



DEPARTMENT OF THE ARMY
HUNTSVILLE CENTER, CORPS OF ENGINEERS
P.O. BOX 1600
HUNTSVILLE, ALABAMA 35807-4301

September 22, 2004

Ordnance and Explosives Directorate

Mr. Stephen A. Cobb
Chief, Government Hazardous Waste Branch I and Division
Alabama Department of Environmental Management (ADEM)
1400 Coliseum Blvd
Montgomery, Alabama 36110-2059

SUBJECT: Alabama Department of Environmental Management, Memorandum from Jim Grassiano, September 10, 2004, Re: Alabama Department of Environmental Management (ADEM) Field Visit to the Northern Charlie Area: Review of Munitions and Explosives of Concern (MEC) Road Clearance Activities Being Performed by the Army

Dear Mr. Cobb: *Steve*

As a follow up to our conversation from September 20, 2004, regarding the implication of the Corps of Engineers (COE) Safety Specialist's not reporting several repositioned MEC items, I have had the opportunity to review a number of documents and provide to you the following observations:

(a) The COE Form 948 (enclosure 1) did not identify the fact that the COE Safety Specialist had observed MEC items in the area adjacent to the road clearance activities. The reason the 948 did not identify these items, is that the 948 is documentation from the COE to the contractor relative to contract performance issues. Since these MEC items were outside the contract performance area it was not appropriate to document in the 948.

(b) The USACE Ordnance and Explosive Project Daily Quality Assurance Report, dated 21 July 2004 (enclosure 2) documents the fact that the Safety Specialists observed that the No Further Action (NFA) adjacent to the road clearance area was contaminated with MEC. His statement in the General Observations, item 2 states "The area that was determined to be NFA is in fact littered with OE and OE related scrap I don't concur with this being a NFA area". It is clear in this report that the Safety Specialist was aware of the MEC and according to enclosure 3, promptly notified his supervisor and the COE Project Manager (PM) on 21 July 2004.

(c) Email dated 23 July 2004, 7:03 AM from Dan Copeland, COE PM to Ron Levy (enclosure 4) documents that the COE PM notified Ft McClellan Transition Force (TF) that the NFA area adjacent to the cleared road segments had a substantial amount of OE Scrap and recommended that TF notify the U.S. Fish and Wildlife Service. It was at this point that contract actions were initiated to include this NFA as a clearance area.

(d) Email dated 23 July 2004, 12:00 PM from Art Holcomb TTFW PM to Dan Copeland (enclosure 5) further documents the fact that the COE, TF and Tetra Tech Foster Wheeler (TTFW) were fully aware and engaged in addressing the MEC items identified by enclosure 2.

(e) The request for OE Contract Action dated 26 July 2004 (enclosure 6) formally initiated the formal contract action to provide for the NFA area to be cleared.

(f) Email dated 27 July 2004 from TTFW to COE Dan Copeland (enclosure 7) was the draft proposal to respond to the NFA area by the contractor.

There is additional supporting documentation to the actions of the COE and TF, but I feel this is sufficient information to convey to ADEM that the Army was aware that MEC items were in the NFA area and that the Army was responsive to the situation. I would note that within five working days the Army had agreed that an action was prudent for this NFA area, had prepared a Contract Statement of Work, and had a draft proposal from the contractor to execute this work.

Based on these documents provided by enclosure and other supporting documentation, these MEC items, regardless whether they were moved, placed or left there from previous Army actions, were properly identified and actions immediately initiated. I therefore request that the referenced memorandum be corrected to reflect that the Army had initiated prudent and timely actions for this NFA area.


C. DAVID DOUTHAT, P.E., CSP
Director, Ordnance and Explosives
Directorate

Enclosures

Copies Furnished:
Transition Force
BRAC, Hampton Field Office
TTFW

U.S. ARMY ENGINEERING AND SUPPORT CENTER, HUNTSVILLE
ORDNANCE AND EXPLOSIVE GROUP
MEMO

TO: TETRA TECH FW DATE: 7/21/97 TIME: 1510

CONTRACT NUMBER: OACP-87-99-D-0010 PROJECT LOCATION: FT M. C. MEAN
DO #: 0020 ANNISTON, AL

SUBJECT ITEM(S)
☐ Work Plan
☐ Safety Violation
☐ Safety Comments

(Check all that apply):

☒ Quality Control
☐ Other

PRELIM 948 #70

DESCRIPTION: SPC-0000 027 028 046
047 048 049 050 056 061 062 063
063 PASSED GOVERNMENT QA
INSPECTION

☐ Prompt correction or compliance with contract specifications is requested

USACE Site Representative

RECEIPT ACKNOWLEDGED:

Contractor's Representative

ACTION TAKEN:

CEHNC FORM 948 (Revised)
1 APR 95

COPY 2 - Contracting Officer

Enclosure 1

**USACE ORDNANCE AND EXPLOSIVE PROJECT
DAILY QUALITY ASSURANCE REPORT**

CONTRACT WITH DELIVERY ORDER: DACA87-99-D-0010, Task Order 0020, Foster Wheeler

SITE: U.S. Fish and Wildlife Transfer, Fort McClellan, Anniston, Alabama

DATE: 21-July, 2004

TELEPHONE NUMBER: (256) 848-5677

FAX NUMBER: (256) 848-7457

CELL PHONE: (256) 426-0664 (Zange)

WEATHER: Sunny with winds out of the South West at 5 mph, Low: 68° High: 95°

USACE UXO SME: Walter E. Zange, CEHNC-OE-S

GRIDS COMPLETED BY CONTRACTOR: Segments 027,028,046,047,048,049,050,056,061,062 and 063

OCI CONDUCTED: Attended morning safety meeting and inspected 11 Segments.

GRIDS THAT PASSED OCI: Segments 027,028,046,047,048,049,050,056,061,062 and 063

CEHNC FORM 948 ISSUED: 1ea #1 Segments 027,028,046,047,048,049,050,056,061,062 and 063 passed Government QA inspection

CONTRACTOR PERSONNEL ON-SITE: 05

Todd Biggs	Project Manager
Mick Doak	SUXOS
Bill Bendel	UXOSO/UXOQC
Todd Steelman	Tech II QC/QA Support
Jason Soth	Tech II QC support

* = USA Environmental Subcontractor Personnel

** = Native American Environmental Subcontractor Personnel

UXO DISCOVERED/DESTROYED TODAY:

GENERAL OBSERVATIONS:

1. All segments in this TO have been turned over and passed Government QA inspection.
2. Boundary segments 055,056,057 and 058 were only cleared from the edge of the NFA (No Further Action) area to 15 feet off centerline of road. The area that was determined to be NFA is in fact littered with OE and OE related scrap I don't concur with this being a NFA area.
3. SUXOS, UXOSO/UXOQC and QA/QC support are listed on TO 0001 also.

LESSONS LEARNED: None

DISTRIBUTION:

1-CEHNC-OE-PM (Dan Copeland)

Enclosure 2

1-CHINC-FD-CS-G
1-CHINC-OB-S (FILE)
1-CHINC-OL-CN-QT
1-CHINC-CT

18 August 2004

MEMORANDUM FOR Record

SUBJECT: Events leading up to The Administrative Order issued by ADEM in reference to Ft McClellan, AL

On 1 July 04 I observed dig Tm 2 performing intrusive operations on segment 056 approximately from 0800-0930. There were 6 unfuzed and/or expended practice 81mm mortars on the side of the road that the team had unearthed and 1, 81mm mortar being unearthed. The Tm went on break around 0900-0915 after their break the Tm placed these items in a scrap bucket. From 0930-1400 I preformed QA on 2 segments and the required paperwork for an additional 5 segments turned over for QA and the daily QARs. I returned to observe the team again around 1400-1430 the Tm was about 98% complete and at the Far East side of the segment. I ask the team leader Dave Leshko if they found anything good today his response was that they only found expended practice mortars and he wouldn't have a count until the end of the day.

On 20 July 04 Grady Bendel UXOQC/UXOSO turned over a total of 16 segments for Government QA to include segment 056. I ask him how all the segments looked He stated that they all looked very good and reminded me that segment 056 was a boundary segment and the north side of the road was a NFA (no further action) area, this raised great concern considering I observed the dig Tm unearth ordnance from this area, and the Tm dig sheet counted a total of 36, 81mm practice/expended mortars dug within 1-20 feet from the NFA.

On 21 July 04 at or around 0700 I contacted Dan Copeland (Project Manger) and Greg Parsons (acting OE safety chief) and expressed my concerns and nonoccurrence with the NFA area. I preformed about a 60-70% QA of segment 056 because of the amount of ordnance that was found during the Contractors intrusive investigation. At the end of my QA I went into the NFA to look for the presence of OE or OE related scrap. I found 3, 81mm mortars 1 on the surface (later determined to be practice/expended) and 2 nosed in the ground, this was the evidence I needed to discredit this area as a NFA and documented this on my QAR and passed the information on to Dan Copeland. Looking back now on the one mortar that was on the surface I guess it could

Enclosure 3

have been moved/placed by the contractor but I wasn't looking for moved ordnance nor did I have any reason to look for moved ordnance I was simply looking for OE to discredit the NFA so this area could be added to the clearance area for obvious safety reasons. Any question to this matter please contact me at (256) 426-0664

Sincerely
Walt Zange
OE-Safety

Copeland, Daniel, D HNC

From: Copeland, Daniel, D HNC
Sent: Friday, July 23, 2004 7:03 AM
To: 'Ron Levy'
Cc: 'Art Holcomb'; Potter, John C HNC; Murdock, Suzanne G HNC; 'Bill Shanks'; Zange, Walter E HNC
Subject: Status of clearance Charlie Roads and Firebreaks

Ron,

The QA of the clearance for the Charlie Roads and Firebreaks was completed on 22 July. However the road segments 55, 56, 57, and 58 were only cleared from the road into the clearance area. The offside portion of the road was in a no-further-action portion of the area. These road segments do have a substantial amount of OE Scrap located within them. The only items found in the clearance area of these segments were practice items. The F&WS should be notified that the offside of the roads have not been cleared.

If you have any questions, give me a call.

Dan

Daniel D. Copeland
Ordnance and Explosives Project Manager
Corps of Engineers Huntsville Center
(256) 895-1567
Cell (256) 759-3921
daniel.d.copeland@hnd01.usace.army.mil

Tracking:	Recipient	Delivery	Read
	'Ron Levy'		
	'Art Holcomb'		
	Potter, John C HNC	Delivered: 7/23/2004 7:03 AM	Read: 7/23/2004 7:21 AM
	Murdock, Suzanne G HNC	Delivered: 7/23/2004 7:03 AM	Read: 7/26/2004 1:43 PM
	'Bill Shanks'		
	Zange, Walter E HNC	Delivered: 7/23/2004 7:03 AM	Read: 7/25/2004 6:23 PM

Copeland, Daniel, D HNC

From: AHolcomb@TtFWI.com
Sent: Friday, July 23, 2004 12:00 PM
To: Copeland, Daniel, D HNC
Subject: Re: Status of clearance Charlie Roads and Firebreaks



pic07711.gif

Daniel

Looking at what we found in the road and anticipating ADEM concerns I would recommend we look at segments 12, 53, 54, 55, 56, 57, 58 & 32. Although 32 had nothing it is a very short sector that turns out into the NFA area. 11 also had nothing of note but you might want to add it also as a precaution since it is just a continuation of the road that includes 12. There was one 81mm practice in segment 12 several in each of the 53 - 58 segments.

Art
(Embedded image moved to file: pic07711.gif)

"Copeland,
Daniel, D HNC"
<Daniel.D.Copeland@HND01.usace.army.mil>
07/23/2004 07:03 AM

To
<Ron.Levy@McClellan.army.mil>
cc
"Art Holcomb"
<aholcomb@ttfwi.com>, "Potter, John C HNC"
<John.C.Potter@hnd01.usace.army.mil>, "Murdock, Suzanne G HNC"
<Suzanne.G.Murdock@hnd01.usace.army.mil>, "Bill Shanks"
<shanksb@McClellan.army.mil>, "Zange, Walter E HNC"
<Walter.E.Zange@HND01.usace.army.mil>

Subject
Status of clearance Charlie Roads and Firebreaks

Ron,

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If you have any questions, give me a call.

Dan

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Cell (256) 759-3921
daniel.d.copeland@hnd01.usace.army.mil

REQUEST FOR OE CONTRACT ACTION			
ROUTING			
FROM OE Project Manager DAN COPELAND	DATE	CONCUR	OTHER
1. ED Lead Engineer GOODING <i>(S)</i>	7/26/04	<i>(S)</i>	
2. Chief OE Design Center POTTER	7/26/04	<i>(S)</i>	
3. Chief OE Safety PARSONS	7/26	<i>(S)</i>	
4. Chief OE MCX YOUKEY <i>for</i>	7/26/04	<i>(S)</i>	
5. OE Program Analyst BRITTON	7/26/04	<i>(S)</i>	
TO Contract Specialist FRANCIS STEEL	7/26/04		
CONTRACT REQUEST INFORMATION			
CEFMS PR&C #: W31RYO30903365	CEFMS WORK ITEM: 8H5963		
PROJECT #: Fort McClellan	PROJECT NAME: F&WS Removal Action		
CONTRACTOR NAME: FOSTER WHEELER	LABOR CHARGE CODE TO CT: L89057		
CONTRACT #: DACA87-99-D-0010	TASK ORDER #: 0020		
AWARD NEEDED BY: <i>ASAP 30 July 04</i>	PROJECTED IN FORECAST		
PURPOSE: Request for proposal			
REMARKS: There are currently unused T&M funds that should be moved to Firm Fixed Price for the accomplishment of the work. The cost will be based on previously negotiated cost/acre. <i>13-14 K</i>			
ENCLOSURES			
Statement/Scope of Work: <input checked="" type="checkbox"/> X IGE: <input checked="" type="checkbox"/> NA Source List: _____			
Restricted Competition or Letters stating the need for additional funding _____			
Sole Source Justifications: _____ Unilateral Justification (if requested): _____			
CEFMS PR&C: _____ Surveillance Plan _____ T&M Justification: _____			


From: Tam Jones/RMPM/CSQ &
To: daniel.d.copeland@hnd01.usace.army.mil
cc: Art Holcomb/CEPM/CSQ, Todd Biggs/RMPM/CSQ, Marty Leak/CNST/CSQ

Date: Tuesday, July 27, 2004 04:44PM
Subject: Proposal - 1.2 acres

Dan,

The proposal for the additional 1.2 acres in the FWS area, TO 20, is attached. The RFP has not been received, but Art wanted to get this going.

Tam

 **TETRA TECH**
TAM JONES
Project Administrator
Fort McCheslon, AL
(256) 820-7904 - Phone
(256) 820-6322 Fax
Tjones@TetraTech.com

Attachments:

133 Trans Ltr, Cost Prop, Addtl 1.2 acres, TO
0020, July 27, 2004 FWHN-FTMC-04-0133.pdf

FWHN-FTMC-04-0133a Per Acre
Breakdown 2004-0727.pdf

Enclosure 7