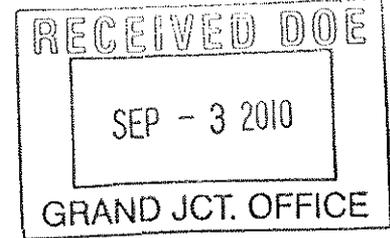




September 1, 2010



Mr. Ray Plieness,
Director of Site Operations
Department of Energy, Office of Legacy Management
2597 B 3/4 Road
Grand Junction, Colorado 81503

RE: New Surface Water Monitoring Sites

Dear Mr. Plieness:

Thank you for providing us with an update and a follow-up to our meeting on August 25, 2010. Based on our telephone conference call yesterday, it is my understanding that you are ready to issue a notice to proceed to your contractor for constructing two new surface water monitoring sites. These new sites coincide with the same locations that are contemplated in the proposed revisions to the Rocky Flats Management Agreement (RFLMA), except that they will not be designated as Points of Compliance (POC) at this time.

While we appreciate your efforts in providing us with advance notice, we do not support the plans to proceed in this manner. Our objection is based on the following:

1. There is an unresolved issue regarding excavations below 3 feet for the breaching of the dams, which now extends to the construction of the proposed monitoring sites.
2. We have not been provided, or been given any opportunity to review and comment on, the design plans for the new monitoring stations.
3. We are uncertain if the impacts to the Preble Meadow Jumping Mouse have been fully considered and evaluated.
4. We are unclear on how this ties into the proposed changes to the RFLMA.

We are requesting that you postpone issuing any notice to proceed until the concerns listed above have been satisfactorily resolved. Please contact me at your earliest convenience and let me know whether or not you plan to move forward. Thank you in advance for your prompt reply.

Sincerely,

George Di Ciero
City and County Manager

RFS 515.20(A) (Raynes)