman Teske:</b> And I have a copy of that if you need to review it. I can email it to you as well. <b>Representative Millett:</b> Oh, I have that. <b>Chairman Teske:</b> Okay, all right, anything else. All right so I'd entertain a motion to approve the site budget and funding report. <b>Senator Cuffe:</b> I'll move. <b>Chairman Teske:</b> All right, I have a motion, do I have a second. <b>Representative Millett:</b> Second. <b>Chairman Teske:</b> We got a motion and a second, any further discussion. All right, hearing none, all those in favor signify by aye. <b>All:</b> Aye. <b>Chairman Teske:</b> Opposed. Thank you.</p> |

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| <b>01:14 pm</b>                                      | Discussion                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| Support of Property Owners Report- Melody Kraayeveld | <p><b>Chairman Teske:</b> Next on the agenda is O&amp;M update. Looks like it's a team effort. You get to go first. Say it again. Okay. <b>Melody Kraayeveld:</b> Does anybody have any questions on the support of property owners report. <b>George Jamison:</b> I don't. <b>Chairman Teske:</b> Nothing. Okay. All right. Mandy. Part of this is your report. <b>Amanda Harcourt:</b> No. <b>All:</b> No, no, no. <b>Chairman Teske:</b> Oh, O&amp;M. Yeah. All right. Okay.</p> |

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| <b>01:15 pm</b>                                                                                                                                         | Discussion                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| <p>O&amp;M Update – Melody Kraayeveld and Mandy Harcourt</p> <ul style="list-style-type: none"> <li>- Activities at OU1, 2, 4, 5, 7, &amp; 8</li> </ul> | <p><b>Chairman Teske:</b> All right. I'll move into O&amp;M update then. <b>Amanda Harcourt:</b> Want me to go first. <b>Melody Kraayeveld:</b> Yes. <b>Amanda Harcourt:</b> ARP, this update will be activities completed and ongoing since January. ARP has responded to 55 hotline calls; 175 utility locates and conducted 31 site visits since January. Libby and Troy scopes of work completed or ongoing. 231 Jennings Hall Road. This is a sampling scope of work for flood response. 164 Jennings Hall Road, another sampling scope for flood response. 18417 Bull Lake Road, interior abatement. 31 Woodway Ave, a quick response for stump removal and ongoing oversight as needed at the Port property. Libby and Troy properties, upcoming abatements and sampling, 933 Farm to Market Road exterior sampling for development, 700 Idaho Ave, former Asawood School, west wing Demolition, 217 Dawson Street, NOPEC property, full attic removal and sampling, and 31 Woodway for sampling scope of work. <b>Chairman Teske:</b> All right, any questions. <b>Senator Cuffe:</b> Were many of those involving stream beds and stream sites, banks. <b>Amanda Harcourt:</b> For the sampling that we did. <b>Senator Cuffe:</b> Well, yeah, the calls and the sampling. <b>Amanda Harcourt:</b> Well, one of them was right adjacent to the site you looked at yesterday. And then also that area right adjacent to the creek is those two areas that we sampled. <b>Senator Cuffe:</b> Not on the other streams. <b>Amanda Harcourt:</b> No. Not yet anyway. Yeah, not yet. <b>Senator Cuffe:</b> Not further upstream. <b>Amanda Harcourt:</b> Those are the only two sampling events we've done specific to flood response so far. <b>Senator Cuffe:</b> And those were just because people called. <b>Amanda Harcourt:</b> Well, one was a yes, a request from the property owner that was adjacent to Libby Creek. His whole field flooded. So that was based on him calling and wanting us to do it. We were going to do it anyway, but we kind of scooted it up because he was in a hurry. And then the other one was a request from the DEQ to get it sampled. <b>Senator Cuffe:</b> Part of my question is up where</p> |

| 01:15 pm | Discussion                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
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|          | <p>the bridge is being replaced. You know, I walked the banks down there. There's lots of wash out. I'm not saying I saw anything. <b>Amanda Harcourt:</b> Right. <b>Senator Cuffe:</b> But it just brought to mind in those days, I mean, it was used in a lot of places. <b>Amanda Harcourt:</b> So, we actually haven't done a response on, are you speaking about the Farm to Market bridge. <b>Senator Cuffe:</b> Yeah, on the Farm to Market bridge and downstream, I don't know, half mile or more. <b>Amanda Harcourt:</b> Yeah, so we've been working with the contractors that are out there replacing the bridge, and we have a system set up for any material that comes out of that location is going to be stockpiled and going to be sampled when it's ready. So, we'll be doing that as a response. <b>Chairman Teske:</b> And it's the same thing for the contractors the county's hired for debris removal. They go through the training and then if they detect or see anything then it's called in as well. <b>Senator Cuffe:</b> To the folks on site. <b>Chairman Teske:</b> The contractors yeah. <b>Senator Cuffe:</b> So, what I was thinking is would it be worthwhile to do some kind of a patrol up there. <b>Amanda Harcourt:</b> We do site visits. Yes, we do site visits on active construction. <b>Senator Cuffe:</b> Because we also have down here and I don't know if there was, I suppose some work. Isn't that 5th Street over here or is that 2<sup>nd</sup> street. <b>Chairman Teske:</b> No, 2nd Street, yeah. Yeah, there was no issues there. So, most of it is adjacent to Libby Creek, Granite Creek, you know, some of the tributaries. <b>Senator Cuffe:</b> Same in Troy. <b>Chairman Teske:</b> Yep, anything else. <b>Chairman Teske:</b> All right, we'll move into the DEQ EPA site update. <b>Melody Kraayeveld:</b> Can I do my O&amp;M update. <b>Chairman Teske:</b> Sure. Oh, I thought you already did. Go for it. <b>Melody Kraayeveld:</b> I just want to update you guys a little bit on our flood response. I know we talked a little bit earlier this week, but we had a public meeting on Monday that was very well attended. We sent out 550 letters to properties that may have been impacted. We sent it to everybody within the 100-year flood plain. We had a lot of people respond that they didn't have any damage. We have identified several properties at this time that did sustain significant damage or deposition. And so those are properties we're interested in getting into and taking a look and making sure that their properties are clean. If needed, we'll do sampling events and potentially removals as a part of that process. We have that embankment project, over on Libby Creek. We have not received any bids at this time. It is going out for bid on EMAX this week and we're hoping to get a contractor in before June 1st. Additionally, I am meeting with FEMA this week. I've already had an initial meeting with them to discuss these projects but also funding with all of the other projects under the City, the County and the Port Authority projects or in the City of Troy to see what funding we would be eligible for. For some of the material that might need to be cleaned up, sampled and disposed of. <b>Chairman Teske:</b> All right. Any questions. <b>Senator Cuffe:</b> Well, I have one. If somebody else has a question first, I'd like them to go. If there's not, because my question pertains mostly, you mentioned the 100-year flood. I wonder, I'm not sure if I've heard, but how did our flood compare with the 100-year. Are we up in the range of what was considered a 100-year flood or above it or below it or is it a 100-year flood. <b>Chairman Teske:</b> I don't know either. I don't know if there was ever a declaration that gave it a substantial title. But, you know, in my lifetime, I mean, the flood of 74 was more substantial than this. It wasn't 100 years ago, but I don't know. I don't know how they designate that, but I've never seen that as a designation, but that is what they've been going off of as far as calling it the impact of it. So, and that's, you know, that hundred-year floodplain that you're identifying- identified a lot of county properties that were well outside of any damage, and, you know, we worked through those, so, but yeah. <b>Melody Kraayeveld:</b> And that was the goal, is to try and go big. <b>Chairman Teske:</b> Saturate. <b>Melody Kraayeveld:</b> Because I would rather have, I don't want to miss any. <b>Chairman Teske:</b> Right. <b>Senator Cuffe:</b> Well, a quick question, because in those days, I was reporting, and I remember writing the stories about the hundred-year floodplain. <b>Chairman Teske:</b> Right. <b>Senator Cuffe:</b> ..see one of those. <b>Chairman Teske:</b> All right. Okay. That it, ma'am. No other questions. <b>Cesar Hernandez:</b> Are you taking questions. <b>Chairman Teske:</b> In public comment I will.</p> |

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| <b>01:22 pm</b>                                                                 | Discussion                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| DEQ/EPA Site Update –<br><br>Melody Kraayeveld<br><br>- Activities at OU3 & OU6 | <p><b>Chairman Teske:</b> DEQ/EPA site update. <b>Melody Kraayeveld:</b> So, I just want to update on OU3. We did receive the draft feasibility study from WR Grace on March 31st. We have gotten through some initial reviews, it is a pretty lengthy document, it'll take us a while to get through it. Anybody have any follow-up questions on that one. <b>George Jamison:</b> How can we review that. How can Lincoln County review that. <b>Melody Kraayeveld:</b> It would make a request from EPA. <b>Chairman Teske:</b> You going to do that. <b>George Jamison:</b> Uh, yeah, we're, uh, they're on the, on the line. We'd like to request that you provide the draft, uh, feasibility study to the county please. <b>Beth Archer:</b> Thank you, George. I will get back. I'll coordinate with the team and get back to y'all. Thank you for that formal request. <b>Chairman Teske:</b> Thank you. All right. Anything else. <b>Melody Kraayeveld:</b> On the OU6, I do want to flag they're going to be demolishing the old Moore Oil building and removing the tanks. So, there's going to be a little bit of work going on and BNSF is going to be overseeing. <b>Chairman Teske:</b> Right. Adjacent to the tracks. Okay. All right. Anything from EPA. <b>Beth Archer:</b> I think Melody covered it. I know that Dania and Maggie will be joining shortly, but we are hoping to have the FS out for public comment in 2027. We're working on how to share that with folks and get some more engagement. So that's the main update on that front. I do have a comment. Oh, sorry, can you guys hear me-looks like technical difficulties. <b>Chairman Teske:</b> We can, but it cut you off for the first part. Could you please repeat that. <b>Beth Archer:</b> Oh, I'm sorry. We're looking at having the feasibility study and proposed plan out in 2027. Timelines might shift a little bit, but we're looking at getting into some more public engagement. So, George's request for the feasibility study is timed well for that. I know Dania and Maggie will be joining shortly. Maggie is our new project manager who will be joining us to help on the Libby Asbestos site. And I do have an update that I can give during public comment, but just on that literature review. So, I don't need to take up more time but do want to mention that a little later. Any questions for EPA. <b>George Jamison:</b> Yes. I'm confused by what you said. Are we not going to get the draft to review until 2027. <b>Beth Archer:</b> No. So let me, I need to talk to my management, frankly, George, I want to see what they're looking at, but the public review, like the formal public comment period is anticipated for 2027. That timeline might shift, but that is the minimum. And we are hoping to do some-lots of engagement prior to that point, and we'll keep you updated as we know more about what that looks like. <b>George Jamison:</b> So, what you're saying is the county's input would be deferred until the public comment period. <b>Beth Archer:</b> That is not what I'm saying, George. I'm saying that I need to talk with my management to see what that looks like because we would like to get input prior to the public comment period, but I cannot say with certainty what that schedule looks like and so I don't want to overstep but I do want to get feedback from the county. <b>Chairman Teske:</b> Anything else sir. <b>George Jamison:</b> Yeah. <b>Chairman Teske:</b> Okay. All right. Somebody else.</p> |

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| <b>01:26 pm</b>               | Discussion                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| Update- Noble Stockpiles- DEQ | <p><b>Chairman Teske:</b> Okay, so we'll move on to the update with the Noble stockpiles from DEQ. <b>Melody Kraayeveld:</b> I'm going to hand this one off to my fellow partners online. <b>Chairman Teske:</b> Okay. <b>Director Nowakowski:</b> Good afternoon, Mr. Chairman. Thanks for the opportunity. I think before I provide an update on our continued efforts on this front, it sounded like in the introductions. Mr. Noble and his representative might be in the room and as the property owners and with your permission, I certainly defer to them to share kind of their perspective as to where we're at and then answer questions that you might have, Mr. Chair. <b>Chairman Teske:</b> Okay. All right. I don't have any questions. I mean, I'm pretty well versed in what's going on there. Has there been any further movement from DEQ through the rent process or where we at on any of that agreement. <b>Director Nowakowski:</b> Sure, Mr. Chairman. What I can share is it's our understanding that Mr. Noble is interested in us removing these materials from that</p> |

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| <b>01:26 pm</b>                                                                 | Discussion                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
|                                                                                 | <p>property. He is interested in advancing some development. So, what we're looking at right now is the potential development and use of another property to serve as a future stockpile site. And I think we look forward to kind of engaging with the County on what that looks like. It's our understanding to move those materials that will cost roughly \$125,000 to make that change. And finally, DEQ will continue to work with Mr. Noble on the issue of rent and we're optimistic that a resolution can be reached. <b>Chairman Teske:</b> Okay and we have a site located and we're waiting for test results, is that correct. <b>Melody Kraayeveld:</b> Yes. <b>Chairman Teske:</b> Okay. All right, yes sir. <b>Senator Cuffe:</b> Do we have an idea of a timetable on when we're gonna... It's been quite a while now and in my mind its time-let's get the thing wrapped up. <b>Chairman Teske:</b> Right. <b>Senator Cuffe:</b> So, any idea of a timetable when we may be able to start moving. <b>Chairman Teske:</b> I mean we've leveled the property to the point where we could start moving or just waiting for some test results on the property to make sure it's clean. If there's any remediation, I don't know what the time frame is on that. <b>Amanda Harcourt:</b> Yeah, roughly around two weeks because we have some flood response samples that got expedited in front of these samples. EMSL has them and they're being analyzed. We just scooted some properties up in front of them. But once we have those results back, we'll either do some abatement if needed there or we can start moving soils there. <b>Chairman Teske:</b> Okay, hopefully soon on all parties. So yep, all right. Did you have anything to add sir. No. Okay. Anyone else.</p> |
| <b>01:28 pm</b>                                                                 | Discussion                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| Update- Response to Review Comments, EPAs PM 2.5 White Paper- Melody Kraayeveld | <p><b>Chairman Teske:</b> We'll move into update, response to review comments for the EPA's 2.5 white paper. <b>Melody Kraayeveld:</b> We did receive an updated white paper from EPA along with some associated response to our comments. It's been bumped down priority wise kind of below the FS and in flood response. Full disclosure I have not dug into it as deep as I should so I will do so and get back at a future meeting. <b>Chairman Teske:</b> Was there significant change to the original white paper. <b>Melody Kraayeveld:</b> I wouldn't say significant there are some changes a little bit more information put in there. <b>Chairman Teske:</b> All right. Um because I mean I have the original that's what we base a lot of the health issues with so could I-Beth could I request a copy of the revised or updated white paper please. <b>Beth Archer:</b> Inaudible. <b>Chairman Teske:</b> Sounded like yes. <b>Beth Archer:</b> I don't know. I can ask the team. <b>Chairman Teske:</b> All right, let me know. Let me know. We're getting some feedback from somewhere. You sound like you're in space. <b>George Jamison:</b> If I could just follow up on what the chairman said. I mean Lincoln County was a party to those comments and you thankfully allowed us to join with you in that effort, and I think it's only fair that we get to see what the response was so if EPA can't do it, maybe you can share those since we've collaborated on that together before. <b>Melody Kraayeveld:</b> Okay. <b>Chairman Teske:</b> Good point. Thank you Anything else on that Melody. <b>Melody Kraayeveld:</b> I do not have anything else on that.</p>                                                                                                      |

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| <b>01:30 pm</b>                                                   | Discussion                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| LA Related Responses to December Storm Damages- Melody Kraayeveld | <p><b>Chairman Teske:</b> Okay, so you again. The LA related response to the December storm damages. <b>Melody Kraayeveld:</b> Sure, just realized I jumped ahead. I put that under O&amp;M. <b>Chairman Teske:</b> Sure, that's okay, so nothing additional, okay sure. All right, so I mean we've already talked about the dike and the materials over on the Port and what they're doing for the debris removal and stuff like that. So, does anybody else have any questions related to the December storm damage event. <b>Senator Cuffe:</b> I guess that's basically what we looked at, and I would say that I appreciate the tour very much. And reading the minutes back from when we were looking up stream, definitely, although I know-I've been over that land myself. <b>Chairman Teske:</b> Yah. I really appreciated the tour and the information. <b>Chairman Teske:</b> You bet. It helps</p> |

| 01:30 pm | Discussion                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  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|          | <p>to get eyes on them because, you know, you just can't fathom how much material. <b>Senator Cuffe:</b> It also helped me a lot to go over and see the piles of the clean fill material. I would guess, if I might do that follow-up now, Mr. Chairman. <b>Chairman Teske:</b> Sure. <b>Senator Cuffe:</b> Let's just say it's two weeks out when we have things tested and we can perhaps start moving. <b>Chairman Teske:</b> Okay. <b>Senator Cuffe:</b> Maybe that's a little faster, but I think it's time to get this behind us. And does anyone have an estimate how long it'll take to move that. <b>Chairman Teske:</b> No, that'd be a contractor question. I don't know how soon somebody who could mobilize and how many-how much equipment or anything else so. <b>Senator Cuffe:</b> Could I ask Chris. <b>Chairman Teske:</b> I mean ballpark. How long would it take to move those piles that couple of blocks. <b>Chris Noble:</b> Are you moving the fence too or just the piles. <b>Chairman Teske:</b> I imagine the fencing is going to go as well, but that would have to be probably a separate contractor so. <b>Chris Noble:</b> Inaudible. <b>Senator Cuffe:</b> About a week. <b>Chairman Teske:</b> Yeah, about a week a week of hauling. Okay, so. All right. Anything else. <b>Senator Cuffe:</b> Well, the elephant in the room. Do you see us getting-are we moving on this thing. We're going to get it done. <b>Chris Noble:</b> Yeah, we haven't heard a peep from anybody for months. <b>Tina Oliphant:</b> Since early February. <b>Senator Cuffe:</b> Since what. <b>Tina Oliphant:</b> Since early February. <b>Chris Noble:</b> So as far as moving out of there. We don't need it moved out of there right away. We can give easily years' notice, but I can say nobody's talked to us, so we don't have to. <b>Chairman Teske:</b> Okay. <b>Senator Cuffe:</b> And Mr. Chair, I might follow up. I mean, part of the concern is the cost, the ongoing cost, the longer we wait. <b>Chris Noble:</b> It's a cost that's relevant in the world. The cost that we've given them is 30% less than anybody that's paying out there in the industry. We're trying to be fair. Again, no communication. They compare our stuff to working with the State Highway Department and all that is inner land-owned things, it's just \$700 to do a contract. But yeah, we have no, since February, no contact. <b>Chairman Teske:</b> Okay. <b>Senator Cuffe:</b> Well, thank you for coming in, and thank you for seeing that and answering the questions. <b>Chris Noble:</b> That's why we put barricades there, because nobody seems to... They kick the can and kick the can. <b>Melody Kraayeveld:</b> So, they can't hear you online. <b>Chairman Teske:</b> Oh, move up. <b>Melody Kraayeveld:</b> So, if you want to move up to the table, so they can hear you. <b>Chairman Teske:</b> Yeah, I should have had you come to the podium. <b>Chris Noble:</b> So yeah, like Tina said, we haven't heard anything from anybody since February, so we really don't know where this stands. We have no problem with this material staying there for, and we can give a year's notice as far as move out. That's not an issue. It's just a regular renting property thing-just part of the agreement but like I say nobody has talked to us. <b>Chairman Teske:</b> Okay. <b>Chris Noble:</b> We put barricades up try to get somebody to start communicating because they stopped. And we're charging the estimate we gave them is like say 30% less than anybody else in the industry is paying for rent out there right now. <b>Chairman Teske:</b> Okay. <b>Chris Noble:</b> We're in no hurry. I don't have any plans for that property. <b>Chairman Teske:</b> Right. <b>Chris Noble:</b> At the moment. <b>Chairman Teske:</b> Yeah. But we understand, it needs to move and so we're moving as fast as we can. On the aspect of this testing was the big thing. We had to wait for winter to get over with and then you know the flood event you know put the testing at the lab a little behind but hopefully we'll get that soon and we can start making arrangements to do that. <b>Chris Noble:</b> Like I said, no hurry. I mean, there's lots of negotiations that could happen. <b>Chairman Teske:</b> You bet, yeah. <b>Chris Noble:</b> We could move it for you. We can do all kinds of stuff. <b>Chairman Teske:</b> Sure. Okay. <b>Senator Cuffe:</b> Might ask Sonja if there'd be any response. I'm not trying to negotiate it here, but I'm just trying to get, make sure, you know, everybody's in agreement on it, that we're moving ahead somehow. <b>Director Nowakowski:</b> Mr. Chairman, Senator Cuffe, thanks for the question. Yes, we also are interested in resolving this as soon as possible. We're also very mindful that these are LASOC dollars that are being expended. We'll be moving forward with some next steps. We've been outlining our options, and it has taken some time because we want to be mindful of the LASOC dollars and how those dollars are spent. Those are dollars for reclamation. We also understand private property rights and the owners and the ability to charge rent. So, we will be moving this forward and appreciate the conversation. We'll be in touch with Lincoln County on</p> |

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| <b>01:30 pm</b> | <b>Discussion</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
|                 | <p>some proposals and getting this moving ahead. We look forward to it being resolved. Thanks. <b>Chris Noble:</b> Appreciate it. <b>Chairman Teske:</b> Thank you. <b>Senator Cuffe:</b> Thanks, Chris. Thanks, Sonja and Mr. Chairman, thanks for doing that. <b>Chairman Teske:</b> Yep, not a problem. <b>Senator Cuffe:</b> It makes my gut feel a little bit better. <b>Chairman Teske:</b> Sure, yeah. Well, opened the line of communication, that's good. <b>George Jamison:</b> I have a question if I could about back to storm damage. <b>Chairman Teske:</b> Okay. <b>George Jamison:</b> We've heard a lot about you know the workload and a lot and thanks Melody and everybody for all you're doing. But I wanted to just check in there and give Mandy a chance-I know it's added things to your list but how's LASOC doing in terms of resources and is there anything you need to tell us about needs. <b>Amanda Harcourt:</b> Not yet. <b>George Jamison:</b> Not yet- okay. <b>Amanda Harcourt:</b> Not yet, it's just that I think we're just kind of rolling out right now. The weather is finally cooperating and we're gathering information and I'm sure Melody will have areas to point us at and I have a fourth employee. <b>Chairman Teske:</b> Yeah. <b>Amanda Harcourt:</b> That's going to be a huge, I mean, that couldn't have come at a better time because I'm going to need him. So as of right now, everything is going good, but I might be back. <b>George Jamison:</b> Well, excuse me, but we, you know, since we meet quarterly, I think it's something we need to stay in touch on and if you find you're going to bind or things. I know you work very well with Melody, but let's stay informed here and if we need to do anything in this group, why, let us know, will you. <b>Amanda Harcourt:</b> Okay. Sounds good. Thank you. <b>George Jamison:</b> Thank you. <b>Chairman Teske:</b> All right. Anyone have anything else before we move into public comment.</p> |

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| <b>01:38 pm</b> | <b>Discussion</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| Public Comment  | <p><b>Chairman Teske:</b> All right. We'll move forward with the public comment. Please step to the podium. It's easier for the microphone to hear when you're closer to the room and just state your name so that we know who it is for the record. So, you have something, sir. <b>Cesar Hernandez:</b> I've got a question. I'm sorry I couldn't make the public meeting the other day. The analysis that you're doing-the sample analysis, how is it related to the OU3 mine. <b>Melody Kraayeveld:</b> It is not related to that at all. <b>Cesar Hernandez:</b> Okay, okay, so, but it is sampling for asbestos material. <b>Melody Kraayeveld:</b> Yes, if it might've been mobilized by the flood. <b>Cesar Hernandez:</b> But mobilized from where, that's my question. <b>Chairman Teske:</b> It could be anywhere in anybody's yard, yeah. <b>Melody Kraayeveld:</b> Stream banks, bridge abutments. Things like that. <b>Cesar Hernandez:</b> When we're talking about that, are we talking. I'm looking for a source, okay. And if you're saying you're mobilizing something, I'm a little bit familiar with OU3, you know, they've got some settling basins and so I'm kind of going, well, wait a minute, is this asbestos that was missed in the original remediation effort. Now you're telling me it's been mobilized. Where is the source. And I mean if it's not coming from up there. You know Libby Creek shouldn't have any asbestos in it or any of these other areas that you talk about am I correct. <b>Melody Kraayeveld:</b> There are some embankments that were put in artificially in I believe the 70's during mine operations, and they may have pulled material from the mine and placed it there. And so, at this point in time there's one embankment that EPA had placed in 2009 that we know has been washed out and that's that embankment project that I've been discussing. That's the one that we're very interested in. The other work we're doing is more investigative work. To make sure that we're not missing something else, we only have one known area of damage that we need to repair. <b>Cesar Hernandez:</b> And where is that embankment that you're concerned with located. <b>Melody Kraayeveld:</b> It is it's on Libby Creek, on some Port Authority property just across from it. <b>Cesar Hernandez:</b> So, what I'm hearing from you is material that possibly came from Zonolite or wherever was used elsewhere and that's why you're-okay. <b>Melody Kraayeveld:</b> Yeah. <b>Chairman Teske:</b> I have a copy of a handout that DEQ put together for anybody who's concerned about post-flood response procedures. I</p> |



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| <b>01:38 pm</b> | <b>Discussion</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
|                 | <p>mean I can make more copies of them but kind of give you a little bit of an idea. <b>Cesar Hernandez:</b> Yeah, I got-.</p> <p><b>Chairman Teske:</b> You have a bunch. Okay. So, thank you. So, those would be good for folks or homeowners that are concerned. Other public comment. Did you have something sir. <b>Steve Gunderson:</b> No.</p> <p><b>Chairman Teske:</b> Okay. All right. Thank you. <b>Melody Kraayeveld:</b> I have a public comment. I'm just passing this on from the Natural Resources image program. <b>Chairman Teske:</b> Yep. <b>Melody Kraayeveld:</b> I think I got it right. <b>Chairman Teske:</b> You did. <b>Melody Kraayeveld:</b> They just wanted me to let you know that their OU3 settlement, they are going to be soliciting restoration projects for the end of 2026. And they will be up in August to hold a workshop. And if you guys have any questions, you can reach out to Sydney. <b>Chairman Teske:</b> Yep, and they were here a week or two ago and met with a lot of entities, so. Anyone else. Yes, sir. <b>Cesar Hernandez:</b> I've got just one other question on the resource damage thing. You know. Something that I kind of know, spend it frivolously or not, but Ross Creek drainage, the cedars in particular, severe, you know, there was some extreme damage in there. Now is that a possibility that could get on this resource. <b>Chairman Teske:</b> No, because it's federal land. Forest Service owns that. It was a Forest Service project that fixed it the first time and so they get their emergency funds. I forget the initials. It's some kind of transportation and roads project, but I don't know where they're at on that. But unfortunately, that's a bad deal because that thing was only open for three or four months. So, anyone else. Anyone online. <b>Beth Archer:</b> Yeah, sorry. I have a public comment. <b>Chairman Teske:</b> Yes Ma'am. <b>Beth Archer:</b> We just wanted to highlight that in response to the concerns from LASOC, we did conduct a literature review of scientific research on Libby Amphibole Asbestos, specifically looking at impacts on humans, animals, and autoimmune disease. So that is in y'all's inboxes. I spoke to Board of Health about it earlier in the week and just wanted to highlight that. If I can make a request of y'all. EPA, well, a request you guys can decide not to, but we would like to bring our toxicology experts up to speak to interested parties about this paper, if that is of interest. And Dania is here and she can speak, Brent to your request for the white paper, since I am not as tied in on that. So, I'll let Dania talk about that. <b>Chairman Teske:</b> Okay. <b>Dania Zinner:</b> Hi there, this is Dania Zinner, EPA. Can you all hear me. <b>Chairman Teske:</b> Loud and clear. <b>Dania Zinner:</b> Awesome. Great. Thank you. Sorry I'm late. Yes, I can definitely send the LASOC the revised white paper. EPA took a look at the combined comments, and we incorporated as many as we could, responded to the others. I can definitely send you all the revised white paper. The OU3 feasibility study we just received from Grace is not ready for public consumption just yet. We're still working on a few things with Grace and our supporting agencies, State of Montana and Forest Service, so prefer to wait to share that until we have a really good draft final version with y'all and hopefully that'll be sooner rather than later. So, I'm gonna ask everyone to hold tight on that but thank you, appreciate it. <b>Chairman Teske:</b> All right, thank you. Anyone else. All right, anything before close.</p> |
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| <b>01:45 pm</b> | <b>Discussion</b>                                                                                                                              |
| Meeting Adjourn | <b>Chairman Teske:</b> All right. That's the end of our agenda items. I'd like to thank everybody for coming out today. Well, we will adjourn. |