

RESTORATION ADVISORY BOARD

FORT McCLELLAN, ALABAMA

\* \* \* \* \*

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 21st day of October, 1996,  
commencing at approximately 6:30 p.m.



R E P O R T E R ' S I N D E X

CAPTION SHEET . . . . .	1
REPORTER'S INDEX . . . . .	2
RESTORATION ADVISORY BOARD . . . .	3-105
CERTIFICATE . . . . .	.106-107

1 MR. TURNER: Let's call the roll.  
2 I'm here. Mr. Levy?  
3 MR. LEVY: Here. Mr. Anderson?  
4 MR. ANDERSON: Here.  
5 MR. TURNER: Mr. Brown?  
6 MR. BROWN: Here.  
7 MR. TURNER: Mr. Conroy? Dr. Cox?  
8 DR. COX: Here:  
9 MR. TURNER: Mr. Cunningham?  
10 MR. CUNNINGHAM: Here.  
11 MR. TURNER: Mr. Elser?  
12 MR. ELSER: Here.  
13 MR. TURNER: Mr. Hood? Mayor  
14 Kimbrough?  
15 MAYOR: Here.  
16 MR. TURNER: Ms. Longstreth?  
17 Mr. Miller?  
18 MR. MILLER: Here.  
19 MR. TURNER: Mr. Moore?  
20 MR. MOORE: Here.  
21 MR. TURNER: Mr. Parks?  
22 MR. PARKS: Here.  
23 MR. TURNER: Mr. Perez?

1 Mr. Thomassy?

2 MR. THOMASSY: Here.

3 MR. TURNER: Mr. West? Mr. Reedy?

4 Mr. Johnson?

5 Did everybody get a chance --

6 MS. HARRINGTON: Charles --

7 MR. TURNER: Did everybody get a  
8 copy of the minutes?

9 MS. HARRINGTON: Charles, I'm here  
10 and you didn't call my name.

11 MR. TURNER: I'm sorry, Ms.  
12 Harrington. I got you marked. I just skipped you.  
13 It was an omission that I hope you'll forgive.

14 MR. MOORE: Don't.

15 MR. TURNER: Did everybody get a  
16 copy of the minutes?

17 MS. HARRINGTON: We did.

18 MR. TURNER: Everybody get a chance  
19 to review them? Any corrections, additions, or  
20 deletions? Is there a motion to approve?

21 MR. THOMASSY: Make a motion to  
22 approve.

23 MR. ANDERSON: Second.

1 MR. TURNER: Any opposition?

2 Minutes are approved.

3 Ron is going to give us a lecture  
4 tonight on the restoration process. Anything we need  
5 to take up before then?

6 I'm sorry, but I didn't welcome  
7 y'all and, please, forgive me for that. This is the  
8 monthly meeting of the Fort McClellan Restoration  
9 Advisory Board. We certainly welcome everybody that  
10 is here.

11 We'll have some time for everybody  
12 to speak that is interested in doing it. And I'm glad  
13 everybody came.

14 Mr. Levy?

15 MR. LEVY: Before we begin, let me  
16 introduce Lieutenant Jordan. He is the new BRAC  
17 officer over the transition -- what office--

18 LT. FRANK JORDAN: Fort McClellan.

19 MR. LEVY: Fort McClellan  
20 transition office. So, he's a good man to talk to, as  
21 it relates to transition items that are going on  
22 McClellan and he's also going to be highly involved in  
23 the environment piece of it, too. I suspect he'll

1 (inaudible) get in touch with him.

2 We've also got Tom Fultz and Ellis  
3 Pope from The Corps of Engineers, which are going to  
4 be involved in the clean up activities and contracting  
5 of that and oversight. And again, Dean Hutchens in  
6 the back and Gary Harvey, the base transition  
7 coordinator for the installation (inaudible).

8 MR. TURNER: And from the Fort  
9 McClellan Reuse and Redevelopment Authority, we've got  
10 Colonel Johnson, who I think many of you have seen  
11 before. And our newest addition to that office,  
12 Collins Winn, who is going to be our personal property  
13 specialist. Again, welcome.

14 MR. LEVY: I'm going to try to just  
15 talk through this thing. We prepared some slides, but  
16 I didn't prepare anything specific. I'm going to go  
17 off the top of my head in terms of the knowledge I  
18 have of the processes.

19 I know there was written in  
20 transcripts the last time there was a lot of questions  
21 about the processes. I got the impression that some  
22 people viewed it differently than others, in terms of,  
23 you know, what the processes were, and some people had

1 more or less knowledge of the process. So, I'll try  
2 to go through and -- the processes without getting  
3 down into the weeds, the real, real specifics about it  
4 without trying to confuse you. Because, when you  
5 start to get down into some of the real specifics and  
6 you start to talk about CERCLA and the provisions of  
7 CERCLA, there is some real unique things in there that  
8 would take a long time to try to explain and even go  
9 through. But I'll try to explain to you in a broad  
10 sense some of the processes we're involved in.

11 MR. TURNER: Do you want me to  
12 operate -- I was going to commend you on the coolness  
13 of your technology.

14 MR. LEVY: I'm sorry. That's  
15 right.

16 MR. TURNER: There we go.

17 MR. LEVY: There is really three  
18 distinct processes that we are required to go through,  
19 the installation restoration program. The first  
20 bullet on that chart is something that we have been  
21 doing at Fort McClellan for a very long time. Since  
22 the late '80s, Fort McClellan has been identifying and  
23 investigating sites that had past practices of



1 hazardous material use, chemical use, landfills, all  
2 those things that could potentially relate to an  
3 uncontrolled release or a release of hazardous  
4 material. So, it is a program that we're going to be  
5 talking about in terms of a process that we have to  
6 deal with.

7 There is the BRAC process, which  
8 we'll talk a little bit about. And then there is the  
9 funding requirements on how we budget for and then  
10 spend money against those projects that we're trying  
11 to clean up.

12 The installation restoration  
13 program, as I told you before, otherwise known as the  
14 IRP for the Army is not unique to Fort McClellan.  
15 Fort McClellan conducts it in accordance with The  
16 Department of Army Guidance. And it falls underneath  
17 a law called CERCLA, which is Comprehensive  
18 Environmental Responses and Liabilities Act. It is  
19 also known to some of you as the Super Funds Minutes,  
20 cleaning up of old, hazardous waste sites.

21 The Army essentially has authority  
22 to run its own clean up program. And it's funded  
23 through what's known as defense environmental

1 restoration accounts. Now, that's for an active  
2 installation. And again, we've done this since the  
3 late '80s in working with these issues.

4 We have done -- in accordance with  
5 CERCLA, there is a specific process you follow  
6 through. The first thing you do essentially is what  
7 is known as a preliminary assessment. We did one in  
8 1990 where we built upon data that we were using in  
9 the early -- excuse me -- in the late '80s.

10 Within that preliminary assessment,  
11 they're going out and they're identifying potential  
12 areas. There is really not a lot of -- there is no  
13 real sampling taken, but they do interviews, they do  
14 record searches, they identify potential areas on the  
15 installation where you could have a hazardous material  
16 release or a clean up issue. And in that preliminary  
17 assessment, we identified the sixty-seven areas.

18 We followed along after the  
19 preliminary assessment with site investigation work,  
20 which again also follows through on the CERCLA process  
21 in '91 through '93. We took seventeen of those sites,  
22 which included three landfills, twelve sites where we  
23 know there was outdoor use, live outdoor use of surety

1 chemical agent material, and there was also two other  
2 sites that were possible disposal areas, total of  
3 seventeen.

4 We followed on, after evaluating  
5 those seventeen sites with another twelve. In other  
6 words, they followed on twelve of those sites with  
7 additional work in a remedial investigation program.  
8 And that's also right now currently in review from the  
9 states and EPA.

10 Now, all of this stuff is separate  
11 from what's happening with the BRAC actions. Although  
12 it feeds into that, it's all data that is supplied  
13 into what we know is the baseline survey, CERCLA  
14 report that everybody has had copies of.

15 MR. PARKS: What does that  
16 currently being reviewed by EPA and --

17 MR. LEVY: The actual remedial  
18 investigation report that looked at the twelve sites  
19 is currently being reviewed by EPA.

20 MR. PARKS: They're (inaudible) the  
21 issues that we can comment and make comments on or --

22 MR. LEVY: They'll be making  
23 comments and possibly giving us direction into the



1 further investigation or no further actions, depending  
2 on when the comments (inaudible).

3 MAYOR KIMBROUGH: (Inaudible).

4 COURT REPORTER: I'm sorry, Mayor  
5 Kimbrough, I can't hear you. I couldn't see you.

6 MAYOR KIMBROUGH: I said, is that  
7 twelve out of the original sixty-seven?

8 MR. LEVY: Right. We took --  
9 initially we took seventeen sites. In fact, the  
10 reason we took the seventeen sites was because the EPA  
11 said to us, of the sixty-seven sites, these are the  
12 sites that we want you to look at. And they were  
13 those sites that dealt with outdoor live agent  
14 training and old landfills, essentially is what it  
15 was, because they tend to be the most significant of  
16 the sites out there.

17 MAYOR KIMBROUGH: What about the  
18 other fifty?

19 MR. LEVY: They are still there.  
20 They're still listed. They're still in the program to  
21 be investigated. As a matter of fact, all those sites  
22 get rolled up into the environmental baseline survey  
23 and our base clean up plan, so, we're going to talk

1 about that.

2 This particular slide here just  
3 kind of summarizes some of the things that we had to  
4 go through, you know, to get through the BRAC process.  
5 By law, we have had to do a number of things. One was  
6 designate a BRAC environmental coordinator, that's  
7 myself. Base transition coordinator, Mr. Harvey has  
8 also been designated. And then there is the base  
9 clean up team, which sits as part of this committee.  
10 It consists of myself, a member of DoD; Chris Johnson,  
11 an individual from The Alabama Department of  
12 Environmental Management, representing The State; and  
13 Bart Reedy from the Region-4 EPA. That is the team  
14 that really gets involved in the nitty gritty of the  
15 clean up actions. And with support from personnel  
16 within Fort McClellan, comments and advice from the  
17 RAB and the local reuse authority makes decisions on  
18 clean up and the direction in which we're going to go.

19 The establishment of a restoration  
20 advisory board is something that we've done. We've  
21 been a board now for about seven months. It is a DoD  
22 requirement. And as we told you before, it's to  
23 provide advice to Fort McClellan and the Army on clean

1 up priorities and concerns from the community.

2 We've done all that. We've  
3 completed all those actions. Other actions that we  
4 still have to complete as we move through the BRAC  
5 process is the environmental impact statement. And  
6 I'm going to be able to talk to you a little bit about  
7 some of the time frames on the impact statement. The  
8 environmental baseline survey, what feeds off of the  
9 environmental baseline survey is the base clean up  
10 plan and then the -- actually going into the property  
11 transfer actions.

12 MR. ANDERSON: Before you go on  
13 that -- and this is going to sound like a really  
14 simple question -- what is the aim or the ultimate  
15 goal of the program?

16 MR. LEVY: The aim or the ultimate  
17 goal of the program?

18 MR. ANDERSON: Of the base -- not  
19 the closure program, but rather the installation  
20 restoration program, as it relates to this.

21 MR. LEVY: I'm not sure there's a  
22 simple answer for that.

23 MR. ANDERSON: Is it to be able to

1 transfer land by lease or deed or what?

2 MR. LEVY: It is to reduce -- it is  
3 to eliminate the health and safety risks to the  
4 public. Essentially, that's what the IRP program is  
5 for.

6 MR. TURNER: That's part of CERCLA,  
7 right?

8 MR. LEVY: Right.

9 MR. TURNER: So, it's -- I mean,  
10 the clean up --

11 MR. LEVY: It could be, it could be  
12 the clean up. Now, again, if it's to remove the  
13 health and safety risks associated with the public.  
14 In a lot of cases, that doesn't always lead to clean  
15 up. It may be a long-term monitoring requirement,  
16 because there is no real health and safety risks --  
17 I'll give you something that's been (inaudible) ground  
18 water problem is localized and not really affecting  
19 it.

20 So, again, it's to remove those  
21 risks and the possibility of the public coming in  
22 contact with that. And if because of the closure that  
23 is impacted, then we have to focus on clean up.



1 MR. PARKS: Did your IRP fit into  
2 that EIS?

3 MR. LEVY: The EIS is a separate --  
4 in terms of environmental impact statement, is a  
5 separate action, but that runs, concurrently. And I'm  
6 going to talk a little bit about that, too, in the  
7 next --

8 MR. PARKS: Maybe I meant the EBS  
9 here.

10 MR. LEVY: Oh, the environmental  
11 impact --

12 MR. PARKS: Is yours -- what's your  
13 IRP, does that fit in with that?

14 MR. LEVY: Yes. What we did,  
15 because the IRP was a program as an active  
16 installation, you know, we were doing that program in  
17 accordance with CERCLA and DoD requirements. But now  
18 that we're a BRAC installation, we're folding that  
19 into the environmental baseline survey and the clean  
20 up, base clean up plan. So, all of those sites will  
21 now fall under the BRAC action, except for that land  
22 which is going to stay in federal hands. So, those  
23 pieces of property or those sites that are say over

1 Pelham Range that are going to stay with the national  
2 guard, will be handled under the IRP program, separate  
3 from the BRAC action.

4 MR. TURNER: And those that are  
5 going to be converted will be handled by the base  
6 clean up plan?

7 MR. LEVY: Right.

8 MAYOR KIMBROUGH: What about those  
9 that are not handled by --

10 MR. LEVY: Again, that will fall  
11 under -- go back to the installation restoration  
12 program as an active component, as an active -- as a  
13 piece of federal property that's not being  
14 transferred. So, there will be an ongoing program.

15 MAYOR KIMBROUGH: I guess my main  
16 question is, on Mark's question: Is the goal to clean  
17 up all areas or just areas that are going to be  
18 transferred? And then my second question is -- and I  
19 keep on this, of course, because I do have an interest  
20 in this -- if the landfill -- say the danger on a  
21 leakage of a landfill is termed to not be a threat at  
22 this time, will there be -- after the base is closed,  
23 will the federal government hold any responsibility to



1 it if that does break out?

2 MR. LEVY: The federal government  
3 will always hold responsibility for whatever clean up  
4 actions, either now or in the future. So, even if it  
5 went into a long term monitoring some time in the  
6 future, there was some sort of remedial action  
7 necessary, they would be responsible for it.

8 MAYOR KIMBROUGH: Then my other  
9 question: Are we cleaning up all properties or are we  
10 just going to look at cleaning up properties that the  
11 local government or agencies asked to be transferred?

12 MR. LEVY: The clean up program  
13 will focus on all properties. Those being handled  
14 under the BRAC will fall under the BRAC program, those  
15 being handled or staying federal property will fall  
16 under the installation restoration program.

17 MR. TURNER: Is the standard under  
18 the basis that governs the base clean up plan  
19 different than bringing say Pelham Range into  
20 compliance with CERCLA under the IRP?

21 MR. LEVY: Well, they'll be  
22 different things that affect -- you know, land use  
23 obviously affects your clean up issue.



1 MR. TURNER: Right.

2 MR. LEVY: So, if you had, say for  
3 an example a range and it's going to stay an active  
4 range, you're obviously not going to focus on a clean  
5 up issue for a range (inaudible) even though  
6 (inaudible) contaminants. So, it's just really based  
7 upon the land reuse. And it's the same thing with the  
8 land staying in federal hands. Those will be done in  
9 accordance with the reuse and again, potential risk to  
10 the public.

11 MR. TURNER: Now, Pelham Range will  
12 be cleaned up in accordance with our reuse authority?

13 MR. LEVY: No, that's not what I  
14 said. Again, Pelham Range is going to stay active.  
15 (Inaudible) essentially stay active. Depending upon,  
16 if they're going to stay active or not, we'll -- the  
17 clean up will be focused on that. In other words, for  
18 the most part, we're not going to go out and clean up  
19 an active range.

20 MR. TURNER: Right.

21 MR. LEVY: Especially since it's  
22 going to be used for the same thing in the future like  
23 on Pelham Range. There are areas on Pelham Range,

1       however that are not active ranges from the standpoint  
2       of firing ranges that may be addressed or will have to  
3       be addressed under the clean up program where we know  
4       we've got ground water contamination. So again, it's  
5       (inaudible) use.

6                       MR. CUNNINGHAM: So, said another  
7       way then, our concern -- by the way, (inaudible) --  
8       our concern and focus is on those areas for which the  
9       BRAC use is essentially involved; is that correct?

10                      MR. LEVY: Right. However, now, I  
11       will tell you that your concern is not just on the  
12       BRAC. You have input to any of the clean up issue,  
13       even though you've -- we're going to try to focus on  
14       the BRAC side of the house. So, you know, if you want  
15       to address clean up issues on Pelham Range, by all  
16       means, we'll address them and look at clean up issues  
17       on Pelham Range, as well.

18                      MR. TURNER: So even though the  
19       restoration advisory board was created under BRAC, it  
20       still can have some input as to the IRP?

21                      MR. LEVY: Right. As a matter of  
22       fact RABs are not just (inaudible) to BRAC  
23       installations. RABs are created at all military

1 installations where the public has shown an interest.

2 MR. ANDERSON: Could have had one  
3 at Anniston Army Depot, as well, but there wasn't any  
4 interest.

5 MR. LEVY: So, if it's an interest  
6 to the community, because we have a standing RAB, and  
7 they want to look at what's going on on Pelham Range,  
8 we in fact will do that. And we do have an ongoing  
9 program out there.

10 MR. TURNER: Could there be a  
11 separate RAB for Pelham Range and Anniston Army Depot?

12 MR. LEVY: I suppose there could  
13 be. I don't know why we would want to do that,  
14 though.

15 MR. TURNER: Because we've --

16 MR. DEAN HUTCHENS: (Inaudible).

17 COURT REPORTER: Dean, I can't hear  
18 you.

19 MR. TURNER: This is Dean Hutchens.

20 COURT REPORTER: I know. I just  
21 can't hear him.

22 MR. DEAN HUTCHENS: It would have  
23 to be separate. There wouldn't be --



1 MR. LEVY: For Anniston Army Depot.

2 He's talking about Pelham Range.

3 MR. DEAN HUTCHENS: Right.

4 MR. LEVY: Pelham Range is

5 (inaudible) --

6 MR. HUTCHENS: So, it would be a

7 separate --

8 MR. LEVY: For AOD.

9 MR. DEAN HUTCHENS: Right.

10 MR. TURNER: For Anniston Army

11 Ordnance Depot.

12 MR. DEAN HUTCHENS: Right.

13 MR. LEVY: Any other questions?

14 MR. THOMASSY: Is this part of SARA

15 Title 3 or --

16 COURT REPORTER: I can't hear you,  
17 Fern, either. I'm sorry, I'm behind this computer and  
18 it's buzzing, y'all. I'm sorry.

19 MR. THOMASSY: Is this part of SARA

20 Title 3 (inaudible) and the requirement and the

21 authorization for the Army (inaudible)?

22 MR. LEVY: No. As a matter of

23 fact, there is actually no law requirement that we

1 know of that requires us to have a restoration  
2 advisory board. There is requirements that we keep  
3 the community informed, but this is government policy  
4 to form a restoration advisory board.

5 MR. THOMASSY: My terminology was  
6 poor. Rather than require, provides some of the  
7 authorization from DoD on to it --

8 MR. LEVY: No.

9 MR. THOMASSY: Would the director  
10 of the Army be?

11 MR. LEVY: Right. The RAB is a  
12 directorate, a DoD directorate.

13 MR. THOMASSY: You don't know of  
14 any tie, though, to the community -- information  
15 program to this?

16 MR. LEVY: I'm not sure what you're  
17 asking.

18 MR. THOMASSY: Title three, CERCLA.

19 MR. LEVY: We also have to comply  
20 with SARA Title 3 as an active installation. And we  
21 continue to do that. And we notify the regulatory  
22 agencies. And essentially, we notify the community of  
23 the hazardous -- the SARA Title 3 of the hazardous

1 materials on the installation. And the way we do that  
2 is through the fire departments and also the --

3 MR. THOMASSY: The EMA?

4 MR. LEVY: The EMA, as well. We  
5 officially notify them of what activities, in terms of  
6 hazardous material use is going on out there. But  
7 that's as an active installation. And this is really  
8 different from what we're doing here.

9 MAYOR KIMBROUGH: Ron, I know I  
10 missed a meeting. But last meeting that I attended,  
11 we discussed it and my ultimate question is: Is this  
12 place going to be cleaned up when (inaudible)? The  
13 last time we met, I asked the question, we know the  
14 super fund can't be used. And I asked the question  
15 then and was discussed about the range clean up and  
16 all like this and it would be dependent upon Congress  
17 to appropriate the money. And we got all of these  
18 bases that that's going to be dependent. And that's  
19 my -- the ultimate question is: Is this post going to  
20 be cleaned up or is there a possibility that some of  
21 them will just be restricted areas and it won't be  
22 cleaned up? Is this our ultimate goal? And that goes  
23 back to what Mark said.



1 MR. LEVY: I guess, you know, the  
2 answer to that question is: There is a possibility  
3 that there are things out there. And again, it goes  
4 back to, you know, what is the risks and what is the  
5 impact to the public. There will be a number of  
6 things that will be considered, also, one will be  
7 cost. And this board will look at those things and  
8 provide advice to us on those things.

9 So, there is a possibility for us  
10 to say, you know, that -- and I'll go back to the  
11 issue of ground water. You have some localized ground  
12 water contamination. We know that the migration  
13 (phonetic) is not really going anywhere. Is it cost  
14 effective? Is there a risk to the public health? If  
15 the land is -- the reuse of land is for a specific  
16 requirement that needs that clean up, then obviously  
17 it should be addressed and something should be done  
18 about it.

19 But again, if the land reuse does  
20 not call for that -- maybe you're going to build a  
21 warehouse on top of a piece of property that you've  
22 got some ground water contamination but there's no  
23 wells going to be (inaudible) and the water is not

1 going to be used, is it necessary for you actually to  
2 clean that ground water up and does it provide a true  
3 -- does it provide us with something? I mean, does it  
4 really do something for that piece of property?

5 Gary Harvey.

6 MR. GARY HARVEY: If we can, the  
7 real answer is: It depends. We're not there, yet.  
8 So, I don't know why we're trying to get an answer.  
9 Last time we wanted to get the process. And Ron is  
10 trying to get through the process. We can't answer  
11 those types of questions, because this is the start of  
12 the process, going through the end. Somebody has got  
13 to decide, how much is there, can it be cleaned up  
14 before that decision is made.

15 MR. CUNNINGHAM: I disagree with  
16 that and the fact that part of our recommendations  
17 will be predicated on those very facts.

18 MR. GARY HARVEY: I understand  
19 that, I understand. You were told, number one, DoD is  
20 responsible by law for clean up. And anything that's  
21 got to be cleaned up, you're coming in on a deed.  
22 We're trying right now tonight to get through this  
23 process to show the process. There has been no clean

1 up actions taken or recommended in the BRAC clean up  
2 plan, which you're all going to get. And we need to  
3 get through -- this is the process. I don't know what  
4 parts are going to be cleaned up and Ron doesn't right  
5 now, either. That's what we're trying to get to.

6 MR. TURNER: Mr. Anderson?

7 MR. ANDERSON: Actually -- and the  
8 whole reason I was asking the question was: Thinking  
9 in terms of preparing that community outreach  
10 briefing. And really what I was looking for, if I can  
11 summarize it is: The clean up is an ongoing process,  
12 anyway. That there are multiple actions that are  
13 unrelated to the base closure process, and that the  
14 ultimate aim of clean up, as you said, at least from  
15 the standpoint of the ongoing clean up, is to  
16 eliminate health and safety risks to the public. And  
17 I think that summarizes the answer that I needed real  
18 succinctly.

19 MR. TURNER: Mr. Parks?

20 MR. PARKS: Is the IRP and the EBS,  
21 is that the assurance that all contaminated areas have  
22 been identified, minus the UXO, and that will feed  
23 into the base clean up plan?

1 MR. LEVY: Yes.

2 MR. PARKS: That's your assurance  
3 that everything has been identified is the IRP and the  
4 EBS?

5 MR. LEVY: Well, it is our method  
6 for identifying. I don't think they'll ever be a  
7 hundred percent assurance that we caught everything.  
8 It's going to be an ongoing thing. If additional  
9 things are identified that we missed, it would have to  
10 be incorporated and brought up back into our process.  
11 So, it's never a closure, in terms of, all right, this  
12 is it. We'll always continue to try to identify areas  
13 that may have potential and go back in and investigate  
14 them. And that's one of the reasons why, you know,  
15 you all are here, too, is to bring up issues like  
16 that. Have you looked at area so and so? What do you  
17 know about it? And it's part of EPA's and ADEM's job,  
18 too, is to make sure we capture those things, as well.

19 This is our attempt to try to, yes,  
20 define the environmental conditions of the property as  
21 we know it.

22 MR. PARKS: You mean, that will all  
23 feed into the base clean up plan?



1 MR. LEVY: Right.

2 MR. THOMASSY: His question raised  
3 a question for me. With the environmental baseline  
4 survey, I thought we had the information that had been  
5 developed by the installation restoration program in  
6 that.

7 MR. LEVY: It does.

8 MR. THOMASSY: So, the installation  
9 restoration program fed the EBS. And the EBS is a  
10 complete collection of all that information we have  
11 now to set a baseline to move on?

12 MR. LEVY: Yes. Any other  
13 questions? One of the other programs, the  
14 environmental impact statement, because Fort McClellan  
15 -- the decision to close Fort McClellan was exempt  
16 under the law -- that's just the decision from doing  
17 the environmental impact statements. There wasn't one  
18 done. However, the decision to dispose of the land  
19 and how that disposal was done has to be covered.  
20 It's not exempt under the law. And we are in the  
21 process now of doing an environmental impact statement  
22 under NEPA to identify alternative or to -- not to  
23 identify, but to evaluate alternative use, reuse,



1 reuses of the installation. One of those alternatives  
2 becomes what the LRA submits, in terms of their  
3 desires for reuse. That gets evaluated in the plan.

4 It also has some significance in  
5 terms of what it might recommend in the end. You  
6 know, again, it looks at the issues like  
7 contamination, like unexploded ordnance, and says,  
8 okay, what is the potential for reuse of this land,  
9 (inaudible). And is it suitable for development. So,  
10 it will look at those and it will look at the land  
11 reuse issues, as well, and evaluate those on  
12 potential.

13 It's a legal requirement. It's  
14 supposed to be completed within twelve months of  
15 receipt of the reuse plan. As I mentioned to you, the  
16 LRA submits that and it gets incorporated into the  
17 environmental impact statement as one of the reuse  
18 alternatives to be evaluated.

19 MR. TURNER: Ron, I'm going to ask  
20 L. Z. Johnson to help me with this. When we were in  
21 Sacramento, there was a lot of talk -- there was a  
22 conference out there that we went to -- and there was  
23 a lot of talk about not having to rely on the

1 government to produce an EIS. That it could be  
2 supplied by private contractor. L. Z. Can you -- I  
3 mean, your memory is probably better than mine on  
4 this. Do you remember that?

5 L. Z. JOHNSON: That was basically  
6 the gist of the presentation that was made there, that  
7 a contractor could in fact do that on behalf of the  
8 government.

9 MR. TURNER: And it could be done  
10 with regard to specific parcels, right?

11 L. Z. JOHNSON: Yes.

12 MR. TURNER: And so, say if there  
13 was an -- something that we wanted for interim  
14 leasing, we could hire our own contractor to do an EIS  
15 and then proceed with the FOST or FOSL, based on that.  
16 Is that accurate, L. Z.?

17 L. Z. JOHNSON: (Nods head in the  
18 affirmative.)

19 MR. TURNER: There was some uproar  
20 from the government when we suggested that, that was  
21 -- that was suggested out there. And I'd be  
22 interested in what you thought about it.

23 MR. LEVY: I really don't know

1 enough about it to talk about that part of it, to  
2 comment on. I can tell you that Fort McClellan,  
3 itself is really not responsible for (inaudible)  
4 environmental impact statement. Our major command,  
5 TRADOC is the responsible party. They put the  
6 document together. And my staff and my folks provide  
7 input into that. But really it's not developed here  
8 at the installation, it's developed by our MACOM who  
9 does it. And that's something I think you have to  
10 address to them (inaudible) --

11 COURT REPORTER: Ron, can you speak  
12 up some? I'm sorry.

13 MR. LEVY: I said that's something  
14 that you have to address to Mr. Taylor, I'm sure.

15 MR. TURNER: Tom, have you got any  
16 ideas on that?

17 MR. TOM FULTZ: I'm not exactly  
18 sure what -- Tom Fultz. Was it related to the interim  
19 leasing or was it related to disposal in an ultimate  
20 sense?

21 MR. GARY HARVEY: Interim. The EIS  
22 here is for disposal. It's being done by a  
23 contractor. They were down here and held a public

1 meeting, August the 6th, Ron?

2 MR. LEVY: Right.

3 MR. HARVEY: And started the EIS,  
4 the public scoping. And the decision will be this  
5 disposal. You have to have a legal document to  
6 dispose of the land. It is a contractor hired to  
7 produce an EIS.

8 MR. LEVY: Our dealing with the EIS  
9 is somewhat limited, my office. We are providing  
10 information. We are working with the document, with  
11 the TRADOC for the end (inaudible). It's a concurrent  
12 document we're running along. Our focus, as a group  
13 -- and I really tell you all this because this is  
14 something that's going on, currently, clean up issues,  
15 and not really the input (inaudible) NEPA process.

16 MR. TURNER: So, Tom, on the issue  
17 of a private EIS, with interim leasing, is this so  
18 completely out of left field that you can't give me an  
19 answer or --

20 MR. TOM FULTZ: I didn't understand  
21 your question.

22 MR. ELLIS POPE: You probably could  
23 have (inaudible) --

1 COURT REPORTER: Who is that?

2 MR. LEVY: Ellis Pope, Corps of  
3 Engineers.

4 MR. ELLIS POPE: You probably can  
5 do an EA and have --

6 MR. TURNER: You mean environmental  
7 assessment?

8 MR. ELLIS POPE: Environmental  
9 assessment. And wouldn't have to be as detailed as an  
10 EIS. I'm involved in the Closure Defense Distribution  
11 Depot in Memphis. And what they did, they did a  
12 separate EA for a master list to do interim leasing.  
13 And they have gotten the (inaudible) -- most of the  
14 (inaudible) signed on that. That EA is final, now, so  
15 they're ready to go forward with interim leasing. And  
16 we just removed the FOSL from several parcels.

17 MR. TURNER: But is the FOSL just  
18 for interim leases and not for leases with a  
19 furtherance toward conveyance?

20 MR. POPE: It could be for  
21 furtherance, for conveyance.

22 MR. TURNER: Thanks.

23 MR. LEVY: You know, what we can

1 do, Charles, if -- ( inaudible) we can bring in some  
2 folks that really have a good background in that and  
3 talk more intelligently that I can tonight.

4 MR. TURNER: That answered my  
5 question. If anybody else has a question, I certainly  
6 would be interested in taking it up. But it's kind of  
7 an LRA issue. And if there's an interest of the RAB,  
8 I would certainly be interested in pursuing it.

9 MR. THOMASSY: Is what I heard then  
10 that you can do an environmental assessment, followed  
11 with several environmental assessments, if that were  
12 necessary on different aspects of Fort McClellan, and  
13 then those later would all be folded into the EIS?

14 MR. TURNER: Or you could use them  
15 for interim leasing; that is, leasing this building  
16 before or after closure but before it was turned --

17 MR. THOMASSY: Right.

18 MR. TURNER: Yes. I think that's  
19 the answer.

20 MR. THOMASSY: And then those would  
21 stand alone until the EIS for all Fort McClellan was  
22 done, and would be supporting documents; is that  
23 correct?





1 MR. POPE: I'm not real sure. I'm  
2 going to make a phone call in the morning and I'll try  
3 to get the information on that.

4 MS. HARRINGTON: That's the Corps  
5 of Engineer Guy.

6 COURT REPORTER: That was Mr. Pope?

7 MR. POPE: Yes.

8 MR. PARKS: If you do one of the  
9 EAs then, does that fit into the base clean up plan,  
10 if you find something?

11 MR. LEVY: Well, the environmental  
12 assessment is not looking for things again to analyze  
13 the impact and use and reuse (inaudible).

14 COURT REPORTER: Ron, I'm just  
15 having so much trouble hearing you. I'm sorry.

16 MR. TURNER: Ron, would you explain  
17 the difference between an environmental assessment and  
18 an environmental impact statement? And I would  
19 encourage anybody or perhaps a --

20 MR. POPE: If you want me to, I'll  
21 make a stab at it, Ron.

22 MR. LEVY: Go ahead.

23 MR. POPE: Basically, the basic

1 difference is that with an environmental impact  
2 statement, you have some significant impacts.  
3 Different categories are impacted significantly and  
4 you have to have mitigation to reduce those impacts.  
5 An environmental assessment determines that there are  
6 no significant impacts and that the proposed actions  
7 can proceed. And you prepare a finding with no  
8 significant impact and then you proceed on. But with  
9 EIS, you have to have -- you identify the significant  
10 impacts and you have to mitigate those, somehow.

11 MR. TURNER: So, an EA is really a  
12 finding that there is no impact or no significant  
13 impact?

14 MR. POPE: Or you can do an EA and  
15 find out that you have significant impacts and then  
16 you have to go into --

17 MR. TURNER: Right. I see. So, an  
18 EA is preliminary to --

19 MR. POPE: That's correct.

20 MR. TURNER: -- an EIS.

21 MR. POPE: That's correct.

22 MR. TURNER: I see. Thank you.

23 MR. POPE: Yes. A lot of times

1       they'll make a decision that they know up front  
2       (inaudible) significant impact and they'll go ahead  
3       with the EIS process, rather than (inaudible) EA and  
4       get down the road and have to start again and take  
5       that risk and no --

6                       MR. LEVY: Another aspect of that  
7       is the public involvement, you know, in terms of what  
8       an EA and EIS provide, you know, with the (inaudible)  
9       decision and notice of intent, which you don't  
10      necessarily see with an EA. Most cases an EA results  
11      in a finding of any significant impact which is  
12      published, but the process, in terms of public  
13      involvement throughout that, is really not there.

14                     MR. PARKS: Anything found in an  
15      EIS don't necessarily fit into the base clean up?

16                     MR. LEVY: No. If there was  
17      something -- if there was something -- that's not the  
18      purpose of an EIS. But if it did come up, obviously,  
19      we want to try to include it.

20                     MR. POPE: The EIS addresses so  
21      many other categories. You know, the clean up is just  
22      one part of the process that's addressed in the EIS.  
23      They deal with cultural and natural -- cultural and



1 historic resources, infrastructure, the -- yes,  
2 endangered species.

3 MR. LEVY: Unlike an EBS, they're  
4 not going out there and investigating sites. They're  
5 essentially taking the impacts -- they're looking at  
6 putting a building or (inaudible) on a piece of  
7 property and what the impact of putting that building  
8 would be. What are the endangered species? Is there  
9 a wetland? Do you have (inaudible). (Inaudible).

10 COURT REPORTER: Please, Ron,  
11 please, I'm just having so much trouble hearing you.

12 (WHEREUPON, there was a brief recess.)

13 MR. TURNER: Let's get started.

14 MR. LEVY: These are some of the  
15 time lines for the environmental impact statements.  
16 Those items that are check marked are the ones that  
17 we've completed, so far. Harry, I bet you the bulb  
18 blew.

19 MR. TURNER: Let's turn it off so  
20 Sam can hear.

21 (WHEREUPON, there was discussion off the record.)

22 MR. LEVY: So, what you see in  
23 front of you are the time lines for the EIS. And I'm

1 not going to go into any specifics here, just that you  
2 know that this process is going on. There are a  
3 number of milestones that we're trying to meet. And  
4 as part of the public, obviously, should have the  
5 ability to comment on this document, as well. And I  
6 would recommend -- highly recommend that you all do  
7 that. Now, as I said to you before, I'm not prepared  
8 to talk to you about specifics about the EIS process,  
9 but I will be glad to bring somebody in and discuss  
10 that, if that's what this RAB desires. And we can  
11 make -- take a load on that later.

12 MR. TURNER: It's pretty well  
13 related to what we're doing, and that is, kind of a  
14 parcel by parcel examination for restor -- right?

15 MR. LEVY: Well, actually they are  
16 going to look at from the reuse standpoint.

17 MR. TURNER: Yes.

18 MR. LEVY: So, it may be a little  
19 different than just a parcel by parcel. But again, I  
20 have to really prefer that we have somebody come in  
21 and talk about it specifically, before I get into a  
22 big rendition about the environmental impact statement  
23 and process.

1                   Let me move on to the next slide,  
2           this environmental baseline survey, which we have as a  
3           RAB been involved in, in terms of looking at. It  
4           looks at hazardous substances, disposal of hazardous  
5           substances. It identifies other issues besides just  
6           hazardous substance and -- which, inclusive of  
7           petroleum products.

8                   This report -- these maps that you  
9           see up here are part of the environmental baseline  
10          survey, but even more so, they're part of the CERFA  
11          definition of uncontaminated parcels. We, under the  
12          law, weren't required to produce an EBS, we were  
13          required to produce a document that identified  
14          uncontaminated parcels of property. And the reason  
15          that was was so that the LRA and the reuse authority  
16          could know immediately what land was available for  
17          reuse that would not have to go through some sort of  
18          clean up procedure.

19                  And as we've discussed before, you  
20          know, the areas that are in the white are so far those  
21          areas that we've not identified as having any  
22          contaminants of concern and should be easily  
23          transferable through some sort of -- through some sort



1 of means, whether it be leasing or actual land  
2 transfer.

3 Those areas that we've color coded  
4 on the CERFA determinations here are those areas that  
5 we've got to focus on. And again, this is a macro  
6 picture, this is not looking at specific sites that  
7 we're going to go into and clean up, because we can  
8 look at one site, and it may be just the ground water  
9 issue there, it may not be all the media that we're  
10 talking about.

11 So, we have identified, as a lay  
12 down, property that's uncontaminated. And really what  
13 the concern is is those pieces of property that are  
14 white, versus those that have some sort of category  
15 where we know there is some level of contaminant or  
16 potential contaminant there.

17 We've also identified, outside of  
18 the CERFA process -- excuse me, outside the CERFA  
19 process, other non-CERCLA issues. And these have  
20 specific law requirements associated with them, such  
21 as radon, such as asbestos, such as lead base paint  
22 that drives either the remediation or whatever actions  
23 we take with that. In some cases, there may not be



1 remediation, because there is not release.

2                               Again, it comes back to is there a  
3 risk associated with it. And I'll give you an  
4 example. In the case of asbestos, when you look at  
5 what the EPA says about asbestos, you can manage  
6 asbestos in place. That means you may have something  
7 out there that's got asbestos on it, but if it's not a  
8 hazard or a risk to human health, then you can  
9 essentially leave it as it is. You may have to -- you  
10 may in fact do nothing or you may want to encapsulate  
11 it, just depending upon what the risk is. So, we  
12 could, essentially, transfer property to the reuse  
13 authority or the community that has those types of  
14 things in it, with something in the deed that -- or  
15 that specifies that it's there, if they're willing to  
16 take that.

17                           But again, the clean up issues are  
18 attendant to what the law says. And there is specific  
19 laws for essentially some of these others.

20                           You'll see UXO at ranges. UXO is  
21 not identified under CERCLA. It's not a CERCLA issue.  
22 It's really a RCRA issue. And we're looking at a new  
23 law coming down the pipe with the range rule that

1 talks about clean up issues for UXO.

2 MR. TURNER: Is it a CERFA issue,  
3 though? Is UXO a CERFA issue?

4 MR. LEVY: Is it a CERFA issue?

5 MR. TURNER: Or is there such a  
6 thing as a CERFA issue?

7 MR. LEVY: It's going to be -- no,  
8 CERFA doesn't --

9 MR. TURNER: Is it indicated on  
10 that map?

11 MR. LEVY: Yes, it's on a CERFA  
12 parcels map. And you see here non-CERCLA and fused  
13 ordnance areas.

14 MR. TURNER: Purple?

15 MR. LEVY: These crosshatched  
16 areas, the blue and the red or color purple, I guess.

17 MR. TURNER: But it's a non-CERCLA  
18 issue, but it's a RIFA?

19 MR. LEVY: RCRA, Resource  
20 Conservation and Recovery Act. It's not even  
21 regulated on RCRA until the munitions rule comes into  
22 effect, it's really not a regulated item.

23 MR. TURNER: So, does it indicate



1 an impediment to transfer then?

2 MR. LEVY: Yes.

3 MR. TURNER: Because --

4 MR. LEVY: And we talked about this  
5 before. The Army sees it as a safety issue and a  
6 liability issue because of the potential for human  
7 health being impacted because of explosive.

8 But the Army has historically been,  
9 though the custodian of its own programs for  
10 munitions, and therefore there wasn't a whole lot of  
11 laws written about clean up of munitions. And we  
12 didn't really transfer lands that had munitions on  
13 them. Generally stayed within the Army's hands or  
14 within DoD's hands. So, you didn't see a whole lot.

15 It's become a big issue, now, and  
16 that's why the munitions rule, which really hasn't  
17 been completed is coming into effect.

18 MR. TURNER: So, traditionally, and  
19 if it's handled traditionally and not under RCRA, the  
20 areas that are in purple and crosshatched and whatever  
21 that color is, would not be transferred, it would just  
22 be the other area that's mostly in white?

23 MR. LEVY: Not necessarily, not



1 necessarily. Again, we'll look at it from a clean up  
2 issue. But from a regulatory standpoint, at this  
3 point, the drives are not CERCLA and really not RCRA,  
4 yet.

5 MR. TURNER: Okay. So, aren't the  
6 -- the Army is making it a RCRA issue by issuing this  
7 rule.

8 MR. LEVY: The Army is not making  
9 it a RCRA issue.

10 MR. TURNER: Who is?

11 MR. LEVY: Well, EPA is.

12 MR. TURNER: Is EPA making the  
13 rule?

14 MR. LEVY: EPA is the rule maker,  
15 yes.

16 MR. TURNER: Okay. I've got it.  
17 Thanks.

18 MR. LEVY: Again, the CERFA map  
19 identifies clean parcels or properties for immediate  
20 transfer, so that's why you see that on the map. And  
21 as we've been talking, the last bullet on this chart  
22 says, it drives further investigations and study.

23 All of the information on all of



1       those twelve or seventeen initial sites and twelve  
2       sites is in here. They're identified on this map.  
3       For an example, T-24 Alpha down here is talked about  
4       as one of the sites that's been investigation. It's  
5       on here. All the landfill sites, they're on here.  
6       Those were -- those were three of the twelve sites  
7       that were in the IRP program. They're in this  
8       document, as well, and they're identified in here.  
9       So, again, it's all been rolled over, ongoing  
10      investigations.

11                   MR. PARKS: The other fifty that's  
12      to be investigated, are they in that --

13                   MR. LEVY: Yes, they are. They're  
14      also identified in there and they weren't -- we hadn't  
15      done any work on those, so those are areas that at  
16      some point we're going to get to.

17                   Any more questions about the  
18      environmental baseline survey?

19                   MR. ANDERSON: Just got to show my  
20      ignorance on something. I know what PCBs are. What's  
21      USTs?

22                   MR. LEVY: Underground storage  
23      tanks. And there is specific laws that regulate that.

1 It actually falls in RCRA Subtitle I.

2 MR. TURNER: And ADEM regulates  
3 them, too, don't they?

4 MR. ANDERSON: Right, sure do.

5 MR. LEVY: Yes, in The State of  
6 Alabama, ADEM has authority for RCRA, so, it really  
7 runs the RCRA program.

8 MR. TURNER: Yes.

9 MR. LEVY: Since we're a federal  
10 facility, that means -- and this is strictly from  
11 compliance -- that means that we're subject, also, to  
12 EPA coming in here and trying to enforce actions on  
13 us. So, we can get EPA and the state, at the same  
14 time, trying to enforce actions on us. Although, in  
15 this state, Alabama has authority to do that.

16 The next line in there is some of  
17 the milestones on the EBS. By law, we have to have an  
18 approved or a final EBS by March of '97.

19 MR. THOMASSY: What still has to be  
20 done to get to that point with the EBS?

21 MR. LEVY: We're still waiting for  
22 comments. And I'm going to defer this one to Dean to  
23 talk a little bit about what's going on in that. Dean

1 is the contracting officer representative at Army  
2 Environmental Center that's responsible for the EBS.

3 MR. DEAN HUTCHENS: I'm just --  
4 we've had a couple of briefings, I think, already, on  
5 the EBS. But just to refresh everyone's memory, and  
6 for those that don't know, by law, once the BRAC  
7 action became final, which was in the 28th of  
8 September, 1995, there is an eighteen month  
9 requirement to have a final EBS (inaudible) will put  
10 them together. There is also the Army in that there  
11 was a big push within DOD to get it out as quickly as  
12 possible. And we started at that same time in  
13 November of '95, based on the charts. We put out a  
14 draft in the end of June, beginning of July, and we're  
15 still awaiting comments from some of the major  
16 players. We haven't received comments from everyone,  
17 so that there is still time if people want to comment  
18 on that.

19 Our plan is to -- I think within  
20 the law -- I haven't read the law, but the  
21 understanding from people I've talked to and from what  
22 I've seen is that there is a ninety day requirement  
23 that the final EBS be made available for regulatory

1 review. And if there is no regulatory comment, then  
2 it becomes final.

3 MR. LEVY: And we're putting out  
4 the draft final in November?

5 MR. DEAN HUTCHENS: Right. Our  
6 plan is -- I think we're going to receive a little  
7 last comments here within the next couple of weeks and  
8 we'll put out response to comments and we'll revise  
9 the document within thirty days of that. So, mid to  
10 late November, we're looking to put it out.

11 We're going to call it a draft  
12 final. And depending on the comments we receive, will  
13 become final.

14 MR. CONROY: Who are the major  
15 players that we have not heard from?

16 MR. DEAN HUTCHENS: All the --

17 MR. LEVY: I think we stated that  
18 we just recently got the comments from EPA.

19 MR. DEAN HUTCHENS: Right. And we  
20 haven't really received too many public comments.

21 MR. LEVY: But we have gotten  
22 comments from the LRA, but I think that was public,  
23 that's all we got.

1 MR. TURNER: Will y'all entertain  
2 additional comments?

3 MR. DEAN HUTCHENS: Yes.

4 MR. TURNER: I think we're going to  
5 do that. And the time frame would be November, early  
6 November, is when you're going to cut it off.

7 MR. DEAN HUTCHENS: Well, we're  
8 getting ready to cut it off for the draft edition very  
9 shortly, because --

10 MR. TURNER: As soon as you get  
11 ADEM's --

12 MR. DEAN HUTCHENS: As soon as we  
13 get ADEM's, we're going to cut it off.

14 MR. GARY HARVEY: But Dean, isn't  
15 it true, like we just talked awhile ago, you do your  
16 final draft and send it out and then you're going to  
17 give the LRA and people have the ninety days to  
18 comment to go final?

19 MR. DEAN HUTCHENS: Right.

20 MR. GARY HARVEY: So, we're going  
21 to meet the ninety days that way, Charles.

22 MR. TURNER: Right. But I mean, we  
23 can foreseeably comment again?

1 MR. DEAN HUTCHENS: Yes.

2 MR. HARVEY: Right.

3 MR. TURNER: But before the first  
4 of November. And if we don't do it then, we can  
5 comment on the draft final?

6 MR. DEAN HUTCHENS: Right.

7 MR. GARY HARVEY: Right.

8 MR. TURNER: Okay. Thank you.

9 MR. DEAN HUTCHENS: Any other  
10 questions, comments? We'll keep you informed.

11 MR. TURNER: Thank you, Dean.

12 MR. DEAN HUTCHENS: Sure.

13 MR. TURNER: Do you want to cut it  
14 off here? What we talked about is: Ron is only about  
15 halfway through his slides. My personal feeling is  
16 that this is very beneficial, this is exactly what we  
17 needed to give us a better grip on the entire process.  
18 After consulting with Fern, I think he agrees that it  
19 would be -- it may be a good idea to pick this up at  
20 base clean up plan next month.

21 Does anybody have an overwhelming  
22 desire to conclude this tonight, given that it's  
23 probably the bottom of the fourth? We've got some



1 business to take care of. And unless there is some  
2 objection, why don't we ask Mr. Levy to resume here at  
3 our next meeting.

4 Let me get my agenda. Charter  
5 membership, for those of you that weren't here last  
6 month, we approved a set of bylaws by super majority  
7 vote. Lisa has got the final version. If anybody  
8 sees it and sees typos or anything like that or a  
9 glaring error, please, bring it to my attention.

10 Ron has distributed a document that  
11 purports to be our budget. And I don't know if that's  
12 under the charter membership committee or whether that  
13 should be just for consideration by the full RAB or  
14 what our input is. Ron, do you want to --

15 MR. LEVY: We obviously -- my  
16 office, have the money and need the RAB to make some  
17 decisions as to how we're going to spend it. A lot of  
18 it goes towards transcripts, as you can see down  
19 there. However, for at least this fiscal year, there  
20 is at least eighteen K left. And some decisions in  
21 terms of how we're going to spend that needs to be  
22 made.

23 We're more than willing to sit down



1 and put a list together of what we feel is necessary  
2 for -- as a separate group or excuse me, as a RAB or  
3 one of the chartered committees make some decisions on  
4 what it is they want to do with the money.

5 A lot of it needs -- in terms of  
6 what you can and cannot do with it, there is some  
7 restrictions. I can put those out, as well. But it's  
8 essentially there to get the word out, to provide that  
9 communication to the community to use to get  
10 information out to the community and to provide  
11 training to ourselves. And that's why we've kind of  
12 listed some things down there that need to be in  
13 consideration for what we might want --

14 MR. TURNER: How much trouble would  
15 it be for you to get together some numbers on what our  
16 training has cost us today?

17 MR. LEVY: There has been no cost  
18 associated that we have to put against the restoration  
19 advisory board.

20 MR. TURNER: And mailing and  
21 supplies.

22 MR. LEVY: That we can come up with  
23 numbers for.

1 MR. TURNER: We haven't run any  
2 ads, have we? Those are generally published. And I  
3 think we all probably have some kind of feeling for  
4 what copies of brochures cost.

5 MR. LEVY: Right now, we stocked up  
6 on paper and whatnot for the next year. And most of  
7 the mailings go out under Fort McClellan, as -- we're  
8 not charging anything against that. So, at this  
9 point, it's not that significant, in terms of sending  
10 out letters advising us of other RAB boards. But if  
11 we need advance mailing or whatnot, we may have to  
12 consider costs outside of what we here at Fort  
13 McClellan are doing.

14 So, we'll continue to use what  
15 resources my office has without having to dip into RAB  
16 money so we can use that money to put together a  
17 newsletter, advertisements, or other types of  
18 training.

19 MR. TURNER: Do y'all want to think  
20 about it and maybe bring it up against next month?

21 MR. ANDERSON: Yes. And just kind  
22 of -- if I may, just kind of a general comment. When  
23 we had our last community relations committee meeting,

1 we talked about, is it our job to go out and generate  
2 interest where there is none or is it our job to be  
3 there to answer the questions of the community when  
4 they come up. So, as we -- you think about what kind  
5 of things we might want to spend things on. You know,  
6 we probably don't need to spend a lot on advertising.  
7 Probably don't need to spend a lot on mail outs,  
8 except to community groups and the people that are on  
9 that baseline list.

10 MR. LEVY: The question is: The  
11 money is BRAC money, which is multi-gearred, so I think  
12 if any excess that is not spent during the year, I can  
13 carry over. I tell you what I might try to do, if you  
14 want, we may contact some of the other RABs and see  
15 what they've budgeted their monies for, maybe present  
16 it at one of the next meetings and see if you can't  
17 get a feel from that, maybe. Is that an idea? I  
18 personally would like to see us, you know, get as much  
19 information out to the community as possible, even if  
20 there isn't an interest there, because it's a need, on  
21 our part, to make sure that we're advising the  
22 community as to what's going on.

23 MS. HARRINGTON: We do need to do a

1 little advertising, because contrary to popular  
2 belief, a lot of communities are not knowledgeable of  
3 it.

4 MR. LEVY: I see something similar  
5 in terms of what they're doing with the SESEP program  
6 and the E-mail facility. But that's just me. Again,  
7 these decisions are that of the RAB and what we want  
8 to do.

9 MR. THOMASSY: We had heard talking  
10 about something like what the citizen's advisory  
11 commission is doing now, the articles it's running; is  
12 that right?

13 MR. LEVY: Yes. And I think that's  
14 well received for the most part, and it get  
15 information out. But, again, that's just Ron Levy  
16 talking.

17 MR. THOMASSY: No. It's a good  
18 point and something we need to discuss at the next  
19 community meeting, because, again, this community has  
20 already said in surveys that one of the ways it wants  
21 to be informed is through the newspaper, one of the  
22 ways it likes to be informed is through the newspaper.

23 MR. TURNER: We don't have a TV



1 station anymore.

2 MR. ANDERSON: We sort of do.

3 MR. TURNER: Smoke signals. Fern,  
4 is there a report for community relations?

5 MR. THOMASSY: Yes. And I'll turn  
6 it over to Mark. He has created a drafted briefing  
7 that he wants to talk about.

8 MR. ANDERSON: Just real simply  
9 put, we're just about to the first good cuts of it.  
10 As I said before, I want to steal some of the -- steal  
11 your disk when we leave or dump one in the machine,  
12 because a lot of the centerpiece of what you're  
13 talking about, in terms of the base clean up program,  
14 those words are the words that we'll want to use,  
15 though we'll strip it down to less detail so that it  
16 meets the need. But basically, we're prepping a  
17 twenty minute information briefing, fifteen minutes  
18 for questions to take to the community organizations  
19 like the Kiwanas or Lions or some other interested  
20 organizations. Once we have the briefing put  
21 together, we use the baseline list then to mail out to  
22 the community and say, we're prepared to come talk to  
23 you. And, you know, we'll start scheduling briefings



1 then, starting after the first of the year. Right now  
2 the briefing is just visuals, and we'll put a script  
3 together --

4 MR. TURNER: Okay.

5 MR. ANDERSON: -- between now and  
6 the next meeting. The next community relations  
7 committee meeting is the Wednesday before the next  
8 full meeting of the RAB.

9 MR. TURNER: Thank you. Anything  
10 else on community relations?

11 MR. THOMASSY: That's it until we  
12 get this briefing put together.

13 MR. TURNER: Appointment of Ex  
14 Officio members. Apparently, we don't have any new  
15 business that we were aware of when the agenda was  
16 made. No. I'm sorry. Well, in any event, old  
17 business, appointment of Ex Officio members. Has  
18 anybody -- I think we asked for people to be thinking  
19 about Ex Officio members to include. And has anybody  
20 -- has everybody had a chance to think about that? Do  
21 we want more time? I see it as an ongoing process. I  
22 think that, you know, that -- well, let's just throw  
23 names out.



1 MR. CONROY: Are we ready to make  
2 nominations?

3 MR. TURNER: I don't see why not.

4 MR. CONROY: I would like to  
5 nominate Don Walters.

6 MR. TURNER: I think that's a good  
7 idea. Let's make a list of these. Does everybody  
8 know Mr. Walters? He's the outdoor writer for the  
9 paper. He's been coming to our meetings real  
10 regularly and I think very interested in this process.

11 MR. THOMASSY: Just to review the  
12 current Ex Officio members, Ron --

13 MR. LEVY: Well, actually, I am  
14 really co-chair of the RAB, more --

15 MR. TURNER: You're an Ex Officio,  
16 though.

17 MR. THOMASSY: Yes. By the bylaws.

18 MR. LEVY: By your own bylaws, yes.

19 MR. THOMASSY: We didn't let you  
20 vote.

21 MR. LEVY: That I gladly do.

22 MR. THOMASSY: That's what it was  
23 for, but also --

1 MR. TURNER: And your presence does  
2 not contribute to a quorum.

3 MR. ANDERSON: That's right.

4 MR. THOMASSY: Have we already said  
5 that members of ADEM and members of EPA are also Ex  
6 Officio members?

7 MR. TURNER: Yes.

8 MR. THOMASSY: So, we have three  
9 and now a fourth nominated; is that correct?

10 MR. TURNER: As I understand it. I  
11 think, technically, Ron is right, that he is not an Ex  
12 Officio member, but for purposes of voting and  
13 constitution of a quorum, he is to be considered an Ex  
14 Officio member.

15 MR. PARKS: Gary Harvey was one.

16 MR. TURNER: Yes, sir.

17 MR. THOMASSY: Yes.

18 MR. TURNER: Gary Harvey. I would  
19 suggest that the entire FMRRRA staff; that is, Rob  
20 Richardson, the executive director, L. Z. Johnson, the  
21 installation manager, and Collins Winn, the personal  
22 property manager, all be -- I don't know whether we  
23 name them particularly or just the FMRRRA staff --

1 MR. CONROY: Just name them,  
2 particularly.

3 MR. LEVY: The one thing I would  
4 tell you that we need to keep from doing, the  
5 community as a whole, from a clean up standpoint, is  
6 not necessarily focusing on the reuse issue. This  
7 board needs to be careful about how its members are  
8 put on there.

9 MS. HARRINGTON: That's right.

10 MR. LEVY: If you have members that  
11 really reflects --

12 MS. HARRINGTON: The community --

13 MR. LEVY: -- just the reuse issues  
14 -- you've got people out in the community that don't  
15 really care about the reuse, they want to know about  
16 the clean up and they're concerned about the clean up  
17 and is the reuse guys forcing things that they think  
18 should not happen.

19 And, you know, there is a  
20 perception issue associated with that, because there  
21 is folks out there that perceive, you know, the reuse  
22 and clean up is not the same thing. People rushing  
23 through to do clean up, in terms of the standards they



1 want. Do you see what I'm saying? Am I making sense?

2 MR. TURNER: Are you suggesting  
3 that members of the FMRRA staff should not be Ex  
4 Officio to this board?

5 MR. LEVY: No. What I'm saying is  
6 that we need to be careful about the perception of who  
7 we put on this board. This board is supposed to  
8 represent a diverse community participation and it  
9 should not represent any one entity and --

10 L. Z. JOHNSON: First of all,  
11 that's assuming that the reuse authority does not want  
12 the property cleaned up, which is not correct. And  
13 I'm not arguing that I become an Ex Officio member,  
14 because I have other things to do. But the thing is  
15 is that the reuse plan is going to reflect the desires  
16 of this community, not just those of the redevelopment  
17 authority staff.

18 MR. GARY HARVEY: Right. That's  
19 what Ron is saying.

20 MR. LEVY: I understand that.  
21 Again --

22 MR. TURNER: I think the purpose of  
23 an Ex Officio member is to be able to provide

1 particular insight from an area of specialty or an  
2 area of interest. And that since reuse issues  
3 occasionally arise before this board, that it might be  
4 helpful to have them at our disposal.

5 Instead of naming every member of  
6 the staff, why don't we just say FMRRRA designee?  
7 Would that -- I hope that doesn't create an unpopular  
8 perception.

9 Anybody have any objection to that?

10 MR. THOMASSY: I'd say make it  
11 plural so you can have more than one.

12 MR. TURNER: I'll make it an  
13 apostrophe plural, I mean a parenthetical plural.

14 MR. THOMASSY: Parenthetical  
15 plural, so they can --

16 MR. TURNER: So we can protect our  
17 perception. Anybody -- yes, sir?

18 MR. ANDERSON: I have two  
19 nominations. One is Joe Baker from the public affairs  
20 office.

21 MR. TURNER: Yes, sir.

22 MR. ANDERSON: The other is Harry  
23 Summers. He's vice-president of ECG Environmental

1 Services.

2 MR. LEVY: I've got to be concerned  
3 somewhat with potential contractors who would be  
4 involved in the clean up issues at Fort McClellan  
5 being on the board.

6 MR. ANDERSON: Sure. Withdrawn.

7 MR. TURNER: Okay. Now, nothing  
8 prohibits them from coming to our meetings?

9 MR. LEVY: Certainly not. But  
10 again, you know, the advice of the board is for clean  
11 up. And if there is a bent towards --

12 MR. ANDERSON: Yes.

13 MR. TURNER: Okay.

14 MR. ANDERSON: Withdrawn.

15 MR. TURNER: We've got four, with  
16 parenthetical plural by one of them.

17 MR. LEVY: The other thing that I'm  
18 concerned about is minority and low income.

19 MR. TURNER: I think that goes to  
20 our voting membership, too. And I'd certainly like to  
21 bring that up under the next item. So, if we can  
22 defer that and maybe bring it back -- bring this issue  
23 back up during that discussion.

1 MR. CONROY: Do we have a second  
2 for all those nominations?

3 MR. TURNER: I think just a -- yes,  
4 that wouldn't be a bad idea. Is there a second?

5 MR. PARKS: I'll second.

6 MR. TURNER: Then the motion before  
7 us is to include as its Ex Officio members of this  
8 board is Don Walters, Gary Harvey, the FMRRRA  
9 designees, with parenthetical plural, and Joe Baker  
10 from the Fort McClellan public affairs office.

11 Is there any additional discussion?  
12 All in favor? Any opposition? Motion carries.

13 Now, that gets us to removal of  
14 regular members. Pleased to see Mr. Miller here. And  
15 I have -- I've got before me -- I don't know if y'all  
16 have gotten this or not -- but a letter from David  
17 West in which he resigned, saying that he's just  
18 unable -- that he's got a personal -- a conflict with  
19 our meeting time. And so I believe this creates a  
20 vacancy.

21 MS. LISA KINGSBERRY: Charles,  
22 there is another one. Al Perez resigned, also. His  
23 father is sick and he's having to spend a lot of time



1 traveling.

2 MR. TURNER: Well, I am sorry to  
3 hear that. So, we've got two vacancies. The bylaws  
4 say that when we're either replacing members or making  
5 additional members that we advertise that, that we  
6 take applications, that we review them and we make it  
7 based on that. I have heard from various members --  
  
8 and I believe this, myself -- that we aren't as  
9 diverse, that we don't represent the entire community  
10 as well as we -- perhaps we could. And so, we might  
11 -- maybe that should be a consideration when it gets  
12 time to be reviewing, and the method by which we  
13 advertise these openings. And I would open the floor  
14 to discussion on this issue.

15 Would it be helpful if I went ahead  
16 and relaxed the rules of order to the rules of decency  
17 and just let everybody speak freely?

18 MS. HARRINGTON: Chairman Turner, I  
19 am delighted that you all have saw fit to consider the  
20 concerns and those that might not be represented. And  
21 I do hope that this is the general consensus of the  
22 whole board that there is an opportunity that no one  
23 be shut out of the process of making decisions simply



1 because they don't hang out in the circles that others  
2 of us might do.

3 MR. TURNER: I think that's a very  
4 good point, Ms. Harrington. And I think maybe a  
5 question we ought to consider is the best way to make  
6 known that we're interested in a diverse  
7 representation; that is, you know, if advertising in  
8 the paper is not a good way of doing it, what is a  
9 good way?

10 MR. ANDERSON: Radio, WHOG, maybe  
11 some of the other --

12 MS. HARRINGTON: Personally. I  
13 think WHOG would be a good one, as well as the use of  
14 your churches and your housing authorities.

15 MR. ANDERSON: Sure.

16 MS. HARRINGTON: Because, even  
17 though they may or may not take the Anniston Star --  
18 personally, I don't, as a matter of choice -- they are  
19 active to participate through the community centers,  
20 the senior citizens, or even the park where you drop  
21 your children off.

22 MR. ANDERSON: Clubs, sororities,  
23 fraternities, those types of things.

1 MS. HARRINGTON: If you want to  
2 reach the really, really have nots or not so  
3 fortunate, you wouldn't do it through the sororities.

4 MR. TURNER: If -- let me throw out  
5 an idea that we designate some folks to focus on this  
6 issue and maybe either make a recommendation or go  
7 ahead and delegate the authority to get -- take  
8 whatever steps are necessary so that a word of these  
9 openings reaches everybody that it ought to and that  
10 we can get an interest based on that. Does anybody  
11 have any thoughts on that?

12 MR. LEVY: My office is prepared to  
13 assist that in any way possible. If we need to put  
14 flyers out for you or if we need to do mailings or  
15 whatnot, we're prepared to do that.

16 MS. HARRINGTON: I would like to  
17 give you some --

18 MR. TURNER: How about if we ask  
19 Mary Harrington and perhaps any other volunteers that  
20 would like to assist her in making sure that this is  
21 known? Does anybody have --

22 MR. ANDERSON: I mean, we'll put --  
23 we can have the community relations put together, you

1 know, ads or whatever you want done. I mean --

2 MR. TURNER: Mary, would you work  
3 with Mark and Fern on that?

4 MS. HARRINGTON: I will.

5 MR. TURNER: And I don't see that  
6 we need -- instead of prolonging it by a meeting, we  
7 need to go ahead and get our membership -- restore our  
8 membership -- can we go ahead and resolve that they go  
9 ahead and start work and go ahead and start making  
10 whatever decisions they think they need to get the  
11 word out?

12 MR. LEVY: Do you all not want to  
13 solicit for applicants and then --

14 MR. TURNER: That's what I'm  
15 talking about, soliciting for applications, not going  
16 ahead and picking members.

17 MR. LEVY: We've already got those.

18 MS. HARRINGTON: Do you have a list  
19 of the viable organizations?

20 MR. LEVY: We've got a lot of that  
21 material. We've got the applications, we've got the  
22 flyers, you know, to go with the applications. We've  
23 got all that material available already that we had --

1 MS. HARRINGTON: Well, you may  
2 already have somebody.

3 MR. LEVY: -- that we can put out  
4 there in these organizations, the same stuff that  
5 you've seen before for solicitation. So, we won't  
6 have to create that stuff. Am I right, Lisa, have we  
7 still got that available?

8 MR. TURNER: So, we don't need an  
9 application, we don't need a pamphlet to go with it?

10 MR. LEVY: No. We've got all that  
11 already.

12 MR. TURNER: What we need is a  
13 mailing list.

14 MR. LEVY: We've got that, too.

15 MR. ANDERSON: And a script for  
16 radio ads.

17 MR. TURNER: And perhaps a press  
18 release.

19 MS. HARRINGTON: You do have a  
20 mailing list?

21 MR. LEVY: Yes, we have a mailing  
22 list that was provided by Clark University that did a  
23 study here, looking within the minority community.

1 MR. TURNER: Do we need to --

2 MR. ANDERSON: Is that a recent  
3 one, because they called me at my office about a month  
4 ago?

5 MR. LEVY: That's fairly recent,  
6 right?

7 MS. LISA KINGSBERRY: It's more  
8 than a month old. It's --

9 MS. HARRINGTON: They called about  
10 three weeks ago.

11 MR. LEVY: They're still doing some  
12 work in this area. But they provided us with a  
13 mailing list or with a list of organizations and other  
14 things that we can provide to Mary and let her look  
15 over it.

16 MS. HARRINGTON: The reason I say  
17 you may have a list, some of that may have changed, in  
18 as much as with the organizations. Some of us are  
19 like term, you can only serve so many terms. And  
20 whoever is getting it may not be passing it on.

21 MR. LEVY: Yes. We'll be glad to  
22 update or include anything that you think is missing.

23 MR. ANDERSON: So I don't





1       misunderstand, we're saying to go ahead and fill our  
2       membership as we can, you're authorizing --

3                       MR. TURNER: We're soliciting  
4       applications.

5                       MS. HARRINGTON: The applications.

6                       MR. ANDERSON: I understand that.  
7       You're authorizing us to go ahead and draft up a mail  
8       out to organizations and a script for some radio ads?

9                       MR. TURNER: Yes or maybe public  
10      service announcements.

11                      MR. ANDERSON: Yes. That's how  
12      we'll do it. We'll try and do it without making it an  
13      advertisement.

14                      MR. TURNER: And also press release  
15      to the --

16                      MS. HARRINGTON: I understood Ron  
17      to say they had all of that. Help me. Am I wrong?

18                      MAYOR KIMBROUGH: Are we  
19      concentrating on the whole county or --

20                      MR. TURNER: I would hope that this  
21      will go to every corner of the county and not any one  
22      particular area. And we need to make sure that from  
23      an economic and racial and whatever other diversifying



1 elements there are, that we reflect a -- that we are a  
2 diverse representation of the county. Am I misstating  
3 anything?

4 MAYOR KIMBROUGH: Are all the  
5 communities represented?

6 MS. HARRINGTON: No. Hobson City  
7 isn't represented, at all.

8 MAYOR KIMBROUGH: Is anybody from  
9 Piedmont?

10 MR. TURNER: Is anybody from  
11 Piedmont, either work or live in Piedmont, Oxford? We  
12 might think about adding some members.

13 MAYOR KIMBROUGH: We might want to  
14 look at advertising in that they have individual  
15 newspapers or whatever in that --

16 MR. ANDERSON: Piedmont Journal  
17 Independent.

18 MR. TURNER: Sounds like Mayor  
19 Kimbrough wants to be on your task force.

20 MS. HARRINGTON: It's not anything  
21 I have to do. Anybody can do it.

22 MR. TURNER: I understand. But I  
23 want -- anybody that's interested in participating in



1       this, I would certainly ask for you to talk to either  
2       Mary, Mark, or Fern Thomassy about participating. And  
3       are we agreed that -- are we going to focus on any  
4       particular area or should this -- should the idea be  
5       to get word to people who might not have gotten word  
6       about our first -- about when we first formed?

7                       MS. HARRINGTON: Possibilities.  
8       That's a good idea.

9                       MR. ANDERSON: Well, I think we  
10       target communities that were left out. It's a  
11       community thing in a lot of respects. If we use WHOG,  
12       we're going to reach Hobson City. If we use the  
13       Journal Independent, everybody in Piedmont takes the  
14       Journal Independent. But, you know, I mean, there are  
15       ways to do that. You know, do we want to target  
16       specific communities?

17                      I mean, we can do it both ways.

18                      MR. THOMASSY: Ron, what mechanism  
19       did you use to begin with?

20                      MR. LEVY: Mailings. We had poster  
21       boards put out. We also had advertisements in the  
22       Anniston Star. And I think that -- we didn't do any  
23       on the radio that I'm aware of. That was the extent

1 of what we did. A lot of poster boards put out at  
2 various locations, usually in supermarkets and  
3 different areas.

4 Did we go to Piedmont?

5 MS. LISA KINGSBERRY: We didn't put  
6 any in Piedmont.

7 MR. LEVY: In fact, we tried -- we,  
8 Fort McClellan, tried to stay somewhat out of the  
9 process, in terms of the selection. We wanted to make  
10 sure that the community that selected (inaudible) we  
11 went to the LRA, asked them if they wouldn't take the  
12 applicants in and do the selection.

13 We even provided for a selection  
14 board. In other words, we took applicants for who  
15 wanted to be on the selection board, as well. And  
16 then we passed it all back to them and said, okay,  
17 make your selection and bring them on here so that we  
18 could say that we weren't trying to put anybody on the  
19 board that was somebody the Army wanted.

20 MR. TURNER: All right. For the  
21 next -- what is the next step then? Is it go ahead  
22 and make these solicitations?

23 MR. ANDERSON: Yes.

1 MR. TURNER: Do we need any review  
2 over what's proposed?

3 MR. LEVY: Do we still have  
4 applicants in the applicant pool left over?

5 MS. LISA KINGSBERRY: We've got  
6 applications left over.

7 MR. ANDERSON: I mean, wouldn't do  
8 -- we wouldn't necessarily do anything that wasn't  
9 already on the card. We specifically write a  
10 targeted, you know, thirty second public service  
11 announcement that we're soliciting, you know, people  
12 and we can, you know, either say, you know, minorities  
13 are encouraged to apply, African Americans are  
14 encouraged to apply, something like that for the radio  
15 spot or not. It's not really much to it. I wanted to  
16 talk to you about that afterwards and see what you  
17 thought the best approach would be.

18 MR. IKE BROWN: Do we have any  
19 prospects that applied initially and maybe weren't  
20 selected?

21 MR. LEVY: We've still got some  
22 applications on file that weren't selected.

23 MR. CONROY: We could review that.





1 MR. IKE BROWN: You may could save  
2 some effort by reviewing those applications.

3 MR. TURNER: Should we just --  
4 should we -- before we undertake this effort, should  
5 we review the applications we've already got?

6 MS. HARRINGTON: That's what I say,  
7 you know, perhaps we already have somebody.

8 MR. IKE BROWN: That's right,  
9 because those folks already showed an interest, if  
10 they submitted an application.

11 MS. HARRINGTON: And maybe just  
12 weren't chosen. I don't know.

13 MR. IKE BROWN: And it may save  
14 these efforts. They may not be any necessary.

15 MS. HARRINGTON: You may have  
16 somebody. I don't know.

17 MR. IKE BROWN: Obviously, you want  
18 people to have an interest already demonstrated and if  
19 we've got applications from them, they would.

20 MR. TURNER: Now, are we going to  
21 spend part of our budget on making copies of all of  
22 these applications for each member?

23 MR. ANDERSON: I thought your

1 membership committee was supposed to do that, make a  
2 recommendation.

3 MS. HARRINGTON: I thought the  
4 membership committee.

5 MR. TURNER: It's not in the  
6 bylaws. It makes sense.

7 MR. ANDERSON: It makes sense to me  
8 to have you all screen them and give them back to the  
9 whole group at the next meeting. Although, that puts  
10 us one month behind to have any new blood in here, but  
11 maybe not.

12 MS. HARRINGTON: If you have --

13 MR. PARKS: I'm on the committee.  
14 I can go over -- since I'm here, I can go over and  
15 screen what he's got, if you want me to, and screen  
16 the applications that he's got.

17 MR. TURNER: Didn't y'all make a  
18 couple of copies of the first set of applications?  
19 Why don't you do that? Anybody want to volunteer to  
20 be on charter membership for this? Mike Moore is. I  
21 see him not looking down here, so maybe he's lost  
22 interest.

23 MR. MOORE: It's just kind of

1       disconcerting when I know Ron put a lot of effort into  
2       it and then we were lambasted in the Anniston Star  
3       for, you know, RAB, doesn't get any committee  
4       membership. And that kind of, you know, set a not so  
5       good tone. Hopefully, that tone can be reversed in a  
6       more positive manner.

7                       I think that the main issue is  
8       getting Calhoun County representation and putting that  
9       representation out there, whether it's minority or  
10      not. And then if the people so choose not to  
11      represent themselves on this board then, you know, so  
12      be it.

13                     MR. TURNER: Okay. So, is charter  
14      membership to review the applications currently on  
15      file? Fern?

16                     MR. THOMASSY: How many do we have  
17      on file?

18                     MR. LEVY: I don't know. Lisa, do  
19      you?

20                     MS. LISA KINGSBERRY: I don't know.

21                     MR. THOMASSY: Five, ten, a  
22      hundred?

23                     MR. ANDERSON: No. It's more than

1 that.

2 MS. LISA KINGSBERRY: Probably,  
3 about ten to fifteen.

4 MR. ANDERSON: Weren't there  
5 thirty-eight on that -- because you remember I wound  
6 up with --

7 MS. LISA KINGSBERRY: I think there  
8 is about fifteen.

9 MR. ANDERSON: I think there is  
10 thirty-eight. We selected seventeen, so there's like  
11 twenty-one. But there were some that just dropped out  
12 during the process, as well. There is probably  
13 fifteen to look at.

14 MR. THOMASSY: What criteria are we  
15 going to use to screen them by?

16 MR. TURNER: Diversity.

17 MR. LEVY: I don't think that's on  
18 there. I don't think there is anything that calls for  
19 race on there, is there, Lisa?

20 MS. LISA KINGSBERRY: No.

21 MR. TURNER: I'm not necessarily  
22 talking about --

23 MR. THOMASSY: I'm not sure I

1 understand what diversity means, if that's the only  
2 criteria.

3 MR. LEVY: What I'm saying, in  
4 terms of --

5 MR. THOMASSY: No. Charles had  
6 said that.

7 MR. TURNER: Are you going to ask  
8 people what race they are? Isn't there a presumption  
9 of discriminating --

10 MS. HARRINGTON: You can be a  
11 minority without being a race.

12 MR. ANDERSON: That's right.

13 MR. TURNER: Ma'am?

14 MS. HARRINGTON: You can be a  
15 minority without being a race. We're not doing black  
16 and we're not doing white. We're doing diversity.

17 MR. TURNER: I agree. So, we're  
18 going to ask whether someone is of a minority group?

19 MR. ANDERSON: Well, you've got  
20 gender, as well. There is only, right now, one woman  
21 --

22 MS. LISA KINGSBERRY: Two.

23 MR. TURNER: Two, Ms. Longstreth.

1 MR. ANDERSON: That's right.

2 MR. THOMASSY: So, how do we --

3 MS. HARRINGTON: We'll tell her you  
4 thought she wasn't a woman.

5 MR. ANDERSON: Yes, the name is  
6 Pat.

7 MR. THOMASSY: I'm getting down to  
8 doing nothing --

9 MR. TURNER: I think this is a  
10 great line to pursue. There is a question, are you  
11 diverse on the application, might bring a variety of  
12 responses. We're trying to be sensitive to our need  
13 to diversify.

14 Do we redesign the application to  
15 -- so that we can identify persons from the  
16 backgrounds that we feel like need to be represented?

17 MR. ANDERSON: That's why I think  
18 you just target communities.

19 MR. LEVY: Yes, I think that's  
20 probably right. Target communities, then look at the  
21 applications from that.

22 MR. THOMASSY: Yes.

23 MR. TURNER: And if somebody

1 applied before and is still interested, they'll send  
2 in another application.

3 MR. MILLER: Why don't you have a  
4 phone interview?

5 MS. HARRINGTON: For what?

6 MR. TURNER: Phone interview is  
7 what --

8 MS. HARRINGTON: For what?

9 MR. TURNER: People call in and  
10 apply over the phone, rather than --

11 MS. HARRINGTON: I want to know the  
12 purpose of it, now. Is that going to determine  
13 whether you sound black or white?

14 MR. TURNER: Do what?

15 MR. PARKS: You sound diverse.

16 MR. ANDERSON: You know, if  
17 Nathaniel Owens calls, we'd never know.

18 MR. MILLER: You can set a series  
19 of questions to ask people. It's the same as anybody  
20 would do on a job application. And if you have a  
21 bunch of forms that are here, fifteen or so, people  
22 applying for it, I'm sure they have a phone number on  
23 there or you could get their phone number and just set

1 up a series of questions to call them on the phone and  
2 ask them, are you still interested in it. Yes, I'm  
3 still interested. And da-da-da-da-da-da, ask them --

4 MR. TURNER: Oh, you're talking  
5 about calling the old applicants --

6 MR. MILLER: Yes.

7 MS. HARRINGTON: Oh, okay.

8 MR. TURNER: -- without having the  
9 new people call in. I think that's a good idea.

10 MR. ANDERSON: Let's call the old  
11 applicants and see if they're still interested.

12 MR. ELSER: Especially, if we have  
13 some applicants from Piedmont or Oxford or some places  
14 not represented.

15 MR. CONROY: Let's have that done  
16 by the next meeting and then, in addition to that,  
17 let's prepare a press release, if it needs to be  
18 revised fine, and if it doesn't, fine. Let's have  
19 that ready for the next meeting, also, because  
20 regardless, if we pull enough out of the pool of  
21 fifteen or so applicants, it's going to be an ongoing  
22 process and we're going to need to do it somewhere  
23 down the line, anyway.



1 MR. TURNER: Let me write down  
2 whatever it is I'm going to supposed to be doing. A  
3 revised application. The charter and membership  
4 committee would be happy to look at our applications.

5 MR. CONROY: It may be that that  
6 does not need to be revised, but review and revision,  
7 if necessary.

8 MR. TURNER: Charter and membership  
9 -- I mean, community relations is going to prepare a  
10 press release, potential advertisements --

11 MR. ANDERSON: Uh-huh.

12 MR. TURNER: -- and public service  
13 announcements?

14 MR. ANDERSON: Right.

15 MR. TURNER: And Ms. Kingsberry is  
16 going to call all the old applicants and see if  
17 they're still interested.

18 MS. LISA KINGSBERRY: Are y'all  
19 going to have a committee for that?

20 MR. TURNER: That sounds like  
21 community relations to me. If there is a question of  
22 time, I can guarantee you I won't have time to call  
23 anybody during the next month. Okay. Ron Levy's

1 office is going to handle phone interviews.

2 MR. ANDERSON: Yes. I would not  
3 have a chance to do it until after election day.

4 MR. TURNER: Okay. Are Mr. Parks  
5 and I the only current members of charter and  
6 membership? Apparently, we are. Anybody else  
7 interested in helping us review --

8 MS. HARRINGTON: Am I not a member?

9 MR. TURNER: I thought you had  
10 switched sides and gone over to community relations.

11 MS. HARRINGTON: Did I?

12 MR. TURNER: If you're going to be  
13 working on this, do you think you'll have time to work  
14 with us, too?

15 MS. HARRINGTON: Go ahead and ask  
16 someone else.

17 MR. TURNER: Anybody else  
18 interested in doing it? Mr. Miller. Thank you. I'll  
19 get in touch with the two of you to discuss what needs  
20 to be done. We might be able to do it over the phone,  
21 if we can -- I think I've got -- or we can get  
22 together first, but I'll call you. All right.  
23 Anything else?

1 MR. THOMASSY: Question.

2 MR. TURNER: Yes, sir.

3 MR. THOMASSY: Does anybody have a  
4 current list of the people who are the members of  
5 these committees?

6 MR. LEVY: Yes, I do.

7 MR. ANDERSON: I do, at least for  
8 ours.

9 MR. THOMASSY: Yes. I know we have  
10 one and I wondered if we had --

11 MR. LEVY: Have you got it back  
12 there?

13 MS. LISA KINGSBERRY: Not a current  
14 one.

15 MR. TURNER: We did not have a  
16 hundred percent membership; that is, not every member  
17 of the RAB is a member of a committee.

18 MR. THOMASSY: Right. There are  
19 only two committees.

20 MR. ANDERSON: Just for the record,  
21 the community relations committee is myself, Ike  
22 Brown, Pete Conroy, Don Cunningham, Mayor Kimbrough,  
23 Ron, Ms. Longstreth, and Mr. Thomassy.



1 MS. HARRINGTON: You don't remember  
2 sending me that two hour fax that I had to call and  
3 stop?

4 MR. TURNER: I remember that. I  
5 thought you wanted to -- you told me that you wanted  
6 to be on community relations.

7 MS. HARRINGTON: It wasn't I.

8 MR. TURNER: Yes, ma'am, it was,  
9 too.

10 Anything else? Top of the sixth?

11 MS. HARRINGTON: No, we're in the  
12 seventh, now.

13 MR. ANDERSON: We're in the  
14 seventh, easily.

15 MR. TURNER: I would say we're  
16 adjourned. Thank you for coming.

17 (WHEREUPON, the proceeding was concluded.)

18

19

20

21

22

23

1 C E R T I F I C A T E

2 STATE OF ALABAMA)

3 CALHOUN COUNTY )

4

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

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

15

16

17

18

19

20

21

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

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

2

3

4

5

6

7

SAMANTHA E. NOBLE

8

Notary Public in and for

9

Alabama at Large

10

11

12

MY COMMISSION EXPIRES: 11-14-97.

13

14

15

16

17

18

19

20

21

22

23