

RESTORATION ADVISORY BOARD

FORT McCLELLAN, ALABAMA

* * * * *

Taken before SAMANTHA E. NOBLE, a Court
Reporter and Commissioner for Alabama at Large, at
Building 215, Fort McClellan, Alabama, on the 20th day
of August, 2001, commencing at approximately 6:30 p.m.

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

2

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

CAPTION SHEET	1
REPORTER'S INDEX	2
RESTORATION ADVISORY BOARD	3-91
CERTIFICATE	92-93

P.O. BOX 544
OHATCHEE, AL 36271

NOBLE & ASSOCIATES

3

1 DR. BARRY COX: Ladies and
2 gentlemen, if it's acceptable with everybody, we'll go
3 ahead and get started. Want to thank this great crowd
4 we have coming out tonight. And just a note of
5 explanation for those of non-members that what we do
6 is we have an agenda that we go through with the
7 Restoration Advisory Board, and then at the end of the
8 agenda, then we have a period of time in which you're
9 welcome to ask questions. So, if you would, when we
10 finish the agenda and it comes time for audience
11 comments, we would certainly appreciate your input.

12 The way we like to start this is we
13 do keep records of the meetings, and we appreciate you
14 coming, and we would like to give you a chance to
15 identify yourself. So, if we could start at this
16 corner and go around, and if you would, please, give
17 us your name, and if you would like, any affiliation
18 that you may have.

19 MR. PAUL JAMES: Paul James, and I'm
20 with the transition force environmental office.

21 MS. LISA KINGSBURY: Lisa Kingsbury,
22 transition force, environmental office.

23 MR. BILL SHANKS: Bill Shanks,

OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

4

1 transition force, environmental office.

2 MS. SUZANNE MURDOCK: Suzanne
3 Murdock, Corps of Engineers in Huntsville.

4 MR. JIM WAGNER: Jim Wagner, just a
5 concerned citizen.

6 MR. CHARLIE PARIS: Charlie Paris.

7 MRS. ELLEN PARIS: Ellen Paris.

8 MRS. JOYCE WHITENER: Joyce
9 Whitener.

10 SERGEANT LESTER: Sergeant Lester,
11 transition force operations section.

12 DR. BARRY COX: And our guest of
13 honor.

14 MR. GARY HARVEY: Not me. Gary
15 Harvey. I'm the base transition coordinator and the
16 operations officer here in the transition force.

17 MS. JOAN MCKINNEY: Joan McKinney
18 with the RAB.

19 MR. ELLIS POPE: Ellis Pope, the
20 Corps of Engineers, Mobile District.

21 MR. STEVE MILLER: Steve Miller,
22 Foster Wheeler Environmental.

23 MR. DAN COPELAND: Corps of

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

5

1 Engineers, Huntsville Center.

2 MR. JOE DOYLE: Joe Doyle, legal

3 office, transition force.

4 MS. JO ANN WATSON: Jo Ann Watson,

5 NGB.

6 MR. WAYNE STARWELL: Wayne Starwell,

7 Alabama Guard.

8 MS. WANDA CHAMPION: Wanda Champion,

9 a concerned parent, grandparent, and citizen.

10 MR. RON LEVY: He didn't say his

11 name.

12 DR. BARRY COX: Who is that?

13 MR. RON LEVY: Dan, you didn't say

14 your name.

15 MR. DAN COPELAND: Oh, Dan Copeland.

16 I'm sorry.

17 DR. BARRY COX: Here again, we

18 appreciate you coming out. And we'll go on now with

19 the roll call. Mr. Beckett?

20 MR. SCOTT BECKETT: Here.

21 DR. BARRY COX: Mr. Branchfield?

22 MR. CRAIG BRANCHFIELD: Here.

23 DR. BARRY COX: Mr. Buford? Mr.

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

6

1 Clendenin? Mr. Conroy?
2 MR. PETE CONROY: Here.
3 DR. BARRY COX: Mr. Cunningham?
4 Mr. Elser?
5 MR. JEROME ELSER: Here.
6 DR. BARRY COX: Ms. Fathke?
7 Mr. Franklin?
8 MR. FRANKLIN: Here.
9 DR. BARRY COX: Mr. Freeman?
10 Dr. Harrington?
11 DR. MARY HARRINGTON: I'm here.
12 DR. BARRY COX: Mr. Hood? Mr.
13 Hopper?
14 MR. JERRY HOPPER: Here.
15 DR. BARRY COX: Mayor Kimbrough?
16 MAYOR KIMBROUGH: Here.
17 DR. BARRY COX: Mr. Stratton? Mr.
18 Thomassy? Mr. Levy?
19 MR. RON LEVY: Here.
20 DR. BARRY COX: Mr. Brittain?
21 MR. DOYLE BRITTAIN: Here.
22 DR. BARRY COX: And Mr. Stroud?
23 MR. PHILIP STROUD: Here.

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

7

1 DR. BARRY COX: Has everybody had a
2 chance to look over the July minutes? Does anybody
3 have any comments or corrections?

4 MR. RON LEVY: I do want to point
5 out one thing, that Mr. Gary Stratton did call in --

6 DR. BARRY COX: Okay.

7 MR. RON LEVY: -- and he wasn't
8 going to be able to attend the meeting, just a matter
9 of note.

10 DR. BARRY COX: Okay. Any
11 corrections or additions to the minutes? Do we have
12 enough, Mr. Levy, for a quorum here?

13 MR. PETE CONROY: Here's another.
14 Another. Mr. Hood is here.

15 DR. BARRY COX: Mr. Hood is now
16 here. Mr. Buford is here. Okay, any other guests
17 that have just come in, would you identify yourselves,
18 please, for the --

19 MR. KEITH HOWLAND: I'm Keith
20 Howland, also known as Enviroman.

21 MS. ELIZABETH BLUEMINK: Elizabeth
22 Bluemink with the Anniston Star.

23

DR. BARRY COX: Here again, we

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

8

1 appreciate you coming out. Mr. Levy, what do we have
2 for old business?

3 MR. RON LEVY: I don't believe there
4 is any old business still pending. We were going to
5 start the program out with Mr. Harvey.

6 DR. BARRY COX: No old business?
7 Anybody else have any old business we need to take
8 care of? Okay, we'll start out with Mr. Gary Harvey,
9 with the transition force, the current status of the
10 disposal property.

11 MR. GARY HARVEY: What I'm going to
12 do is kind of go through -- y'all see the
13 environmental piece over here, and you don't see how
14 it all gets wrapped together, so, what I'm going to do
15 is go through a briefing very quickly, because number
16 one, I'm not going to read slides to you, and number
17 two, you should have a copy of it in front of you.

18 I'm sure most of you, I know Barry
19 can, read better than I can. We'll start off with our
20 mission right here. And you've got that in front of
21 you.

22 Next slide, please. This is how
23 we're organized to accomplish that mission. And

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

9

1 standard -- you know, in the Army, we're like these
2 kind of wiring chart.

3 Next slide, please. And here's the
4 people we have to do it with. See, we started out in
5 '00 with eighty-eight people, drew down to sixty-four,
6 and we're going into next year with forty-eight. And
7 that's the government people here working on the
8 transition force.

9 Next slide, please. Contracting
10 employees, all the people that are working out here.
11 Now, this is as of the other day, Foster Wheeler did
12 have more people that are not employed now. Parsons,
13 who did the CWM, they had thirty people. They're
14 gone, so their numbers have dropped off.

15 There is a hundred and eighty-nine
16 people in addition to us working out here. And most
17 of them you don't see, because they're all behind what
18 we call the UXO gates. So, unless you're out there
19 watching them do something, you don't know people are
20 working here. So, there are a hundred and eighty-nine
21 people working out here every day.

22 Next slide, please. The military
23 personnel we've drawn down, we've got six now. At the

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

10

1 end of next year, we'll be at zero military. As the
2 military move out, they're not being replaced.

3 Next slide, please. Personal
4 property disposal, you've probably heard parts of
5 this. You know the JPA received a lot of the personal
6 property for reuse. These are the property we had on
7 hand when we started.

8 Now, aligning a line item. You
9 know, this right here is a line. If you had two of
10 them, you'd have two line items. It's just like
11 vehicles, if you had one vehicle of a certain kind,
12 that would be a line, if you had four of them, that
13 would be line items. So, this is the eachs and this
14 is the types. The lines are types and items are
15 eachs. And we gave twenty-four thousand a hundred and
16 ten items to the Joint Powers Authority as part of
17 their reuse plan. And this is what we have left. You
18 can see, we've gone down quite a bit. And the
19 difference between what we gave to the transition --
20 or to the JPA, and what we have now is what we shipped

21 to -- for other units to do their mission with,
22 primarily at Fort Leonardwood, Missouri.

23 Next slide, please. RC enclave,

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

11

1 this is what we get into. Where you'll be able to see
2 some of the work y'all have been doing and what you've
3 been watching the environmental office doing.

4 The first thing we set up when we
5 came on the BRAC list was the RC enclave. That's
6 reserve component enclave, composed of the USAR and
7 the National Guard.

8 Just explain these charts, because
9 several of them will follow -- formatted the same way.
10 You can see for the USAR, we're projected to give them
11 18.58 acres. We've actually given them 18.58, so that
12 part is done.

13 With the Alabama National Guard,
14 they're scheduled for twenty-two thousand plus. We
15 have that on a license to them. We haven't
16 transferred to them on a thirteen fifty-four, so the
17 actual is zero. So, you can see, as we go down here
18 and we have acres, facilities, square feet.

19 To show you on here -- and if you
20 can't see it, you may have to move around or come up

21 and look at it later. This is the RC enclave, the
22 green right here.

23 Next slide, please. Fed-to-fed

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

12

1 transfers. In this one we're talking about the credit
2 union, Department of Justice, Noble Army Hospital, and
3 the Fish & Wildlife. As you can see, we finished the
4 credit union. That was pretty easy, one building and
5 a parking lot.

6 DOJ got finished last month. That
7 is done. DOJ is now a property owner. They're either
8 a land baron or a slum lord, your choice.

9 Health and Human Services is real
10 close. We expect by the end of this month, middle of
11 September, that will be done.

12 U. S. Fish & Wildlife Service, you
13 can see, they're scheduled to get seventy-six hundred
14 acres. We haven't transferred any of that. Of
15 course, you know better than I do, because you watch
16 the environmental stuff; they're still doing all the
17 EE/CAs out there and, of course, after that, the UXO
18 cleanup.

19 So, we overlay the fed-to-fed.

20 First of all, there's the credit union and the
21 hospitals and DOJ. And then we'll overlay the Fish &
22 Wildlife Service. You can see, Fort McClellan is
23 starting to be gotten rid of.

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

13

1 Next slide, please. Public benefit
2 conveyances. Of course, we have the fire station.
3 You can see with the fire station, we're not done,
4 yet. As far as the acres goes, we're supposed to give
5 them .69. We've given them .49. There's another
6 building they get, building 228. And I'm sure y'all
7 have seen that in your discussion of environmental
8 remediation.

9 Anniston Sewer and Water is done.
10 That there is the water treatment plant across the
11 highway.

12 Parks and Recreation is getting
13 close. And we'll show you how close in a little bit.
14 And the eastern bypass, we've already deeded tract
15 one. I believe the date was 2 August when the deed
16 was signed. Tract one, which is the part from the
17 southern border up to just short of Yahoo Lake. That
18 already belongs to ALDOT.

19 MR. RON LEVY: Show them in the

20 brown here.

21 MR. GARY HARVEY: That's tract one
22 there on the board. You can see that right there.

23 And bring down the public benefit

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

14

1 conveyances. See the Parks and Recreation, the golf
2 course getting filled in, the tennis courts, and down
3 here at tract one and this is the water shed that's
4 eventually -- or was to become Lake Anniston. And it
5 was part of Anniston's plan or is part -- which I
6 haven't seen lately -- for relieving the flood damage
7 down in the western part of Anniston. They're going
8 to have a containment area in there, so that's what
9 they've got that for; going to create a lake out of
10 it, so maybe that will stop all the flooding problems
11 in the west end of Anniston.

12 And those are the public benefit
13 conveyances. Next slide, please. Other transfers.
14 These ones -- now, this is the phone system, the
15 electric and the gas, as you know, we did them before
16 we closed, we transferred the electric to Alabama
17 Power, the phones to BellSouth, gas to Alagasco. And
18 you see there is a lot of zeroes here because they

19 were just easements in that case, as far as the land
20 transfer goes. And that's common on those facilities.
21 Here is a building that they took over from us, the
22 square feet in three buidlings. But primarily, those
23 were easements.

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

15

1 Next slide, please. This is
2 transfers to the JPA, the Joint Powers Authority. All
3 right. And we've issued them four deeds so far. And
4 you can see that if I lift it up here a little bit and
5 drop it down to where you can see it if you're not
6 close. This gets to be pretty significant right here.
7 We've executed four deeds. And this is the first four
8 right here. Okay. So, you can see, they've got a
9 hundred and eighty-six, the square feet. And I'm not
10 going to read that all to you. But right -- the
11 important part is they have fifty-one percent of the
12 facilities, forty-two percent of the square feet, and
13 this many acres. Of course, that's only sixteen
14 percent. And you'll see why that's so low later on.

15 But that's being closed less than
16 two years. So, these horror stories you've heard
17 about fifteen and twenty years and takes forever like
18 Fort Ord, that's all crap. This is less than two

19 years.

20 Remember, we trained more people
21 here in '99 than we trained in '98 or '97. So, we
22 couldn't close these places. So, bottom line here is
23 some people can blow their horn.

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

16

1 The next set of deeds right here in
2 the red, these are scheduled, transferred to -- I
3 think you're familiar with the exclusion zones because
4 of UXO. Have y'all talked about them in here?
5 That's what that is.

6 Transfer three, which is scheduled
7 for 30 September of this year. Now, this is already
8 clean property, ready to go. Now, you remember on the
9 first three transfers, those were all clean property.
10 We delayed transfer one, transfer two, and transfer
11 three to assist the JPA. They could have been
12 transferred last July; they were clean.

13 So, we go to what we call the super
14 FOST and super FOST two. I don't know if y'all have
15 covered -- you all covered them in here, Ron, what
16 they are?

17 MR. RON LEVY: To the RAB, I don't

18 believe we have, but the BCT knows --

19 MR. GARY HARVEY: That's all right,
20 I'm going to cover them for you. I just didn't know
21 the level of details. These are coming. I'll show
22 you some projected dates. So, when we get finished,
23 the super FOSTs -- and the dates will come later --

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

17

1 the JPA will have eighty-five percent what's due them
2 by the EDC in facilities, ninety-five percent in the
3 square feet, and fifty percent of the acreage. And,
4 of course, here is the EDC totals right here.

5 MR. RON LEVY: You might explain to
6 them what the EDC is. Some of them --

7 MR. GARY HARVEY: That's the
8 economic development conveyance they submitted where
9 they're putting in a reuse plan, and that's what they
10 were given at no cost from the federal government.
11 It's called an economic development conveyance.

12 Next slide, please. This is the
13 super FOST. And this is where you've been watching
14 the environmental stuff kind of gets all rolled up.
15 These fifty parcels were cut out and there is a lot of
16 holes in here. You'll see them. Try to fill some of
17 them in for you in just a minute. Were cut out. They

18 were environmentally encumbered, challenged, or the
19 work just wasn't done on them until we could say they
20 were clear.

21 Well, now we can say we have NFAs,
22 which is no further action requiried, the environmental
23 folks, along with your ADEM and EPA regulators and

 P.O. BOX 544
 OHATCHEE, AL 36271
 256-892-0591
 FAX 256-892-3001

NOBLE & ASSOCIATES

18

1 Ron, have sat down, gone through all the analysis and
2 with the Corps of Engineers. And we can transfer
3 these. So, they all have NFAs signed by Mr. Ryan, as
4 the site manager, this is clean.

5 And this is -- we're calling it a
6 super FOST, because we're gathering these fifty
7 together and put them in one. And the FOST is out.
8 You've probably seen it in the paper. It's out for
9 staff. And they'll be working on it, the BCT, with
10 the regulators this week.

11 MR. RON LEVY: I might want to, just
12 a moment, Gary. FOST stands for finding of
13 suitability to transfer. In order for us to transfer
14 property, we have to complete a FOST. And before
15 that, you get -- if the property was not category one,
16 which said there wasn't any environmental encumbrances

17 to it, it could have been a release, it could have
18 been the fact that we were still investigating it.

19 We went in and investigated the
20 property. If we found that there was nothing there
21 and we concluded that with a no further action, and we
22 now can say from a finding of suitability to transfer
23 standpoint, this property is ready to go.

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

19

1 That requires both EPA and the
2 State's concurrence. And at which point, once the
3 FOST is signed off at the Army level, we can then
4 start the deed process, the transfer process.

5 So, there's always a FOST before
6 there's a deed. And that FOST is also open to public
7 comment. And as Gary mentioned, it's in the local --
8 it's put in the local newspaper. So, if the public
9 wants to comment on any of that property, they
10 certainly can come back to us and ask to see about
11 that property.

12 MR. PETE CONROY: Where was it -- I
13 might have missed it. I didn't see it in the paper.

14 MR. GARY HARVEY: I saw it the other
15 day in the paper.

16 MR. RON LEVY: It was in the legal

17 section.

18 MR. GARY HARVEY: Yeah, in the legal
19 section. I always have to read the paper and make
20 sure Ron didn't tell me a story.

21 I got to back up one. I made the
22 same mistake earlier this afternoon. I left out one
23 of these. So, before Sergeant Lester tells you, I'm

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

20

1 going to tell you myself. This is transfer three that
2 I should have dropped down. And that's primarily the
3 starship area, the PX, the commissary area, although
4 all those are cut out. But just this part right here,
5 and that's transfer three, which is scheduled for
6 30 September. It's ready to go.

7 And then I'll bring down the super
8 FOST one. Remember, I'm sure y'all talked about all
9 these cutouts. And I heard Kenny -- and Kenny is a
10 friend of mine -- ad nauseam talk about these cutouts,
11 these doughnut holes he called them. Well, we're
12 filling in the doughnuts, we're putting the jelly in
13 them.

14 And I try to drop this down slow.
15 You see all these? We're going to fill in a lot of

16 holes on this map. So, now we're starting to look
17 like we're getting some work done around here.

18 MR. RON LEVY: That's the property
19 that's being FOSTed now.

20 MR. GARY HARVEY: Okay, this is the
21 property that's being FOSTed now. You got all down in
22 here and have filled in a lot of these holes. Still
23 got a couple in there, but we're going to pick them

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

21

1 up.

2 And then as you can see, it's pretty
3 significant, twenty-five hundred acres, nine hundred
4 thousand square foot.

5 Next slide, please. The CERFA
6 sites, I know you've heard this ad nauseam, okay. I'm
7 not going to go over much. You know what NFAs are,
8 most of you. If you don't, you can ask Ron. No
9 further action.

10 So, basically we started out with
11 two hundred and forty CERFA sites. And they all have
12 to be investigated to some degree or another, the data
13 analyzed. And that's the status as of now. You can
14 see we've got fifty-three that we think are going to

15 be NFAs. They're in progress. That means Mr. Ryan
16 hasn't bought off, the regulators may have agreement

17 as to where they're going, but we don't have a signed
18 NFA that says, this is the way it is. You see, we
19 have ninety-two signed NFAs.
20 Other ones you know we're working --
21 doing the National Guard piece, too, remedial
22 investigations. You've covered most of this stuff, I
23 think, in your RAB meetings.

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

22

1 I've got this. I'm doing the same
2 brief for the JPA tomorrow, so, I have more of this
3 stuff in.
4 And you've had the CWM brief. So,
5 this stuff here should be old hat to you.
6 Next slide, please. UXO sites, I
7 know you're tired of hearing UXO and how long it
8 takes. I think you all appreciate it because you see

9 what it is. And there is the rollups now and doing
10 the EE/CA. And does everybody in here know what the
11 EE/CA part is? The engineering evaluation cost
12 analysis, which is really a characterization of, what
13 do we got, and finding out what we don't know.

14 Because our biggest problem with UXO -- well, I'll
15 show you some caveats in the next couple of slides is
16 -- we don't know what we don't know. And what the
17 EECA is going to do is tell us.

18 Now remember, they started shooting
19 around here before 1917. The records weren't too

20 good. We just think we know where they shot. And
21 turning over property with unexploded ordnance on it
22 is unacceptable, which means some of them are going to
23 have to wait until we get it all cleaned up, until

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

23

1 we're sure that there is no more out here.

2 Next slide, please. Y'all had this
3 one with a briefing of about forty-four charts. The
4 good news here is all the field work is done. There
5 was no chemical warfare material found. The paperwork
6 -- we've got to have all the paperwork and the signed
7 action memorandums and the documents will be done some
8 time in November. But that is done. And that was the
9 good news for it.

10 Next slide. EE/CAs.

11 MR. RON LEVY: Gary, could I say one
12 thing about what you said before in terms of the UXO.

13 Just like CERCLA, it's a risk-based approach; we won't
14 turn over property until we're sure the public is
15 protected. And that's different than saying a hundred
16 percent cleanup. So, I just want you to understand
17 that.

18 MR. GARY HARVEY: We get to the UXO
19 and EE/CAs and everything right here -- Ron don't like
20 this word, so I'm going to use it again -- is flaky,
21 except for 3 August, that's in the bank, that's done.
22 But the problem with the UXO, if we knew where it all
23 was, we didn't have to do an EE/CA, we'd just go out

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

24

1 there and find it or go get it and haul it off, blow
2 it up or do something.

3 We got to find it. It's there from
4 ranges or it's there from people using it years ago,
5 World War I and World War II. In World War I, people
6 didn't have ranges like we did. When I left the
7 Fort McClellan and came to the transition force, out
8 at DPTM, we had all the ranges, we had everything
9 marked, we had good records. That's not the way it
10 was in World War I and World War II. The guy in
11 charge just said, okay, we're shooting from here to

12 there. The next day they shot from there to there.

13 Now we're trying to find out where there is.

14 So, it is a difficult process. And

15 I don't want to sound like we're whining, but these

16 are estimates. You got to pick a date, you got to

17 estimate, because you got to bring the money and the

18 people and all the expertise together, so you got to

19 have a plan. And it's much easier -- any of you ever

20 been in the planning business? It's much easier to

21 change a date when you got a date. It's tough to

22 change when you don't have it.

23 So, the estimates here are the best

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

25

1 we know at the time. We can find something out there

2 we had no idea was out there and it changes. Now, we

3 read about it, God, it's going to take fifty years.

4 Well, maybe not fifty, maybe forty-six, maybe

5 thirty-four, but this is the best information we have

6 at the time.

7 So, this really gets complicated.

8 Remember now, we're characterizing it. And what the

9 EE/CA is going to tell us is where it is. By the fact

10 that it tells where it is, it should tell us where it

11 ain't. So, hopefully, we can take some off the table.

12 Next slide, please.

13 MR. RON LEVY: Just let me point out
14 one thing. If you'll look at the slide -- the sheet,
15 the one that says Fort McClellan UXO EE/CAs, yeah, the
16 one that Dan's pointing to, green is Charlie, blue is
17 Bravo, red is Alpha, the M101 is that magenta color,
18 if you can call it that. It's around -- yeah. And
19 then the eastern bypass you can see there.

20 MR. GARY HARVEY: So, we look at UXO
21 removal. And, of course, this is still in motion
22 again until we find out what it is we have there, and
23 what we have to clean up, how dense it is, after they

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

26

1 put the risk management factors that Ron was talking
2 to, and what's got to be cleaned up.

3 Now, the next part we have, we have
4 another FOST I told you about -- go ahead, next slide
5 -- that will cover down here. Now, here's how the
6 transfers are working. Transferred up to date, of
7 course, to this line.

8 Transfer three I told you was
9 scheduled for 30 September, if the creek don't rise
10 and the JPA don't tell us they don't want it.

11 November, December, we're looking at
12 the super FOST I told you about. Remember those fifty
13 some parcels are come clean. We've got them all
14 bundled. And it's out on the street for comment. And
15 there's the totals with it.

16 The Parks and Recreation coming
17 right behind it. In fact, the Parks and Recreation
18 FOST is due to go out Wednesday, this Wednesday.
19 Okay. And that's the golf course and all those
20 facilities that's going to the City of Anniston, the
21 Parks and Recreation conveyance.

22 So, then we got the next FOST after
23 this one. And this is all the environmental

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

27

1 carve-outs. And you can see the totals right there.
2 And you got some more holes there.
3 And now we're going to start filling some more of them
4 in. And we've gotten most of the main post filled in.
5 The biggest part left here now, of
6 course, is UXO, we have landfills. Which I'm sure
7 you've heard enough about landfills, you probably can
8 name them, one, two, three, four, you know where they
9 are. I know Ed knows where they are. Landfills and
10 what else? What's that other big category, Ron?

11 MR. RON LEVY: Lead on ranges.

12 MR. GARY HARVEY: Yeah, the lead on
13 the ranges. Base Guard Mountain Road is -- the pistol
14 ranges and that out here and -- ranges eighteen and --

15 MR. RON LEVY: We do have a couple
16 of small, minor pieces --

17 MR. GARY HARVEY: So, there's the
18 total --

19 MR. RON LEVY: -- that are going all
20 right.

21 MR. GARY HARVEY: So, there is the
22 totals there and what's left. And hope you can see by
23 that, there's been a lot of work done here and a lot

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

28

1 of it is coming to a close.

2 MAYOR KIMBROUGH: Is Reilly Lake in
3 there?

4 MR. GARY HARVEY: No, Reilly Lake
5 and Yahoo were cut out of the Parks and Recreation
6 because they're behind. We don't want to slow down
7 the transfer. But they are still included in --
8 they're just not clean, yet.

9 MAYOR KIMBROUGH: Okay.

10 MR. GARY HARVEY: Okay. I should
11 have said that right up front, Ed, because I know why
12 you asked that question.

13 Next slide, please. What are your
14 questions?

15 MR. PETE CONROY: When you were
16 mentioning the National Wildlife refuge project, you
17 used seven thousand acres.

18 MR. GARY HARVEY: Seventy-six --

19 MR. PETE CONROY: Something like
20 that.

21 MR. GARY HARVEY: That's what's
22 defined. It could be more.

23 MR. PETE CONROY: That's the minimum

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

29

1 amount. And I just wondered why you used the minimum

2 --

3 MR. GARY HARVEY: That was the
4 minimum.

5 MR. PETE CONROY: -- and not --

6 MR. GARY HARVEY: The line right
7 here --

8 MR. PETE CONROY: I was wondering
9 why you didn't use the range rather than just the

10 minimum.

11 MR. GARY HARVEY: Because this is
12 what's in the bag. No reason for not using it. I
13 mean, we have the management areas --

14 MR. PETE CONROY: I guess, from my
15 point of view, it limits the public's perception of
16 what it could be.

17 MAYOR KIMBROUGH: Gary, under the
18 cost analysis, is the Army obligated to clean all
19 areas?

20 MR. GARY HARVEY: You talking to
21 this Gary? That's going to be a -- something they're
22 going to have to do when they put all the risks down
23 to it. Now, obviously, if it's prohibitive, they're

 P.O. BOX 544
 OHATCHEE, AL 36271
 256-892-0591
 FAX 256-892-3001

 NOBLE & ASSOCIATES

30

1 not going to do it. I mean, there's got to be some
2 value placed on -- and that will be deliberations with
3 the Army, in the Army all the way up, the regulators,
4 what makes sense. Does it make sense to spend this
5 much money to clean that or does it make sense to
6 fence it and not use it anyway because it cost too
7 much.

8 But that's a decision that will be

9 made. And I don't know of any been made right now.
10 There's been nothing that says, hey, we're not going
11 to do this, we're not going to do that. I don't know
12 if we have any of these prohibitive cleanup things.
13 DR. BARRY COX: Gary, how would that
14 decision be made? Who would make that decision?
15 MR. GARY HARVEY: All the way up in
16 the Army.
17 DR. BARRY COX: So, it would be an
18 Army decision?
19 MR. GARY HARVEY: Be an Army
20 decision. You know, Glynn's got things to do, we got
21 a higher at headquarters at TRADOC and got a higher
22 one up at DA, and everybody's input, plus the Corps.
23 MR. RON LEVY: There will be a

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

31

1 decision process to just about everything they do.
2 It's open to the public. So, when we complete the
3 EE/CAs for like the Bravo area and the decision --
4 there is a decision document, which is called an
5 action memorandum that's generated. Before that's
6 even agreed to, there's a public piece to that where
7 the public can weigh in.

8 As Gary is pointing out,

9 everything is risk based. So, although the Army,
10 itself, may decide not to clean up, whatever it does,
11 it has to ensure that if it transfers to another
12 entity, that it's safe for the public. So, that may
13 include putting controls, land use controls in place
14 or -- and it's possible that it may conclude not even
15 transferring the property. That is a possibility. We
16 need to ensure that all -- that the public is
17 protected.

18 MR. GARY HARVEY: We need to
19 emphasize that point. You know all these documents
20 that we do, the action memorandums, the clearance, the
21 FOSTs, the NFAs are all a matter of public record
22 downtown. So, there is no under-the-table deals.

23 If for example -- I don't know of

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

32

1 one -- but if for example the Army says, okay, right
2 across the street here, we're never going to be able
3 to make it safe because it costs too much money and we
4 can't spend all that money here, we've got other
5 things, if we're going to do it, y'all are going to
6 know about it, because it's all done in the open. And
7 you all know where the repositories are, plus you get

8 briefed in here.

9 You know, the chemical warfare
10 material, everybody thought there was going to be all
11 kinds of chemical warfare material. Well, we deconned
12 it all. Might find some decontaminants. That was
13 done. That was an open process. Y'all were involved,
14 saw every bit of it.

15 MR. RON LEVY: And the other part of
16 the process, too, I want to point out that it's not
17 just done, unilaterally; both EPA and the State are
18 involved in helping us define that decision.

19 MR KEITH HOWLAND: I have to
20 apologize, this is the first meeting I've been to at
21 the Fort. But is this an advisory, citizens advisory
22 board that's to get information out to the public? I
23 just thought that a possible way of the public

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

33

1 understanding that would be to have an overlay that
2 goes over your map that shows the areas that are in
3 question here.

4 We've spent a lot of time and money
5 showing how well we've done these things. But
6 simplistically, that's probably what the public's most

7 concerned about is what's not going to be able to ever
8 be used by future generations. I mean, you got issues
9 like out at the Depot that are going to take hundreds
10 of years to clean up and --

11 MR. GARY HARVEY: God, now we're in
12 the hundreds of years again.

13 MR. KEITH HOWLAND: Well --

14 MR. GARY HARVEY: To answer your
15 question in short, we do have that. See these maps up
16 here? The other maps have all the places -- and I'm
17 sure the RAB has got it -- that are environmentally
18 challenged. Every one of those maps has a
19 environmental -- I call them environmental numbers on
20 them. But you key that back to your document that
21 says what specifically is wrong with it, where it
22 came, you know, whether there was any environmental
23 base line study or the archive search report. And all

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

34

1 these other maps do have that.

2 And we do present that, regularly.
3 I don't know if you get it here. This is my first
4 time briefing the RAB in awhile. When we do our IPRs,
5 to go through every site, every CERFA parcel by

6 number, each has its number. And go through that --
7 MR. RON LEVY: Gary, let me add a
8 little bit more to that if I could. Your question's a
9 good question, but we're still characterizing
10 property, even as we speak now, particularly as to the
11 UXO issues. And until we get through the EE/CAs --
12 and as Gary pointed out, we don't know what we don't
13 know.

14 So, we don't know specifically that
15 we can or cannot clean up certain areas. And until
16 that comes out, we'd be speculating and say that we
17 can't transfer property. And that's part of our
18 process, to get to that point where we can tell the
19 public, this is not possible or this is possible.

20 MR. KEITH HOWLAND: Well, in your
21 opinion, take that one step further, in any of the
22 property that you have or are planning to immediately
23 transfer, are there any areas that were close to the

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

35

1 line of acceptable standards or that we should
2 probably warn anybody about who is going to occupy
3 those areas, environmentally? I mean, we do live in
4 a -- you know, within certain guidelines of
5 contamination --

6 DR. BARRY COX: What we like to do
7 is hold the audience comments, if we could, to the
8 end. Gary, you will stay with us until the meeting is
9 over, would you not?

10 MR. GARY HARVEY: Yeah.

11 DR. BARRY COX: You're not leaving
12 early? Okay.

13 MS. CHAMPION: Mr. Cox, I got one
14 other question, because I never did get to ask it.
15 But it deals with -- while he's standing right there
16 with that map. And what this question is, is there a
17 possibility of a map being made available to the
18 public, okay, with like an index that would have the
19 property owner's name and maybe like you could take
20 all those different little parcels of property there
21 and put numbers with them, letters, numbers, to
22 characterize with the index with the property owner's
23 names and have that to where it would be made

P.O. BOX 544
OHACHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

36

1 available to the public as to who would be the future
2 owners, instead of going down to the tax assessor's
3 office and looking this information up yourself?
4 Could y'all do that?

5 MR. GARY HARVEY: I'm not sure. The
6 question is: Who is going to be the future property
7 owner?

8 MS. WANDA CHAMPION: No, make like a
9 table index and like F-1, F-2, F-3, F-4 or whatever
10 letters, numbers you want matched together with the
11 index with the property owners on it and make it
12 available to the public. In other words, and this
13 board here or any other people that would be
14 interested in who the new property owners are?

15 DR. BARRY COX: Isn't the answer to
16 that one -- I mean, so that we can move on -- that it
17 will be transferred to the JPA and then this would be
18 an issue that they would take care of is transferring
19 it to individuals.

20 MR. GARY HARVEY: Yeah, once we
21 transfer to the Joint Powers Authority, we're out of
22 it and they do -- they become the deed holder, they
23 hold the deed, and they sell, convey, or do something

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

37

1 to each of the property owners. And the only way we
2 would have to know after that would be to go down to
3 the courthouse and see who they sold it to.

4 MR. KEITH HOWLAND: Is at that point
5 the property transfer then the JPA takes
6 responsibility for environmental conditions?

7 MR. GARY HARVEY: No, no. We give
8 them the environmental status. We clean it to
9 category one before we transfer to them. It has to be
10 clean before we can transfer it.

11 MR. GLYNN RYAN: That's not correct.
12 You need to restate that. We don't necessarily clean
13 it to category one, we clean it to a category that's
14 acceptable to the reuse plan.

15 MR. GARY HARVEY: To whatever the
16 reuse is. So, if it's industrial, industrial. We
17 have to clean it to the standard, I'm sorry, of the
18 reuse of what that is, but we do clean it before we
19 transfer it.

20 MR. RON LEVY: I want to point out,
21 too, that this information is not just at the JPA,
22 there is two repositories for the public, one is at
23 the Anniston Calhoun County Library and the other is

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

38

1 at the JSU Library. Of all the documents that we've
2 done to this point, to include the findings of

3 suitability to transfer, they're open to the public
4 any time, as long as the libraries are open.

5 And again, also through the public
6 process, they can come back and query us and we'll be
7 glad to provide documentation as necessary.

8 DR. BARRY COX: Any more comments
9 from the members of the board? Gary, we appreciate
10 you, and as I said, you are going to be around when we
11 get to our question and answer period at the end.

12 The next thing on the agenda is the
13 reports that we have from the Alabama Department of
14 Environmental Management, the U. S. Environmental
15 Protection Agency, and the Joint Powers Authority.
16 And I'd like to start with Philip with what happened
17 last month from ADEM's point of view.

18 MR. PHILIP STROUD: Again, I didn't
19 expect this many people to show up, but I have fifteen
20 copies here. We'll keep one out so we can get a copy
21 if anybody else is interested. But this, what it is,
22 I've done it a little bit differently. I went ahead
23 and took from the first of January, you know, and kind

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

39

1 of took a starting point. And we've been reviewing

2 quite a few reports. And also, the ones that are
3 pending, that means they may have a question mark
4 behind it or we're still in a review of it. So, I
5 don't put a date on these until they've gone through
6 everything and I'm completely satisfied to the very
7 end.

8 But just take a look through here.
9 And it kind of includes all the reports since January.
10 And the reason I did that is sometimes I go month by
11 month and sometimes I have to go back in time to pull
12 reports back into it, saying that we have final
13 reviewed it. Now, just because some of them are a
14 couple of months old or something, sometimes they take
15 different priority routes. And so I just want y'all
16 to know that and that we're reviewing them.

17 Some of the ones we're reviewing now
18 are pretty intense. We're at a slow-down pace now,
19 where we've pretty much turned over a lot of the clean
20 property and now we're starting to hit some of the
21 ones that do have contamination and unexploded
22 ordnance, so it's really slowed us down a lot.

23 So, for right now, you can share

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

40

1 some with the others. Any questions, just get back

2 with me. I'll be here. But this just shows you some
3 of the sheer volumes of reports that we are reviewing.
4 Very intensive right now.

5 But the slow-down process and the
6 reason you see a lot of pendings, some of these
7 pendings are areas that are already clean. And I'm
8 spending a lot more time on the areas we do have
9 serious issues with.

10 If any of y'all have any questions
11 on any of these reports, just get with me.

12 DR. BARRY COX: Anybody have any
13 questions on the ADEM? Do we have any -- what we're
14 going to try to do, probably starting next time is
15 make up some extra copies so that everybody in the --
16 all the guests can get a copy of the material.

17 MR. PETE CONROY: Can we have more
18 made?

19 DR. BARRY COX: We're doing that
20 right now.

21 MR. PETE CONROY: Okay, that's what
22 I was checking.

23 DR. BARRY COX: As far as slides,

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

1 how many of you didn't get a copy of the slides?
2 Everybody but two, okay. So, we want to make sure
3 everybody has copies of what we're using.

4 MR. PHILIP STROUD: There was
5 something else I was doing earlier, I was keeping
6 these on a map, but now where so much land is being
7 transferred, it would be just more confusing. And I
8 like what they're doing here, they'll present it as it
9 comes along. I think it will be much more
10 understandable on this format. And a lot of these
11 reports then are summed up into what they're doing
12 here. So, I think it would be a lot more -- less
13 confusing.

14 DR. BARRY COX: Any questions on
15 Philip's report? Joan?

16 MS. JOAN MCKINNEY: I wanted to
17 piggyback on Ron's comment about the repository.
18 These documents and more are there at both libraries,
19 stacks and stacks of them. So, if you're looking for
20 a certain one, the reference person on the 9th floor
21 can help you there at JSU or right there in the
22 Anniston Library, they have a listing, if you're
23 looking for one of the documents.

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

1 I think if, Ron, if you will agree,
2 at next month's meeting, I'll have enough copies made
3 of the index so everyone can see all the documents
4 that are there so they'll have their own copy. Now,
5 of course, you know it's updated monthly, weekly, but
6 that will give you an idea. It's probably about forty
7 pages, several spaced, of all the documents that are
8 up there. If you want to go look at them.

9 DR. MARY HARRINGTON: You need two
10 trucks to get them.

11 MS. JOAN MCKINNEY: A truckload
12 every week. We'll go ahead and --

13 MR. RON LEVY: I would point out to
14 you that we also have a website. Not all the
15 documents are on there. We're trying to put them on.
16 They're huge documents. So, the website, which is
17 WWW.mcclellan.arm.mil/ -- I'll get it to you.
18 /environmental is what it is. But it has all those
19 documents electronically in the PDF format, so, if you
20 wanted to download them, you could do that, too. And
21 we could put the list -- I believe the list is on
22 there, as well, defining what those documents are.

23 MR. PHILIP STROUD: Well, one more

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

1 thing about a lot of this pending, it says, a lot of
2 them have been reviewed and there are some comments
3 behind some of those pendings. They have actually
4 been -- there's dozens of them on there probably been
5 reviewed, it's just that it's going through a process
6 at ADEM to get completed. So, there is actually a lot
7 more work that's been done on those than it's showing.

8 DR. BARRY COX: Any comments on the

9 ADEM report? Philip, we appreciate it.

10 Doyle, do you have comments from
11 EPA?

12 MR. DOYLE BRITTAIN: I don't have
13 anything written out. Basically, the same documents
14 that the State has been reviewing, EPA has been
15 reviewing. There is a tremendous amount of work going
16 on that you probably don't see, don't understand. But
17 you got this handout that I think Gary talked about,
18 there, he gave a slide presentation on there. There
19 is one slide in here that I feel like is probably the
20 key slide to the whole thing. And I would call that
21 the report card.

22 MR. PHILIP STROUD: Page eleven.

23 MR. DOYLE BRITTAIN: It's the one

 P.O. BOX 544
 OHATCHEE, AL 36271
 256-892-0591
 FAX 256-892-3001

1 about a little over halfway through called transfers
2 to the JPA. If you look at that, there has been a lot
3 of work gone on here as far as environmental
4 investigation and clean up for the property to be
5 transferred to the JPA. You really don't understand,
6 but that's okay, you don't need to. It's just that
7 this right here shows that we are in fact moving very

8 fast, doing a lot of work, to get the property
9 investigated and transferred. A lot of the property
10 did not require a lot of investigation, so it moved
11 kind of quickly. Some of it is going to move a little
12 bit slower.

13 But I think this is probably one of
14 the better report cards that I've seen, and I've
15 worked at a number of closing bases, the Army, the Air
16 Force, Navy, wherever. But I think this is really an
17 outstanding record.

18 And if I could just say one thing
19 and that is that I think the point's been made a
20 couple of times, you don't know what you don't know.
21 But candidly right now, I don't think that any of us
22 have any feel that we're going to have to put a fence
23 around any piece of property and walk away from it. I

1 think we will be able to do some kind of investigation
2 and cleanup and make some kind of reuse out of that.

3 That's the EPA position. I'll let the State and the
4 Army speak for themselves. But I'm not aware of any
5 property that can't be cleaned up and reused.

6 So, that's all that I have, Dr. Cox.

7 DR. BARRY COX: Appreciate it.

8 Let's see, we don't have a JPA representative, so,
9 Ron, do you want to go on next into the --

10 MR. PETE CONROY: Barry.

11 DR. BARRY COX: Excuse me.

12 MR. PETE CONROY: I wouldn't mind
13 following up after something that Doyle just said.
14 And there is something that you said that's just so
15 true, and that is, there is an awful lot of
16 information here. And I can't speak for the other RAB
17 members, but I can certainly speak for myself in
18 saying, I don't understand half of what's being put
19 before me right now. And so I just personally want to
20 say that our -- my silence is not necessarily
21 concurrence or complacency. There is an awful lot of
22 information here that I don't understand and I just
23 want to make sure it's understood that our not asking

1 questions does not necessarily mean we're all for it.

2 You know what I'm saying?

3 MR. DOYLE BRITTAIN: Yeah. And
4 there's a lot of numbers in through here and, you
5 know, it will make your head spin. But if you can
6 only take one page out of this entire document and
7 look at it --

8 MR. PETE CONROY: I appreciate --

9 MR. DOYLE BRITTAIN: We can
10 understand the percentage that fifty-one percent of
11 the facilities have been transferred -- that's good --
12 over a one-year time period, year and a half, year and
13 a half time period. Forty-two percent of the square
14 feet has been transferred. You don't realize how much
15 work that is.

16 MR. PETE CONROY: Oh, I can --

17 MR. DOYLE BRITTAIN: You know, if
18 you could only read one chart and understand it, I
19 think we can understand the percentages. This one
20 page right here tells the story.

21 MR. PETE CONROY: I hope you
22 understand my point, too.

23 MR. DOYLE BRITTAIN: Oh, I do, I

OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

47

1 understand.

2 DR. BARRY COX: Pete, is there any
3 suggestion you would have on how to get the
4 information that you're --

5 MR. PETE CONROY: It's a Herculean
6 task, and I don't have a better way of going about it.
7 I mean, RABs are critisized all over the country for
8 the perception that's sometimes created, in terms of
9 what the RAB does. And I don't have a better answer.
10 And I think that Ron, in particular, does a great job
11 and y'all are doing a great job, but let there be no
12 misunderstanding that there is a lot of information
13 that's going through this brain right here that's just
14 being missed. And maybe everyone else here is picking
15 up on everything and extremely comfortable about
16 everything, but I just recognize my own limitations
17 and am concerned by what I may be missing right now.

18 I got what you were just pointing
19 out. And thank you for that.

20 MR. JOE DOYLE: There is one other
21 point to be made in transfers to date is that if one
22 were to take a look at the deeds is that essentially,
23 there are no environmental encumbrances to those

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

48

1 properties that have been transferred to date, other
2 than things like protective of the forage of the great
3 bat and endangered species and your normal things that
4 you'd see if you were buying a house, when it comes to
5 lead paint and things like that. But other than that,
6 you know -- we're not -- there is virtually no
7 limitations that have been placed on the property to
8 date that have been transferred. And that's exactly
9 what you'd see or hopefully you'd see if you were
10 buying property outside of Fort McClellan, either in
11 the commercial world or in the residential areas.

12 MR. PETE CONROY: Very
13 understandable.

14 MR. JOE DOYLE: Yes.

15 MR. PETE CONROY: And admirable.

16 DR. BARRY COX: Anybody else have
17 any comments? Appreciate it, Pete.

18 We want to go now to the action
19 summary sheet, Ron?

20 MR. RON LEVY: Yeah. And what I
21 want to do is just kind of review quickly what went
22 out in the mailing to the RAB members. For those of
23 you in the audience, I'm sure you haven't seen it, but

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

49

1 what we do on a monthly basis is try to summarize
2 what's gone on over the month to the RAB members and

3 we mail it out to the RAB members or E-mail it, as it
4 may be, so that they get a feel for what's going on,
5 you know, within the environmental arena.

6 I don't want to go really into the
7 landfill wells that are being put in. Excuse me. The
8 landfill wells and the wells in the median of
9 Highway 21 that are going in, because in September --
10 and correct me if I'm wrong, Joan -- we're going to be
11 in Weaver --

12 MS. JOAN McKINNEY: Yes.

13 MR. RON LEVY: -- for the next RAB
14 meeting to give a full update on what's coming out of
15 the sampling there, because I don't have the data yet
16 to be able to present it to you. We do expect to have
17 it in September in rough form to be able to give you a
18 feel for the results from those wells.

19 So, you do need to know that there
20 was -- that all nine of the proposed wells that we
21 said we were going to put in are in. And we're in the
22 process of developing those wells and sampling them

23 and we should be able to tell you what the results of

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

50

1 those are in September.

2 MAYOR KIMBROUGH: Ron, may I ask
3 one question? Will you let me ask one question?
4 From the minutes of the last meeting, I noticed on
5 well S-14 is where the lightning hit the pump and
6 there is oil in that well. That's the only well
7 that's off of the median that's been drilled besides
8 the one at the Korean church; is that correct?

9 MR. RON LEVY: That well was a
10 private well that we tried to sample. The pump had
11 fallen into the well. It was a property owner,
12 private property owner --

13 MAYOR KIMBROUGH: That's not the one
14 on Blarney then?

15 MR. RON LEVY: No.

16 MAYOR KIMBROUGH: Okay.

17 MR. RON LEVY: It's a different one.

18 MAYOR KIMBROUGH: Okay. Thank
19 you.

20 DR. BARRY COX: But you will
21 actually have the actual data from the actual -- from
22 the analysis then?

23

MR. RON LEVY: And we expect to

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

51

1 brief that, yes.

2 DR. BARRY COX: I just wanted to
3 check and see if we'd actually have the data and
4 numbers.

5 MR. ELLIS POPE: All the wells have
6 been sampled. We don't have the data back, yet, but
7 we will have the data. It will be preliminary data,
8 it won't be validated by then, but we will have data
9 to present at the September meeting.

10 DR. BARRY COX: Anybody else?

11 MR. RON LEVY: We're hoping for a
12 good showing for the City of Weaver, so you can hear
13 the good news that we're going to put out.

14 MAYOR KIMBROUGH: As they say, you
15 know, turn the lights on and they will come.

16 MR. RON LEVY: Yes, sir.

17 MAYOR KIMBROUGH: So, we'll try to
18 have them coming.

19 MR. RON LEVY: There was an update
20 in terms of the OE EE/CA investigations. The Alpha
21 area -- and I'll point out again, it's on that map at

22 the far end, the red area, they have completed the
23 field work up there. Again, it's not full

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

52

1 characterization, they still got to go through and put
2 that through the QA piece, so we don't know yet fully
3 what the areas are. We're going to be looking at it
4 from a cleanup and we're still early on in the
5 process. But they did find various items, some fifty
6 caliber, they found some sixty milimeter mortar
7 rounds, 4.2 inch mortar, rifle grenades, light flares,
8 which not unusual, some artillery shells, seventy-five
9 milimeter and three inch, two point three six inch
10 rockets, and expended pieces of land mines. So, you
11 know that there is stuff up there that we're
12 encountering. And again, the EE/CA, when we complete
13 it, should give us the characterization, and we should
14 be looking at what the action is that we're going to
15 take in those areas. So, hopefully, we'll see a
16 better resolution as to where in those areas we need
17 to focus our cleanup.

18 Also, in the Bravo area, the field
19 work has not been completed, but they have been
20 encountering some items, two point three six inch
21 rockets, three point five inch rockets, three inch

22 Stokes mortars. Still expecting to complete the field
23 work in December on that. We are running into a

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

53

1 little bit of a problem with some brush clearing
2 that's taking us some time. So, could slip, but we're
3 still out there in the field investigating those.

4 Charlie area has not yet begun.
5 We've still got comments from the regulatory agencies
6 we've got to get through. We have a BCT meeting this
7 week, as a matter of fact, Tuesday, Wednesday, and
8 Thursday. One of the issues that we need to get
9 through is the Charlie area and the work plan.

10 Hopefully, we can conclude that and
11 we can get them out to the field here shortly to start
12 the work in the Charlie area. As you know, Charlie
13 area is the green area. And it is the area that's
14 primarily going to Fish and Wildlife Service. It's
15 also inclusive of some parts in the Choccolocco
16 coridore, which is state-owned land.

17 We briefed you last month on the
18 CWM. We gave out some really good news about not
19 really finding anything or we did not find anything
20 that would have resulted for chemical warfare material

21 for the sites that we looked at. The report is not
22 complete. And until we get through completion of the
23 report, put the action memoranda or the decision

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

54

1 document together, again, that will also be open for
2 public scrutiny.

3 We're not concluding the
4 investigation as complete. Hopefully, we will
5 sometime in the future be able to do a press release
6 to talk about what we have finished there.

7 That doesn't include the work that
8 we will also begin on Pelham Range. There will be
9 some CWM investigations from Pelham Range. So, it's
10 just for main post property that's being -- to be
11 transferred.

12 DR. BARRY COX: Is there any
13 activity now that you're on Pelham Range?

14 MR. RON LEVY: Yes, we're doing
15 some HTRW -- some hazardous toxic radiological waste
16 investigations. There are several pieces of -- or
17 several bits of investigations that are going on in
18 Pelham Range now on various sites around there.

19 Those are all in support of the
20 Alabama National Guard and sites that we're trying to

21 clear out there.

22 The eastern bypass, good news there
23 is that there was an action memorandum, which was open

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

55

1 for public scrutiny, was signed by the Department of
2 the Army, both EPA and -- it went to EPA and the
3 State. And there was a public meeting on that.

4 There is also, as we mentioned in
5 the past, an explosive safety submission that has to
6 go through scrutiny all the way up through Department
7 of Defense Explosive Safety Board to ensure that the
8 actions we do out there for cleanup are protective of
9 the folks who are doing the cleanup. And we're
10 awaiting approval on that. That's still winding
11 through the process. We still hope to get to the
12 field this fall to actually start the final clearance.

13 It has not stopped us from starting
14 the geophysical work on the eastern bypass. And if
15 you've not been out there and looked to see what we've
16 done in tract three -- that's the area in tract three.
17 You can see that we've pretty much denuded the area to
18 clear for the upcoming final clearance. And you know,
19 we've done the first one foot of clearance and now

20 we're looking below a foot with the geophysical, which
21 is the final clearance. So, hopefully, that will be
22 done before we attempt to transfer it in August --
23 excuse me, in June. We're going to complete -- we're

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

56

1 supposed to complete in June and then start looking at
2 the transfer for tract three in August or later, which
3 would get all the property into the hands of ALDOT for
4 purposes of construction by the end of next summer.

5 MR. GLYNN RYAN: Let me say, Ron
6 said if you hadn't been out there. Please, don't go
7 out there. We have that area closed because it's
8 dangerous. We don't want you out there.

9 MR. PETE CONROY: Which brings up a
10 great point: I think we all want to go out there.
11 And, of course, we want to go out there led by you all
12 so we can be safe. I would very much like to see
13 what's happening. I've had --

14 MR. GLYNN RYAN: That can be
15 arranged, but, please, do not go out there --

16 MR. PETE CONROY: Can we arrange
17 something actually today --

18 MR. GLYNN RYAN: Sure.

19 MR. PETE CONROY: -- and get a date,

20 because I've had calls? I mean, y'all have seen it.
21 We all said it was going to be awful, but it is just
22 incredible. And it's my understanding that 1.5
23 million cubic yards of earth is about ready to be

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

57

1 moved and they have -- I mean, it's just awful and --
2 from an environmental point of view.

3 It's what the community wanted and
4 -- but it just -- have you been out there, Barry?

5 DR. BARRY COX: No, I haven't.

6 MR. PETE CONROY: I think just as a
7 RAB we would owe it to this community to go as a field
8 trip or as a unit of some sort to go take a look.
9 And, Philip, I see you nodding your head in remorse.

10 MR. PHILIP STROUD: Come along with
11 you.

12 MR. PETE CONROY: Can we arrange a
13 trip like that?

14 MR. RON LEVY: Yeah, we can arrange
15 something, take you out and show you what's going on
16 on the ground out there, show you what we've cleared
17 to date. It's pretty -- when you look at it from a
18 clearance standpoint and notice that all the

19 vegetation is gone, it's pretty impressive. I mean --

20 MR. PETE CONROY: I'm going to
21 propose a date.

22 MR. GLYNN RYAN: Is there a better
23 afternoon?

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

58

1 MR. RON LEVY: I don't have my
2 calendar.

3 MR. GLYNN RYAN: I mean, I don't --
4 yeah, we'll have to get back and see what we can do
5 with some dates. I don't have anything here, either.

6 It would probably be best for us --
7 we can arrange for a bus --

8 MR. RON LEVY: What I was thinking
9 is a bus in conjunction maybe with the RAB meeting,
10 prior to the RAB meeting, and going out there Monday
11 afternoon. Is that a possibility?

12 MR. GLYNN RYAN: In September?
13 Well, we're going to meet at Weaver. And see and then
14 September, October, you can't get back in here
15 (inaudible).

16 DR. BARRY COX: But the odds are
17 there would probably only be six or eight or ten that
18 could come at any one time.

19 MR. PETE CONROY: Might not need a
20 bus, maybe nobody else wants to go. But this is not
21 something that's --

22 MR. RON LEVY: Can I see a show of
23 hands from the RAB members who would like to go out?

P.O. BOX 544
OHACHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES 59

1 MR. PETE CONROY: Just members right
2 now?

3 DR. BARRY COX: We're looking at at
4 least say a fifteen-passenger bus.

5 MS. WANDA CHAMPION: Enviroman?

6 MR. KEITH HOWLAND: Sure, I'd love
7 to go.

8 MR. RON LEVY: May be better that I
9 got back to the RAB and tried to lay on a date. If
10 you'll just bear with me and let me see if I can do
11 that during the week this week and come up with a
12 date, and if there is something that anybody has just
13 got excluded altogether or would prefer.

14 MR. PETE CONROY: What window in the
15 calendar are you looking at right now?

16 MR. RON LEVY: I'm not. I don't
17 even have my calendar in front of me, so I don't know

18 what to look at.

19 MS. SUZANNE MURDOCK: Be best to go
20 before October.

21 MR. RON LEVY: We already thought
22 that.

23 MR. PETE CONROY: Can I suggest --

 P.O. BOX 544
 OHATCHEE, AL 36271
 256-892-0591
 FAX 256-892-3001

 NOBLE & ASSOCIATES

60

1 MR. RON LEVY: If you'll suggest a
2 day, we'll look at it.

3 MR. PETE CONROY: 29, 30, or 31 of
4 this month.

5 DR. BARRY COX: I'll be out of town,
6 but that's fine.

7 MR. PHILIP STROUD: I've got to be
8 out -- I'd like to be out there with you.

9 MR. PETE CONROY: Well, let's look
10 at some other days.

11 MR. PHILIP STROUD: I'm just saying
12 this -- can do it this Friday.

13 DR. BARRY COX: This Friday?

14 MR. PHILIP STROUD: (Nods head.)

15 DR. BARRY COX: I can go Thursday
16 but not Friday.

17 MR. RON LEVY: This Friday is good.

18 I don't --

19 MS. SUZANNE MURDOCK: If they want
20 to see us doing the work -- I'm not sure we're working
21 on Friday. I think it's four days. We're not working
22 Fridays.

23 DR. BARRY COX: What about Thursday

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

61

1 then?

2 MS. SUZANNE MURDOCK: I don't know
3 if you want them to see us doing the geophysics or
4 not.

5 MR. RON LEVY: That's probably
6 something interesting, we could break into groups.

7 MS. SUZANNE MURDOCK: It would be
8 better to go Monday through Thursday.

9 MR. JERRY ELSER: Monday, Tuesday.

10 DR. BARRY COX: I'm free up through
11 -- well, up through Thursday, I guess, of this week.

12 MR. RON LEVY: What's the 29th,
13 Pete? What day is that? Is that a Monday?

14 MAYOR KIMBROUGH: Wednesday.

15 MR. PETE CONROY: That would work

16 for me.

17 MAYOR KIMBROUGH: That would work

18 for me.

19 MR. RON LEVY: That's next

20 Wednesday.

21 MR. PHILIP STROUD: I can't --

22 MR. ELLIS POPE: Ron, you can't.

23 You'll be in an all-day meeting that day.

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

62

1 MR. RON LEVY: That's right.

2 DR. BARRY COX: What about the 30th

3 then?

4 MR. PETE CONROY: Calendars are

5 messy, but I think this is important. And I

6 appreciate -- to work -- muddle through this.

7 MR. PHILIP STROUD: Well, I would

8 say this Thursday. Is that what you're saying?

9 MR. ELLIS POPE: We got BCT meeting

10 this Thursday.

11 MS. SUZANNE MURDOCK: But not in the

12 afternoon.

13 MR. PHILIP STROUD: Can we break

14 away?

15 DR. BARRY COX: You can take us out

16 --

17 MR. RON LEVY: The best thing to do

18 is during the day. How about the 30th, which is --

19 MS. SUZANNE MURDOCK: (Inaudible.)

20 MR. PETE CONROY: How about the 4th

21 of September?

22 MR. DOYLE BRITTAIN: Monday is Labor

23 Day.

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

63

1 MR. PETE CONROY: That's why I

2 suggested the 4th.

3 MR. DOYLE BRITTAIN: Tuesday.

4 MR. RON LEVY: People just coming

5 back from leave or -- I'm still on leave. Foster

6 Wheeler going to be out there?

7 MS. SUZANNE MURDOCK: What's the

8 work schedule for Labor Day?

9 MR. STEVE MILLER: Steve wants to

10 start back the 4th.

11 MS. SUZANNE MURDOCK: They'll

12 probably work Tuesday through Friday that week then.

13 MR. STEVE MILLER: Tuesday through

14 Thursday.

15 MR. DAN COPELAND: Tuesday through
16 Thursday.

17 MR. RON LEVY: Do you want to shoot
18 for the 4th? 4th of September, we'll try to arrange
19 something. Best time during the day?

20 MS. SUZANNE MURDOCK: Let me ask --

21 MR. STEVE MILLER: Any time. We'll
22 arrange our schedule.

23 MR. PHILIP STROUD: The 4th?

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

64

1 MR. RON LEVY: What's -- in terms of
2 the time during the day? Get some input from the --

3 MR. PETE CONROY: Whatever works.

4 MR. RON LEVY: With some folks work
5 schedule is tough. 2:00 p.m.?

6 DR. BARRY COX: What's the work
7 schedule?

8 MS. SUZANNE MURDOCK: What time they
9 quit.

10 MR. RON LEVY: 1:00 p.m.

11 MR. STEVE MILLER: 6:00 in the
12 morning through 4:30.

13 MR. RON LEVY: 1:00, 2:00, what do
14 you think?

15 MS. SUZANNE MURDOCK: Say, they
16 start tearing down, you know, I'd say 1:00 probably
17 better.

18 MR. PETE CONROY: Yeah.

19 DR. BARRY COX: So, we shooting for
20 the 4th at 1:00 o'clock?

21 MR. RON LEVY: 4 September.

22 DR. BARRY COX: How many people can
23 you take, Ron?

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

65

1 MR. RON LEVY: We got a forty-nine
2 passenger bus back there?

3 MR. GLYNN RYAN: Yeah, we got a
4 fifteen passenger --

5 MR. CRAIG BRANCHFIELD: If you'll
6 like just send out an E-mail, Ron, so that those of us
7 who don't have our schedules in front of us can check
8 and let you know our availabilty that day?

9 MR. RON LEVY: Yeah, we can do that
10 or a note.

11 DR. BARRY COX: Could we then
12 accomodate some non-RAB members on this trip?

13 MR. RON LEVY: Depends on how many
14 -- if I've got fifteen passengers, we can get a van,
15 too, I guess we can borrow one driver.
16 MR. GLYNN RYAN: (Inaudible)
17 drivers.
18 MR. RON LEVY: Yeah, I guess my
19 staff would do that. Can't drive the bus, though.
20 MR. GLYNN RYAN: That's why you got
21 a fifteen-passenger van.
22 MS. SUZANNE MURDOCK: Depending on
23 what they're going to do, we may have to have a safety

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

66

1 briefing --
2 MR. GLYNN RYAN: Yeah, you're going
3 to have to have safety folks involved and everybody
4 else. We have to lay this out --
5 MS. SUZANNE MURDOCK: A briefing.
6 MR. GLYNN RYAN: We are going to
7 have to go back -- we'll schedule one for this date
8 and try to -- we'll send it out and see how many we've
9 got. And then if we need to go back again, we'll go
10 back again. We can do it more than once, but --
11 MR. RON LEVY: So, I need to get

12 back with everybody. We're shooting for the 4th of
13 September at 1:00 o'clock.

14 MR. PETE CONROY: Thank you.

15 DR. BARRY COX: Appreciate it.

16 MR. SCOTT BECKETT: Can you just
17 send us out an E-mail on that?

18 MR. RON LEVY: Yeah, we can do that
19 or we can try to call you or send a mailing or
20 something like that. Whatever way we can get in
21 contact with you, we'll try to get in contact with
22 you.

23 DR. BARRY COX: And what if

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

67

1 somebody is not a RAB member that would like to go,
2 what would you suggest, we get a list that they could
3 call --

4 MR. RON LEVY: If they will submit
5 their names -- in fact, if you'll just submit your
6 name to Diane here, let us know, we'll see if we can't
7 arrange the -- either if we can't fit you on that
8 date, depending on how many RAB members go, or come up
9 with another time period.

10 The only other thing was that the
11 Fish and Wildlife postponed their controlled burn and

12 do not know when it will occur next. They're still in
13 the planning process. So, that's all I had.

14 DR. BARRY COX: Appreciate it. Any
15 comments before we turn it over to the audience
16 comments? Pete?

17 MR. PETE CONROY: For the meeting?

18 DR. BARRY COX: For new business?
19 Any other new business? Joan, do you have anything
20 for us?

21 MS. JOAN McKINNEY: No.

22 DR. BARRY COX: As far as
23 membership, where are we on that, as far as the --

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

68

1 MS. JOAN McKINNEY: I believe by the
2 next meeting we'll have one vacancy.

3 DR. BARRY COX: So, if anybody is
4 interested, we have one vacancy --

5 MS. JOAN McKINNEY: Right.

6 DR. BARRY COX: -- that should be
7 the next meeting.

8 MS. JOAN McKINNEY: Right, we should
9 have that. We sent a letter out. We have not gotten
10 any response, but they're still within the time frame

11 to get back to us. I don't think they're going to --
12 Mr. Turecek, I think --

13 MR. RON LEVY: You might want to
14 mention that if you need an application, Joan can get
15 you an application to fill out.

16 MR. PETE CONROY: I got a question
17 about landfill three.

18 DR. BARRY COX: Okay, a question on
19 --

20 MR. PETE CONROY: Is it appropriate?

21 DR. BARRY COX: Sure.

22 MR. PETE CONROY: I'm just wondering
23 what we expect at this stage the final disposition of

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

69

1 landfill number three will be? And are we expecting
2 total cleanup or are we talking about clearing and
3 capping? Is there any chance of a clear and cap?

4 MR. RON LEVY: The landfill EE/CA,
5 which is still in the process and have not had a
6 chance to review it with the BCT, we are moving
7 towards, at least from an Army standpoint, we are
8 moving towards cap on that landfill. But again,
9 that's -- you know, that -- we haven't concluded
10 anything, yet.

11 MR. PETE CONROY: That's a good
12 answer. And then I know that -- wasn't the original
13 EE/CA expected in April?
14 MR. RON LEVY: Yeah.
15 MR. PETE CONROY: So --
16 MR. RON LEVY: It had slipped, the
17 field time, comments coming in from outside agencies
18 -- or from Army agencies, so -- and we're just now --
19 we plan on discussing it during this next BCT meeting.
20 That along with all the fill areas are in the same
21 EE/CA --
22 MR. PETE CONROY: That's one
23 landfill EE/CA, right?

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

70

1 MR. RON LEVY: Yeah. And it
2 consists of addressing all the landfills and fill
3 areas that we identified in our environmental baseline
4 survey.
5 MR. PETE CONROY: If you were a
6 gambling man, could you give it a guess, in terms of
7 when that EE/CA would be ready?
8 MR. RON LEVY: Lisa --
9 MR. PETE CONROY: Or a gambling

10 woman?

11 MS. LISA KINGSBURY: Ellis?

12 MR. ELLIS POPE: We're going to have
13 an onboard review with the BRAC cleanup team next week
14 on the 29th and 30th. We will sit down with them.
15 They should have it -- a copy of it this week and
16 we'll have an onboard review with them next week.

17 MR. PETE CONROY: The year 2001?

18 MR. ELLIS POPE: Yeah.

19 MR. RON LEVY: Some time this fall
20 we should hope to get it out for -- on an action
21 memorandum and open to the public for review.

22 So, in the meeting before that, we
23 can show the RAB what's going on, in terms of the fill

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

71

1 area EE/CA, itself. But we really need to get it
2 through the regulatory standpoint. I have no idea
3 what ADEM or EPA's position is going to be at this
4 point. I know you guys just got it in your hands to
5 start reviewing, so --

6 MS. LISA KINGSBURY: It just arrived
7 today.

8 MR. RON LEVY: There is some good
9 news in there, because a lot of the sites we just did

10 not find anything, other than the fact that there's
11 fill material in there. There was no contamination to
12 ground water. And we didn't really see anything in
13 terms of soil or sediment. So, I mean, a lot of the
14 sites just are not really going to be a problem.

15 MR. PETE CONROY: That's good.

16 MR. RON LEVY: And again, I -- we
17 really need to get it through our regulators to see
18 what they're going to say, what kind of guidance they
19 want to give us.

20 DR. BARRY COX: Anybody else have
21 any issues to bring up for new business?

22 At this time, we will now turn it
23 over to the audience comments.

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

72

1 MS. WANDA CHAMPION: I got one

2 DR. BARRY COX: Okay.

3 MS. WANDA CHAMPION: As I was
4 driving in, I noticed there was some new signs said
5 McClellan. So, is Fort McClellan going to be
6 considered -- or to be called McClellan from now on,
7 instead of Fort McClellan?

8 MR. RON LEVY: Those signs were put

9 up by the JPA on property that's already been
10 transferred. And they are calling that property
11 McClellan -- or part of their -- that has nothing to
12 do with the property that's still being retained by
13 the Army.

14 DR. BARRY COX: Is the name still
15 officially Fort McClellan?

16 MR. RON LEVY: Well, yeah. And the
17 National Guard still calls their piece Fort McClellan,
18 Alabama Army National Guard Training Center, which
19 includes their enclave on main post and out on Pelham
20 Range.

21 MR. JOE DOYLE: Keeping in mind that
22 the main cantonment area now falls within the city
23 limits of Anniston.

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

73

1 DR. BARRY COX: So therefore, it may
2 correctly be called Anniston, as opposed to
3 Fort McClellan, is that --

4 MR. GARY HARVEY: Well, the deed
5 owner can call it what he wants. You know, Kenny was
6 over the former Fort McClellan.

7 MAYOR KIMBROUGH: It is no longer
8 the Fort in Anniston city limits now?

9 MR. JOE DOYLE: If you take --
10 MAYOR KIMBROUGH: Besides the
11 (inaudible)?
12 MR. JOE DOYLE: Actually, that's a
13 pretty good -- if you take the right hand boundary of
14 the Alpha and the Bravo area --
15 MAYOR KIMBROUGH: Right.
16 MR. JOE DOYLE: -- and just draw it
17 straight down, everything to the west of that is
18 pretty much within the city of Anniston's limits, now.
19 DR. BARRY COX: So, if you remove
20 the wildlife area, then it's essentially all in --
21 MR. JOE DOYLE: That's correct, yes.
22 And then I think that was the reason, as I recall, why
23 it was drawn where it was, for that reason, keeping

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

74

1 the wildlife area out of the city limits.
2 MS. WANDA CHAMPION: And the other
3 question that I have is as to the size of the meeting
4 tonight, do you see or feel that as the eastern bypass
5 continues to progress and new businesses are put in
6 operation and the public begins to come to these new
7 businesses, that more participation could be

8 anticipated at future RAB meetings, thus needing a
9 larger meeting quarters and as I feel that more
10 interest is going to grow as the property owners come
11 into place and the public starts coming back out to
12 Fort McClellan?

13 DR. BARRY COX: That's an
14 interesting point. The question is: How many people,
15 Glynn, would you assume that we could accommodate in
16 this room?

17 MR. PETE CONROY: Three more.

18 DR. BARRY COX: Three more.

19 DR. BARRY COX: Two or three more?

20 MR. GLYNN RYAN: Yeah, we've got
21 capability of five or ten.

22 MR. RON LEVY: Start kicking the
23 Corps and the Army guys out.

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

75

1 MS. LISA KINGSBURY: Yeah, we can
2 leave.

3 MR. GLYNN RYAN: We can always go to
4 a different meeting --

5 DR. BARRY COX: So, if we had more
6 than we could accommodate here, there is other --

7 MR. GLYNN RYAN: Sure.

8 DR. BARRY COX: -- close-by building
9 we could go to?
10 MR. PETE CONROY: You're probably
11 right, the day is coming.
12 MR. RON LEVY: We have a bigger
13 place that we can go to, it's --
14 MR. GLYNN RYAN: Lotty (phonetic)
15 Hall?
16 MR. RON LEVY: Yeah, Lotty Hall can
17 hold more people, so if we find that it's getting
18 bigger, we can move to Lotty Hall. It's a little bit
19 more remote to get to but bigger. We retained it.
20 MR. KEITH HOWLAND: I guess one of
21 the things that I wanted to offer as a part of what I
22 can do in terms of involvement is to communicate,
23 help communicate to the public, possibly, some of

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

76

1 these very complex issues. And I've become more and
2 more involved in environmental issues in our region
3 here and I know the community is starting to consider
4 me at least a partial spokesman for some of them on
5 these issues. And I've been surprised at what I've
6 seen at, for instance, the Depot, how close to some of

7 the EPA standards they're getting to, in terms of
8 cleanup out there.

9 But for instance the EPA also
10 changes those standards. And there has been some
11 recent controversy over like arsenic and TCEs, which,
12 you know, new studies have been performed and suddenly
13 these cleanups that we've been projecting the target
14 changes and the -- what I'm interested in is, you
15 know, where are those gray areas over on this side of
16 the mountain, because they're certainly many of them
17 at the Depot and I just thought possibly there were
18 several that were maybe not as obvious, but were
19 borderline areas that may come into newly defined
20 areas of toxicity by the EPA in the future.

21 Is that a relevant question?

22 DR. BARRY COX: Sure. Doyle, would
23 you like to take a crack at that?

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

77

1 MR. DOYLE BRITTAIN: I'm not quite
2 sure I understand the question.

3 MR. KEITH HOWLAND: Are there some
4 areas that are considered safe now that may, in the
5 future, not be considered safe because they're so
6 close to the EPA guidelines for what it now considered

7 safe? Is it possible that some of these areas could
8 in the future cross that line by policy decisions by
9 the EPA?

10 MR. DOYLE BRITTAIN: Our decisions
11 are made based on the best available information at
12 any particular point in time. We have Ph.D.
13 toxicologists who, that's all they do, is study the
14 effects of contamination on human health and on plants
15 and animals and fish and all forms of life. And at
16 any given point in time, we make the best decision we
17 can, based on the best information that is available
18 at that point in time. But are we going to have some
19 new information a year from now that's going to say
20 that really we were too strict, we didn't really need
21 to regulate that much and we could relax it? I don't
22 know. Or on the other hand, are we going to make a --
23 find new information a year from now that really we

P.O. BOX 544
OHACHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

78

1 need to go back and do some additional protection? I
2 don't know that, either.

3 You mentioned arsenic, which is an
4 interesting substance because it's naturally occurring
5 in a lot of rock. And if we're not careful, what we

6 wind up doing is cleaning up something that God put
7 here. And we're not in the business of doing that.
8 What we are in the business of doing is cleaning up
9 what the Army put here.

10 The Army is responsible for all of
11 the contamination that they have released into the
12 environment. That's by regulation, that's by statute,
13 that's by executive order. But there are places where
14 there is naturally occurring arsenic that is above
15 what EPA calls an acceptable risk-based level. But we
16 can't make the facility go back and clean it up. I
17 mean, there would be nothing there when we got
18 through. It's not reasonable.

19 You go to some places like Denver,
20 Colorado, where the radiation, the naturally occurring
21 radiation from the sun is above what EPA might call an
22 acceptable risk-based level. So, what do we do, make
23 everybody move out of Denver, Colorado and put a fence

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

79

1 around it?

2 You know, we have to try to reach
3 some kind of trade-off on this. And we got to do the
4 best we can with the best available information that

5 we have. And we'll make the public aware of it. And,
6 you know, I think Ron said this two or three times,
7 that after we do our investigation, once it comes time
8 for some kind of cleanup strategy to be used, that
9 there will be a public meeting and we will invite the
10 public to come and we'll present what our cleanup
11 alternative is that we're proposing and you'll have
12 the opportunity to speak to that. And certainly,
13 we'll take your comments into consideration before the
14 final decision is made.

15 That's the best answer I can give
16 you for that.

17 MR. KEITH HOWLAND: I appreciate
18 that answer. However, is there a TCE issue here? Are
19 there industrial solvents an issue on this facility?

20 MR. DOYLE BRITTAIN: We're
21 investigating various things here. Do we have any
22 screaming emergencies as far as TCE? No. Did we run
23 a painting operation where somebody spilled a little

P.O. BOX 544
OHACHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

80

1 TCE? Probably.

2 And we're in the process of doing those
3 kinds of investigations. You know, we're not through,
4 but I have not seen any screaming emergencies here at

5 Fort McClellan.

6 MR. PETE CONROY: Keith, I don't
7 know if you were offering this, but it sounded like
8 you might have been heading in that direction. Keith
9 has a television show. And if you haven't already --
10 he looks a little nutsy in his Enviroman outfit, I
11 think. But despite that, I think it's a very
12 reasonable way and a good way to get a message out.
13 And if you haven't already invited members of the BCT
14 to your television show, I hope you'd do that and give
15 these folks a chance to talk about what's going on
16 relative to cleanup.

17 MR. KEITH HOWLAND: I certainly
18 meant to invite you to do that. But that's the kind
19 of -- I think the unknown is what the public fears.
20 And there is so much information here that it's hard
21 for it to be put into terms that everybody
22 understands. And we are talking about a lot of people
23 that have no understanding of this whatsoever. So,

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

81

1 these questions I am asking are what we fear, that
2 there's -- you know, that there's damage here that
3 will interfere with us just like Monsanto and other

4 drinking water issues, ground water issues at the
5 Depot. So, we would like to find that there is
6 nothing that we need to be worried about like that.

7 MR. DOYLE BRITTAIN: One of the
8 things that happened, the Secretary of Defense, when
9 the first round of base closures started was that he
10 came out with a policy and he says, for all DoD
11 facilities, I don't care whether it's Army, Air Force,
12 Navy, Marines, it doesn't make any difference, we're
13 going to be good neighbors in the investigation, the
14 cleanup, and our departure from the base, just like we
15 were good neighbors while we were there at the base.
16 And he set up a program so that instead of doing
17 business the old way of the Army sending a document to
18 EPA and the State and us taking our good time about
19 reviewing it and sending comments back and them take
20 their good time about revising the document, sending
21 it back to us. You know, it may take a year, it may
22 take two years to ever get a document approved.
23 Secretary Perry says, we're not going to do business

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

82

1 that way. I want EPA sitting at the table. I want
2 the State sitting at the table. I want the facility
3 sitting at the table. They will make decisions then

4 and there. We're going to cut through all of this
5 wasted time, this shuffling of paper, and we're going
6 to speed this process up. And that's where the BRAC
7 cleanup team, the BCT came into existence. And over
8 the next two or three days, we will do probably the
9 amount of work that we would normally do in two or
10 three years, the old way of doing business. So,
11 that's the reason that I say I feel good about this
12 chart right here. And if I wrote an article for the
13 Anniston Star, I would put this in the Anniston Star
14 and say --

15 MS. ELIZABETH BLUEMINK: I'm not the
16 JPA reporter.

17 MR. DOYLE BRITTAIN: But the point
18 being -- the point being that EPA is here. We see
19 everything, we hear everything, firsthand. Same way
20 with the study, we're involved in the fact finding.

21 We influence the decisions that are made. We see the
22 data at the same time the Army does. And, you know,
23 we don't work for the same people until you get up to

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

83

1 the President.

2 So, I don't have any problems
3 disagreeing with the State, I don't have any problems
4 disagreeing with the Army. But basically, we all work
5 together to come up with the very best decision that
6 we can to do the environmental investigation and
7 cleanup the quickest, the cheapest way, that's going
8 to be protective of human health and the environment.

9 DR. BARRY COX: Doyle, if either you
10 or the State disagree, is that a deal killer as far as
11 when the three of you are across the --

12 MR. DOYLE BRITTAIN: Yeah, if those
13 doors lock, nobody leaves until we have an agreement.

14 MR. PHILIP STROUD: There have been
15 many times when we agree that we're disagreeing and we
16 can step back and evolve it again.

17 MR. RON LEVY: An example of that
18 would be, you know, we've sampled the site, and based
19 on our sampling, you know, we want to conclude that
20 the site is clean, and the State and EPA come back and
21 say, no, you don't have enough samples and/or you
22 haven't -- you haven't taken the right media and we
23 want you to go back and take more samples before we

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

84

1 can conclude the same thing. So, for our NFAs, they

2 go through that kind of scrutiny.

3 MR. DOYLE BRITTAIN: There are no

4 unilateral decisions. Our decisions are back in

5 census. And we don't leave until we reach agreement.

6 MR. RON LEVY: Or we don't --

7 DR. BARRY COX: Or that you agree to

8 disagree and then go forward -- and then have to make

9 more --

10 MR. DOYLE BRITTAIN: Well,

11 eventually, even when you agree to disagree, you've

12 got to come to an agreement because you've got to do

13 something as far as investigation and cleanup.

14 MR. RON LEVY: Either it will

15 result in more work or we'll stop --

16 DR. BARRY COX: That's what I meant,

17 it may result in not a final decision, but more work

18 that has to be done.

19 MR. JIM WAGNER: I don't have a

20 question because I don't really know what's going on,

21 other than what I've heard here. But I do have a

22 comment to make. And my wife and I have moved from

23 North Carolina to Anniston about eighteen months ago.

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

1 And we used to stop here on the way back to
2 North Carolina and play golf and we really loved the
3 town, we really did. But had we known what was going
4 on in Anniston, I don't think we would have stopped
5 here at that time. And that would have been a mistake
6 because we really like Anniston.

7 But we have heard so much negative
8 comment on the Anniston area, all of your oil spills
9 or whatever it is that's going on, Monsanto, and we
10 really felt bad about it. We weren't frightened of
11 being here, but we were concerned about being here.

12 But I really appreciate the meeting
13 that we came to tonight, because I feel a lot better
14 about what's going on. At least we know that there
15 are concerned citizens that are doing something about
16 it and agencies that are following up.

17 MR. DOYLE BRITTAIN: What part of
18 North Carolina did you come from?

19 MR. JIM WAGNER: Fort Bragg.

20 MR. GARY HARVEY: Airborne.

21 MR. JIM WAGNER: All the way.

22 MR. DOYLE BRITTAIN: See, I work the
23 eight Southeastern United States. And right now I

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

1 have primary responsibility for Homestead Air Force
2 Base, primary responsibility for Myrtle Beach Air
3 Force Base, right here, but I've travelled all of the
4 states, I've worked them for the last thirty something
5 years, and I'm familiar with what the environmental
6 condition is in all of the eight states. And I think
7 that if you step back and look at the facts yourself,

8 you're going to find that Anniston is a fairly clean
9 environmental place. I would not say that Anniston is
10 as dirty as a lot of places that I can think of. And,
11 you know, you're going to have environmental problems
12 wherever you've got people.

13 DR. MARY HARRINGTON: Right.

14 MR. DOYLE BRITTAIN: They just --
15 the old way of doing business was, when you got
16 through with something, you'd throw it away. It goes
17 to the city dump, it goes out the back door or
18 whatever. Anniston didn't do anything different than

19 Fort Bragg, Fort Ord, you name any other military
20 base. And I can name a lot of private facilities
21 that, you know, did business the same way. I would
22 feel very comfortable retiring in Fort McClellan or --
23 Fort McClellan, yeah, or Anniston, either one. It's a

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

1 beautiful place. You know, you got all kinds of
2 natural wildlife here, the scenery. And I love coming
3 over here just simply because of the natural beauty of
4 the area.

5 Environmentally, I'm not concerned
6 because, you know, if I felt like that there was a
7 problem, a risk to human health or the environment, I
8 could either deal with it, myself, or I could pick up
9 the phone and I could have someone in here tomorrow
10 who would. The fact that you hear people working on
11 it, that's good news.

12 But I wouldn't listen too much to
13 the people who are bad mouthing, they probably have an
14 agenda.

15 MR. JIM WAGNER: Well, negative
16 reports always make you a little --

17 MR. DOYLE BRITTAIN: That's right.

18 MR. JIM WAGNER: -- leery about the
19 --

20 MR. DOYLE BRITTAIN: That's right,
21 just find out what their agenda is. But Anniston is a
22 clean environmental place. They've got a few places
23 that EPA is working with them on, the State's working

1 with them on, and the private sector -- and I don't
2 want to call any company names -- and then the federal
3 sector, you know, across the board, but that's the
4 reason you've got an EPA, that's the reason you got an
5 ADEM. Feel good about being here.

6 MR. JIM WAGNER: Oh, we do. Oh, we
7 really like it. I mean, we are acquainted with some
8 of your board members at our church and, you know, we
9 couldn't have met a group of more lovable people than
10 in Anniston. And we like it here.

11 MAYOR KIMBROUGH: We'd like to
12 invite you -- Weaver is very clean, too.

13 MR. JIM WAGNER: Well, we're looking
14 for a new house.

15 MAYOR KIMBROUGH: There's one right
16 down from me.

17 DR. BARRY COX: And you got good
18 water, too, right?

19 MAYOR KIMBROUGH: Yeah, we --

20 MR. CHARLIE PARIS: What about the
21 cemeteries out here?

22 DR. BARRY COX: Sir?

23 MR. CHARLIE PARIS: Who is going to

1 maintain them and --

2 MR. GLYNN RYAN: Army, the Army is
3 going to maintain the post cemetery and the POW
4 cemetery.

5 MR. CHARLIE PARIS: I got one more
6 question. This has been Fort McClellan for years and
7 years. Why not just keep it Fort McClellan instead of
8 changing its name --

9 DR. BARRY COX: Unfortunately, the
10 people that should hear that are not here --

11 MR. CHARLIE PARIS: -- in honor of
12 the --

13 DR. BARRY COX: -- tonight.

14 MR. GLYNN RYAN: JPA's phone number
15 is 236- (inaudible). They're the responsible party
16 for that.

17 MR. PETE CONROY: Follow up on that.

18 MR. CHARLIE PARIS: In honor of the
19 people that took their training here and died -- that
20 left here and were part of the wars.

21 MR. RON LEVY: But I want to point
22 out to you that there is a Fort McClellan still here.
23 The Fort McClellan Alabama Army National Guard

1 Training Center is still here and they go by the name
2 of Fort McClellan.

3 MR. CHARLIE PARIS: I'm talking
4 about the whole --

5 MR. RON LEVY: Well, those pieces
6 won't belong to them, but there is a presence that --

7 DR. BARRY COX: And, of course,
8 McClellan may confuse it with McClellan Air Force
9 Base, too, that's another -- anybody else have a
10 question? We appreciate all the comments. Anybody
11 else?

12 MS. ELLEN PARIS: Will the National
13 Guard always have a home here?

14 DR. BARRY COX: I don't know whether
15 to use the word always, but as far as we know, they
16 will.

17 MR. BOB DAFFRON: I hope so.

18 MS. ELLEN PARIS: Will they still
19 use Pelham Range?

20 MR. RON LEVY: They control about
21 three hundred acres that is left on main post, which
22 you saw that Gary produced, and all of Pelham Range.
23 So, for the most part, all their quarters, billeting

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

91

1 operations is here, and then all the training that
2 goes on out at Pelham Range. So, they come in and
3 they sleep and eat here and then they require some
4 space and then they move out to Pelham Range for their
5 actual training.

6 DR. BARRY COX: Anybody else? Do I
7 hear a motion for an adjournment?

8 MR. PETE CONROY: So moved.

9 DR. BARRY COX: Second?

10 MR. JERRY ELSER: Second.

11 DR. BARRY COX: All in favor?

12 Appreciate everybody coming out.

13 (WHEREUPON, the meeting was adjourned.)

14

15

16

17

18

19

20

21

22

23

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

92

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 to the

12 best of my ability.

13 I FURTHER CERTIFY this proceeding

14 was taken at the time and place and was concluded

15 without adjournment.

16

17

18

19

20

21

22

23

P.O. BOX 544
OHACHEE, AL 36271
256-892-0591
FAX 256-892-3001

NOBLE & ASSOCIATES

93

1 IN WITNESS WHEREOF, I have hereunto
2 set my hand and affixed my seal at Anniston, Alabama,
3 on this the 28th of August, 2001.

4

5

6

7

8

9 SAMANTHA E. NOBLE

10 Notary Public in and for

11 Alabama at Large

12

13

14 MY COMMISSION EXPIRES: 11-14-2001.

15

16

17

18

19

20

21

22

P.O. BOX 544
OHATCHEE, AL 36271
256-892-0591
FAX 256-892-3001