

RESTORATION ADVISORY BOARD

FORT McCLELLAN, ALABAMA

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Taken before SAMANTHA E. NOBLE, a Court
Reporter and Commissioner for Alabama at Large, at
Building 215, Fort McClellan, Alabama, on the 17th day
of June, 2002, commencing at approximately 6:30 p.m.

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1 DR. MARY HARRINGTON: Good evening.
2 Our time is here. And I realize that at this time we
3 don't have a quorum, but we'll get started and hope
4 that others will come in.

5 MR. PHILIP STROUD: I talked to
6 Pete. He said he would probably be up here. I
7 thought he would already be here.

8 DR. MARY HARRINGTON: Okay. I want
9 to call the meeting, the RAB meeting to order. And we
10 will do our roll call. I guess I'll give you the
11 excused absences, first. Branchfield, Ryan, Levy,
12 Brittain, Beckett, and Hopper. Now, I'm going to try
13 and see which of the rest of us are here.

14 MR. JOE DOYLE: I'm sitting in for
15 Mr. Ryan tonight.

16 DR. MARY HARRINGTON: Yes.

17 MR. JOE DOYLE: So, if that helps us
18 in numbers.

19 DR. MARY HARRINGTON: Mr. Buford?

20 MR. JAMES BUFORD: Here.

21 DR. MARY HARRINGTON: Mr. Clendenin?
22 Mr. Conroy? Dr. Barry Cox? Mr. Cunningham?
23 Mr. Elser?

1 MR. JERRY ELSER: Here.

2 DR. MARY HARRINGTON: Ms. Fathke?

3 MS. DONNA FATHKE: Here.

4 DR. MARY HARRINGTON: Mr. Franklin?

5 MR. CURTIS FRANKLIN: Here, here.

6 DR. MARY HARRINGTON: Mr. Freeman?

7 MR. FREEMAN: Here.

8 DR. MARY HARRINGTON: Mr. Hood?

9 MR. RON HOOD: Here.

10 DR. MARY HARRINGTON: Mr. Kimbrough?

11 MAYOR WILLIAM KIMBROUGH: Here.

12 DR. MARY HARRINGTON: Mr. Stratton?

13 Okay. Mr. Stroud is here.

14 MR. PHILIP STROUD: Yes.

15 DR. MARY HARRINGTON: And Harrington

16 is here. I didn't see Miki on here. And

17 Miki Schneider is here. At this time, we'll go around

18 the room and get our guests to -- or persons not with

19 the RAB to introduce themselves. We'll start on this

20 side.

21 MR. BILL SHANKS: Bill Shanks, the

22 Transition Force Environmental Office.

23 MR. LEE JAYE: Lee Jaye, same

1 office.

2 MR. STEVE NEIL: Steve Neil with
3 Foster Wheeler Environmental.

4 MR. BILL GARLAND: Bill Garland,
5 U. S. Fish & Wildlife Service.

6 MR. PAUL JAMES: Paul James from
7 Transition Force Environmental Office.

8 MS. KAREN PINSON: Karen Pinson,
9 Transition Force Environmental Office.

10 MR. BOB DAFFRON: Bob Daffron,
11 National Gard Training Center Environmental Office.

12 MS. BRENDA CUNNINGHAM:
13 Brenda Cunningham, Environmental Office.

14 MR. DWIGHT HOLLAND: Dwight Holland,
15 just from Alexandria.

16 DR. MARY HARRINGTON: Customarily,
17 we take care of the RAB business, first, and if there
18 are persons in the audience that have comments, we
19 entertain them at the end of the meeting. At this
20 time, we'll read the minute or go over it. Of course,
21 we cannot approve it until others come in to make our
22 quorum.

23 If you haven't had time to read it,

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1 look over it and see if you have any questions about
2 anything that's given. I don't know if I noted that
3 Mr. Doyle is in for Mr. Levy tonight.

4 MR. JOE DOYLE: No, Mr. Ryan.

5 DR. MARY HARRINGTON: Mr. Ryan.

6 Okay. Get that right, Ryan.

7 I take it we see nothing that's
8 incorrect or -- in the minutes? We will move to our
9 program. And our first item seems to be the TAPP
10 contractor's discussion of landfill EE/CA evaluation.
11 Are we having that?

12 Oh, I'm sorry, I missed the old
13 business, which is documentation for the TAPP contract
14 review and --

15 MR. JOE DOYLE: I think that they
16 were wanting us to sort of solicit any opinions from
17 the RAB members as to what documents they want Ron to
18 look at after -- after he's taken a look at the
19 landfill EE/CA.

20 DR. MARY HARRINGTON: Okay.

21 MR. JOE DOYLE: Okay.

22 DR. MARY HARRINGTON: Mr. Doyle
23 seems to think that what they're asking us for, if

1 there's enough -- do we have -- have we thought far
2 enough to know what we want Mr. Grant to look at past
3 what I think he has now.

4 MR. JOE DOYLE: Ron, I know he's
5 here. Yeah.

6 DR. MARY HARRINGTON: Okay. He's
7 down there.

8 MR. JOE DOYLE: At the last meeting,
9 I know they asked you to take a look at the landfill
10 EE/CAs. Was there anything beyond that, at this
11 point, that they asked you to take a look at or were
12 we waiting for a consensus opinion from the RAB?

13 MR. RON GRANT: Well, it's -- I
14 started to speak up when you asked for approval of the
15 minutes, because what's in the minutes is not exactly
16 what was transmitted to me via E-mail.
17 Craig Branchfield had sent me an E-mail, dated the
18 22nd of May, and had about three questions in it that
19 he asked me to address, specifically. And I did
20 address those. I sent them to all the members of the
21 RAB. Hopefully, they got them.

22 All right. Later on I did send some
23 additional comments, just some general comments that I

1 -- some observations I made in reviewing the EE/CA.
2 But I haven't had any further communications since
3 then. I haven't gotten any feedback. And I did ask
4 Ron, since I know I'm supposed to take my instructions
5 from him, to look at Craig's E-mail to make sure, you
6 know, he was satisfied with that. And I did get an
7 endorsement from Ron and Karen, you know, to go ahead
8 and act on the questions and comments that were in
9 Craig Branchfield's E-mail.

10 DR. MARY HARRINGTON: Okay. I can't
11 remember, what do we think is different in the minutes
12 that --

13 MR. RON GRANT: Well, they're
14 slightly different in that -- I guess about on page
15 one, one, two, three, four sentences from the bottom
16 it says, the basis for the decision of no further
17 action for the three landfills where there was
18 ecological risk, that's a little bit different than
19 what Craig asked me to look at.

20 MS. MIKI SCHNEIDER: What did Craig
21 ask you to look at?

22 MR. RON GRANT: I can read that.

23 DR. MARY HARRINGTON: But now what

1 he asked you to look at would have been past this
2 minute, am I correct, because this is actually what
3 took place during the meeting, so --

4 MR. RON GRANT: But there was -- and
5 I even took some notes, during the course of the
6 meeting. Craig --

7 DR. MARY HARRINGTON: He did say he
8 would E-mail --

9 MR. RON GRANT: -- said that there
10 would be some dialogue among the members of the RAB --

11 DR. MARY HARRINGTON: And he would
12 E-mail something.

13 MR. RON GRANT: -- and he would
14 E-mail me --

15 DR. MARY HARRINGTON: Now, he did
16 say that.

17 MR. RON GRANT: -- whatever they
18 wanted answered, and that's what we're looking at.

19 MS. KAREN PINSON: If I may --
20 that's correct. But this -- what was -- what was in
21 the transcript was what is stated in the minutes,
22 which was a little different from what was actually
23 sent to Craig to be forwarded on to Mr. Grant.

1 MR. RON GRANT: I'm just trying to
2 clarify that point, because that's my -- the
3 information I sent doesn't specifically deal with this
4 topic in the minutes.

5 MR. JOE DOYLE: Okay.

6 DR. MARY HARRINGTON: I'll make a
7 note.

8 MR. JOE DOYLE: What do you suggest
9 we do to get it straight as to exactly what -- is this
10 a question of what -- in what direction they want you
11 to take a look at the EE/CA or --

12 MR. RON GRANT: I guess -- you know,
13 if this -- I guess there is probably going to be
14 dissatisfaction on someone's part, if they look at the
15 information I sent in, they'll probably conclude that
16 I did not do what's in the minutes and may be some
17 question as to why they didn't do it. I can go back
18 and do that, but I have not addressed that point in
19 the information I've sent out to this point.

20 MR. JOE DOYLE: Okay. Well, if I
21 might suggest --
22 (Whereupon, there was discussion off the record.)

23 MR. RON GRANT: I think one thing --

1 DR. MARY HARRINGTON: I think once
2 Craig comes back and we meet again, he will probably
3 share with us the information that we already received
4 by E-mail and the discussion would farm into it then,
5 I would think.

6 MAYOR WILLIAM KIMBROUGH: Well, I --

7 MR. RON GRANT: I think one thing
8 that may be, you know -- that this point that was
9 trying to be made here in the minutes is it's
10 something that relates back to a series of E-mails.
11 And, Karen, you may want to -- you know, this is
12 something that you all forwarded to me where a member
13 of the RAB asked a question about the EE/CA risk and
14 it stemmed from somebody -- you know, I guess the
15 original question was where I can find a more detailed
16 explanation about -- and then this is in quotes --
17 "other consideration that suggests risk to the
18 ecological systems is not significant". I think that
19 note in the minutes stems from this comment by someone
20 back then.

21 And, you know, I'm not sure that I
22 can really address that question. I think some of
23 that is going to have to be addressed by the risk

1 assessor. I think this stems -- there's some comments
2 in the EE/CA that says, okay, there are some
3 ecological risks, but there are other considerations
4 that render them insignificant. And there's really no
5 explanation as to what those other considerations are.
6 The next sentence you just say -- you see that says
7 the recommendation is no further action.

8 And one sentence says, there is --
9 you know, indicates there is a problem of some kind.
10 The next sentence says, we -- you know, we've decided
11 to ignore that.

12 MS. KAREN PINSON: Based on
13 additional lines of evidence, yeah, yeah.

14 MR. RON GRANT: But there's not a
15 lot -- I think what they're looking for is some
16 rationale regarding that sentence.

17 MS. KAREN PINSON: Yeah. It was
18 interesting that the questions that apparently were
19 sent in to Craig weren't exactly the same ones we had
20 seen come in in those E-mails or in the minutes. But
21 they were -- Craig asked people to send in their
22 questions and concerns, and so that's what he
23 compiled, based on what they had sent to him.

1 So, that's what you had to answer,
2 because that's what you were directed to answer --

3 MR. RON GRANT: That's what I
4 attempted to do.

5 MS. KAREN PINSON: -- is that
6 particular -- you weren't directed to answer this, at
7 all.

8 MR. FREEMAN: To satisfy Mr. Grant's
9 concerns, couldn't tonight's minutes reflect the fact
10 that we've got an issue there that's got to be
11 clarified, as far as what -- exactly what he's been
12 asked to do?

13 DR. MARY HARRINGTON: It would,
14 because I'm sure she's taking that down, and that's
15 where our minute come from. And I even made Craig a
16 note that, you know, there is a discrepancy, and he
17 can follow up on wanting to know what it was.

18 MAYOR WILLIAM KIMBROUGH: If -- it
19 was my understanding, the first thing we agreed on,
20 the second -- second portion was that he asked members
21 to send in comments where he could forward those.

22 DR. MARY HARRINGTON: Yes.

23 MAYOR WILLIAM KIMBROUGH: Because I

1 know on discussion of landfill three, you know, there
2 was some question on no further action, and then the
3 alternatives that were -- there were several
4 alternatives that were in the package, is my
5 understanding, and why that particular alternative was
6 chosen over others.

7 For instance, one -- the alternative
8 that is being submitted, it said there was still some
9 ecological risk that it wouldn't clear, you know, that
10 would -- in that priority. And so, that was the
11 question that we were asking in the meeting.

12 You know, they had all -- absolute
13 -- I think the last two were absolute, they would be
14 -- it would remove all risk. But in this one, it was
15 alternative two or three, I believe, that was being
16 recommended, which said that there would still be some
17 risk.

18 And the question that was being
19 discussed was why, if there was still some risk, why
20 was this alternative chosen and not others.

21 MR. RON GRANT: And I touched on
22 that briefly in my response. From the standpoint of
23 -- I think there were four alternatives. The third

1 one is the one they chose. The fourth one is the one
2 that would include groundwater treatment, as I recall.
3 Karen, you can stop me if I misspeak here.

4 But regarding landfill three, the
5 fourth alternative is the one that includes the
6 groundwater treatment.

7 MS. KAREN PINSON: That was the
8 consolidation, the removal --

9 MR. RON GRANT: Consolidation. And
10 in the third alternative is just consolidate --
11 putting a cap on it and consolidation. The fourth
12 alternative is a cap -- you know, a consolidation, a
13 cap, and groundwater treatment.

14 And I know groundwater treatment is
15 a separate issue and you're studying that separately,
16 so you may have to do groundwater treatment --

17 MS. KAREN PINSON: Right. That's a
18 separate -- right.

19 MR. RON GRANT: -- anyway. But the
20 thing I said in there, and the thing I think generally
21 the Government is going to operate on, is if it's
22 environmentally acceptable, you know, and whichever
23 alternative it is, and if it meets the land use

1 restrictions, whichever one they are, residential, or
2 industrial, the recreational, that they're going to
3 take the cheapest one, because you can't justify
4 spending Government funds to implement some other
5 alternative.

6 DR. MARY HARRINGTON: Let me ask
7 this question. Because I want to be sure that I
8 understand. Now, what you are saying is -- I've got
9 that part. But I want to go back and make sure that
10 what you sent to us, that was requested from
11 Mr. Branchfield, is different from the stating of the
12 minute, that's pretty much what you are saying.

13 MR. RON GRANT: Right.

14 DR. MARY HARRINGTON: Or are you
15 saying that you are unsure of what you should be
16 looking at?

17 MR. RON GRANT: I looked at what
18 Craig asked me to look at. Now, I was comfortable
19 with that.

20 DR. MARY HARRINGTON: Oh, okay. You
21 were comfortable. That's what I was trying to get at.

22 MR. RON GRANT: But I'm not --
23 regarding your question, you know, about all I can do

1 is -- you know, I have no institutional knowledge
2 regarding what's gone on before, you know, the EE/CA
3 here at Fort McClellan. You know, that's the first
4 document I've seen. I've looked at a few others in
5 conjunction with that now that Karen has sent me, but,
6 you know, I can't -- I can't go back and make a whole
7 lot of new decisions. If you have specific questions
8 regarding -- I can look and try to ferret out
9 information and try to explain it in some different,
10 simpler terms, perhaps. But as far as why they reach
11 some of the conclusions they did, you're going to have
12 to press -- you're going to have to press them for it.

13 MAYOR WILLIAM KIMBROUGH: Well,
14 that's -- personally, I've sent a letter to be
15 included in the comments of the hearing. And so, you
16 know, I've done that. And when we discussed that,
17 though, that would -- that was an issue that, you
18 know, that I think -- Mr. -- not Mr. Branchfield, but
19 the other young man from Jacksonville.

20 MS. MIKI SCHNEIDER: Mr. Beckett.

21 MAYOR WILLIAM KIMBROUGH: Beckett, I
22 think he asked specifically about the ecological risk.
23 But, you know, you might want to wait. If the

1 transcript's not --

2 DR. MARY HARRINGTON: Miki, I saw
3 your hand.

4 MS. MIKI SCHNEIDER: I just have one
5 question, on the -- under -- this kind of changes the
6 subject a little bit -- under agency reports, where it
7 talks about what the JPA said, the last sentence
8 refers to Mr. Brittain's request that he be notified
9 in advance about the JPA's risk assessor work on these
10 landfills. It's on page three of the minutes, under
11 number one, where it says JPA. The last sentence
12 starts, "Ms. Schneider agreed to Mr. Brittain's
13 request that he be notified in advance when the JPA
14 risk assessor makes their presentation."

15 There's a section missing that
16 should be in those minutes that talks about what I
17 said prior to that that Mr. Brittain was referring to,
18 because I had indicated that we had hired a private
19 consultant, risk assessor to do the review of the
20 landfill work. And that sentence -- that information
21 is not in there for that sentence to refer to. So, I
22 would -- since we've got time, I would like for the
23 minutes to be looked at and make sure that gets put in

1 there.

2 DR. MARY HARRINGTON: Okay. That is
3 noted, and I am sure she has taken it. Now, is there
4 anything else?

5 MR. JOE DOYLE: Well, if I might,
6 even though this is a little out of order, this might
7 allay some concerns here. I was going to take it up
8 under the new business, but since the tie-in is with
9 Mr. Grant's review of the landfill EE/CA, it's
10 probably an appropriate time to raise it.

11 I brought copies -- at the request
12 of the JPA and the City of Anniston, early last week,
13 a request was made to -- for another sixty day
14 extension on the -- to the public comment period on
15 the landfill EE/CA, which we -- Mr. Ryan approved on
16 the 14th of June. In fact, the legal notice was in
17 the paper, in the Anniston Star, today, granting that.

18 And I've got copies of that letter,
19 along with a copy of the legal notice. I'm just going
20 to just go ahead and pass it out, so at least -- just
21 put the members of the RAB on notice that, you know,
22 time is not quite so much of the essence that it was,
23 even just a couple of weeks ago, with regard to

1 Mr. Grant's answering questions or reviewing the
2 documents.

3 So, I don't want to speak out of
4 turn, but my suggestion is: If the RAB members have
5 specific concerns or things that they have with regard
6 to Mr. Grant's review of the EE/CA, that they send an
7 E-mail to Mr. Branchfield immediately with regard --
8 with these questions, so he can collect them and give
9 them to Ron, and Ron will have sixty days --
10 basically, sixty days from today to complete his
11 review or answer questions.

12 DR. MARY HARRINGTON: Okay. Thank
13 you. Now, are we ready to move to our program? And I
14 think that would be Mr. Grant's discussion. Or have
15 we already had everything he's had for us?

16 MR. RON GRANT: Well, I can go over,
17 individually, the questions that were sent to me and
18 the answers, but I, you know, presume everyone got a
19 copy of them, you know.

20 DR. MARY HARRINGTON: Ms. Schneider
21 has not.

22 MS. MIKI SCHNEIDER: No, I have not.

23 MR. RON GRANT: Okay. Well, I've

1 only -- I can print off another copy. I'll be glad to
2 give you the one I brought with me.

3 MS. MIKI SCHNEIDER: Okay.

4 MR. PHILIP STROUD: I think EPA and
5 the State would be interested in that, too.

6 MR. RON GRANT: Okay.

7 DR. MARY HARRINGTON: Okay.

8 MS. MIKI SCHNEIDER: Brenda is going
9 to make copies. How many do we need?

10 DR. MARY HARRINGTON: Get four or
11 five, just in case somebody else is missing. Do you
12 have one? From what we received through E-mail, are
13 there any discussions or questions from Mr. Grant at
14 this time?

15 MR. RON GRANT: Did all of you that
16 received my comments have a copy of Craig's original
17 E-mail that I was responding to? I put down, you
18 know, what I saw to be his questions and my response,
19 but, you know, it may be that there's some
20 disagreement regarding what I saw as the question and
21 what you all saw as the question. So, hopefully, you
22 had a copy of his E-mail to look at. I kind of see
23 some questioning looks.

1 MS. MIKI SCHNEIDER: I did not get
2 his E-mail.

3 MAYOR WILLIAM KIMBROUGH: I don't
4 think I -- I don't think I saw the original. I got
5 yours, the response.

6 MR. JERRY ELSE: I got Ron's
7 E-mail.

8 DR. MARY HARRINGTON: Yeah, but I
9 didn't have the questions with them.

10 MAYOR WILLIAM KIMBROUGH: Yeah. And
11 I assume --

12 MR. RON GRANT: You know, I don't
13 want to try to fix all those communication gaps. I
14 don't think I want to get caught up in that.

15 MR. JOE DOYLE: Well, we'll get a
16 hold of Craig. And I think our -- is everybody
17 getting everything that we're passing to you from the
18 TF? That might be a better way to do it, or at least
19 this time around. Let me get with Craig, get a copy
20 of that, and we'll make a distribution through our
21 E-mail system to all members.

22 MR. RON GRANT: I'm just
23 uncomfortable getting myself in the middle of that,

1 because then if something else fails to get forwarded,
2 you know, that really was not my responsibility to
3 forward, I get the -- I get blamed for it.

4 MS. KAREN PINSON: Is it --

5 MR. RON GRANT: You know, I'm going
6 to go through Ron. I'm going to send things through
7 Ron.

8 MS. KAREN PINSON: Is it clear to
9 everybody that Mr. Grant did answer the questions that
10 Craig Branchfield --

11 DR. MARY HARRINGTON: We understand
12 that. We understand that.

13 MS. KAREN PINSON: -- gathered from
14 the RAB members and sent to us, and we sent on to
15 Mr. Grant? He answered those questions and those
16 alone. The minutes reflect some other conversations
17 that were had during the meeting. And we couldn't
18 selectively leave those things out of the minutes just
19 because they weren't covered under the E-mail that
20 Mr. Branchfield had compiled from everybody's comments
21 on what they wanted addressed in the EE/CA.

22 So, that's why you'll see a little
23 difference there. But as I said, we could not

1 selectively omit some of the things that were
2 discussed in the meeting, so --

3 DR. MARY HARRINGTON: I think they
4 pretty much understand that. I said earlier that the
5 minute reflects actually what took place at this
6 meeting. And that may not be what we got, but that
7 was pretty much what went on transcript-wise. And
8 when Craig gets back, this can still be covered.

9 MR. JOE DOYLE: When Craig comes
10 back, we'll get in touch with him and we'll get copies
11 of all correspondence. We'll have Craig E-mail it to
12 us, and we'll make distribution on it, because I think
13 -- for whatever reason, we'll make sure everybody gets
14 a copy of it, and we'll do that in the next -- as soon
15 as he gets back, so, in the next week.

16 DR. MARY HARRINGTON: That being the
17 case, we really wouldn't have any discussion of the
18 landfill EE/CA evaluation.

19 MR. RON: I'll be glad to go over
20 what I've got written here, but it seems like to me it
21 would just be a waste of your time. But if you would
22 like me to do that, I would be happy to do it.

23 DR. MARY HARRINGTON: Well, I think

1 the only person -- if there are some high notes that
2 you need to make, by all means, don't let me stop you.

3 MR. RON GRANT: Well, the first
4 question, you know, was: What was the basis for
5 eliminating the alternative for consolidating the
6 landfills into one location.

7 There was some reference in some
8 earlier minutes and some dialogue -- and I think it
9 took place at the last meeting -- you know, you get
10 the impression that there was some -- that there was
11 an alternative considered to put all the locate -- all
12 the landfills, you know, into one spot. And that is
13 not an alternative that's ever mentioned in the EE/CA.

14 There is an alternative mentioned in
15 the EE/CA regarding consolidation of landfill three.
16 And when you discuss landfill three and you discuss
17 landfill four, there's information in that discussion
18 regarding consolidation of landfill three and landfill
19 four, but there's nothing in the EE/CA anywhere where
20 it says, we're going to look at or evaluate the
21 feasibility of putting all of this stuff in one big
22 pile somewhere. That's -- there's no discussion in
23 the EE/CA regarding that.

1 MS. MIKI SCHNEIDER: In the December
2 EE/CA, it identified consolidation as an alternative
3 for landfills. It didn't necessarily say all of the
4 landfills, but the December EE/CA did have
5 consolidation of the landfills as an alternative.
6 When they did some reformatting between the December
7 and the March draft, that alternative was omitted.

8 The question should have been --
9 come to you, what was the basis for eliminating the
10 alternative for consolidation of the landfills from
11 the December EE/CA to the March EE/CA.

12 MR. RON GRANT: And unless I
13 misinterpret my role, I don't think that's a question
14 that -- to me, that was a management decision of some
15 kind. That's not a decision, you know, that I could
16 research and come up with an answer to. You know, for
17 whatever reason, somebody elected to eliminate that
18 from consideration between the two revisions of the
19 EE/CA. And I -- you know, I didn't see any reference
20 to it in the second issue, so there wouldn't be any
21 information that I could come up with as to why that
22 decision was made.

23 MR. JOE DOYLE: Right. But within

1 your charter, you can address -- if you feel that it's
2 an alternative that should have been considered as
3 part of the EE/CA, you can address that, using your
4 knowledge, your expertise in that area, Ron. That's
5 something that's certainly within your charter to do.

6 As to whether that's the best
7 approach, that's something that obviously, as we've
8 discussed before, is outside the parameters or scope
9 of your position. But the discussion as to whether or
10 not it should have been considered, that certainly is
11 within your charter.

12 MR. RON GRANT: Well, the thing -- I
13 would sense, you know, and particularly where that's
14 coming from, there's a couple of drivers here, I
15 guess, you know, the Army, Fort McClellan, has the
16 responsibility to make this property presentable, you
17 know, to the community from an environmental
18 standpoint and then to meet whatever reuse, you know,
19 has been accepted by the Army, whatever's in the reuse
20 plan, that's my understanding.

21 Of course, the JPA's goal is to make
22 this property as financially attractive as possible, I
23 would think. So, you know, to consolidate it all into

1 one landfill means that a lot more of the property is
2 usable, perhaps, and could be sold off than having it
3 in scattered pockets. It would make it more
4 attractive and open up the uses for it, if it was all
5 essentially prestige, except for the one landfill
6 location. But, you know, I don't see how you could
7 justify doing that from an environmental standpoint.

8 MAYOR WILLIAM KIMBROUGH: Well, I'd
9 like somebody to answer the questions, because I saw a
10 document with either eight or nine -- I can't remember
11 all --

12 MS. MIKI SCHNEIDER: It's December
13 --

14 MAYOR WILLIAM KIMBROUGH: --
15 alternatives on it, and undoubtedly four of them were
16 cut out. And I would like, for the next meeting,
17 somebody to answer why those were eliminated.

18 MS. MIKI SCHNEIDER: Mr. Grant --

19 DR. MARY HARRINGTON: Now, are we --

20 MS. MIKI SCHNEIDER: -- the JPA's
21 concern is not one of making the property financially
22 in the best way we can. Our first role is ensuring
23 that this property comes in the best possible

1 condition from the Army, that we protect the long-term
2 health and safety of this community. Accepting a
3 hundred and twenty-seven acres of landfills in this
4 community that's already burdened by PCBs, the
5 incinerator, and just saying, we're going to leave
6 them, is a concern for the community.

7 And there's other alternatives out
8 there. Consolidating some of the landfills is an
9 alternative, that I agree with the Mayor, should be
10 looked at.

11 MR. RON GRANT: But I can't -- I
12 guess I could -- I can consider that and tell you what
13 my opinion is regarding doing that, consolidating them
14 all, but I just -- I didn't do that, because in my
15 review of the EE/CA, which was the only information
16 that I had, there was no mention of that.

17 MAYOR WILLIAM KIMBROUGH: Well, I
18 get confused on all this sometimes. Now, one meeting
19 we were told that there were two separate issues, one
20 of them was a groundwater issue and then another was
21 the other. Well, I'm concerned about the groundwater
22 issue.

23 And, you know, the geological

1 studies show that the groundwater is moving toward my
2 well. That's my ultimate goal for being here.

3 And when they came out and said what
4 they were recommended, still -- there was still some
5 risk there. Then, you know, that's my question, is I
6 don't want my water contaminated. And I know people
7 say, well, it hadn't gotten there. Well, it might not
8 ever get there, but it might get there tomorrow, too.
9 We don't know. There's no definites out there. And
10 that's what I've been asking, is why -- why is
11 consolidation, which would move all risk, why has that
12 been removed?

13 And all I'm asking is either the
14 RAB, Ron, or somebody at the next meeting, us have an
15 answer there of what was -- I'm sure there's
16 reasoning, I'm sure there's technical studies and all.

17 MR. JOE DOYLE: We can address the
18 issue of the alternatives and why the changes are --
19 that's not a problem, and we can set that up for the
20 next meeting. However, be aware -- and I'm
21 reiterating the fact that the groundwater issue is
22 being -- is the subject of a separate EE/CA. Okay.
23 That's separate and distinct.

1 In fact, consolidation of landfills
2 -- and, Phil, help me out on this one -- may --
3 probably would have nothing to do with the groundwater
4 issue. Okay, that's separate and distinct. It's in
5 the groundwater now. There's no indication that
6 there's -- that there's additional constituents that
7 are working their way into the groundwater. I mean,
8 we can't positively discount that, but there's no
9 evidence that would indicate that. What's there is
10 there, and that's what we're looking at; A, from a
11 standpoint of finding out where it is and where it's
12 going, and then; B, looking at what issues that we
13 need to take to remediate that so that it is not a
14 safety or a threat issue to anyone in the community.
15 But that's a separate and distinct issue then from
16 what to do with what's in the landfills, themselves.

17 MAYOR WILLIAM KIMBROUGH: Okay. How
18 can they be separated? If you've got water that's
19 going through a landfill, and that's where the
20 contamination is, how can they be separated?

21 MR. JOE DOYLE: Well --

22 MAYOR WILLIAM KIMBROUGH: And I'm
23 not -- somebody can --

1 MR. PHILIP STROUD: Well, if you
2 remove a landfill, you've still got groundwater issues
3 to study for thirty years.

4 MS. DONNA FATHKE: I believe what
5 the Mayor is concerned about, though, is if you remove
6 the landfill, you're also removing any chance of
7 adding more contamination to the groundwater because
8 of things that are still in the landfill and still
9 leaking out there.

10 MAYOR WILLIAM KIMBROUGH: Right.

11 MS. DONNA FATHKE: And you can't --

12 MAYOR WILLIAM KIMBROUGH: I'm not
13 asking for that to be discussed tonight.

14 DR. MARY HARRINGTON: Thank you.

15 MAYOR WILLIAM KIMBROUGH: They can
16 -- somebody can prepare for that and then -- but I
17 would like for it to be discussed, because I don't
18 understand.

19 MR. JOE DOYLE: Okay.

20 MS. MIKI SCHNEIDER: And, Mr. Grant,
21 again, it's not all of the landfills consolidated into
22 one. I think the issue is: If there are landfills
23 that should be consolidated, is that an alternative?

1 We're looking at ten landfills that -- it may only be
2 two or it may only be six, but consolidation as an
3 issue.

4 DR. MARY HARRINGTON: Are we clear
5 in what we want to cover next time?
6 (Multiple discussions in the room.)

7 MR. JOE DOYLE: Yes, in the
8 (inaudible).

9 DR. MARY HARRINGTON: (Inaudible) --
10 clear as blood?

11 MR. JOE DOYLE: No, I've got that.
12 (Whereupon, there was discussion off the record.)

13 MR. RON GRANT: Are you saying to
14 reduce the risk to the community, is that the reason
15 you're saying?

16 MS. MIKI SCHNEIDER: That's one of
17 the reasons.

18 MR. RON GRANT: And what are others?

19 THE COURT REPORTER: Okay. Y'all,
20 I'm having trouble hearing y'all down there.

21 Mr. Grant, did you say, and what would be the other?

22 MR. RON GRANT: Yes.

23 THE COURT REPORTER: "Are you saying

1 to reduce the risk to the community, is that the
2 reason you're saying". And, Miki, you said, "that's
3 one of the reasons". Mr. Grant, you said, and what's
4 the other?

5 MR. RON GRANT: And I said what are
6 others.

7 MS. MIKI SCHNEIDER: Then we
8 stopped.

9 THE COURT REPORTER: Okay. I just
10 wanted to make sure I got you.

11 MR. RON GRANT: I guess that was a
12 side-bar.

13 THE COURT REPORTER: Yeah, but I
14 don't want y'all asking why the side-bar wasn't on
15 there later and I don't have it on there.

16 MS. MIKI SCHNEIDER: We wouldn't do
17 that to you.

18 THE COURT REPORTER: I'll just make
19 sure and have it on here. Thank you.

20 DR. MARY HARRINGTON: Have we
21 finished with that aspect? Do I get to move to RAB
22 membership now? Okay. Our next item is RAB
23 membership. We need to discuss -- since we are unable

1 to vote on -- discuss the removal of a member and
2 accept the resignation of a member and distribute
3 applications.

4 Pretty much the only thing we can do
5 is distribute the application, since no other persons
6 have come in. We do know that one of the members has
7 not been here since June of 2001. And I think maybe
8 three of the absences were excused. And there is a
9 letter in your packet that was written with no
10 response. Any discussion? And we also have a --

11 MAYOR WILLIAM KIMBROUGH: May I
12 discuss something?

13 DR. MARY HARRINGTON: Yes, sir.

14 MAYOR WILLIAM KIMBROUGH: Well,
15 we're not going to accept, but when we do, we need to
16 write a thank you note to Mr. Thomassy in particular
17 for serving.

18 DR. MARY HARRINGTON: Correct --

19 MAYOR WILLIAM KIMBROUGH: Because
20 he's been here the from the beginning.

21 DR. MARY HARRINGTON: That's right.
22 There's not many originals left. For those who did
23 not hear, we do have a resignation from Mr. Thomassy.

1 And Mayor Kimbrough has suggested that we do write a
2 thank you note to Mr. Thomassy because he is one of
3 the original RAB persons. And I think a copy of his
4 resignation was also included. And that will have to
5 be acted upon at the next meeting, provided no one
6 comes in to make this quorum. If you need blank
7 applications, they are available.

8 MS. DONNA FATHKE: Who is the member
9 that's not been here since last June?

10 DR. MARY HARRINGTON: Stratton,
11 Gary Stratton.

12 MAYOR WILLIAM KIMBROUGH: I don't
13 know him. Is he with Monsanto?

14 DR. MARY HARRINGTON: Nobody knows
15 him. Like I said, the first three maybe were excused,
16 and none of the others.

17 We're down to our new business, and
18 we'll get our agency reports. And I guess we're in
19 Mr. Doyle and Mr. Stroud's hands.

20 MR. PHILIP STROUD: Okay,
21 Doyle Brittain, the reason he's not here tonight --
22 he's funded, and he usually is here with a RAB meeting
23 followed up by a BCT meeting. And so he's using that

1 -- dollars to be here for BCTs right now, and he
2 regrets missing this meeting tonight.

3 He and I are pretty much
4 hand-in-hand on a lot of reviews. I am through with
5 the EE/CA, landfill EE/CA review. Those comments will
6 be coming out within a day or so. And
7 Doyle Brittain's will be attached to that. We've also
8 been heavily involved in a lot of remedial
9 investigations that are going on. They're very
10 intense, very difficult to go through. They're
11 complicated.

12 Also, we're doing a lot of work with
13 the Pelham Range issues over there that are going on.
14 Land's going to be given over to the National Guard,
15 not too long from now, so, we've got some big issues
16 over there.

17 Here is the report. It's an update.
18 A lot of the pendings went away, and we have dates now
19 on them. If there's any questions with that, you
20 know, review it and get back with me. If you see any
21 mistakes, let me know.

22 I've got some good news. We are
23 going to have our first meeting with URS tomorrow.

1 That's our subcontractor for performing unexploded
2 ordnance review of documents. We have sent them a
3 complete background of what we have done from
4 conception here. They've reviewed that in a timely
5 manner, and they're coming tomorrow to discuss that.

6 And where we're going to go from
7 here, I'm going to hand them over such things as the
8 Bravo and Charlie EE/CA. We're still waiting on the
9 Alpha EE/CA and some of the documents from the eastern
10 bypass.

11 So, we're going to start digging
12 into that. And our reviews will be coming out pretty
13 soon. If there's any questions on that, get with me.

14 That's basically it. My head's been
15 in the book quite a bit lately. And I hear a lot
16 about this landfill EE/CA. I have some questions,
17 too, on it. And when y'all see the comments coming
18 out, you know, y'all can come to me, at that time.

19 Let's see who it is. JPA.

20 DR. MARY HARRINGTON: Okay. Miki,
21 we're ready for you.

22 MS. MIKI SCHNEIDER: Tomorrow
23 morning at our 7:30 board meeting, the UST,

1 underground storage tank contractor will be announced.
2 We will be beginning pulling tanks probably by the
3 last week of June. There will be nine tanks that will
4 be taken out of the ground.

5 As Joe said, we requested a sixty
6 day extension and received that. Our consultant will
7 be coming over probably in the next three weeks to sit
8 down with local Army and go over some questions with
9 them, talk to their risk assessor, work through some
10 of the landfill issues as they begin to prepare their
11 report.

12 The additional time was needed to
13 address one of the documents that they had not seen
14 before. It was an older document that went back to
15 the 1998 time period, '97 time period, where some
16 baseline information was set. And they needed that
17 document to help with their work. So, we hope to have
18 a report out that we can talk to you about by the end
19 of the summer. That takes up most of our time.

20 DR. MARY HARRINGTON: Okay. Have we
21 missed anything?

22 MR. JOE DOYLE: Also included in
23 your package you'll find the --

1 MR. MARY HARRINGTON: Ron's --

2 MR. JOE DOYLE: -- Ron's summary
3 sheet of ongoing actions at Fort McClellan. I think
4 everybody's gotten that ahead of time. If you've got
5 any questions about it, I'll try to answer them or get
6 answers for you in the near future.

7 DR. MARY HARRINGTON: Are there any
8 questions with the action summary sheet?

9 MS. MIKI SCHNEIDER: Joe.

10 MR. JOE DOYLE: Uh-huh.

11 MS. MIKI SCHNEIDER: On page three
12 of the action summary sheet --

13 MR. JOE DOYLE: Yes.

14 MS. MIKI SCHNEIDER: -- the FOST,
15 what is the .56 acres of land with one facility that
16 was transferred to the City?

17 MR. JOE DOYLE: Is that the --
18 (Whereupon, there was a discussion off the record.)

19 MR. JOE DOYLE: That's a storage
20 area -- there's one building that's a storage area for
21 fire trucks. It's over here behind the DOL, the old
22 logistic's building over here. It's part of their
23 original request for property. In fact, they're

1 currently using it.

2 MS. MIKI SCHNEIDER: Yeah, I know
3 they're using -- okay.

4 MAYOR WILLIAM KIMBROUGH: Is there
5 supposed to be a second page? I got one of the three
6 and then three of three.

7 MR. JOE DOYLE: No, I think that's a
8 typo.

9 MAYOR WILLIAM KIMBROUGH: Okay.
10 (Whereupon, there was a discussion off the record.)

11 DR. MARY HARRINGTON: We've already
12 gotten the TRC report; is that right?

13 MR. JOE DOYLE: Pardon?

14 DR. MARY HARRINGTON: The TRC, why
15 do we have it on here?

16 MR. JOE DOYLE: Well, I guess
17 nobody's here from the TRC.

18 MR. MARY HARRINGTON: Right.

19 MR. JOE DOYLE: Is there anybody
20 here from -- let's see, Mr. Freeman, are you on the
21 TRC? No, I don't think anybody's here from the TRC.

22 DR. MARY HARRINGTON: No, okay.

23 MS. BRENDA CUNNINGHAM: There is

1 nobody here from the TRC.

2 DR. MARY HARRINGTON: No. So, we'll
3 omit that. And as far as the update of the contract
4 hours, we don't have input because I think Ms. Pettuck
5 has been TDY for two weeks.

6 MR. JOE DOYLE: Right.

7 DR. MARY HARRINGTON: This was easy.
8 We're finally down to the audience comments, if there
9 is nothing else from the board members. I love it.
10 Well, you can tell them that you were out of a meeting
11 in record time tonight. You can also inform them that
12 we didn't do any business because there was a lack of
13 a quorum.

14 And I need to let you know that I
15 will be missing for the next board meeting because
16 it's the 15th of July and I will be already at a three
17 day workshop that I would've left for on that Sunday.
18 And I think that's the next meeting, is the
19 15th of July.

20 Do we know if it's going to be here
21 or have we asked to go out?

22 MS. BRENDA CUNNINGHAM: The meeting
23 will be here in July.

1 DR. MARY HARRINGTON: It will be
2 here in July. Okay.

3 MR. PHILIP STROUD: And I'll be out
4 of pocket June 22nd through July 6th. You'll have to
5 call Jim Grassiano if you need help. I'm going on
6 vacation, so, that will be my time.

7 DR. MARY HARRINGTON: Okay. Well,
8 since we never really officially had a meeting, we are
9 adjourned.
10 (Whereupon, the meeting was adjourned.)

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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.

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IN WITNESS WHEREOF, I have hereunto
set my hand and affixed my seal at Anniston, Alabama,
on this the 25th of June, 2002.

SAMANTHA E. NOBLE
Notary Public in and for
Alabama at Large

MY COMMISSION EXPIRES: 11-19-2005.

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