



**KATHY HOCHUL**  
Governor

**RORY M. CHRISTIAN**  
Chief Executive Officer

November 24, 2025

VIA EMAIL

Hon. Michelle L. Phillips  
Secretary to the Commission  
3 Empire State Plaza  
Albany, NY 12223-1350

Re: Matter No. 21-01188 – In the Matter of the Indian Point Closure Task Force and Indian Point Decommissioning Oversight Board.

Dear Secretary Phillips:

Please accept for filing in the above-captioned matter, the transcript of the Indian Point Decommissioning Oversight Board's September 25, 2025 meeting. Should you have any questions regarding this filing, please contact me. Thank you.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Tom Kaczmarek". The signature is fluid and cursive.

Tom Kaczmarek  
Executive Director  
Indian Point Decommissioning Oversight Board

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STATE OF NEW YORK

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DEPARTMENT OF PUBLIC SERVICE

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INDIAN POINT DECOMMISSIONING OVERSIGHT BOARD

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MATTER 21-01188 - In the Matter of the Indian Point

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Closure Task Force and Indian Point Decommissioning

7

Oversight Board.

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DATE: SEPTEMBER 25, 2025 at 6 p.m.

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LOCATION: Cortlandt Town Hall

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1 Heady Street

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Cortlandt, NY 10567

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Reported by Abdullah Khalid

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2 (The hearing commenced at 6:04 p.m.)

3 CHAIR CONGDON: Welcome, everyone. My  
4 name is Tom Congdon. I'm the Chair of the Indian  
5 Point Decommissioning Oversight Board. We're going  
6 to call this meeting to order.

7 And at this time, I'd like to turn to  
8 Tom Kaczmarek, our executive director, to provide  
9 some words about the logistics for this evening and  
10 to take a roll call. Tom?

11 MR. KACZMAREK: Thanks, Tom. So just  
12 briefly, some reminders to our in-person board  
13 members and guest presenters. Please speak into the  
14 mic to ensure your comments are clearly heard and  
15 accurately recorded.

16 To our panelists joining by Zoom,  
17 please make sure your mics are muted, unless you are  
18 speaking.

19 To our Zoom participants, please  
20 reserve the chat feature for reporting technical  
21 issues to our AV team. Only questions captured in  
22 the Q&A field are able to be saved and reviewed for  
23 response.

24 And finally, all speakers tonight are  
25 asked to indicate your name before making statements.

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2 This will support tonight's court reporter with  
3 accurately recording tonight's meeting.

4 So, with that, I'll briefly go through  
5 roll call. Chair Congdon?

6 CHAIR CONGDON: Here.

7 MR. KACZMAREK: Ryan Coyne?

8 MR. COYNE: Here.

9 MR. KACZMAREK: Bridget Frymire?

10 MS. FRYMIRE: Here.

11 MR. KACZMAREK: Senator Harckham?

12 MR. HARCKHAM: Here.

13 MR. KACZMAREK: Assemblywoman

14 Levenberg?

15 MS. LEVENBERG: Here.

16 MR. KACZMAREK: Kelly Turturro?

17 MR. TURTURRO: Here.

18 MR. KACZMAREK: Cindy Costello?

19 MS. COSTELLO: (No audible response).

20 MR. KACZMAREK: Rachel Adler?

21 MS. ADLER: Here.

22 MR. KACZMAREK: Mark Pattison?

23 MS. COSTELLO: Cindy's here.

24 CHAIR CONGDON: Thanks, Cindy.

25 MR. KACZMAREK: Mark Pattison?

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2 MR. PATTISON: I'm here.

3 MR. KACZMAREK: Linda Malave?

4

5 MR. KACZMAREK: Jennifer Wacha?

6 MS. WACHA: Here.

7 MR. KACZMAREK: Alyse Peterson?

8 MS. PETERSON: Here.

9 MR. KACZMAREK: Joe Leary?

10 MR. LEARY: Here.

11 MR. KACZMAREK: David Lochbaum?

12 MR. LOCHBAUM: Here.

13 MR. KACZMAREK: Richard Webster?

14 MR. WEBSTER: Here.

15 MR. KACZMAREK: Mayor Knickerbocker?

16 MS. KNICKERBOCKER: Here.

17 MR. KACZMAREK: Supervisor Becker?

18 MR. BECKER: Here.

19 MR. KACZMAREK: Susan Spear?

20 MS. SPEAR: Here.

21 MR. KACZMAREK: County Legislator

22 Ulaj?

23 MS. ULAJ: Here.

24 MR. KACZMAREK: County Legislator

25 Smith?

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2

3 MR. KACZMAREK: Superintendent

4 Tromblee?

5 MR. TROMBLEE: Here.

6 MR. KACZMAREK: And Tom Carey?

7 MR. CAREY: (No audible response).

8 MR. KACZMAREK: All right. With that,

9 Tom, I --

10 CHAIR CONGDON: Thank you very much,

11 Tom.

12 MR. KACZMAREK: -- turn it back to

13 you.

14 CHAIR CONGDON: Again, we're the  
15 Decommissioning Oversight Board. I want to thank  
16 Supervisor Becker for hosting us. We have a full  
17 agenda again this evening. We will be hearing a  
18 presentation on Hudson River Biological Monitoring  
19 from the Hudson River Foundation.

20 We're going to be hearing from the  
21 school superintendent an update regarding the  
22 Buchanan Verplank School Baseline Assessment and  
23 Monitoring.

24 We'll have our usual updates from  
25 state agencies and an update from Holtec on

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2 activities at the site. Then we will have time for  
3 public statement hearing before we adjourn.

4 Next slide, please. Next slide.

5 So before we were the Decommissioning  
6 Oversight Board, we were the Indian Point Closure  
7 Task Force. This body was established shortly after  
8 Indian Point announced it would be closing in 2017.  
9 The purpose of the task force, by statute, was to  
10 address the economic and employment impacts of the  
11 plant's closure. We organized several meetings, as  
12 the task force, to hear from the community and from  
13 the taxing jurisdictions about the concerns. And  
14 just like the decommissioning oversight board of  
15 today, we took those concerns, and the respective  
16 members of the DOB with each of our jurisdiction took  
17 a number of actions to respond to those community  
18 interests.

19 One of the first things we did was  
20 hire an independent consultant to develop a reuse and  
21 redevelopment study for someday in the future when  
22 decommissioning was completed to give a sense for the  
23 taxing jurisdictions what might be possible. That  
24 study was filed in the first year of -- of the task  
25 force's work.

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2           We also heard a lot from the community  
3           about interest in projects to be funded out of the  
4           Entergy closure settlement. Entergy paid \$15 million  
5           for a community and environmental fund, and we're  
6           going to be hearing about some of the work that was  
7           funded by that \$15 million tonight. Six and a half  
8           million dollars went to Hudson River Biological  
9           Monitoring, and that was work that had been funded by  
10          Entergy when they were an operating power plant.

11           And one of the concerns, in addition  
12          to all of the concerns of the taxing jurisdiction, in  
13          terms of the lost revenue associated with their pilot  
14          payments, there was also concern in the community  
15          about the loss in projects that were funded by  
16          Entergy. And so this was an important grant to keep  
17          certain environmental work ongoing on the river.

18           The \$15 million was also used  
19          primarily for the -- the largest grant actually went  
20          to the village in the town for sewage -- sewer  
21          infrastructure upgrades. And that work is underway.  
22          We funded local unions for labor trainings and  
23          opportunities for new job opportunities. We funded  
24          school monitoring and -- and assessment work that  
25          we'll also be hearing about later tonight. And we

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2 funded a matching grant to leverage a larger federal  
3 grant at the Van Cortlandt Manor Gateway Project.

4 The task force also identified and  
5 coordinated state resources for the affected  
6 workforce and -- and the taxing jurisdictions. And  
7 this is, I think, worth a little time. The state --  
8 in New York, we have something very unique that  
9 assists communities when a large power plant, which  
10 is typically the largest taxpayer in a community,  
11 closes. It's the Electric Generation Facility  
12 Cessation Mitigation Program. It's a mouthful.

13 But essentially, this program provides  
14 seven years of grants to the taxing jurisdictions  
15 that lose revenue from the closure of a large power  
16 plant taxpayer. And, you know, many meetings early  
17 on in the creation of the task force were dedicated  
18 to understanding how this program would work when  
19 Indian Point eventually closed. There was a lot of  
20 cynicism, a lot of concern and doubt that the money  
21 would actually be there. And so the various members  
22 of the DOB that actually had some power to do  
23 something about those concerns did go back to our day  
24 jobs and focus on that effort.

25 In the first couple of years, the

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2 legislators on our board went back and secured  
3 funding in their annual budget appropriations  
4 process. We added \$15 million to the program in  
5 fiscal year '17/'18, another \$24 million in fiscal  
6 year '18/'19. But the school district and others  
7 were rightly pointing out that, geez, that's nice,  
8 but over seven years, we're expecting, you know, to  
9 draw down more than what has been appropriated. And  
10 how can we be confident that that money will come?  
11 And how can we do long-term budget planning without  
12 the certainty that that money will be there?

13 And so we at the Department of Public  
14 Service, which during our day -- our day job is  
15 regulating utilities and identifying programs funded  
16 by utility ratepayers for the clean energy  
17 transition, had identified an opportunity to use  
18 unspent money from those clean energy funds and  
19 dedicate it towards this purpose. We sought and  
20 secured an amendment to the New York State Energy  
21 Plan that explicitly acknowledged the need for  
22 dedicated funding for the cessation program. And  
23 with that change, we proposed to the Public Service  
24 Commission an act that made this funding available  
25 for the cessation program. And now there is a

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2 dedicated funding source.

3 And next slide, please.

4 We have been true to our word and  
5 the -- proud to say that the program is working as  
6 intended. To date, the Hendrick Hudson School  
7 District has received approximately \$34 million.  
8 Village of Buchanan has received 3.7 million, town of  
9 Cortlandt 1.3 million, and the county of Westchester  
10 4.8 million, for a total of \$44 million to date out  
11 of the cessation mitigation fund.

12 There's still several years remaining.  
13 The way the program works, it's declining grants over  
14 a seven-year period. Another \$37 million is  
15 available to continue providing assistance to the  
16 taxing jurisdictions. All told, by the end of the  
17 seven-year program for the taxing jurisdictions  
18 locally, there will be \$81.7 million paid out under  
19 that program.

20 Next slide, please.

21 Similarly, a number of additional  
22 actions were taken to assist the taxing  
23 jurisdictions. In the fiscal year 2018 budget, there  
24 was a law change to allow the Hendrick Hudson School  
25 District to establish a reserve fund. Typically,

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2 school districts don't have that financial  
3 flexibility, and it was something they requested and  
4 the legislature delivered.

5 There was also a desire to get  
6 additional power to tax the spent fuel casks. That  
7 was done in 2020. And you know, there was an --  
8 additionally a new pilot for decommissioning nuclear  
9 facilities. The Department of State also supported  
10 the Westchester County Shared Services Plan, which  
11 was meant to help local governments find deficiencies  
12 to adjust to the lower tax revenue.

13 I think one area where we've all  
14 agreed that we should focus time on and continue to  
15 focus time on is to request our federal partners to  
16 consider passing the STRANDED Act, which is a bill  
17 that hasn't passed yet, but that would recognize the  
18 fact that originally when the NRC was permitting new  
19 nuclear power plants around the country, it was  
20 envisioned that the federal government would  
21 ultimately take the waste and put it into a permanent  
22 repository.

23 Many of you have heard about Yucca  
24 Mountain. We know that the permanent waste  
25 repository has never come to fruition. And as a

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2 result, each of the sites around the country that had  
3 a nuclear power plant has become a de facto waste  
4 storage site. And we have one here in the community.  
5 And we believe it would be good federal policy for  
6 the federal government to acknowledge that and to  
7 compensate the local taxing jurisdictions for having  
8 that waste. And so we, as a body at the DOB, have  
9 regularly communicated to our federal partners that  
10 we would support such legislation.

11 And there are a number of other  
12 actions that were taken that I actually feel would be  
13 more appropriate if one of my colleagues in the  
14 legislature could speak to school aid formula changes  
15 that have occurred. And I want to make sure that's  
16 on the record as well.

17 MR. HARCKHAM: Thank you very much,  
18 Tom. First, I want to underscore the importance of  
19 the changes to the Cessation Fund, because under the  
20 old formula, it was essentially a political football.  
21 During the appropriation process, we would be  
22 competing with other needs, other valid needs all  
23 over the state. And the school district and the  
24 municipalities were correct. It was not a  
25 sustainable form of funding. So I think that was an

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2 appropriate move, a prudent move, and it was  
3 terrific.

4           You know, one of the thing -- major  
5 focuses of this group is to discuss these issues.  
6 And I want to thank the mayor and the supervisor and  
7 superintendent of schools and other members of the  
8 school community for coming and participating and  
9 talking about the needs.

10           Just want to share legislatively,  
11 going back to 2019, both the Senate and the Assembly  
12 made it a point to fully fund Foundation Aid. In New  
13 York State, there had been a lawsuit. New York State  
14 lost that New York State was not fully funding  
15 Foundation Aid. The former governor felt that we  
16 were funding education just fine. But after several  
17 years on a three-year tranche, we have been able to  
18 fully fund Foundation Aid. So every school is now  
19 getting what they deserve.

20           So in the case of Hendrick Hudson  
21 Foundation Aid, since 2018, we've increased  
22 \$8.72 million, and total aid has gone up \$11.8  
23 million. That doesn't mean we're satisfied. We  
24 understand the school district still has needs and  
25 challenges.

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2                   One of the other things that we did is  
3 we set up a fund for school districts impacted both  
4 by power plant closures and tax certioraris. I have  
5 a school district on the other side of the river  
6 that's been impacted. We had colleagues on Long  
7 Island. And so we've been able to get two million-  
8 dollar appropriations to the school district, and the  
9 superintendent and I will be making an announcement  
10 in a couple weeks about a third. So with  
11 Assemblymember Levenberg, we continue to place  
12 funding education at the top of our priority, and we  
13 will continue to do so. So thank you.

14                   CHAIR CONGDON: Assemblymember?

15                   MS. LEVENBERG: And I don't have much  
16 to add to that. But annually, we always look for if  
17 there's something more that we can do, and we had  
18 given \$100,000 CREST Grant to Hen-Hud schools for a  
19 video safety and security system. And again, you  
20 know, we're always looking for ways that we can help,  
21 in general, the school system, the municipality, the  
22 library, and we have done that in, you know, over the  
23 last three years.

24                   I can't take credit for the prior  
25 years before 2023, but again, moving forward, we'll

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2 continue to make sure we do everything we can to  
3 protect our communities and hope that the federal  
4 government will also step up to do so.

5 CHAIR CONGDON: Thank you very much.

6 And you know, I think as a body have heard throughout  
7 the years since 2017 just how difficult a transition  
8 it is for the school district. It's a very large  
9 amount of money to have to make up, and it's a multi-  
10 year process to be able to transition your tax base,  
11 and we recognize that. We want to be a partner. I  
12 think the Cessation Fund has been a terrific tool but  
13 recognize it's not filling the gap entirely. And so  
14 all of us will continue partnering with the school  
15 district going forward.

16 The next slide, please.

17 So Task Force was focused mostly on  
18 the economic impacts of closure. Then of course, in  
19 2021, the plant closed, and we started to transition  
20 into decommissioning. And of course, that meant the  
21 focus turned to the impacts to the community  
22 associated with decommissioning, right? And we  
23 established a new body that kind of evolved out of  
24 the task force, basically the same membership and  
25 reconstituted as the Decommissioning Oversight Board.

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2                   Importantly, I think folks hopefully  
3 understand that this is a body that is meant to be a  
4 forum for information exchange. It's important to  
5 the community to understand what activities are  
6 happening at decommissioning. It's important for the  
7 community members and the employees of the plant to  
8 understand how each of our representative  
9 governmental bodies plays a role and what role that  
10 is, and so we try to facilitate that dialogue.

11                   And through the engagement with  
12 community members who get an opportunity at each of  
13 our meetings to speak and ask questions, we try to  
14 endeavor to answer every question through written  
15 form available on our public website. And we also  
16 take the feedback, and where we identify needs to  
17 address community concerns, each of us, through our  
18 various jurisdictions, try to do so. And we've done  
19 a number of things that I think are worth  
20 Highlighting.

21                   Next slide, please.

22                   So first, you know, we're tracking  
23 very closely everything that's happening at the NRC.  
24 We've had NRC as guests to present to us and to  
25 answer our questions on numerous occasions. We've

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2 invited them to attend our next meeting in December.  
3 So that will remain ongoing. There are a number of  
4 regulatory changes that go out by the NRC, and there  
5 are opportunities for public comment, and we have  
6 organized comments into the NRC, in some cases,  
7 opposing license exemptions that were proposed by  
8 Holtec.

9 When the plant moved from operations  
10 to decommissioning, NRC pulled its resident  
11 inspector. That was a cause for concern in the  
12 community, and there was a direct ask whether the  
13 State could fill that gap. We took that back. We  
14 concluded that we could. And at our agency, the  
15 Department of Public Service, we actually hired a  
16 full-time resident inspector, who's joining us here  
17 tonight, Cliff Chapin, and he'll be speaking later  
18 about some of his activities.

19 A number of community members have,  
20 for a long time, expressed a lot of concerns about  
21 the pipeline that runs in close proximity to Indian  
22 Point. That was acknowledged in the joint proposal  
23 that was filed in the PSC proceeding approving the  
24 sale to Holtec as an issue that needed to be  
25 addressed. And through various meetings with the

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2 community, and -- including with presentations by  
3 guest outside speakers, who are expert on pipeline  
4 safety, we established a memorandum of understanding  
5 with Holtec that protected the pipeline with an air  
6 bridge, established protocols for heavy load  
7 crossings, and I think that was a really important  
8 effort.

9           Next, there were a lot of concerns  
10 around how dust could, you know, migrate off the site  
11 due to the decommissioning work. There was  
12 especially concern around the eventual heavy  
13 demolition around the concrete domes and the dust  
14 that that would create in other large concrete  
15 structures. We listened to those concerns. We  
16 thought about the fact that there's NRC jurisdiction  
17 that oversees decommissioning activities, but we  
18 looked into what role we can play, as state and local  
19 government bodies. And through those discussions,  
20 the Village pointed out they have to issue building  
21 permits to allow for demolition. And DEC pointed out  
22 that, you know, for other large projects, they have  
23 dust mitigation protocols.

24           We were able to fold the DEC dust  
25 mitigation protocols into the Village demolition

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2 permits so that there are actual enforceable  
3 conditions on protecting the community from dust  
4 migration from the work that we can enforce. So it's  
5 not, you know, the -- there's a lot of jurisdiction  
6 by NRC that we have to leave to them, but where we  
7 have opportunities to address community concerns  
8 through what jurisdiction we have at the state and  
9 local level, we do that.

10 And then there was also concerns -- we  
11 established a school monitoring working group to talk  
12 about how the decommissioning activities might impact  
13 the school that's located about 4,000 feet away at  
14 the BV school. And there were recommendations made  
15 about how to conduct monitoring effectively. The  
16 state DPS agreed to fund fence line monitoring. And  
17 we also used the community fund out of Entergy to  
18 provide a grant to the school to do work, and we're  
19 going to hear more about that shortly.

20 Of course, 2023, there was a lot of  
21 discussion around the -- Holtec's plans to discharge  
22 wastewater, and we had a number of very good  
23 conversations and discussions around that issue, and  
24 that resulted in some of our members of the DOB that  
25 have power to change state law to take back to their

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2 conferences a proposal to prohibit those discharges.

3 And that passed and was signed by the governor.

4 That was then challenged in  
5 litigation. We just got a decision, for those of you  
6 who haven't found this out yet, decision just came in  
7 from the U.S. District Court for the Southern  
8 District last night, and the judge did find in  
9 Holtec's favor that the law is preempted by federal  
10 law. It's only 24 hours ago. There's still review  
11 happening of the law. We'll hear later from Holtec,  
12 you know, what their plans are following that  
13 decision. But there's still more to discuss in the  
14 future on that topic for sure.

15 But before the law passed, through  
16 these discussions, we talked about what could be done  
17 by the State to enhance oversight over their desired  
18 plan to discharge the water. And there was a  
19 memorandum of understanding that would require Holtec  
20 to notify the State in advance of any discharges and  
21 to allow us to independently get split samples of the  
22 water that they plan to discharge before the  
23 discharge occurred.

24 So with that, I just want to say big  
25 picture here, the DOB is an information exchange

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2 forum. It is not a regulatory body. And you know, I  
3 think that it's important for all of us in the  
4 community, the people who are workers at the plant,  
5 the plant personnel themselves, all of us in  
6 government, to be able to have civil discussions  
7 about these critical issues to the community. And  
8 it's always been my goal, and it will remain my goal  
9 to be able to facilitate that civil discourse.

10 I have received some feedback from  
11 friends in the audience who might mistake civil  
12 discourse with allegiance to the industry or to  
13 advocates, and I hope that what we all do in this  
14 body is treat everyone the same with dignity and  
15 respect. And that civil discourse should not be  
16 misread to mean that we are not, as regulators in our  
17 day jobs, holding regulated entities accountable.  
18 And we will continue to do that.

19 I encourage everyone, if you have  
20 questions, to be looking at our DOB website. There's  
21 a wealth of information, including answers to  
22 questions that are posed to us during public  
23 statement hearings. And everything gets posted on  
24 that website. So with that, I want to get to the  
25 next agenda item, and I'm going to apologize to my

1 9/25/2025 - Indian Point Decommissioning Oversight Board  
2 fellow DOB members for taking too long on the  
3 introduction.

4 But I want to welcome Jonathan Kramer,  
5 the president and CEO of the Hudson River Foundation,  
6 and James Lodge, director of Environmental Programs,  
7 to give us a walkthrough on the important work that  
8 they're doing on the fish monitoring, Hudson River  
9 monitoring. Thank you.

10 Jonathan, are you with us?

11 MR. KACZMAREK: You're muted,  
12 Jonathan.

13 MR. KRAMER: I'm back. Thank you very  
14 much to everyone. I'd like to start by saying thank  
15 you for giving us the opportunity to brief you on  
16 this important program today. And especially thank  
17 you for supporting it. It's been something that we  
18 have spent quite a bit of time trying to build out,  
19 and we're happy to give you an update. I want to  
20 start --

21 If you go to the next slide, please?

22 -- just with a little bit of history.

23 I know many of you probably know the history of where  
24 the monitoring program came from, but I think it's  
25 important just to provide a bit of context, not just

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2 about the monitoring program but about the Hudson  
3 River Foundation, because we share our origins back  
4 to the '80s where this all started.

5 So I think most of you know, there  
6 were the long and often contentious set of disputes  
7 related to the Storm King pump storage facility and  
8 power plant impacts on the river that went from the  
9 late '60s through the '80s. And those culminated in  
10 1981 with the really historic Hudson River Settlement  
11 Agreement leading to the abandonment of the Storm  
12 King project, a moratorium on power plant  
13 construction beyond the proposed units at that time.  
14 And then most important for this talk today, funding  
15 of a Riverwide Biological Monitoring Program, HRBMP,  
16 that was ostensibly going to be 10 years at a minimum  
17 cost of about 2 million a year. But it went on, with  
18 funding from the utilities, all the way to 2018. And  
19 that duration and the amount of information covered  
20 is -- and I'll use this word a couple of times  
21 tonight -- is really unprecedented.

22 That original monitoring program was  
23 designed to evaluate the effectiveness of the  
24 mitigation measures to reduce entrainment of a whole  
25 variety of them that ex -- understand striped bass

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2 stocking, to again, monitoring impingement in an  
3 abundance of particular locations. And then  
4 importantly, over the long term, to monitor the  
5 status of Hudson River fish populations in their  
6 earliest life stages, the ichthyoplankton, juvenile  
7 stages, and then ultimately adults. So it's a long,  
8 long history of a monitoring program.

9 Next slide, please.

10 At the same time, that settlement  
11 agreement provided \$12 million to establish an  
12 independent institution to sponsor scientific,  
13 economic and public policy research on matters of  
14 environmental ecological concern. Essentially, that  
15 was the founding of the Hudson River Foundation. And  
16 over these many decades, our mission has continued to  
17 be to inspire and inform action, using science and  
18 engagement, all to achieve a healthy and resilient  
19 Hudson River.

20 Since 1981, those settlement funds,  
21 which became our endowment, have supported hundreds  
22 of research projects totaling over \$42 million. So  
23 again, it's that shared origin that I think is really  
24 important, at least, as we think about our role.

25 And over the years, we've moved not

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2 just to spend those endowment funds but have become  
3 known for managing a variety of programs, like the  
4 Hudson River Ecosystem Monitoring Program that you'll  
5 hear about in a moment. Programs include the  
6 Champlain Hudson Environmental Trust that we are the  
7 trust administrator for. Some new money that we are  
8 working with New York State DEC and the net  
9 conservation program to focus on sturgeon populations  
10 and impacts on sturgeon from various activities in  
11 the lower estuary and out near the Rockaways. We  
12 have a long history of looking at contamination and  
13 particularly PCB contamination in the estuary. We're  
14 also working in the Lower Esopus. And we are the  
15 host of the New York/New Jersey Harbor and Estuary  
16 Program, which is funded by the U.S. EPA.

17 If there's a common thread of our role  
18 in these managed programs, it's our commitment to  
19 becoming engaged and insightful program managers, not  
20 just to move money, but to really participate and  
21 engage with those individuals and agencies to  
22 understand their needs, to provide fiduciary  
23 oversight, all in the service of distinct goals that  
24 are outlined for each of these programs in the  
25 various settlement agreements that guide them.

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2                   So we have this history, and we have  
3 built a capacity to do the kind of work that Jim  
4 Lodge is going to talk to you about now. So I'm  
5 going to turn it over to Jim to talk about the Hudson  
6 River Ecosystem Monitoring Program.

7                   MR. LODGE: Thank you, Jon. And I'd  
8 just echo Jon's comment about thanks to this  
9 committee for inviting us to talk with you, and of  
10 course, for funding this important work.

11                   Just Tom mentioned at the beginning a  
12 good reminder that the Indian Point Community Fund  
13 provided the foundation with the six and a half  
14 million dollars to work with DEC and other fishery  
15 scientists to restore key portions of the HRBMP, but  
16 importantly to also develop a new and more  
17 comprehensive monitoring program. So we're calling  
18 this this next generation Hudson River Ecosystem  
19 Monitoring Program. So just a nod to that more  
20 comprehensive nature of the work and just honestly to  
21 distinguish it from the prior work a little bit.

22                   So depicted in this slide here on the  
23 left are the three primary objectives of the program.  
24 I'll walk through those in a little more detail. But  
25 just high level oversight, the first objective was to

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2 continue to collect the key data on the Hudson River  
3 ecosystem and ensure that the data that we collect  
4 builds on that long history that Jon talked about of,  
5 you know, the utilities and other monitoring -- and  
6 other monitoring in the estuary.

7 Second was to develop and test new  
8 monitoring methods and techniques and to optimize the  
9 design for this next generation program we're --  
10 we're developing. And then finally, to implement  
11 that program and to be sure we can secure the funding  
12 needed to continue that monitoring into the future.

13 Next slide, please.

14 So a key focus of the historical  
15 surveys was the collection and analysis of data on  
16 the status of the juvenile fish of the Hudson. And  
17 the utilities funded this work for -- for over four  
18 decades. So you know, Jon used the term  
19 "unprecedented", and I think that's -- that's  
20 accurate. With -- with support from the DEC and from  
21 the Indian Point Community Funds, the monitoring  
22 program was restarted in 2023 and is now ongoing. As  
23 shown in that figure on the right-hand side of the  
24 slide, it's a map depicting the geographic scope of  
25 the survey, which extends from The Battery in the

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2 south to Troy in the New York -- in the north, over  
3 150 miles.

4 Also important to note the survey work  
5 compliments a lot of other survey work primarily from  
6 the DEC teams looking at targeting surveys, targeting  
7 alewife, American shad, blueback herring, striped  
8 bass, Atlantic and shortnose sturgeon.

9 And I just want to emphasize a couple  
10 of importance sort of notes on why we think this data  
11 is so important and why we're working so hard to try  
12 to -- to maintain this data into the future. You  
13 know, I mentioned it -- it's focused on the young  
14 fish of the Hudson. So it's -- it's trying to  
15 understand sort of reproductive success of fisheries  
16 term of recruitment of -- of various species. And  
17 this is very important because it provides us this  
18 early indication of the abundance of these species  
19 and allows our fisheries management colleagues to  
20 prepare and for -- to adapt to what the expected  
21 changes in the adult populations will be. So again,  
22 just short, it's -- it's an early indicator of  
23 abundance and -- and reproductive success.

24 Next slide.

25 So another critical or important focus

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2 for the -- the HRBM -- HREMP now is continuing work to  
3 understand the lower food web depicted on that slide.  
4 And that graphic on the right is -- is an -- is a  
5 graphic of the Hudson food web. The bottom portion of  
6 that is the -- represents the lower food web. And  
7 here we're looking at trying to collect data to  
8 understand the small plants and animals at the base of  
9 the food web. So this includes phytoplankton and  
10 zooplankton and vertebrates and bivalves.

11 And this -- this work builds on a long  
12 history of work by Carey Institute for Ecosystem  
13 Studies, over three decades of work. But it's been  
14 expanded and includes new parameters and now covers  
15 the entire tidal Hudson, mimicking that sort of  
16 geographic scope on that previous slide from Battery  
17 to Troy.

18 So again, the importance of -- of this,  
19 I just want to emphasize, this data is critical for us  
20 understanding the basis of the ecosystem, like how  
21 changes in things, like temperature and precipitation  
22 and introduction of invasive species and other  
23 variables, will alter the ecosystem. And you know,  
24 this is the information we need to understand what's  
25 happening in these drivers to

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2 understand how to effectively manage the river. So  
3 it's just like a basic supporting understanding of  
4 the river that's necessary for effective management.

5 Next slide.

6 Another key objective of the program  
7 is designing and optimizing the next -- next  
8 generation monitoring programs. So included in this  
9 is to manage and organize the historical data, as  
10 well as the new data being collected under the  
11 program. We're analyzing, you know, doing additional  
12 analysis and synthesis of both the historical on  
13 this new data.

14 We're also developing and testing new  
15 survey methods. So trying to utilize, looking at  
16 utilization of new molecular tools, like eDNA and  
17 metabarcoding. We're developing new tools to make  
18 that data accessible and available and work to convey  
19 that this information on the health of the Hudson's  
20 fish and the changes in the ecosystem over time. And  
21 all of this work is centered on developing new ways  
22 to make these important findings known and accessible  
23 to a wider user community.

24 So again, my takeaway on this -- on  
25 this slide and the message I hope to convey is, as we

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2 work with DEC and other partners to secure the  
3 long-term funding needed to continue this work, this  
4 next generation HREMP monitoring work, we need to  
5 ensure that we're implementing the most efficient  
6 survey designs and the most cost-effective monitoring  
7 methods. And that's the work we're undertaking  
8 under -- under this objective.

9 Next slide, please.

10 The -- my final slide before I turn it  
11 over back to Jon to sum up is on the budget. And  
12 the pie chart there depicts the allocation of funds  
13 from initial funding, initial allocation of the six  
14 and a half million in 2022 through projections  
15 through the end of this year, so through the end of  
16 2025. And as you can see in the table or the pie  
17 chart, I guess, that light green represents the  
18 funding that's currently allocated to the monitoring  
19 surveys. And we expect that pie to increase over  
20 time as we move to this next generation monitoring  
21 and more funds is allocated to the surveys  
22 themselves.

23 The initial allocation here is -- was  
24 again, 6.5 million. We've -- we have that money  
25 invested. It's generated 420,000 in interest so far,

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2 and we've allocated through the end of this year 2.2  
3 million, so have a remaining balance of \$4.7 million  
4 in the fund.

5 So I'll turn it back to Jon and happy  
6 to answer any questions you guys have.

7 MR. KRAMER: Thanks, Jim. Just a few  
8 final thoughts before we conclude this portion of the  
9 presentation. As we look to moving forward on this  
10 important program, we're guided by our mission for  
11 this to provide data analysis to serve the needs of  
12 Hudson River fisheries managers and a broad community  
13 of those interested in this information.

14 And as I reflected on this talk, I  
15 thought, what makes for good monitoring? And I think  
16 there's three things that make for good monitoring.  
17 One is collecting the right data. And the second is  
18 collecting that data over the right time frame. And  
19 lastly, it's having skilled researchers and data  
20 analysts to pull that together in a way that you can  
21 understand long-term trends and short-term year-to-  
22 year variations.

23 And I'm going to use that word  
24 "unprecedented" again, because all that work that  
25 we're funding now has those three components, but

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2 it's building on this unprecedented 40 years of  
3 historical data. And that's a remarkable resource to  
4 draw from.

5 As Jim has said, this kind of  
6 important resource is going to help us understand the  
7 changing Hudson River ecosystem and really design and  
8 revised and optimized next generation HREMP. We've  
9 not at all forgotten that this work is really about  
10 fisheries at its core, but that fisheries  
11 information, understanding why fisheries change, how  
12 they change, is really part of what a comprehensive  
13 understanding of this Hudson River ecosystem is. And  
14 I think we need to find a way to sustain funding for  
15 that program. The needs of the fisheries managers  
16 are incredibly important at this stage. They're what  
17 people care about. People care about fisheries.

18 And so I'll -- I'll leave you with the  
19 thought that, we'll continue this work with an eye  
20 towards making sure that we sustain the work that's  
21 being done and really moving forward, develop the  
22 best next steps to keep it going.

23 So with that, I'll -- I'll stop and  
24 we're happy to entertain any questions you might  
25 have.

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2 CHAIR CONGDON: Thank you very much,  
3 Jonathan. I think we have a couple of questions.

4 Assemblymember Levenberg?

5 MS. LEVENBERG: Thank you so much, and  
6 thank you for the presentation. It was very  
7 detailed. But I do think that, again, the bigger  
8 point to be made is that the health of the Hudson  
9 River is critical to our region and being able to  
10 monitor and keep track of it is so critically  
11 important for all of us in the Hudson River -- in the  
12 Hudson River Valley.

13 What I did want to ask about is, you  
14 said you've been -- you said you've been monitoring  
15 for forty years. There was some kind of a gap.  
16 Have you seen since the shutdown of Indian Point, and  
17 since Indian Point stopped discharging, a change?  
18 And obviously, there's lots of different things that  
19 go into it. But you know, is there any discernible  
20 change that you've seen since the shutdown of the  
21 plant in the fish population or any other biological  
22 indicators?

23 MR. KRAMER: You know, I think the  
24 answer is no. And I think it, you know, these kind  
25 of long-term monitoring programs look for those

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2 trends and then, you look for the variability year to  
3 year. And so I think that certainly we, if anything  
4 dramatic would happen, it's likely we'd see  
5 something. We're not seeing anything in the data  
6 yet. But again, it's -- you know, we need more time  
7 to actually pull those if there are patterns for  
8 that.

9 CHAIR CONGDON: Thank you.

10 Senator?

11 MR. HARCKHAM: Thank you, Tom.

12 Thank you for that presentation.

13 Fascinating. This is not, I think, a direct question  
14 to your dataset but pertains to the biodiversity of  
15 the river. Last week, unprecedented discovery of a  
16 40-mile harmful algal bloom in the Hudson, and I know  
17 it's certainly too short a time span for anything in  
18 your data, but can you comment on the dangers of  
19 harmful algal blooms to the species and the  
20 ecosystems that you're studying?

21 MR. KRAMER: Sure. I'll make a quick  
22 comment about the cyanobacterium bloom. There was an  
23 initial report from the Lower Food Web team at the  
24 Carey Institute about this. We've been, at the  
25 Hudson River Foundation, I know we've been working

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2 with Carey as well as, and we know Riverkeeper is out  
3 there collecting information, as is the state  
4 agencies and DEC. And we're looking to see, not with  
5 this resource, but with other resources the  
6 Foundation has, how we can fill some gaps as we move  
7 forward through the whole dynamics of that bloom.

8 So to -- just to give you a short  
9 answer to your question about harmful algal blooms,  
10 you know, this is -- harmful algal blooms have been  
11 around for a very long time. They are certainly  
12 increasing in a variety of different places  
13 coastwide. And they can have a whole set of, you  
14 know, implications for the biota in rivers and  
15 coastal regions is also, and also for things like  
16 this one, this cyanobacterial Microcystis bloom,  
17 where there's potential for toxin production that  
18 could impact certainly things like dogs or humans who  
19 are -- who ingest any of it.

20 So I think the short answer is the  
21 environment is changing. You -- we know --  
22 everything we've seen so far is that this is quite  
23 large and probably unprecedented. And it really  
24 speaks to being able to watch for these things. The  
25 techniques that you need to find them are available.

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2 The state agencies, municipalities, nonprofits, and  
3 folks like us are all interested in understanding  
4 what risk is and if that risk profile will change in  
5 the coming years.

6 CHAIR CONGDON: Thank you very much.

7 Thank you, Dr. Kramer, really  
8 interesting presentation.

9 And James Lodge, thank you so much for  
10 your presentation.

11 Before I get to the next agenda item,  
12 I do want to acknowledge a couple of additional DOB  
13 members who joined virtually, Tom Carey and Linda  
14 Malave. Thank you very much for joining.

15 And I also want to take a moment --  
16 minute to introduce Larissa Liebman. Richard Webster  
17 has informed us that he will be retiring at the end  
18 of the year. And so, as you know, Richard has been  
19 filling the environmental community seat on the DOB  
20 on behalf of Riverkeeper. And Larissa is an attorney  
21 at Riverkeeper who will be taking over for Richard.  
22 And so thought it would make sense to give her a  
23 chance to introduce herself and welcome her to the  
24 table for the two meeting -- Richard's last two  
25 meetings to facilitate a transition.

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2 Larissa, do you want to say a few  
3 words about yourself?

4 MS. LIEBMAN: Thank you. I'm getting  
5 used to these microphones. Thank you for the  
6 introduction, and it was great meeting many of you  
7 outside already. So I am a staff attorney at  
8 Riverkeeper. I've been practicing nonprofit  
9 environmental law for a little over 10 years. Prior  
10 to joining Riverkeeper, I was focusing on the  
11 environmental impacts of industrial animal  
12 agriculture and doing litigation around that.

13 And then before that, I actually was,  
14 for five years, with Waterkeeper Alliance, the  
15 umbrella organization that organizes all the  
16 different waterkeeper groups like Riverkeeper. And  
17 my main focus there was actually on fossil fuels and  
18 their environmental impacts. I really look forward  
19 to working with all of you. And also, I -- I'm a  
20 Hudson Valley native. I grew up outside  
21 Poughkeepsie, and so it's just wonderful to be able  
22 to work on our wonderful Hudson River.

23 CHAIR CONGDON: Thank you very much,  
24 Larissa, and welcome.

25 Next, I'd like to turn it over to

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2 Superintendent Tromblee to give -- oh, I'm sorry.

3 MS. ULAJ: I'm so sorry.

4 CHAIR CONGDON: Yes? Go ahead.

5 MS. ULAJ: Just one more question of  
6 Hudson River Foundation.

7 CHAIR CONGDON: Okay. Yeah. Sure.  
8 Go ahead.

9 MS. ULAJ: Thank you so much. And I'm  
10 speaking to the mic here. I'm wondering if you were  
11 able to do any comparisons with your data of  
12 baselines from 1959 from reports that were around  
13 back then of any metrics that you've taken today and  
14 have been able to compare those to the 1959 numbers?

15 MR. KRAMER: I --

16 MS. ULAJ: And what you found.

17 MR. KRAMER: No, I -- in -- the folks  
18 that we have funded for the historical analysis, I  
19 can check if they went back to 1959. I don't believe  
20 they have. I think they started a little bit later  
21 on, but I'll -- I'll be happy to check on that.

22 MS. ULAJ: I appreciate that. Thank  
23 you.

24 CHAIR CONGDON: Thank you.

25 MR. KRAMER: Thanks for your question.

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2 CHAIR CONGDON: You know -- and you  
3 know, given there's a few more years of funding left,  
4 I think it will be great to have them back and talk  
5 about some of the -- get into some of the data  
6 findings as well as the general overview. So thanks  
7 again to the Hudson River Foundation.

8 So Superintendent Mike Tromblee is  
9 going to give us a brief update on the monitoring  
10 work happening at the BV Elementary School.

11 So Superintendent?

12 MR. TROMBLEE: Thank you, Chairman  
13 Congdon.

14 So thank you, everybody, for this  
15 opportunity to update. The monitoring is actually  
16 occurring at every single building within our  
17 district. So just to clarify that.

18 CHAIR CONGDON: Oh, thank you.

19 MR. TROMBLEE: While BV is the closest  
20 to, of course, the former Indian Point Energy Center.

21 So if we want to go to the next slide,  
22 please?

23 I -- I always start everything we do  
24 in our school district with our mission. While this  
25 will be an update, it will also be an opportunity to

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2 share with you some of the circumstances that go  
3 along with the process of implementing the monitoring  
4 system. And as an organization that serves children,  
5 everything we do is grounded in our mission and  
6 vision.

7 And I can say unequivocally that the  
8 loss of financial revenue from Indian Point closure  
9 is impacting our ability to fully achieve this stated  
10 mission. And it also has come with added  
11 responsibilities that pulled the district's focus  
12 away from our core work, supporting and educating  
13 students.

14 I do want to extend my -- my sincere  
15 thanks to Senator Harckham, Assemblywoman Levenberg,  
16 and their colleagues in the state legislature. And  
17 while I'm deeply grateful for their efforts, just as  
18 any parent would go to the end of the earth to  
19 continue to advocate for their children, I will  
20 continue to do so for our students of our community.  
21 And I appreciate your commitment to future  
22 opportunities to support as well, too.

23 Also, I know it was advised earlier in  
24 the meeting to seek the assistance of the federal  
25 government. Just last week, I met with Congressional

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2 representatives to advance that work. And I look  
3 forward to the outcomes that benefit our children of  
4 our community from -- from those entities. And if we  
5 go to the next slide.

6 In each of my updates, I also share a  
7 picture of the children of our district. I share  
8 this slide as a reminder that the topics we discussed  
9 by this non-regulatory oversight board still  
10 ultimately impact children. And from a 30,000 foot  
11 view, every issue connected to the convening of this  
12 board and every circumstance tied to Indian Point was  
13 caused by adults.

14 While I'm not trying to engage in a  
15 debate over who is impacted the most, the reality is  
16 that it will be the children who will live with the  
17 long-term consequences of the decisions overseen  
18 here, not us. And my role is to keep them at the  
19 forefront of our discussions and decisions as well as  
20 providing updates. And to that end, I have requested  
21 of the New York State Public Service Commission and  
22 will reiterate here publicly that the Commission hold  
23 the December 2025 DOB meeting at the Buchanan  
24 Verplanck Elementary School.

25 And I know, Tom, you have responded to

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2 that, and I appreciate that as you look into it.

3 We have the space, we have the  
4 infrastructure, and I believe hosting the meeting  
5 there will serve as a powerful reminder of who is  
6 most affected by the decisions we make.

7 Next slide is a brief overview of the  
8 objectives here. So we can continue on to the next  
9 slide after that.

10 So last spring, the district completed  
11 an environmental survey, working in good faith to  
12 meet the expectations and requirements of the grant  
13 that was provided to us. When those results of the  
14 initial survey came back, we sought technical  
15 assistance, because as an educator, I do not know how  
16 to read an environmental survey, to ensure that we  
17 understood and interpreted them correctly. After  
18 that review, we were advised that the initial survey  
19 was not sufficient and that an additional survey  
20 would be necessary.

21 The challenge is that the new survey  
22 had to be paid for with local district funds, money  
23 that already had been allocated for student  
24 instruction and educational programs. So as you can  
25 see, in June, we were forced to redirect over \$12,000

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2 away from our classrooms and award a contract for  
3 this additional testing. That second survey awarded  
4 to CoPhysics has been completed, and we are now  
5 awaiting results.

6 Next slide, please.

7 Again, it's important to recognize  
8 that the funds used to complete this survey --  
9 additional environmental survey came from our local  
10 resources originally intended for student instruction  
11 and educational programs. And while I understand the  
12 need for a thorough review, this does highlight the  
13 trade-offs and challenges the districts face when  
14 responding to evolving circumstances regarding this  
15 event.

16 And I do want to say that early  
17 indications of that assessment are showing that  
18 there's nothing out of the ordinary found in the  
19 assessments. And then once those results are fully  
20 shared with us and communicated and described to me  
21 in an understandable and digestible manner, I will  
22 share with my district stakeholders.

23 Next slide, please.

24 I know that Chairman Congdon detailed  
25 efforts by the Public Service Commission to secure

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2 funding previously, and the district is specifically  
3 appreciative of the funding provided to implement  
4 gamma detection and monitoring program at all five of  
5 its district buildings, as that does allow us to take  
6 meaningful steps to ensure student safety and  
7 maintain compliance. At the same time, we recognize  
8 that the funding for this is part of a broader  
9 bureaucratic process, and the district remains  
10 ultimately responsible for ongoing monitoring once  
11 those resources are exhausted.

12 The district has worked diligently to  
13 procure solutions, install equipment, and train staff  
14 so that monitoring can be conducted effectively and  
15 reliably. And as of today, we do have the equipment  
16 installed in all of our buildings, and we are waiting  
17 to power up the equipment to begin that monitoring  
18 process.

19 Now, there's one thing that's missing  
20 here. Who makes a determination if there is an event  
21 that has been identified by that equipment? We'll  
22 come back to that.

23 In an effort to be proactive, we  
24 reached out to the Region 1 Radiological Assistance  
25 Program at the National Brookhaven Laboratory to

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2 establish specific protocols in the event that there  
3 is a response indicated by that monitoring equipment.

4 I recently, meaning over the weekend,  
5 learned that the Brookhaven National Laboratory has  
6 cited workload constraints. Initially, they were --  
7 they were willing to meet with us but came back to us  
8 and cited that the workload -- there are workload  
9 constraints, and they have chosen not to meet with us  
10 to finalize these requested protocols.

11 So again, this underscores the reality  
12 that while adults navigate decommissioning and  
13 regulatory processes, the district will be expected  
14 to maintain monitoring beyond the resources we  
15 currently have. And as we've seen, the recent Holtec  
16 state court case illustrates that these processes  
17 will extend much longer than initially anticipated,  
18 highlighting the potential gap between funding  
19 timelines and operational responsibilities.

20 So acknowledging that correspondence  
21 that we received from the Brookhaven National  
22 Laboratory regarding our efforts to establish  
23 protocols and collaborate on radiological monitoring,  
24 I was disappointed to say the least.

25 Our district was taking a proactive

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2 approach, purchasing equipment, training staff, and  
3 seeking actionable protocols in the event of a  
4 suspected radiological issue. We weren't trying to  
5 circumvent anyone's mission, but to rather ensure the  
6 safety of our students. The response we received  
7 effectively limited any potential engagement,  
8 indicating that providing detailed guidance or  
9 recommendations on interpreting our monitoring data  
10 was the typical, "not their job" response or outside  
11 of their scope.

12 In short, in a situation created by  
13 adults, our schools, once again, find themselves on  
14 the front line tasked with addressing problems that  
15 other agencies chose not to solve.

16 And this brings us to a reality of a  
17 critical point, that despite the school district's  
18 proactive efforts, the lack of meaningful support  
19 from an agency, Brookhaven National Laboratory, that  
20 publicly states of its own accord to be charged with  
21 this responsibility demonstrates the urgent need for  
22 our district to continue leading, planning, and  
23 acting decisively to protect our students.

24 If we go to the next -- if we can go  
25 to the next slide. Thank you. Actually, back up

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2 one. I'm sorry. There should be -- there appears to  
3 be one missing, but we'll make it -- we'll make it  
4 work. So we can go to the closing slide.

5 So I didn't have time to update this  
6 slide prior to tonight's meeting, which lists legal  
7 authorities relating to educating students. But if I  
8 had, I would have added another bullet highlighting  
9 that the Brookhaven National Laboratory touts on its  
10 own website that it was first formed and equipped to  
11 conduct radiological searches, provide science-based  
12 monitoring, and deliver tailored assessment  
13 activities.

14 Compare that to the powers granted to  
15 educators, superintendents, and Board of Education.  
16 Our role as a district, as educators, and the role of  
17 the Board of Education is to educate and support  
18 students. This raises a fundamental question. Is  
19 monitoring environmental hazards truly what our  
20 community expects us to do, or is it a responsibility  
21 that should rest with agencies designed and resourced  
22 for that work?

23 Every moment spent on tasks outside of  
24 our educational mission comes at the cost of  
25 instruction and support for our students, the work

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2 that we are trained and legally responsible to do.

3           Importantly, there is an entity, being  
4 the Brookhaven National Laboratory's Radiological  
5 Assistance Program, whose stated mission is to advise  
6 local decision-makers and provide first response  
7 support during radiological or nuclear events. That  
8 mission makes them the entity designed and resource  
9 to handle these situations.

10           And again, this was not part of my  
11 superintendent's training or my training as a -- as a  
12 social studies educator. So if there is any advice  
13 on who to reach out and contact, I would be happy if  
14 I'm barking up the wrong radiological tree with the  
15 Brookhaven National Laboratory.

16           Unfortunately, the response from  
17 Brookhaven National Laboratory has been  
18 disappointing. Despite their stated mission, they  
19 have only offered general guidance and have stepped  
20 back from establishing specific actionable procedures  
21 for our school community in the event that the  
22 equipment installed identifies a potential issue.

23           This underscores a broader challenge.  
24 In bureaucratic systems, adults often defer  
25 responsibility, saying, "It's not my job."

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2       Meanwhile, schools are left to solve problems created  
3       by others, and yet those consequences fall squarely  
4       on our students.

5                   I want to emphasize here, I'm not  
6       asking for theoretical guidance. As the  
7       superintendent of schools, who is the only one who is  
8       monitoring this equipment, I need actionable  
9       protocols so that in the event an event -- I'm  
10      sorry -- if a potential event is detected, our  
11      district can act decisively without compromising  
12      student safety or learning.

13                   The equipment we have installed and  
14      that will soon be fully operational can detect if a  
15      radiological event takes place. However, it could  
16      also indicate exposure from someone who had a recent  
17      medical treatment involving radiological chemicals.  
18      It could also produce a false positive.

19                   At present, I am left to interpret and  
20      decipher these results on my own. And I'll ask  
21      anybody in this room or anybody watching, if there  
22      was a radiological event anywhere in the region at  
23      this very moment, outside of the system that I have  
24      access to monitor, who would be responsible for  
25      identifying or communicating that information? And

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2 if anyone can answer that, I urge you to do so.

3 My concern is that we may have no one  
4 able to provide that clear answer, and that a gap --  
5 that is a gap that we must close immediately. When  
6 I've asked that specific question of everybody  
7 involved in the installation and procurement of these  
8 systems, the best I get is a shoulder shrug.

9 The safety and well-being of our  
10 students cannot be contingent on responses indicating  
11 at best attempts to avoid accountability, should  
12 there be a mistake. Proactivity and safety is not  
13 optional. It is a moral and professional imperative  
14 when it comes to our children. And while I fully  
15 understand, especially when it comes to increased  
16 funding, there is a need to follow bureaucratic  
17 processes, I will -- and I will continue to advocate  
18 on that front, I find it unconscionable that there  
19 exists a government entity that so readily dismisses  
20 proactive measures intended to keep our students  
21 safe.

22 In reaching out, explaining why they  
23 could not respond to us, they brushed off the concern  
24 and instead chose to focus on the Ryder Cup, an event  
25 not -- that occurs this week and not even suggesting

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2 a later date or time when to meet to discuss specific  
3 protocols. But despite these obstacles, our mandate  
4 and moral responsibility as a school district are  
5 clear, and we will continue to act, escalate  
6 concerns, and protect our students to the best of our  
7 ability.

8 We are thankful for the ability to install this  
9 equipment, because the safety and education of our  
10 children cannot wait. And ultimately, I began with  
11 the mission and everything that we do as the Hendrick  
12 Hudson Central School District to ensure that  
13 students are engaged, passionate learners who achieve  
14 their maximum potential to contribute to society is  
15 the core of our work. Our work to safeguard students  
16 in a situation like this is inseparable from that  
17 mission. Protecting them today enables them to  
18 learn, grow, and thrive tomorrow.

19 Thank you for the time to provide my  
20 update.

21 CHAIR CONGDON: Thank you very much,  
22 Superintendent.

23 Susan, did you want to respond or did  
24 you have anything to say? Yeah?

25 MS. SPEAR: Sure. Thank you, Mr.

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2 Chairman. Susan Spear from Westchester County  
3 Department of Emergency Services. So we have a  
4 special operations team, in the Department which --  
5 including a chief of special operations who  
6 specifically responds to radiological incidents in  
7 the county and is responsible for monitoring and  
8 response.

9 So I would be happy to talk to you  
10 afterwards about setting up a meeting with him, and  
11 he is absolutely a statewide expert in our  
12 radiological monitoring and response.

13 MR. TROMBLEE: Thank you very much. I  
14 appreciate it.

15 CHAIR CONGDON: Thank you.

16 Senator, did you have a question?

17 MR. HARCKHAM: Yeah. I did. Thank  
18 you for the presentation, and I hear your frustration  
19 both on Brookhaven and the position you're in. You  
20 know, this came about -- started with your  
21 predecessor because the families, the parents of the  
22 students were concerned about this. Now, the issue  
23 of who makes the call and who interprets it, you  
24 know, that's certainly a valid point.

25 So the question I have is you talked

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2 about funding versus operational responsibility.  
3 Have you, sort of, planned out -- or not planned  
4 out -- but determined what the cost delta will be  
5 moving forward once the funding evaporates and your  
6 responsibilities will continue?

7 MR. TROMBLEE: Great question. Yes.  
8 So we, in school district budgets, as you're aware  
9 of, we have to plan -- we cannot be responsive as  
10 many private entities are. We have to plan for it.  
11 If we want to implement something next year, we  
12 already have to start looking at that. So one of the  
13 main concerns that when we received the grant funding  
14 and then there was a delay in the heavy demolition  
15 associated with decommissioning, we wanted to  
16 purchase the equipment at a price point that was not  
17 increasing because technology costs increase over  
18 time.

19 MR. HARCKHAM: Right.

20 MR. TROMBLEE: So we wanted to procure  
21 that as soon as possible. But then we would be  
22 monitoring right away, which is a yearly fee. So  
23 that yearly fee is what we were anticipating in our  
24 budget to have to continue. I'd have to go back to  
25 the specifics because the vendor partners that we

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2 worked with had agreed to give us seven years of  
3 continuous monitoring. And then at that time, we  
4 would be responsible for what the monitoring would  
5 look like there.

6 So I can't anticipate the seven years  
7 of the monitoring, but I can look at what we  
8 currently would be paying right now --

9 MR. HARCKHAM: All right. Yeah. If  
10 we can discuss that offline.

11 MR. TROMBLEE: Sure.

12 MR. HARCKHAM: Then Assemblymember  
13 Levenberg and I can go chasing money for you.

14 MR. TROMBLEE: Thank you.

15 MR. HARCKHAM: Thank you.

16 MR. TROMBLEE: Very much appreciate  
17 that. Thank you.

18 CHAIR CONGDON: Yes, Richard?

19 MR. WEBSTER: So a couple of things.  
20 One, since I once did some of this monitoring stuff,  
21 I would strongly suggest that that there are some  
22 monitors around the site perimeter, and so you might  
23 want to try to look at the correlation between the  
24 wind direction, the site perimeter monitors, and your  
25 monitors on your buildings. That way, you can

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2 distinguish between somebody who has had a medical  
3 procedure walking past and material coming from the  
4 site towards your buildings. But the second thing is  
5 here --

6 MR. KACZMAREK: Richard, try to speak  
7 into the mic.

8 MR. WEBSTER: Oh. Sorry. The second  
9 thing is, I just wanted you to -- do you have a  
10 rundown of what you actually monitored for and what  
11 the results were?

12 MR. TROMBLEE: I'm sorry?

13 MR. WEBSTER: Do you have a rundown of  
14 what you monitored for, so far?

15 MR. TROMBLEE: In which particular  
16 monitoring are --

17 MR. WEBSTER: In the survey, the  
18 survey, Langan (phonetic) Survey, and the CoPhysics  
19 Survey?

20 MR. TROMBLEE: Sure. We have those  
21 reports that we reviewed with the DEC. We publicly  
22 released those reports last -- the first survey by  
23 Langan, we publicly released those. I can share them  
24 again. And then we based our most recent survey off  
25 technical advice from the DEC on what we should be

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2 looking for. And as I said, that report has not come  
3 back yet.

4 With respect to, very much appreciate  
5 your advice on the monitoring suggestion. The  
6 equipment that we do have installed does delineate  
7 between a medical exposure, a potential medical  
8 exposure and a radiological exposure, and other types  
9 of exposures that are -- it is that sensitive. But  
10 the question is, what do I do after that?

11 MR. WEBSTER: No. I mean, I hear.  
12 I'm not saying you don't need a protocol. I'm saying  
13 you might want to add in the data from this -- from  
14 the boundary monitors, because that will help you get  
15 a protocol that works.

16 MR. TROMBLEE: Um-hum. And to that  
17 point, the one partner who has been the most  
18 forthcoming in touching base, Holtec did meet with us  
19 to discuss -- making sure our equipment was aligned  
20 with theirs, and any response is coordinated.

21 MR. WEBSTER: Right. That's good. So  
22 just to be clear then, the Langan Survey, are they --  
23 I mean, what are you sampling? You're sampling soil  
24 in the school? Are you sampling air?

25 MR. TROMBLEE: So they sampled a

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2 variety of platforms. They sampled soil. They  
3 sampled surface of the roof of Buchanan-Verplanck and  
4 also surfaces on the interior of Buchanan-Verplanck.

5 MR. WEBSTER: Right. And then they're  
6 going to look -- are they looking for radiological  
7 contamination or just general contamination?

8 MR. TROMBLEE: General contamination  
9 of any sort that came back.

10 MR. WEBSTER: Okay. And just --

11 MR. TROMBLEE: Radiological was a  
12 component, yeah.

13 MR. WEBSTER: -- I mean, were there  
14 any concerns?

15 MR. TROMBLEE: There were no concerns  
16 in that initial survey. But again, based on  
17 technical advice from partners such as the DEC, we  
18 were urged to enlist in a further more detailed  
19 survey.

20 MR. WEBSTER: Well, it was a pretty --  
21 for 12,000, you got a much more detailed survey. You  
22 guys are genius negotiators.

23 MR. TROMBLEE: Well I'm glad that --  
24 I'm glad that we think \$12,000 is not a lot of money  
25 for a school district to find.

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2 MR. WEBSTER: Well, I mean, I don't  
3 know. Your budget seems to be something pretty --  
4 you know, in the tens of millions, right?

5 MR. TROMBLEE: Our budget is 100  
6 million, but there's a number of employees who must  
7 be paid for, and we are in the business of educating  
8 students, we're not we're for-profit --

9 MR. WEBSTER: I'm not minimizing the  
10 cost. I'm saying that if you've got a lot of work  
11 done for 12,000 these days, that's actually quite --

12 MR. TROMBLEE: The reason why we're  
13 able to do that is because the act was on New York  
14 State bid, which does limit who we can use for that  
15 survey, but it does help to keep prices within an  
16 affordable way for entities such as public schools.

17 MR. WEBSTER: Okay. Good.

18 CHAIR CONGDON: Thank you,  
19 Superintendent.

20 Oh. Assemblymember Levenberg?

21 MS. LEVENBERG: Yeah. I'm glad that  
22 you're working with Holtec because it seems like they  
23 would be the entity that has the most experience with  
24 radiological exposure. Obviously, that would have  
25 been Entergy when they were operating the nuclear

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2 power plant, and the potential of radiological  
3 exposure was certainly much greater when the plant  
4 was operational.

5 So protocols put in place for what to  
6 do with radiological exposure, in general, whether it  
7 be at the site or off the site, something that I  
8 think we discussed within the state and county ad  
9 nauseum for many, many years as far as, you know, an  
10 emergency evacuation plan and all the other things  
11 that might have been associated with radiological  
12 exposure, or an emergency, or something that  
13 happened, outside of the expectation, or outside the  
14 norm, I guess.

15 So I think, again, as Senator Harckham  
16 said, you know, we'll continue to help in any way we  
17 can to make sure that the monitoring continues. I  
18 would think, again, that Holtec would be the best  
19 advisors in terms of protocols. But I know that  
20 somebody else did offer, and also, again, as Susan  
21 Spear mentioned, the County would also be super  
22 helpful.

23 And then, there's another  
24 organization, the National Center for Disaster  
25 Preparedness at Columbia University that maybe is, I

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2 don't know, a potential replacement for Brookhaven  
3 that would, perhaps, be able to offer some help in  
4 that regard as well.

5 MR. TROMBLEE: Thank you. So I  
6 appreciate that this is reflecting what Chairman  
7 Congdon said of this Board as an opportunity to  
8 discuss and solve problems, as we've been asking  
9 these questions for a number of, I think years now,  
10 and I appreciate the detailed opportunities to now go  
11 in different directions to identify who might be able  
12 to support us.

13 CHAIR CONGDON: It's really great.  
14 Thank you, Superintendent. And we'll do some follow-  
15 up after the meeting.

16 Okay. I want to move on to the next  
17 item on the agenda, which is updates from State  
18 Agencies. We'll start with Cliff Chapin, our  
19 resident inspector at the site from the Department of  
20 Public Service.

21 Cliff?

22 MR. CHAPIN: Hey. Good evening. I'm  
23 Cliff Chapin, New York State inspector with the  
24 Department of Public Service stationed at Indian  
25 Point.

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2                   This first slide is a reminder that  
3           the Department of Public Service maintains an Indian  
4           Point tip line and website for raising concerns. The  
5           website provides common questions and answers  
6           associated with raising a concern and offers  
7           different options, including an online form that can  
8           be filled out, a phone number that can be called,  
9           and/or an email address that can be utilized.

10                   DPS received one message to the tip  
11           line since the last meeting. A DPS investigator  
12           reviewed its contents and spoke with the person  
13           leaving the message. Based on this review, the  
14           investigator determined that the message did not  
15           warrant further investigation.

16                   Next slide.

17                   Holtec continues to maintain four of  
18           the Reuter-Stokes radiation monitors in service.  
19           These monitors are the four closest monitors to the  
20           Buchanan-Verplanck Elementary School. The monitors  
21           continue to show stable background radiation levels  
22           as expected.

23                   Next slide.

24                   Since the last DOB meeting, DPS has  
25           reviewed the filings that Holtec has submitted to the

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2 NRC as well as NRC inspection reports associated with  
3 Indian Point and Holtec. These documents included  
4 the 2024 annual radioactive effluent release report.  
5 The report confirmed that there were no batch  
6 radioactive liquid releases during 2024, and annual  
7 dose assessments were less than one percent of annual  
8 limits.

9 The first-quarter NRC inspection  
10 results document one level for non-cited violation  
11 associated with Holtec's failure to reasonably  
12 prevent fires and was specific to their control of  
13 hot work activities. I reviewed the causal product  
14 that Holtec developed and provided feedback,  
15 primarily focused on increasing the emphasis on  
16 corrective actions associated with weakness in  
17 supervisory oversight.

18 Holtec incorporated some of my  
19 comments and into the final causal product and has  
20 implemented corrective actions and is continuing to  
21 monitor current program results. There were no  
22 violations with the second-quarter NRC inspection.

23 And then lastly, the NRC inspection  
24 report for Holtec International Incorporated dated  
25 July 18th, 2025, documented five apparent violations,

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2 two of which are being considered for escalated  
3 enforcement. All of the apparent violations are  
4 associated with their design change processes,  
5 including process control, documentation, and  
6 associated corrective actions.

7 Ryan Coyne and I attended a public  
8 pre-decisional enforcement conference held by the NRC  
9 on September 3rd. NRC decisions associated with  
10 these apparent violations remain pending.

11 Next slide. Holtec has continued to  
12 hold monthly project update meetings in accordance  
13 with the joint proposal. These meetings are attended  
14 by New York State Department of Public Service and  
15 the Department of Environmental Conservation. As  
16 part of the walk-downs that I perform on site, I have  
17 recently been observing demolition activities, which  
18 have included the Unit 2 and Unit 3 transformers and  
19 associated equipment, a Unit 3 security building, and  
20 a power conversion equipment building. Additionally,  
21 I completed an extensive walk down of Unit 1 and Unit  
22 2 containment buildings with the site vice president  
23 and DPS leadership.

24 I'll now turn it over to Kelly  
25 Turturro for DEC.

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2 CHAIR CONGDON: Kelly, are you with  
3 us?

4 MS. TURTURRO: Good evening. I'm  
5 here. Thanks, Tom.

6 CHAIR CONGDON: Okay.

7 MS. TURTURRO: So in terms of DEC  
8 oversight activities, we are working through the  
9 remedial investigation report for AOC 118, which is  
10 the Lafarge former Spectra construction area. We had  
11 reviewed Holtec's report and provided comments to  
12 Holtec. We recently received a response from Holtec,  
13 and our team is reviewing those revisions. We should  
14 have a response to Holtec on those revisions in the  
15 next few weeks.

16 Next slide, please.

17 And as I've mentioned in the past, DEC  
18 has been reviewing the SPDES permit application  
19 renewal. We have reviewed the application. And as  
20 of last meeting, we were awaiting a court decision,  
21 before providing a draft SPDES permit for a public  
22 review and comment. Now that we have a decision on  
23 the Save the Hudson Law, DEC is reviewing the court  
24 decision, and we will determine appropriate next  
25 steps on the SPDES permit.

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2 Next slide.

3 And then finally, I've briefed before  
4 on the water withdrawal permitting regulations. We  
5 have been reviewing the public comments, and we will  
6 advise on our next steps on the regulations within  
7 the next few weeks.

8 And that's the end of my report, Tom.

9 CHAIR CONGDON: Thank you very much,  
10 Kelly.

11 I'd like to open up for questions.

12 DOB members?

13 Seeing none, I think we can -- oh.  
14 Senator? Oops. Okay.

15 Assemblymember Levenberg (sic) --  
16 you're having your pretzel dinner at the table

17 MR. HARCKHAM: There you go. Thank  
18 you. I'm sorry. I'm eating my dinner at the same  
19 time. Pretzels for dinner. I'm back in college  
20 again.

21 Thank you. Can we just go back to the  
22 violations or alleged violations that are being  
23 adjudicated now with the NRC? It was about -- you  
24 said it was about design revisions. Didn't that  
25 happen a while ago? There was a cask design revision

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2 that there was a violation on, so this is like a  
3 variation on the theme?

4 MR. CHAPIN: It's true. There was a  
5 violation associated -- previously associated with  
6 design changes. These design changes, I don't know  
7 exactly when they occurred. Maybe Holtec could talk  
8 about that. So it is similar, a similar type of  
9 violation where, in this case, they performed a  
10 screen, Holtec did, screened, their activity. They  
11 concluded that they didn't need to notify the NRC.

12 And the NRC's inspection determined,  
13 that based on some of the changes, that they did need  
14 to notify the NRC. And to be clear, they are  
15 apparent violations currently, they're not actual  
16 violations until they make a decision.

17 MR. WEBSTER: Right. Right. Can I  
18 say that Dave Lochbaum and I wrote a letter to the  
19 NRC a while back pointing out these repeated design  
20 change violations before this report, and we've been  
21 asking the NRC to treat this as a repeating violation  
22 rather than this, you know, one-off violation.  
23 Because it's clearly a pattern of conduct that Holtec  
24 is consistently overly optimistic about how much they  
25 can change the design without any NRC approval.

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2                   And the one that you're thinking  
3           about, the cask (phonetic), I think, is where they  
4           had shipped a bunch of casks with the changed design  
5           around the country. And I don't think they had to  
6           change them, and in the end -- and in the end they  
7           got the change approved. But nonetheless, if the  
8           design had been faulty in a way that was problematic,  
9           they would have already deployed it. So it's a real  
10          problem, and it's a real problem that Holtec is  
11          repeatedly having.

12                   CHAIR CONGDON: I think this is an  
13          important discussion, and I'd like to keep it going  
14          after hearing from Holtec so that we can address it  
15          with Holtec directly as well unless there are other  
16          questions.

17                   Is Dave Lochbaum on the line? It  
18          sounds like you have your hand up for a question or a  
19          comment.

20                   MR. LOCHBAUM: Yeah. This is Dave  
21          Lochbaum. To add to what Richard just said, which I  
22          agree with totally. A related problem in my mind is  
23          that there's Federal regulation requires biannual  
24          reports submitted by cask users and to the NRC. I  
25          went back and looked at the submittals that the NRC

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2 received over the past ten years, Holtec's most  
3 recent report was submitted on June 28th, 2024, and  
4 there's a bunch of other reports from other cask  
5 owners and users, Holtec is the only company in the  
6 United States that refuses to provide the  
7 summaries of the change documents.

8 Every other company on the -- in the  
9 United States provides those summaries. I don't know  
10 what the company is hiding. They would build trust  
11 if they do the industry standard and provide that  
12 information instead of withholding it.

13 CHAIR CONGDON: Thank you, Dave.

14 Questions?

15 MS. ULAJ: Yes.

16 CHAIR CONGDON: Yes. County  
17 Legislator UlaJ?

18 MS. ULAJ: Thank you so much. This  
19 question is for Kelly. Thank you for an update on  
20 the SPDES permits as well. I am curious, especially  
21 given, in light of the decision that we're all  
22 analyzing, is Holtec permitted to discharge while  
23 these permits are under review and expired?

24 MS. TURTURRO: The SPDES permit, while  
25 the SPDES permit expired, it was what we call

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2 extended under the State Administrative Procedure  
3 Law. So they do have a permit that they can operate  
4 under until DEC makes a decision on the SPDES permit  
5 renewal.

6 CHAIR CONGDON: So I think, Kelly --

7 MS. ULAJ: So the answer is yes? Is  
8 the answer, yes?

9 CHAIR CONGDON: I think it would be  
10 helpful, Kelly, if you described the SPDES permit  
11 versus the NRC regulated discharges and distinguish  
12 between the two, number one. And number two, I  
13 think, again, this would be something we will need to  
14 also discuss during the Holtec presentation in terms  
15 of how they are reacting to the court decision and  
16 what their plans are in the immediate future, so that  
17 we can have a further discussion then. And maybe  
18 come back to this question.

19 But Kelly, do you want to just  
20 distinguish between SPDES versus NRC discharges?

21 MS. TURTURRO: So the SPDES permit  
22 does not cover radiological discharges from the  
23 facility. There are effluent limits contained within  
24 the DEC SPDES permit that govern other discharges --  
25 or other contaminants in the wastewater coming from

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2 the facility and sets effluent limits for those  
3 contaminants that Holtec must abide by.

4 Is that what your question was, Tom?

5 CHAIR CONGDON: Yes. Thank you.

6 MS. ULAJ: Thank you.

7 MS. TURTURRO: Okay.

8 CHAIR CONGDON: And more to come on  
9 this discussion.

10 Any other questions for the agencies?

11 Okay. Without further ado, I'd like  
12 to ask Holtec to join us at the table.

13 Okay. I want to welcome Matt Johnson,  
14 new face to the DOB. Matt, do you want to maybe just  
15 introduce yourself and the role you're playing? And  
16 then I'd ask your colleagues to also introduce  
17 themselves.

18 MR. JOHNSON: Absolutely. So yeah,  
19 thanks for having us here tonight. My name is Matt  
20 Johnson. I'm currently the acting site vice  
21 president. I will be filling in for Frank over the  
22 next several months, so I'll be here tonight,  
23 obviously, and most likely in December as well.  
24 Previously, I was on the regulatory teams as  
25 regulatory manager for the site. And prior to that,

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2 during operation, I worked in operations a long time  
3 SRO, licensed operator, ops manager for the last  
4 several years, and so on.

5 So Pat?

6 MR. OBRIEN: Thanks. So yeah, I'm Pat  
7 O'Brien. I'm the director of government affairs and  
8 communications for Holtec International. I've been  
9 here a few times before. I will just say Frank is on  
10 assignment. We asked Frank to come out to our  
11 Palisades plant as we get close to a restart of that  
12 plant. So Frank is in Michigan for the foreseeable  
13 future, but he does send his regards.

14 MR. JOHNSON: Thank you.

15 MR. MAYER: Hello, everyone. I was at  
16 the last meeting. My name is Don Mayer, and I worked  
17 at the Indian Point site for almost forty years. I'm  
18 an expert in radiation protection, and I was a senior  
19 management person there for many years. And I'm here  
20 to help address some of the technical questions that  
21 may come up regarding radiological matters.

22 MR. JOHNSON: Thank you. All right.  
23 So with that, we'll go ahead and get started with our  
24 update.

25 You can go on to the -- perfect.

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2 So we'll quickly touch on safety.

3 We'll cover the work completed since the last DOB and  
4 work planned through the end of the year. Quick NRC  
5 update for the site. We'll discuss the training  
6 building, Cesium, that we had touched on last  
7 meeting. And then we will give a corporate update as  
8 well with Pat here.

9 Next slide, please.

10 So this is our safety slide, the  
11 message on the left is just a typical safety message,  
12 we would start all of our meetings and shifts with at  
13 the site. I won't go into detail on that, but our  
14 focus each day is safety number one priority. So on  
15 the right-hand side you can see the safety triangle.

16 We have two first aids on site to  
17 date. So back in May, we had an employee with  
18 discomfort in one of their fingers while moving an  
19 object. And then in July, we had an electrician  
20 receive a small cut on their upper lip while moving  
21 an electrical conduit. It moved back and made  
22 contact with their lip, so they received a small cut.

23 Both of those were classified as first  
24 aids. So with that, our safety performance through  
25 the year has been fairly strong, and we'll continue

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2 to focus on that through the rest of this quarter and  
3 into the end of the year.

4 You could see below the triangle there  
5 is the dose for the second quarter, all on track, as  
6 well as the dose for the year. I'll just point out  
7 that the yearly dose in IP2 and IP3 looks much lower  
8 than the overall, and that is due to the overall  
9 number is the total project dose. Those are two-year  
10 projects, so much of that dose will move into next  
11 year as well. And so quarter to quarter, you could  
12 see we're pretty much right on where we expect to be.  
13 So good performance there.

14 This is just a quick overview site  
15 map. It's kind of hard to see, but from the  
16 audience, you could just by colors. The two big blue  
17 boxes are a couple of the buildings that will  
18 remain -- or one building that will remain in ISFSI  
19 Pad on the north side there, obviously, will remain.  
20 The red boxes are buildings that we have already  
21 removed, yellow is where we are currently working,  
22 and the green is scheduled in the near future for  
23 demo work.

24 So just quickly, the ones that have  
25 already been removed, that's a couple of CST tanks,

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2 an old auditorium, a few of the outer security  
3 buildings and the PCE building, which is one of the  
4 items Cliff mentioned in his presentation.

5 The next slide is the southern area on  
6 the property. Same thing here, the red buildings  
7 have been removed. So a few oil storage tanks, the  
8 GT2-3 area, and an old waste building. And the  
9 green, two boxes down to the south side of the  
10 picture there is the met tower and spare transformer  
11 area. Those are scheduled to start work here in this  
12 quarter as well.

13 So moving on to vessel segmentation.  
14 Since the last DOB, we've essentially, big picture,  
15 has moved our vessel seg work from Unit 3 over to  
16 Unit 2. So at Unit 2, we've installed the core  
17 barrel for segmentation into the -- or into the  
18 cavity for segmentation.

19 We've installed the vessel internal  
20 cutting equipment and then commenced the cutting on  
21 the lower vessel internals. So we've completed the  
22 first four rings, which I'll show you on the next  
23 slide when we get there. And on Unit 3, we processed  
24 the class A material. And as I mentioned, we've  
25 demobilized on Unit 3, and we're focusing currently

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2 on Unit 2.

3 So the next slide, the work through  
4 the end of the year on Unit 2 will continue the lower  
5 internals, by the end of the year, we expect to be  
6 approximately fifty percent complete with the  
7 internals package. So the two pictures on the right,  
8 those are a picture of what the internals look like.  
9 The first four rings on the left of the two pictures  
10 is what's been completed already, and we're currently  
11 working on the two rings on the right picture, the  
12 two top rings. Once those two are done by the end of  
13 the year, that'll be where we're at, about fifty  
14 percent with the entire internal package.

15 And then at Unit 3, we're just making  
16 preparations through the end of the year to get into  
17 the greater than Class C loading campaign, which will  
18 happen in 2026.

19 Unit 1 demolition, since last time,  
20 last meeting, eleven boiler removal was completed.  
21 We've moved on to twelve boiler-upper with the demo  
22 work there in progress, as well as thirteen boiler in  
23 lower half, the saw cutting is in progress, fourteen  
24 boiler abatement tent is in progress, and the  
25 pressurizer abatement is completed.

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2                   And you can see a bunch of different  
3 pictures there. All the way to the right is what the  
4 Unit 1 pressurizer looks like with the abatement  
5 complete. And the other pictures are just different  
6 stages of -- different angles and stages of the  
7 boiler work that is ongoing.

8                   On the next slide, the Unit 2  
9 mausoleum activities, so the Unit 2 mausoleum held  
10 the old Unit 2, or original Unit 2 steam generators.  
11 They were replaced in early 2000s. So what we've  
12 done to date there is we've removed the south wall.  
13 We've moved two of the old steam generators out of  
14 the mausoleum into a temporary storage area. And  
15 we've been -- we've started steel installation on the  
16 roof of the top of the building, which will allow us  
17 to perform rigging and moving of the large pieces as  
18 we do the segmentation work.

19                   On the next slide, to cover through  
20 the end of the year, for Unit 1, we'll continue  
21 working on the boilers thirteen, boiler -- twelve  
22 boiler, and fourteen boiler abatement will continue.  
23 And then we'll prep for the pressurizer removal  
24 eventually later in the year as well.

25                   For the mausoleum, the prep work for

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2 the -- to support the original steam general  
3 segmentation will continue. So that means currently,  
4 we're installing the steel, as I mentioned, on top of  
5 the building, and we're putting up a temporary wall  
6 on the south end of the building, which will allow us  
7 to do the segmentation work in an enclosed space with  
8 maintaining negative ventilation, and everything will  
9 be done inside as opposed to outside in open air.  
10 And then we'll continue working that through the end  
11 of the year.

12 Next slide.

13 The conventional plant demo. So just  
14 a list of some of the buildings there that we've  
15 removed kind of aligns with the site maps that we  
16 showed earlier in the presentation, the PCE building,  
17 power conversion building, some of the Unit 3,  
18 security building demo, Unit 2 main and aux  
19 transformer demo, and Unit 3, main transformer.

20 And the pictures there. The upper  
21 left is what was left of the PCE building at the time  
22 as it came down. And the other pictures are  
23 different stages of transformer demo as we move  
24 through that.

25 On the next slide, to go through the

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2 end of the year on conventional. Some of the  
3 conventional crew does help with this old steam  
4 generator mausoleum, some of the rigging, and  
5 whatnot, with the south wall there. That's a  
6 picture. That first picture in the upper left, they  
7 did help with that and will continue to support that.  
8 They will work on the met tower, which are those next  
9 two pictures over to the right. And they do support  
10 the removal -- the movement of the steam generators  
11 out of the mausoleum and across into the temporary  
12 storage area. And they will continue to support  
13 those activities through the end of the year as well.

14 The next slide.

15 A quick update on NRC inspections. So  
16 second quarter report, as of July 31st, no violations  
17 listed. Cliff did mention in the first quarter, we  
18 had one violation that was for 5048-F (phonetic) Fire  
19 Protection that essentially we were using a burn  
20 blanket versus a burn pad. So we learned a lesson  
21 there on the right equipment to be using when we were  
22 performing that work, so we fixed that procedurally.

23 And as Cliff mentioned, we did a lot  
24 of work with supervisor interactions, supervisor  
25 oversight in the field, changed some of our training

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2 requirements, and so on. So a good lesson learned  
3 there, and we'll continue to take those lessons as  
4 they come and try to stay ahead of that.

5 For inspections that have been  
6 ongoing, you could see listed there May, July,  
7 September, the NRC has been on site. A lot of focus  
8 on corrective action, a lot of plant walk-downs,  
9 50.59 screenings. The REMP focus was in July. And  
10 then in September, they did a general -- they were  
11 onsite for a week doing general tours and walkdowns,  
12 again, focusing on corrective actions.

13 Next slide.

14 So the next slide has to do with the  
15 trainium -- I said "trainium" -- let's try that  
16 again. The training building, cesium update, and I'm  
17 going to turn that over to Don to run through that,  
18 and he can cover questions as well.

19 MR. MAYER: Okay. Yeah. I was here  
20 the last, I think it was in May, when we talked about  
21 this. And fundamentally, what we have here is the --  
22 Holtec is interested in releasing a portion of the  
23 property. And I think Pat is going to be discussing  
24 that later for possible commercial use, for a data  
25 center. We've talked about that in the past.

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2           In order for us to be able to release  
3 a portion of the property, there's a very specific  
4 set of NRC regulations that we have to follow because  
5 we're in the middle of -- we're in the early stages  
6 of decommissioning. And so we're following those  
7 rules, and the NRC knows what we're doing.

8           And during the course of our initial  
9 investigation of this property, we identified three  
10 areas that had cesium that is above the normal  
11 radiation background in the environment.

12           And so we -- I'm not going to go into  
13 a lot of detail there because we've already talked  
14 about it, but if you look at the top, the top right  
15 picture, you can see a triangle on a square with a  
16 couple of dots in it. Basically, those are the areas  
17 that we identified initially. And what I'm going to  
18 do today is just kind of talk about the current  
19 status, what's the big next step that we're going to  
20 take, and then how are we going to finally work  
21 through complete remediation of the area, and then  
22 pursue our release of the area with the NRC.

23           So we talked about the area that we --  
24 about our discussion at the May DOB. And during that  
25 DOB meeting we said we're going to excavate those

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2 areas, which we have done. We've completed that  
3 excavation. It's about 2,100 square feet in the  
4 combination of those two areas that you see there.

5 We dug down to a depth of two feet,  
6 and the soil that was removed was disposed of in  
7 accordance with regulations as radioactive waste.  
8 And the reason we did the excavation was we wanted to  
9 gain some insights on soil type and some other  
10 information that we could use, going forward, to  
11 provide vendors to bid and give us a proposal for the  
12 complete remediation of the area.

13 That's been done. The contract was  
14 approved in August of this year, and we're going to  
15 proceed now with the next phase.

16 So the next step is, we need to -- and  
17 this is part of expectation and the regulations, we  
18 need to fully characterize all the area that you see  
19 there, not just the excavation areas. We're going to  
20 go out into the surrounding areas to make sure that  
21 we cover fully the entire footprint. And the goal of  
22 this is to create a 3D excavation map so that if  
23 additional excavation is required, we'll do it.  
24 Okay.

25 And we do expect that there'll be some

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2 additional excavation required, and we don't know  
3 what that's going to be until we go out there and do  
4 it. And the way we're going to proceed with that is  
5 we're going to be looking at the area, the aerial  
6 space and the depth, and we're going to use a  
7 combination of field investigative tools.

8 One of the principal ones is we're  
9 going to use something that's called the Geoprobe  
10 tool. What it is, is it's a tube that goes into the  
11 ground, it's going to go to a depth of ten feet, it's  
12 a core bore. And we're going to be doing that all  
13 across this area initially with thirty samples spread  
14 out over the whole area. And from that, we'll create  
15 an excavation plan. Okay.

16 Once we have that, which we expect the  
17 information that we glean from all those samples,  
18 it's going to be quite a number. We should have all  
19 that information by December sometime. Okay. We  
20 won't have the fully mapped out 3D layout for  
21 excavation, but we should be close. So that work  
22 will start in October. Okay. The people are  
23 mobilizing, actually, probably in the next couple of  
24 weeks, bringing in their core boring equipment, and  
25 we'll proceed.

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2                   You know, just for information, I  
3                   mentioned the NRC approved methodologies. I talked  
4                   about this the last time. There's a guidance  
5                   document, it's probably this thick, but it's called  
6                   MARSSIM, and it's, it's a multi-agency manual that  
7                   NRC and EPA collaborated on, and we're required to  
8                   follow those kinds of protocols for our sampling, how  
9                   we delineate and ensure we get everything, basically.

10                   After that's occurred and we've got  
11                   everything that we need to know, we then will  
12                   excavate. Okay. And the goal of this excavation is  
13                   to get down to areas consistent with radiation  
14                   background. In other words, it's free releasable.  
15                   It was not any different than any other dirt around  
16                   the Indian Point area.

17                   And we intend on proceeding with that  
18                   remediation effort probably in the first quarter of  
19                   next year. I say "probably" because weather will be  
20                   a factor. Okay. But we will excavate. And then  
21                   once the excavation is done, all right, we're going  
22                   to be left with various possibly holes, okay, and  
23                   sections that need to be relooked at.

24                   Then we are required to go in and do  
25                   something that's called a final status survey. I

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2 won't go into the details, but it's a very rigorous  
3 NRC prescribed process that says you have to do it in  
4 a random nonbiased fashion. You have to sample the  
5 entire footprint. And that's how we will ensure that  
6 we've met the goal that we've set out to be able to  
7 release the property in accordance with the  
8 regulations.

9 I think one thing that is worth noting  
10 is that prior to us being able to release the  
11 property, we have to submit a report, we'll call it,  
12 to the NRC, okay, where we follow all the rules that  
13 are existing in that Regulation, 10 CFR 50.83, of  
14 which there are a number of them. We've got to look  
15 at things like: Is there an impact on training, is  
16 there an impact on emergency plan, is there an impact  
17 on the radiological environmental monitoring program,  
18 off-site dose calculator? The whole plethora of  
19 procedures, requirements, and regulations we have to  
20 meet. We have to certify to the NRC that we're good  
21 to go with that.

22 And with respect to this topic, the  
23 NRC will bring in an independent laboratory. They  
24 typically use, I'm not going to say they will, but  
25 they typically use ORISE, which is out of Oak Ridge

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2 National Labs, and they will bring them in as an  
3 independent reviewer to look at our report. They'll  
4 do their own sampling, their own independent analysis  
5 to make sure that our conclusions, that it is  
6 releasable, are correct. So the NRC has the final  
7 oversight say on whether or not we were successful in  
8 our mission.

9 So in summary, we are going to  
10 characterize the whole area, get a 3D picture, then  
11 we're going to excavate. We're going to make sure  
12 that we meet the goals that we have set forward that  
13 are required by the regulations. Okay.

14 And then we will excavate as  
15 necessary. We will validate with a very rigorous  
16 survey. And we will submit a report to the NRC that  
17 they will independently verify.

18 It's a lot of stuff, but the big  
19 physical work part of it should be done, you know, by  
20 the middle of next year, in terms of getting all the  
21 ducks lined up. I said the first quarter, but we're  
22 going to have -- the NRC then has to come in. Okay.  
23 And they've got to do their own thing, and they're  
24 not -- they're going to work to their schedule and  
25 not ours. So I don't expect them to come running

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2 right in when we say we're done, they'll come in, and  
3 they'll do their thing. And then, we'll submit the  
4 report.

5 That's all I got.

6 CHAIR CONGDON: Thank you.

7 MR. JOHNSON: All right. Thanks, Don.

8 And then we'll go, next slide, please.

9 We'll turn it over to Pat O'Brien for  
10 some corporate level updates.

11 MR. O'BRIEN: Thank you. So  
12 piggybacking on what Don just talked about, I know  
13 Frank had brought at a prior DOB meeting, we do have  
14 a business venture called HI-CLOUD where we are  
15 looking to do data centers at -- potentially do data  
16 centers at some of our decommissioning properties.  
17 That is one thing we are looking at here.

18 We still do not have response back on  
19 whether there's the available power from the grid to  
20 support that, but that is something we are still  
21 actively looking at and would be working with the  
22 Village to look at whether the zoning is appropriate  
23 for that.

24 Secondly, I want to make something  
25 pretty clear. I know everyone read the Politico

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2 article, if I could have written the headline, I  
3 would have written it in a different way. Basically,  
4 what we were trying to do is answer the question  
5 we've been asked the most in the last two years since  
6 we went to restart Palisades. And the question we  
7 always get asked is: Is it possible to potentially  
8 rebuild Indian Point?

9 Our goal is to answer the question  
10 once and for all publicly and just say yes. But the  
11 key thing that I said, and if you read my quotes  
12 multiple times, is if the political will exist. So  
13 I'm here to say at this time, we are not actively  
14 looking to do that, but we just wanted to let people  
15 know that if that was the will and the need was  
16 there, we'd listen. So I just wanted to leave that  
17 kind of note on the table.

18 And then finally, the decision last  
19 night, obviously, kind of probably came as a shock to  
20 some of us. I wasn't expecting that to come  
21 yesterday. So what I will say is there is parts of  
22 this with an upcoming conference related to the  
23 decision, we're not looking to discharge in the near  
24 term right now, and we'll continue to work with all  
25 stakeholders on, you know, finding a path forward on

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2 that.

3 Obviously, prior to the law being  
4 passed, one of the things we had discussed was were  
5 there times that made more sense at a state level,  
6 local level to do those discharges that would  
7 coincide with less activity in the river. So that's  
8 something we can come back to the table and look on.  
9 So we'll just continue to work with you on that. But  
10 just wanted to put that out there as well.

11 That's all we have.

12 CHAIR CONGDON: Thank you very much.  
13 A couple of questions to begin, and I know my  
14 colleagues are going to have a lot of questions as  
15 well. You mentioned, the political will. I just  
16 want to sort of clarify.

17 MR. O'BRIEN: Yeah. I meant that --

18 CHAIR CONGDON: I understand that that  
19 was your way of framing it, but I would frame it  
20 slightly differently, which is more from a regulatory  
21 standpoint. The Public Service Commission, approved  
22 the sale from Entergy to Holtec, and in that  
23 proceeding, reviewing the sale, it included a number  
24 of parties to the proceeding, including all of the  
25 taxing jurisdictions from the village, town, school

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2 district, county, and it also included Riverkeeper,  
3 some consumer organizations. I think everyone in the  
4 case signed the joint proposal, we call it, the  
5 settlement, that was then evaluated by the Public  
6 Service Commission in approving the sale.

7 And in approving that settlement,  
8 those conditions became something that we, as the  
9 Public Service Commission, can enforce. And so  
10 there's a regulatory mechanism that would review any  
11 proposal for a new reactor at the site that would  
12 cover what was being contemplated in the quote, I  
13 believe, in the Politico story. And that requires  
14 the consensus support of all of the taxing  
15 jurisdictions and the state entities that signed the  
16 settlement.

17 And so I just wanted to clarify, you  
18 know, my interpretation of what you mentioned there  
19 is a regulatory matter, not so much a political one,  
20 although they are political jurisdictions.

21 MR. O'BRIEN: Understood, that's  
22 yeah -- you're 100 percent right, that is what I  
23 wanted to relay, was we know and understand what was  
24 agreed upon in the JP and who would have to sign off  
25 on something like that, so.

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2 CHAIR CONGDON: Thank you.

3 Yeah, Supervisor?

4 MR. BECKER: Can I just ask you to  
5 clarify something? You just said that it requires a  
6 consensus support versus unanimous support?

7 CHAIR CONGDON: Well, every taxing  
8 jurisdiction has to support it. So it has to be --

9 MR. BECKER: So unanimous.

10 CHAIR CONGDON: -- it has to be  
11 unanimous.

12 MR. BECKER: Yes, each tax --

13 CHAIR CONGDON: It's not a simple  
14 majority. You would have to get every single --  
15 every single entity to sign off on it.

16 MR. BECKER: Correct.

17 CHAIR CONGDON: Okay. Thank you.

18 MS. ULAJ: For a point of clarity  
19 there?

20 CHAIR CONGDON: Yes.

21 MS. ULAJ: Within each of those  
22 entities, you don't need unanimous support?

23 CHAIR CONGDON: Correct.

24 MS. ULAJ: Okay. Thank you.

25 MR. O'BRIEN: Yeah.

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2 CHAIR CONGDON: Okay.

3 MR. O'BRIEN: Okay.

4 CHAIR CONGDON: Okay. Yes, Richard?

5 MR. WEBSTER: Just to clear -- I just  
6 want to clarify. When you talk about restarting the  
7 Indian Point, are you talking about restarting the  
8 old reactor or building a new reactor?

9 MR. O'BRIEN: Rebuilding what is  
10 there. So bringing in new parts, upgrades. Yes.

11 You are past the point of restarting  
12 those, which include Indian Point, short of putting a  
13 new reactor in the reactor vessel. Who said that,  
14 Mr. O'Brien?

15 MR. O'BRIEN: It could have been me,  
16 it sounds --

17 MR. WEBSTER: It was you.

18 MR. O'BRIEN: But you know, let's be  
19 honest, with time and money, anything can happen,  
20 Richard.

21 MR. WEBSTER: Yeah. But the --

22 MR. O'BRIEN: And what's been involved  
23 in this process and something that we've proven at  
24 Palisades is it can be done if you go down that path.

25 MR. WEBSTER: Yeah. But it would be a

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2 new reactor, not an old reactor.

3 MR. O'BRIEN: No. You would use --

4 MR. WEBSTER: It would be --

5 MR. O'BRIEN: -- you would use  
6 existing equipment and add reconstituted parts, which  
7 is a rebuild.

8 MR. WEBSTER: You just showed a slide  
9 where you said you cut out most of the reactor  
10 vessel.

11 MR. O'BRIEN: Again, you can  
12 reconstitute those parts, Richard.

13 MR. WEBSTER: So are you saying --

14 MR. O'BRIEN: It's not the vessel,  
15 it's the internals of the reactor vessel. A big  
16 difference, Richard.

17 MR. WEBSTER: Okay. Are you're saying  
18 then, just to clarify, that as far as Holtec is  
19 concerned, you would need no consent of the political  
20 parties, at least not from the --

21 MR. O'BRIEN: No. That's not what I  
22 said at all, Richard.

23 MR. WEBSTER: Okay.

24 MR. O'BRIEN: I said if the political  
25 will existed, which Tom clarified my comment, which

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2 is if the parties in the JP that are required to sign  
3 off on nuclear going back on site wanted to do so we  
4 would consider it. Still doesn't mean we'd do it,  
5 but we would consider it.

6 MR. WEBSTER: Okay. So can I then  
7 just clarify then. You wouldn't restart the old  
8 reactor unless you met the requirements in this  
9 provision in the JP; is that correct?

10 MR. O'BRIEN: Correct.

11 MR. WEBSTER: Okay.

12 MR. O'BRIEN: Correct.

13 CHAIR CONGDON: Thank you. I had a  
14 couple other clarifying points. I want to put a  
15 finer point on the last thing you said --

16 MR. O'BRIEN: Yeah.

17 CHAIR CONGDON: -- given the court  
18 decision that there is -- I believe you said there,  
19 you're not looking to discharge at this time.

20 MR. O'BRIEN: Correct.

21 CHAIR CONGDON: So there's no imminent  
22 plan for a discharge?

23 MR. O'BRIEN: No. We know the  
24 requirements of the MOU, there would be split  
25 sampling. So there's a whole process we've already

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2 been through.

3 CHAIR CONGDON: There'd be

4 notification. We would get it.

5 MR. O'BRIEN: Correct.

6 MR. HARCKHAM: Tom?

7 CHAIR CONGDON: But again, there's no  
8 imminent plan for even notifying us?

9 MR. O'BRIEN: No. No.

10 CHAIR CONGDON: Senator?

11 MR. O'BRIEN: There's an appeal  
12 period, and then there's the conference in October.

13 MR. HARCKHAM: Yeah. But if I can  
14 just add.

15 CHAIR CONGDON: Sure.

16 MR. HARCKHAM: That there is a  
17 conference among the parties, I think, October 9th.

18 MR. O'BRIEN: Yeah. Something like  
19 that, yeah.

20 MR. HARCKHAM: And as you said,  
21 everyone is still digesting this. We don't know what  
22 the Attorney General will do. We've not spoken. I  
23 can't comment publicly because this is still active,  
24 but you know, they're just -- as an observer --  
25 there's a chance this could go on, or it could end.

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2 So you know, I think we all need to wait and let the  
3 process play out however it's going to play out in  
4 the courts.

5 CHAIR CONGDON: I couldn't agree more,  
6 and I just wanted to hear that understanding from  
7 Holtec directly in public. And so I appreciate you  
8 clarifying, Patrick, and also senator for your  
9 points.

10 Assemblymember?

11 MS. LEVENBERG: Yeah. And just to add  
12 on to that. Pat, you mentioned that there was no --  
13 and so you kind of said it quickly, but because we  
14 know we have to do split samples, blah, blah, blah,  
15 timing, this, that, the other thing. I think, you  
16 know, originally, when you were talking about,  
17 discharging, it was sort of not in high season, what  
18 right, which is what you said, which is kind of  
19 coming up, right. I mean, that that sort of would be  
20 now. So again, you're saying that you wouldn't do it  
21 now even if it were to be, quote/unquote, "allowed",  
22 because there's no plan in place?

23 MR. O'BRIEN: Yeah.

24 MS. LEVENBERG: Or because you had  
25 other plans, or?

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2 MR. O'BRIEN: No. It's just, we're  
3 not rushing to do anything, obviously. You know,  
4 like the Senator said, there's an appeal period, if  
5 the Attorney General wants to go down that path.  
6 There's the conference coming up. There's no rush  
7 right now to discharge. We want to continue to work,  
8 and I think we were having productive conversations  
9 prior to the law passing about, you know, something  
10 along those lines of potentially discharging in the  
11 off season. So we can continue to work down that  
12 path.

13 MS. LEVENBERG: Okay.

14 MR. O'BRIEN: No rush.

15 MS. LEVENBERG: And just another  
16 follow-up to the Politico article, and your comments  
17 were, I understand that, you know, all of the  
18 comments that you've just made in terms of without  
19 having all of the approvals from the JP requirements  
20 in place. But there were some statements in there  
21 that were just a little confusing to me. For  
22 example, you said that you could develop an  
23 operational plant within four years. Where did that  
24 number come from?

25 MR. O'BRIEN: Yes.

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2 MS. LEVENBERG: And there was a  
3 budget, I think. I was curious as to where those  
4 numbers came from?

5 MR. O'BRIEN: Yeah. So based on the  
6 work we've done at Palisades, we have a rough idea  
7 what it cost to bring that plant up from where that  
8 plant had been in decommissioning. We were asked by,  
9 I'll say, federal level, if it was -- if it was to be  
10 asked of you, what might that look like for a time  
11 period and a rough budget?

12 Looking at what it would take to  
13 reconstitute the parts that have been cut up, but  
14 that would need to be replaced, we did a rough  
15 estimate of about four years to get it back  
16 operational and about 8- to \$10 billion. So that was  
17 kind of a rough, rough guess at where we are right  
18 now as the plant sits.

19 Now, as we continue to decommission  
20 every day, that may change. And really the point of  
21 the article was more to say, it's possible right now,  
22 there's going to be a point as we continue to  
23 decommission where that -- that you've reached a  
24 point of no return, and it's probably in the next few  
25 years, but that was where the rough numbers came, it

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2 was basically an ask at the federal level of what  
3 that might take to reconstitute.

4 MS. LEVENBERG: Yeah. I mean, I feel  
5 like Richard, you, I think you said this too, I  
6 thought that we had heard that you were already at  
7 the point of no return a few times.

8 MR. O'BRIEN: So I mean, to be honest,  
9 you know, the way it had been communicated to me is  
10 to restart what was there, yes. You couldn't go back  
11 and restart what was there because --

12 CHAIR CONGDON: Because there's no  
13 flipping a switch?

14 MR. O'BRIEN: Yeah. Exactly. To  
15 reconstitute parts and rebuild the plant is still  
16 possible.

17 MS. LEVENBERG: So that's really  
18 building a new plant, it's not --

19 MR. O'BRIEN: It's building what's  
20 there with new parts. So it's taking what we've  
21 removed, adding those parts back, but new constituted  
22 parts.

23 MS. LEVENBERG: So you'd mix old and  
24 new? I mean, like --

25 MR. O'BRIEN: You do that, you do that

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2 at plants anyway. I mean, you have a fifty-, sixty-  
3 year-old plant, every maintenance outage, you replace  
4 parts. So I always -- the easiest example I always  
5 say is, if you have a '67 Chevy, very few of them are  
6 original parts. You replace them along the way, and  
7 that's what most new plants are. They're vintage  
8 plants with new parts under the hood.

9 MR. WEBSTER: Do you replace the  
10 containment?

11 MR. O'BRIEN: The containments --

12 MR. WEBSTER: The reactor vessel?

13 MR. O'BRIEN: The reactor vessel is in  
14 good condition, well like --

15 MR. WEBSTER: Yeah. You don't replace  
16 those. There's many long-lived parts that you don't  
17 replace over time, right?

18 MR. O'BRIEN: Yes. Correct.

19 MR. WEBSTER: Yeah. Okay. Thank you.

20 CHAIR CONGDON: Dave Lochbaum has a  
21 question, virtually.

22 MR. LOCHBAUM: Yeah. This is Dave  
23 Lochbaum. It's really a comment on one of the  
24 Holtec's early slides where they showed that pyramid  
25 of worker injuries. My comment is, other plants have

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2 used similar indicators and found it to be a very  
3 reliable indicator of whether it's supervisory  
4 oversight, training deficiencies, or workers not  
5 following approved procedures. It's been a very  
6 reliable indicator, early indicator, that allows  
7 intervention before things grow to epidemic  
8 proportions.

9 So I appreciate seeing this  
10 information. It's very helpful. I know Holtec has  
11 provided it in past meetings, and I find it useful.  
12 So I appreciate Holtec providing it.

13 MR. O'BRIEN: Thanks. Thanks, David.  
14 We do use that at all of our plants. So it is good  
15 for trending and preventative issues in the safety.

16 MR. WEBSTER: So Pat, I have a quickie  
17 on this --

18 CHAIR CONGDON: Excuse me, Richard.  
19 Senator Harckham had a question. I'll come back to  
20 you in a second.

21 MR. WEBSTER: That's all right.

22 MR. HARCKHAM: Thank you very much,  
23 Mr. Chair. Thank you.

24 First, I want to welcome Matt.  
25 Welcome aboard. Look forward to working with you.

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2 Question regarding the whole data center thing. So  
3 you would be looking to do that concurrent to  
4 decommissioning, you would segment part of the  
5 property and do that?

6 MR. O'BRIEN: Correct. Yeah. That's  
7 what Don was talking about, is we would go through a  
8 process to release a piece of the property for  
9 redevelopment.

10 MR. HARCKHAM: All right. So in the  
11 press release I read about that, there was mention of  
12 a small modular reactor as a possibility. Is that  
13 still an active consideration?

14 MR. O'BRIEN: It's an active  
15 consideration as part of the overall HI-CLOUD. But  
16 if you remember, we did come and ask for 200  
17 megawatts from the grid for this project. If it were  
18 to happen here, it's not part of this process here.

19 MR. HARCKHAM: All right. Have you  
20 calculated a cost for that?

21 MR. O'BRIEN: No.

22 MR. HARCKHAM: Or who would pay for  
23 that? Would that be on the ratepayers, or would that  
24 be on the user of the data servers?

25 MR. O'BRIEN: For the 200 megawatts

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2 that we're asking for? Is that -- I'm just trying  
3 to?

4 MR. HARCKHAM: Well, number one, yes.  
5 The hookups for data centers, often, the cost is put  
6 on rate payers. And number two, if you were  
7 building, let's say, let's go out several years, you  
8 built a small modular reactor there, who would pay  
9 for that? Those are billions of dollars.

10 MR. O'BRIEN: No. Good question on  
11 both accounts. The project developer will -- you  
12 know, whoever we have project develop the data  
13 center, will work with that on the interconnection  
14 piece. So I think it's too early to say because we  
15 don't have someone that's looking to partner yet.  
16 For SMRs, the best example I can give you is we're  
17 trying to do our first two at Palisades. We are  
18 privately financing those on our own. Those will be  
19 the first two built in the U.S. 2030, 2031.

20 We believe there's a lot of dollars  
21 out there from private equity and private finance  
22 once you have a reference plant. So the reference  
23 plant would be Palisades. So our goal to build SMRs  
24 around the world, and this is not specific to Indian  
25 Point in any way, would be to work through, you know,

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2 both private financing.

3 And then, really, one of the key  
4 aspects, I think, for new nuclear going forward at a  
5 high level is the Department of Energy's loan program  
6 office has about \$260 billion in loan authorizations  
7 that they're actively looking to help get SMRs, large  
8 scale AP-1000s built. I think that's a huge piece of  
9 the funding source. And then through the Big  
10 Beautiful Bill that passed, I don't know what the  
11 hell else to call it -- and I'm not talking about the  
12 bill as a whole. I'm talking about the tax credit  
13 provisions specifically to nuclear.

14 The whole bill is a different story.  
15 But there's a thirty or fifty percent production and  
16 investment tax credits in there to provide a lot of  
17 significant ability to prepare for either cost  
18 overruns or basically buying down a project's overall  
19 cost through that tax credit that will help with  
20 financing going forward.

21 So it's kind of a mix of  
22 public/private through loans, potential grants,  
23 depending on the State you're working in. Michigan,  
24 when we did the restart, was about \$300 million back  
25 to that project, but there are other states, New

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2 Jersey amongst them, that are looking at financing  
3 packages that can help incentivize new builds to  
4 increased nuclear in the state.

5 I don't know what New York is looking  
6 at with the Upstate plan for 1 gig if there's  
7 incentives there. So there's a lot to come, and I  
8 think that's probably, if you ask about new nuclear  
9 builds in general, and I talk about this a lot all  
10 around the country, the biggest thing right now is  
11 financing because until you build one and you  
12 actually understand the cost, a lot of money on the  
13 sidelines won't come in.

14 So I think by the time, if you're  
15 fifteen, twenty, thirty years down the line with this  
16 site or if it never happens, I think really the  
17 reality is it would be a combination of financing  
18 regardless of where you build.

19 MR. HARCKHAM: All right. So again,  
20 generally, not specific to the Indian Point site?

21 MR. O'BRIEN: Sure.

22 MR. HARCKHAM: Private equity wants a  
23 return on their investment. Loans, interest has to  
24 be paid, so ultimately, those costs go to the  
25 ratepayers.

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2 MR. O'BRIEN: Depending on how you  
3 structure them. I mean, understand that not  
4 everything is in a publicly -- you could have,  
5 straight sale to a data center, and a hyperscaler  
6 would look to buy thirty years' worth of power at a  
7 premium. We did the Palisades restart with two local  
8 cooperatives. So it wasn't, you know, strictly  
9 through the PSC process, it was through private co-  
10 ops that are nonprofits.

11 So ultimately, yes, they are buying  
12 power for their customers, but they're buying it at a  
13 reasonable rate compared to some of the other  
14 hyperscalers, what they bring to the table.

15 MR. HARCKHAM: All right. Let me just  
16 switch gears for one second. SMRs take an incredible  
17 amount of water generally?

18 MR. O'BRIEN: Not necessarily. Our  
19 design actually can be air cooled or water cooled, so  
20 you can actually put it anywhere. So it's not  
21 necessary. These aren't like the old reactors that  
22 have to be next to a body of water or constantly  
23 drawing on a body of water.

24 MR. HARCKHAM: So the Coastal Zone  
25 Management Act, which really was the kind of death

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2 knell of the old plant, would not be a factor here?

3 MR. O'BRIEN: It's not an impediment.

4 Again, if you go to air cooling, I think when we look  
5 at our design, it's more acreage. So instead of a  
6 twenty-acre dual unit, three -- what is that -- 680  
7 megawatt reactors or two 340-megawatt units, you need  
8 about an extra five acres on top of the twenty that  
9 you'd need for a nuclear island. It's about twenty-  
10 five acres for almost 700 megawatts.

11 MR. HARCKHAM: All right. Last  
12 question. I apologize. I know my colleagues have a  
13 bunch of questions. But in sort of the global sense,  
14 are you considering the factors that exist on the  
15 ground that led so many people to oppose the plant in  
16 the first place, proximity to two fault lines, three  
17 high pressure gas mains, and proximity to 20 million  
18 people. You know, the question of whether the cost  
19 effectiveness of nuclear power aside, is that the  
20 best site for nuclear power?

21 MR. O'BRIEN: If I understand your  
22 question, it's not something we're looking at right  
23 now. Our goal, again, like I said, is to develop  
24 Palisades. Our next project will be four units at  
25 the Oyster Creek facility in New Jersey. At that

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2 point, we're looking to build out an order book with  
3 other utilities.

4 This is something that, if it were to  
5 come here, it's probably way down the road, not  
6 something that we're actively looking at. You know,  
7 it's something similar in Massachusetts where, you  
8 know, I cut my bones working in an active plant, shut  
9 down in '19. The State's already now looking at  
10 SMRs, and they've already kind of started to say,  
11 hey, if we go to site one of these, what makes sense?

12 So they look at places that have had  
13 it in the past because traditionally, those  
14 communities understand both the risks and the  
15 rewards. So again, not something I'm looking for  
16 here right now, have other priorities.

17 And at the end of the day, really, you  
18 know, we're not looking to be an operator. What we  
19 are is a manufacturer, so we would love to find  
20 utilities that are willing to buy our SMRs that are  
21 built in our factories, deploy on-site, construct,  
22 bring to power, and then transfer.

23 MR. HARCKHAM: All right. Thank you,  
24 Mr. Chair.

25 CHAIR CONGDON: Thank you. I'm going

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2 to go to Superintendent Tromblee, then to Richard  
3 Webster; Tom Carey online has a question, and then to  
4 County Legislator Ulaj.

5 Superintendent?

6 MR. TROMBLEE: Pat, with reference to  
7 the HI-CLOUD, do you have any idea of what the  
8 assessment structure might look for that if it does  
9 come to fruition, based on what happens in Palisades,  
10 or if anybody around the table?

11 MR. O'BRIEN: I don't. I don't  
12 offhand. We haven't gotten that far down. I know it  
13 was a recent announcement, it's kind of more of a  
14 general announcement. But no, I don't have it  
15 offhand.

16 MS. KNICKERBOCKER: I'd just like to  
17 make a comment, since it's located within the village  
18 of Buchanan, it would be under the zoning of the  
19 Village of Buchanan and whether the Village of  
20 Buchanan Board will allow that. And before that  
21 would happen, we would look at the assessment and  
22 what the benefits would be to the Village.

23 CHAIR CONGDON: Thank you, Mayor.  
24 Richard Webster?

25 MR. WEBSTER: Yeah. I mean, I find

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2 this quite interesting because, of course, I pick up  
3 the paper or I turn on my computer and an article  
4 comes across the thing saying, Holtec is talking  
5 about restarting Indian Point. And I think, wow,  
6 that's surprising because Pat O'Brien himself told me  
7 that couldn't happen. But I guess the more I hear  
8 about, you're like saying, well, it's going to not be  
9 for a long time, you know, it's not really very  
10 certain. You know, so why did you go public with  
11 that article?

12 MR. O'BRIEN: Because two weeks prior,  
13 in Politico, there was a whole story by Marie French  
14 as well about the ghosts in the grid, which talked  
15 about the, I'll say, preemptive decision to shut down  
16 Indian Point when it still had life in it. So it's  
17 been the question, again, that we've had the most in  
18 the last two and a half years is, as we now come very  
19 close to restart Palisades before the end of this  
20 year, is well what about Indian Point? You know, can  
21 you do Indian Point? And we're getting that from  
22 every level, whether it's I hear it locally or I hear  
23 at the federal level when I'm in D.C. all the time.

24 MR. WEBSTER: Yeah.

25 MR. O'BRIEN: We're answering the

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2 question.

3 MR. WEBSTER: Certainly but you've  
4 answered the question before, and it was a no, right?

5 MR. O'BRIEN: Yeah. Because I  
6 couldn't restart the plant. I can build what's  
7 there.

8 MR. WEBSTER: You can build another  
9 plant there, sure. So the -- to go back to the joint  
10 proposal, right, it says Holtec agrees it will not  
11 propose the siting of new nuclear reactors at the  
12 site unless the local entities agree, right?

13 MR. O'BRIEN: Yeah.

14 MR. WEBSTER: So what -- that word  
15 propose, how do you interpret that?

16 MR. O'BRIEN: File an application.

17 MR. WEBSTER: With whom?

18 MR. O'BRIEN: You would have to go  
19 back to the NRC to go through the process to remove  
20 it from the --

21 MR. WEBSTER: Okay.

22 MR. O'BRIEN: -- like we just --

23 MR. WEBSTER: Yes.

24 MR. O'BRIEN: We would have to go back  
25 to the NRC, like we did with Palisades, to go back

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2 and go through the process regulatorily to restart or  
3 repower or rebuild, whatever you want to call it, the  
4 plant, which would then propose something.

5 MR. WEBSTER: Okay. So to be very  
6 clear, you won't file such an application until you  
7 have unanimous consent of these entities that are  
8 listed --

9 MR. O'BRIEN: Yes. We will follow the  
10 terms --

11 MR. WEBSTER: -- in the JP?

12 MR. O'BRIEN: -- of the JP.

13 MR. WEBSTER: Okay. Well, you said  
14 something a little more before there. But your  
15 statement before was that you wouldn't --

16 MR. O'BRIEN: I'm not looking -- we're  
17 not looking to do this. We're just -- we're not  
18 looking to do this. We're just answering the  
19 question.

20 MR. WEBSTER: Well, perhaps I could  
21 say, perhaps not the most helpful way to go about  
22 things to put in the paper things that you're not  
23 intending to do. Let me just say on cooling, I mean  
24 the old once-through system was one of the reasons  
25 that the plant shut down.

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2 MR. O'BRIEN: Uh-huh.

3 MR. WEBSTER: And that would not be  
4 compliant with the Clean Water Act today.

5 MR. O'BRIEN: Understand.

6 MR. WEBSTER: So would you build a new  
7 cooling system?

8 MR. O'BRIEN: Cooling towers, yes.

9 MR. WEBSTER: Yeah. You would.

10 MR. O'BRIEN: Yeah.

11 MR. WEBSTER: You realize that Entergy  
12 said that would be far too expensive?

13 MR. O'BRIEN: Yeah, I heard what  
14 Entergy said. The numbers are not what we  
15 anticipate.

16 MR. WEBSTER: Okay.

17 CHAIR CONGDON: So just to follow up  
18 on Richard's question, in your eight to ten billion  
19 dollar estimate, you had incorporated an assumed --

20 MR. O'BRIEN: Correct.

21 CHAIR CONGDON: -- cost associated  
22 with that? Okay. Thanks.

23 MR. WEBSTER: And then finally,  
24 timelines. Can you give us any timelines at all?

25 MR. O'BRIEN: On what?

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2 MR. WEBSTER: On well, both projects.

3 MR. O'BRIEN: What do you mean both  
4 projects?

5 MR. WEBSTER: Both projects. The data  
6 center plus SMR and the re --

7 MR. O'BRIEN: Again --

8 MR. WEBSTER: -- the rebuilding of --

9 MR. O'BRIEN: Again, we're not looking  
10 to rebuild. So I don't have a timeline. The only  
11 timeline we associated with it is what it would take  
12 from the condition right now to rebuild. And then  
13 data centers, we're actively looking for partners but  
14 not -- nothing in writing, nothing under agreement.  
15 So I don't have a timeline on that.

16 MR. WEBSTER: Okay. In terms of the  
17 site cleanup, I guess I understood that the final  
18 site characterization couldn't be done until you  
19 completed some of the demolition; is that correct?

20 MR. O'BRIEN: No. You can go through  
21 the process. And maybe Don wants to answer this  
22 better than I can, but I know that you can do partial  
23 site releases of certain sections of it.

24 MR. WEBSTER: No.

25 MR. O'BRIEN: Traditionally, you do

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2 it -- traditionally, you do it as an entire site.

3 But you have the ability to do it in piecemeal, where

4 you take portions of a site and you go through the

5 process to release those sections of the site.

6 MR. WEBSTER: Right. But for the

7 section of the site where there's buildings that you

8 can't demolish, or there's buildings they have not

9 demolished yet, don't you normally wait to demolish

10 those buildings before doing characterization?

11 MR. O'BRIEN: Yeah. I think Don's

12 probably more expert on this than me.

13 MR. MAYER: Yeah. I think -- well, I

14 think here's -- can everybody hear me?

15 CHAIR CONGDON: Yes. Thank you.

16 MR. MAYER: Okay. So here's the

17 situation. The regulation, 10 CFR 50.83, maybe

18 you're familiar with it, it's been exercised by

19 Crystal River down in Florida. It's been exercised

20 out in Illinois by -- I can't remember the name of

21 the plant. But there have been several utilities

22 that have done this. And what happens is that you

23 identify a portion of the site that you believe that

24 you can free release to the levels that are

25 permitted. And then you can carve that piece out and

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2 you can tell the NRC I want to just carve out this  
3 piece.

4 And the NRC then reviews your plan and  
5 reviews the results of your sampling, and they allow  
6 you to do that. Other areas on the site -- which you  
7 may be eluding to, I'm not sure -- where we had  
8 active reactor buildings and things that we know are  
9 going to require more extensive remedial activities,  
10 we wouldn't pursue partial site release. So we  
11 would -- so the rest of the site would go forward as,  
12 you know, NUREG 1757, which is the whole MARSSIM  
13 regulation for releasing the site.

14 MR. WEBSTER: So I'm just trying to  
15 understand how this interfaces with building new  
16 things on the site. So for the area that you've gone  
17 through partial site release, I understand it's not  
18 really proper, right?

19 MR. MAYER: Right.

20 MR. WEBSTER: But if you wanted to  
21 build new things on the old site, wouldn't you have  
22 to clean it up first?

23 MR. MAYER: You -- well, I'll answer  
24 it this way. There is nothing that precludes Holtec  
25 from building a building on the site right now. And

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2 in fact, they probably will be building some  
3 structures to enable them to decommissioning the  
4 plant. There's going to be some big structures and,  
5 you know, repositories for large equipment. So  
6 there's no prohibition against putting something on  
7 your property. There is a prohibition against  
8 putting something on your property and then giving it  
9 to somebody else without meeting all the regulations.

10 So you know, I'm trying to be factual  
11 here. The fact of the matter is, there's no  
12 regulation that prohibits a company from doing what  
13 it desires to do with its property in compliance with  
14 the law. So when we get through the whole process,  
15 we'll be able to release the property.

16 MR. O'BRIEN: One of the examples is  
17 that as a security building it was built for the  
18 ISFSI. That was done on the site since we began  
19 decommission.

20 CHAIR CONGDON: Sorry to interrupt,  
21 but I want to help Richard out. Because I think,  
22 Richard, is the point of your question to say, do  
23 they have to complete decommissioning first before  
24 rebuilding a new nuclear facility? Or is it --

25 MR. WEBSTER: It's remediation,

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2 really, not decommissioning.

3 MR. O'BRIEN: Well, and that's what --

4 CHAIR CONGDON: So you're not asking

5 the question in the context of the Politico story?

6 You're asking the question in the context of --

7 MR. WEBSTER: Yes.

8 CHAIR CONGDON: -- data center or

9 other things?

10 MR. WEBSTER: No, data center I get.

11 CHAIR CONGDON: Yeah.

12 MR. WEBSTER: But in the context of

13 the Politico story or any other scheme that, you

14 know, you might get asked about in the future, I'd

15 like to know, you know, what the situation is, what

16 your position is. And I just want to be clear. I

17 mean, I hear different things, right, because I've

18 heard, like, the groundwater, we can't finish the

19 characterization because there are too many buildings

20 there. I happen not to believe that, but that's

21 okay. That's your position, all right.

22 Now, my question is, if you were going

23 to build something else on the Indian Point site

24 that's not in the partial site release area, would

25 you complete the remediation first or not?

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2 MR. O'BRIEN: Depends on what you're  
3 building. To the point before, where we built the  
4 security building, no. So it depends on what --

5 CHAIR CONGDON: So if I can understand  
6 the distinction, it sounds like if you're building  
7 things to further the decommissioning, then no. But  
8 if you're building something that is a new business  
9 opportunity, then --

10 MR. O'BRIEN: Yes.

11 CHAIR CONGDON: -- yes.

12 MR. O'BRIEN: Yeah. I think if you're  
13 trying to redevelop the property in any way, you're  
14 going to go through partial site release for that  
15 property, release it, and then go forward. It would  
16 be similar to the northern piece that, you know,  
17 potentially could it be redeveloped in the Len's Cove  
18 area. We would have to release that off the property  
19 and either find a developer or work with the village  
20 or the town, depending whatever.

21 CHAIR CONGDON: Yeah.

22 MR. O'BRIEN: So I'm just kind of  
23 being --

24 CHAIR CONGDON: This is actually  
25 consistent with the discussion we heard from the

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2 consultant hired in 2017 that I eluded to in my  
3 introduction, where they were discussing potential  
4 partial site releases for earlier economic  
5 development opportunities, even before  
6 decommissioning was complete.

7 I want to turn to Tom Carey online for  
8 a question. Tom? Tom, I think you had your hand up.  
9 Are you still with us?

10 MR. CAREY: Hey, Tom. Hi, everybody.

11 CHAIR CONGDON: Hi.

12 MR. CAREY: Hey, so you know, during  
13 this discussion, of course I was very excited when I  
14 first saw the article in Politico. Coming from four  
15 generations of family members and over 1,000 people  
16 that work there, it was exciting to hear. And of  
17 course, understanding that nuclear technology has  
18 come a long way, I would imagine that Holtec at some  
19 point would have imagined that there, you know, would  
20 have been some type of retrofit, whether it be data  
21 storage facility or the SMRs that they talked about,  
22 the small nuclear reactors.

23 Does Holtec -- having this information  
24 now, does Holtec think that they might come to a  
25 point -- and I don't want to call it a point of no

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2 return. As I said, I would imagine at some point  
3 Holtec would now be considering some type of retrofit  
4 because there's so many viable pieces of equipment  
5 that are still good at the facility that if they did  
6 go in either direction, whether it would be small  
7 nuclear reactors or a data storage facility, would  
8 Holtec be thinking along those lines at some point?  
9 When does it come to, okay, we got to stop the  
10 decommissioning and now we're going to start going in  
11 a different direction?

12 MR. O'BRIEN: Yeah. I think if I get  
13 your question, Tom, is it -- and that's kind of what  
14 the article was designed to say was answering the  
15 question is, there's still good equipment there now.  
16 We're continuing down the path of decommissioning.  
17 At some point, the lines will cross and if you want,  
18 and I'm not saying you want it, but I'm saying if you  
19 want nuclear there, there's a point where it crosses,  
20 and it makes more sense to complete decommissioning  
21 and completely put new SMRs there.

22 So you know, it depends -- it's a cost  
23 evaluation on the project of what you want to build  
24 versus what you want there. And again, understanding  
25 what the requirements are in the JP that we can't

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2 build new nuclear without all these approvals, we  
3 understand that. It was just something that we  
4 wanted to get the conversation out there based on  
5 what we kept being asked.

6 CHAIR CONGDON: Okay. Thank you.

7 MR. CAREY: Yeah. I appreciate it.  
8 Yeah. Because we do see other nuclear facilities  
9 starting, you know, processes across the country. So  
10 it would be nice to think that there is some  
11 consideration, whether it's the SMRs or completely  
12 new reactors at the facility. As you know, I'm all  
13 for it. Thank you.

14 MR. O'BRIEN: Thanks, Tom.

15 CHAIR CONGDON: Thanks, Tom. County  
16 Legislature UlaJ?

17 MS. ULAJ: Thank you. Going back to  
18 this Politico article, considering that you were  
19 fully aware of the joint proposal and considering  
20 that you knew that each one of the taxing entities  
21 had so much power to stop you, did you consult with  
22 any of us, ask us where -- gauge our interest before  
23 scheming publicly?

24 MR. O'BRIEN: No. Because it wasn't a  
25 scheme. It was answering the question we've been

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2 asked the most in the last -- I am talking into the  
3 mic. All right. But it was not a scheme. It was  
4 answering a question that we've been asked hundreds  
5 of times publicly in the last two and a half years  
6 since we worked to restart at Palisades.

7 MS. ULAJ: Wouldn't you say that's in  
8 pretty bad faith to not talk to any of us before you  
9 do this publicly, considering again that any one of  
10 us can stop you? And I also want to let you know  
11 that the County Board of Legislators just accepted an  
12 act that is under consideration right now to fully  
13 oppose this plan and take legal action to stop an end  
14 to this conversation.

15 This conversation, you know, we're  
16 going down the path of viability to just show to the  
17 public that this is not a real plan. But ultimately,  
18 right, we're going to pass legal action to stop this  
19 conversation and force you in what you should be  
20 doing, which is being committed to decommissioning  
21 and figuring out a responsible path for how to deal  
22 with the spent water.

23 MR. O'BRIEN: And I appreciate your  
24 comments. Again, there's not a plan to do this. And  
25 I said publicly in all these statements, it's not

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2 something we're looking to do. We answered a  
3 question.

4 MS. ULAJ: What would you say to  
5 critics out there who assert that considering you  
6 didn't talk to any of us before you said this, and  
7 now you know how people feel, that you only did this  
8 to beef up your evaluation for your 2026 IPO?

9 MR. O'BRIEN: Well, what I would say  
10 is a couple things. One, I could have told you  
11 before the story ever came out what that the  
12 political will is. I'm not shocked by the reaction.  
13 Let's just be realistic about this. And secondly,  
14 whether we are going to do an IPO or not is not  
15 something I can discuss publicly because we have the  
16 SEC regulations. So it's not something that I talk  
17 about. No.

18 CHAIR CONGDON: Okay. I'm just time  
19 checking. We do want to get to a public statement  
20 hearing, but I have four more questions. I'd like to  
21 limit to those four. Supervisor Becker, then  
22 Assemblywoman Levenberg, then Dave Lochbaum online,  
23 and then Commissioner Spear at the end.

24 So please, Supervisor Becker?

25 MR. BECKER: Yeah. Two different

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2 questions. The first one is, there's 28 acres of  
3 property, approximately, within the town of  
4 Cortlandt, not within the village.

5 MS. KNICKERBOCKER: Uh-huh. Yeah.

6 MR. BECKER: And we met with your  
7 predecessor, Matt, Rich Burroni, and he was going to  
8 get back to us because that land was not even known  
9 to Holtec to be in your possession until we realized  
10 it's on our tax map but no one's been paying taxes on  
11 it. So and that was an oversight during the  
12 transfer. I'm not pointing a finger, but the town  
13 has really asked and made several attempts to acquire  
14 that property, and we never get an answer back even  
15 though it was never used by Indian Point or Holtec,  
16 and the town could really use it for parks and other  
17 uses. So that's just a comment, if you could get  
18 back to us on that. At least have a negotiation  
19 discussion with us.

20 MR. O'BRIEN: Yeah. We'll take that  
21 back.

22 MR. BECKER: And the second thing is,  
23 I want to get back to the cesium question. I'm  
24 sorry, now I'll -- you have to really get in on it.  
25 The second question has to do with cesium because I

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2 believe you said at the May meeting, or someone did,  
3 that there was no idea where this cesium came from.  
4 It was discovered by you guys as you were taking down  
5 one of the buildings. So I know you don't have any  
6 involvement in it but it disturbs me that someone,  
7 somehow, released all this cesium, whether it was an  
8 accident or intentional. You didn't know about it.  
9 The NRC didn't know about it. The public didn't know  
10 about it. Why isn't there an investigation going on  
11 to where the heck this stuff came from and who's  
12 culpable? Someone is liable for a radioactive spill  
13 that went unreported.

14 MR. MAYER: The most -- okay. I'll  
15 speak to that. Holtec -- I'm not an employee  
16 anymore, but I'm a consultant and I was involved in  
17 helping them investigate this. This has been  
18 investigated by Holtec. We've looked at all our  
19 records. We have been unable to determine how it got  
20 there. I can -- I can tell you this; I have over 40  
21 years of experience in nuclear power, and I am an  
22 expert in radiation detection and protection.

23 And I can tell you that it is not  
24 unlikely that many years ago, a prior owner probably  
25 dug some dirt up from an area that they couldn't

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2 detect with the technology that they had. And they  
3 put it somewhere, not that they shouldn't. They just  
4 put it there. And so we have the technology to find  
5 it, and we did. And that's what the NRC requires of  
6 us.

7 So our job is to do our best to  
8 determine how it got there. We can assert with  
9 absolutely confidence that we have owned the site  
10 with a security perimeter since I started in 1982 as  
11 a summer intern. Okay. Nobody gets on that site.  
12 So it's there. We know about it, and we're going to  
13 clean it up. And I think that that's our obligation.  
14 I can also say that the owner, the present owner of  
15 the company, which is Holtec, is doing their due  
16 diligence, and Holtec found it. It's not their  
17 stuff.

18 MR. BECKER: No, I acknowledge that,  
19 that Holtec had nothing to do with it getting there.  
20 And in fact, I compliment you for finding it and  
21 taking on the responsibility of mitigating it. But I  
22 still find it bizarre that we don't know who is  
23 responsible. You know, we go after major  
24 corporations for contaminating the environment.  
25 Someone should be held liable or accountable for

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2 this.

3 MR. O'BRIEN: So the reality is, is  
4 when we acquired the property, we took the liability  
5 to clean it up. And we took that off of Con Ed,  
6 NYPA, Entergy, as prior owners. It is our  
7 responsibility, regardless of how it got there. It's  
8 our job to clean it up. So it really is behooven of  
9 us to identify these issues that might not have been  
10 documented correctly by previous owners and just  
11 continue down the path to clean it up.

12 CHAIR CONGDON: Assemblywomen  
13 Levenberg? Oh, hold on one second, Assemblywomen.

14 MR. MAYER: You know, one other point  
15 that I can make is that there are ways to age  
16 radioactive material. There are techniques,  
17 mathematical techniques that can be employed. And  
18 we've looked at this material. It's very, very old,  
19 okay. It goes back probably, I'm going to say more  
20 than 30 to 40 years that it's been there. And I will  
21 say that back then, the technology wasn't -- didn't  
22 exist to sample and check for this level. Because  
23 one thing that is worth noting is that I think a lot  
24 of you, a lot of people may be familiar with, like,  
25 GM detectors, Geiger-Muller tubes, and those kinds of

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2 things. You've heard about those things. You're not  
3 going to see it. It's that low. So it's a tiny  
4 amount. We find it. And as Pat said, Holtec's job  
5 is to clean it up, and that's what they're going to  
6 do.

7 CHAIR CONGDON: Assemblywoman  
8 Levenberg?

9 MS. LEVENBERG: Thank you. A couple  
10 questions. I just wanted to go back to the data  
11 center. Would the data center require a SEQRA  
12 determination?

13 Maybe Tom, I don't know if you can  
14 answer that. I don't know -- do we know?

15 CHAIR CONGDON: I think there would  
16 be, as the mayor pointed out, some local permitting  
17 from a land and zoning standpoint.

18 Mayor?

19 MS. KNICKERBOCKER: Yes. That is  
20 correct.

21 MS. LEVENBERG: But again -- yeah.

22 CHAIR CONGDON: And so -- and then I  
23 don't know if any of our attorneys on the panel want  
24 to opine? Yeah.

25 MR. WEBSTER: Talk to, which it isn't

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2 so --

3 CHAIR CONGDON: His answer was unless  
4 it was denoted as an exempt type 2, which means  
5 negligible environmental impact.

6 MR. WEBSTER: Right. That's right.  
7 But I'm sure it isn't. I'm sure a data center of any  
8 size is going to be subject to SEQRA.

9 MS. LEVENBERG: Okay. And then just a  
10 follow-up to Richard's question, Tom's question about  
11 remediation being necessary. You talked about it not  
12 being -- or it being necessary for whatever specific  
13 uses, but you said it depends on the use. So if you  
14 were to try to build an SMR there, and you were to  
15 get the approval, would you need to remediate first,  
16 especially like you were kind of mentioning, you  
17 know, a different kind of cooling, air cooling? I  
18 mean, it sounds completely different. So would you  
19 therefore remediate certainly all the water? I mean,  
20 is part of the reason that you're not anxious to deal  
21 with this water because you wouldn't remediate if you  
22 were to build something new there?

23 MR. O'BRIEN: No. That's not the  
24 case. Honestly, it depends on the use of the  
25 property. So if it's an allowed use under the

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2 zoning, if you were to build new nuclear because it  
3 was allowed. I'm not saying JP aside, you would look  
4 at what you would need to remediate to site what  
5 you're going to put there. You may not based on  
6 where you put them on the site remediate what's under  
7 there because it already meets background levels. It  
8 might be an unimpacted part of the site already. You  
9 would then, depending on what you're reusing, those  
10 pieces would stay.

11 And I'll use an example of some of our  
12 other sites. The switchyards on the side, where  
13 we're doing the decommissioning, the switchyard,  
14 while the land under it is still owned by us, it's  
15 leased to the grid for 99 years. That remediation  
16 won't occur until that grid is -- until that  
17 switchyard is no longer part of the grid or no longer  
18 necessary. So you would basically delay that  
19 demolition remediation until it's necessary.

20 MS. LEVENBERG: Okay. You also said  
21 you needed an additional five acres to what you have.  
22 Is that 20 --

23 MR. O'BRIEN: No, no, no. What I'm  
24 saying is, when you're talking about the footprint of  
25 our SMR as designed --

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2 MS. LEVENBERG: Got it.

3 MR. O'BRIEN: -- if you wanted to air  
4 cool it --

5 MS. LEVENBERG: Yeah.

6 MR. O'BRIEN: -- you would add  
7 probably five acres for the air cooled condenser. So  
8 it just takes up a little bit more space than what  
9 was designed for, like, water cooling towers.

10 MS. LEVENBERG: Okay. And then you  
11 mentioned a couple of times that somebody at the  
12 federal level was hounding you about reopening the  
13 site. Can you be more specific?

14 MR. O'BRIEN: Wasn't hounding. They  
15 asked the question because they're asking the  
16 question, I think, of everyone that has a closed,  
17 shut down, or decommissioned site. But --

18 MS. LEVENBERG: Who is they? That's  
19 the question.

20 MR. O'BRIEN: Department of Energy.

21 MS. LEVENBERG: Department of Energy.  
22 Okay.

23 MR. O'BRIEN: Yeah. I think they're  
24 looking at what potentially is out there across the  
25 country. Obviously, you have us restarting

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2 Palisades. You have Chris Crane in Pennsylvania, and  
3 you potentially have Duane Arnold in Iowa.

4 MS. LEVENBERG: All right. And then  
5 the only other thing I just want to point out is that  
6 I know that, you know, you're in the business of  
7 building these SMRs, right, and then you're talking  
8 about you would -- hopefully somebody else would  
9 operate it. But I don't necessary believe that it's  
10 proven nuclear technology at this point or the  
11 timelines that you're citing have anything to do with  
12 the timeline that we've been hearing is what it  
13 actually takes to actually put an SMR together,  
14 especially if you're using different technology.

15 So again, I mean, that four years  
16 sounds so pie in the sky to put it mildly. And the  
17 budget also sounds very low. And we know that, you  
18 know, again, most of these plants have exceeded their  
19 budgets by like an average of 117 percent and took 64  
20 percent longer to build than initially projected.

21 MR. O'BRIEN: So to your point, the  
22 Palisades restart, we've been able to do it from  
23 start in a year and a half. We took half a billion  
24 dollars of our own money, 300 million from the state.  
25 We took a billion-and-a-half dollar loan. Currently,

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2 we've taken about 500 million of that loan and  
3 project to be somewhere around 750 when we're done.  
4 So we're going to be on time, under budget  
5 significantly probably by a third to restart that  
6 plant. So the numbers aren't completely out of  
7 whack.

8                   When it comes to SMRs, what I will say  
9 is, our design is proven technology because what we  
10 are using is a pressurized water reactor that the  
11 U.S. Navy technology has proven for the last 60 years  
12 is the most reliable. It has enhanced safety  
13 systems, but it is technology that's proven. It's  
14 the modular design. Our license application will go  
15 in with the NRC at the end of the year for the  
16 Palisades site. They will be constructed in parallel  
17 through the part 50 licensing over the next five  
18 years with licensing. So you'll do part one  
19 application end of this year, 2027 part two will go  
20 in. We'll have an operational design and license in  
21 '29 and those reactors will come online in 2030 --  
22 end of 2030, 2031, more realistically. But that --

23                   MS. LEVENBERG: So that's not a year  
24 and a half. You just said a year and a half. How is  
25 that a year and a half?

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2 MR. O'BRIEN: Restart, it will be done  
3 in a year and a half from when we got the money and  
4 went forward. So the actual 800 megawatt plant  
5 that's there now will be back online by the end of  
6 the year. The two SMRs we're building at that  
7 site --

8 MS. LEVENBERG: I see.

9 MR. O'BRIEN: -- will be five years  
10 down the line.

11 MS. LEVENBERG: I see.

12 CHAIR CONGDON: I think I want to just  
13 make sure there's clarity in that back-and-forth.  
14 There's a different between restarting the existing  
15 facility, or rebuilding in the case of Indian Point,  
16 and SMRs? I just -- because your question sort of  
17 suggested that the ten billion dollar estimate on the  
18 restart was with an SMR.

19 MR. O'BRIEN: Correct. Not -- yeah.

20 CHAIR CONGDON: And that's not --  
21 that's not what's --

22 MS. LEVENBERG: Okay.

23 CHAIR CONGDON: -- being proposed or  
24 not proposed. What's being floated or --

25 MR. O'BRIEN: Answered. Answered,

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2 Tom.

3 CHAIR CONGDON: -- however you want to  
4 talk it --

5 MR. O'BRIEN: Answered.

6 CHAIR CONGDON: Okay.

7 MS. LEVENBERG: Okay. So again, so  
8 back to -- thank you for the clarification.

9 MR. O'BRIEN: Yeah.

10 MS. LEVENBERG: So if it weren't to be  
11 an SMR, you would just be using the same type of  
12 cooling that was being used before because it would  
13 be a quote, unquote, restart?

14 MR. O'BRIEN: No. An SMR separate --  
15 rebuild would be what's there.

16 MS. LEVENBERG: That's what I'm  
17 saying. So that --

18 MR. O'BRIEN: SMR would be a separate  
19 build with its own -- well, again, rebuild would  
20 include cooling towers. That's what Richard and I  
21 were going back and forth on earlier. And SMR, you  
22 could do with cooling towers, or you could do it air-  
23 cooled as well, based on our design.

24 CHAIR CONGDON: But you could not do  
25 SMRs with once-through cooling?

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2 MR. O'BRIEN: No. That's not our  
3 design.

4 CHAIR CONGDON: Because that's not  
5 allowed under the Clean Water Act.

6 MR. O'BRIEN: Correct. And it's not  
7 our design at all.

8 MS. LEVENBERG: But if you were to do  
9 this restart, which you're claiming would take four  
10 years --

11 MR. O'BRIEN: Yes.

12 MS. LEVENBERG: -- that is not an SMR?

13 MR. O'BRIEN: No.

14 MS. LEVENBERG: And it would be using  
15 the same kind of cooling that was the subject of all  
16 of these -- of what sort of generated this initial  
17 closure, which you said it wouldn't be an issue -- to  
18 Senator Harckham's question, you said the new Coastal  
19 Zone Management Act wouldn't come into play?

20 MR. O'BRIEN: No. I said it would be  
21 with enhanced cooling, which would be cooling towers  
22 if we rebuilt the plant. The one --

23 CHAIR CONGDON: I believe if we went  
24 back to the transcript, you said something that it --  
25 to the effect of, it may not come into play if you

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2 employed your air cooling technology.

3 MR. O'BRIEN: Yeah. Probably what I  
4 said. Thank you.

5 MS. LEVENBERG: And so air cooling  
6 technology could be used with a rebuild, not just  
7 with an SMR?

8 MR. WEBSTER: No, Dana, the SMRs --

9 MS. LEVENBERG: Sorry. There is a big  
10 mismatch. Okay.

11 MR. WEBSTER: SMR are separate.

12 MS. LEVENBERG: I hope I'm not the  
13 only one that's confused.

14 MR. WEBSTER: There's two different  
15 proposals, okay.

16 MS. LEVENBERG: Yeah.

17 MR. WEBSTER: There's the SMR.

18 MS. LEVENBERG: Uh-huh.

19 MR. WEBSTER: That's the one that can  
20 have air cooling.

21 MS. LEVENBERG: Gotcha.

22 MR. WEBSTER: Then there's the  
23 rebuild.

24 MS. LEVENBERG: I understand.

25 MR. WEBSTER: That's the one that --

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2 MS. LEVENBERG: Would take four  
3 years -- only four years.

4 MR. WEBSTER: Well, wait, but that's  
5 the one that could have -- that's the one that would  
6 have the enhanced -- the closed cycle cooling system.  
7 That would be a water cooled closed cycle cooling  
8 system.

9 MR. O'BRIEN: Yeah.

10 MR. WEBSTER: Whether it would take  
11 four years, I'll ask Pat to opine.

12 MR. O'BRIEN: That's what we've  
13 projected.

14 MS. LEVENBERG: That's what's  
15 projected. And you're saying with the closed circuit  
16 cooling system, it wouldn't be impacted by the  
17 Coastal Zone Management Act?

18 MR. O'BRIEN: No. Because we still  
19 have the active SPDES permits for drawing water,  
20 correct?

21 MS. LEVENBERG: You said they still  
22 have active SPDES permits?

23 MR. O'BRIEN: Am I right? Ryan  
24 (phonetic), you can tell me if I'm wrong.

25 MR. COYNE: Let me just clarify here.

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2 So the Coastal Zone Management Act, if you propose an  
3 action in the coastal zone, it is subject to Coastal  
4 Zone Management Act review. I think the point you're  
5 trying to make, Patrick, is that if was air cooled,  
6 the impact of the project that you're proposing for  
7 the coastal zone would, according to you, Patrick,  
8 likely be less than it would with a water cooled --

9 MS. LEVENBERG: I totally understand  
10 that. But we're mixing and matching. Because on the  
11 one hand, Patrick is talking about these SMRs with  
12 the air cooling. And on the other hand, the question  
13 was about restarting what's currently there, which he  
14 said would not be an SMR, and he was quoted as saying  
15 it would take four years and \$10 billion to do it.

16 So he's saying on one hand, the SMR  
17 technology is much less expensive, much faster. But  
18 on the other hand, he's saying that they could get  
19 this -- the old plant up and running and with the  
20 closed circuit cooling, which is not air cooling, and  
21 would be subject to the Coastal Zone Management. I  
22 just want to be perfectly clear there's two different  
23 things that we're talking about here.

24 MR. O'BRIEN: I haven't said that SMRs  
25 are less expensive than a rebuild because to match

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2 what you have there, which is 2,100 megawatts, you'd  
3 need six to eight SMRs. To match what you had there  
4 at 2,100 megawatts, you would need six to eight SMRs.  
5 So it's a different number for new construction that  
6 is significantly higher than the number we have said  
7 for a rebuild.

8 CHAIR CONGDON: Okay. I want to get  
9 to the --

10 MS. LEVENBERG: I think -- I feel like  
11 I just I made the point. That there's a lot of  
12 confusion because what was -- the questions that you  
13 answered from Politico were really about one thing,  
14 SMR is a complete different thing, would require a  
15 different set of regs. You need to go back to the  
16 NRC to get approval, in addition to getting approval  
17 from all of the joint signers to the -- the signers  
18 to the joint proposal, not to mention the fact that  
19 it would still require Coastal Zone Management. It  
20 would absolutely require a SPDES permit, even though  
21 you're currently still have the SPDES permit.

22 As Kelly mentioned, they're evaluating  
23 now based on waiting for whatever the decision was,  
24 if they're going to issue you that SPDES permit. So  
25 there's still an awful lot up in the air. It's

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2 nothing that could -- and I know you said you don't  
3 have plans to do it.

4 MR. O'BRIEN: Yeah.

5 MS. LEVENBERG: I understand you said  
6 that. But just again, for the public record, not  
7 only do you not have plans to do it, but it doesn't  
8 seem like it's a straightforward path to either  
9 rebuilding or building new SMRs on the same location.

10 MR. O'BRIEN: Okay.

11 MS. LEVENBERG: Just to clarify, from  
12 what I understand you just said and the answers to  
13 the questions that I asked and others.

14 MS. TURTURRO: And if I may jump in,  
15 I'm sorry to jump in like this. But I just want to  
16 build upon what Assemblymember Levenberg is saying,  
17 and that is that the state review would not be only  
18 limited to a Coastal Zone Management Act review. For  
19 either proposal, if it were a proposal, DEC would  
20 have to determine what permitting authority and what  
21 permitting jurisdiction we would have, depending on  
22 what the specific proposal is.

23 And any agency that had permitting  
24 jurisdiction from the municipal level to the county  
25 level to the state level would need to review those

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2 proposals under the State Environmental Quality  
3 Review Act, in addition to their permitting  
4 jurisdictions.

5 CHAIR CONGDON: Really helpful. And  
6 thank you, Assemblymember, for qualifying through  
7 those questions and to Kelly for helping. I want to  
8 move now to Dave Lochbaum online and then to  
9 Commissioner Spear, and then we'll move to the public  
10 statement hearing.

11 Dave? Dave, I think you had your hand  
12 up? Dave Lochbaum, you might be on mute.

13 Okay. I'll move to Commissioner  
14 Spear.

15 COMMISSIONER SPEAR: Thank you, Mr.  
16 Chairman. I actually have a statement from  
17 Westchester County Executive, Ken Jenkins, that I'd  
18 like to read.

19 "As the Westchester County Executive,  
20 my number one job is the safety and security of our  
21 one million plus residents. Let me be clear.  
22 Westchester County's position on nuclear reactors at  
23 the Indian Point site is a hard no. According to a  
24 September 10th, 2025, article in Politico, Holtec  
25 stated Indian Point could be restarted at a cost of

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2 10 billion dollars.

3 Pursuant to expressed language  
4 contained in Section 4, paragraph C of the joint  
5 proposal regarding Indian Point decommissioning and  
6 site restoration signed on April 14th, 2021, quote,  
7 'Holtec has no present intention to site a new  
8 nuclear reactor at the site. It agrees it will not  
9 propose the siting of a new nuclear reactor at the  
10 site unless the local governmental entities, towns,  
11 village, school district, the county, and the state  
12 agree to support or not oppose such an application.'  
13 Westchester County will not agree to support and will  
14 oppose any application for nuclear reactors at the  
15 Indian Point site. We need to just move on.

16 Columbia University found that Indian  
17 Point sits on not one, but two fault lines. Anyone  
18 who has traveled on a weekday during rush hour on  
19 Route 9A or the Taconic State Parkway understands  
20 that evacuation would be close to impossible. The  
21 next option is to put duct tape on windows and doors  
22 and take a KI pill. Entergy decided to close Indian  
23 Point after losing a lawsuit to River Keeper to  
24 develop an alternative discharge system due to  
25 impacts on the Hudson River Ecological Environment

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2 from heated discharge. If you were building a new  
3 nuclear facility today, the Indian Point site would  
4 not be an option. Restarting a nuclear facility in  
5 such a vulnerable location is not only irresponsible,  
6 it is dangerous.

7 I have sent an act to the Westchester  
8 County Board of Legislators", thank you, Legislator,  
9 "encapsulating into law our county's strong  
10 opposition to nuclear reactors at the Indian Point  
11 site. The reality is that New York State has access  
12 to affordable, clean and environmentally conscious  
13 alternatives, solar, wind, geothermal, and  
14 hydropower. I support Governor Kathy Hochul's energy  
15 initiative that wisely excludes New York City, Long  
16 Island, and the Hudson Valley. There are 20 million  
17 people who call those areas home. The risks are much  
18 too high.

19 Even years after its closure, we  
20 continue to see the consequences of Indian Point.  
21 Inspections have identified radiological substances  
22 in water and soil. These findings remind us that the  
23 dangers of this site are still present. We went  
24 through this once. We are still feeling the impacts,  
25 and we will not go through it again.

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2 Let's be very clear about Con Edison.

3 The rate increases our residents are experiencing has

4 nothing to do with supply issues or supply charges.

5 It is entirely because of delivery charges. While

6 families are struggling, paying more every month, the

7 CEO of Con Edison made nearly 15 million dollars in

8 2024. That is outrageous, and it is because of the

9 delivery charges.

10 The federal court decision yesterday

11 stating federal law preempts New York State law

12 regarding discharging water from Indian Point into

13 the Hudson River makes it even more imperative to be

14 clear about Westchester County's position on nuclear

15 reactors at the Indian Point site. For all of these

16 reasons, Westchester County opposes a nuclear reactor

17 at Indian Point". Thank you.

18 CHAIR CONGDON: Thank you,

19 Commissioner. Thank you.

20 CHAIR CONGDON: I'd like to now move

21 on to the public statement hearing portion of the

22 meeting. Would you want to say a few words about the

23 procedures and take us through it?

24 MR. KACZMAREK: Absolutely. While I

25 walk through the procedures.

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2 Tina Volz-Bongar, you'll be the first  
3 speaker, followed by Jacqueline Drechsler and Susan  
4 Van Dolsen. So attendees will be called in the order  
5 in which they registered, starting with those  
6 participating in person. Those who are unable to  
7 speak this evening will be directed to additional  
8 opportunities on subsequent slides.

9 To provide fair opportunity to speak,  
10 there will be a three-minute time limit. Please keep  
11 an eye on your screen. There will be a three-minute  
12 timer, and I will provide a reminder with 30 seconds  
13 left. With that, Tina, you're up.

14 MS. VOLZ-BONGAR: Hi. I'm Tina Volz-  
15 Bongar, and I live in Peekskill, New York. And I'm  
16 here to deliver some news from the court of public  
17 opinion. The court of public opinion asked Kelly  
18 Trice, Kris Singh, and this other gentleman on a  
19 petition to stop the one million gallons of  
20 radioactive waste being dumped in the Hudson River.  
21 446,476 people signed that petition to Kelly Trice  
22 and Holtec. We have never received any answer to  
23 those jurors in the court of public opinion about  
24 this.

25 I want to thank our legislators for

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2 being responsive to the public. We thank the  
3 governor for signing the bill. And I understand that  
4 you're in the process of contemplating what's going  
5 to happen and especially with this federal  
6 government. But I just want to say that it's a heavy  
7 load that we carry in this community for  
8 environmental waste. And we're an environmental  
9 justice community, and it's obvious that -- anyway,  
10 that we receive a lot of environmental pollution  
11 because of the status of some of our public.

12 And I just -- it's so big, and it's so  
13 heavy, this whole thing. And the fact that we have  
14 these casks that really might not be designed. We  
15 don't even really have that confirmation from Holtec,  
16 but the NRC said that this design was not what they  
17 approved and not what they looked at. And you know,  
18 it's just so unfair. It's just unfair and wrong, and  
19 morally wrong. So anyway, thank you for letting me  
20 speak.

21 MR. KACZMAREK: Thank you. Jacquelyn  
22 Drechsler, followed by Susan Van Dolsen.

23 MS. DRECHSLER: I'm too short. Okay.  
24 So hi, everyone. Thank you for this opportunity to  
25 speak. In Holtec's HI-CLOUD press release, Holtec

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2 claims they have water for cooling. They have water  
3 for cooling. Not necessarily so. At many nuclear  
4 power sites in the country and around the world,  
5 nuclear power facilities have to shut down power when  
6 waters get too hot to cool. The temperature of the  
7 Hudson River has risen at certain places and times.  
8 All of the waters that cool powerplants, lakes,  
9 rivers, and oceans are getting hotter. Between storm  
10 surges, flooding, droughts, jellyfish, nuts from  
11 squirrels, and bird poop, nuclear plants have to shut  
12 down.

13 Indian Point cannot be rebooted. It  
14 cannot be rebuilt. What Holtec is proposing is  
15 outrageous. This is not a reboot or a rebuild. It  
16 is a brand new reactor for ten billion dollars. And  
17 we know that the cost will go up, just like the  
18 Vogtle plant in Georgia, where the rate payers are  
19 paying 24 percent more on their energy bills.

20 Mr. O'Brien stated in the Mid Hudson  
21 article on September 14th that it can be restarted.  
22 In the Politico article of September 17th, Holtec  
23 says, and I quote, "If the state", which is most  
24 likely the Hochul administration, "and the federal  
25 government", which of course I had in here Department

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2 of Energy, "supported it with financial and  
3 legislative support then we could do it". That is  
4 what Kelly Trice said. This is rate payer and  
5 taxpayer money.

6 By the way, the Palisades restart is  
7 just one of the most horrible things in the world.  
8 What Holtec does is they buy properties for  
9 decommissioning, and then they turn around, sometimes  
10 two weeks later, and try to become operators. We  
11 still have the issues of the Enbridge Gas Pipeline  
12 landing at Indian Point. In 2018, former Governor  
13 Cuomo's risk assessment on the 42 inch high pressure  
14 gas line came out. It stated that that pipeline  
15 should be shut down during decommissioning. It  
16 wasn't.

17 Enbridge is moving ahead with their  
18 plan to expand this pipeline's capacity, pushing more  
19 gas through and faster. High level radioactive fuel,  
20 stored on site, in crappy thin-walled Holtec  
21 manufactured canisters, is at risk from terrorists  
22 and from fire. Should there be a leak or fire at  
23 Indian Point, this will have a huge blast radius. It  
24 is a huge fire hazard. The idea of nuclear -- new  
25 nuclear begs the question, are you all crazy?

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2 So finally, I have a few words from  
3 others. From Susan Shapiro, who couldn't be here  
4 tonight --

5 MR. KACZMAREK: 30 seconds.

6 MS. DRECHSLER: -- a quote. "Governor  
7 Hochul shook my hand, looked directly at me, and said  
8 Indian Point will never reopen. That's a promise.  
9 She's concerned that this is on the table, and this  
10 is a promise that she is breaking to me and to all  
11 New Yorkers."

12 New York State Senator, Bill Weber,  
13 whom I met with, adds that he remains very concerned  
14 regarding the information in the news about Holtec's  
15 plans for more nuclear Indian Point. And New York  
16 State Assemblymember Chris Eachus says this: "The  
17 prospective reopening or recommissioning of Indian  
18 Point facilities would come at a financial cost to  
19 Hudson Valley residents and risk further  
20 contamination of the Hudson River. For that reason,  
21 I am opposed to the concept my office will continue  
22 to monitor the situation should there be further  
23 developments." Thank you very much.

24 CHAIR CONGDON: Thank you. Next is  
25 Susan Van Dolsen, followed by Suzannah Glidden.

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2 MS. VAN DOLSEN: First, I just -- I  
3 didn't really prepare anything because I want to  
4 thank our Legislators and our county executive for  
5 all the responsiveness toward the public. It's  
6 been -- I am just disgusted by this entire situation  
7 because of the fact that, clearly, the gentleman --  
8 he's now gone now -- oh, there you are, Pat, clearly  
9 is mocking us or making a joke of it in a funny way  
10 by saying oh, it's just an answer to a question.

11 These are people's lives. And it's  
12 not funny to us, and it's not to be taken lightly  
13 that you throw out a statement and then back away the  
14 way you are tonight. You're basically backing away  
15 and saying it may never happen. Why would you say it  
16 to the public then? Why would you do that? There's  
17 no good reason.

18 And you're backing away to the point  
19 now where you're saying, well, it may never happen.  
20 It could take many years. There's going to be  
21 Palisades and Oyster Creek, then a few more other  
22 ones. Then maybe Indian Point. But then you're also  
23 decommissioning it, which is your job, and saying it  
24 will hit a point of no return. So it clearly is  
25 folly, which is the word I had used before, and I do

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2 not feel like you should be doing this for people's  
3 lives. And that's pretty much all I have to say.

4 MR. KACZMAREK: Following Suzannah  
5 Glidden is Courtney Williams.

6 MS. GLIDDEN: Good evening, all.  
7 Thank you. Thank you, legislators, and thank you,  
8 Ken Jenkins. Data centers financially benefit really  
9 only the big billionaires creating them. Elon Musk,  
10 Larry Ellison, Mark Zuckerberg, Jeff Bezos, Larry  
11 Page, Sergey Brin, and the like internationally,  
12 while we foot the bill as taxpayers subsidizing  
13 building them, and as rate payers running them, while  
14 we pay greatly increased rates. Not only a huge  
15 amount of electricity is needed to power data centers  
16 that run these computers, but if it's air cooled,  
17 that will mean more electricity to cool them.

18 If it's cooled by water, well, that's  
19 the Hudson River. And if it's using the once-through  
20 cooling system, it returns the water much warmer to  
21 the river, killing fish, impacting the ecosystem, and  
22 potentially creating another big algae bloom like the  
23 one from Kingston to Hyde Point right now. They have  
24 a terrible smell, a green sheen over the water. They  
25 smell like rotten eggs or septic from the breakdown

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2 of the cells. And the toxic mess is unsafe for  
3 swimming, for fishing, for paddling. So it would  
4 definitely impact tourism and our economy.

5 I'm not going to address rebuilding  
6 the big nuclear plant. It just seems unfeasible in  
7 cost and in time. I want to turn to the unwanted  
8 SMRs, which remain pretty much a fantasy. They've  
9 never been actually built or tested. The proposed  
10 Holtec 300 is only slightly smaller than a nuclear  
11 conventional plant. And they generate these SMRs  
12 even more waste than conventional nuclear plants that  
13 we still have no solution for, even with the  
14 currently federally spun turning the waste into fuel  
15 idea, which has been tried for decades and been an  
16 abject failure. And guess what, if they use the  
17 highly enriched uranium --

18 MR. KACZMAREK: 30 seconds.

19 MS. GLIDDEN: -- with uranium 235  
20 levels of 2 percent or more, that is the key  
21 ingredient for building a nuclear bomb. With SMRs  
22 proposed all over the world, have we lost our  
23 intelligence completely? The whole thing is just  
24 insanity with the NRC regulations being gutted right  
25 now by this administration. When are we going to get

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2 serious about only using renewable energy at Indian  
3 Point? Thank you.

4 MR. KACZMAREK: Thank you. Next is  
5 Courtney Williams, followed by Susan Shapiro.

6 MS. WILLIAMS: Thank you. My name is  
7 Courtney Williams. I'm from Peekskill. I think the  
8 bottom line here is greed. I think all of this  
9 conjecture in this proposals that we're freaking out  
10 about right now are just a scam by Holtec to juice  
11 their IPO and steal our taxpayer money and subsidies  
12 to further line their pockets. We know for fact  
13 nuclear is incredibly expensive. They are proposing  
14 this AI data center. AI data centers are sucking up  
15 energy and driving up energy prices. Small modular  
16 reactors do not exist. We're going to keep throwing  
17 money and letting these companies steal from us when  
18 renewables are getting cheaper and cheaper.

19 And again, we didn't discuss the  
20 pipeline situation tonight, but Enbridge announced  
21 that they have financing for what they're not calling  
22 the Algonquin reliable, affordable, resilient  
23 enhancement. So I hope that Enbridge can be here in  
24 the hot seat next meeting as well. But in case we  
25 needed more evidence that Holtec does not give a crap

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2 about this pipeline or our safety, if you look at  
3 their prospectus for their techno, wet dream, SMR-  
4 powered data center, you'll see they've put this  
5 million square foot data center on top of the gas  
6 pipeline. They don't pay attention. They do not  
7 care.

8 Tom, when I toured there with my buddy  
9 Burroni, years ago, they didn't know how to reach  
10 Enbridge. And you emailed back saying, the binder  
11 with the contact info has been in the control room  
12 since whenever. They had no idea. They're not  
13 paying attention. They don't know what's in the  
14 control room.

15 This data center, Superintendent  
16 Tromblee, is right next to Buchanan-Verplanck  
17 Elementary School on that right of way where they  
18 want to put it. They are not a responsible neighbor.  
19 They are -- you saw the double-speak tonight that we  
20 could not get a straight answer. That they're  
21 telling the press one thing and basically, giving up  
22 responsibility for what they're saying. This is  
23 greed. This is in order to get the headlines, get  
24 the tech bros enticed, to juice their IPA.

25 Again, not a responsible neighbor. We

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2 take all the risk. They get all the profits. Take  
3 this message back to the governor, we don't want any  
4 fracking pipelines.

5 MR. KACZMAREK: 30 seconds.

6 MS. WILLIAMS: Not here, not upstate.  
7 We don't want any nukes. We don't want her throwing  
8 30 billion dollars of our tax money and our rate  
9 paying money to go to these false solutions and SMRs  
10 that do not exist. We want renewable energy. That  
11 is it. Thank you to our Legislators that are  
12 actually standing up for us and for our county  
13 executives that are actually cutting through the  
14 bullshit. Thank you.

15 MR. KACZMAREK: Susan Shapiro. Is  
16 Susan Shapiro here?

17 MS. DRECHSLER: Actually, Susan  
18 Shapiro is not here. And so I said that I would  
19 speak her words, which I mentioned before. Which is  
20 that she had a conversation with Governor Hochul.  
21 Governor Hochul shook her hand and said there will be  
22 no nuclear power back on Indian Point. And Susan --

23 MR. KACZMAREK: Thank you.

24 MS. DRECHSLER: -- is very concerned  
25 that that is a promise that is being broken by the

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2 fact that it is even on the table. Now --

3 MR. KACZMAREK: Ms. Drechsler?

4 MS. DRECHSLER: Yes?

5 MR. KACZMAREK: You already had your  
6 three minutes.

7 MS. DRECHSLER: Okay. I'm just saying  
8 that for Susan because she's on a plane right now and  
9 she wanted me to make sure that you all heard her  
10 words. Thank you.

11 MR. KACZMAREK: Marilyn Elie, followed  
12 by Christopher Vargo. Sorry, Christopher Vargo.

13 Marilyn Elie?

14 CHAIR CONGDON: No. She said she  
15 didn't sign up. Oh, she's going to say. Okay.

16 MS. ELIE: I want to acknowledge all  
17 of my compatriots here and what they've said.  
18 They've covered the facts. They are the facts. This  
19 is such a repeated history. I looked up, in  
20 preparing for this meeting, I looked up some of the  
21 things that I wrote in the Dateline audit that was  
22 2015. 2015, and here we are again. And it's the  
23 same thing.

24 So I am here to encourage those of you  
25 who are on this board to know that, even if there's a

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2 lot of misinformation being circulated about nuclear  
3 power and restarting Indian Point, I want you to  
4 recall, if you were here or maybe take a look at some  
5 of the old clips if you were not here, nothing has  
6 changed about nuclear power and what it does to the  
7 river and what it does to our community.

8 And I want to really remind you that  
9 you are the decommissioning oversight board. That's  
10 a rare title for most of the community boards that  
11 are working with nuclear power. Oversight. I hope  
12 that you take that term very seriously, and I hope  
13 that there could be some clearer statements in regard  
14 to what we heard here tonight, clarifying the  
15 differences between restarting, rebuilding, what  
16 would happen with the large reactor, and the SMRs.  
17 Most people don't understand that.

18 And I still, I listened as carefully  
19 as I could, I still do not have any idea about the  
20 design and model of that SMR. Air cooled, well,  
21 could we have some more details? What's it take to  
22 run? Is there an NRC approval? No, there's not. So  
23 give me something here that I can look at and not  
24 toss out something to people who want to work, the  
25 unions, who want to work. And I am a union person.

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2 Of course they want jobs. Of course we want the best  
3 for them. But why put this out in such a teasing,  
4 provocative way when, as has been mentioned here, all  
5 of the opposition has to meet going forward. So I  
6 think Holtec has really done us a disservice with  
7 their press release.

8 Tom, you mentioned floating. I have  
9 31 seconds left, I see. You mentioned that they were  
10 floating an idea. Nuclear plants don't float very  
11 well. And what they are talking about, I think, was  
12 designed to rile up union people who sometimes, yes,  
13 see their job and do they see past that job? I don't  
14 know.

15 I mentioned at the press conference  
16 something about right livelihood. It's a term, it's  
17 a Buddhist term, really. And it goes into how you do  
18 your work and how you live your life through the  
19 whole time. Right livelihood means that you look at  
20 the results of your work and can tell your  
21 grandchildren, yes, I'm proud of what I do. So I  
22 would just say for people working here in the DOB,  
23 please take consider your job as right livelihood and  
24 do the best you can. And I would say --

25 CHAIR CONGDON: Thank --

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2 MS. ELIE: -- to those who want a job,  
3 I want a job. Yes, I got it.

4 CHAIR CONGDON: Ms. Elie?

5 MS. ELIE: But is it really right  
6 livelihood if you're handing a high level,  
7 radioactive waste over to your grandchildren? And  
8 I'll stop there. Thank you.

9 CHAIR CONGDON: Thank you.  
10 Christopher Vargo, followed by Deborah Porder.

11 MR. VARGO: How you doing? Chris  
12 Vargo from Verplanck. Superintendent Tromblee, I  
13 really feel your passion in your voice, and I feel  
14 for you. This is the third meeting you've brought up  
15 this, and to have the two county Legislators --  
16 excuse me, the assemblyperson and our state  
17 legislature sit there and act like they're surprised  
18 is beyond belief. Do I have to email you guys and  
19 tell you? He sat here three meetings.

20 Another thing, we're all talking about  
21 these new -- the nuclear power plant SMRs. Not one  
22 mention that the radioactive head -- excuse me, the  
23 reactor head is in the cooling towers. Not the  
24 cooling towers, but the spent fuel pools. Nobody  
25 mentioned that. Nobody raised the point of what is

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2 in this, besides the tritium. They're going to dump  
3 this into the Hudson River. Not one time, not one  
4 question. I have no idea what you people are doing.  
5 I really don't. This -- and Mr. O'Brien, I want to  
6 thank you. Because the last meeting, there was ten  
7 people here. So bringing up the nuclear powerplant,  
8 I'm glad you all showed up.

9 So I don't know what you're doing.  
10 The Riverkeeper's got to go. This is your fault.  
11 The organization you belong to that raises money to  
12 protect the Hudson River sat in the meeting and  
13 accepted them dumping radioactive waste into the  
14 Hudson River. Put the food and water watch in your  
15 place. You got to go. That's the base. I'm just  
16 completely disgusted. I mean, this whole thing is a  
17 complete loss. I'm for the data center. It seems  
18 contradictory, but we need the tax revenue. So  
19 honestly, just do better, please.

20 MR. KACZMAREK: Thank you. Next is  
21 Deborah Porder.

22 CHAIR CONGDON: Excuse me, you're --

23 CHAIR CONGDON: Mark Pattison

24 (phonetic) --

25 MR. KACZMAREK: Please mute yourself.

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2 CHAIR CONGDON: -- you got to go on  
3 mute. Mark Pattison, please go on mute.

4 CHAIR CONGDON: All right. Thank you.  
5 With that, we'll move to our Zoom participants.  
6 First up, is Jocelyn DeCrescenzo. Are you with us  
7 tonight? All right. You have been asked to unmute.

8 MS. DECRESCENZO: Hello, there. I'm  
9 Jocelyn DeCrescenzo, and I live in Valley Cottage.  
10 And I thank you for the opportunity to speak tonight.  
11 Holtec's press release on HI CLOUD on July 31st of  
12 2025 calls this plan a redevelopment initiative.  
13 That's in quotes. Regarding this site, there cannot  
14 be redevelopment of any kind, not data or AI centers,  
15 not small modular reactors, and not a ten billion  
16 dollar new nuclear facility for two reasons.

17 One, under the State's superfund  
18 requirements, Holtec must finish the cleanup stated  
19 to be in 2034, 2034, and procure a certification of  
20 completion. The land is polluted, and they are in  
21 the investigation phase, supposedly. There must be a  
22 sign-off on the remediation.

23 The second reason Holtec cannot  
24 develop this property is because of a joint proposal,  
25 which was already discussed, in which Holtec agreed

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2 to not site new nuclear power at Indian Point.

3 Furthermore, five entities, the state, the county,  
4 the town of Cortlandt, the mayor of Buchanan, and the  
5 school district, must all be in 100 percent agreement  
6 either for or against more nuclear on Indian Point.

7 Holtec claims they will place their  
8 SMR 300s at this site. This is actually a  
9 speculative venture with experimental SMRs that have  
10 never -- it's their wet dream for world dominance,  
11 actually. But these SMRs create even more  
12 radioactive waste than already has been created, two  
13 to 30 percent more times high level radioactive waste  
14 per unit of electricity generated, according to Craw  
15 and McFarland's (phonetic) study.

16 And the fact that we've never had  
17 permanent repository site means that every nuclear  
18 powerplant is now going to be a permanent repository  
19 site, with crappy Holtec thin-walled canisters and  
20 crappy Holtec cement on crappy (indiscernible) pads.  
21 And only guaranteed, I think, for 20 years, which  
22 isn't a very long time. I'm sure Holtec will be  
23 putting in an application for an exemption with the  
24 NRC to get their 300s classified as small. Operators  
25 of small modular reactors do not have to help

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2 communities with emergency preparedness or emergency  
3 planning. They won't be giving money to fire,  
4 police, and EMT. This will fall onto the communities  
5 coffers themselves. The communities will be  
6 responsible for that, which isn't fair.

7 Then, there is the issue of the toxic  
8 radioactive tritiated water. There is a  
9 decommissioning trust fund. Money can be used to  
10 store this water properly until it has decayed to a  
11 safe half life for release into the Hudson River.  
12 Instead of Holtec using the decommissioning trust  
13 fund money, on lobbying the state and federal  
14 government and using this money on legal fees, they  
15 should use this money for storing the waste properly.  
16 That is what it is for and this is parts and parcel  
17 of decommissioning.

18 I urge this decommissioning oversight  
19 board to use their oversight and to review the  
20 presentation that Arnie Gunderson did. No more  
21 pussyfooting around. Thank you so much.

22 MR. KACZMAREK: Thank you. Michel  
23 Lee?

24 MS. LEE: Can you hear me?

25 MR. KACZMAREK: Yes, we can.

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2 MS. LEE: Terrific. All right. So I  
3 was originally going to speak for ten minutes. Tom  
4 and I spoke about this earlier today. Given the time  
5 pressure, I agreed -- I actually offered to do three  
6 minutes with the provision that I'll submit a more  
7 detailed statement to the board and also that I will  
8 come back to haunt you with more time in December.  
9 So not Halloween, but a couple months later.

10 So my basic thesis is this: it's a  
11 well-accepted standard for good governance that  
12 regulators have clear missions, independent  
13 leadership, and professional staff. And an essential  
14 but also well-accepted corollary is that oversight  
15 institution is tasked with the protection of public  
16 safety be insulated from political interference. So  
17 adherence to the standard will obviously range over  
18 time, from good to bad, for a variety of reasons.  
19 But the standard is the requisite load star.

20 And to overload that metaphor, nuclear  
21 regulation in the United States is now in the  
22 supernova stage. What people who are very  
23 overburdened state regulators and Legislators and  
24 officials may not be aware of is that the authority  
25 over nuclear, the NRC, is now effectively vested in

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2 OIRA. Have you heard of OIRA? OIRA is the White  
3 House Office of Information and Regulatory Affairs.  
4 And of course, the DOGE team leads and whatever their  
5 refurbished titles are. I want to just read a short  
6 excerpt from the hearing, the first oversight hearing  
7 that the NRC conducted in years, which occurred a  
8 couple weeks ago. And this regarded the executive  
9 order which vested OIRA control over the NRC and  
10 other agencies.

11 So Chairman Wright -- by the way,  
12 there are usually five commissioners at the NRC. One  
13 was fired by the president, which is unprecedented.  
14 And another --

15 MR. KACZMAREK: 30 seconds.

16 MS. LEE: -- resigned. Well, I won't  
17 have time to read his statement, but he was asked --  
18 I'll try to do it fast. Can the White House change  
19 the Nuclear Regulatory Commission's rules and  
20 decisions? The answer, quote, "I don't -- I may have  
21 to get back to you about that, just on detail. I'm  
22 not sure how that works. I do know that there is  
23 a -- we have the ability to have conversations with  
24 them on things like that. Maybe aren't aligned or  
25 that maybe they don't agree with something like

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2 that."

3 So that's where we are and I look  
4 forward to continuing our conversation.

5 MR. KACZMAREK: Thank you. Is Susan  
6 Hito on the line? Please raise your hand if you are.  
7 Oh, okay, thank you.

8 Manna Jo Greene. Manna?

9 MS. GREENE: It took a while to  
10 unmute. Sorry. Okay. I want to start by saying  
11 that a very basic concept that nuclear is absolutely  
12 not a climate solution. When you look at the full  
13 lifecycle to uranium mining, milling, processing,  
14 transportation, operations, and ultimately storage in  
15 someone's community, and putting that community at  
16 risk. It is not only not a climate solution, but it  
17 is endangered by impending climate change.

18 For example, where the fuel rods are  
19 stored at Indian Point, during Hurricane Irene, there  
20 was an 11-foot storm surge. That wasn't enough to  
21 get the NRC to close down the facility. But if you  
22 add an 11-foot storm surge to at least six foot of  
23 sea level rise, you could block off the air flow that  
24 cools the fuel rods stored on site. It puts the  
25 surrounding communities at danger. It is by far the

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2 most costly. It has health impacts. And I think  
3 this whole discussion tonight is so contradictory.

4 Holtec is supposed to be  
5 decommissioning Indian Point. They're being paid by  
6 a very large decommissioning trust fund to do that  
7 work. And now, in direct contradiction to the  
8 settlement agreement and the plans for  
9 decommissioning, they're considering small modular  
10 nuclear reactors on that site and rebuilding  
11 facilities that they're deconstructing. That just  
12 doesn't make sense.

13 The other concern I have is about at  
14 some point, given the litigation that's going on  
15 about the Save the Hudson Act, I have concerns about  
16 if there is a release of --

17 MR. KACZMAREK: 30 seconds.

18 MS. GREENE: -- more radioactive water  
19 into the Huson, beyond what's already seeping from  
20 the ground water, that puts the communities that  
21 take -- the seven communities that take their  
22 drinking water from the Hudson River at risk. And  
23 also, the communities that are taking Hudson River  
24 water -- anyway, so that's -- those are major  
25 concerns that I have. The waste is stored

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2 indefinitely and both -- either of the solutions that  
3 Holtec is so-called floating would continue to put  
4 the communities at waste, make more radioactive --

5 MR. KACZMAREK: Manna?

6 MS. GREENE: -- waste. So thank you  
7 very much for the opportunity and the good work  
8 you're doing.

9 MR. KACZMAREK: Thank you, very much,  
10 Manna. That concludes the public statement hearing  
11 portion of the meeting.

12 If you could, please, go to the next  
13 slide.

14 I want to remind everyone that they  
15 can submit comments at any time to the Indian Point  
16 Decommissioning Oversight Board at our website at  
17 [www.dps.ny.gov/IndianPoint](http://www.dps.ny.gov/IndianPoint). There is quite a lot of  
18 content on the webpage, including the document  
19 library where you can post comments.

20 Next slide.

21 On the website, you may also sign up  
22 for updates, and we encourage you to do so. It is  
23 the best way to stay up to date on things that occur  
24 at the site between meetings.

25 Next slide, please.

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2                   And we have a number of translation  
3                   services available in multiple language. Next slide.  
4                   The next meeting of the Decommissioning Oversight  
5                   Board will be on December 11th, and we will be  
6                   notifying everyone on location, et cetera, closer to  
7                   the meeting date. So thank you all.

8                   I want to just turn to my fellow DOB  
9                   members to see if they have any closing remarks?

10                   Yes. Superintendent Tromblee?

11                   MR. TROMBLEE: I'll take the  
12                   promotion. Just one quick follow-up for the point of  
13                   clarification. I do want to point out that our state  
14                   Legislators have been good partners in helping us  
15                   explore how we do engage in these monitoring  
16                   activities. In fact, we had a meeting on June 24th,  
17                   where we explored just that topic of if there is an  
18                   event, how we do proceed with that. And they offered  
19                   their support to if we did hit any roadblocks to  
20                   reach out to them. And as soon as we did hear  
21                   information that BNL would not be meeting with us, we  
22                   did reach out to them. But that just occurred just  
23                   yesterday so just wanted to clarify that.

24                   CHAIR CONGDON: Appreciate that.

25                   Thank you very much.

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2                               So with that, I thank you all for your  
3 attendance. I thank the DOB members for your  
4 engagement.

5                               And this meeting is adjourned. Thank  
6 you.

7                               (The hearing concluded at 9:16 p.m.)

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2 STATE OF NEW YORK

3 I, ABDULLAH KHALID, do hereby certify that the  
4 foregoing was reported by me, in the cause, at the  
5 time and place, as stated in the caption hereto, at  
6 Page 1 hereof; that the foregoing typewritten  
7 transcription consisting of pages 1 through 63, is a  
8 true record of all proceedings had at the hearing.

9 IN WITNESS WHEREOF, I have hereunto  
10 subscribed my name, this the 30th day of September,  
11 2025.

12  
13 A handwritten signature in black ink, appearing to read 'AKhalid', with a horizontal line underneath. The signature is written in a cursive style.

14  
15 ABDULLAH KHALID, Reporter

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