

RESTORATION ADVISORY BOARD

FORT McCLELLAN, ALABAMA

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Taken before KELLI K. LOWERY, a Court
Reporter and Commissioner for Alabama at Large, at
Building 215, Fort McClellan, Alabama, on the 16th
day of October, 2006, commencing at approximately
5:00 p.m.

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1 SCOTT BOLTN: I guess if I can have
2 everybody's attention, we'll call the meeting to
3 order.

4 For those of you who have never met
5 me, and probably the vast majority, my name is
6 Scott Bolton, and I'm the new site manager, the
7 replacement for Gary Harvey, who -- I've known Gary
8 for years. Some of you know me from when I was here
9 before. I ended up as the operations guy here, and I
10 left. The last two and a half years, I've been the
11 site manager of Volunteer Army Ammunition Plant up in
12 Chattanooga. We're kind of closing it out, so I'm
13 going to pick up the management of this place, and
14 eventually, hopefully, I'll be back home, if you will,
15 here permanently is kind of the plan.

16 I hate that we couldn't be
17 introduced a little differently, but as I understand
18 it, our co-chair, Mr. Franklin, and then I guess the
19 deputy, Dr. Cox, both had to be out.

20 So, I guess we'll start off,
21 normally, I think it's the calling of the roll.

22 DR. MARY HARRINGTON: Yes.

23 SCOTT BOLTN: So, for the record, I

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1 guess, Mr. Franklin, Ms. Cheryl Bragg, and Dr. Cox
2 have all, I guess what we would call, excused
3 absences. They had prior commitments that everybody
4 was aware of up front.
5 I guess, if you don't mind, I'll go
6 down the list until I learn everybody.
7 Is Mr. Buford here?
8 JAMES BUFORD: Here.
9 SCOTT BOLTN: Mr. Burgett?
10 Mr. Clendenin?
11 MONTY CLENDENIN: Here.
12 SCOTT BOLTN: Mr. Conroy?
13 Mr. Elser?
14 JEROME ELSE: Here.
15 SCOTT BOLTN: Mr. Hall?
16 Dr. Harrington?
17 DR. MARY HARRINGTON: I am here.
18 SCOTT BOLTN: Okay. Mr. Jackson?
19 ROBERT JACKSON: Here.
20 SCOTT BOLTN: Mr. Kimbrough?
21 Mr. May? Mr. Miller? Dr. Steffy?
22 DR. DAVID STEFFY: Here.

23

SCOTT BOLTN: And Mr. Wilson?

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1

PENN WILSON: Here.

2

SCOTT BOLTN: It does not appear

3

that we have a quorum. We've got eight. We need one

4

more person for a quorum.

5

MONTY CLENDENIN: I don't know if we

6

can conduct business, but if we elect our new member

7

that's in the wings, would that bring us up to our

8

quorum?

9

SCOTT BOLTN: Well, that would bring

10

us up to our quorum, but we can't conduct business to

11

elect anybody without a quorum.

12

DR. MARY HARRINGTON: Get him

13

elected.

14

SCOTT BOLTN: That's the problem

15

that we would run into.

16

BRENDA CUNNINGHAM: Scott, I'm

17

sorry. You need two. I forgot you don't have a vote.

18

I'm sorry. You need two people.

19

SCOTT BOLTN: You're right. I count

20

eight people, not counting myself; is that right?

21 BRENDA CUNNINGHAM: No. We don't
22 have --
23 SCOTT BOLTN: All right. I'm sorry.

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1 I'm with you. I'm with you. Could be a challenge.
2 Okay. We have visitors here. If we
3 could, let's have the visitors just introduce
4 themselves.
5 JOHN SPAIN: My name is John Spain.
6 I own a small company that's here on the Base,
7 Information Risk Group. I have lived here on the Base
8 for about four years. I came over to speak at the
9 University about computer security, and they were kind
10 enough to bring me over here to play golf on the Base,
11 and I looked up and saw those beautiful houses on the
12 circle, and I left Atlanta that weekend.
13 DR. MARY HARRINGTON: All right.
14 JOHN SPAIN: I'm very happy to be
15 here. My company is Information Risk Group. Mostly,
16 we do computer security. We do all types of risk
17 including, mostly compliance, like HIPAA,
18 Sarbanes-Oxley, those types of compliance issues.
19 So, I'm happy to be here, again.

20 RICHARD SAPP: My name is
21 Richard Sapp, and I work with Matrix Environmental
22 Services, here at McClellan.
23 PAUL JAMES: I'm Paul James. I'm in

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1 the Environmental Section, Fort McClellan Army
2 National Guard Training Center.

3 LISA HOLSTEIN: I'm Lisa Holstein.
4 I work for the Fort McClellan Transition Force.

5 BRENDA CUNNINGHAM:
6 Brenda Cunningham, I work at the Fort McClellan,
7 Transition Force.

8 KAREN PINSON: Karen Pinson with the
9 Fort McClellan, Transition Force.

10 STEVE YOUNG: I guess I'm somewhere
11 between a guest and a board member. I'm Steve Young,
12 program manager for Matrix, and I'm here representing
13 the JPA tonight.

14 SCOTT BOLTN: Well, this puts us,
15 unfortunately -- particularly for everybody who
16 attended. I really appreciate those who made the
17 effort to get here. I guess we can stay in a low

18 hover for a couple more minutes and see if we can get
19 a couple more people to come in.

20 I don't see where -- and somebody,
21 feel free to wade in here -- we've got a couple of
22 problems. We need to approve minutes for both April
23 and July. So, again we would need a quorum to get

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1 that done.

2 DR. MARY HARRINGTON: We can't do
3 that without a quorum.

4 SCOTT BOLTN: Yes, ma'am.

5 And then the other business we need
6 to -- has everybody had a chance to see the
7 application, the packet that they received? There
8 should have been an application for Mr. Spain to join
9 the RAB.

10 DR. MARY HARRINGTON: We got it
11 online, most of us.

12 SCOTT BOLTN: Okay. And then
13 apparently, there was a letter explaining the TOSC or
14 the Technical Outreach Services Committee contract
15 expiration. I haven't heard any updates on any of
16 those issues.

17 DR. MARY HARRINGTON: We have
18 Jim Miller.
19 SCOTT BOLTN: Make sure the record
20 shows that Jim Miller is here and Mr. Phillip Burgett.
21 Great, we now have a quorum.
22 JIM MILLER: We'll go back if you
23 want us to.

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1 SCOTT BOLTN: Don't go back.
2 Actually, Jim and Phillip and I have
3 met before, but my name is Scott Boltn. I used to be
4 here a couple of years ago. I'm the site manager for
5 Volunteer in Chattanooga, still am, and now taking
6 over this one as well.
7 Okay. We can conduct business. So,
8 I think the first order of business is going to be the
9 approval of the minutes for April and July.
10 Do we have a motion to dispense with
11 the reading of them and approve them as written or --
12 ROBERT JACKSON: So moved.
13 DR. MARY HARRINGTON: I move that we
14 accept the approval of the minutes for April and July.

15 SCOTT BOLTN: Do we have a second?
16 PENN WILSON: Second.
17 SCOTT BOLTN: It is moved and
18 seconded that the minutes of April and July 2006
19 meetings be approved as written.
20 All those in favor, say I. Any
21 opposed, say nay. The I's have it. Motion carries.
22 Okay. Moving on to old business.
23 We're short -- as I understand it, the RAB is supposed

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1 to have seventeen members, and we currently have -- do
2 we have fifteen on the roll?
3 BRENDA CUNNINGHAM: Sixteen.
4 SCOTT BOLTN: Sixteen. So, if
5 Dr. Spain is elected -- Mr. Spain is elected, that
6 would make it sixteen, is that --
7 DR. MARY HARRINGTON: He is Doctor.
8 BRENDA CUNNINGHAM: Seventeen.
9 SCOTT BOLTN: That will make it
10 seventeen?
11 BRENDA CUNNINGHAM: Yes.
12 DR. MARY HARRINGTON: I move that we
13 accept the application that's presented to us for

14 John D. R. Spain.

15 PHILLIP BURGETT: Second.

16 SCOTT BOLTN: Okay. We have a
17 motion and second. Any discussion?

18 All those in favor of the motion?

19 Any opposed, say nay. Okay. The motion carries.

20 Mr. Spain, congratulations. Welcome
21 aboard.

22 JOHN SPAIN: Thank you very much.

23 SCOTT BOLTN: That brings us up to

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1 seventeen. Okay.

2 Back to old business. Again, in the
3 packets that were sent out there, there's the
4 explanation of the Technical Outreach Services
5 Committee contract expiration. I don't know that it
6 requires any action by this Board, but does anybody
7 have any questions about it? Everybody get a chance
8 to read it?

9 MONTY CLENDENIN: I move that we
10 receive it for the record.

11 SCOTT BOLTN: Is there a second?

12 DR. MARY HARRINGTON: Second.
13 SCOTT BOLTN: Okay. We have a
14 motion and a second that we put this into the record.
15 All in favor, say I, please. Any
16 opposed, say nay. Motion carries, so that will become
17 a portion of the record.
18 Now, as I understand it, we don't
19 have a program tonight, so I guess we can move on to
20 new business. Agency reports.
21 We have Ms. Little from ADEM.
22 BRANDI LITTLE: Yes.
23 SCOTT BOLTN: Would you like to

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1 start off?
2 THE COURT REPORTER: I'm sorry.
3 What was your first name?
4 BRANDI LITTLE: Brandi.
5 THE COURT REPORTER: Brandi. Thank
6 you.
7 SCOTT BOLTN: I'm sorry.
8 THE COURT REPORTER: That's okay.
9 BRANDI LITTLE: Everybody got a copy
10 of the spreadsheet, the same standard spreadsheet that

11 we always use, just to show what documents we received
12 during this last quarter from the Army and from JPA
13 and which ones we completed reviews on and what
14 meetings we attended.

15 And other than that, the only other
16 update is to say that LaBarron Rudolph has quit ADEM,
17 so we now have three people in your review group.

18 DR. MARY HARRINGTON: Whom did you
19 say left?

20 BRANDI LITTLE: LaBarron Rudolph.
21 He was the co-project manager with me.

22 DR. MARY HARRINGTON: Okay.

23 SCOTT BOLTN: Do we have any

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1 questions? Comments?

2 Next on the agenda would be the EPA.

3 BRENDA CUNNINGHAM: We don't have a
4 representative.

5 SCOTT BOLTN: We do not have a
6 representative.

7 Okay. I guess next is the JPA.

8 STEVE YOUNG: I don't have anything

9 to hand out, Mr. Boltn. What I thought I would do is
10 just do a quick update on the two most interesting
11 sites verbally, if that works for you.

12 Landfill 3 would be the first one I
13 think you folks would be interested in hearing about.
14 We are in the process of designing a cap for that
15 landfill, the hazardous waste landfill in the upper
16 northwestern corner of McClellan. We have a site
17 investigation -- an RFI in process that will be
18 submitted to ADEM before the end of this year. We're
19 designing the cap. As we speak, we expect to have the
20 bid package on the street by mid December for
21 contractors to bid on the placement of that cap.
22 Shortly following that bid package, there will be a
23 bid package for groundwater remediation at Landfill 3

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1 as well.

2 Some of you may have seen a roadway
3 that's being cutting off of Highway 21. That's
4 actually in the vicinity of Landfill 3, and that's a
5 temporary access, temporary access only, for us to get
6 the timber off the landfill before we start the
7 construction of the cap. That is not the location of

8 the -- of what would eventually be called the
9 industrial access parkway, which will connect to 21 up
10 in that corner, but not where the temporary roadway
11 is. So, that's Landfill 3.

12 And then the other probably item of
13 high interest for the group is the UXO clean up in two
14 areas, one we call southern Alfa, which is north of
15 Bain's Gap Road, and then what we call MRS-1,
16 Munitions Response Site 1, which is just south of
17 Bain's Gap Road.

18 We're proceeding rapidly to get
19 those clean so that the roadway can be opened. Right
20 now, the target is mid December. We're on schedule
21 right now to make that date, but I feel compelled to
22 caveat that with the fact that it's field work, and
23 everybody knows how that can go, but right now, we're

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1 on schedule for that date.

2 MONTY CLENDENIN: Will there be a
3 ribbon cutting and fanfare and --

4 STEVE YOUNG: I expect -- as
5 interested as the community is, I expect there will

6 be.

7 So, those are kind of the two most

8 active sites that the JPA has going on right now. I'd

9 be glad to take questions about others or roads.

10 JIM MILLER: When did you say you

11 expected to have Bain's Gap Road open?

12 STEVE YOUNG: Mid December.

13 JIM MILLER: Good.

14 PENN WILSON: Again, you might have

15 answered my question, but you mentioned the Industrial

16 Access Road. Will it be coming in approximately where

17 that temporary road is or a little further up?

18 STEVE YOUNG: North.

19 PENN WILSON: A little further north

20 up?

21 STEVE YOUNG: Yes. The location of

22 that temporary road is not the alignment of the

23 Industrial Access Road.

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1 PENN WILSON: Will the Industrial

2 Access Road actually be up closer to what I call the

3 "fruit stand" now? It's a bar and grill, or whatever

4 it is.

5 STEVE YOUNG: Yes, sir. It will be
6 closer. It will still -- I'm trying to think of a
7 landmark. There was a spot just before you make the
8 left-hand turn to go up towards -- before the traffic
9 light. There was a parcel there that had a "for
10 lease" or "for sale" sign on it. It used to be a car
11 dealer's or car lot or something.

12 PENN WILSON: Okay.

13 STEVE YOUNG: Right across from
14 there is about where the roadway will come in.

15 PENN WILSON: Thank you.

16 SCOTT BOLTN: Landfill 3, you said
17 you were sending out, I guess, proposals or request
18 for bids on the cap and stuff. I'm assuming it will
19 just be, like, the plus-two cap or whatever they do.
20 What's the remedy for the groundwater, MNA?

21 STEVE YOUNG: No, it's not MNA. If
22 the concentrations are high enough, there could be
23 some aggressive treatment. What exactly that will be,

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1 we're not quite to that point yet. We're looking at a
2 number of different things, like, a permeable reactive

3 barrier or some sort of an injected chemical oxidation
4 process.

5 SCOTT BOLTN: Thank you.

6 Do we have any other questions?

7 I guess we'll move on to the Army
8 Action Summary Sheet.

9 Do we want to go over them
10 individually, or have people had a chance to read
11 these? How was it normally that we go through this in
12 these meetings, since I'm the new guy on the block and
13 unfortunately haven't had the opportunity to observe
14 first? I guess I'll go over them to the extent that
15 we can. Survey --

16 DR. MARY HARRINGTON: There's
17 really --

18 SCOTT BOLTN: Excuse me?

19 DR. MARY HARRINGTON: I was just
20 saying, there's not really that much for us to deal
21 with.

22 SCOTT BOLTN: No, there's really
23 not. This is more kind of informational, I think, the

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1 status of what things are ongoing, and where they are,

2 if you will, in the pipeline.

3 The big one is obviously this Bravo
4 EE/CA area that we've talked about there. As I
5 understand it -- and I've not seen all the documents
6 or read up on it completely -- but as I understand it,
7 there's been a negotiation for, I guess -- do we still
8 call them ESCAs, or is there some new name?

9 STEVE YOUNG: Still an ESCA.

10 SCOTT BOLTN: It's still an ESCA.

11 Okay. They're banding about some new names.

12 ESCA is the Environmental Services
13 Cooperative Agreement. It's a fancy way of saying
14 kind of a privatized clean up. It is basically, the
15 mechanism of the contractual vehicle, and there's
16 still some modifications to that that are going on and
17 regarding some of the MEC response actions and so on.
18 But I think this thing is pretty well done. It will
19 be a function of funding, like many things, and that
20 will be a good guess as they get down the road is to
21 see how they can fund it and so forth.

22 And right now, unfortunately, I'm
23 not familiar with -- being able to discuss it in

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1 detail is probably going to be difficult because I'm
2 not familiar with all of the -- different funding
3 vehicles or different contracting vehicles sometimes
4 have different provisions as to what you can do, and
5 how long your money is good for, and all these other
6 things. And specific to ESCAs, I'm not all familiar
7 with it. It has a lot of -- particularly, the issues
8 of the detailing as to how long is your money good
9 for, how can you partially fund, how long can the
10 contract run, and this type of thing. They're very
11 similar to what we refer to as a performance-based
12 contracts, but there are substantial differences, I
13 think primarily with the time that the money --

14 STEVE YOUNG: I could fill some of
15 that in if you'd like.

16 SCOTT BOLTN: Please.

17 STEVE YOUNG: The way the ESCAs are
18 working right now is based on a piece of the BRAC law
19 that was intended to limit the Army's obligation to
20 regulatory agencies. The funding has to be limited to
21 a two-year bite, and so, the money will come in in
22 two-year bites. They're called funding periods.

23 Right now, we just crossed the

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1 federal fiscal year boundary, so we're in the second
2 year of optional funding period two -- I'm sorry,
3 optional funding period one. We had a base-funding
4 period, which was '03 to '04 and then '03 to '05. Six
5 and seven are optional funding period one. We have
6 optional funding period two, designated for the
7 base-level funding that won't be available until this
8 time next year.

9 So, the negotiation that is noted
10 here in your handout is -- right now, there's a
11 meeting scheduled for a week from today, and as of
12 today, none of that money will be funded. It's only a
13 negotiation.

14 So, even though the ESCA will
15 outline responsibility, there won't be any funding in
16 place, so they won't actually be able to have any work
17 done on those properties or sites.

18 SCOTT BOLTN: Which means it's
19 probably next fiscal year at best?

20 STEVE YOUNG: At best.

21 SCOTT BOLTN: Okay. The Eastern
22 Bypass and the Iron Mountain Road addition, I guess
23 there's -- again, that's also associated with the

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1 ESCA, but that's the ten-acre piece that's -- how do
2 you want to describe it? I guess that's where your
3 Industrial Road sort of goes, at some point, to the
4 bypass, and so, we feel that's getting through to the
5 NFA on that.

6 The dog kennels, again, this just
7 requires a land-use control modification, I guess, so
8 that Auburn's lease for the kennels and so forth can
9 be extended. There hasn't been a problem with that,
10 so I don't see that that's going to be an issue.
11 Department of Defense as well as the Safety Board and
12 everybody's onboard with it, so I think you can
13 consider that as a high probability of being a done
14 deal.

15 Again, the Charlie area EE/CA, the
16 major problem with that, the vast majority of that
17 area that we speak about lies within the Fish and
18 Wildlife Refuge boundary. The majority of it is
19 there. The big clean-up driver to that, again, is MEC
20 or UXO, however you wish to call it.

21 You can kind of see -- we see Lisa
22 has done a good job of providing the tracking on where
23 things are at.

1 Currently, we just got a response to
2 comments from ADEM back in August, and the Army --
3 well, the comments from ADEM in August, and we are in
4 the process of preparing a response to comments and as
5 far as how that process goes.

6 Is everybody on the RAB -- this
7 brings up a question in my mind, and I need some
8 feedback from the RAB members. Are y'all familiar
9 with the process that happens under CERCLA while this
10 process is coming to a close? Everybody comfortable
11 with that? Because I don't want to, you know, be
12 speaking Chinese or something, so somebody let me
13 know. Okay. Great.

14 Road and fire breaks action.
15 Basically, the field work there is done. That was
16 actually -- I remember the planning stage of that
17 because I was involved with that before I left to go
18 to Tennessee. So, the field work is done, the removal
19 report has been submitted to ADEM, and we received
20 their comments back. The Department of Fish and
21 Wildlife Service is also responding to comments. It's
22 in the process of response to comments on that.

23 Bain's Gap, the Army -- there's kind

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1 of two pieces to the UXO removal action there.
2 Essentially, it's done, the paperwork and everything
3 else. That was done very quickly, very good. The
4 agencies and everybody pushed forward, and it worked
5 real well. Even the final report and everything else
6 was done, I guess the date of Gary's retirement, the
7 28th, so we got it in.

8 Property transfers. Currently, we
9 show three hundred and eleven acres on the books that
10 remains to be transferred as shown in the chart that's
11 here. I don't want to beat that horse.

12 Be interesting to see if it comes up to
13 be completely three hundred and eleven acres. You
14 know, the final numbers is always what it comes out in
15 surveys. Many times our acreage estimates are based
16 on an old system called IFS, Insulation Facility
17 System, and it can date back a lot of years, so we'll
18 see about that.

19 The Eastern Bypass Track 3, the
20 draft FOST and anything involved, the MEC and so
21 forth, of course the draft has to go up to the DA's,
22 and they have to review the draft as well. And we've

23 got the DA comments back, and the draft FOST should be

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1 ready shortly to go out to the regulatory agencies and
2 public for the public comment period.

3 That's, what, a thirty-day period on
4 those?

5 LISA HOLSTEIN: At least.

6 SCOTT BOLTN: Huh?

7 LISA HOLSTEIN: Yes, minimum.

8 SCOTT BOLTN: Minimum.

9 Okay. The water tanks, I'm sure is
10 a subject near and dear to Mr. Miller's heart. We're
11 in the process of doing the FOST for -- we reviewed
12 the draft FOST. We sent it out the last working day
13 of last month, sent it to the Department of the Army
14 for review, and as soon as we get the DA review and
15 any comments that need to be addressed, those will
16 be -- again, the draft FOST will then go to ADEM, EPA,
17 and public comment period.

18 Other than just a brief safety
19 announcement here. Again, with the gate signs,
20 barriers, kind of the ongoing problem at all of these

21 sites, here as with anywhere else, once we close these
22 facilities, a lot of people are very interested in
23 them and forget some of the safety things, so we've

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1 got some information there about safety.

2 Is there any questions about what's
3 going on in the Army's piece of things?

4 We'll move along.

5 Prior to doing that, I guess, if you
6 would, we can note for the record, Mr. Ed Kimbrough is
7 here.

8 Upcoming programs, JPA, JSU -- is
9 there someone here to provide an update? Do you have
10 an update on this --

11 MONTY CLENDENIN: Harry is still
12 planning to go up in the winter, probably January, and
13 do a mapping of the site, and after that we'll have
14 something to report back to you.

15 I'd like to thank you. I stole the
16 photo that Scott took of the snake effigy and used it
17 without his permission in inviting Indians down here,
18 but it's one of the best photos of the snake effigy.

19 SCOTT BOLTN: I appreciate that.

20 MONTY CLENDENIN: But the work is
21 going to be done sometime this winter.
22 SCOTT BOLTN: Do we have any other
23 comments or questions?

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NOBLE & ASSOCIATES

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1 Well, if not, do we have a motion to
2 adjourn?

3 PENN WILSON: I move to adjourn.

4 ED KIMBROUGH: I think we should
5 make the meeting a little bit longer since I just got
6 here.

7 PENN WILSON: You can stay.

8 SCOTT BOLTN: Right.

9 JEROME ELSER: Second.

10 SCOTT BOLTN: All those in favor?
11 Anybody opposed? Carried.

12 A reminder, I guess, the next
13 meeting is January 22nd, if everybody will please mark
14 their calenders.

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C E R T I F I C A T E

STATE OF ALABAMA)
CALHOUN COUNTY)

I, KELLI K. LOWERY, 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.

IN WITNESS WHEREOF, I have

17 hereunto set my hand and affixed my seal at Anniston,
18 Alabama, on this the 26th of October, 2006.

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KELLI K. LOWERY
Notary Public in and for
Alabama at Large

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MY COMMISSION EXPIRES: 09-15-2009.

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