

RESTORATION ADVISORY BOARD

FORT McCLELLAN, ALABAMA

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Taken before SAMANTHA E. NOBLE, a Court  
Reporter and Commissioner for Alabama at Large, at  
Building 141-A, Basement Conference Room, Fort  
McClellan, Alabama, on the 18th day of November, 1996,  
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1 MR. TURNER: Let's come to order.  
2 Welcome to the November meeting of Fort McClellan  
3 Restoration Advisory Board. Do we have anybody that  
4 hasn't been here before?

5 MS. LESLIE WARE: Yes.

6 MR. TURNER: Yes, ma'am. It's good  
7 to see you. Thanks for coming.

8 MS. LESLIE WARE: Thank you. Hi,  
9 Ron.

10 MR. LEVY: Hi.

11 MR. TURNER: Let's call the role.  
12 I'm here. Mr. Levy. Mr. Anderson?

13 MR. ANDERSON: Yes, sir.

14 MR. TURNER: Mr. Brown?

15 MR. IKE BROWN: Yes.

16 MR. TURNER: Mr. Conroy?

17 MR. CONROY: Here.

18 MR. TURNER: Dr. Cox?

19 DR. COX: Here.

20 MR. TURNER: Mr. Cunningham?  
21 Mr. Elser?

22 MR. ELSER: Here.

23 MR. TURNER: Ms. Harrington?



1 Mr. Hood?

2 MR. HOOD: Here.

3 MR. TURNER: Mayor Kimbrough?

4 MAYOR KIMBROUGH: Here.

5 MR. TURNER: Ms. Longstreth?

6 MS. LONGSTRETH: Here.

7 MR. TURNER: Mr. Miller?

8 MR. MILLER: Here.

9 MR. TURNER: Mr. Moore? Mr. Parks?

10 MR. PARKS: Here.

11 MR. TURNER: Mr. Perez has

12 resigned. Mr. Thomassy? Mr. Reedy?

13 MR. REEDY: Here.

14 MR. TURNER: Mr. Johnson? Has  
15 everybody had a chance to review the minutes? Any  
16 additions, corrections, or deletions? I think they  
17 look accurate. Is there a motion to approve?

18 MR. ELSER: Motion we approve the  
19 minutes.

20 MR. ANDERSON: Second.

21 MR. TURNER: All in favor?

22 Before we get Ron started, you'll see the  
23 draft membership application that's the product of



1 charter and membership committee. If you get a  
2 chance, glance over it, please. And we'll talk about  
3 it later.

4 Mr. Levy? Let's see, I've got  
5 notes so I can tell you where you left off.

6 MR. LEVY: Well, I didn't know if  
7 anybody wanted me to review any of the stuff that I  
8 went over before. We could just start back in to  
9 where I left off. But we got through the EBSs, I  
10 think, when we left off.

11 MR. TURNER: Right.

12 MR. LEVY: So, we're up to base  
13 clean up.

14 MR. TURNER: Right.

15 MR. LEVY: We're not going to use  
16 the overhead. Does everybody got copies of the  
17 slides, because there's some over here, if you didn't.  
18 The reason we're not using the overhead is because  
19 it's hard for Sam to do the transcript. So, she can't  
20 hear over the noise.

21 MR. THOMASSY: Here.

22 MR. LEVY: Make a note that  
23 Mr. Thomassy is here.



1 MR. TURNER: I noted that.

2 MR. LEVY: We talked about the EBS  
3 and what its function is, the environmental baseline  
4 survey. And essentially, it is a document that  
5 provides for a lay down or the environmental  
6 conditions of Fort McClellan's property.

7 We pointed out to you that what you  
8 see behind me is a result of the environmental  
9 baseline survey, essentially showing where known sites  
10 and those that will require further evaluation have to  
11 be addressed from a contamination standpoint or from a  
12 clean up standpoint.

13 One of the things that comes out of  
14 the environmental baseline survey is the CERFA report,  
15 Community Environmental Response Facilitation Act,  
16 which says by law that the community needs to be  
17 advised as to the uncontaminated parcels of property  
18 that can be transferred and be transferred to them  
19 quickly. That's barring the other requirements, which  
20 would be National Environmental Policy Act statement,  
21 which is environmental impact statements. We talked  
22 about that, as well. The NEPA documentation, which  
23 has to be done before we can truly do any of the

1 transfer stuff. And I know that's been an issue and  
2 some discussion on that.

3 But one of the things that we have  
4 to do -- and I'll refer back to the slide that says,  
5 base clean up plan, is to -- from that, put a base  
6 clean up plan together. When I say, "we," I mean the  
7 base -- the BRAC clean up team and the base clean up  
8 team, as it's known, which consists of myself,  
9 Mr. Reedy, from Region Four EPA, and Chris Johnson,  
10 which is the core of our base clean up team. We  
11 conduct a bottom up review. In other words, we're  
12 taking the environmental baseline survey and the CERFA  
13 report and going through those and defining within  
14 those clean up priorities and initiatives from that.

15 We also look at what the community  
16 wants from a reuse scenario. In other words, you got  
17 -- the community needs to tell us, you know, what is  
18 their priorities, what is their requirements, where do  
19 they want us to focus. And that's part of why the RAB  
20 is established.

21 We, as a team, will also agree upon  
22 clean up levels, again, with advice from the  
23 community, specifically, the RAB and the local reuse

1 authority. We will base that upon risk, environmental  
2 risk. And we'll look at things from a risk based  
3 scenario and, of course, from what the law says. In  
4 other words, what's the risk. And the risk is based  
5 upon what the community's reuse alternatives are.  
6 That will be something that's addressed in the base  
7 clean up plan.

8 MR. TURNER: Can I interrupt you  
9 for a second?

10 MR. LEVY: Sure.

11 MR. TURNER: So, is any attention  
12 ever given during the clean up, deciding what level to  
13 clean up the property, as to what's required from  
14 mortgage lenders and things like that? Say, if Fannie  
15 Mae has a standard that property has to be cleaned to  
16 a certain extent before they'll loan money on it, does  
17 the base clean up plan ever reflect that?

18 MR. LEVY: I don't believe so, no.  
19 It reflects state and federal standards for clean up  
20 under CERCLA. Do you want to say something to that,  
21 Bart?

22 MR. REEDY: Are you -- is your  
23 question speaking to being able to get loans -- being



1 --

2 MR. TURNER: Right --

3 MR. REEDY: -- the ability of  
4 property for -- the loan ability of property?

5 MR. TURNER: Right.

6 MR. REEDY: No, we do not do that.  
7 We can give -- EPA can give comfort levels, comfort  
8 level letters, but that's about as far as we can go  
9 with that.

10 MR. TURNER: Right. And so, it  
11 could be that the property will be restored to a level  
12 that -- on which nobody can borrow -- well, that  
13 wouldn't satisfy a mortgage lender?

14 MR. REEDY: Well, obviously, our  
15 goal is not to do that.

16 MR. TURNER: I understand that.

17 MR. REEDY: Yes. But --

18 MR. TURNER: That's not your  
19 design. But I mean, it could happen?

20 MR. REEDY: Yes, it could -- that  
21 is, that is a possibility.

22 MR. TURNER: Okay. Thank you.

23 MAYOR KIMBROUGH: Is there like a

1 degree of where you have -- agree on clean up levels  
2 -- is there a standard that's used like one, two,  
3 three?

4 MR. LEVY: Well, I mean, there are  
5 set standards, but again, it's going to be risk based.  
6 It will depend upon the reuse. Like, if you had a  
7 ground water problem at site A, the ground water is  
8 essentially -- the contamination within the ground  
9 water wasn't migrating, it was essentially -- what's  
10 the word I'm looking for -- static, not going  
11 anywhere, and your reuse for that piece of property  
12 was maybe to build a warehouse on top of that, but you  
13 weren't going to sink a well for drinking water  
14 purposes, what's the risk to the landholder. Is the  
15 cost associated with, you know, cleaning the ground  
16 water up significant? Is there a true risk to going  
17 in and doing that or do we want to do something that  
18 maybe eliminates additional -- go ahead, Bart.

19 MR. REEDY: We could -- we can  
20 eliminate -- when you do a risk calculation, one of  
21 the things you can do is eliminate the pathway. So,  
22 if we could put deed restrictions on the property --

23 MR. LEVY: Right.

1 MR. REEDY: -- that say, you can  
2 build on it for these kinds of uses, whatever, I know,  
3 the LRA might want, and that is doable, technically  
4 feasible to do. And then, to use Ron's example, say  
5 there is ground water there, ground water plume  
6 problem, we could put deed restrictions on it that  
7 would prohibit somebody from sinking a well in and  
8 drinking the dirty water. Assuming that that water --  
9 now, this is all assuming that the little plume is not  
10 migrating off down into, you know, somebody's well  
11 field.

12 MR. LEVY: Now --

13 MR. REEDY: So, that would --  
14 that's a way of eliminating a pathway. And thereby,  
15 if you eliminate the pathway, you've reduced the risk.

16 MR. LEVY: And again, based on the  
17 advice that we get from the RAB and the community --  
18 if you come up on line and say, well, no, we really  
19 think that needs to be cleaned up, we'll take a look  
20 at that and see whether or not that -- based on risk,  
21 whether or not we can do something from a clean up  
22 standpoint. And we will consider all advice.

23 MR. TURNER: Bart is shaking his

1 head.

2 MR. REEDY: I was just looking at  
3 you.

4 MR. LEVY: No, I'm not shaking my  
5 head.

6 MR. REEDY: No. I was looking at  
7 Charles. You had a very quizzical look on your face.

8 MR. TURNER: Well, is it -- whose  
9 decision is it to what level the land will be cleaned  
10 up?

11 MR. LEVY: Well, based on what the  
12 state and EPA regulators, you know, really require of  
13 us, on a risk based system, that's how we'll clean it  
14 up.

15 However, input from the community  
16 and advice from the community is always something  
17 that's considered in that clean up.

18 MR. TURNER: So, if there is a  
19 parcel of land that has been identified to be reused  
20 as say a day care center and it's the only suitable  
21 day care center land that's available, would a  
22 decision be made -- how would the decision be made  
23 whether it would be cleaned up to day care level

1 standards?

2 MR. LEVY: Well, again, that just  
3 depends on the circumstances. What are we talking  
4 about? What's the risk associated with it? It's all  
5 dependent upon what the situation entails. I mean,  
6 because there could be a number of things that you're  
7 trying to get to.

8 MR. TURNER: Do we have a decision  
9 matrix which was tailored to that?

10 MR. LEVY: Well, there is some --  
11 you know.

12 MR. REEDY: Like a logic tree?

13 MR. TURNER: Or that if you wanted  
14 to clean it up to day care center standards, that it  
15 would cost so much amount of money or takes so long,  
16 but if you wanted it parking lot clean, it was -- it  
17 cost so much money and took so long?

18 MR. LEVY: There is some  
19 documentation I've seen that allows you to go through  
20 a decision process for that, yes. And we'll get into  
21 that when we get into the BCP, the base clean up plan.

22 Yes, I can tell you that they'll be  
23 a decision matrix associated with all clean up

1 activities and we'll go through an extensive look at,  
2 you know, what it is we have and where we're trying to  
3 get.

4 And again, I've got to tell you,  
5 everything is going to be driven by the reuse and it's  
6 all going to be situation dependent. So, as this body  
7 looks at issues and says, we see it this way and these  
8 are the reasons why, that will all be incorporated  
9 into the decision on how we clean it up or to what  
10 level we clean it up.

11 MR. TURNER: Right. So, when will  
12 this body come into it? Will, after the reuse plan is  
13 announced and when the plan is being formulated, will  
14 the BRAC clean up team come to us with a parcel list?

15 MR. LEVY: You'll have a basis for  
16 the BRAC clean up plan in front of you. And as we  
17 develop that, you'll have input into the clean up  
18 plan. It's just an ongoing process. We're doing that  
19 now, as we're discussing things. We have not had an  
20 actual clean up -- well, I shouldn't say that. We've  
21 been some -- prior to closure, we had initiated some  
22 clean up such as the RAD facility on post here. But  
23 those are all pre-decisional -- excuse me. Those are

1 all pre-BRAC closure stuff --

2 MR. TURNER: Yes.

3 MR. LEVY: -- that's been ongoing.

4 Right now we're still very much in the investigative  
5 phases on a lot of our sites. And you're getting a  
6 lot of that data through what we're providing you in  
7 the environmental baseline survey, because that really  
8 captures everything that we've identified out there.

9 MR. TURNER: Right.

10 MR. LEVY: But all clean up issues  
11 will be brought to the RAB and discussed, to see what  
12 kind of advice that you can provide us and your  
13 concerns about it.

14 DR. COX: Isn't it somewhat money  
15 driven, though, Ron? I mean, there's not an unlimited  
16 pot of money --

17 MR. LEVY: Absolutely.

18 DR. COX: -- to clean everything  
19 up?

20 MR. LEVY: Absolutely, it will be  
21 somewhat money driven. But the money -- if there is a  
22 risk to health and safety, if there is a pathway and  
23 the cost is at such a level, we'll have to somehow get

1 to that. I mean, the regulators are going to force us  
2 into doing what's necessary under the law and make  
3 sure that we eliminate any risk to the public's  
4 health.

5 Now, sometimes, you know, what you  
6 see, in terms of a risk and what, you know, what has  
7 been seen by the base clean up, the BRAC clean up  
8 team, may be two different things. And we'll have to  
9 come to some sort of understanding about that, as we  
10 move along.

11 You know, your perception of a risk  
12 versus what we've identified as a risk through risk  
13 analysis scenario may be two different things.  
14 Hopefully, we'll be able to make you understand where  
15 it is -- why we ended up with that decision or we can  
16 come to an agreement on, you know, why -- you know,  
17 why we should do either more or less.

18 I hope I didn't confuse anybody.  
19 Does that make sense?

20 MAYOR KIMBROUGH: Basically, two  
21 things. It's money driven. And then second, we are  
22 an advisory group. Even though we might look at  
23 different levels of different clean up, we are an

1 advisory group and we don't have any final say so.  
2 All you're doing is getting input from us and y'all  
3 will make the final decision.

4 MR. LEVY: This is true, this is  
5 true. However, as I told you before, I mean, we will  
6 seriously take what the Restoration Advisory Board  
7 puts in front of us, in terms of their issues and  
8 their concerns. It won't be ignored. And you need to  
9 understand that we'll continue to do that. I mean, if  
10 the RAB is not satisfied with issues, we'll go back  
11 through them until we can come to an understanding of  
12 why it is we did that or we move to do something  
13 differently.

14 On the next slide, some of this we  
15 talked about. As I mentioned, all the sites will be  
16 identified. And a lot of the ones that you see up  
17 here will just be pulled into the base clean up plan.  
18 And our approach to how we're going to handle those  
19 will be addressed and the regulatory requirements will  
20 be addressed, also, in the clean up plan for those  
21 sites.

22 Because the community has a desire  
23 to quickly receive the property or to receive property



1 as quickly as possible, we will look at opportunities  
2 for -- on those sites that we can do remedial --  
3 removal, first. We have to be concerned also about  
4 the impact of clean up on natural and cultural  
5 resources that we have on the installation. Now, we  
6 don't want to inadvertently go and clean up something  
7 that might be in the middle of a wetland and therefore  
8 disturb the wetland. So, we need to look at those  
9 aspects.

10 MR. ANDERSON: Probably more  
11 importantly, when you talk about cultural, are you  
12 talking about archeological sites?

13 MR. LEVY: Archeological sites.

14 MR. ANDERSON: Has there been an --  
15 I don't remember --

16 MR. LEVY: Historical.

17 MR. ANDERSON: -- there being an  
18 archeological survey done on the post.

19 MR. LEVY: Yes. And it's in the  
20 EBS. And we're actually completing our archeological  
21 survey where, as we talked now, we had done sixty,  
22 seventy percent of the installation. Most of that was  
23 out on Pelham Range. We have a contract in place

1 right now to complete the main post. And they're  
2 starting, actually, this week. That's -- that will be  
3 provided to the RAB if they're interested in seeing  
4 that, as well.

5 MR. ANDERSON: Only because I know  
6 there's, you know, a site out on Wright's Dairy Farm  
7 near, you know, Pelham Range.

8 MR. LEVY: Now, where was --

9 MR. ANDERSON: Was that even  
10 something that popped into my head.

11 MR. LEVY: We're aware of it. As a  
12 matter of fact, it's a site that's been documented.

13 MR. TURNER: Yes, isn't there a  
14 good bit of evidence that there were a lot of  
15 prehistoric Alabamian inhabitants?

16 MR. LEVY: Native American Indian  
17 sites, yes, there is quite a bit on post that we've  
18 addressed from -- there is different phases to  
19 archeological investigations. Phase one, essentially,  
20 you're looking for virtually everything. Scatters,  
21 you know, (inaudible).

22 Based upon phase one research, we  
23 will work with the state historic preservation office.

1 And if they tell us that they want further evaluation  
2 on the sites, we'll move from there into a phase two  
3 investigation to document it. There are some sites  
4 that have already been identified for phase two. All  
5 of those sites are potentially eligible, under the  
6 National Historic Preservation Act. And they're  
7 issues that may impact the clean up.

8 So, you know, we need to be real  
9 careful about what we do. In both the natural and the  
10 cultural resource activities, we will have to go  
11 through consultation if we do any clean up that  
12 affects those resources. For example, in the case of  
13 endangered species -- and we do have those on the  
14 installation -- if we were going to do a clean up that  
15 may affect a specific habitat, we may have to go into  
16 consultation with Fish and Wildlife Service on it.  
17 I'm not saying that we actually have something like  
18 that, but that's just an example of what we would have  
19 to do. So, there is other regulatory agencies  
20 involved in this process besides EPA and the state.  
21 EPA and the state truly are just looking at it right  
22 now from a clean up standpoint, and not how it impacts  
23 on our historical or cultural resources or any of the

1 natural resources we have on the installation. I  
2 think having Pete on this RAB is really going to help  
3 you, because he fully understands the implications of  
4 some of the natural resource functions that we'll get  
5 into.

6 MR. THOMASSY: Ron, going back to  
7 process -- and I may be dated in my knowledge, so  
8 correct me if these still aren't correct terms -- but  
9 I'm trying to look inside this plan. And at one time,  
10 understanding CERCLA, having certain stages of the  
11 processes, I'm trying to see them inside this. We're  
12 going to do a remedial investigation. A lot of what  
13 we were talking about before, I think is still a part  
14 of a feasibility study. From that we go on to  
15 remedial actions.

16 MR. LEVY: Right.

17 MR. THOMASSY: And I'm trying to  
18 see that terminology and those break outs in here and  
19 I don't.

20 MR. LEVY: In the EBS you don't see  
21 that specifically -- you will see it when we start  
22 into the base clean up plan. You will see that we're  
23 doing site investigative work. We're moving from

1 there into remedial investigation work. As a matter  
2 of fact, some of the documents that we presented to  
3 you, like we've given them SI -- Lisa, did we not  
4 provide SIs from previous investigations?

5 MS. LISA KINGSBURY: I don't  
6 believe we handed out the SIs.

7 MR. LEVY: What have we given them  
8 in terms of --

9 MS. LISA KINGSBURY: Just the  
10 preliminary assessments.

11 MR. LEVY: There is -- we are  
12 following that process and there is documentation out  
13 there. We can provide that to you. As a matter of  
14 fact, the next round of the investigation that we're  
15 doing, site investigation, is we're taking some of the  
16 EBS sites, based upon what we were funded, and moving  
17 into site investigation work on that.

18 MR. THOMASSY: I wasn't trying to  
19 get to the studies, themselves, but I was trying to  
20 see that inside this base clean up plan. I would  
21 understand that the EBS is really what you said, a  
22 preliminary investigation site assessment. And you're  
23 moving from that into remedial investigation. And

1 some remedial investigation was probably done in order  
2 to draw those maps and some other maps.

3 MR. LEVY: Actually, I would tell  
4 you it's more -- you're right, in terms of being a  
5 preliminary assessment. But it's not a site  
6 investigation. The EBS does not go into SI type work.  
7 It's essentially a record search. So, we have not  
8 done any underground sampling to do true SI work.

9 MR. ANDERSON: Except for the sites  
10 that you had already done under the installation  
11 restoration program.

12 MR. LEVY: Right.

13 MR. THOMASSY: But without me  
14 getting into those details, which I don't want you to  
15 do, but just form, are you going to eventually work  
16 that into this so we'll see those different steps  
17 within this base clean up plan?

18 MR. LEVY: In terms of this  
19 briefing, is that what you're asking?

20 MR. THOMASSY: Eventually, for form  
21 and format, as to understand what's happening within  
22 CERCLA and then what's happening outside of it.

23 MR. LEVY: I believe -- Dean, let

1 me see if you can't --

2 MR. THOMASSY: Which is our  
3 installation restoration process.

4 MR. LEVY: Will the base clean up  
5 plans address the clean up issues from SI, RIs  
6 process?

7 MR. DEAN HUTCHENS: It should  
8 outline where it is in the process. In other words,  
9 you're looking at each site. And if the sites already  
10 had an SI completed or done at it, it will say, based  
11 on the information from the SI, it should go into a  
12 remedial investigation for, you know, further action.

13 But, I mean, the process is kind of  
14 laid out already. It's just where the sites are in  
15 the process. We have sites that run the gambit. And  
16 that will kind of give you a direction on where each  
17 site is going.

18 Do you have anything to add, Bart?

19 MR. REEDY: The base closure plan  
20 is an attempt to get -- is an attempt to pull together  
21 all the environmental work that has been done, the  
22 environmental work that is ongoing, and the -- because  
23 they'll be at different stages than say an SI, BA, RI,

1 whatever the case may be. The tank program -- I mean,  
2 Ron spent a bazillion (sic) dollars out here yanking  
3 tanks out of the ground.

4 All of those things now are open  
5 for discussion. So, the base clean up plan says,  
6 we've got all of these issues out here, all of these  
7 sites that are in different stages of investigation or  
8 repair. And then that's really all that it does. And  
9 then we will take the base clean up plan -- and there  
10 will have -- we'll probably have some recommendations  
11 in there that, you know, site fifteen needs -- will  
12 probably need to go to an RI, for example.

13 But we'll take -- we'll take -- the  
14 the base clean up plan is no more than that,  
15 Mr. Thomassy. It's just an outline of what we have  
16 and where do we go from here. What's the next step we  
17 do to try and get the property transferred back to  
18 you. And that's -- and that's really all that it is.  
19 It will elaborate a little bit on each one of the  
20 steps then for each one of the programs and each one  
21 of the projects within that program.

22 MR. THOMASSY: Yes.

23 MR. REEDY: Does that help?

1 MR. THOMASSY: Yes, I follow that.  
2 What I'm saying is: For each of us here, it's  
3 necessary for us to understand all of those different  
4 definitions and those different processes so we can  
5 understand where each piece fits in this puzzle and  
6 what those categories are.

7 MR. LEVY: Yes, I think I see what  
8 you're saying. We can -- I didn't prepare to talk  
9 about that, but we can talk about that process and how  
10 that gets in to what we're doing at another meeting.  
11 But I think you're asking to tell us how our clean up  
12 is going in terms of that process, and where these  
13 things fit into that process.

14 MR. THOMASSY: For our  
15 understanding and our ability to understand the  
16 categories and what they mean and how they --

17 MR. LEVY: Yes, yes, sir, we can do  
18 that. We can do that in a separate meeting, I think.

19 For those of you, as I get some  
20 blank stares -- under CERCLA, which is really -- some  
21 of you have heard of the super fund -- is really the  
22 driver behind the clean up issues. There is a stepped  
23 out process for investigating through clean up that

1 we're talking about here. And it starts generally  
2 with preliminary assessment, moving to a site  
3 investigation, move from there into remedial  
4 investigation, to a remedial action, a record of  
5 decision or remedial action. And those are the things  
6 that I think Mr. Thomassy was talking about that --  
7 it's a pretty elaborate process, but it's something  
8 that we're following through on to investigate sites  
9 and then clean them up.

10 I'm really not prepared to talk to  
11 you about it. But that's the process we're following  
12 through, and I can come back at a later time and tell  
13 you how that process works.

14 MR. TURNER: And that's under the  
15 installation restoration program.

16 MR. REEDY: No. That's what we  
17 were talking about with Mr. Thomassy. The IR program  
18 is a different pot -- it's a different pot of money.  
19 And that pot of money is drying up, so we have to  
20 transmit or translate all of those documents and all  
21 of that work that's been done into the BRAC process  
22 and shove it in the CERCLA loop, the PA, wherever it  
23 may fit.

1 MR. TURNER: Right.

2 MR. LEVY: Let me confuse that a  
3 little bit more.

4 MS. LISA KINGSBURY: It's the same  
5 process.

6 MR. TURNER: It uses the same terms  
7 --

8 MR. LEVY: It's the same process.

9 MR. ANDERSON: It's just two  
10 different types of funds.

11 MR. TURNER: Right.

12 MR. LEVY: Yes, but let me confuse  
13 that a little bit more. Fort McClellan is still that  
14 part of the base that's going back to the community.  
15 And that part that's staying in federal hands is going  
16 to the national guard, that being Pelham Range. And  
17 that still falls under this IRP process and is being  
18 funded under that process.

19 What we're talking about here is  
20 that part that goes back to the community being funded  
21 under the BRAC process, but it's the same process for  
22 investigating and cleaning up under CERCLA, right?

23 MR. REEDY: Correct.

1 MR. TURNER: And so, the seventeen  
2 sites and all that, all of that work is just subsumed  
3 into CERCLA?

4 MR. REEDY: Correct.

5 MR. LEVY: Yes. Some of those  
6 seventeen sites, though, are out on Pelham Range.

7 MR. TURNER: Right.

8 MR. LEVY: So, that still stays --

9 MR. TURNER: That stays in the IRP?

10 MR. LEVY: Right.

11 MR. TURNER: But the part of the  
12 post that's related to BRAC, it goes under CERCLA.  
13 And CERCLA --

14 MR. LEVY: No, no. The CERCLA  
15 process is the same for both. It falls under -- we're  
16 only talking about the difference in funding, really.

17 MR. TURNER: Okay, I see.

18 MR. LEVY: It's the difference in  
19 funding.

20 MR. TURNER: So, it's BRAC funding,  
21 as opposed to IRP funding?

22 MR. LEVY: Right.

23 MR. TURNER: I got it.

1 MR. LEVY: But whatever work was  
2 done on the main post, you know, that was part of that  
3 IRP process, now falls into the BRAC pot and that just  
4 continues on, in terms of the investigation and the  
5 clean up.

6 MR. THOMASSY: And what we'll all  
7 have to understand is besides those CERCLA issues that  
8 we've finally got some handle on and we'll talk about,  
9 there is non-CERCLA issues like radon and asbestos and  
10 other things that will hang out there as exceptions to  
11 this process.

12 It's going to be hard to grasp, at  
13 first.

14 MR. LEVY: There's a lot. And in  
15 fact, those fall under different laws, pretty much  
16 laws that are directly related to these things. Like,  
17 you've got laws that directly relate to asbestos and  
18 asbestos clean up to radon, to lead based paint that  
19 we follow through on those laws.

20 They're different from things like  
21 landfills, things like old hazardous waste site, which  
22 falls under CERCLA, from a clean up standpoint.

23 MR. REEDY: I think -- there at one

1 time there was a pretty good hand out that EPA put  
2 together on the super fund process, which is really  
3 what we're doing here. You want me to see if I can --

4 MR. ANDERSON: That would be great.

5 MR. THOMASSY: Good idea.

6 MR. TURNER: Yes. Maybe our  
7 January training could focus on super fund clean up.  
8 What do y'all think?

9 MR. LEVY: Well, we need to talk  
10 about that, because I've got another recommendation on  
11 that.

12 MR. REEDY: I can go ahead and  
13 bring them, at least you can take them home.

14 MR. LEVY: The archive search  
15 report on the UXO issue is out and we wanted to brief  
16 that for the January meeting. But we also need to  
17 talk about -- wait until we start new business.

18 MR. TURNER: It doesn't matter.

19 MR. LEVY: As we told you before  
20 about the archive search report on the UXO, because  
21 the UXO is a big issue. It's completed. And we would  
22 like to brief you on that, assuming that our next  
23 meeting is in January. Because we're going to talk



1 about skipping the December meeting, based upon  
2 conflicts and the holiday season.

3 We also probably need to talk about  
4 moving the January meeting, because I understand it's  
5 on the 20th of January and that's Martin Luther King's  
6 birthday. It's a holiday. So, we need to know  
7 whether we want to do that or --

8 MR. TURNER: I think there is a  
9 problem in February, too.

10 MR. LEVY: Do you want to --

11 MR. ANDERSON: The third Monday in  
12 February is President's Day.

13 MR. TURNER: Let's take it up under  
14 new business. That's fine.

15 MR. LEVY: But I thought everybody  
16 would be real interested in what's coming about from  
17 the archive search report on the UXO issues. I know  
18 the LRA is real interested in it.

19 MR. TURNER: Okay. So, where were  
20 you?

21 MR. LEVY: We're still talking  
22 about the base clean up plan. There will be a master  
23 schedule in there with planned and anticipated

1 activities, so you'll get to see where we're going.  
2 This is an evolving document. Again, it will change  
3 based upon new data that we obtain through an  
4 investigative process. So, our clean up initiatives  
5 will also be reflected in that.

6 On the next page of our milestone  
7 chart, we were supposed to have a draft out this  
8 month. We are behind. It looks like we won't be able  
9 to get our draft clean up plan out until January, I  
10 think. Is that a good time, a better time,  
11 (inaudible)?

12 UNIDENTIFIED MAN: Yes.

13 MR. LEVY: Because of other issues  
14 that are going on with the EBS, we're a little behind  
15 with the EBSs and getting that finished up, too.

16 But I still think we'll meet the  
17 March time frame on our first version of our base  
18 clean up plan. There is a follow on base clean up or  
19 version two the following year. And essentially  
20 that's what incorporates -- by that time, we're hoping  
21 we'll have the reuse concept or the reuse --

22 MR. TURNER: Plan --

23 MR. LEVY: -- plan on the part of

1 the community that we can incorporate into it. And  
2 that's why version two is there so that we can really  
3 use it as a focus changing our clean up. But we  
4 really, you know, an initial focus, other than what  
5 we're getting, from a verbal -- from talking to Rob  
6 and the LRA.

7 MR. TURNER: Where are we on the  
8 next draft of the EBS?

9 MR. LEVY: Dean, why don't you tell  
10 us a little bit about where we stand on that right  
11 now, because I know we're still waiting for comments  
12 from the state.

13 MR. DEAN HUTCHENS: Yes, basically,  
14 we're still waiting. The contractor's addressing the  
15 comments received and should be discussing them with  
16 EPA and the state and Ron and the members of the BCP  
17 team. As soon as we get all the comments, they have  
18 thirty days to revise the document and respond to all  
19 the comments.

20 MR. LEVY: Yes, that's kind of been  
21 the hold up. Chris Johnson from the state has been --  
22 he's finally -- I think he's finally been released to  
23 focus on Fort McClellan. He's had a lot of other

1 things going on. So, in his behalf, I understand  
2 where he's coming from. He is now into the EBS and  
3 he's coming on right now. I think he'll have it  
4 finished fairly soon here.

5 MR. CONROY: How soon do you think  
6 before ADEM might --

7 MR. LEVY: I think by the end of  
8 the month, by the end of this month.

9 MR. REEDY: When I was talking to  
10 him Thursday, he was thinking probably another week  
11 before he got the comments out the door.

12 MR. LEVY: Yes. And then the base  
13 clean up team will probably sit down, you know, with  
14 the contractor that's doing this and go through those  
15 comments and make sure that, you know, we're all in  
16 agreement on what was said and try to revise the plan  
17 of the EBS as such.

18 MR. TURNER: So, we're looking at  
19 -- the final draft -- no. We're looking at the final  
20 version of the EBS then probably in April? Is that --

21 MR. LEVY: Well, we've still got to  
22 meet the time lines.

23 MR. ANDERSON: Was March 28th?

1 MR. LEVY: Yes.

2 MR. ANDERSON: And that leads to  
3 two questions, if I may, Charles.

4 MR. TURNER: Yes, it's March '97.  
5 Go ahead.

6 MR. ANDERSON: The first question  
7 is: On the slides we're on right now, the base clean  
8 up plan, January '97 draft base clean up plan, is  
9 there a thirty day public comment period after that?

10 MR. LEVY: Let me refer this back  
11 to Dean.

12 MR. DEAN HUTCHENS: I'm sorry?

13 MR. ANDERSON: Is there a thirty  
14 day public comment period after the draft BCP comes  
15 out?

16 MR. DEAN HUTCHENS: Yes, we've been  
17 giving basically thirty day comment periods.

18 MR. ANDERSON: And the second  
19 question is: If the EBS is out, like late March of  
20 '97, is it reasonable, with the thirty day comment  
21 period and the slippage that you've got right now in  
22 the draft BCP, to say that your version one will come  
23 out in March '97 or are you figuring on slipping that



1 one, as well?

2 MR. LEVY: Well, I wouldn't say  
3 that it couldn't slip. It might slip.

4 MR. DEAN HUTCHENS: Yes. I mean,  
5 they're interrelated --

6 MR. LEVY: What's key here is the  
7 environmental baseline survey has got a regulatory  
8 requirement that we have to meet, in terms of response  
9 on that. So, we've got to meet that.

10 The BRAC clean up or the base clean  
11 up plan, in fact, does not have a regulatory  
12 requirement. And that may be able to slip a lot  
13 easier than that March time frame for the EBS. As a  
14 matter of fact, we won't be able to slip that in March  
15 '97. We have to complete it.

16 MR. REEDY: The environmental  
17 baseline survey is an extremely important document.  
18 And we're -- I don't want to say taking our time. But  
19 we're trying to ensure that it is as comprehensive as  
20 it can be and it will darn well be as accurate as it  
21 can be. It's -- it will be the best document that we  
22 can produce with the information that does exist.

23 MR. LEVY: There has been a lot of

1 comments where we asked the contractor to go back and  
2 look at other areas that we think we may have not  
3 fully evaluated from a clean up standpoint or from a  
4 historical standpoint. Comments that you all --

5 MR. ANDERSON: Yes, (inaudible).

6 MR. LEVY: To make sure that we  
7 haven't missed anything.

8 As I said to you before, version  
9 two essentially -- well, one of the things -- it  
10 definitely incorporates the reuse planning, but all  
11 the NEPA documentation. We hope that will be  
12 completed. And then what comes out of that may impact  
13 on the clean up, on the version two of the clean up  
14 plan.

15 Anybody got anymore questions on  
16 clean up plan, base clean up plan?

17 MAYOR KIMBROUGH: Does the reuse  
18 authority's move to, I think a lease, isn't that what  
19 I saw -- will that have any effect on this procedure,  
20 if properties are leased out?

21 MR. LEVY: That's what I was about  
22 to get into.

23 MAYOR KIMBROUGH: I'm sorry.



1 MR. LEVY: The process on property  
2 transfers -- and this is strictly from the  
3 environmental standpoint, okay. Environmental  
4 documentation is key to transferring property.  
5 Without it, it can't be done. And it's done through  
6 two processes. That's a FOST, which is a finding of  
7 suitability to transfer, and a FOSL, which is a  
8 finding of suitability to lease.

9 The FOSL, which is the first one I  
10 want to talk about, is a document that portrays the  
11 property in such a way that it's -- that, from an  
12 environmental standpoint, there isn't a problem and we  
13 can essentially transfer -- excuse me. We can  
14 essentially lease the property.

15 It may list some specific  
16 restrictions in it, in terms of what can and cannot be  
17 done with the property. It doesn't say, you know,  
18 anything about what the community wants to use it for.  
19 That's done through another process.

20 I mean, if we do lease -- if we do  
21 lease actions -- and this has been an issue, I know,  
22 with the community, in terms of, you know, what  
23 property they can and cannot lease. We've had issues

1 that relate to the completion of the environmental  
2 impact statement and the ability to lease properties.  
3 Now, that's a whole separate issue. That's a document  
4 that right now has caused a lot of problems, in terms  
5 of leasing. And I know Rob has got some issues  
6 ongoing with them. Right, Rob, on the leasing side?

7 MR. ROB RICHARDSON: (Nods head in  
8 the affirmative.)

9 MR. LEVY: The FOSL will take what  
10 comes out of the CERFA report and the EBS. And if, as  
11 they decide, you know -- that we've gotten through all  
12 the other processes and they decide, okay, we want to  
13 get building 2100, you know, we want to put -- I don't  
14 know, a check writing company in there. Is that  
15 particular structure suitable for leasing from an  
16 environmental standpoint? Well, you know, what are  
17 the things that could be a problem? Well, is there  
18 asbestos just coming off the walls and thereby is  
19 there impact on health? People might be working in  
20 that building. That's kind of how it talks.

21 We will do, based upon -- on the  
22 requirements, FOSTs and FOSLs for each and every  
23 parcel or parcel of property. I mean, that may be a

1 structure or may be a tract of land, to ensure that  
2 there is an ability to transfer, to lease the  
3 property, and there is no impacts from the  
4 environmental standpoint.

5 In those FOSTs and FOSLs, there may  
6 be some restrictions. And that goes back into the  
7 next one, which we're going to talk about on the  
8 transfer actions. It's the next slide.

9 You can have two different types of  
10 FOSTs. You can have a clean and you can have a dirty  
11 one. Essentially, the dirty one, you're taking -- the  
12 community would take a piece of property, parcel, if  
13 you will, knowing that it's got some contamination or  
14 has got a problem from an environmental standpoint and  
15 still take it on.

16 Whereas, in the -- a FOST,  
17 essentially, the property is suitable and it can be  
18 released for disposal. You know, it fits into one of  
19 these categories, one through three we talked about in  
20 the CERFA report. There isn't a known environmental  
21 health risk or environmental risk associated with the  
22 property.

23 In the case of the dirty, there may



1 be an environmental problem with it. There may be  
2 listed restrictions that's associated with that  
3 property. But essentially, we can still transfer it  
4 if the community wants it.

5 And we still have to meet any piece  
6 of property that's transferred, we still have to meet  
7 the clean up requirements associated with it. If it  
8 can be brought straight back to what was done -- what  
9 was done by the installation or the government. You  
10 know, in other words, if we were responsible for the  
11 contamination associated with it.

12 MR. THOMASSY: Ron, why would there  
13 be a list of specific recommended restrictions under a  
14 clean FOST?

15 MR. LEVY: It may have cultural  
16 restrictions associated with it. In other words, one  
17 of these buildings, you know, because of its  
18 historical nature, may say that you cannot do certain  
19 things to the building to change it. It may have  
20 other restrictions because a wetland is on it, that  
21 you can't just go in there and drain the wetlands and  
22 plant a building on it, fill the wetlands in. I mean,  
23 those are other types of restrictions that you have to

1 get through.

2 MR. TURNER: Are those done  
3 according to law or some more subjective standards?

4 MR. LEVY: No. They will be in  
5 accordance with the law. So, if we decide like -- and  
6 we transfer a piece of property that has a wetlands on  
7 it, and you decide -- you get it, they'll be a  
8 restriction in the deed that says, you can't drain the  
9 swamp and put a building on it.

10 MAYOR KIMBROUGH: If a dirty --  
11 say, a dirty FOST is accepted, then, does the  
12 liability -- is the government free of any --

13 MR. LEVY: The government -- under  
14 CERCLA 120-H3, the government always has the  
15 responsibility for the clean up on that. You may  
16 have, in fact, an ongoing remedy in place.

17 Maybe, if you have ground water  
18 contamination, we have a pump and treatment system  
19 going, you essentially get the land and we're still  
20 responsible for the ongoing clean up action. But it  
21 keeps the community from having to have to wait for  
22 umpty ump (sic) years before we get it to a -- you  
23 know, to a level that meets the law requirement.

1 MR. CONROY: But there is no  
2 transfer of liability at that time?

3 MR. LEVY: I don't believe there is  
4 ever a transfer of any liability on any aspect or any  
5 piece of property that was -- that was -- the  
6 contamination was caused by the government.

7 MR. TURNER: There's not strict  
8 liability, right; that is, if there is a deed  
9 restriction that says, no putting in wells here, and  
10 somebody goes and digs a well and causes some epidemic  
11 in Calhoun County, then the government is not going to  
12 say it's liable for that?

13 MR. LEVY: Joe, can you answer  
14 that?

15 MR. JOE DOYLE: I don't think so.  
16 (Inaudible).

17 MR. TURNER: That's what I mean,  
18 there's not strict liability?

19 MR. JOE DOYLE: Huh-uh, no.

20 MR. REEDY: No. Now, there is --  
21 there is available, but it's never been used, as I  
22 understand it -- there is another form of transfer  
23 where we could have a parcel of property that's dirty.

1 MR. TURNER: Uh-huh.

2 MR. REEDY: And let's say Bart and  
3 Charles Trucking Company wants to buy the property.  
4 And we say, you know, Army -- I say, "we," I'm talking  
5 Army -- well, we would rather -- you know, it's dirty,  
6 we would like to lease it to you. No, we want to buy  
7 it. We, at one time -- and I think it's still  
8 available -- the capacity was there for the Army to  
9 sell that, if Bart and Charles Trucking Company is  
10 willing to assume the liability, which is, you know, a  
11 bazillion dollars, that is out there. That is in the  
12 law.

13 MR. TURNER: If Bart and Charles  
14 Trucking Company is a corporation, as I suspect it  
15 would be --

16 MR. REEDY: Sir?

17 MR. TURNER: I mean, do you have to  
18 post a bond or would it just be --

19 MR. REEDY: I'm just giving you --  
20 I just -- I have just told you everything I know about  
21 it.

22 MR. TURNER: What I think is that  
23 Bart and Charles Trucking Company could indeed be a

1 sham corporation with nothing in it but some  
2 letterhead, and we say, yes, we'll take on that  
3 liability, you know, and there be nothing -- there be  
4 nothing there to stand behind it.

5 MR. LEVY: There is a lot of --  
6 there is a lot of legal implications to the transfer  
7 under the FOST and FOSL that I don't think we can  
8 answer, you know, ourselves.

9 But also, here is another thing  
10 that I'm willing to provide more information on and  
11 bring some of the folks. Maybe AEC has got some  
12 people that -- Army Environmental Center has got some  
13 people that know the process a lot better than I do.

14 We have not experienced it, yet. I  
15 mean, we haven't done any transfers, yet, so I can't  
16 talk from experience on how that process works. I  
17 know -- I know from my training, you know, that we  
18 evaluate property through a FOST and FOSL process. It  
19 identifies contamination. It provides for  
20 restrictions. It provides for things in the deeds.

21 But I can't tell you from  
22 experience how that actually comes off and what's the  
23 nuances to that. It might be better to have somebody

1 come in and talk to you specifically about those.

2 MR. ANDERSON: We got a pretty  
3 thorough briefing on that earlier, though.

4 MR. TURNER: On FOSTs and FOSLs?

5 MR. ANDERSON: Yes.

6 MR. TURNER: When was it? Second  
7 meeting, maybe?

8 MR. LEVY: Yes, the contractor  
9 talked a little bit about it. I don't think he gave  
10 you enough, really information to address some of the  
11 questions that Charles is asking. Yes?

12 MR. PARKS: If you sign one of  
13 these dirty FOSTs, does the base clean up plan show  
14 what time frames you have to correct those CERCLA  
15 issues? Will there be a time frame of how fast you've  
16 got to clean that up?

17 MR. LEVY: I don't know the answer  
18 to that.

19 MR. PARKS: Specified anywhere?

20 MR. LEVY: I honestly don't know  
21 the answer to that. That's something I'll have to get  
22 back with you on and let you know.

23 MR. PARKS: Could it go ten years?

1 MR. LEVY: A lot of remedies are  
2 just ongoing monitoring of a site. And, yes, that  
3 could go a long time.

4 MR. TURNER: Mr. Richardson?

5 MR. ROB RICHARDSON: Mr. Chairman,  
6 the conveyance of contaminated property with  
7 encumbrances was only passed into law (inaudible) and  
8 affects '97 Authorization Act, passed just prior to  
9 the most recent November election. And it's my  
10 understanding that the regulatory authorities are  
11 still putting together the specific regulations on  
12 those conveyances.

13 So, this is really sort of a futile  
14 exercise that the laws haven't been written, yet.

15 MR. LEVY: With specifics about it,  
16 even though you're allowed to do it.

17 And again, I don't have any  
18 experience on it. Just know that it's there and that  
19 it's a possibility and it's something we'll probably  
20 talk more about in the future.

21 MR. ROB RICHARDSON: We're watching  
22 it very closely.

23 MR. LEVY: It really does provide a

1 way for the community to accept land and take a risk  
2 on that land.

3 MR. ANDERSON: I got one last dumb  
4 question on this thing. What happens if you --  
5 actually, who is responsible for the infrastructure  
6 like roads and sewage and like that, if your access to  
7 a leased or transferred property is through government  
8 retained property?

9 MR. LEVY: If your access -- I'm  
10 sorry?

11 MR. ANDERSON: Yes. Let's say you  
12 transfer something early on that's back on the back  
13 side of post and the only way you can get to it is  
14 through property that the government still retains,  
15 what -- who is responsible for that?

16 MR. LEVY: I mean, that would be  
17 addressed in the lease in terms of -- yes, I would  
18 think either an easement or an access right-of-way.

19 It's the same thing like if there  
20 were a remedy in place on a piece of property that's  
21 been accepted and the government had this ongoing  
22 remedy, there would be something in the deed or the  
23 lease that allowed the government to come on there and



1 continue its clean up effort.

2 MR. JOE DOYLE: Of course,  
3 easements is one thing. Keeping up or maintaining or  
4 deciding on how that easement is going to be  
5 maintained, that's going to be negotiable.

6 MR. ANDERSON: That's more what I  
7 was thinking is: Probably, the biggest expense a  
8 community has is roads.

9 MR. LEVY: I don't have an answer  
10 to that question, specifically.

11 MR. THOMASSY: If I understand what  
12 Rob said, in getting AEC down here to discuss these  
13 FOSTs or FOSLs isn't going to tell us anything because  
14 they haven't had any experience with it.

15 MR. CONROY: Premature.

16 MR. TURNER: No, it's on encumbered

17 --

18 MR. LEVY: Well, no, he was just  
19 talking about --

20 MR. TURNER: Conveying land that's  
21 dirty with encumbrances is just recently passed. But  
22 they've been doing FOSTs and FOSLs for years.

23 MR. THOMASSY: Are you only talking

1 about dirty --

2 MR. TURNER: But they've been doing  
3 FOSTs and FOSLs for years.

4 MR. LEVY: Yes, FOSTs and FOSLs  
5 have been going on for a long time. But the dirty  
6 FOSTs is the new thing, what we were saying.

7 MR. THOMASSY: Okay. So, when you  
8 were talking about the leases and the transfer of  
9 clean property being excluded from --

10 MR. ROB RICHARDSON: There are a  
11 whole host of models to look at since 1988, successful  
12 FOSTs and FOSLs that were not contaminated.

13 MR. THOMASSY: Excuse me. I didn't  
14 understand.

15 MR. TURNER: Now, the dirty FOSL  
16 has a long history, doesn't it?

17 MR. ROB RICHARDSON: Like use,  
18 absolutely.

19 MR. THOMASSY: That's why it's a  
20 FOSL.

21 MR. TURNER: That's why it's dirty.

22 MR. LEVY: Bunch of comedians.

23 MR. THOMASSY: Got to do something

1 to liven this meeting up.

2 MR. LEVY: The next slide talks  
3 about the funding requirements. We discussed this  
4 just a short while ago about the IRP program falling  
5 under DERA funding and the BRAC -- that land which is  
6 being transferred to the community falling under BRAC  
7 funding. I don't know if anybody has got any  
8 additional questions that -- the big difference there  
9 is worst first under the DERA fund and prioritization  
10 based upon what the reuse is from the community for  
11 the BRAC stuff.

12 In other words, all of our clean  
13 ups are driven by, you know, what do y'all want? I  
14 mean, what do we focus on first? We've been asking  
15 Rob and L. Z. Johnson, specifically, tell us, let us  
16 know what you want us to focus on first. We've been  
17 trying to incorporate that in our investigations. And  
18 we're looking at some asbestos survey work that's  
19 coming up. We asked about buildings that they're  
20 interested in us doing first.

21 So, we need that input from the  
22 community so that we can focus our work and we know  
23 what you want to get into. Okay?

1 MR. TURNER: And that drives both  
2 your investigation and -- which will eventually go  
3 into the BCP?

4 MR. LEVY: Yes.

5 MR. TURNER: Okay.

6 MR. LEVY: Now, short of -- you  
7 know, unless I've got an absolute health risk or an  
8 absolute risk to the public, it's the reuse that's  
9 going to drive the clean up.

10 MR. TURNER: Will you fund it  
11 differently if there is an absolute risk to the  
12 public?

13 MR. LEVY: No, it's still -- if  
14 it's on main post, again, it will still fall under the  
15 BRAC accounts.

16 MR. TURNER: Does that mean you'll  
17 be spending all of your early money on UXO, because it  
18 poses a larger risk to the public?

19 MR. LEVY: We're going to -- we're  
20 still in the investigative phases on the UXO. So,  
21 before we can even get into the clean up issues, we've  
22 got to know exactly what we're dealing with. So, we  
23 are focusing on investigating those sites through the

1 archive search report and then our next step would be  
2 RCRA (phonetic).

3 So, you really can't say are you  
4 going to move straight to the clean up. You've got to  
5 know what you're cleaning up before you do that. And  
6 again, that will be risk based, as well.

7 And land reuse, again, drives it.  
8 But, you know, if you guys tell us that in your plan  
9 that you're going to go up there and put an industrial  
10 complex in, then we can look at that. Okay? But  
11 again, you know, what's your reuse and how is that  
12 being driven?

13 We know that there is some land out  
14 there that you really want to get into first and  
15 that's what we've been driving at right now.

16 MR. TURNER: I was thinking of UXO,  
17 the threat of UXO competing with the lands that we  
18 actually want to redevelop, first. You know, we say,  
19 we want you to go over here on this good, flat land  
20 and get it cleaned so we can reuse it, and you say,  
21 oh, no, there is UXO in them there hills, we've got to  
22 clean it up first, because it poses the largest threat  
23 to human safety.

1 MR. LEVY: Well, again, on the BRAC  
2 side, it's based upon reuse.

3 MR. TURNER: But that's not what  
4 you said. You said that unless -- except in occasions  
5 where there is a real threat to human safety.

6 MR. LEVY: I didn't understand.  
7 But again, the land is restricted for reuse right now,  
8 so that is not -- I mean, if you've got a restriction  
9 in place, you know, you don't just allow people to  
10 walk out there, then you don't have that as an issue.  
11 I mean, there are other means for ensuring health and  
12 safety, besides just, you know, going in there and  
13 pulling things out. So, restriction of land use is  
14 one. I mean, that is a remedy in itself, is it not?

15 MR. REEDY: (Nods head in the  
16 affirmative.)

17 MR. TURNER: Yes, just putting a  
18 fence around it.

19 MR. LEVY: Essentially, yes.

20 MAYOR KIMBROUGH: Ron, the  
21 hearings that they've been having on clean up of  
22 ranges, where does that play in the funding? Is that  
23 a separate issue, totally, or does that fit in with --

1 MR. LEVY: You're talking about the  
2 munitions rule and --

3 MAYOR KIMBROUGH: I think reuse  
4 authority, they had some hearings on -- and I  
5 understood it was for the clean up of ranges, of all  
6 the bases.

7 MR. ROB RICHARDSON: Mr. Mayor, do  
8 you mean public hearings?

9 MAYOR KIMBROUGH: Yes.

10 MR. LEVY: Yes, that's part of the  
11 munitions rule.

12 MR. TURNER: They announced a  
13 public meeting for early -- like in Septembere.

14 MAYOR KIMBROUGH: Right, but just  
15 --

16 MR. TURNER: And then they put it  
17 off. And now it's been -- has it been reset, Rob?

18 MR. ROB RICHARDSON: No. The  
19 current status of the range rule is there is a dispute  
20 between EPA and DoD as to specifically what the range  
21 rule should read. My understanding is there's  
22 specific conflict over dispute resolutions clause and  
23 they can't seem to come to an agreement on it. Unless

1 there has been late breaking, that I'm not aware of,  
2 it's gone back to the respective parties for rewrite  
3 and we're still waiting for some compromise.

4 MAYOR KIMBROUGH: My question is:  
5 Is that going to be a separate funding source?

6 MR. LEVY: It's got nothing to do  
7 with funding.

8 MAYOR KIMBROUGH: Funding is not  
9 tied to that?

10 MR. LEVY: No. It may be one of  
11 those things where, again, you know, where it becomes  
12 a law requirement from a clean up standpoint. And  
13 then, you know, everything that falls under a law  
14 requirement, obviously, we have to fund. But, as I've  
15 told you before on the UXO issues, you know, you've  
16 got to be able to find it, identify where it's at, and  
17 then look at how you can clean it up, if you can clean  
18 it up. I mean, everybody can stand up and say, the  
19 law says you've got to clean it up, but if you can't  
20 do it -- I mean, because that's always going to be an  
21 issue. And how do we get through that? And we're  
22 doing our best now to try to identify lands that are  
23 contaminated with unexploded ordnance and we're going

1 to move on from there, in terms of how we're going to  
2 clean it up or how are we going to address that.

3 MAYOR KIMBROUGH: So, that still  
4 will be just one pot? That won't be another pot over  
5 here? It will just be one that will be for the clean  
6 up of the unexploded ordnance and --

7 MR. LEVY: Right --

8 MAYOR KIMBROUGH: -- other  
9 contaminated areas? That's my question.

10 MR. THOMASSY: That's too bad.

11 MR. LEVY: The thing that I will  
12 tell you, also, about BRAC funding, which is DERA  
13 funding: BRAC funding for Fort McClellan for the '95  
14 closure runs out in 2002 for Fort McClellan. Am I  
15 right, based on the law? Dean, do you remember?

16 MR. TURNER: Rob is saying, yes.

17 MR. LEVY: Yes, I think it's 2002.  
18 There was a limitation to what Congress did for BRAC  
19 funding. The Army will still be -- if we're still  
20 cleaning up Fort McClellan after that time, it means  
21 that, you know, we won't be funding clean up under the  
22 BRAC account, but the Army will still be on the hook  
23 for funding the clean up. It will either go back,

1 revert back to DERA funding or the Army's overhead O&M  
2 funding.

3 So, just so you understand, BRAC  
4 funding right now is available. It's separate funding  
5 for clean up. It will continue on at least to 2002,  
6 but there are installations out there that, you know,  
7 they went through their closure back in the late '80s  
8 and they're still doing clean up issues. But because  
9 of when their time frame was -- and I think there is  
10 like a five year statutory requirement. I'm sorry,  
11 seven year statutory requirement on it --

12 MR. REEDY: Uh-huh.

13 MR. LEVY: -- after which it  
14 reverts back to another account. Which means the Army  
15 has got to take it out of its overhead.

16 MR. TURNER: And it slows down,  
17 too, right, because the funding isn't as aggressive as  
18 BRAC?

19 MR. LEVY: Well, I can't say that.  
20 I don't know for certain. I just know that the Army  
21 still -- if they're legally responsible for that clean  
22 up, you know, they'll have to find the money to do  
23 that.

1 MR. TURNER: Before they can turn  
2 it over to the community.

3 MR. LEVY: Right.

4 MR. TURNER: But that doesn't mean  
5 they have to clean it up in 2003.

6 MR. REEDY: Correct.

7 MR. LEVY: Yes.

8 MR. CUNNINGHAM: Anniston  
9 ammunition -- I mean, out on the ammunition depot is a  
10 good example of that.

11 MR. LEVY: Yes. There is a number  
12 of sites out there that have been undergoing clean up  
13 for a considerable amount of time. They're long term  
14 remedies, too. That means that they're out there  
15 doing things that are going to take ten, fifteen,  
16 twenty years.

17 You know, there are things that  
18 would concern me about our landfills, I'll be honest  
19 with you. Although some of it may not be a clean up  
20 issue, some of it may be a long term monitoring  
21 requirement. We'll have ground water wells out there  
22 that we will have to continue to monitor for however  
23 long it takes to ensure that, you know, it's not

1 leaching harmful chemicals, metals, you know, whatnot.  
2 So, we can't just walk away from those sites. And  
3 we've got specific law requirements we've got to  
4 follow to ensure that happens.

5 Now, that doesn't mean that there  
6 is no reuse potential on that land. It just means  
7 that, you know, we've got long term monitoring  
8 requirements associated with them. And that's typical  
9 of any landfill.

10 Anybody got anything to add to  
11 that? Dean?

12 MR. DEAN HUTCHENS: Just go back.  
13 I think it's only -- BRAC money only lasts for six  
14 years, after -- so, it will go to 2001.

15 MR. LEVY: I think you're right.  
16 It was either 2001 or 2002, but --

17 MR. TURNER: When would it have  
18 been funded for the first year? Wouldn't it have been  
19 fiscal year '96?

20 MR. LEVY: We did get BRAC funding  
21 first fiscal year.

22 MR. TURNER: That would be 2002,  
23 right.



1 MR. DEAN HUTCHENS: Yes, you're  
2 right. It was listed September -- you're right.

3 MR. LEVY: So, I don't know if that  
4 plays on anybody. But just so you're aware of the  
5 funding. And one of the things that we are required  
6 to tell you is how these funding mechanisms work and  
7 how we here at Fort McClellan, the BRAC clean up team,  
8 requests funding.

9 And that's the next slide I was  
10 going to show you in the package. We have a data base  
11 called the Army A106 data base. It's also called the  
12 --

13 MS. LISA KINGSBURY: EPR.

14 MR. LEVY: -- EPR, Environmental --

15 MS. LISA KINGSBURY: Programming.

16 MR. LEVY: -- Programming  
17 Requirements. And it's how we request our funding.  
18 We do it project by project.

19 What you're looking at is a project  
20 sheet in front of you that we submit for funding  
21 requirements. The top part of that sheet, throughout  
22 there, you'll see, installation's name and specifics  
23 about that. We may have an need to see -- we may have

1 a need to see a specific number -- like we track it by  
2 that number, MCCS96003, MCC, Fort McClellan '96 was  
3 the spring submission of '96 that it went in and was  
4 one of the -- was the third project.

5 And in this case, ground scars and  
6 boiler plants were those things that -- you'll see  
7 them up there. They're category seven. Need of  
8 further evaluation sites that we're looking at. This  
9 here was SI type work.

10 If you look over it, it says,  
11 environmental category on the right hand side over  
12 there. You see it says, PASI, preliminary assessment  
13 and site investigation type work. Point of contact,  
14 myself. Coming. And then the fund code at the  
15 bottom, you'll notice it says, BCA-O&M. That's the  
16 BRAC closure account. So, the funding is coming out  
17 of the BRAC.

18 And down at the bottom you have  
19 what's known as amps codes. It's something the Army  
20 uses to track, you know, where the funding is coming  
21 -- you know, what particular category within that  
22 funding it's coming out of.

23 And then it has it by year. We

1 don't have any numbers in here, because I don't have  
2 any numbers, yet. But you'll see that each year when  
3 we have a required amount, what's been programmed and  
4 budgeted and what's been obligated.

5 So, in '96, if this was an SI that  
6 we were doing and we needed to spend thirty thousand  
7 dollars, we'd ask for thirty thousand dollars. If,  
8 after we contracted, it only cost us twenty-nine, we  
9 put twenty-nine in the program budget -- excuse me.  
10 If we decide to program for more -- excuse me less, we  
11 put that in there. And then what we actually  
12 obligate, what we spent, in other words.

13 And then at the bottom it says, EPA  
14 required narrative. Generally, it tells you what the  
15 law requires. And for most BRAC projects, it's public  
16 law 99-499 in CERCLA, which is Super Fund Amendments  
17 and Reauthorization Act, SARA.

18 And this one talks of category six  
19 and seven sites, which alludes back to our CERFA  
20 report and what the sites were and which category.  
21 Includes sampling, testing, and evaluation of the  
22 seventeen sites.

23 This essentially is just a document

1 that allows us to track the funding. And it tells --  
2 it tells those folks all the way up through DoD, you  
3 know, what Fort McClellan is asking for money on and  
4 what it expects to receive.

5 MR. ANDERSON: That's 5.8 mill on  
6 this one, if I'm reading that right.

7 MR. LEVY: I'm sorry?

8 MS. LISA KINGSBURY: Where are you  
9 reading that?

10 MR. ANDERSON: Total cost estimate.

11 MR. TURNER: Right column, under  
12 contact telephone.

13 MR. LEVY: Uh-huh, that's just --  
14 no, no. How did that number get in there, Lisa?

15 MS. LISA KINGSBURY: I don't know.

16 MR. LEVY: Disregard. If you were  
17 reading that right, yes, it would be, but it's not.

18 MR. ANDERSON: That's what I was  
19 trying to do is see how to read the numbers.

20 MR. LEVY: That's where it would  
21 total up the numbers. But I don't know where that  
22 came from.

23 MAYOR KIMBROUGH: Ron, are these

1 funds appropriated by Congress on a year-to-year basis  
2 or have they already established an estimated cost of  
3 clean up through what you said to 2002?

4 MR. LEVY: There are separate -- I  
5 believe there are separate appropriations. BRAC funds  
6 are a separate appropriation, but I can't tell you, in  
7 terms of --

8 MR. ANDERSON: Well, they're  
9 included in the POM, though.

10 MR. LEVY: Now, here is something  
11 that's unique, since Mark was part of Congressman --

12 MR. ANDERSON: Congressman Riley.

13 MR. LEVY: -- Congressman Riley's  
14 campaign. In terms of funding, Mr. Browder has always  
15 been instrumental in ensuring that Fort McClellan  
16 receive funding. So, if we have issues that relate to  
17 funding, there is a means and -- I would tell you that  
18 I need to go through my own channel before we ever do  
19 anything like that. But certainly you can be aware of  
20 what we're doing in terms of what we're spending.

21 MR. ANDERSON: If I may, we  
22 obviously need to be aware of the dates where things  
23 shut down so that as we get into our year program

1 objective memorandum cycles, we look at -- and that's  
2 POM by the way, the acronym for it -- we're able to  
3 look at ways to inject funding into the system to make  
4 sure that the things that Mr. Richardson needs to do  
5 to be able to, you know, effectively meet his time  
6 tables, you know, are the monies there to make that  
7 happen.

8 MR. LEVY: Yes.

9 MAYOR KIMBROUGH: Are these funds  
10 designated totally for national clean up or are any of  
11 these funds earmarked for specific bases? And then  
12 the next question that comes to mind then: Are we  
13 going to get into a political game with whoever  
14 controls the funds, as far as the priorities and the  
15 location and the number of Congressmen that they have?

16 MR. LEVY: I can't really talk to  
17 you about that. I can tell you that this is the  
18 process I go through, in terms of requesting funds.  
19 And that, you know, we have to justify those through  
20 the narrative. And also, based upon what comes out of  
21 the clean up plan and reuse potential, because it's  
22 all being driven by that.

23 But I can also tell you that at

1 this point, I'm not aware of any funding problems at  
2 McClellan. I'm not aware that we're having problems  
3 receiving enough money. We're still in the  
4 investigative phase and don't want anybody to go away  
5 from here saying, well, you haven't done any clean up.  
6 That's true. There is a lot of money being put into  
7 the investigative phase. And before you can actually  
8 get to turning the soil, you really need to know what  
9 you're cleaning up and what the risk is.

10 So, the driver is -- right now is  
11 ensuring that we investigate it properly. And there  
12 is a lot of money earmarked in this fiscal year for  
13 Fort McClellan to investigate sites for clean up.

14 MAYOR KIMBROUGH: I guess what I'm  
15 looking at, Ron, is: If we don't meet the time lines,  
16 for instance, then if other bases are going through  
17 this same process, are they basically using the same  
18 time lines? And then, if we lag behind, are we going  
19 to lag behind in our request and that's going to  
20 jeopardize us, as far as, financially?

21 MR. ANDERSON: I think that's a  
22 legitimate point, if I may. First of all, if you add  
23 up all of the base clean up estimates for the

1 installations that were on BRAC '95, and you look at  
2 the dollars that were programmed, those don't match.  
3 There is less money, you know, there than what they  
4 estimated it was going to cost to do it in the five  
5 years for it. So, it's going to be a fight.

6 MR. LEVY: I would be afraid to  
7 comment on that. All I know, you know, is government  
8 officials at Fort McClellan is that I'm requesting  
9 funds and at this point, you know, I'm receiving, you  
10 know, the amount that we need for the investigative  
11 portions. But I can't comment on whether or not we're  
12 going to have enough for adequate funding. All I can  
13 tell you is that, you know, we're doing it in  
14 accordance with what the requirements are.

15 MR. THOMASSY: Let me ask this:  
16 You are required to develop a five year program or  
17 POM. Do you have a program that goes out budget year  
18 plus five?

19 MR. LEVY: Well, if you'll notice,  
20 this thing, in this case, we've got -- we cut it off  
21 to '99. But we will program out, based on what we  
22 know.

23 A lot of cases, we've got a site

1 that we -- that's potentially contaminated or that  
2 requires further evaluation. You know, maybe it's  
3 motor pool area that we want to go in and sample, but  
4 we don't know what we've got out there or whether  
5 we've got a problem.

6 So, we might put a wedge in there.  
7 We might say, you know, we're going to project out,  
8 assuming these are what the costs are. But we really  
9 don't know.

10 We may come back, after all the  
11 sampling we've done, its a bust. There's nothing out  
12 there that we can identify from a contamination  
13 standpoint. Then, everything you programmed out just  
14 kind of goes away.

15 In a lot of cases, some of these  
16 installations have done that. In some cases,  
17 installations that didn't program out enough -- in  
18 other words, they put a project in, they thought it  
19 was going to cost them this much, but they found out  
20 it cost them a lot more, it's very difficult, in the  
21 environmental clean up side, to really be exact on  
22 your numbers and have those numbers match up in the  
23 end.

1 MR. THOMASSY: What I'm asking  
2 though -- in the process and not get into the details  
3 of it right now -- but are we going to have access to  
4 that information?

5 MR. LEVY: Yes.

6 MR. THOMASSY: Are we going to know  
7 what you have requested and we're going to be able to  
8 compare that to what you have received?

9 MR. DEAN HUTCHENS: I don't know if  
10 --

11 MR. LEVY: We were told that we  
12 were to allow you to see what we're budgeting.

13 MR. JOE DOYLE: I think it's total  
14 amount and not as to the project, and as to the  
15 projects that's being requested. But I don't think it  
16 has a project-by-project. We can't do that just from  
17 the very simple point that we're contracting out for  
18 those services. So, by putting estimates on it,  
19 busting the whole process for --

20 MR. THOMASSY: That really puts us  
21 in the dark.

22 MR. JOE DOYLE: Well, no, I don't  
23 think so, in terms of -- I can give you a full

1 description of what he plans on doing in the out years  
2 and can also give you a total breakdown of what the  
3 projected funds are, as a total for these thirty  
4 projects. But I don't think he can give you a  
5 breakdown on a project-by-project --

6 MR. THOMASSY: See, what I'm  
7 getting at, Joe, is: We work with the LRA --

8 MR. JOE DOYLE: Yes, sir.

9 MR. THOMASSY: -- they're going to  
10 have priorities and they're going to have specific  
11 sites that they're concerned about.

12 MR. JOE DOYLE: Right.

13 MR. THOMASSY: And if we don't have  
14 a good handle on whether or not those things that are  
15 promised or required are going to be done, we have to  
16 have insight into the specific projects to get that  
17 handled, we're not going to be very effective or  
18 useful.

19 MR. JOE DOYLE: I think Ron can  
20 keep you informed, because he can tell you that this  
21 is the project to clean up this landfill or to  
22 monitor. And it's projected this year, the next five  
23 years that we're going to do this. And that I've

1 requested appropriate funding to do that.

2 And he can come back to you in six  
3 months and tell you, yes, for fiscal year '97, we have  
4 sufficient funds to do X, Y, and Z, as I requested.  
5 And also in '97, '98, '99, and 2000, that's tentative,  
6 or we have to wait and see as to -- with regard to  
7 further assessment, whether there's going to be a need  
8 for additional funds or whatever.

9 And at some point, he can release  
10 that information, depending upon, you know -- nobody  
11 is a dummy in this room. You can extrapolate some of  
12 that. For the last five years he's asked and has it  
13 been funded and it's been contracted out for ten  
14 thousand dollars to monitor the three wells on this  
15 site, I mean, you can pretty well figure that that  
16 money is going to be there for the next ten or fifteen  
17 years or however long that requirement is there.

18 But as far as a -- he can tell you  
19 that, yes, you know, we're really going to send in the  
20 earth movers and the shovels to remediate this site  
21 and this is what he's planning on doing. He can tell  
22 you that. And he could also tell you later on that  
23 adequate funding has been received. And once that is

1 actually out on the streets, as worded, well, that  
2 price is public knowledge and everybody knows exactly  
3 what the Army has admitted, in terms of remediating  
4 that particular problem.

5 MR. LEVY: It's more of a concern  
6 as it relates to the contracting side and giving away  
7 information that --

8 MR. TURNER: Let's take a break.

9 (WHEREUPON, there was a brief recess.)

10 MR. TURNER: Let's come back to  
11 order, please. Ron, you left off at --

12 MR. LEVY: The last two pages I  
13 wanted to show you are -- these are our present  
14 projects that we've requested funding on. So, you get  
15 an idea of what we're looking at at this very moment.  
16 It shows you what the yeses mean, what we've been  
17 funded in '96, and what we intend to be funded in '97.  
18 I can't tell you about the out years, because I don't  
19 know.

20 MR. TURNER: So --

21 MR. LEVY: Some of these ones that  
22 don't show up in '96 and '97, it's because they are --  
23 the funding has been requested in '98. And it's

1 because it's based upon the stuff that we're doing,  
2 now, in terms of leading to it. Let me see if I can't  
3 give you an example, prioritization and --

4 MR. TURNER: Let me ask you this  
5 while you're thinking of an example. Like landfill  
6 number three, is that funded for monitoring or is that  
7 funded for clean up?

8 MR. LEVY: It's funded in our  
9 remedial investigation, which we're doing some more  
10 work on landfill three to determine the extent of  
11 contamination. And also, how we're going to address  
12 that. Are we going to cap it?

13 MR. REEDY: The feasibility study.

14 MR. LEVY: Right, the feasibility  
15 study.

16 MR. TURNER: So, actual clean up  
17 hasn't even been considered -- really thought about in  
18 the funding process?

19 MR. LEVY: Well, you don't see it  
20 here, but the out year is '98 and '99, 2000. We've  
21 got funding in there that projects what we think it  
22 might cost for, you know, the actual clean up.

23 What I tried to show you here is



1 what we did in '96. And you can see in '96 we --  
2 because it was our first year, we didn't get a whole  
3 lot of funding.

4 The hot cell closure and disposal  
5 is pretty much complete. That was one of our old RAD  
6 labs. Landfill three, we were doing work, as it  
7 related to RI. And we're continuing on in '97. We've  
8 been looking at the Restoration Advisory Board been  
9 funded for both years. We've talked a little bit  
10 about that.

11 The EBS has been funded in both  
12 years. BRAC clean up plan has been funded. The BEC  
13 salary, it's a BRAC funding. That's actually my  
14 salary. I'm funded, separately.

15 And then environmental personnel  
16 support is Lisa's salary. She supports the BRAC  
17 actions and the RAB. And I know you're all aware of  
18 her efforts.

19 And then the only other things  
20 again were land -- the ground scars/boiler plants,  
21 we're doing SI work on that, now. And you'll get to  
22 see that as we go through and complete those actions.

23 Closure of OB/OD is a result of

1 BRAC. It's an area that's located on Pelham Range,  
2 and really doesn't impact this board, because it's a  
3 result of BRAC, it's been funded with BRAC accounts.

4 MR. THOMASSY: Say that again.

5 MR. LEVY: The OB/OD, open burning,  
6 open detonation is an area where we essentially take  
7 an outdated ammunition or things that we found on  
8 ranges that present a hazard, we'll take them out  
9 there and we'll dispose of them, either through a  
10 burning process or through blowing them up. It's  
11 places in the middle of impact area on Pelham Range.

12 MR. THOMASSY: No, the funding?  
13 You said it was BRAC funding.

14 MR. LEVY: It was BRAC funding.  
15 Because of the closure of Fort McClellan, our EOD team  
16 goes away. And since we have no EOD TEAM, it goes  
17 over to the Anniston Army Depot. And we have no  
18 requirement for OB/OD work, as well. All ammunition  
19 activities also is supposed to be transferred over to  
20 Anniston Army Depot.

21 MR. THOMASSY: But you said it was  
22 on Pelham Range.

23 MR. LEVY: Right.



1 MR. THOMASSY: Why isn't it DERA  
2 funding?

3 MR. LEVY: Because we wouldn't have  
4 closed it, if we weren't closing Fort McClellan. In  
5 other words, it would have been an operating system.

6 MR. THOMASSY: See, that's taking  
7 money out of the pot for the property that is  
8 economically available.

9 MR. LEVY: Yes. But again, we do  
10 things like, you know, the movement of the DOD, PI out  
11 to Fort Jackson is BRAC funded. You know, DoD, PI  
12 would have never moved, if it weren't for the fact  
13 that Fort McClellan is closing. So, those beautiful  
14 facilities we just built are gone. We're building new  
15 structures.

16 MR. THOMASSY: But that's not clean  
17 up money.

18 MR. LEVY: It falls under BRAC  
19 accounts, it falls under the BRAC accounts, the same  
20 accounts.

21 MR. THOMASSY: Are you saying then  
22 that that money is not broken out for clean up  
23 purposes, but it's a big ball of BRAC money and

1 somebody --

2 MR. LEVY: Well, I don't know  
3 whether it's sub-broken out within the BRAC accounts.  
4 Actually, I don't -- I'm not aware that it's --

5 MR. PARKS: It's broken out by  
6 construction, environment, and operation and  
7 maintenance. Three big categories is how it's broken  
8 out.

9 MR. THOMASSY: That's what I'm  
10 saying: If you have BRAC money that is OMA  
11 (phonetic), some of that could go to the clean up and  
12 some of it could go to a lot of these other  
13 activities, too. And how do we identify what's coming  
14 to the clean up and how is that identified from  
15 Congress on down through? Or is it just one big ball  
16 of let's say, OMA, BRAC money?

17 MR. JOE DOYLE: That has been  
18 broken down as a projected cost in those three  
19 categories.

20 MR. LEVY: Yes, there are projected  
21 costs in the BRAC accounts for environment versus  
22 these other categories.

23 MR. JOE DOYLE: And those have

1 already been broken down. I don't want to use the  
2 official term, sub-accounts, but they have broken  
3 those down into projected costs.

4 MR. THOMASSY: We would know by  
5 project, by these sheets we were looking at before.  
6 And so it would be broken down by those sub-projects?

7 MR. LEVY: I don't -- Mr. Thomassy,  
8 I'm afraid I can't answer those questions. I don't  
9 know enough about how that's done. Dean, do you have  
10 any information?

11 MR. JOE DOYLE: I recall, they had  
12 broken it down into OMA, environmental clean up and,  
13 you know, actual construction and movement portions.  
14 They've broken those down and they've broken them down  
15 further into projected costs at a particular  
16 installation, as a result --

17 MR. THOMASSY: Well, that's what  
18 Mr. Parks said. But my concern was: How do we  
19 identify in that big ball of BRAC money -- because  
20 it's not all clean up money -- well, it is clean up  
21 money, which is what we're concerned with and which  
22 what we want to see fund those projects that we have  
23 in the near years and the POM years.

1 MR. JOE DOYLE: Your concern is not  
2 what it's broken down into, but what, once it's been  
3 broken down into those categories how it's being spent  
4 within that particular category.

5 MR. THOMASSY: That it gets there  
6 within those -- your categories are MCA, OMA, and --  
7 what was the other one?

8 MR. PARKS: Environment.

9 MR. JOE DOYLE: Environment.

10 MR. THOMASSY: Environment. But  
11 this is OMA money. And I don't know what environment  
12 means, compared to clean up.

13 MR. LEVY: What's OMA money?

14 MR. THOMASSY: Because I saw on  
15 your chart, BRAC OMA money, O&M money.

16 MR. LEVY: You mean on the previous  
17 sheet?

18 MR. ANDERSON: Yes, on the previous  
19 sheet.

20 MR. THOMASSY: Right. It wasn't  
21 MCA, it was O&M.

22 MAYOR KIMBROUGH: Can you transfer  
23 one --

1 MR. ANDERSON: BCA, O&M bases --

2 MR. THOMASSY: So, within each one  
3 of those, how much of that goes to a clean up that we  
4 as a R-A-B is concerned about? How do we determine  
5 that?

6 MR. LEVY: Does the -- See, I don't  
7 know. Is OMA the pot that the environmental piece  
8 comes from? That was the only code --

9 MR. JOE DOYLE: Yes --

10 MR. LEVY: -- that we had to choose  
11 from in the data base, right, Lisa?

12 MS. LISA KINGSBURY: Yes.

13 MR. THOMASSY: Okay, we can't solve  
14 it here. But that's something we have to solve as a  
15 board, so we can understand what's happening and  
16 what's not happening, both in the years that we're  
17 dealing in and in the planned years that we're looking  
18 at to see things -- to be accomplished. Otherwise, we  
19 don't have a clue.

20 MR. TURNER: Let's put down --

21 MR. LEVY: We can go back and try  
22 to answer that question --

23 MR. TURNER: -- funding as



1 something that will be discussed in a lecture in the  
2 future.

3 MAYOR KIBROUGH: If they are broken  
4 down into line items, is that absolute or can -- like  
5 in some of the dealings I have, you can transfer a  
6 certain percentage of money from one line item to a  
7 next. And so, is it absolute or can it be  
8 transferred? For instance, what he brought up, if we  
9 build a new facility at Fort Leonard Wood, then you're  
10 saying that some of this money can be used. If  
11 there's not enough money in one category, then can we  
12 transfer it from the other?

13 MR. JOE DOYLE: I can't answer your  
14 question right now, only because I don't know, I don't  
15 have enough information. That's something Ron and I  
16 will have to work at and we'll get back to you at the  
17 next meeting, because I don't know. Like everything  
18 else, I'm not sure as to the color of the money, if  
19 it's one color for all categories falling under BRAC  
20 or if it's different, comes out of different accounts.

21 MR. LEVY: I think you were right  
22 the first time. We at the installation really do not  
23 get at that kind of a level. I mean, we just project

1 it at this level, you know, what the funding we need.

2 MR. JOE DOYLE: But, Ron, I think  
3 that's even a fair answer to tell these folks, that,  
4 you know, that's -- those are decisions being made at  
5 higher headquarters. I mean, I think that's giving  
6 you a further explanation.

7 But if the bottom line is: That's  
8 something out of the hands of the control of Fort  
9 McClellan, itself, will that give you enough of a hint  
10 as to where you need to go to address that, is that a  
11 problem? But we will give you an answer, come back to  
12 that.

13 MR. TURNER: Mr. Anderson?

14 MR. ANDERSON: Yes, sir. I would  
15 like to recommend that, you know, until we get some of  
16 those kind of things answered, that we suspend  
17 discussion of the nick noids (phonetic) of these last  
18 two, because we probably need to know a little bit  
19 more before we go through them line item by line item.

20 Also, if I understand this right,  
21 the reason we stop at fiscal year '97 is because  
22 that's all the further out you know you're going to  
23 have money for them?

1 MR. LEVY: In this case, that was  
2 just an example. A lot of projects go beyond that.  
3 It just depends on what the project is.

4 MR. ANDERSON: What I was going to  
5 ask: This would be kind of a useful thing to have as  
6 a spread sheet or what have you, if it went on out to  
7 '98, '99, and so on, and entries were included that  
8 said, you know, funding requested or something like  
9 that. So that, for example, the item number nineteen,  
10 detection and ID areas is going to be funded, yes,  
11 we've asked for funding in that, for what, '98, '99,  
12 or what have you?

13 MR. JOE DOYLE: We can tell you  
14 what our intents are as to that funding, but we're  
15 never going to be able to answer that question as to  
16 funding --

17 MR. ANDERSON: Yes, until you  
18 actually get it. The main thing is: If you've  
19 already got one of your little 1383s filled in on it,  
20 then at least that tells us, you know, where we're at  
21 on that one that we've requested the funding.  
22 Understand why I'm asking that is: You know, maybe,  
23 if you don't get it, maybe there is ways to help you.

1 MR. LEVY: Your intent is to see  
2 where you can help the funding process.

3 MR. TURNER: Let's cut this off.

4 MR. ANDERSON: Yes.

5 MR. LEVY: That's all I've really  
6 got, unless anybody has got anymore questions. What  
7 you do have in front of you, though, is projects that  
8 will -- that we intend to get to and that we're going  
9 to be funded for this fiscal year.

10 MR. TURNER: Under report of  
11 committees, charter and membership, first, I've been  
12 reminded that I hadn't done a particularly good job of  
13 welcoming our Ex Officio members on board. You'll  
14 remember at our last meeting, we nominated and  
15 approved several folks and ratified several folks as  
16 being Ex Officio members. Mr. Reedy and Mr. Johnson  
17 were already Ex Officio. Mr. Don Walters, who is with  
18 us tonight, was nominated and approved as an Ex  
19 Officio member. Mr. Richardson, who I notice isn't  
20 with us, now. I would like for the record to reflect  
21 that he left during the break. As he was walking out,  
22 I asked him if that was an Exit Officio.

23 And I believe -- are those all of

1 the -- I think that's all that's here. It's good to  
2 see you, Don. And thank you for being involved.

3 MR. LEVY: We've notified Joe that  
4 he's an Ex Officio, Joe Baker. And he had another  
5 commitment tonight, so, he couldn't be with us.

6 MS. LISA KINGSBURY: He's on  
7 vacation.

8 MR. LEVY: I wasn't going to say  
9 that.

10 MR. TURNER: He had another  
11 commitment. Is that Army speak for vacation, I'm  
12 going on commitment next week?

13 MR. LEVY: Thanks, Lisa.

14 MR. TURNER: You'll also see and  
15 thanks to -- Lisa, thank you for getting this -- this  
16 copied so quickly. We had a charter and membership,  
17 which it was Mr. Parks and Mr. Miller and I, talked  
18 separately on the phone today. And after some  
19 discussion, came up with this membership application.  
20 Rather than try and go over it tonight, I would ask  
21 that you take it with you and look it over and bring  
22 the comments to the next meeting. Certainly, it's  
23 subject to criticism, additions, and deletions. And

1 would be interested in what everybody has to say.

2 It didn't fax the way it last  
3 looked when I saw it. So, I'd hope that its  
4 formatting -- please, rest assured that the formatting  
5 changes will be taken care of. It looks like there is  
6 way too much space in there.

7 But anyway, I talked to Fern and he  
8 thought that it was a good idea to sit around and talk  
9 about that tonight. Let's talk about it at our next  
10 meeting.

11 Anything else that needs to come up  
12 under charter and membership? Then what about  
13 community relations?

14 MR. THOMASSY: Mark, go ahead.

15 MR. ANDERSON: Everybody should  
16 have a copy of this draft of the community outreach  
17 briefing. These are the talking points from the  
18 slides. There is a couple of minor corrections you  
19 may want to quickly make to your copies. On slide  
20 number seven down there, added the words to clean up  
21 programs and add the words for funding purposes, since  
22 we kind of clarified that tonight. And also, on the  
23 slide number eleven, where we talk about base clean up

1 plan, based on the change of the date of the draft,  
2 BCP is now due in January '97.

3 Other than that, what I would like  
4 is the same thing that goes with Charles' piece. Take  
5 a look at this over the next month. Brutalize it.

6 I would like you to go ahead and  
7 call me during the month, if you will, if there are  
8 specific editing changes that need to be made based on  
9 facts. But if it's changes that need to be made in  
10 terms of I don't agree with this concept, then let's  
11 hold that until the next meeting. But if you catch a  
12 typo or you don't like the chartsmanship (phonetic) of  
13 it, please, do.

14 One thing to give you, there was  
15 only one of the slides that isn't specifically a word  
16 slide. And you should have a copy of that on the  
17 back. It's one that says clean up milestones. It's a  
18 little bit more of a visual presentation. Some of  
19 these have a little bit of clip art on them to liven  
20 them up, but for the most part, it's intended to be  
21 just a straightforward information briefing.

22 MR. TURNER: Thank you, Mark. One  
23 other thing, you've got some applications. Look them

1 over.

2 MS. LISA KINGSBURY: I only have  
3 one copy of it.

4 MR. TURNER: I'm sorry. I thought  
5 everybody had them. Never mind.

6 MS. LISA KINGSBURY: I didn't know  
7 what --

8 MR. TURNER: I don't know what to  
9 do. You're talking about --

10 MS. LISA KINGSBURY: I can make  
11 copies of them for the charter and membership  
12 committee.

13 MR. TURNER: I don't know that  
14 we're -- that it would be meaningful at this point to  
15 do it, because I think we need to -- we're still --  
16 haven't identified exactly what we're looking for in  
17 new members. And that's something, I think -- I don't  
18 know when the right time to take that up is. I bet  
19 it's going to be a long, drawn out discussion. I  
20 would just soon do it in January. As far as -- I'm  
21 sorry. I thought everybody had these.

22 MS. LISA KINGSBURY: Charles, if  
23 you want to give those back to me, I'll make sure

1 everybody gets sent a copy of it with the minutes and  
2 agenda.

3 MR. TURNER: I don't know if you  
4 need to do that, yet, I don't know if you ought to do  
5 that, yet.

6 MS. LISA KINGSBURY: Do you want me  
7 to just hold off?

8 MR. TURNER: Yes, let's hold off  
9 and then --

10 MS. LISA KINGSBURY: And then get  
11 everybody a copy for January?

12 MR. TURNER: Maybe, we'll see.

13 MS. LISA KINGSBURY: Let me know.

14 MR. TURNER: Okay. Because that's  
15 going to tie into one of the other things that we're  
16 going to talk about under new business.

17 Old business, RAB budget.

18 MR. LEVY: Yes, I'm afraid I failed  
19 on that one. We're still trying to get some more  
20 information together so that I can present to the  
21 board. I thought what I said the last time that I was  
22 going to query some of the other installations. And  
23 we attempted to, but we didn't get very far with that.

1 So, I need a little bit more time to go back and do  
2 that. So, if you would, push that back to the next  
3 meeting.

4 MR. ANDERSON: Make a motion on the  
5 table.

6 MR. THOMASSY: Is there a comment  
7 back there?

8 MR. DEAN HUTCHENS: I just wanted  
9 to add there is new Army guidance out. I think  
10 there's new DoD guidance out.

11 MR. LEVY: Yes. I don't believe  
12 I've seen that, yet, though. I haven't gotten that.

13 MS. LISA KINGSBURY: We got it.

14 MR. DEAN HUTCHENS: Well, just got  
15 it today.

16 MR. LEVY: We need some time to  
17 look at it so we can come back and present it.

18 MR. HUTCHENS: Yes.

19 MR. LEVY: Somebody made a motion.

20 MR. TURNER: Is there a second?

21 There was a motion on the table.

22 MR. THOMASSY: Second.

23 MR. TURNER: All in favor? Any

1 opposition?

2 New business. One is: It's been  
3 pointed out that the December meeting falls pretty  
4 much on Christmas Eve. I don't know if it's that  
5 exactly, but it's real close. Let's see what day.  
6 (WHEREUPON, there was discussion off the record.)

7 MR. TURNER: Did we agree at our  
8 last meeting to put that meeting off until January?

9 MR. THOMASSY: We discussed it. I  
10 don't think we agreed to it.

11 MR. LEVY: There was going to be --

12 MR. THOMASSY: I think what we  
13 need, unless there is further discussion, is a motion  
14 to just go ahead and make the next meeting in January.

15 MR. LEVY: Let me make some further  
16 discussion. I know a lot of the government staff  
17 folks, people that support this, are going to be on  
18 leave and out. So, it may be difficult for me to get  
19 them there. And that's part of my concern.

20 DR. COX: Prior commitments?

21 MR. LEVY: Yes, prior commitments.

22 MR. TURNER: It's typically not a  
23 great time of year to be having meetings. Anybody

1 want to make a motion that we not have a meeting in  
2 December?

3 MR. CONROY: I'd be delighted to  
4 make that motion.

5 MR. ANDERSON: Second.

6 MR. TURNER: All in favor? Any  
7 opposition?

8 Now, that brings up the next thing  
9 and that is that our regularly scheduled January  
10 meeting falls on Martin Luther King Day and our  
11 regularly scheduled February meeting falls on  
12 President's day, which are, I think, aren't those one  
13 day commitments in the government?

14 MR. LEVY: That's a federal holiday  
15 for the government, so -- and so is President's Day.

16 MR. CONROY: State and federal.

17 MR. THOMASSY: I think before we do  
18 it, does anybody have a problem with moving it to the  
19 Tuesday following those days? We need to have a  
20 meeting.

21 MR. TURNER: I was going to say  
22 move them back a week to the Monday so we don't go  
23 stepping on other people's schedules.

1 MR. MILLER: Tuesday is a bad day.

2 MR. CONROY: I would like to stick  
3 to a Monday.

4 MR. MILLER: Right. Monday, stick  
5 to it. Tuesday is a bad day.

6 MR. LEVY: So, the 13th, which is  
7 the previous --

8 MR. TURNER: That's what I was  
9 going to suggest, is 6:30 that Tuesday. Can we get  
10 out of notices --

11 MR. LEVY: Yes.

12 MR. TURNER: -- both canceling our  
13 --

14 MR. LEVY: Yes --

15 MR. TURNER: -- that meeting?

16 MR. LEVY: Yes.

17 MR. TURNER: Should we also have  
18 our February meeting on the second Monday, rather than  
19 the third?

20 MR. CONROY: The 10th.

21 MR. LEVY: The 10th, sure.

22 MR. TURNER: Okay.

23 MR. REEDY: So, Charles, run over

1 it again, now. January is the 13th?

2 MR. TURNER: The 13th at 6:30 in  
3 this room.

4 MR. REEDY: And February?

5 MR. TURNER: The 10th at 6:30 in  
6 this room.

7 MR. REEDY: And then following  
8 February, we're going to drop back to --

9 MR. TURNER: The third. I don't  
10 know if my calendar goes that far. Yes, I've got a  
11 '97 calendar. March --

12 MR. ANDERSON: 17th.

13 MR. TURNER: -- the 17th.

14 MR. REEDY: Believe it or not, St.  
15 Patrick's Day is not a federal holiday.

16 MR. TURNER: It's federal  
17 commitment.

18 MR. LEVY: Can we discuss that  
19 further at another meeting?

20 MR. TURNER: You've had enough of  
21 this commitment business.

22 I had a note about something else  
23 to bring up under new business. Oh, how to go about

1 soliciting, once we've approved an application, how to  
2 go about soliciting new members. And that sounds like  
3 something for community relations to come up with.  
4 So, sometime between now and our January meeting, will  
5 y'all, at least, come up with some ideas about how to  
6 go --

7 MR. ANDERSON: Okay --

8 MR. TURNER: -- about soliciting --

9 MR. ANDERSON: We talked about  
10 those in pretty significant detail last time. And I  
11 thought the decision of the body was to look at the  
12 existing -- the original pile of applicants, first.

13 MR. LEVY: That's what we got.

14 MR. TURNER: Lisa called me about  
15 that and said that she thought that ought to be in the  
16 minutes. And that's wasn't the way I remembered it.  
17 And I think it's a sign that our meetings go too long  
18 any my memory is growing --

19 MR. LEVY: You've approved these  
20 minutes, so let me tell you what it says. Mr. Turner  
21 announced receipt of a letter. And it goes on to say  
22 that Mr. Turner and Mr. Parks and Mr. Brown, as  
23 members of the charter and membership committee,

1 volunteered to discuss options and how members should  
2 be selected and present the options at the next  
3 general meeting.

4 MR. TURNER: That's what we did.  
5 We developed this application, which I think is the  
6 first step in selecting new members is having them  
7 fill out this.

8 MR. LEVY: Okay.

9 MR. TURNER: Well, we still haven't  
10 resolved the issue of how to go through the old  
11 applications, whether we should go through the old  
12 applications.

13 Let's relax the rules of order to  
14 the rules of decency and talk about it for a minute.

15 MR. ANDERSON: We had a good number  
16 of -- and we had a discussion of us doing a script for  
17 radio ads. We've had people from the environmental  
18 justice folks at Clark University in Atlanta call and  
19 give us some names of people to talk to, to get the  
20 word out in the churches and things, things of this  
21 nature. The question was, is really, you know, how --  
22 what we hope to achieve. You know, were we targeting  
23 communities that we currently had no representation

1 in. And I don't think we ever really got, you know,  
2 past that. Because there's, you know, a variety of  
3 things.

4 MR. TURNER: We put it off until  
5 this meeting.

6 MR. ANDERSON: Right.

7 MR. TURNER: Aren't we making this  
8 harder than it needs to be?

9 MS. LISA KINGSBURY: I think so.

10 MR. THOMASSY: That's what I was  
11 thinking.

12 MR. TURNER: Bart?

13 MR. THOMASSY: (Inaudible).

14 MR. REEDY: How many folks are  
15 y'all looking --

16 MR. THOMASSY: -- and that was to  
17 be brief. How did we originally solicit members for  
18 this board? I was trying to find that out the last  
19 time. What was the process and what were the  
20 criteria?

21 MR. LEVY: What we did was we put  
22 it out in the Anniston Star, we put poster boards up  
23 with mail in applications on it.

1 MS. LISA KINGSBURY: Mail in post  
2 cards.

3 MR. LEVY: Mail in post cards.

4 MS. LISA KINGSBURY: And then I  
5 sent them applications.

6 MR. LEVY: And we sent copies to  
7 the local reuse -- we gave those to the local reuse  
8 authority to put out, as well. And I think that was  
9 about the extent of what we did, unless there is  
10 something else.

11 MS. LISA KINGSBURY: No. I sent  
12 out a hundred and six letters --

13 MR. LEVY: That's right.

14 MS. LISA KINGSBURY: -- too.

15 MR. LEVY: That's right. And that  
16 list came from where?

17 MS. LISA KINGSBURY: Well, when  
18 SAIC was doing the --

19 MR. LEVY: Came out of the  
20 community relations plan?

21 MS. LISA KINGSBURY: Well, yes.

22 MR. LEVY: So, we sent the mailings  
23 out out of the community relations plan, which had a

1 big, huge mailing list.

2 MR. TURNER: Bart had a comment  
3 that --

4 MR. REEDY: How many folks are you  
5 looking -- are you looking to build back up to replace  
6 a couple of people?

7 MR. TURNER: Two, we need to  
8 replace two members. It was suggested -- I think  
9 what's made it more difficult is it was suggested and  
10 ratified, I thought, that we needed a more diverse  
11 membership.

12 That with pleasant exception, we're  
13 a bunch of white guys sitting around making decisions  
14 and that we need to have -- that we need to have a  
15 more diverse representation on this board.

16 And so the way to go about  
17 guaranteeing that and how do you go back and go  
18 through the old applications that don't give any  
19 indication about minority status becomes the problem.

20 And maybe I'm just not -- maybe  
21 there is some obstruction or impediment, but I can't  
22 see a good way of going back through the old  
23 applications, trying to decide, you know, what to do

1 with them.

2 Maybe we should mail new  
3 applications to those old applicants and the ones that  
4 resubmit applications and provide information on  
5 minority status, will be reconsidered.

6 MS. LONGSTRETH: May I ask a  
7 question?

8 MR. TURNER: Yes, ma'am.

9 MS. LONGSTRETH: I was wondering,  
10 in the first initial process for applicants, did you  
11 send letters to the blacks sororities and  
12 fraternities?

13 MR. LEVY: Did we, Lisa? I don't  
14 think so.

15 MS. LISA KINGSBURY: No.

16 MR. ANDERSON: If it's that  
17 baseline list, you didn't. Those social clubs --

18 MS. LISA KINGSBURY: The only  
19 minorities I got was from Clark University. They're  
20 doing some sort of environmental justice report and  
21 Ruth Neal (phonetic), the woman that's running it,  
22 gave me a mailing list. And I sent out applications  
23 to those people.

1 MS. LONGSTRETH: Well, I would  
2 think they would be interested.

3 MR. TURNER: Yes, ma'am, I think  
4 that's right. I think that's a good idea.

5 MR. THOMASSY: I would say they  
6 might be interested, but is not our purpose in a  
7 restoration advisory board to have a membership of the  
8 community, people that are part of this community, not  
9 necessarily student groups.

10 MR. TURNER: I think --

11 MS. LONGSTRETH: I'm talking about  
12 --

13 MR. THOMASSY: That's what we're  
14 talking about, a student group, when you talk about  
15 sororities and fraternities.

16 MS. LONGSTRETH: Alumni and  
17 graduate people, you know --

18 MR. TURNER: Not talking about --

19 MS. LONGSTRETH: -- that's a part  
20 of the community.

21 MR. THOMASSY: Now, those are  
22 community. And then we need to look at geography as  
23 well as --

1 MR. TURNER: Right. And Hobson  
2 City was identified as not having any representation.  
3 Yes, sir, Bart?

4 MR. REEDY: There is a resource at  
5 EPA that I could possibly get, if you all are  
6 interested in it. It's a lady who does environmental  
7 justice kinds of projects and specifically for RABs  
8 and other community relations kinds of groups. And  
9 she may have some input for you, if you're interested  
10 in that.

11 MR. TURNER: Sure. Yes, I think  
12 we'd be open to anything. Why don't -- does anybody  
13 have a problem with doing this: Us mailing the new  
14 application in January to the people that have  
15 previously submitted applications for membership on  
16 the RAB?

17 MR. REEDY: Charles?

18 MR. TURNER: Sir.

19 MR. REEDY: If I were -- if we  
20 could get her to quit typing a minute.

21 COURT REPORTER: Are we off the  
22 record?

23 MR. TURNER: I don't think we're

1 off the record, are we?

2 MR. REEDY: No. Would it be --  
3 would it be insulting to some people to, you know, if  
4 they had an application already filled out and went to  
5 the trouble of filling it out and mailing it in, to  
6 then get another application and --

7 MR. TURNER: The alternative is to  
8 exclude them, completely.

9 MR. MILLER: I think it's a good  
10 idea to send them the application to the ones that  
11 already sent it in. And I don't think it would be a  
12 problem doing that. I don't think --

13 MR. TURNER: I mean, we can devise  
14 a cover letter or something like that.

15 MR. MILLER: Yes.

16 MR. TURNER: But we've got to  
17 approve the application first and we aren't in a  
18 position to do that.

19 But if we can go ahead and decide  
20 what we're going to do with the old applications, now,  
21 we'll be ready to do something in January when we  
22 bring this up again.

23 MR. REEDY: Before you do that, do



1 you want me to try and get the lady that assists in  
2 the environmental justice arena in touch with somebody  
3 here?

4 MR. TURNER: Sure, sure.

5 MR. REEDY: I'm just thinking out  
6 loud.

7 MR. TURNER: I think that either  
8 Fern or I or Ron or Lisa would be happy to talk to  
9 anybody. And you've probably got my phone number on  
10 that sheet with all the mailings on it. I mean, with  
11 all the personal information on it. I think -- yes,  
12 and if she wants to send us something, we can bring it  
13 up at the next meeting. All we're talking about doing  
14 is what we're going to do -- talking about right now  
15 is what we're going to do with the old applications.

16 MR. REEDY: And my question to you  
17 is: Do you want me to try and get her in contact with  
18 y'all, whoever y'all is, before you make a decision on  
19 the old applications? That's my question.

20 MR. TURNER: I think we've got to  
21 make a decision on the old applications tonight, don't  
22 we?

23 MR. REEDY: That's all I was trying

1 to get clear.

2 MR. TURNER: Yes. I think it's  
3 going -- it will be, you know, it will be next summer,  
4 if we keep on putting it off.

5 MR. ANDERSON: You know, those are  
6 folks that have already expressed interest. If we do  
7 a cover letter that says, look, you know, we need to  
8 add two new members, we knew that you had applied  
9 before. If you would like, we would ask you to  
10 consider applying again.

11 MR. TURNER: I think that's great.

12 MS. LISA KINGSBURY: And, please,  
13 return your application in thirty days or so, so that  
14 somebody can pick them.

15 What I'm thinking is that if we  
16 send these out and we say, we're going to be picking  
17 these two applicants within thirty days of receipt of  
18 your application, we probably need to mail out those  
19 applications plus what other applications we're going  
20 to mail out for the environmental justice list. We  
21 need to mail them all out at the same time.

22 MR. TURNER: Right. And that will  
23 be subsequent to our January meeting. No, following

1 our -- yes, following --

2 MS. LISA KINGSBURY: Right.

3 MR. TURNER: -- following our  
4 January meeting. Is that acceptable to everybody,  
5 mailing out a new application to previous applicants,  
6 at the same time we release all of our other -- all  
7 these other applications to new, potential applicants?  
8 I'm going to make it -- I'm going to put it in the  
9 form of a motion.

10 MR. THOMASSY: Form of a motion,  
11 yes.

12 MR. TURNER: Would move that once  
13 we have an approved application that we send it to  
14 everyone who has previously applied for membership on  
15 the RAB but has not -- but has not been selected for  
16 any reason. And do that in conjunction with our  
17 membership drive, which will follow the approval of a  
18 membership application form.

19 MR. ANDERSON: Second.

20 MR. TURNER: All in favor? Any  
21 opposition?

22 MS. LONGSTRETH: Would that exclude  
23 anybody else that is interested --

1 MR. TURNER: No, ma'am --

2 MS. LONGSTRETH: -- in sending in  
3 an application?

4 MR. TURNER: No. We need to --  
5 we've already got -- Mark, I think, has developed --  
6 started developing a list of how we're going to go  
7 about attracting new members. I see that as a dynamic  
8 process, so --

9 MR. LEVY: I'm sorry. (Inaudible).  
10 The folks that you were talking about, is there any  
11 reason why we just couldn't add her -- the names she  
12 -- or the groups that she gives us to the mailing  
13 list?

14 MR. ANDERSON: I wasn't going to  
15 let her out of here tonight until we talked about it.

16 MR. THOMASSY: That's what we need.

17 MS. LONGSTRETH: I didn't have  
18 anybody specifically in mind, I just thought about the  
19 -- the chapter of the fraternities and sororities who  
20 are engaged in community activities, and, you know,  
21 that they would be, you know, good people to bring  
22 into this group, as far as --

23 MR. TURNER: I think that's a great

1 idea.

2 MR. LEVY: Can you get us their  
3 addresses and we can have them delivered?

4 MR. ANDERSON: I've got a list that  
5 we used during the election that Nathaniel Owens  
6 worked off of, so, I'll make sure and bring that.

7 UNIDENTIFIED MALE: Might check it  
8 with them first.

9 MR. ANDERSON: We'll do. I'll send  
10 it to you before we have the next meeting.

11 MS. LONGSTRETH: Fine.

12 MR. THOMASSY: Let me bring one  
13 other thing up on that. Who is going to sort through  
14 all these?

15 MR. TURNER: You are.

16 MR. THOMASSY: Are we putting  
17 ourselves into a position where --you know, we're  
18 looking for two people.

19 MR. LEVY: Charter membership  
20 committee does.

21 MR. THOMASSY: Yes, at this point.

22 MS. LISA KINGSBURY: There is only  
23 three of y'all.

1 MR. TURNER: I resign. We don't  
2 know how many applications we're going to get. It  
3 probably --

4 MR. THOMASSY: How many do we have  
5 already that we're going to send out?

6 MR. TURNER: We're going to send  
7 out letters on probably what, seven or eight?

8 MR. ANDERSON: Sixteen.

9 MS. KINGSBURY: No. You've got  
10 about fifteen or so.

11 MR. ANDERSON: There's thirty-three  
12 on the original list, seventeen selected, there is  
13 sixteen.

14 MR. THOMASSY: Ms. Longstreth is  
15 going to get us a list and you're going to get a list  
16 --

17 MS. LONGSTRETH: No. I think  
18 Mr. Anderson says he has the --

19 MR. ANDERSON: I have the baseline  
20 list that I can run --

21 MR. TURNER: I mean, all this is  
22 just for solicitations. But even if we get a hundred  
23 applications, it's not -- I mean, it's not going to be

1 that daunting of a task. There's not that much  
2 information sought on the application.

3 MR. LEVY: Just to give you an  
4 idea, we sent out how many applications or how many  
5 requests for applications?

6 MS. LISA KINGSBURY: Well over a  
7 hundred.

8 MR. LEVY: And how many did we get  
9 back, thirty some odd?

10 MS. LISA KINGSBURY: Thirty some  
11 odd.

12 MR. TURNER: Thirty plus the number  
13 here.

14 MR. LEVY: I suspect you wouldn't  
15 be (inaudible).

16 MR. TURNER: Okay.

17 MR. CONROY: Charles, one more  
18 thing. With your permission and to take Bart Reedy up  
19 on his offer, why don't you have your environmental  
20 justice contact contact you directly as soon as  
21 possible?

22 MR. TURNER: Sounds great, man.  
23 I've got a card, if you need it. Anything else?



1 MAYOR KIMBROUGH: Make a motion we  
2 adjourn.

3 MR. LEVY: Wait one second.

4 MR. TURNER: Ms. Longstreth, go  
5 ahead.

6 MS. LONGSTRETH: Y'all had said in  
7 the coming year, we would have -- we would move the  
8 meeting place to someplace else.

9 MR. TURNER: We talked about that  
10 and was it to start after the first of the year or  
11 were we not --

12 MR. ANDERSON: Starting March, I  
13 think is the first month we said we were going to do  
14 that.

15 MR. TURNER: Yes. And that sounds  
16 like a good -- hopefully, we can get all this  
17 housekeeping stuff behind us pretty much and do  
18 business on the road.

19 MR. LEVY: I got an issue before  
20 you close out. It's really just a -- is it -- is  
21 there an agreement that you would have us brief the  
22 archive search report at the --

23 MR. TURNER: January meeting.

1 MR. LEVY: -- January meeting?

2 MR. TURNER: And that's on  
3 unexploded ordnance.

4 MR. LEVY: Archive search report is  
5 essentially the historical review of ordnance use on  
6 the main post and where it may have impacted. So,  
7 that's the UXO issue that we've all been talking  
8 about.

9 MR. THOMASSY: Let me ask one  
10 question, since you're on the LRA, also. That is a  
11 significant issue with the LRA?

12 MR. TURNER: Yes, sir.

13 MR. THOMASSY: It's an important  
14 piece of information for them?

15 MR. TURNER: Yes.

16 MR. LEVY: And we were thinking  
17 about doing the LRA, separately. But if we could,  
18 maybe we could get some members from the LRA during  
19 that time and can review it all at the same time.  
20 Save us some money, because we've got to get a guy in  
21 from St. Louis who did the report to do this.

22 MR. TURNER: Can we do it -- we've  
23 usually got a Tuesday briefing for the LRA.

1 MR. LEVY: Yes, we might could hold  
2 them over for the 14th and do that.

3 MR. TURNER: Okay. We can schedule  
4 it --

5 MR. JOE DOYLE: The LRA is  
6 scheduling their next, you know, get together  
7 (inaudible) --

8 MR. TURNER: I was about to bring  
9 that up.

10 MR. JOE DOYLE: -- on the 16th of  
11 January. That might be a target. Dr. McGhee  
12 volunteered JSU, so, you would probably have a  
13 facility that would be large enough to hold --

14 MR. TURNER: That was something  
15 else that Rob asked me to bring up is that our  
16 contractor will be back -- the LRA's contractor will  
17 be back at 7:00 p.m. on January the 16th, to bring us  
18 up to date on the status of the reuse plan. And we'll  
19 -- it's going to be at Jacksonville State University.  
20 I can't be any more specific than that, at this point,  
21 but remind me and I'll mention it again on the 13th.

22 MS. LISA KINGSBURY: Who is going  
23 to be speaking at that?

1 MR. TURNER: Our contractors.

2 MS. LISA KINGSBURY: Contractors.

3 MR. TURNER: It will be Barry  
4 Steinberg from Cutack Rock (phonetic), Cails Gibbons  
5 from Edock (phonetic), the guy from Hammer Ciber  
6 George (phonetic) that did -- talked about economic  
7 development.

8 MS. LISA KINGSBURY: They said they  
9 were going to have a varied draft reuse plan in  
10 February. Does that still look like it might happen?

11 MR. TURNER: Yes. They're moving  
12 very quickly. Do y'all want to go for another  
13 forty-five minutes or so or are y'all about ready to  
14 go?

15 (WHEREUPON, the proceeding was concluded.)

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C E R T I F I C A T E

STATE OF ALABAMA)  
CALHOUN COUNTY )

I, SAMANTHA E. NOBLE, a Court  
Reporter and Notary Public in and for The State of  
Alabama at Large, duly commissioned and qualified,  
HEREBY CERTIFY that this proceeding was taken before  
me, then was by me reduced to shorthand, afterwards  
transcribed upon a computer, and that the foregoing is  
a true and correct transcript of the proceeding.

I FURTHER CERTIFY this proceeding  
was taken at the time and place and was concluded  
without adjournment.

IN WITNESS WHEREOF, I have hereunto  
set my hand and affixed my seal at Anniston, Alabama,

1 on this the 25th day of November, 1996.

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SAMANTHA E. NOBLE

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Notary Public in and for

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Alabama at Large

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MY COMMISSION EXPIRES: 11-14-97.

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