

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 21st day  
of May, 2001, commencing at approximately 6:30 p.m.

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

CAPTION SHEET . . . . .	1
REPORTER'S INDEX . . . . .	2
RESTORATION ADVISORY BOARD . . . .	3-49
CERTIFICATE . . . . .	50-51

1 DR. BARRY COX: We ready to get  
2 started? Mr. Ryan is here. Mr. Hood? Mr. Beckett?  
3 Mr. Branchfield?  
4 MR. CRAIG BRANCHFIELD: Here.  
5 DR. BARRY COX: Mr. Buford?  
6 MR. JAMES BUFORD: Here.  
7 DR. BARRY COX: Mr. Clendenin?  
8 Mr. Conroy?  
9 MR. PETE CONROY: Here.  
10 DR. BARRY COX: Mr. Cunningham?  
11 MR. DON CUNNINGHAM: Here.  
12 DR. BARRY COX: Mr. Elser?  
13 MR. JERRY ELSER: Here.  
14 DR. BARRY COX: Ms. Fathke?  
15 MS. DONNA FATHKE: Here.  
16 DR. BARRY COX: Mr. Franklin?  
17 MR. FRANKLIN: Here.  
18 DR. BARRY COX: Dr. Harrington?  
19 Mr. Hopper? Mayor Kimbrough? Mr. Thomassy?  
20 MR. FERN THOMASSY: Here.  
21 DR. BARRY COX: Mr. Turecek?  
22 Mr. Levy?  
23 MR. RON LEVY: Here.

1 DR. BARRY COX: Mr. Brittain?

2 MR. DOYLE BRITTAIN: Here.

3 DR. BARRY COX: Mr. Stroud?

4 MR. PHILIP STROUD: Here.

5 DR. BARRY COX: Mr. Golden?

6 MR. SHANNON GOLDEN: Here.

7 DR. BARRY COX: Appreciate that.

8 Everybody had a chance to look at the minutes from the  
9 previous meeting? Any additions or corrections to the  
10 minutes? Do I hear a motion for the approval of the  
11 minutes?

12 MR. DON CUNNINGHAM: So moved.

13 DR. BARRY COX: Do we have a  
14 second?

15 MR. FERN THOMASSY: Here.

16 DR. BARRY COX: All in favor?

17 Minutes passed.

18 As far as our guests, if we could,  
19 let's start around the side of the room, on the other  
20 side of Shannon, and go --

21 MR. FRANCES (inaudible): I'm  
22 Frances (inaudible) with the Corps of Engineers.

23 MR. ELLIS POPE: Ellis Pope with

1 the Corps of Engineers.

2 MR. JOSH JENKINS: Josh Jenkins  
3 with IT Corporation.

4 MS. JOAN McKINNEY: Joan McKinney  
5 with the RAB.

6 MR. MIKE WERGIN: My name is  
7 Mike Wergin. I'm just visiting.

8 MR. BOB DAFFON: Bob Daffron,  
9 National Guard Training Center.

10 MR. BILL SHANKS: Bill Shanks,  
11 Transition Force Environmental Office.

12 MS. LISA KINGSBURY: Lisa  
13 Kingsbury, Transition Force Environmental Office.

14 DIANE WILKINSON: Diane Wilkinson  
15 with the RAB.

16 DR. BARRY COX: Appreciate  
17 everybody coming by. Mr. Levy, do we have any old  
18 business there?

19 MR. RON LEVY: No, not that we're  
20 -- not that I'm showing.

21 DR. BARRY COX: Into the new  
22 business then. The status of landfill number three.

23 MR. RON LEVY: Yeah, let me

1 introduce to you Josh Jenkins from IT Corporation.  
2 Josh, back in, I think, the January RAB, also did a  
3 lay-down for our sampling for landfill -- off-site  
4 sampling for landfill three. It was a concern for the  
5 RAB. I know it was a concern for Mayor Kimbrough.  
6 And we proposed what we were going to do. And Josh is  
7 going to update you in terms of where we're at in the  
8 sampling piece. So, Josh.

9 MR. JOSH JENKINS: Okay, thanks,  
10 Ron. Just to give everyone a brief overview, landfill  
11 number three is located on the northwest corner of the  
12 main post and it's bordered to the west by State Route  
13 21. This slide shows you where the site is located.

14 The flow direction up there is  
15 surface water flow. We've got surface water flow  
16 going in kind of a westerly direction up there.

17 Now, as part of our work efforts,  
18 we have sampled five wells. Two of those wells are

19 municipal wells, City of Weaver wells, and three of  
20 those wells, proposed wells, are domestic wells.

21 The City of Weaver wells were  
22 sampled May 15th. And one well owned by a  
23 Mr. Medders, just across the highway, Highway 21, was



1 sampled on May 16th. Two other wells -- and this  
2 shows the location -- two other wells we have proposed  
3 to sample, are not yet being sampled.

4 The red wells are the wells that we  
5 have sampled. The two blue wells, S-14 and S-5, are  
6 wells that were proposed originally be sampled.

7 S-14 well, we found that during the  
8 initial investigative effort to have some foreign  
9 material in it, and therefore we thought it would not  
10 be a good idea to sample that well. Wouldn't be  
11 representative of the ground water formation.

12 S-5, we have yet to receive access  
13 to that particular location. But we are still in the  
14 process of trying to get access to that well.

15 These wells were sampled to see if  
16 there was any contaminants associated or familiar with  
17 landfill number three, have reached those wells. And  
18 we have received the analytical results. No compounds  
19 linked with landfill three have been detected in  
20 either of the Weaver wells. And the Medders' well,  
21 which was the closest of the two wells, you can see  
22 almost adjacent to the landfill to the northwest,  
23 there was no compounds linked to landfill three



1 detected in that well, either.

2 Now, one of the things that we were  
3 looking for -- one of the reasons why we were looking  
4 off-site to the west is because the ground water flow  
5 at the landfill may indicate a westerly flow. But  
6 based on our geology investigation I presented back in  
7 January, we found that the structure and the bedrock,  
8 where the bedrock lies and ground water flow, perhaps  
9 contaminant flow, may actually be going back to the  
10 landfill. So, we wanted to look off-site to the west  
11 to see if there was any potential movement over there.

12 MR. RON LEVY: Josh, you might need  
13 to go up there and point to --

14 MR. JOSH JENKINS: Here is our  
15 landfill. And we have some faults, we have some  
16 bedding that are oriented from northwest to southeast.  
17 So, things that may be migrating this way, if it could  
18 get down into this rock unit, they may actually be  
19 moving back towards the southwest or -- excuse me,  
20 southeast, back underneath the landfill. That's what  
21 we think may be happening out there.

22 So, we did sample those wells out  
23 there. We found that there were no contaminants in

1 the three wells that we have sampled.

2 And in addition to those -- to that  
3 sampling effort, we have -- we have, in our work  
4 effort, proposed to install nine monitoring wells to  
5 the west of the landfill. One well is on-post and  
6 eight are off-post.

7 We have started wells on  
8 Blarney Drive within the City of Weaver. Those  
9 started May 2nd. We project to complete both wells on  
10 or before June 1st, 2001.

11 Now, we have four wells that we're  
12 proposing to install in the median in Highway 21. The  
13 projected start date is June 4th, 2001 and the  
14 completion we're looking at on or before July 12th.  
15 This is just a map showing the locations of the wells  
16 that we proposed and the wells we're working on. The  
17 wells in blue are proposed wells. These are the wells  
18 that we're currently working on. We have some  
19 drilling equipment up there. We're installing these  
20 wells. We've actually collected some soil samples and  
21 some bedrock samples. We're in the process of  
22 installing these wells.

23 Once we're done there, we're

1 looking to getting onto the median here, Highway 21,  
2 we have four wells here.

3 We also have two wells we're going  
4 to be installing on the (inaudible) property. And  
5 then the last well is going to be adjacent to a well  
6 that is actually on the post, but it is west of  
7 landfill number three.

8 And that's pretty much it.

9 DR. BARRY COX: Questions, ladies  
10 and gentlemen?

11 MR. RON LEVY: The point to be made  
12 is that we really are attempting to move forward on  
13 doing the sampling we had told you about, based on our  
14 plan, a plan that had been through both EPA and the  
15 State's review. In that -- although we've had some  
16 difficulties gaining access, we're starting to see  
17 access now become available to us. And the wells are  
18 starting to -- the monitoring wells are actually going  
19 in.

20 And there has been some sampling  
21 done. There was a very significant concern on the  
22 part of the Mayor about sampling the Weaver supply  
23 wells. And which we've done that. And you can see

1 from the compounds we were looking for, that were  
2 actually in the median, we didn't detect any.

3 And we still have a full sweep  
4 we're trying to do there that we have results that  
5 will come out of that full sweep when they're  
6 complete. Am I right?

7 MR. JOSH JENKINS: Right, there are  
8 still some additional analysis we're working on.

9 MS. MIKI SCHNEIDER: Of the nine  
10 wells that you're installing, how long will the  
11 analysis take to get the end result on those nine  
12 wells? Is this a year's period or --

13 MR. JOSH JENKINS: No. Our  
14 standard -- once we get the wells in, our standard  
15 sample turn-around is twenty-eight days. And then we  
16 go through a quality assurance, quality control  
17 process, to validate the data, which is going to be an  
18 extra few weeks. And it just -- it varies with the  
19 quality data we get from the lab. Usually, it's very  
20 good, so it only takes a couple of weeks. And we  
21 should have that data back probably six to eight weeks  
22 after we sample the wells.

23 MS. DONNA FATHKE: And how often

1 will these wells then be sampled after that, a usual  
2 sampling?

3 MR. JOSH JENKINS: Right now, we  
4 are currently looking at one -- one sample round and  
5 --

6 MR. ELLIS POPE: That will be  
7 determined amongst the team here, with --

8 MR. RON LEVY: Yeah.

9 MR. ELLIS POPE: -- along with the  
10 Army and ADEM and EPA.

11 MR. RON LEVY: Certainly, it would  
12 also be dependent upon what we found in the initial  
13 round of sampling. So, we'll look at the initial  
14 round of sampling and define what additional work  
15 needs to be done after that, if any.

16 MS. DONNA FATHKE: Well, isn't the  
17 purpose of the wells to look for migration? And  
18 therefore, it would have to be sampled over time to  
19 make sure it's not migrating towards Weaver?

20 MR. RON LEVY: Part of what we're  
21 doing, yes, is to look at whether or not we have  
22 migration. So, if a well comes up clean, you know, we  
23 maybe say -- we may -- the thought may be that, well,

1       there isn't any migration, and it's going in a  
2       different direction or it's not migrating, at all.  
3       That we -- that will be dependent upon what data we  
4       come up with. And we have to look at the entire range  
5       of data, not on a well-by-well basis.

6                       MS. DONNA FATHKE: But if there is  
7       no contamination now, doesn't mean that there won't be  
8       in a year or two. Do you see my point?

9                       MR. RON LEVY: Yeah, I see your  
10      point. But -- let me see if I can't --

11                      MR. ELLIS POPE: I think the team  
12      will need to address the need for any long-term  
13      monitoring, if long-term monitoring is required. They  
14      may decide that there's not any required or they may  
15      need decide that -- you know, there is a whole bunch  
16      of wells we're going to be sampling on this round.  
17      They may decide that there is a few indicator wells  
18      that we can pick out to monitor at some later date.  
19      And that would have to go through the BRAC cleanup  
20      team here to determine that.

21                      MS. MIKI SCHNEIDER: Ellis, what  
22      I'm understanding is that the scope of services for  
23      these nine wells is -- will be a one test run, BCT

1 will analyze that. Those that are clean, that will be  
2 it for the ones that are clean. Those that you find  
3 stuff in, you'll go back and, as a team, make a  
4 decision as to whether or not there needs to be  
5 additional sampling at a later time. Is that fair to  
6 say?

7 MR. RON LEVY: Yes. And then we  
8 may -- you know, if we find -- the other part about  
9 this is: If we find contamination in the wells, we'll  
10 probably start looking at some modeling for some plume  
11 purposes.

12 MS. MIKI SCHNEIDER: Sure.

13 MR. JOSH JENKINS: One basic thing  
14 that we will do is: We've got some data from previous  
15 investigations that will help us, give us a rough idea  
16 of the ground water flow rate. That may -- that may  
17 be used, also, to determine if there is -- speculate,  
18 to give an educated guess of how fast ground water is  
19 moving, how fast contaminants may be moving.

20 DR. BARRY COX: Anybody else?  
21 Okay. Thanks.

22 I guess next we go on to the agency  
23 reports. Start with ADEM report there, Philip.





1                   MR. PHILIP STROUD: Okay. This is  
2                   a new map up here. It's kind of an update. And as  
3                   promised this time -- last time I was kind of out of  
4                   pocket. We were working quite quick -- I have a new  
5                   list of what's been reviewed. Now, by no means is  
6                   this the entire list. This is still quite a bit of  
7                   work here. We just had an on-board, May 10th, 11th,  
8                   review, on-board review. And we covered -- give me a  
9                   minute -- right at thirty reports, up to thirty  
10                  reports.

11                 The big thrust now -- what I want  
12                 to let people know -- is that we are trying to get rid  
13                 of a lot of clean property. We're sampling it, we're  
14                 analyzing, we're going through a lot of clean property  
15                 right now. We have some big ones out here that we're  
16                 going to have some future problems with, we know that.

17                 You know, one thing I don't want to  
18                 get a perspective we're just turning over land left  
19                 and right. The BCT, a long time ago, even before I  
20                 inherited it, was designed to turn over as much  
21                 property as we could, initially, and that way it will  
22                 keep JPA busy and selling property and everything.

23                 And so, a lot of this on this --



1 I'm not going to hand this out, but I have it if  
2 anybody wants to see it or we can get a copy of it.  
3 But as what -- we covered this front page during the  
4 on-board review, so this is really in addition to  
5 this. But I haven't received any of the reports to  
6 completely agree with or concur with.

7 MR. RON LEVY: Let me expand on  
8 what you said. Phil said a lot of clean property. If  
9 y'all remember, we did an environmental baseline  
10 survey for the installation. And the intent of the  
11 baseline survey really was to identify clean property  
12 right up front that was immediately available for the  
13 community for reuse purposes. And then after that, we  
14 defined property based on categories, from a known  
15 release to unevaluated. And nine -- eighty to ninety  
16 percent of the property, you know, size, acreage-wise,  
17 that we're looking at, it is unevaluated property.  
18 Meaning, that there wasn't anything there that said,  
19 yes there was contamination, but based on the history  
20 and type of use, like a motor pool, there was a  
21 potential for the possibility of contaminants having  
22 been released over that time period. But there wasn't  
23 any data to support otherwise.

1                   And what we agreed to with the  
2           State and EPA was that we would go in and sample and  
3           evaluate that property. So, the property that we're  
4           at now, that's coming out of the process, is a lot of  
5           property -- as Phil put it, it was clean, but -- well,  
6           it was property that was identified with the potential  
7           for some contaminant there, unevaluated.

8                   We've got all the data now that  
9           supports that there isn't anything there, through our  
10          sampling process. And so it's fallen out. It's --  
11          essentially, we're finding nothing.

12                  Now, there is still a lot of  
13          property out there that we're investigating where we  
14          do have known contaminants, such as T-38, that we're  
15          moving forward on. But what the BCT has been going  
16          through over the last eight months or so, is looking  
17          at property that's falling out because there is a lack  
18          of data that supports anything other than clean.

19                  And that's all been documented in  
20          the SI reports that are being generated by IT and  
21          being reviewed by the BCT. I'm sorry. I hope I  
22          didn't steal any of your --

23                  MR. PHILIP STROUD: No. And that's

1 good. And that's just an explanation of where we've  
2 been heading. And I'm real excited about where we're  
3 heading. It's been a real interesting adventure.

4 But again, pretty much for your  
5 browsing pleasure here, really give it a good look at  
6 this map. These are the updates as of the 21st May of  
7 2001. I told her just to go ahead and categorize that  
8 so you could at least see that. But I mean, this land  
9 is turned over at this time. These things are going  
10 to start adding up hopefully very quickly, these  
11 yellow marks.

12 Anyhow, she's good, she put the  
13 proposed U. S. Fish & Wildlife service in this --  
14 outlined in this block here. And you can see, there  
15 has been a range that's -- we have some form of review  
16 in this range, well within this, even though I think  
17 this will fall on the Charlie --

18 MR. RON LEVY: Area.

19 MR. PHILIP STROUD: -- the Charlie  
20 area EECA. And there is some little spots in here  
21 we're looking at. Anyway, this is kind of how --  
22 following out. We'll keep, you know, evolving this  
23 picture as we go, and eventually, we'll have this

1 yellow.

2 So, any questions on this? Let me  
3 make one more statement as an update. We got to spend  
4 some time with the Alabama National Guard. We spent  
5 some time in the field with them, going over Pelham  
6 Range. And we are -- we're real excited to see what's  
7 really going on over there. And the field visit was  
8 worth it's weight in gold to me. Got to see quite a  
9 bit.

10 I don't know if any of y'all have  
11 been over there yet or had an opportunity to see that  
12 beautiful place over there. Full of controversy down  
13 the road, you know, but it's -- these are ranges, so  
14 --

15 We covered up to nine reports that  
16 we're going over. And we got to see quite a few of  
17 these sites in the field. Just let y'all know that  
18 we're heavily involved with the Guard lately, and we  
19 will be for some time. There's some transfer that's  
20 going to be going on with them, too. Any questions on  
21 the Guard?

22 MR. PETE CONROY: Yeah. What are  
23 the primary issues you're dealing with?

1 MR. PHILIP STROUD: Right now, it's  
2 similar to what JPA is going through. You know, it's  
3 a -- the way I understand it right now -- I'm going to  
4 get this ironed out -- but it's a fed-to-fed transfer.  
5 And we're looking at certain sites that could be  
6 potentially contaminated and we're going through the  
7 SI and RI program to CERCLA program to go through and  
8 understand it and beat it up. And hopefully we'll  
9 give them a good product. And the end result should  
10 be similar to what we have here.

11 MR. GLYNN RYAN: Let me correct  
12 that. It's not a fed-to-fed transfer. It's an Army  
13 retained.

14 MR. RON LEVY: And I could add  
15 something more to that. We are just --

16 MR. PETE CONROY: How is that  
17 different?

18 MR. GLYNN RYAN: It's not leaving  
19 the Army. The Army still owns it.

20 MR. RON LEVY: It will still be  
21 encompassed --

22 MR. GLYNN RYAN: Just like it is  
23 today.

1 DR. BARRY COX: Even though the  
2 Army owns it, we have to go through some environmental  
3 --

4 MR. GLYNN RYAN: Characterization  
5 --

6 MR. PHILIP STROUD: It's not a  
7 fed-to-fed is what you're saying.

8 MR. GLYNN RYAN: Right. I mean,  
9 it's not transferring. It's still Army owned. It's  
10 going to stay and be retained Army.

11 MR. RON LEVY: To add to that, we  
12 agreed with the Guard to do some characterization of  
13 the property. It actually was agreed at the AXIN  
14 (phonetic), which is at headquarters or Department of  
15 Army level.

16 COURT REPORTER: At the where? I'm  
17 sorry.

18 MR. RON LEVY: At the Department of  
19 the Army level and TRADOC, our headquarters level, and  
20 the National Guard Bureau, to do some  
21 characterizations of the property before we turned it  
22 over to them. And that's what we're doing.

23 Phil is involved in the reviews of



1       that. There is a number of sites out on Pelham Range  
2       and on main post in their enclave. At the last BCT  
3       meeting we had, which was this on-board review Phil  
4       was talking about, there was nine sites, I think, a  
5       total of nine sites --

6                       MR. PHILIP STROUD: Right.

7                       MR. RON LEVY: -- that we were  
8       looking at, both on main post and Pelham Range, that  
9       we had data to support. There wasn't any further  
10      action on that. There just wasn't anything there.

11                      There are other sites that are  
12      going on and that will continue on for some time  
13      before we can conclude them and turn over the  
14      characterization to the Guard.

15                      Did that help any, in terms of  
16      explaining what we're doing? In other words, we are  
17      doing work both on Pelham Range and main post. And  
18      property that will be controlled, fully controlled by  
19      the Guard, even though it's Army retained.

20                      DR. BARRY COX: Anybody have any  
21      questions? Doyle, you want to go ahead for EPA, sir?

22                      MR. DOYLE BRITTAIN: I don't have  
23      anything to add beyond what Phil said. You know, I've

1       been trying to hold up our part of the workload. I  
2       think Phil said it very well, where we've been, what  
3       we've been doing.

4                       DR. BARRY COX: Miki, do you want  
5       to tell us about what's happened in the JPA the last  
6       month?

7                       MS. MIKI SCHNEIDER: Well, it's  
8       been an interesting place to be the last month. As  
9       many of you may have read in the paper, last week we  
10      closed on four pieces of property. The forty-four  
11      houses on the Buckner Circle area were sold, the  
12      library down here at the traffic circle, the child  
13      development center, Jacksonville State University will  
14      be taking that facility over and operating it as a  
15      child development center for the community, but also,  
16      and I think more importantly, the more substantial  
17      piece is moving their early childhood education  
18      training to that facility, which is just a great  
19      opportunity for us. And we're thrilled about that.

20                      And then the Capehart houses, which  
21      three hundred and eighteen of those units were sold to  
22      a developer last week. That contract, we still have  
23      to work the details of that contract out, but it's

1 moving along very nicely.

2 We're preparing for the phase two  
3 transfer, which will happen in July. We've met with  
4 our insurance company and we're getting prices on  
5 getting insurance on the buildings that we choose to  
6 insure.

7 Met with the utility companies,  
8 finalizing the survey. There is a lot going on with  
9 that, trying to make sure that we're able to take the  
10 phase two transfers.

11 Approximately, three hundred and  
12 eighteen buildings come to us in July. So, that's a  
13 lot of buildings and a small staff to keep up with all  
14 those.

15 That's about it. Be glad to answer  
16 any questions.

17 DR. BARRY COX: Do you have any  
18 environmental issues or concerns that --

19 MS. MIKI SCHNEIDER: The board  
20 remains concerned about the landfills. Obviously,  
21 landfill number three is crucial to us, to access the  
22 hundred acre piece that we hope to have be our  
23 industrial area.



1                   And then the other issues is  
2           wanting to see the EE/CAs as soon as they get through  
3           on the unexploded ordnance and where all that stands.

4                   MR. DOYLE BRITTAIN: You mentioned  
5           the landfill. Which landfill?

6                   MS. MIKI SCHNEIDER: Three.

7                   MR. DOYLE BRITTAIN: What do you  
8           propose to do there?

9                   MS. MIKI SCHNEIDER: Put an access  
10          road from Highway 21 to the landing strip, basically,  
11          that area.

12                  MR. DOYLE BRITTAIN: Build a road  
13          through the landfill?

14                  MS. MIKI SCHNEIDER: Well, we're  
15          trying to squeeze it in between the landfill.

16                  MR. DOYLE BRITTAIN: Okay.

17                  MR. JOSH JENKINS: I think you want  
18          to take it north of the landfill?

19                  MS. MIKI SCHNEIDER: North of  
20          number three, right. But there is another landfill on  
21          the other side of where we want to go. And we  
22          understand we've got to squeeze it in between the two  
23          landfills.

1                               So, that's very critical to us.

2               We've already lost two companies that would have gone  
3               to that site.

4                               MR. PETE CONROY: Y'all have a  
5               meeting tomorrow morning?

6                               MS. MIKI SCHNEIDER: No.

7                               MS. DONNA FATHKE: It was last  
8               week.

9                               MS. MIKI SCHNEIDER: Last week.  
10              Let's don't do that to me.

11                              DR. BARRY COX: Anybody have  
12              anymore questions of JPA? Ron, I guess now we're up  
13              to the action summary sheet, sir.

14                              MR. RON LEVY: Yeah. What went out  
15              in the action summary sheet, so, I just want to  
16              briefly go over each one. The first point was that  
17              our hunting program on main post -- and again, that's  
18              main post. We do not control the hunting program for  
19              Pelham Range, it belongs to the Alabama National Guard  
20              -- was suspended effective the 21st of March. And it  
21              was suspended for safety reasons, due to the work  
22              that's going on now out in the -- in the undeveloped  
23              area. And y'all have been briefed about the EE/CAs

1       that we're doing. We've got an Alpha, Bravo, and  
2       Charlie area EE/CA. You can see them listed up here.  
3       The Red is Alfa but, blue is Bravo, C is Charlie.

4                       Foster Wheeler, its contractors,  
5       RT, its subs, and IT and its subs, are very heavy into  
6       the area right now. And it's become almost impossible  
7       for us to do the coordination and allow hunters,  
8       without finding somebody in the way and potentially  
9       getting somebody hurt. So, there was a decision made  
10      to shut the hunting program down so that we could  
11      concentrate on the cleanup. And I believe there was a  
12      release to the media on that, as well.

13                   MR. PETE CONROY: Has there been  
14      much public response?

15                   MR. RON LEVY: Not that I'm aware  
16      of.

17                   MR. PHILIP STROUD: Not that I'm  
18      aware of, either.

19                   MR. RON LEVY: The second point --  
20      and, Pete, you're well aware of this, since you  
21      briefed the JPA -- is that Fish & Wildlife is planning  
22      to do some prescribed burns. It says the week of the  
23      21st of May. That's tentative, still based upon the





1 weather conditions. The weather is paramount. So,  
2 there is an expected prescribed burn. If it doesn't  
3 occur this week, then it will occur in the near  
4 future.

5 Tract one of the eastern bypass,  
6 the middle map there, you can see in the brown area,  
7 it says, tract one right on it, for the eastern  
8 bypass, we did complete a FOST on that. The deed is  
9 being reviewed by ALDOT, Alabama Department of  
10 Transportation. We expect acceptance and its  
11 signature. So, the transfer of that is very near.  
12 We're saying now June, late June time frame on the  
13 actual transfer. So, that's real progress.

14 We'd mentioned to you the sampling  
15 of the Weaver wells as part of Josh's briefing.

16 The CWM EE/CA, that's been briefed  
17 in the past to you. We began work at T-38 on the 24th  
18 of April, followed T-31. And at this point, there's  
19 nothing to report, in terms of anything substantial  
20 coming out of that. They have not found anything at  
21 this point that's unique or that's actually CWM  
22 material. That's good news.

23 Of course, we're still up at T-38.

1 We'll be moving to T-24 Alpha shortly. But at this  
2 point, we haven't found anything.

3 The LUCIP for parcel 186 went out  
4 -- we didn't receive any comments from EPA, any  
5 comments from EPA, the RAB, as well. And we had  
6 provided it to the RAB at the last meeting. And so  
7 we're considering that LUCIP final.

8 MS. MIKI SCHNEIDER: Which one is  
9 that?

10 MR. RON LEVY: That's T-38. You  
11 reviewed it.

12 MS. MIKI SCHNEIDER: Yes.

13 MR. RON LEVY: We incorporated the  
14 comments that we did get from -- and we've had an  
15 issue with individuals going around the barricades.  
16 And that -- we put this point out to make sure folks  
17 understood. The barricades are there for a purpose.  
18 You'll see them on just about all the back roads,  
19 leading out into the undeveloped portions of the  
20 installation.

21 Foster Wheeler is out there doing  
22 work. They will run across a round and they may blow  
23 it in place or it could inadvertently go off. And the

1 purpose of these barricades is to keep people out.

2 We do patrol it. The City of  
3 Anniston patrols. We patrol. And we will take  
4 individuals to task if we catch anybody out there.  
5 And the reason it's mentioned is because people have  
6 moved barricades and gone around them, not realizing  
7 the danger that they're putting themselves into.

8 MR. GLYNN RYAN: We've also had a  
9 lot of runners and bicyclers go around these  
10 barricades, because they thought it only applied to  
11 cars. But it's just as unsafe if you're out there on  
12 a bicycle when that explodes. So, very carefully, you  
13 know, if you know someone.

14 MS. MIKI SCHNEIDER: What I've seen  
15 happen is, I'm down at the soccer field Tuesday,  
16 Thursday, and Saturday, and parents are letting their  
17 kids off at the soccer field and then getting on their  
18 bike and going biking when the kids are practicing.  
19 And they're just going right around it.

20 MR. GLYNN RYAN: We will write a  
21 ticket and try to take them to court.

22 MS. MIKI SCHNEIDER: I'd do  
23 something about it, but I don't have any authority out

1           there.

2                           MR. GLYNN RYAN:  It is definitely  
3           unsafe.

4                           MR. RON LEVY:  Besides it makes it  
5           -- every time they catch somebody out there, they have  
6           to stop work just to wait until they get out of the  
7           area.

8                           MR. GLYNN RYAN:  It stops all of  
9           our actions that's ongoing out there, especially, the  
10          work.

11                          MR. PETE CONROY:  How many  
12          incidences over a period of a week?

13                          MR. RON LEVY:  I don't know, but --

14                          MR. PETE CONROY:  Guess.

15                          MR. GLYNN RYAN:  A couple a week,  
16          at the minimum.  I mean, that's just the reported ones  
17          that, you know, we don't --

18                          MR. PETE CONROY:  Okay --

19                          MR. GLYNN RYAN:  It's very commonly  
20          happening now.

21                          MR. PETE CONROY:  Not epidemic, but  
22          it's still a problem.

23                          MR. GLYNN RYAN:  Oh, yes.

1 DR. BARRY COX: Do you think  
2 there's any need of a media alert or --

3 MR. RON LEVY: Well, we have, we've  
4 talked to the media about it. In fact, it's one of  
5 the notes at the bottom there. Tried to get it in the  
6 paper, as well.

7 MR. PETE CONROY: Do the barricades  
8 have a clear message? I've seen some that have  
9 barricades, but no message.

10 MR. RON LEVY: There is a sign on  
11 top -- on the barricades, as well, that talks about no  
12 access and the reasons why. In a lot of cases, you'll  
13 see there is a graphic that shows an explosive and  
14 somebody --

15 MR. GLYNN RYAN: One of our  
16 problems is that we have barricades that are blocking  
17 unsafe areas and the JPA has barricades that are  
18 blocking areas they don't want traffic into. That's a  
19 good way to say it, Miki?

20 And, you know, while you're not --  
21 you may be breaking the law by going into the JPA  
22 area, you are certainly putting your life at risk  
23 going into one of the areas where we're doing UXO

1 work. And that's one of our problems.

2 DR. BARRY COX: Are the barricades  
3 different for the two? Is it clear to say on yours  
4 it's unexploded and their's is just a barricade?

5 MR. GLYNN RYAN: Ours will say MP  
6 line or it will have a, transition force employees  
7 only, or when they get into an area that is unsafe,  
8 you'll have, you know, an actual explosive sign up  
9 there. And we are making sure that our barricades are  
10 different.

11 MS. MIKI SCHNEIDER: And we have  
12 our roads blocked because those are roads where we do  
13 not have insurance to cover those roads. The roads  
14 have been determined that they're not going to be city  
15 roads and probably roads that will ultimately be  
16 closed, and we don't want anybody back there. I mean,  
17 I would think, certainly, a story in the media  
18 wouldn't hurt to reinforce it.

19 MR. PETE CONROY: Sounds reasonable  
20 to me.

21 DR. BARRY COX: Anybody else?  
22 Joan, any other new business? Joan, do you want to  
23 talk about the new member selection?

1 MS. JOAN MCKINNEY: Yes. At last  
2 month's meeting, we asked you all to find a couple of  
3 other applicants for the applicant pool, because we  
4 have two vacancies. And we do have two additional  
5 applicants. We're prepared tonight to give you the  
6 ballots and give you the nominations, if you would  
7 like to vote on two members or if you -- altogether,  
8 we only have five in the pool. But if you'd like us  
9 to pass out the ballots and proceed tonight, we can do  
10 that. We're prepared to do it. I didn't -- I wasn't  
11 sure how long the meeting was going to take, and so I  
12 thought, well, we'll either do it or we won't.

13 DR. BARRY COX: That covers all  
14 options, doesn't it?

15 MS. JOAN MCKINNEY: Yes, it does.  
16 It's how I like to do it, keeping two options. Now,  
17 my recommendation is that we just go ahead and do it.

18 DR. BARRY COX: Comments?

19 MS. DONNA FATHKE: Sounds good to  
20 me.

21 MS. JOAN MCKINNEY: Let's just pass  
22 these out. And three are applicants that we had in  
23 the pool. And I'll pass those in that direction.





1 MR. RON LEVY: Do we have enough  
2 voting members? Do we have a quorum?

3 DR. BARRY COX: Do we have a --

4 MS. JOAN McKINNEY: One, two,  
5 three, four, five, six, seven, eight, nine.

6 MR. RON LEVY: Now, remember, we're  
7 not -- the BCT is not voting members.

8 MS. JOAN McKINNEY: Right. No, I  
9 didn't count you. One, two, three, four, five, six,  
10 seven, eight, nine. We have a quorum.

11 DR. BARRY COX: Did you count --

12 MS. JOAN McKINNEY: No, I didn't  
13 count Miki. Now, you'll notice that some of the  
14 ballots are a little different because we've revised  
15 them over the past couple of years. Mr. Freeman,  
16 Mr. Hatcher, nominations were brought in, what, last  
17 year, I think, by Craig Branchfield, and maybe you'd  
18 like to, for the benefit of the new members, talk a  
19 little bit about those two folks.

20 THE WITNESS: Well, Larry Hatcher  
21 is easy, he doesn't live here anymore, he lives in St.  
22 Louis. So, I wouldn't vote for him, because I don't  
23 think he'll make the trip for the monthly meeting.

1                   But Lamar Freeman, he is in human  
2           resources, and he since has also assumed the job as  
3           the safety manager out at Solutia. He's lived in this  
4           area of Alabama, for as best I can tell, his entire  
5           life, so he has an interest in everything that's going  
6           on. He's, you know, a very -- what's the word I'm  
7           looking for? Just has a very methodic way about him,  
8           as far as looking at different types of issues and  
9           likes to be involved in the community. So, he's -- I  
10          don't think -- you know, if the board chose to select  
11          him, it wouldn't be a bad selection.

12                   MS. JOAN MCKINNEY: Thank you. And  
13          now we all know Colonel Matteson, and his application  
14          is there in your stack, as well.

15                   Mr. Wergin is here tonight.  
16          Mr. Wergin is here, probably under a little duress, in  
17          that I have been after Randy Woods to help us out,  
18          since this is his district, to perhaps either he,  
19          himself, or find someone that would be willing to sit  
20          on the board and provide the conduit back to Randy.  
21          And so, Mr. Wergin lives out at Indian Oaks, and you  
22          have his nomination. Mr. Wergin, is there anything  
23          you would like to add to your nomination there?

1 MR. WERGIN: No.

2 MS. JOAN McKINNEY: He didn't know  
3 he was going to be on the hot seat. And then  
4 Don Cunningham brought in a nominee,  
5 Mr. Gary Stratton. Would you like to comment on him?

6 MR. DON CUNNINGHAM: Yeah. I'm  
7 sure some of you know Gary Stratton, Lieutenant  
8 Colonel, retired chemical officer. He was the chief  
9 of doctrine in the chemical school for a number of  
10 years. A very astute, intellect, detailed, very  
11 detailed and methodical approach to things.

12 He currently is working as a  
13 contractor in the local area. And the contracting  
14 primarily, the status, report to the chemical school  
15 and development of doctrine training materials. Also,  
16 he is involved in some great detail in support of the  
17 CDP work up here with the Department of Justice. So,  
18 he's very actively involved and continues to be  
19 involved in military affairs and matters, along with  
20 being very active in the community.

21 He lives in the Golden Springs  
22 area. He's very interested in this kind of work that  
23 we're doing here. And I highly recommend him for this



1 job.

2 MS. JOAN McKINNEY: All right.

3 MR. WERGIN: It's interesting.

4 DR. BARRY COX: Pete, wouldn't it  
5 be better to vote for one and then elect one person,  
6 and then let everybody vote for one out of the other  
7 three? Wouldn't that be a more fair way of doing  
8 this, than voting for two?

9 MR. PETE CONROY: Yeah, I think  
10 there's an argument for that.

11 DR. BARRY COX: Joan.

12 MS. JOAN McKINNEY: Yes, sir.

13 DR. BARRY COX: The question I  
14 would have is -- I just mentioned it to Pete --  
15 wouldn't it make a better selection to vote for one of  
16 these, and then we elect one and then we'd elect the  
17 second one from the remaining three? Wouldn't that be  
18 --

19 MS. JOAN McKINNEY: Yes.

20 DR. BARRY COX: -- better than just  
21 voting for two?

22 MS. JOAN McKINNEY: Okay.

23 DR. BARRY COX: I'm just asking.

1 Would that --

2 MS. JOAN McKINNEY: Now, if you're  
3 going to vote for one --

4 DR. BARRY COX: And then we'll  
5 elect one. And then we'll vote again and elect the  
6 second one from the remaining three.

7 MR. JERRY ELSE: Remaining four.

8 DR. BARRY COX: Remaining three.

9 Well, actually one of them --

10 MS. JOAN McKINNEY: It doesn't make  
11 any difference. Or can you put one and two? I mean,  
12 how many -- the mechanics of this -- explain this to

13 me -- do I collect them and count them and come back?

14 DR. BARRY COX: Yeah.

15 MS. JOAN McKINNEY: Do you want me  
16 to do that?

17 MR. RON LEVY: Didn't you, at one  
18 time, the last time we voted, you actually --

19 MS. JOAN McKINNEY: I think we  
20 voted for two the last time.

21 DR. BARRY COX: We did, yeah, we  
22 did, and I thought it --

23 MR. RON LEVY: What you did,



1       though, is you numerically --

2                       MS. JOAN McKINNEY: One and two.

3                       MR. RON LEVY: One, two, three,  
4       four, you just -- and then she was able to go back to  
5       all the number ones and she'd add up and --

6                       MS. JOAN McKINNEY: Right.

7                       MR. RON LEVY: -- and all the  
8       number twos, and whichever came up the highest, then  
9       she'd choose --

10                      MS. JOAN McKINNEY: Yeah, I feel  
11       like I'm in Florida.

12                      MR. RON LEVY: We can punch them  
13       with chads.

14                      MS. JOAN McKINNEY: Whatever you  
15       want to do. I'm just here to support it. You got the  
16       papers in front of you. You decide how you want to  
17       vote. I can count.

18                      MR. RON LEVY: You just vote for  
19       two individuals and then she goes back and adds up and  
20       the ones that --

21                      DR. BARRY COX: True. But --

22                      MS. JOAN McKINNEY: You wanted to  
23       get the first -- I mean, we do have two vacancies,



1       it's not like we just have one.

2                       DR. BARRY COX: Correct. But as  
3       far as the -- I'm not a statistician, it's too late in  
4       the day, anyhow, but it just seemed that that would  
5       give you a clearer choice of the --

6                       MS. DONNA FATHKE: I don't think it  
7       will make that much difference.

8                       DR. BARRY COX: Well, in the final  
9       analysis, it probably doesn't anyhow, but I don't want  
10      to complicate people lives, if we want to do it  
11      quickly and have one vote, that's all right with me  
12      there.

13                      MR. PETE CONROY: The amount of  
14      time we would have saved was just lost on this.

15                      DR. BARRY COX: Right.

16                      MR. RON LEVY: Just the science of  
17      small numbers or what?

18                      MS. DONNA FATHKE: Besides, I've  
19      already marked my ballot.

20                      DR. BARRY COX: I knew you were  
21      arguing for some reason.

22                      MS. JOAN McKINNEY: What do we do,  
23      mark one and two? Is that what we did?

1 MR. PETE CONROY: Let's do it.

2 MR. JERRY ELSER: One and two or  
3 check marks?

4 MR. PETE CONROY: One and two.

5 MS. JOAN MCKINNEY: Do I have all  
6 of the ballots? Do I have everyone's ballots?

7 And the other topic that I wanted  
8 to mention was next month's community meeting. Do we  
9 have any thoughts on where you'd like to go in the  
10 community? Since Mayor Kimbrough is not here, shall  
11 we call Mayor Kimbrough and ask him --

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

13 MS. JOAN MCKINNEY: You know, he  
14 always hosts us once a year. And we did have -- we're  
15 kind of not on the same schedule we were last year,  
16 and I'll tell you, I did that intentionally, because  
17 if you'll remember, last August -- if we had kept in  
18 synch, it would have been August. In August we had  
19 very low turnout in membership because of vacation and  
20 also visitors. So, I just thought we'd go after Labor  
21 Day in September. I kind of made that little decision  
22 without the membership. But that's -- and besides, I  
23 forgot. But this probably worked out better. Any

1 thoughts for next month? Shall we approach

2 Mayor Kimbrough --

3 MR. PETE CONROY: Weaver.

4 MS. JOAN McKINNEY: Weaver.

5 MR. CRAIG BRANCHFIELD: Well, is  
6 there going to be any new information on the ground  
7 water next month? Seems to me like the Mayor has got  
8 a lot of concerns with the ground water migrating  
9 towards Weaver and whenever there's going to be --

10 MR. PETE CONROY: The information  
11 presented today was probably worth repeating.

12 MR. ELLIS POPE: There won't be any  
13 additional analytical data at that meeting.

14 MR. CRAIG BRANCHFIELD: Which  
15 wasn't to say not to do it in Weaver, I'm just saying,  
16 if we're going to do one in Weaver some time, it might  
17 be better when there is something, you know -- and  
18 maybe the data you presented today is enough to  
19 warrant going over that again.

20 MS. JOAN McKINNEY: Would there be  
21 something in September? Maybe we wouldn't impose on  
22 him in June and maybe September.

23 MR. ELLIS POPE: We should have the

1 well sample by then, I would think.

2 MR. JOSH JENKINS: When? August is

3 --

4 MR. ELLIS POPE: September.

5 MR. JOSH JENKINS: Oh, September?

6 MR. ELLIS POPE: Yeah.

7 MR. JOSH JENKINS: Absolutely.

8 MS. JOAN McKINNEY: Okay, then

9 we'll go ask him if he would host us in September.

10 And next month --

11 MR. PETE CONROY: I thought we made

12 it.

13 MS. JOAN McKINNEY: Not quite.

14 Good thought. You know, there's a site -- and I'll

15 have to look into this -- the county administration

16 building extension service has an auditorium that's

17 very nice. We've used that for other meetings of

18 other areas. I could look into that, as well, or

19 there is always the Anniston Meeting Center.

20 You know, we tried Golden Springs,

21 the community center last summer, that's where we went

22 last August, thinking that it would be helpful for

23 folks who lived down there that would be affected by

1 the eastern bypass. But we did not have much public  
2 -- we didn't have any public attendance. The whole  
3 purpose of going out was to get public attendance.

4 DR. BARRY COX: And our track  
5 record has not been good over the years.

6 MS. JOAN MCKINNEY: It's not been  
7 good. We've put it in the paper, it's just not  
8 something that we can --

9 MR. RON LEVY: We even tried to do  
10 it down in the mall in, hoping we'd catch people  
11 coming --

12 MR. PETE CONROY: Anywhere on the  
13 base you'd like to have us, other than here?

14 MS. JOAN MCKINNEY: Yeah, do you  
15 have any other sites? We have a little time. If you  
16 all, though, will just kind of trust us to figure one  
17 out, and if you all don't have a suggestion, we'll get  
18 you to an easy location. We've tried, you know, the  
19 churches, we've been most.

20 MS. DONNA FATHKE: One comment on  
21 Golden Springs is, it might be best not to do a  
22 community one in August. I mean, I don't think we'll  
23 get a lot of public participation in that month. The

1 other thing, too, is that I think people are a lot  
2 more aware, now that the bypass is upon them. And we  
3 may want to try that area again, because we might get  
4 better response.

5 MS. JOAN MCKINNEY: Okay.

6 MS. DONNA FATHKE: Since people --  
7 people know where it's going now.

8 MS. JOAN MCKINNEY: Right.

9 MS. DONNA FATHKE: They know which  
10 houses are going to disappear.

11 MS. JOAN MCKINNEY: Right, the  
12 survey lines.

13 MS. MIKI SCHNEIDER: And the trees.

14 MR. PETE CONROY: The trees.

15 MS. JOAN MCKINNEY: The trees.

16 MS. MIKI SCHNEIDER: The trees are  
17 shaking people's chains.

18 MS. JOAN MCKINNEY: All right.  
19 Let's see if that's available. And if it's not  
20 available on the night we need it, then what do y'all  
21 think of the Oxford Civic Center? I can call back.  
22 But probably the Golden Springs --

23 DR. BARRY COX: Sure.

1 MS. JOAN McKINNEY: -- room will be  
2 available.

3 DR. BARRY COX: The last time we  
4 met at Oxford, I don't think we had a single visitor,  
5 did we?

6 MR. PETE CONROY: No.

7 DR. BARRY COX: Not one.

8 MS. JOAN McKINNEY: Complacent  
9 community. Thank you.

10 DR. BARRY COX: Appreciate it.

11 MS. JOAN McKINNEY: I'm going to  
12 count the numbers.

13 MR. RON LEVY: I think you just  
14 need to advertise free food in your letters.

15 DR. BARRY COX: Any other new  
16 business? Do we have any audience comments? Well, do  
17 I hear a motion for adjournment?

18 MS. DONNA FATHKE: So moved.

19 MR. JERRY ELSER: I second.

20 DR. BARRY COX: All in favor?  
21 Thank you for coming.

22 (WHEREUPON, the meeting was concluded.)

23

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23

C E R T I F I C A T E

STATE OF ALABAMA)  
CALHOUN COUNTY )

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

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





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

23

