



City of Boulder, CO
P.O. Box 791
Boulder, CO 80306

February 3, 2010

Mr. Edgar Ethington, P.G.
Colorado Department of Public Health and Environment
HMWMD-HWC-B-2
4300 Cherry Creek Drive South
Denver, CO 80246-1530

Dear Mr. Ethington:

I am responding to your request for a written report of actions and activities relating to the Valmont Butte site for the last year.

In January 2009, the city contracted with Casey Resources (“Casey”) to complete a data assessment and further characterize the Valmont Butte site to support the CDPHE Voluntary Cleanup Program (“VCUP”) application process. CDPHE approved the work plan for further site characterization work on June 1, 2009. Sample results were reported to CDPHE on November 24, 2009 and we understand you have a copy of that report.

Other activities on-site included repairing buildings damaged by vandalism and our ongoing efforts to keep prairie dogs and other burrowing animals from breaching the tailings ponds cap. The city plans to continue these efforts in 2010.

In 2009, the city also initiated discussions with other responsible parties to address the cap failure and other cleanup issues at the Valmont Butte site under the VCUP. Further discussions are planned for early 2010.

In 2010, the city will also pursue the design of the new cap for the tailings ponds and site closure under VCUP.

If you have any questions or require additional information, please do not hesitate to call me at 303-884-4128.

Sincerely,

A handwritten signature in cursive script that reads "William R. Boyes". The signature is written in black ink and is positioned above the typed name.

William R. Boyes
Facilities Maintenance Program Manager
City of Boulder, CO

cc:

David Gehr, Acting City Attorney
Maureen Rait, Executive Director of Public Works
Joe Castro, Facilities & Fleet Manager
Elizabeth H. Temkin. Esq.
Paul Casey, P.E.