

June 29, 2005

MEMORANDUM TO: Davis-Besse Oversight Panel

FROM: Steven A. Reynolds, Chairman, Davis-Besse Oversight Panel
/RA/

SUBJECT: MINUTES OF INTERNAL MEETING OF THE DAVIS-BESSE
OVERSIGHT PANEL

The implementation of the IMC 0350 process for the Davis-Besse Nuclear Power Station was announced on April 29, 2002. An internal panel meeting was held on February 25, 2005. Attached for your information are the revised minutes from the internal meeting of the Davis-Besse Oversight Panel and the "Open" Action Items List. The minutes were revised to modify Agenda Items 6 and 13, and the Action Item Table: Item No. 283.

Attachments: As stated

cc w/att: U. Schoop, OEDO
J. Caldwell, RIII
G. Grant, RIII
M. Satorius
K. O'Brien, EICS
DB0350

See Previous Concurrences

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OFFICE	RIII	RIII	RIII		
NAME	FRamirez*:dtp	CLipa	SReynolds		
DATE	06/28/05	06/28/05	06/29/05		

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MEETING MINUTES: Internal IMC 0350 Oversight Panel Meeting
Davis-Besse Nuclear Power Station

DATE: February 25, 2005

TIME: 10:00 a.m. CST

ATTENDEES:

S. Reynolds
S. Thomas
C. Lipa

G. Suh
A. Garmoe
J. Hopkins

W. Ruland
M. Phillips

Agenda Items:

1. Discuss/Approve Today's Agenda

The Panel approved the agenda. **THE APPROVED AGENDA REFLECTS THE ORDER LISTED IN THESE MINUTES.**

2. Discuss Plant Status and Emergent Issues

S. Thomas discussed plant status since the last panel meeting before the mid-cycle outage began. The plant was in green risk and operating at full power. The mid-cycle outage had gone well, with no RCS leaks identified on either head (upper or lower). The cooling tower fill had been repaired (the tower had iced up during the shutdown damaging the fill), and a problem had developed during the startup with the pressurizer's PORV, which had a slight leak to the quench tank. The leakage was being monitored, and was below 0.02 gpm.

3. Discuss Process Plan

C. Lipa discussed the Process Plan, and the updates that needed to be added. R. Smith would be updating the plan based on the updates provided.

4. 0350 Exit Criteria to return to ROP

C. Lipa discussed the exit criteria, which M. Phillips would update. The goal should be to return the plant to normal monitoring by the ROP with some enhanced inspections included to address the licensee's improvement plans and the licensee's implementation of the Confirmatory Order. The Panel agreed that the sub-bullets in the August letter were considerations, and not hard and fast criteria, i.e., each does not have to be met for the intent of the major item to be met. The Panel agreed that the format should be revised, and the decision was subsequently made to include the exit criteria in the Process Plan rather than develop a new document. The Panel also agreed that the Performance Indicators (both NRC's and the licensee's) should be considered, but that they did not need to be a certain color. The NRC PIs would be utilized to determine what column the plant went back into when it was returned to the ROP. The Panel agreed that the appropriate level of consideration was that the item could be monitored effectively by the ROP, given that the Panel had already determined that the licensee had established corrective actions sufficiently effective to authorize restart.

5. Discuss New/Potential Licensing Issues

The licensee had submitted a "CLIP" amendment to remove the requirement for submitting monthly operating and radiation exposures reports. J. Hopkins noted that NRR and RES were looking for regional concurrence on the service water and ASP transmittal letters, respectively. The plan was to issue the letter transmitting the final ASP results to the licensee after the RIC if the concurrences were received in time.

6. Discuss Action Items

C. Lipa went over the status of each open Action Item.

Action Item 266: The Panel decided to hold this item open, and modify it to address lessons learned throughout the 0350 process, including the process to transition back to the ROP. New due date would be one month after plant returned to ROP oversight.

Action Item 269: Remains open, C. Lipa will meet with A. Stone and J. Lara to discuss concurrence on letter to close this item.

Action Item 282: The decision was to keep this item open until the final process plan update was completed and agreed to by the Panel.

Action Item 283: J. Hopkins briefed the Panel on the status. The licensee's response to GL 95-07 is acceptable; however, it contained a potential 50.9 violation. Mr. Hopkins will provide a feeder to C. Thomas for the next inspection report discussing the issue in detail and dispositioning it in accordance with the Enforcement Policy. In addition, C. Thomas will review the related Condition Report for the item.

Action Item 284: W. Ruland will arrange for this to occur, new due date of 3/20 assigned.

Action Item 285: New due date of 3/19 assigned.

The updated Action Item list is attached.

7. Discuss New Allegations

There was one new allegation that could not be discussed over a non-secure phone. The concern would be going to an Allegation Review Board.

8. Discuss POAM

C. Thomas and C. Lipa discussed formatting of the POAM document, an update of which had been sent to the Panel just before the meeting. The Panel accepted the proposal to use as closure date the date of panel briefing on the inspection/review results. Also C. Lipa again reminded the leads to keep the POAM updated.

9. Discuss Communications Status

The communication plan for the FirstEnergy 50.7 violations was in the process of implementation and expected to be complete by early next week. The associated press release was to be issued on Monday. J. Hopkins noted that they had received an e-mail

from Mr. Lochbaum regarding FENOC ignoring warnings from NRC, and based on the screening criteria, no response to Mr. Lochbaum from NRC was necessary. The Panel discussed the need for a communication plan on the steam generator inspection report issuance, but decided that one was not needed. As noted above, the letter transmitting the ASP results to the licensee was in the concurrence chain.

10. Discuss Input for Weekly Branch Chief Call with Licensee

The Panel did not identify any specific items for discussion for this week's call other than the issue of the two examples where the operators had not performed well, although no procedures had been violated. The examples involved the brief drop in temperature below 520 degrees, the minimum criticality temperature, and the poor boric acid addition that resulted in forcing the group 7 control rods full out.

11. Panel Makeup for next few meetings

W. Ruland indicated that he would be going on a two month rotation starting March 7, and that he would be replaced for that period by Mr. A. Mohseni from NMSS. The Panel concluded that a Charter update was not necessary due to the temporary nature of the appointment.

12. Scheduling of Next Public Meeting

The Panel determined that the next meeting should not be until the last two weeks of April at the earliest. Subsequently, the Panel decided to wait until the transition of Davis-Besse oversight from 0350 to the ROP to hold the next public meeting.

13. Enforcement Item Update

C. Lipa discussed the status of upcoming enforcement issues. The Panel also discussed the potential 50.9 violation involving the 1997 LER. The preliminary White finding on the ANS will go to an enforcement panel March 10th, after which time the final determination will be issued to the licensee.

14. Discuss Fourth Quarter Performance Assessment Review of Inspection Finding and PIs

C. Thomas discussed the fourth quarter review of inspection findings and PIs. In addition, he discussed the trend of the Davis-Besse PIs. All PIs were valid, and only the ANS PI is white, with the rest green. The findings for the quarter and end-of-cycle review meeting on February 8, 2005, were utilized to discuss the licensee's performance in detail and fulfilled the quarterly assessment of the panel.

15. Date and Topics for Next Panel Meeting

The Panel decided that the earliest time for the next panel meeting would be the week of March 21st. Given everyone's schedules, the Panel chose March 24th for the panel meeting. Topics to be discussed include: Enforcement Update, G. Wright's SCWE inspection follow-up plans, updates from each inspection lead on readiness to transition to ROP and exiting 0350, and method for staff solicitation for concerns about going to ROP.

16. Discuss/Update Timeline and Milestones and Commitments

Wk of March 7	Release of redacted Haber report in ADAMS Public Domain
Early March	Chairman's briefing of Senator Voinovich (tent)
Wk of April 4 or 11	G. Wright's SCWE inspection
Apr. 18 to May 6	Safety System Design & Performance (SSDPC) inspection
May 4 th	AARM
early May	Public Meeting on Transition to ROP
early May	Ottawa County Commissioner's Brief
Wk of May 16 th	EP Exercise

12:31 p.m. CST: Meeting adjourned

DAVIS-BESSE OVERSIGHT PANEL "OPEN" ACTION ITEM LIST - Current as of 2/25/05 Mtg.

Item No.	Action Item (Date generated)	Assigned to	Comments	Due Date
266	Draft memorandum from the Panel to NRR addressing the Lessons Learned to be considered for the next revision to IMC 0350 based on the entire 0350 process and transition back to ROP. (4/13)	Lipa/Suh	4/13-Discussed, comments should be forwarded to C. Lipa/A. Mendiola; 4/27-Discussed, need to base on specific line items from the Process Plan. 10/14-Discussed, comments provided to D. Passehl for incorporation into memo. 11/10 - discussed. 1/6 - Letter with Caldwell for issuance. 2/25 - The Panel decided to hold this item open, and modify it to address lessons learned throughout the 0350 process, including the process to transition back to the ROP.	1 month after DB placed in ROP program.
269	Set up call with Licensee to discuss their response letters to CATI (4-5-04)and SSDI	Suh	Licensee sent two letters, one to RIII, the other to NRR. J. Lara will handle RIII response and will be on site the week of 9/13/04 and will discuss with Licensee 9/16/04. 10/14-Discussed, Julio to follow-up with licensee next week. 11/10 - will be closed when call is made with licensee discussing their response to the CATI and SSDI inspections. 1/6 - Letter sent by RIII to licensee 12/14/04. Open pending letter from NRR that we will be taking no action re the licensee's request. 1/24 - Letter in Typing. 2/25 - C. Lipa will meet with A. Stone and J. Lara to discuss concurrence on letter to close this item.	2/28/05
282	Develop detailed set of planning steps for Davis-Besse to exit the MC 0350 process. (12/02/04)	Lipa	1/6 - Document steps to address strategies in 8/23/04 memo. 2/25 - The decision was to keep this item open until the final process plan update was completed and agreed to by the Panel.	03/25/05

DAVIS-BESSE OVERSIGHT PANEL "OPEN" ACTION ITEM LIST - Current as of 2/25/05 Mtg.

Item No.	Action Item (Date generated)	Assigned to	Comments	Due Date
283	Establish a plan (to discuss at Jan. 6 Panel) for addressing GL 95-07 since the document will go public in ADAMS.	Lipa/ Hopkins	Due to unavailability, postponed to 02/25/05 panel meeting. 2/25 - The licensee's response to GL 95-07 is acceptable; however, it contained a potential 50.9 violation. Mr. Hopkins will provide a feeder to C. Thomas for the next inspection report discussing the issue in detail and disposition it in accordance with the Enforcement Policy. In addition, C. Thomas will review the related Condition Report for the item.	04/25/05
284	Set up OCA briefing after mid-cycle outage	Ruland	2/25 - W. Ruland will arrange for this to occur despite being on rotation away from panel	03/20/05
285	Write letter to Riccio, Lochbaum, et. al. to take them off standard distribution list	Hopkins		03/19/05