

**FMC MIDDLEPORT
COMMUNITY ADVISORY PANEL
MEETING SUMMARY**

4-5-06

Community Members Presents: Barb Albone, Fr. Joe Badding, Christa Lutz, Larry Lutz, Rob Richards, Rebecca Schweigert, Dick Westcott

FMC Representatives Present: Brian Vain, Patt Fagan,

Agency Representative: Mike Hinton – NYS DEC

Guest: Sharrie Wartell, FMC Price Protection Program

Facilitator: Ann Howard

Ann Howard opened the meeting at 6:10. The proposed agenda for this meeting included a report on the Price Protection Program, review of the CAP survey results performed by Community Interaction Consultation, Inc., and a discussion of CAP planned activities.

FMC PRICE PROTECTION PROGRAM UPDATE/SHARRIE WARTELL

Background

FMC's PPP began in 2003 and included the 14 properties on South Vernon that were remediated. All occupants of the involved homes were temporarily relocated while the work was underway. The PPP for the original 14 homes will expire December 31, 2005.

As additional testing impacts more properties, two additional PPPs have been developed. These programs include homes in the Air Deposition sampling area and homes in the Tributary and Culvert area. Approximately 400 homes are eligible for the program in all three areas. As word of the program and its positive reputation spread, the number of homeowners participating in the program has grown. Sharrie noted that it has been very important for residents to contact the PPP office for information to avoid misleading or erroneous information. *(NOTE: The office/information center is located at 15 Main Street. The phone number is 735-9769.)*

The purpose of the PPP is to support residential property values impacted by unfavorable market perceptions caused by the testing and remediation activities by FMC. It helps residents who are impacted by these activities to remain in their homes. The program also provides marketing support if needed, and guarantees a property value that is not impacted by unfavorable market perceptions.

Sharrie provided the following statistics on each of the separate PP areas sponsored by FMC. (As of December 2005).

Area	Start and End Dates	# of properties currently in program	Sales pending	# in appraisal process/6 mo marketing	# of FMC listings	Total # of properties	Total # of properties sold
14 ICM	6/1/03 – 12/31/06	1	0	1	0	5	4
Trib. & Culvert	6/15/04 – 6/14/09	7	0	3	1	11	4
Air Depos.	5/01/04 – 4/30/09	23	4	1	13	18	15
Air Depo. IV	11/14/04 – 11/14/09	1	1	0	0	1	1

By the end of 2005, a total of 54 properties have been involved in the program. Sharrie noted that several thousand dollars have been spent on repairs to a number of properties and that these costs could not always be recovered in the sale prices.

An open house for properties currently in the program will be held on May 6 to coincide with the Village-wide garage sale. Sharrie also offered to show properties to CAP members to see rehabilitation work completed.

FUTURE MEETINGS

The CAP reviewed survey results from CIC. Copies of the results will be distributed at the next meeting.

Future meeting agendas were confirmed as follows:

Planning for Future Issues of the CAP newsletter and work on newsletter articles *May 4*

Plan for Plant Open House (**confirmed** date: October 21) *June 7*

Presentation on Responsible Care? Program of the American Chemistry Council *date TBD*

Other suggestions: report on safety program (FMC safety manager); invite other plant employees to CAP meeting.

FMC UPDATE

Brian Vain reported that recent plant donations have included \$150 to Roy-Hart Youth Baseball/Softball Board and \$300 for purchase of personalized plaques for Roy-Hart math, biology, and chemistry scholarship winners for the annual awards ceremony at the high school.

Progress on environmental issues include submission to the agencies of a work plan for the Phase 2 ICM on the Northwest railroad area. Also, data from the soil sampling programs will be sent to owners during May from the few limited areas sample in the fall in the air deposition area and along the tributary south of Pearson Road. The tributary and flood plain north of Pearson Road will be sampled beginning April 24.

At the agencies request, FMC performed sub-slab and indoor air sampling in March at the three distinct buildings in Middleport. FMC will honor a request from the school board to receive copies of the unvalidated data at the same time it goes out to the Agencies. However, FMC will also advise the school board in writing of its concerns about drawing conclusions that would misinform stakeholders before the Agencies evaluate the results and make their conclusions.

The oral and dermal studies of the amount of arsenic actually absorbed into the body from Middleport soils have been completed and results are being evaluated at the University of Florida. A report is expected by fall.

Brian discussed a recent letter sent by a resident to several members of the CAP and indicated the letter contained several erroneous statements regarding the production of Command. He noted there

is no re-contamination of the schoolyard, air samples were all non-detect during the recent building demolition, and his understanding is that no mercury was found in air samples.

Brian also reported that FMC's spring newsletter will be out in May and will provide updates on the vapor intrusion study, the bioavailability study, sampling activities north of Pearson Road. Also, FMC representatives will be meeting with the MRAG on April 11 at their request. The MRAG has requested an update on the Price Protection Program.

AGENCY UPDATE

Mike Hinton reported that the vapor intrusion sampling went well. He also reported that agency representatives would be available to meet with the CAP in May or June. It was suggested that a proposed agenda for this meeting be discussed at the May CAP meeting.

NEXT MEETING

**The next CAP meeting will be May 4, 2006. (PLEASE NOTE DATE CHANGE.)
The agenda will include planning for the CAP newsletter and discussion of a proposed meeting with Agency representatives.**