

(2)



Christopher O. Ward  
Commissioner

Log # 2002-0972

Date 9/27/02

Due Date \_\_\_\_\_

TO: John Kaplan

RE: \_\_\_\_\_

XC: Bob Austin

Kaplan-pending

A. ( ) Submit Written Comments

G. ( ) Represent me

B. ( ) Handle-Report  
Outcome by Memo

H. ( ) Prepare Reply for  
My Sig.

C. ( ) Coordinate-Report  
Outcome by Memo

I. ( ) Reply Directly-Copy  
for me

D. ( ) Talk to me About This

J. ( ) Draft for City Hall  
as Noted

E. ( ) Per our Discussion

K. ( ) F.Y.I & File

F. ( ) Take Appropriate Action  
(No Need to Report Back)

( ) Additional Remarks \_\_\_\_\_

See attached memo on  
Kaplan cover sheet.

File Copy \_\_\_\_\_

NOTE: Please Note Log# or other referred reference, whenever  
submitting Response, Comments, Reports, Copies, etc.

*No response  
necessary -  
see attached*

2002-0912

DEP-RECEIVED  
OFFICE OF THE COMMISSIONER

September 13, 2002

2002 SEP 17 A 3:22

# CRITICAL MAYORAL CORRESPONDENCE

Office of the Mayor, Correspondence Services  
One Centre Street, Room 2358  
New York, New York 10007

## ATTENTION:

Christopher Ward  
Environmental Protection Commissioner

Please take appropriate action.

## WRITER:

Casework ID: 14998

Hon. Hillary Rodham Clinton

Correspondence also copied to:

## NOTES:

Copy of letter rec'd at DEP in mid-August. Conferred with Senator's office and EPA. EPA preparing response.

Also - Commissioner Ward met with Senator Clinton last week in Washington, DC, where they spoke about the indoor air clean-up program. Therefore, no formal response

Please return with record of response to Jody Kaplan, Director of Correspondence. from the City is

Questions should also be directed to Jody at 212-788-2876. needed at this time to this letter.

- Sharna Grogg  
Chief of Staff  
DEP



**NEW YORK CITY OFFICE OF EMERGENCY MANAGEMENT**

*2002-0912*

**11 Water Street, Brooklyn, NY 11201**

**MEMORANDUM**

**To:** Jody Kaplan  
Director of Correspondence  
Office of the Mayor, Correspondence Services

**From:** Peter McQuillan  
Executive Assistant to the Commissioner

**Subject:** Correspondence Referral – Casework ID# 14998

**Date:** September 10, 2002

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Commissioner John Odermatt requested that I send back this correspondence he received from Vincent LaPadula, Senior Advisor to the Mayor, since it pertains to environmental matters which could be better addressed by the NYC Department of Environmental Protection (DEP).

Please feel free to call our office if you have any questions. Our number is 718-422-4616.

*Christina -  
please re-route  
this as critical  
to Christopher Ward - DEP*

2002 SEP 13 P 2:55

CORRESPONDENCE

Memorandum from

VINCENT A. La PADULA  
SENIOR ADVISOR TO THE MAYOR

John,

Please have somebody  
respond.

Thanks  
Vinny



2002-07-12  
August 21,

2002

## CRITICAL MAYORAL CORRESPONDENCE

Office of the Mayor, Correspondence Services  
One Centre Street, Room 2358  
New York, New York 10007

### ATTENTION:

Vinny La Padula  
Senior Advisor

Please take appropriate action.

.....

### WRITER:

Hon. Hillary Rodham Clinton

Casework ID: 14998

Correspondence also copied to:

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### NOTES:

OEM  
Alveda Michaels  
Chris Ward

Please return with record of response to  
**Jody Kaplan**, Director of Correspondence.

Questions should also be directed to **Jody** at 212-788-2876.

HILLARY RODHAM CLINTON

NEW YORK  
SENATOR

RUSSELL SENATE OFFICE BUILDING  
SUITE 476  
WASHINGTON, DC 20510-3204  
202-224-4451

# United States Senate

WASHINGTON, DC 20510-3204

2002-0972

August 13, 2002

The Honorable Christine Todd Whitman  
Administrator  
Environmental Protection Agency  
1200 Pennsylvania Avenue  
Washington, D.C. 20460

The Honorable Michael R. Bloomberg  
Mayor  
The City of New York  
New York, New York 10007

Dear Administrator Whitman and Mayor Bloomberg:

Thank you again for your continuing efforts regarding indoor air quality in Lower Manhattan. The announcement that was made in May that a Federal government program will enable Lower Manhattan residents to get their apartments cleaned and tested was a very welcome step forward, and I appreciate your ongoing efforts in the development and implementation of this program. I am concerned, however, that many questions still remain, and that new questions have been raised by the scopes of work that were recently transmitted to the City.

In May, I wrote to you about the foremost concern of those who live, work, and have children who attend school in Lower Manhattan -- that this program be conducted as part of an open and transparent process. In my letter, I urged you to engage both outside experts and the public as you moved forward with this program, including the possibility of holding public meetings. While your July 25, 2002, response indicated that EPA had met with "outside experts," I am interested to know specifically what outside experts were consulted in formulating the scopes of work. I would also be interested to know if the World Trade Center Indoor Air Quality Task Force has formed any sort of advisory committee on this issue.

I was pleased to learn from your July 25 response that the Agency is in the process of developing "comprehensive community involvement plans." I would greatly appreciate receiving additional information about the plans, including when these plans will be completed and implemented, what the plans entail, and how input from the community will be incorporated into the testing/cleanup program as a result.

As you may know, there is ongoing concern about the general scope of the program, both geographically and in terms of the limitation of the program to residences. As you will recall, in May, I had expressed to you my hope that the program would be expanded to include small businesses around Ground Zero, and to reimburse those residents who have already paid for the cleaning of their apartments. In addition, I forwarded concerns regarding the omission of school facilities from this program. I appreciate Regional Administrator Jane Kenny's willingness to meet with concerned parents about this issue in particular. I am anxious, however, to hear how

all of these concerns will be addressed as the program moves forward, as well as whether you intend to expand the geographic scope of the program to include a broader area that includes all residences and businesses—including the Chinatown community—that may have been affected by the attacks.

I would also like to take this opportunity to request information and clarification regarding the following aspects of the scopes of work:

- When is the testing and cleanup work expected to begin, and when is the work expected to be completed? Until what date will people be able to request testing and cleanup assistance—will the deadline be extended beyond September 3, 2002?
- It would appear from the scopes of work that there will be pre-cleaning and post-cleaning wipe sampling for dioxin, total metals and mercury, as well as post-cleaning air sampling for asbestos. Is this the case and, if so, why is there no pre-cleaning air sampling for asbestos or pre- and post-cleaning wipe sampling for other contaminants? How were these contaminants decided upon for pre- and post-cleaning sampling?
- It would appear from the scopes of work that there will be pre-cleaning and post-cleaning wipe sampling for dioxin, total metals and mercury, as well as post-cleaning air sampling for asbestos. Is this the case and if so, why is there no pre-cleaning air sampling for asbestos or pre- and post-cleaning wipe sampling for other contaminants? How were these contaminants decided upon for pre- and post-cleaning sampling?
- How were sampling and cleanup equipment and methodologies decided upon, including the asbestos clean-up criteria of 0.0009 fibers/cc? Is this the criteria that achieves the  $10^{-4}$  cancer risk that was mentioned in EPA's fact sheet on the cleanup and testing plan? If so, how was the  $10^{-4}$  risk factor decided upon, versus a more protective risk factor of  $10^{-6}$ ?
- Why are the filing of asbestos project notification forms, the posting of warning signs, and the wearing of personal protective equipment only required during a Scope B cleanup? Why is the use of personal protective equipment required only during aggressive air sampling activities? Has the Occupational Safety and Health Administration (OSHA) been consulted with respect to these aspects of the scopes of work?
- The scope of work for the cleaning contract indicates that "HVAC systems that are determined to be impacted by dust and debris from the collapse of the World Trade Center will be cleaned." How will it be determined that systems have been impacted? With respect to individual HVAC intake/discharges, how was it decided that only one foot of the ductwork would be cleaned?
- Will there be any notification provided to building residents when any testing or cleanup is taking place in a building, whether the testing/cleanup is being conducted in a common area or in an individual unit? How is EPA proposing to address concerns regarding

cross-contamination and re-contamination when entire buildings are not being tested/cleaned?

- The scope of work for the monitoring contract indicates that "EPA will notify residents of the results of sampling conducted as part of this project." Does EPA intend to make all sampling results available to the public and if not, why not?

Again, I want to thank you for providing this much-needed assistance to Lower Manhattan. I look forward to continuing to work with the City, the Environmental Protection Agency and the Federal Emergency Management Agency to ensure that the program is implemented quickly and effectively, and to assure the public that their environment is healthy and safe.

Sincerely yours,

A handwritten signature in black ink that reads "Hillary Rodham Clinton". The signature is written in a cursive, flowing style.

Hillary Rodham Clinton