

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 July, 2007, commencing at approximately 5:00 p.m.

1	R E P O R T E R ' S I N D E X	
2		
3	CAPTION SHEET . . . . .	1
4	REPORTER'S INDEX . . . . .	2
5	RESTORATION ADVISORY BOARD . . . . .	3-35
6	CERTIFICATE . . . . .	36
7	--oOo--	
8		
9		
10		
11		
12		
13		
14		
15		
16		
17		
18		
19		
20		
21		
22		
23		

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1 CURTIS FRANKLIN: All right.  
2 Everyone agrees, I think it's time to call our meeting  
3 to order. We'll start with our roll call.  
4 Mr. Bolton?  
5 SCOTT BOLTON: Here.  
6 CURTIS FRANKLIN: Present.  
7 Ms. Cheryl Bragg is excused. Mr. Buford?  
8 JAMES BUFORD: Here.  
9 CURTIS FRANKLIN: Mr. Burgett?  
10 Mr. Clendenin?  
11 MONTY CLENDENIN: Here.  
12 CURTIS FRANKLIN: Mr. Conroy?  
13 Mr. Cox -- sorry, Dr. Cox? Mr. Elser? Mr. Hall?  
14 Dr. Mary Harrington is excused. Mr. Jackson?  
15 ROBERT JACKSON: Here.  
16 CURTIS FRANKLIN: Mr. Kimbrough?  
17 Dr. May? Mr. Miller? Dr. Spain is excused.  
18 Dr. Steffy?  
19 DR. DAVID STEFFY: Here.  
20 CURTIS FRANKLIN: Mr. Wilson is  
21 excused. Michelle Klomp?  
22 MICHELLE KLOMP: Here.  
23 CURTIS FRANKLIN:

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1 Mr. Doyle Brittain? And Ms. Brandi Little?

2 SCOTT BOLTON: We have the surrogate  
3 Brandies with us, so --

4 CURTIS FRANKLIN: Okay. How do we  
5 mark that?

6 BRENDA CUNNINGHAM: Just put a  
7 check.

8 CURTIS FRANKLIN: Okay. Now we will  
9 introduce our guests.

10 If you would go around the outside wall  
11 here, and please introduce yourself.

12 KAREN PINSON: I'm Karen Pinson with  
13 the National Guard.

14 LISA HOLSTIEN: Transition Force.

15 STEVE YOUNG: Steve Young, Matrix.

16 RON GRANT: Citizen.

17 CURTIS FRANKLIN: Okay. Thank you.

18 Do all of you have copies of the minutes  
19 of the last meeting? By the way, do we have a quorum?

20 BRENDA CUNNINGHAM: No, sir.

21 CURTIS FRANKLIN: We do not have a  
22 quorum, so we cannot approve the minutes. If you  
23 would like a minute to read over those, you may, and

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1 if you should have any comment, we can take that, but  
2 we cannot approve them without a quorum present.

3 Any comment on the minutes?

4 Okay. Old business. The TAPP contract,  
5 pending the fiscal year '08 funding, do we have a  
6 comment on that, or what are the --

7 SCOTT BOLTON: I can give you an  
8 update. We had our work plan, as we call it,  
9 essentially our budget input for the coming FY, and we  
10 included moneys for a TAPP contract in that, and we  
11 now wait to see what all will be funded and not  
12 funded. I'm guardedly optimistic we will get the  
13 funding, and then at that point, when we get the  
14 funding, we will go through the funding process.  
15 Money is tight right now in the Army for obvious  
16 reasons, the war and so forth, so everything gets  
17 looked at very, very closely.

18 CURTIS FRANKLIN: But the request  
19 was made?

20 SCOTT BOLTON: Yeah, we definitely  
21 did put it in the work plan.

22 CURTIS FRANKLIN: Was the funding  
23 for the same amount as we had last time?

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1 SCOTT BOLTON: I believe so.

2 LISA HOLSTIEN: Yes.

3 CURTIS FRANKLIN: Yes. Okay.

4 Our program tonight is the security on  
5 McClellan by Scott Bolton.

6 SCOTT BOLTON: Well, this is in  
7 response to -- actually Brenda, I should have Brenda  
8 probably present this because she did the work. I  
9 think she did a good job on it. This is in response  
10 to a question John Spain had with regard to what kind  
11 of security or what are we looking at here.

12 Now, realizing that obviously since  
13 Fort McClellan is no longer Fort McClellan, it is no  
14 longer an Army responsibility or sole Army  
15 responsibility, and you don't have the security levels  
16 that we once had. It's a variety of good things. I  
17 think it's a good question so that people can have a  
18 good feeling and understanding as to kind of what it  
19 looks like here on the installation.

20 As far as the Army goes, the Transition  
21 Force, we basically have two Government guards on  
22 staff, and we augment them with some contract  
23 personnel, and as you can see, they patrol certain

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1 areas that we have responsibility for. Now, this is a  
2 little weird in that the Army doesn't own much  
3 property anymore, so that's why we don't have the DOD  
4 police and so on that we once had because, as we  
5 transferred property, what we did is we seated our  
6 exclusive jurisdiction primarily -- giving the current  
7 jurisdiction over to the State on October 1st of 1999.

8 So as we seated jurisdiction, that  
9 became a significant issue for our personnel: What  
10 happens with the scope of their authority shrinking?  
11 Primarily what they do now, they're involved with a  
12 lot of enforcement and inspection of land use  
13 controls, which includes things like signage, gates,  
14 looking for intruders, reporting intruders to the  
15 appropriate law enforcement agency, and they have  
16 jurisdiction in the area.

17 And what gives them their authority to  
18 do this, quite frankly, is a memorandum or agreement  
19 or other contractual-type agreements that we have with  
20 other stakeholders because the only Army property, if  
21 you'll remember, that is still Army property that they  
22 still have jurisdiction over, the Tract 3 of the  
23 bypass, the center section, and a couple of other

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1 small pieces, the water tanks will eventually go to  
2 JPA, to the water board, those sites which comprise  
3 all of the very small acreage. So most of their  
4 authority comes from memorandum or agreement that we  
5 have with JPA and ADEM or the Fish & Wildlife Service,  
6 and that's what the Army personnel do.

7 As far as the National Guard on post,  
8 and you can see the points of contact, they have two  
9 big areas. Obviously, the huge area is Pelham Range,  
10 but they also have a couple of hundred acres here on  
11 the main post. So they do that both, with the  
12 combination of -- they've got Government personnel as  
13 well as the contract, the majority is contract, as I  
14 understand it. Again, primarily, it's on Pelham Range  
15 and also here on post. They don't go much outside of  
16 that.

17 Other players or major stakeholders are  
18 the Fish & Wildlife Service. They do now have  
19 Kris Bly, who is a law enforcement officer, so he has  
20 arrest authority and all that. Again, he does similar  
21 things, he patrols the refuge, and he'll look for  
22 signs and so forth, he gets involved in tickets and so  
23 on. Hunting season is a big time.

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1                   One of the biggest problems that he's  
2           faced with is, quite frankly, that his time is split,  
3           not just with this refuge, but several others as well,  
4           and then as the Department of the Interior needs  
5           personnel at a given place, you know, somebody's on  
6           leave, somebody's out sick, then they have to start  
7           shuffling people around from the refuges in the area.  
8           He gets caught up in that. Quite frequently, I think  
9           his quote "base" is here.

10                   Center for Domestic Preparedness, they  
11           have a contract security force. They have a few  
12           Government personnel, and their focus is purely the  
13           property they have on installation and, of course,  
14           over at the live agent training facility, which is  
15           their responsibility.

16                   JPA, I don't know if Michelle is the  
17           point of contact for security or that you just  
18           answered Brenda's phone call. As you can see, they,  
19           again, have contracts with a local company.

20                   When the Alabama DOT people are present  
21           doing work, such as they are down in the tract one  
22           area, down in there, Wright Brothers is the contractor  
23           for ALDOT, and they provide a guard at several gates

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1       and so forth.

2                       So that's basically what the security,  
3       you know -- and then, of course, the law enforcement  
4       piece of it all is the sheriff's department, which  
5       primarily would be kind of a refuge area. My  
6       assumption is that they do have some jurisdiction  
7       there. Fish & Wildlife must have granted them  
8       jurisdiction. We had certainly given them that, and I  
9       don't know that the Department of the Interior has  
10      changed that, and then the majority of the cantonment  
11      is in the Anniston Police Department, was annexed by  
12      the City of Anniston, so the Anniston Police  
13      Department would have the jurisdiction of policing  
14      that.

15                     In general, the things that we've had  
16      are hunters or other personnel going into off-limit  
17      areas and getting lost. When we were in the hunting  
18      program, you know, the Army, like it does everything,  
19      is big on control, and so when the Army hunting  
20      program was here, you were assigned to a specific  
21      area. We only allowed, depending on bow or gun  
22      season, either 20 or 30 acres per person. You had a  
23      little tag, and you did not stray out of that area.

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1       If you did, you were gone. It was just that simple.  
2               Now the Fish & Wildlife has that area.  
3       They have it a lot more flexible, probably a lot more  
4       typical of what you'd find in any other hunting areas.  
5       So it remains to be seen whether we'll have a lot of  
6       folks coming in and getting lost. Most of the hunters  
7       were familiar with the area. We did have other people  
8       come in periodically that would ignore signs or  
9       whatever and get lost. Our guys have spent time  
10      chasing them down while the Sheriff's Department is  
11      trying to find somebody to call them on the cell phone  
12      and trying to give them landmarks or whatever.  
13              Four-wheelers coming up primarily from  
14      the east side of the mountain. Nothing they like  
15      better than to run up on a security patrol. It's a  
16      good game with them. There's not much you can do.  
17      You report it when you see it. That's about it.  
18              Poaching, poaching has always been a  
19      problem here. Interesting enough, it seems to be more  
20      common during hunting season. So I guess that  
21      particular version of poacher illegally takes  
22      something and acts like -- I don't know. We've never  
23      been able to figure that out.

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1                   Bain's Gap Road is becoming an issue  
2           once again since it's open now. And probably, this  
3           next one, general disregard of signs, gates, and  
4           barricades is just -- it's a chronic problem. It's a  
5           problem with everybody that deals with security on the  
6           installation. There's almost no amount of physical  
7           security that you can put in place, so what you're  
8           really trying to stop is the reasonable person, the  
9           reasonable man. You know, you can warn off, you can  
10          provide signs, barriers, so on and so forth, but  
11          you're not going to be able -- short of the -- I don't  
12          know what -- bulldozing it, fencing it, and making it  
13          like -- you're not likely to stop people that want to  
14          do it. It's amazing. I mean, we've had people come  
15          up to a barricade that says, you know, do not pass  
16          here, no trespassing, lifting their bicycles over the  
17          barricades while our people are standing there saying,  
18          well, what are you doing? Well, I'm going to go ride  
19          my bike. You know, I -- it just is a constant  
20          problem.

21                   We've had vandalism, obviously, of  
22          vacant buildings.

23                   Things we try to do, obviously, we

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1       replace gates, signes, and fences, and so on, and we  
2       have a lot of land use controls as part of the  
3       environmental remedies and other agreements that we  
4       have in place. We're really serious about that. Our  
5       guys spend a lot of time doing that. We provide  
6       briefings to people as needed. There's maps to a  
7       variety of sources that show what is the off-limit  
8       areas. I think Fish & Wildlife is going to make  
9       Bain's Gap a priority when they can when Chris is  
10      available.

11                       Since reopened the hunting, Fish &  
12      Wildlife decided they -- we haven't had poaching.  
13      You've got people who have hunted here for years and  
14      years and years legally, and they just didn't stop  
15      during about the four-year interval.

16                       CURTIS FRANKLIN: They didn't get to  
17      work.

18                       SCOTT BOLTON: That's usually the  
19      thing you see.

20                       One of the things -- I'm going to see if  
21      this laser works. I apologize for that side of the  
22      room not being able to see it.

23                       One of the things that I wanted to show

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1       you is this pattern right here, the bold lines, and  
2       actually, it comes down like this now. The JPA gave  
3       this property to the Fish & Wildlife as well -- is a  
4       picture of the refuge. Now, what you're looking at  
5       there, if you look at the darker green, those were  
6       areas that were the clean areas, and the yellow areas  
7       are areas that had possible UXO.

8                     One of the things that we did, there's  
9       signage literally goes all along here, all along the  
10      road, and then here and so on. The signs were  
11      literally line of site not to exceed 200 feet. That's  
12      just the standard we use on that. So crossing into  
13      these areas, they are as notified as you can be. Now,  
14      I'm talking about out in the woods we've done this.  
15      Even the road avenue of approach, there are some  
16      barriers. There are some roads that we did in  
17      conjunction.

18                    In addition to that, when they decided  
19      to open a portion of the refuge -- the reason I  
20      brought this up -- this is the Choccolocco Corridor,  
21      which is, out in the State area. You can see the  
22      difference. The grey area here is what is open to  
23      public access. And this is the -- kind of the Ridge

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1 Road or Culvert Drive, I guess is the rename. There's  
2 signage all along that as well, and the reason the  
3 refuge decided to do that, the Culvert Drive is right  
4 along in here on this particular map. They provide --  
5 also this area here has extremely steep terrain. This  
6 way we've kind of backed off to the common sense areas  
7 that it made sense that people would likely use and so  
8 forth, so that's how the public use area was defined  
9 as well as the closed area.

10 Once the Army has completed the MEC  
11 removal of UXO and so on in these yellow areas, then  
12 their plan will be to open up additional areas.

13 ROBERT JACKSON: How wide would  
14 that be, I mean, the green, roughly?

15 SCOTT BOLTON: Well, I don't know.  
16 The total refuge, of course, is 10,000 acres, and  
17 probably 45 percent of it is what's accessible now.  
18 That's a guess off the top of my head. As far as an  
19 actual distance -- this slopes to the top of the hill,  
20 so I'm not sure what it would be, as far as --

21 MONTY CLENDENIN: But it's a steep  
22 grade, too.

23 SCOTT BOLTON: It is a steep grade.

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1       It's probably good for hiking, hunting, or whatever,  
2       and the limited uses that Fish & Wildlife, you know,  
3       allows, I know a lot of horseback riders and things  
4       were disappointed. It's steep terrain everywhere.  
5       Literally, you go to the west of that line, it's  
6       steep, and the west side of the hill is equally steep.  
7       So those are the kind of things that are in place.

8               The cantonment itself, the protection is  
9       pretty much like -- with the exception of where JPA's  
10      got their own security guards that also work, I'm  
11      assuming, your focus are primarily the work areas,  
12      where they're out in the field, basically, it's the  
13      same kind of practice that you have out in the city.

14             Now, the National Guard obviously has  
15      their own people, and Homeland Security folks have  
16      theirs on their small piece of it as well.

17             Any questions?

18             If I may, then, this gives me the  
19      opportunity to segway into something pretty quick.  
20      This kind of touches on this.

21             Look at that map right there, if you  
22      would. Just so everybody is aware, we had, I want to  
23      say, on the 8th, which was the Sunday -- can we --

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1       some of y'all will see that you've got a handout of an  
2       M17A1 or M18A1 rifle grenade parachute star ground  
3       signal, whatever. The reason I've included that is:  
4       In this area right here, right about there, we had a  
5       hiker on the -- I want to say it was around the 8th --  
6       might have been the 7th, Saturday the 7th of July, and  
7       what he found was one of these rifle grenades.

8                       Now, what in fact he found was a lot  
9       like many of you who are familiar -- when we've talked  
10      about parachute flares, slap flares -- well, he found  
11      himself a World War II vintage thing. Back then, they  
12      used them like -- very much the same thing. Back  
13      then, they used it like a rifle flare, shot it up in  
14      the air, parachute opens and came down, and it  
15      provided illumination, or you could use them for  
16      signalling.

17                      He called the sheriff's department  
18      apparently, and unclear as to exactly why -- because  
19      all law enforcement agencies in the country know who  
20      their local EOD, military explosive ordnance units  
21      are, but for whatever reason, the sheriff's department  
22      did not call the 723rd EOD at Fort Gilliland. There  
23      was some confusion. Somehow they thought it was on

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1 JPA property, so they called the JPA board member who  
2 called Scott Bradshaw. Many of you know that Scott is  
3 the facilities manager for JPA. At that point, Scott  
4 knew what to do as well. He got a hold of  
5 Steve Miller, got a hold of our people here who called  
6 me, and they called the 723rd EOD, who came out here  
7 on Sunday, found the item, identified it, said no  
8 explosive content, consistent with these kinds of  
9 items we find periodically all over the post, and they  
10 destroyed it.

11 The reason they destroyed it instead of  
12 picking it up was the World War II vintage ones are  
13 marked M17A1WP. Now, I don't know how many veterans  
14 we have here, but most of us that have been around at  
15 least since, say, the early '60s, you see WP, and  
16 we're going white phosphorus. That's the first thing  
17 that comes to mind. And it's the same with these  
18 young EOD folks. We got a couple of young sergeants  
19 that are probably in their mid 20s. They saw WP, they  
20 said, oh, my gosh, white phosphorus. So apparently  
21 they packed the C4 to it, blew the thing up, and it  
22 had no secondary effects to it. We're saying, what in  
23 the world?

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1                   So when they went back, and standard  
2           procedure is they go look these things up in their  
3           data bases and so on -- they've got all the good  
4           stuff. So they realize this gem is a 1943 vintage.  
5           The other thing that blew their mind was that it was  
6           alluminum. But they made them out of alluminum even  
7           back then. But the WP stands for white parachute --  
8           white parachute, okay, as a white signalling device.  
9           The M19A1 and A2 were green with a parachute, and the  
10          M21s were amber, and M51s were red, okay.

11                   It's kind of funny because we start  
12          running to our Huntsville Corp people just to make  
13          sure, their first reaction was, oh, no way. It was an  
14          M20 something. Well, no, it wasn't. It was a couple  
15          of years older than that.

16                   So what you were looking at there was a  
17          World War II era kind of the equivalent of what today  
18          a lot of people talk about as slap fares or parachute  
19          flares. We don't stick them on the end of a rifle to  
20          launch them now. You just pull a tube off and smack  
21          the bottom of it and shoot it like a roman candle  
22          almost. So that has been out most recent find and so  
23          on.

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1                   So I hate it that Bill Garland was  
2                   right. Bill was just speculating endlessly that it  
3                   was one of the old slap flares that he's very familiar  
4                   with, and I kept telling him, no, there's no way on  
5                   this one, and come to find out, he was about  
6                   two-thirds right.

7                   MONTY CLENDENIN: What caliber would  
8                   this be? Would it go through the barrel or just sit  
9                   on the end of the barrel?

10                  SCOTT BOLTON: I think they sit on  
11                  the end, if I understand it.

12                  ROBERT JACKSON: That's what they  
13                  used to do.

14                  SCOTT BOLTON: They sit on the end,  
15                  and they launch the thing. They've got fins, and they  
16                  look very much -- except they're longer, apparently --  
17                  they look very similar to the small ones that  
18                  Mike Moore used to have showing people and stuff.

19                  ROBERT JACKSON: Wasn't the flare  
20                  white phosphorus?

21                  SCOTT BOLTON: No. Apparently --  
22                  and that's an interesting question because we're not  
23                  sure when they started using white phosphorus --

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1       because it wasn't -- and I can't remember what  
2       chemical ingredient, but I did see something on it as  
3       to what they used because the modern one frequently  
4       would use white phosphorus. You know, there's nothing  
5       worse, you know, than the star buster landing in the  
6       dry stuff, and drill sergeant -- someone pops one, and  
7       it just takes a land right in it. So they had much  
8       the same thing. They also had the same kind of  
9       signaling flares without parachutes. The WP, the P is  
10      parachute, and the W in this case refers to the color  
11      of the illumination.

12                   It was kind of funny because I was  
13      talking to the captain and commander, Captain Chism,  
14      they were -- and of course, Murphy's Law takes into  
15      effect on all of these kinds of things. Before these  
16      guys could get back and look it up, they got diverted  
17      somewhere else to another mission, and then they got  
18      diverted somewhere else and spent the night on the  
19      road, and so when I was calling their 24-hour number,  
20      literally, I was talking to them on the road again,  
21      and they said, man, if we could ever get back to the  
22      stinking office -- but this is what it is. So they --  
23      when they got back, they sent us the stuff, and then

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1       gave us the Greek ordinates as to where it was found,  
2       somebody hiking at the southern end of Ridge Road. So  
3       we thought we'd bring that up.

4               One of the things we are going to do --  
5       I know Michelle's folks, myself, and Steve Miller have  
6       talked about it -- the EOD people because of the  
7       operations tempo with the war, they keep changing  
8       their parent organizations and so forth, so one of the  
9       things that we've decided we're going to do, and the  
10      EOD people said they would be happy to do it with us,  
11      is we're going to come up with a system with the major  
12      stakeholders here and talk to the EOD people, vent it  
13      with them, and get with the sheriff and law  
14      enforcement people. Because I know they're going to  
15      shift from one battalion to another, and that may well  
16      have contributed to some confusion. If somebody tried  
17      to follow the exact protocol and turned out that  
18      battalion was deployed two weeks before, and now,  
19      you're supposed to call Fort Biggs, New Jersey, go  
20      figure, to get people out of George deployed to  
21      Alabama. So we've decided that we want to work on  
22      that.

23               So that's all I've got, if everybody's

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1 got any questions or is wondering why you have the  
2 diagram of M17A1, white parachute flare or  
3 illumination round or whatever you want to call it.

4 CURTIS FRANKLIN: Any comments? Any  
5 questions?

6 Thank you for that presentation.

7 And let the record show that Mr. Burgett  
8 and Mr. Hall are now present. We're still two short  
9 of a quorum.

10 As far as new business, we have -- I  
11 think everyone has in their packet a resignation from  
12 Dr. Fred May. He is resigning at JSU and has taken  
13 another position with Western Illinois University. He  
14 thought he possibly could be here tonight, but he did  
15 not make it. So I think everyone has a copy of his  
16 resignation in their packet.

17 We have also, I think, in your packet, a  
18 nomination by John Spain for a new RAB member,  
19 Mike Kimberly. It is not an application, simply a  
20 resume that he has in there. Again, since we do not  
21 have a quorum, we cannot take any official action on  
22 it, but would everybody like to look over that resume  
23 and start forming an opinion on whether or not we'd

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1       like to welcome Mr. Kimberly to the RAB here? Again,  
2       we cannot take any action tonight since we do not have  
3       a quorum.

4                       We have one other item here, and again,  
5       this is just to get some comments, some thoughts on  
6       what action we need to take as a RAB. The bylaws  
7       state in paragraph 4.4 regarding attendance, "Regular  
8       members may be removed if they fail to attend three of  
9       the regular RAB meetings in a row or 50 percent of the  
10      regular RAB meetings in 12 consecutive months."

11                     Mr. Conroy falls into that category, and  
12      we're seeking comment and thought on what the action  
13      of this body should be concerning that. The wording  
14      of the bylaws does not say that they must be removed.  
15      It says that they "may be removed."

16                     There have been efforts to contact  
17      Mr. Conroy, and they have been to no avail as far as  
18      his attending the meetings, and we realize he is a  
19      very busy man. He was a charter member of this group.

20                     In a case like this, what should we do?  
21      Should we make further efforts to contact him? Should  
22      we exercise the --

23                     ROBERT JACKSON: How many did he

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1 attend last year?

2 CURTIS FRANKLIN: Pardon?

3 ROBERT JACKSON: How many did he  
4 attend last year?

5 CURTIS FRANKLIN: He has not  
6 attended since April of 2005.

7 SCOTT BOLTON: Two people:  
8 Pete Conroy and James Hall.

9 CURTIS FRANKLIN: So we were talking  
10 about Mr. Conroy. I certainly think that we all value  
11 his opinions, all value his comments, and he's been a  
12 valued member of this group, but we'd like to hear  
13 some comments. We can take no official action, but  
14 what is the feeling of this group?

15 ROBERT JACKSON: Well, I shouldn't  
16 say anything because I missed the last two. I had  
17 surgery, and then I was playing golf in Gulf Shores --

18 SCOTT BOLTON: Surgery is iffy, but  
19 the golf is okay.

20 ROBERT JACKSON: It turned out I got  
21 to the tenth hole and hurt my back. They had to carry  
22 me to the hospital, so it -- so I was in the hospital  
23 there, too. It didn't make much difference, but --

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1 MONTY CLENDENIN: Do you know how  
2 many efforts have been made to contact Pete? Did we  
3 just call him once and didn't get a response or --

4 BRENDA CUNNINGHAM: No. Normally,  
5 if people call or send us an e-mail and say that they  
6 can't make a meeting, that considers them as excused,  
7 so they get a little E on the little chart here. I  
8 know you've seen this because you've been a chair.  
9 And after a while, if they don't call or anything,  
10 they just have a bunch of Xs. Then I send a letter,  
11 which I did in April of 2006. We only have four  
12 meetings a year now, so it's kind of strange.

13 So I sent him a letter, and I didn't  
14 hear anything from him, so I called his office, and I  
15 didn't hear anything from his secretary, but I did  
16 call today again, and she said that he could not make  
17 it. So, you know, I don't know really. The RAB has  
18 to be aware that you have some members -- so you can  
19 call him or e-mail him, or you can vote him in as vice  
20 chair, and we'll have to come.

21 MONTY CLENDENIN: Maybe if you play  
22 him some music.

23 BRENDA CUNNINGHAM: We might use

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1       that, too.

2                       So, yes, we have made several attempts.

3                       ROBERT JACKSON:  It looks like he's  
4       not planning on coming since he hasn't been here  
5       since whatever you said, 2005.

6                       CURTIS FRANKLIN:  April of 2005.

7                       BRENDA CUNNINGHAM:  Maybe if the  
8       community cochair would call him or some of the other  
9       members would call and talk to him, or you can just  
10      wait until we have a quorum and discuss it again  
11      and -- I don't know.

12                      CURTIS FRANKLIN:  Anymore comments?  
13      That was more of a question than a comment and a  
14      rather blatant sign that was --

15                      MONTY CLENDENIN:  It was nonverbal.

16                      CURTIS FRANKLIN:  That was a  
17      comment.

18                      MONTY CLENDENIN:  It was nonverbal.

19                      CURTIS FRANKLIN:  Right.  And  
20      certainly, we value any member, but I think that his  
21      comments were certainly appreciated.  You know, he  
22      always had a great deal of input.  That's why it  
23      disappoints me to think that he would not be a member

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1 of this group. At the same time, he's occupying an  
2 office that someone else might would want to  
3 contribute and has the time for it. I certainly don't  
4 think we should deprive anyone else of that.

5 MONTY CLENDENIN: Well, according to  
6 the newspaper, it would certainly improve the image of  
7 the RAB Board. If anyone of you saw that comment  
8 several weeks ago in the Star.

9 SCOTT BOLTON: I don't think so, and  
10 we're usually pretty up on --

11 MONTY CLENDENIN: It was a pretty  
12 ugly comment. One of the senators said that they were  
13 going to improve the imagine of the JPA by removing  
14 Pete.

15 SCOTT BOLTON: Yeah, that was all  
16 that other stuff.

17 MONTY CLENDENIN: I thought that was  
18 pretty nasty.

19 CURTIS FRANKLIN: That was even  
20 worse than your gesture.

21 MONTY CLENDENIN: That's right.

22 CURTIS FRANKLIN: Okay. I guess,  
23 all we can do really is think on this until our next

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1 meeting. And since we cannot take any action, think  
2 on this. If some of you would like to, if you know  
3 Pete well, maybe give him a ring, talk to him and tell  
4 him we would like to have him back in our meetings,  
5 and try that approach a little bit.

6 Do we have agency reports from ADEM?

7 KANESHIA TOWNSEND: The ADEM  
8 activities report lists all the documents received  
9 this quarter and their current status.

10 DR. DAVID STEFFY: I can't hear you.

11 KANESHIA TOWNSEND: The ADEM  
12 activities report lists all the documents received  
13 this --

14 SCOTT BOLTON: She's turning off the  
15 air.

16 KANESHIA TOWNSEND: The ADEM  
17 activities report lists all the documents received  
18 this quarter and their current status.

19 CURTIS FRANKLIN: Okay. Would you  
20 like to comment on any of those?

21 KANESHIA TOWNSEND: No, sir.

22 CURTIS FRANKLIN: Okay. What about  
23 EPA? We have no report from EPA?

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1                   What about JPA?

2                   MICHELLE KLOMP: You have a summary  
3                   sheet in your packet, and some highlights from the  
4                   last quarter are that we've completed our  
5                   investigation and intrusive activities on two margins  
6                   accident -- MEC removal sites on Southern Alfa  
7                   and MRI-T1-- so that was really exciting for all of  
8                   us.

9                   The other big news that we had is that  
10                  we've continued work at the Landfill 3 fill area,  
11                  northwest of Riley, capping site. Those are two  
12                  landfills up on the north side of the base. We've  
13                  stockpiled a ton of dirt from those, which we've not  
14                  got back onto the landfill, and we've excavated a part  
15                  of the northwest landfill and moved it out of the way  
16                  of a new roadway that'll be going through. That's our  
17                  highlights of the quarter.

18                  CURTIS FRANKLIN: Very good.

19                  Any comment or questions on that report?

20                  Let the record show that Mr. Miller is  
21                  present also.

22                  Okay. Next, the Army Action Summary  
23                  Sheet.

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1                   SCOTT BOLTON: Well, again, there's  
2                   a couple pages of summary here. I guess the  
3                   significant actions that are going right now is that  
4                   we've got a couple FOSTs working as we speak, and  
5                   planning a suitability transfer for the Army staffing  
6                   and documents before we can try to transfer.

7                   As y'all are aware, we've mentioned a  
8                   lot of times the total acreage, as shown on this chart  
9                   on the second page, that remains in the Army is 312  
10                  acres. The overwhelming majority of which is  
11                  obviously involved with the Eastern Bypass, and then  
12                  the other piece of it is the water tank sites. The  
13                  water works through, I guess, via JPA.

14                 The -- one of the issues that we're  
15                 dealing with is the 11-acre parcel, and that's an Iron  
16                 Mountain Road edition. Essentially, it's an exit ramp  
17                 from the Tract 3 of the Eastern Bypass on to the Iron  
18                 Mountain Road, which used to be called Rocky Holler  
19                 Road, from there, which eventually, I guess, would be  
20                 the Industrial Road for the JPA; correct?

21                   MICHELLE KLOMP: (Shakes head.)

22                   SCOTT BOLTON: So we had a meeting  
23                   with ADEM, we've met with ADEM, we've met with ALDOT

1       on some issues about the characterization of that  
2       particular property, and those are kind of on going,  
3       so hopefully, we will resolve what our differences  
4       there are, and so forth.

5                       That's really the most significant thing  
6       right now that impacts the community. Everything else  
7       is fairly --

8                       MONTY CLENDENIN: Is there a road  
9       block or a hold up on developing that Iron Mountain  
10      Road or are there just hoops that are still being  
11      jumped through?

12                      SCOTT BOLTON: Well, both of the  
13      above. The initial work that was done by the Army,  
14      and the 11 acres -- if I can have that little thing  
15      back again -- basically, it's right there. That's the  
16      end of it. It goes into Iron Mountain Road, which  
17      obviously becomes the -- the 11-acre property is right  
18      there.

19                      The characterization that we did, that  
20      the Army did, basically turned up nothing. The area  
21      adjacent to that 11 acres, the JPA -- Matrix for JPA,  
22      their action memorandum indicates that there's areas  
23      adjacent to it that they need to clear to depth. So



1       therein lies the difference. There are some forms of  
2       construction support and some other things that could  
3       to be done, and we're kind of working through that.  
4       ADEM's initial responses were: What does ALDOT want  
5       to do, and ALDOT is kind of going, well, what does  
6       ADEM want to do? So we got ourselves in kind of a due  
7       loop on that one, but we're working those issues, and  
8       I believe we'll get them resolved.

9                       MONTY CLENDENIN: Is there any hope  
10       that that part of the road will be ready as the  
11       Eastern Bypass construction --

12                      SCOTT BOLTON: Exactly. That's why  
13       the push is on. That's why we want to get it  
14       addressed. What, obviously, ALDOT would want to do,  
15       is when they do their construction and go in and do  
16       things to that tract of property, okay, adjacent to  
17       it, you know, they don't want to do 300 and something  
18       or 266 acres of property and then come back and do 11.  
19       They would want to do it continuously. But we've got  
20       to get it resolved because it actually impacts on  
21       ALDOT as well whether their contractors can get bonded  
22       to do the work and so on, so I think we'll get it  
23       worked out through with a few more meetings and so on.

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1       The first two, were -- I think they were productive  
2       because I don't think everybody realized how far apart  
3       we initially thought we were. It turns out we're not  
4       as far apart as we thought. We did plug -- we've got  
5       some money plugged into the funding cycle for it. We  
6       shall see whether it's going to be enough or not.

7                   CURTIS FRANKLIN: Upcoming programs?  
8       Anything on a future program that we will have?

9                   SCOTT BOLTON: Next meeting will be  
10      when?

11                  CURTIS FRANKLIN: Will be October  
12      15th, and at that time, we will elect a new vice  
13      chair. I certainly hope the campaign for that will be  
14      clean and we won't have a lot of mud slinging in that.

15                  Audience comments? Anyone in our  
16      audience like to make a comment, statement?

17                  Do I hear a motion?

18                  ROBERT JACKSON: I so move.

19                  JAMES BURFORD: So move.

20                  CURTIS FRANKLIN: It's been moved  
21      and secondly adjourned. Appreciate everyone's  
22      attendance. Sadly, we wound up lacking one having a  
23      quorum, but we proceeded none the less.

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1                   Be thinking about the membership as far  
2           as the election of our new member, Mr. Kimberly, and  
3           also the action on Mr. Conroy.

4                   Thank for your attendance.

5

6                               --oOo--

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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, KELLI K. LOWERY, a Court

6 Reporter and Notary Public in and for The State of

7 Alabama at Large, duly commissioned and qualified,

8 HEREBY CERTIFY that this proceeding was taken before

9 me, then was by me reduced to shorthand, afterwards

10 transcribed upon a computer, and that the foregoing is

11 a true and correct transcript of the proceeding to the

12 best of my ability.

13 I FURTHER CERTIFY this proceeding

14 was taken at the time and place and was concluded

15 without adjournment.

16 IN WITNESS WHEREOF, I have

17 hereunto set my hand and affixed my seal at Anniston,

18 Alabama, on this the 27th of July, 2007.

19

20

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

23 MY COMMISSION EXPIRES: 09-15-2009.

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