

**COAKLEY EXECUTIVE COMMITTEE
MEETING MINUTES
Tuesday, August 24, 2021 – 10:00 AM
Law Library, Portsmouth City Hall**

The Coakley Executive Committee (EC) Teleconference call commenced at 10:22 a.m.

In attendance: Chairman Eric Spear (Municipalities), Seth Jaffe, Esq., (Generators); Robert P. Sullivan, Esq., Peter Britz, and Marian Steimke.

Conferenced in by phone: Curtis Shipley, Esq. (Transporters); Dan MacRitchie and Joe Montello.

Others in attendance by phone: Michael Tully, Town Administrator of N. Hampton; Matt Scruton, Town Administrator of Greenland; Jonathan Leonard; Cheryl Sprague; Mindi Messmer; John Tuthill.

Marian noted an agenda change in the OU-2 section, saying the Haley Ward invoices should be numbered as V-C through V-H.

- I. Review the minutes of the June 28, 2021 Coakley Teleconference call.

Attorney Seth Jaffe moved to approve the minutes, Attorney Curtis Shipley seconded. On a roll call 3-0 vote, the Committee voted to approve the June 28, 2021 minutes.

OU-1

II. BILLS

City of Portsmouth

- | | | | |
|----|--|-----|------------|
| A. | Invoice #2900949942 dated 7/20/2021
Peter Britz & Financial services - 7/2021 | 50% | \$2,750.00 |
| B. | Invoice #2900973411 dated 8/13/2021
Peter Britz & Financial services - 8/2021 | 50% | \$2,750.00 |

Attorney Seth Jaffe moved to approve items II – A and B for payment; Attorney Curtis Shipley seconded this motion. On a roll call 3-0 vote, the Committee voted to approve items II – A and B for payment.

Haley Ward (CES)

Payment Certification dated: 8/24/2021
Invoices dated; 7/26/2021
Services rendered through: 7/25/2021

C.	Invoice #20209241 General Technical Assistance	35%	\$1,251.25
D.	Invoice #20209244 2020 Spring Sampling	35%	\$2,753.71
E.	Invoice #20209245 Fall 2020 Sampling	35%	\$1,412.20
F.	Invoice #20209246 2021 Spring Sampling	35%	\$33,715.33

Peter explained the invoices:

The general technical assistance work on Item C involved calls with the agencies and field visits with DES and the EPA.

Item E involved a small amount of past work on the Annual Report with the rest of the money being used for PFOSA investigation by Environmental Standards. The contract was split between both older monitoring contracts as there was some money not expended in these contracts.

Item F involved a full round of spring sampling on site and private wells and analysis. There is some budget left for analysis and reporting. Peter estimated there is \$60,000 left in that contract.

Attorney Seth Jaffe moved to approve items II – C, D, E, F for payment; Attorney Curtis Shipley seconded this motion. On a roll call 3-0 vote, the Committee voted to approve items II – C, D, E, F for payment.

III. OU - 1 ACTION ITEMS

There were no action items.

IV. OU - 1 RECORD ITEMS

A. OU – 1 Balance as of 8/20/2021: **\$216,457.01**

OU-2

V. BILLS

City of Portsmouth

- | | | | |
|----|--|-----|------------|
| A. | Invoice #2900949942 dated 7/20/2021
Peter Britz & Financial services - 7/2021 | 50% | \$2,750.00 |
| B. | Invoice #2900973411 dated 8/13/2021
Peter Britz & Financial services - 8/2021 | 50% | \$2,750.00 |

Attorney Seth Jaffe moved to approve items V – A and B for payment; Attorney Curtis Shipley seconded this motion. On a roll call 3-0 vote, the Committee voted to approve items V – A and B for payment.

Haley Ward (CES)

- | | | | |
|----|---|-----------|-------------|
| | Payment Certifications dated: | 8/24/2021 | |
| | Invoices dated: | 7/26/2021 | |
| | Services rendered through: | 7/25/2021 | |
| C. | Invoice #20209241
General Technical Assistance | 65% | \$2,323.75 |
| D. | Invoice #20209242
Bedrock Investigation Activities | 100% | \$91,599.39 |
| E. | Invoice #20209243
Stormwater | 100% | \$3,127.80 |
| F. | Invoice #20209244
2020 Spring Sampling | 65% | \$5,114.05 |
| G. | Invoice #20209245
Fall 2020 Sampling | 65% | \$2,622.66 |
| H. | Invoice #20209246
2021 Spring Sampling | 65% | \$62,614.17 |

Peter explained the invoices: Item C OU-2 work is the same as the OU-1 description. Item D involved direct push well investigation with shallow wells to the west of the site with the balance of the invoice going to the deep bedrock pump test. This involved equipment rentals for pump water, sprinklers, transducers and flow meters.

Item E involved some sampling and work related to HB494. Haley Ward won't be doing much more work with HB494, as we have another contractor, XDD. The group discussed payment of invoices in general from OU-1 versus OU-2 specific to this invoice which was confirmed should go to OU-2.

Attorney Seth Jaffe moved to approve items V – C through H for payment; Attorney Curtis Shipley seconded this motion. On a roll call 3-0 vote, the Committee voted to approve items V – C through H for payment.

VI. OU - 2 RECORD ITEMS

- A. OU-2 Balance as of 8/20/2021: **\$541,337.69**
Includes deposit of \$91,126.53 on 8/19/2021 from DOJ
Invoice 12: \$91,078.62 + \$47.91 interest.

COMBINED OU-1 & OU-2

VII. COMBINED OU – 1 & OU – 2 ACTION ITEMS

- A. Report of Peter Britz of the City of Portsmouth dated 8/24/2021

Deep Bedrock Study: The completion of the pump test was a major milestone. Peter discussed data analytics; looking at water quality at different wells along with transducer data from a number of wells. Haley Ward will be working on putting data together into a format that is useful. He said Haley Ward will do the report, which should be completed by end of this year. Haley Ward is confident the collected data is effective and useful.

HB-494 Pilot Treatment Study: Peter estimated it would take XDD a month to do an initial data analysis; give the CLG a recommendation for what to do; and an outline for the initial test. There will be more money in the future for this work. Peter had told XDD to start the work and asked the EC to formally authorize the contract.

Attorney Seth Jaffe moved to confirm authorization of the Chair's signing of the XDD contract. Attorney Curtis Shipley seconded this motion. On a roll call 3-0 vote, the motion passed.

PFOSA Investigation: The results of the replicate sampling sent to independent labs to look at PFOSA are back. Some will be validated and then confirmed. Environmental Standards Company will review these results.

2021 Spring Sampling Round: The work was completed, and we are awaiting results which will go to the validator. It will take a few weeks to get the data into tables, at which point it will go to the residents and incorporated into a report for the Group.

Federal Reimbursement: The DOJ paid Invoice 12. The next invoice to be submitted to the DOJ will go from September 1, 2020 through the end of August 2021.

VIII. COMBINED OU – 1 & OU – 2 RECORD ITEMS

- A. Approved Minutes of the Coakley Executive Committee 5/19/2021 meeting; approved on 6/28/2021; executed on 6/28/2021.
- B. Contract Amendment Deep Bedrock Investigation, approved on 6/28/2021, executed 6/29/2021.
- C. Contract Amendment Spring 2021 Groundwater Sampling, approved on 6/28/2021, executed on 6/29/2021.

Attorney Seth Jaffe moved to place the Record Items VIII – A, B and C on record. Attorney Curtis Shipley seconded this motion. On a roll call 3-0 vote, the motion passed.

IX. OTHER BUSINESS

There was no other business.

X. SCHEDULE THE NEXT COAKLEY EXECUTIVE COMMITTEE MEETING

The next Coakley meeting will be held on Tuesday, September 28, 2021 in the Law Library.

Attorney Seth Jaffe moved to adjourn at 10:40 a.m. Attorney Curtis Shipley seconded this motion. On a roll call 3-0 vote, the motion passed.

Dated: September 28, 2021


Eric Spear, Chair
Coakley Executive Committee

Respectfully Submitted, Marian Steimke