

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 21st day
of April 2008, commencing at approximately 5:00 p.m.

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1 DR. BARRY COX: Ladies and
2 gentlemen, are we ready to get started?
3 Mr. Bolton?
4 SCOTT BOLTON: Here.
5 DR. BARRY COX: Ms. Bragg?
6 Mr. Buford? Mr. Burgett?
7 PHILLIP BURGETT: Here.
8 DR. BARRY COX: Mr. Clendenin?
9 MONTY CLENDENIN: Here.
10 DR. BARRY COX: Mr. Elser?
11 BRENDA CUNNINGHAM: He's excused
12 along with Cheryl Bragg.
13 DR. BARRY COX: Mr. Hall?
14 Dr. Harrington?
15 DR. MARY HARRINGTON: She's here.
16 DR. BARRY COX: Mr. Howard?
17 GENE HOWARD: Here.
18 DR. BARRY COX: Mr. Kimberly.
19 DR. MIKE KIMBERLY: Here.
20 DR. BARRY COX: Dr. Spain?
21 DR. JOHN SPAIN: Here.
22 DR. BARRY COX: Dr. Steffy?
23 DR. DAVID STEFFY: Here.

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1 DR. BARRY COX: Mr. Wilson?
2 PENN WILSON: Here.
3 DR. BARRY COX: Michelle Klomp?
4 MICHELLE KLOMP: Here.
5 DR. BARRY COX: Mr. Brittain?
6 Ms. Little?
7 BRANDI LITTLE: Here.
8 DR. BARRY COX: At this time, we'll
9 start around the room and introduce all of the
10 guests/visitors.
11 LISA HOLSTEIN: Lisa Holstein, Fort
12 McClellan Transition Force.
13 BRENDA CUNNINGHAM: I need to state
14 for the record that Mr. Jackson and Mr. Kimbrough and
15 Mr. Jim Miller are all excused also, and I'm
16 Brenda Cunningham with Fort McClellan Transition
17 Force.
18 MIKI SCHNEIDER: Miki Schneider,
19 JPA.
20 MIKE MONTALIO: Mike Montalio,
21 GeoSyntec Consultants.
22 STEVE YOUNG: Steve Young, Matrix
23 Environmental Services.

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1 RON GRANT: Ron Grant, interested
2 citizen.

3 KAREN PINSON: Karen Pinson, Fort
4 McClellan National Guard Training Center.

5 DR. BARRY COX: We appreciate y'all
6 coming.

7 Has everybody had a chance to carouse
8 the minutes of the last meeting? Does anybody have
9 any additions or corrections or deletions?

10 PENN WILSON: I move the minutes be
11 approved.

12 DR. MARY HARRINGTON: I second.

13 DR. BARRY COX: All in favor? All
14 opposed, same sign? Motion carried.

15 Old business. TAPP contract.

16 SCOTT BOLTON: That's ours. That's
17 Army.

18 Actually the funding, we have funding
19 for it. I believe it was a week or two ago we got
20 notified that funding had been sent down to Mobile
21 District Core, so they will get their contracting
22 people going on that.

23 We'll set up the period of performance.

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1 We'll probably set it up as something to be close to
2 calendar year or something along those lines so we
3 don't run into crunches on fiscal years again. It's
4 still in the works.

5 It took a while to get the funding, but
6 like I said, we got the notice either last week or the
7 week before, that that was one of the requests that we
8 had that had been approved. Whether it's a FAD or a
9 WAD or whatever the latest funding authorization
10 documents was sent down there. So it's interesting to
11 see what the latest term is.

12 It was there. What we got was a note
13 that said, it's in this pile, and you guys figure it
14 out where it is, but we've got verification from
15 Mobile District Core that they got it, and they know
16 what it's for.

17 DR. BARRY COX: Anybody have any
18 questions?

19 Okay. I understand we need one new RAB
20 member.

21 BRENDA CUNNINGHAM: Yes, because
22 Mr. Franklin passed away in January. The RAB needs
23 one more member now to take his place, so we'll have

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1 17. So if you know anyone, send an application or
2 send them.

3 DR. BARRY COX: Anybody have any
4 thoughts on that?

5 DR. MARY HARRINGTON: Have we
6 exhausted every possible one we did have?

7 BRENDA CUNNINGHAM: Yes, ma'am.
8 They're sitting to your right.

9 DR. MARY HARRINGTON: Well, I can
10 hope.

11 DR. BARRY COX: Anybody else have
12 any thoughts?

13 DR. JOHN SPAIN: These new members
14 should come from the County, the City? Are there any
15 kind of restrictions?

16 DR. BARRY COX: One of the things is
17 "stakeholders", somebody that's interested, an
18 interested party.

19 Any thoughts? I think we'll put
20 everybody together as a recruiting committee.

21 MIKI SCHNEIDER: What about some of
22 the businesses that are out here, somebody from Ampro
23 or somebody from Howard Core? They certainly have a

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1 stake in this property.

2 DR. BARRY COX: Anybody else? Would
3 you like Brenda -- to add responsibility to someone
4 else -- would you like for her to contact the
5 businesses to see if they would like to have a
6 representative? Would that be something the Board
7 would like to do?

8 PENN WILSON: I believe that would
9 be worthwhile if Brenda could work it into her
10 schedule?

11 DR. BARRY COX: Would you have any
12 objections?

13 BRENDA CUNNINGHAM: No, sir.

14 DR. BARRY COX: Okay. Do you want
15 to make that in the form of a motion then?

16 PENN WILSON: Yeah, I make a motion
17 to that effect.

18 DR. BARRY COX: That we contact the
19 local businesses --

20 PENN WILSON: We contact local
21 businesses on McClellan and/or Fort McClellan. I
22 guess there's two different entities out here.

23 DR. BARRY COX: Do we have a second?

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1 DR. MARY HARRINGTON: Second.

2 DR. BARRY COX: All in favor, say I.

3 All oppose, same sign. Motion carried.

4 Program, I see we do not have a program
5 tonight. So I guess we can go straight into the
6 agency reports. We'll start with ADEM.

7 DR. MARY HARRINGTON: I have a
8 question before we go. Do we know what happened with
9 our invitation to Anniston City Council, because we
10 did send that letter; right?

11 BRENDA CUNNINGHAM: Yes, ma'am.
12 They got the letters that Dr. Spain had written, and I
13 did send the letters to them. I can't think of the
14 guy's name. Steve --

15 DR. MARY HARRINGTON: Stan Bennett?

16 BRENDA CUNNINGHAM: Yes. I did not
17 hear from them. I also sent them an announcement of
18 the meetings so that they would know when it is, and
19 we didn't hear any response.

20 DR. MARY HARRINGTON: Okay.

21 DR. JOHN SPAIN: Well, Dr. Cox, you
22 are involved in the RAB program at the Depot; right?

23 DR. BARRY COX: Yes.

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1 DR. JOHN SPAIN: And it's very
2 active participation by the -- isn't there a
3 commissioner that's very active?

4 DR. BARRY COX: Eli is on it.

5 DR. JOHN SPAIN: Does he attend
6 regularly or --

7 DR. BARRY COX: The situation there
8 is you have a representative, for example, like, the
9 water works or the Commissioner, and they're allowed
10 to send a representative that can vote.

11 DR. JOHN SPAIN: Okay.

12 DR. BARRY COX: But, yes, you
13 normally have -- if they can't come, they normally
14 send somebody.

15 DR. JOHN SPAIN: Well, that was the
16 background behind trying to get someone from the city
17 council to sit on our meetings, but I'm not sure that
18 it's going to work. Should we invite someone else?
19 Should we invite someone from the public works?

20 DR. BARRY COX: We can go back down
21 the list of what the water works, of course, is
22 representing.

23 DR. MARY HARRINGTON: Yes,

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1 Mr. Miller.

2 SCOTT BOLTON: And Phillip.

3 DR. JOHN SPAIN: Well, I was
4 concerned that some of the enthusiasm about the RAB
5 itself was weighting, and perhaps participation on
6 behalf of the City would give us a new shot.

7 Anybody else have any comments about
8 that?

9 DR. MARY HARRINGTON: No, sir.

10 DR. BARRY COX: Okay. Anybody else?

11 PENN WILSON: I guess it's related
12 to the City. I'm just sitting here thinking. You
13 mentioned, Dr. Cox, "stakeholders". I'm thinking of
14 someone in the City with regards to parks and
15 recreation or something like that. There's lots of
16 potential things in the way of recreation out here,
17 and I guess I'm still just pursuing the City idea like
18 Dr. Spain, but perhaps someone in the parks and
19 recreation --

20 DR. MARY HARRINGTON: Unfortunately,
21 you have a lot of potential out here, but it's removed
22 from the people that needs to serve, and I know that's
23 another subject for another time, and I won't venture

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1 into that, but all this stuff doesn't live up to the
2 potential because it's so difficult for the people to
3 get to during the times that they need to get here,
4 and particularly if anybody's working. But like I
5 said, that's another subject for another time.

6 Go on, Dr. Cox.

7 DR. BARRY COX: Anybody else? If
8 not, we'll go into the agency reports and start with
9 ADEM.

10 BRANDI LITTLE: Okay.

11 DR. JOHN SPAIN: I did have one
12 other thing. With respect to the programs, we had
13 talked at one time about trying to have a program.
14 For me, I certainly would like to see a short program
15 at every meeting if we could arrange that, and I don't
16 know how to go about that. You know, someone to
17 present for 20, 25 minutes some particular more
18 indepth presentation with respect to the issues that
19 we're dealing with.

20 SCOTT BOLTON: In that regard, I
21 would suggest a couple of things. We would have got
22 down there anyway, so now's as good a point as any.

23 I would suggest to the people that have

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1 -- RAB members and visitors that have suggestions for
2 programs, why don't you e-mail them to Brenda or
3 myself, and we can try to coordinate putting some
4 things together. I think that's one of the critical
5 factors here, and I think it would help the group as a
6 whole too if we could have programs that were of
7 interest of the group as opposed to the Army interest
8 or the JPA interest or something. You know, bring us
9 something and say, here, here's you a program.

10 I realize it's the nature of the beast
11 to some extent that a lot of times on technical issues
12 or specific details and so on it does have someone
13 from a specific agency to represent, but if we had
14 some idea as to what things of interest or what things
15 that the RAB wants to hear about that are within the
16 interest of the RAB, we could do that.

17 One of my suggestions would be -- and
18 I'd leave it to up the members here -- we may want to,
19 some time in the near future, since we've had a lot of
20 turnover in personnel, we might want -- I guess there
21 was an old RAB 101 kind of briefing and so on that's
22 out, and we could probably do something along those
23 lines too that would help, I think, that would kind of

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1 clarify for everybody the purpose of the RAB in some
2 of the areas and so on.

3 DR. JOHN SPAIN: That would be very
4 good.

5 SCOTT BOLTON: So if you want to do
6 something along those lines, we could certainly set
7 that up, and then any other items that are the
8 interest of the RAB, that's kind of what we need.

9 That's difficult to do, but I think
10 you'll find that once we get that kind of input going,
11 it tends to build on itself. That's been my
12 experience in Tennessee, as well.

13 Yes, sir.

14 GENE HOWARD: That would be
15 important, but also the scope of the function of the
16 Board, and it's relationship to the development. You
17 know, I want to know that.

18 SCOTT BOLTON: You're talking about
19 the RAB 101?

20 GENE HOWARD: And I'm sure it's
21 quite an easy explanation, a one-paragraph statement,
22 but our function as far as the development,
23 redevelopment, the process, the vision process, the

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1 vision concept of how we should function so that I
2 would know how we're thinking on that. You guys know;
3 I don't.

4 SCOTT BOLTON: Well, you want that
5 at the next meeting? We control that, so we can set
6 that up.

7 DR. JOHN SPAIN: That would be good.
8 I think anything that we could do that would educate
9 us would put us in a better position as to being able
10 to function on this Board and to do it more
11 effectively would be good. And if you have those
12 training sessions set up maybe two or three in advance
13 so that we didn't lose the opportunity because we only
14 get together four times a year, so there's not a lot
15 of opportunity for training and development. I think
16 it would be great if we could have something at every
17 single meeting.

18 DR. BARRY COX: It seems to me one
19 of the things that would be important, at least define
20 -- as far as environmental clean up goes now -- what
21 is the Army's role, and what is the JPA's role, what
22 does the Army have left to do. Because one of the
23 things we used to look at was what's coming next, what

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1 do you guys have in the pipeline that's coming down.

2 One of the things we did here
3 particularly with the Anniston Army Depot, when they
4 had something come down the pipe, they would ask the
5 RAB's opinion prior to something happening. They'd
6 say, here's what we're planning on doing. What do you
7 guys think? So that would be one thing that I would
8 suggest. Let's define the role of what's being done
9 and who's doing it.

10 DR. JOHN SPAIN: I think that sets
11 up two good meetings right there. You could start
12 thinking about No. 3.

13 SCOTT BOLTON: Okay.

14 DR. JOHN SPAIN: In connection with
15 them, would anybody be opposed, if we had something
16 very good, to extending the meeting 15 or 20 minutes?
17 If someone came in and wanted to make a 35 or
18 40-minute presentation, is there anybody opposed to
19 hearing that presentation?

20 DR. BARRY COX: In the past, we met
21 on a monthly basis, and by no means held it to one
22 hour. We were probably at meetings that lasted two to
23 two and a half. So, I mean, there's no hour time

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1 limit to my knowledge as to how long the RAB meetings
2 last.

3 SCOTT BOLTON: I don't think that's
4 a constraint. I mean, you'll find different ones meet
5 at different times. In Tennessee, for example, we
6 don't start until 6:30, so normally, we're scheduled
7 from 6:30 to 8:00, and we do try to kind of hold to it
8 but --

9 DR. BARRY COX: We used to start
10 later. One thing I might ask is if we could get
11 Brenda to e-mail the RAB regulations to everybody.
12 It's fairly specific, but not ours but --

13 BRENDA CUNNINGHAM: The bylaws?

14 DR. BARRY COX: No. The way the
15 Army is set up.

16 BRENDA CUNNINGHAM: Sure, I can do
17 that.

18 DR. BARRY COX: So we could have
19 that ahead of time. Something that says here's what
20 the Army says the RAB is supposed to do. It's very
21 specific if I recall. I haven't read it in quite
22 sometime, but it's fairly specific.

23 DR. JOHN SPAIN: It's been redone

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1 two or three times.

2 MIKI SCHNEIDER: It's changed with
3 the '05 BRAC.

4 PENN WILSON: I think one possible
5 presentation, if you want to call it that, we've
6 expressed interest in having the City of Anniston show
7 up at these meetings, things like that. They haven't
8 really done that yet, perhaps they could come and give
9 a presentation on what the City of Anniston's vision
10 is for the use of this out here.

11 DR. MARY HARRINGTON: That would be
12 good.

13 PENN WILSON: We could maybe deliver
14 an invitation. This would be maybe to the city
15 manager or whatever, you know, and if they don't have
16 a vision for it, maybe if we put them on the spot,
17 they may scratch out some ideas.

18 I ask sometimes about Riley Lake and
19 trails, things like this out in the woods and how you
20 could utilize this, and I know there's some athletic
21 facilities, and there's gyms here, you know, Truman
22 Gym that I used to use years ago when I was stationed
23 here, but it would seem like that would be a

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1 presentation that would be worth while.

2 SCOTT BOLTON: Well, we might could
3 give an update on the status of some of the property,
4 and that kind of stuff because I guess -- given the
5 turnover we've had on the RAB, there's probably some
6 question as to whose role is what out here, and a lot
7 of that defines that.

8 I kind of chuckle to myself. The City's
9 vision is probably to tax Miki's vision as it
10 develops.

11 But in all seriousness, I think that's a
12 legitimate point to bring out, what's what out here,
13 because a lot of people do see the facilities and
14 different activities that go on and --

15 DR. DAVID STEFFY: Didn't JPA put
16 out a contract to Auburn University to come out with
17 various visions for the site?

18 MIKI SCHNEIDER: No.

19 DR. BARRY COX: As soon as we
20 finish this, Miki wants the floor, but my
21 understanding is that there's a very narrow focus of
22 the RAB, and it's to deal with environmental issues.
23 That's the focus of the Restoration Advisory Board.

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1 It's primarily with environmental concerns you have.

2 SCOTT BOLTON: And to serve as kind
3 of a vehicle for the Army and for others, in this
4 case, JPA, because of the ESCA relationship, to serve
5 as a public participation and information, both ways.

6 DR. BARRY COX: That will help.
7 After we do RAB 101, I think that would help clarify
8 what the role of the RAB is.

9 And Miki asked if she could have the
10 floor for just a couple of minutes.

11 MIKI SCHNEIDER: Let me see if I can
12 answer some of these questions very quickly.

13 DR. BARRY COX: Since we're off
14 topic --

15 MIKI SCHEIDER: I'm sorry, Brandi.

16 SCOTT BOLTON: Let's hear her real
17 quick first.

18 BRANDI LITTLE: Oh, that's fine.

19 SCOTT BOLTON: I figured John was
20 either covering for you or trying to throw you off of
21 your game by asking a question.

22 MIKI SCHNEIDER: I'm Miki Schneider
23 for those of you who do not know me. I'm director of

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1 planning with the JPA at McClellan.

2 The RAB's focus and your charge is to be
3 the conduit for the public, to address the
4 environmental issues for the property that is under
5 the Army's purse.

6 Up until two years ago, a lot of the
7 property out here was under your purview, and the
8 property was transferred. It was divided into four
9 entities; Alfa, Bravo, and Charlie, and the Main
10 Cantonment Area. All the property was transferred
11 with the exception of Charlie in green to the JPA, and
12 the JPA has everything else except for those pieces
13 that we have sold.

14 This body's direct responsibility is for
15 Charlie and for the environment issues that are left
16 with Charlie.

17 In our ESCA agreement with the Army, we
18 agreed that as necessary, if the RAB wanted to know
19 what was going on with your site-specific
20 environmental clean-up issues, we would come to the
21 meetings and provide you information.

22 Michelle Klomp, she's the program
23 manager for Matrix who works for JPA, has been doing

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1 that. She's been coming to the meetings and giving
2 you updates on all of the sites that we are
3 responsible for cleaning up, but your role as far as
4 those sites, there's not a connection between this
5 entity and the JPA.

6 Now, there's nothing -- sir, about
7 what's going from a planning standpoint out here under
8 redevelopment, you can certainly request me to come at
9 any time to your meetings and give you an update on
10 what we're doing. The other forum for that is the JPA
11 board meetings or the marketing committee meetings
12 where we go through all of what's going on and who
13 we're selling property to.

14 The other forum that we have is the
15 program management committee. It meets once a month
16 in our office building at 8:00 o'clock on Monday
17 morning, the third Monday of the month, and that's
18 where we go over every environmental site. Our
19 meetings usually last two or three hours.

20 Dr. Harrington kind of reminds me of the
21 way the RAB used to be here when we would sit here
22 until 10:00 o'clock at night, but we will go through
23 each site and discuss what we're doing, the money

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1 we're spending, how we're setting it up, and that's,
2 again, tied directly to reuse and how that property is
3 going to be reused. You're all invited to those
4 meetings.

5 And then part of the ESCA, our agreement
6 with the Army, we are required to have a public
7 meeting every year. The last public meeting we had --
8 I think we had four people attend. We've invited --
9 the RAB was invited, and we're scheduling one now for
10 this year. It's in June.

11 BRANDI LITTLE: May 19th.

12 MIKI SCHNEIDER: May 19th. We're
13 going to be having all of the businesses and the
14 residences, and it'll be in the paper, but everybody
15 is invited to attend that too.

16 But JPA's role in this RAB is strictly
17 to be here as necessary to answer any questions that
18 you might have in Alfa and Bravo. Your role to the
19 Army is Charlie and what they're doing with the clean
20 up there.

21 Can I answer any questions from my
22 standpoint? Scott can talk about Charlie.

23 MONTY CLENDENIN: Can this committee

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1 go with a group that's going to go to Iron Mountain
2 Road and back in their drive by?

3 MIKI SCHNEIDER: That was this
4 morning, but anyone who wants to see what we're doing,
5 if you are interested, pick up the phone and call me,
6 and I will arrange a tour for you.

7 SCOTT BOLTON: The other thing, if
8 you want to do it as a body, let us know. We'll
9 coordinate with Miki, and we'll work something out.
10 The good news is: It stays light now. We're at that
11 time of year.

12 MIKI SCHNEIDER: And we're in the
13 field until about 6:00 o'clock, so it would have to be
14 at the end of this meeting or on Friday afternoon.

15 DR. JOHN SPAIN: Have you got a
16 vehicle that you could --

17 MIKI SCHNEIDER: We have enough
18 vehicles that we could do a convoy.

19 SCOTT BOLTON: We may can find a
20 way.

21 MIKI SCHNEIDER: We may can get in
22 pick-up trucks and put your boots on, but, you know,
23 we can do it.

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1 SCOTT BOLTON: Sometimes, we can
2 beg, borrow, and steal other vehicles and stuff.

3 MONTY CLENDENIN: I would love to
4 see Landfill 3. I've seen it from the highway and all
5 of the trucks going in. I can to see the cap from the
6 road through the trees, but I'd like to really see
7 what that --

8 MIKI SCHNEIDER: What we have done
9 out there?

10 MONTY CLENDENIN: Right.

11 MIKI SCHNEIDER: We would be glad to
12 arrange that and make that happen.

13 Does that help explain?

14 PENN WILSON: Very good for the new
15 people, and it's refreshing to me, giving an update.

16 What's going on with Riley Lake?

17 MIKI SCHNEIDER: Riley Lake is up in
18 the northern boundary of the property. We've just
19 finished putting a cap on the two fill areas adjacent
20 to Riley Lake. Landfill 3, we have just finished a
21 cap on Landfill 3. We're now addressing the
22 groundwater contamination that goes from that landfill
23 under the road, and we have just put a walking path

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1 and jogging path on top of the fill area northwest of
2 Riley, and we're in discussions with the City right
3 now to open that to the public sometime this summer.

4 And Riley Lake itself has been tested.
5 We jokingly call it bassomatic. We went in, and we
6 got some of the fish, and we tested some of the fish,
7 and we made sure everything was okay, and they were.

8 We're also in negotiations with the City
9 to open Riley Lake as well when we open the walking
10 trail up here so that people can have access to that.

11 MONTY CLENDENIN: Does it still have
12 camping pads?

13 MIKI SCHNEIDER: No, sir, it does
14 not. They're there, but they're in very poor
15 condition, and the septic system and all that that was
16 up there is not in good shape.

17 Right now, we're just trying to address
18 some of our council members' concerns, which has been
19 to specifically get Riley Lake open for people to fish
20 and enjoy picnicking and playground, that type of
21 thing.

22 DR. BARRY COX: Has there been any
23 talk or discussion or thought of having a RAB-type

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1 oversight group for the JPA efforts?

2 MIKI SCHNEIDER: The program
3 management committee that we have serve that role. It
4 is made up of citizens and only one JPA board member.

5 DR. BARRY COX: Okay. So if
6 somebody had an interest in that, then they should
7 seek possible membership of that group?

8 MIKI SCHNEIDER: I would encourage
9 to someone, if you do, that you talk to Mayor Howell.
10 He's chairman of that committee.

11 DR. BARRY COX: This brings up
12 another thing that I think we need to consider. Now
13 that we're down to simply the Charlie Area, at what
14 time do we decide that this entity is no longer
15 needed?

16 SCOTT BOLTON: Actually, that's
17 going to be governed by some of the guidance that will
18 come out. There's very specific procedures about how
19 and when you disband the RAB.

20 DR. BARRY COX: So if the members
21 decided they wanted to disband --

22 SCOTT BOLTON: No one can force you
23 to come.

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1 DR. BARRY COX: Right. So if the
2 group decides that they no longer serve in the role,
3 then they can just decide to disband if they want to?

4 MIKI SCHNEIDER: And the only thing
5 I would say to that, Dr. Cox, is strictly -- I'm
6 obviously very concerned about Charlie and what
7 happens out here. I certainly think that there is a
8 role for this body when it comes to Charlie. Now,
9 what the -- and Scott will have to answer this -- what
10 the funding status is on Charlie, and how they are
11 working with Fish & Wildlife as far as proceeding with
12 clean up, I don't know the answer to that.

13 But certainly, your involvement in what
14 happens in this 10,000 acres of land out here as far
15 as clean up and the safety of the public, I would
16 think is something you would want to continue.

17 DR. MIKE KIMBERLY: Well, shouldn't
18 there always be a relationship between Alfa, Bravo,
19 and Charlie in terms of even though you're responsible
20 for them, sooner or later when Charlie is cleared,
21 there's still going to be a relationship, a
22 synergistic relationship, between the other two areas
23 as well? If you're going to develop it, you certainly

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1 want to make sure that those who are developing it out
2 here don't go hog wild over in Charlie because they
3 just feel like there's nobody out here looking.

4 MIKI SCHNEIDER: Charlie will not be
5 developed. Charlie --

6 DR. MIKE KIMBERLY: But there will
7 be development on the borders of Charlie. It seems to
8 me there will always be a relationship.

9 MIKI SCHNEIDER: I couldn't agree
10 with you more, and that's why I would love to see this
11 body have public involvement and stay --

12 DR. MIKE KIMBERLY: And for those
13 who own homes out here, I would certainly say --

14 MONTY CLENDENIN: Is the Charlie
15 Area a buffer between everything else and the Mountain
16 Long Leaf area?

17 MIKI SCHNEIDER: That is Mountain
18 Long Leaf.

19 SCOTT BOLTON: That is. The refuge
20 itself is about 10,000 acres. The way the refuge got
21 split up was the Army had about 7600 acres to give
22 them in addition. JPA gave them another 2300 acres,
23 so that's what took them up to --

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1 MONTY CLENDENIN: Is that a clean
2 representation of the whole --

3 SCOTT BOLTON: No.

4 MIKI SCHNEIDER: Charlie.

5 SCOTT BOLTON: Is representative of
6 the Charlie, what we would say, EE/CA area, which is
7 going to be the munitions response area, if you will,
8 about 630 acres. A bunch of that is included in the
9 Choccolocco Corridor out there, which is actually
10 State land that has been leased by the Army.

11 The Refuge itself goes south and right
12 over to the bypass boundary and kind of occupies that,
13 and that is approximately -- I can't remember -- 2380
14 or whatever it was --

15 MIKI SCHNEIDER: 2300.

16 SCOTT BOLTON: And JPA gave that to
17 Fish & Wildlife Services as well, so that took the
18 total refuge of Federal property, so you can forget
19 that eastern most square, if you will, the Choccolocco
20 Corridor, took the total Federal property to Fish &
21 Wildlife to a little over 10,000 acres.

22 MONTY CLENDENIN: And some of it's
23 open, and Charlie is still closed?

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1 MIKI SCHNEIDER: Some of it is
2 closed, correct.

3 SCOTT BOLTON: Basically, the
4 eastern slope, if you will, that from Ridge Road east
5 is generally open.

6 MIKI SCHNEIDER: As a -- well, I
7 don't know if I could do this, but I'd like to be able
8 to take my JPA hat off and put it over here for a
9 second and jump over here as a property owner and
10 resident out here and say that as a resident out here,
11 I would want to see Charlie clean and opened so that
12 people can enjoy it.

13 One of the things that we had put in our
14 reuse plan was to look at some kind of equestrian
15 center up in the northern part. You know, what a
16 great place to be able to ride someday is up in this
17 area, so, you know, there is definitely a connection
18 between the two, and that's where you as citizens can
19 play a role for the Army to encourage them to get the
20 dollars, clean it up, work with Fish & Wildlife, but
21 it's a lot of land.

22 SCOTT BOLTON: I kind of made a note
23 for a future presentation. I will get with

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1 Steve Miller. Steve is out of town for the last
2 couple of weeks, and at some point, we can put that on
3 the list as to what the Fish & Wildlife Service -- you
4 can hear from the horse's mouth, so to speak, what
5 their priorities are and how they see things.

6 MIKI SCHNEIDER: But I encourage any
7 of you to come to our program management committee
8 meetings, the JPA meetings, or marketing committees,
9 and if you can't get to the meetings, then call me,
10 and I'll be glad to sit down and talk with you and
11 bring you up to speed on what's going on.

12 MONTY CLENDENIN: Show me where that
13 new walking trail from Bain's Gap up to the top of
14 Ridge Line Road that cuts across is. There's a walk.

15 MIKI SCHNEIDER: Fish & Wildlife?

16 MONTY CLENDENIN: Yeah, that comes
17 down the slope.

18 MIKI SCHNEIDER: Up by Mission
19 Ridge?

20 MONTY CLENDENIN: Yeah. Up by --
21 well, it's up by --

22 MIKI SCHNEIDER: Hold on. I've got
23 to drive the road in my head.

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1 MONTY CLENDENIN: -- not Mormon
2 Overlook.
3 SCOTT BOLTON: Mormon Overlook is
4 the one just north.
5 MIKI SCHNEIDER: Right. If I'm
6 correct, it's right in here (pointing).
7 SCOTT BOLTON: Go on up a little
8 bit. You were right the first time.
9 MONTY CLENDENIN: Going down to
10 Bain's Gap Road.
11 SCOTT BOLTON: You go up Bain's Gap,
12 and then as you head up here, it's right up in this
13 area, overlook maybe right there (pointing).
14 MIKI SCHNEIDER: It's not walking.
15 I mean, you can drive it.
16 SCOTT BOLTON: Hasn't this group
17 been out there before?
18 MONTY CLENDENIN: Well, I went out
19 there with a JSU group, and it was a foot path,
20 walking trail. They were going to put a little
21 ridge across the little --
22 MIKI SCHNEIDER: I haven't seen
23 that.

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1 SCOTT BOLTON: I don't know.
2 Obviously, we're pretty familiar with the Charlie Area
3 for a lot of reasons, and to my knowledge, they've not
4 installed anything. Most of the area to the east of
5 here -- because plain and simple, this is a very high
6 ridge line. Obviously, you got the No. 3 and 4
7 highest spots in the state here; Cheaha to the south
8 and Dugger Mountain to the north of us on that ridge
9 line. And unfortunately, you know, Fort McClellan
10 sits in this nice bowl. This is great for the
11 military, especially way back when.

12 DR. BARRY COX: You could shoot the
13 mountains.

14 SCOTT BOLTON: This is your
15 boundary. This becomes kind of your backstop, if you
16 will, and that's exactly how they looked at it many,
17 many years ago. We did a lot better job the last 30
18 years or so keeping track of everything, and that's
19 why right now this chunk of the refuge for the most
20 part is still not open to public access because that's
21 where the majority of the munitions clean up has to
22 take place.

23 MIKI SCHNEIDER: Dr. Spain.

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1 DR. JOHN SPAIN: Before you sit
2 down, this really doesn't have anything to do with
3 this Board, but while you're up there, I certainly
4 would like to have an update for everyone's benefit on
5 the bypass.

6 DR. BARRY COX: Is that going to be
7 part of your regular presentation?

8 MIKI SCHNEIDER: No.

9 SCOTT BOLTON: That's actually part
10 of our presentation.

11 DR. JOHN SPAIN: The bypass?

12 SCOTT BOLTON: Well, at least I can
13 tell you what the status is going to be when we get to
14 ours.

15 DR. JOHN SPAIN: Are you going to
16 cover that tonight?

17 SCOTT BOLTON: Yes.

18 DR. JOHN SPAIN: Great. Thanks,
19 Miki.

20 MIKI SCHNEIDER: You're welcome.

21 DR. BARRY COX: Let the record show
22 we actually did have a program.

23 PENN WILSON: That was great.

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1 Yahoo Lake, do you know anything about
2 it?

3 MIKI SCHNEIDER: Yes.

4 PENN WILSON: What's going on with
5 it?

6 MIKI SCHNEIDER: Yahoo Lake suffered
7 greatly in the drought this past summer. There was a
8 positive benefit from that standpoint for us. We were
9 able to go in and do a surface clearance on the bottom
10 of the lake and make sure that it was okay, and there
11 wasn't any ordinance because there's wonderful stories
12 out here about people kind of using the lake as a
13 target when they had ammunition they needed to get rid
14 of to see if they could hit it. But luckily, there
15 was -- we only found 60 anomalies, and there wasn't
16 any ordinance in the lake.

17 It is in our reuse plan specifically.
18 You could ask that question. That area is proposed as
19 like a village, a small commercial village around the
20 lake. It sits right down in this area (pointing), and
21 we're looking at doing a road off of Iron Mountain
22 Road one day that would go to the lake, but everything
23 else down in this area is proposed as residential.

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1 Due to deep floats, due to the environmental issues
2 that are out there, we have a lot of great habitat out
3 there that we have to protect, but the lake itself
4 is -- it's filling back up. I was down there last
5 Friday.

6 PENN WILSON: That's the best
7 information I've ever gotten on it. Thank you.

8 MIKI SCHNEIDER: You're welcome.

9 SCOTT BOLTON: The problem with
10 Yahoo is the spillway is bad, so functionally, you've
11 got a breached dam, even though it didn't breach the
12 levy itself, but where the -- the Army apparently made
13 the decision somewhere in time to just really not mess
14 with it because we knew we were closing, so that's one
15 of the difficulties with it.

16 I mean, I can recall, and I'm sure Penn
17 was here, when that sucker was over 20 feet deep.

18 PENN WILSON: Yeah, I was here when
19 they built Yahoo Lake. I mean, I was stationed out
20 here and working out here.

21 SCOTT BOLTON: Some of us went to
22 scuba one time to measure the depth of it, and I was
23 surprised how deep it was. But, yeah, it's one of the

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1 issues. The whatever you call it -- I don't know if
2 spillway is the right term. It probably isn't because
3 that doesn't have a spillway, but whatever the drain
4 is that empties it out has got problems.

5 DR. BARRY COX: Okay. Are we ready
6 now again for ADEM reports?

7 BRANDI LITTLE: Dare I say anything?

8 In your packet, the activities report
9 that we usually present. It just shows the Army
10 documents and the JPA documents and National Guard
11 documents that we've received since the last RAB
12 meeting, and there's a list of the last reviews that
13 we've completed, as well as meetings, site visits,
14 trainings, conference calls that we've participated in
15 as a group for McClellan.

16 I was asked at the last RAB meeting to
17 give more detail on some of our completed documents.
18 I must admit that these are not ones that I have
19 actually reviewed, but I have notes from the people
20 that have reviewed them. Let's see.

21 Just as an update from ADEM would be the
22 Munitions Response Site 3, which is being cleaned up
23 by Matrix. We sent a concurrence letter for the

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1 action memorandum, and I believe it stated the same
2 thing that the documents stated, that the areas that
3 will be developed will be cleared to the maximum depth
4 of protection, and the park system areas, which won't
5 be developed, will be cleared to one foot, and land
6 use controls will be placed there. I believe we asked
7 for -- these note for residential risk areas, but
8 we've concurred with that document.

9 Jumping to two of the Army documents,
10 the T-24 Alfa ranges remedial investigations, which we
11 submitted over 100 comments on, and the major issues
12 appears to be that further delineation on groundwater
13 contamination, and sampling in other areas of concern,
14 like, Drum Storage Area and the Water and Oil
15 Separator.

16 DR. BARRY COX: So you said it's
17 over 100 comments -- concerns that you have --

18 BRANDI LITTLE: Or page-specific
19 items.

20 DR. JOHN SPAIN: I don't think I
21 fully understand what those comments are associated
22 with.

23 SCOTT BOLTON: Well, when we submit

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1 a document, for example, whatever work was done --
2 there's a document on almost everything, but in this
3 case, as you do a remedial investigation, you go out
4 and you do your sampling, and then you analyze this,
5 and you come up with whatever your conclusions are so
6 on and so forth. What the typical process is: Then
7 we send it out to the regulatory community for
8 comments, and then so they will make their comments or
9 Fish & Wildlife will --

10 DR. JOHN SPAIN: What would be an
11 example of --

12 BRANDI LITTLE: And you've got to
13 understand, most of these are three or four big
14 volumes of information, and a lot of them will be
15 centered around the same issues.

16 SCOTT BOLTON: Sometimes it will be
17 something as benign as the text in this section -- I
18 mean, it gets this specific because you've got some
19 pretty smart people that get very, very detailed in
20 these things. It'll be something to the extent of,
21 you know, the text in Section 6.2 said blah, blah,
22 blah. Please clarify, we don't understand, or we
23 think it means this or the figure -- there's a

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1 disconnect on the draft figure and what shows up on
2 the data table. It can be things along those lines,
3 or it can be even more substantive. It can say, hey,
4 we disagree with this methodology, or we disagree with
5 this analogy, then those obviously require far more
6 detailed resolution.

7 DR. BARRY COX: And I think that's
8 what we're more concerned with is where you think is
9 the major issues. Is this document available if the
10 RAB wanted to look at it?

11 BRANDI LITTLE: I think. I believe
12 it's --

13 DR. BARRY COX: Do we have a copy of
14 it?

15 LISA HOLSTEIN: Of the document?

16 DR. BARRY COX: Yes, of a list of
17 the hundreds of comments.

18 LISA HOLSTEIN: No, but we can get
19 you a copy of it.

20 DR. BARRY COX: If anybody would be
21 interested --

22 SCOTT BOLTON: Well, we have to make
23 sure -- we do need to be careful because we do run

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1 into -- unfortunately, we run into information issues
2 about draft documents, and that's one of the
3 difficulties sometimes that you have, so we'll have to
4 obviously -- I don't see any big problem with a lot of
5 people viewing it. I think it's the process.

6 We are not going to go out -- and these
7 documents are sometimes of thousands of pages, quite
8 frankly, the document that they review. A hundred
9 comments may turn out to be maybe 30 or 40 pages, but
10 I wanted to kind of put that caveat in there that the
11 Army is looking hard at a lot of different policies
12 about what goes out in the public view that they want
13 to be final documents.

14 DR. JOHN SPAIN: What I was hoping
15 to get, instead of the report saying 100 comments, was
16 synthesizing those things down to, here are the
17 substantive comments that we received.

18 DR. BARRY COX: In other words, what
19 are your top ten concerns over parcel X? Would that
20 be the type thing -- what do you see as a serious
21 issue?

22 BRANDI LITTLE: And that's what it
23 said, "further delineation of soil and groundwater

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1 contamination," which apparently our risk assessors
2 don't like -- maybe the plume wasn't completely
3 contained in the sampling. I did not review them, so
4 I do not know, but that's usually what your soil and
5 groundwater contamination or extent of deviation is,
6 hey, we don't know if you went out far enough to get
7 it all.

8 And the other thing was asking for
9 additional sampling, or tell us why we don't need
10 additional sampling, and that's typically a lot of the
11 questions that we'll send on that nature as well, and
12 then I think it said -- it said, "We also have
13 comments on adult versus child, trespasser versus
14 recreational user screening limits were used for
15 future land use," which I think we have discussed
16 between the Army before, so that's --

17 SCOTT BOLTON: One thing that would
18 also be helpful, and this would be some things that we
19 could also add to our programs as the list goes is
20 some of these processes to try to give people a feel
21 for just what we're talking about when we're talking
22 about risk assessment, what Brandi just indicated.

23 For example, I don't think -- ADEM

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1 doesn't have in-house risk assessment.

2 BRANDI LITTLE: We don't.

3 SCOTT BOLTON: So they contract that
4 out, which someday on sidebar I'll be happy to give
5 you my commentary on some of the things I've done on
6 both sides of the fence, and that's why you get
7 comments many times. Sometimes you get them because
8 the guy just can't say, well, this looks okay.
9 Actually, Ron is one of the only ones I've seen make
10 comments like that when he'd review something. He'd
11 say, yeah, it's okay, but a lot of times they'll come
12 up with a quote comment because they're being paid --
13 as a result not been paid by the comments, but they
14 feel the need to demonstrate that they've reviewed the
15 document in sufficient detail or whatever.

16 I apologize to you, contractors and
17 consultants in the room, but nonetheless, one of the
18 big things that Brandi is looking at right now is that
19 there is disagreement among the risk assessors, and
20 this can get fairly arcane.

21 As to the scenarios, you will come up
22 with -- there's guidance out there that has certain
23 kind of -- if you will -- in-the-box scenarios, and

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1 you calculate values of chemical of concern and
2 exposure pathways and durations of exposure, and all
3 of those get fed into an algorithm, if you will, and
4 out spits a number, and there can be -- so the input
5 programmers are essentially what the dispute would be
6 over, as to the -- what does this mean in this
7 scenario, or what's the likelihood? And these get
8 fairly technical sometimes and get fairly detailed,
9 and that's one of the issues we have between the risk
10 assessors on both sides of the -- you know, some
11 things, it's just a communication issue, and those go
12 away.

13 DR. BARRY COX: Brandi, let's try it
14 from another approach. Could we ask your group to say
15 what are your top ten concerns, or take it another
16 way, what issues do you think the RAB should be aware
17 of?

18 BRANDI LITTLE: Overall?

19 DR. BARRY COX: Well, whatever the
20 documents you're reviewing are. If you're saying the
21 plume is going close the lake, and the Army doesn't
22 think it is. That's just making an example. If we
23 have a concern that the Army is not properly sampling

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1 this area, they haven't completely defined the plume,
2 so, therefore, we have concern.

3 I think that's what we're asking for as
4 far a risk assessment goes. Would that --

5 DR. JOHN SPAIN: It would. I'd also
6 like to get the legal action or the mitigation
7 strategy that might be taken on those particular
8 issues.

9 BRANDI LITTLE: Can you clarify that
10 just a little bit?

11 DR. JOHN SPAIN: Well, if you have a
12 problem with the way something is being done, what
13 kind of changing would you make in the process in
14 methodology to deal with that.

15 If you have the top ten issues or you
16 have the issues that are a concern to the RAB Board,
17 there's got to be -- are you not trying to move to
18 either mitigate that risk or to correct it, or isn't
19 there some kind of strategy, or am I missing the
20 nature of these concerns?

21 SCOTT BOLTON: Well, no. The
22 comments become addressed, you may have various kinds
23 of dialog about them, and hopefully, you'll resolve

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1 them. Sometimes one party will say, okay, look, we'll
2 agree to do this, to go sample here, whatever, just to
3 move it off the dime sometimes. Other times we may
4 agree to disagree.

5 DR. JOHN SPAIN: Well, you might
6 agree to disagree, and somebody might agree to assume
7 the risk, but those are the types of things I would
8 certainly like to be aware of if somebody decided to
9 assume the risk on a certain issue, what is involved
10 there. There might be some issues that might not be
11 correctable that there are no solutions for.

12 DR. BARRY COX: Or it's land use
13 controls.

14 We apologize for us keeping on
15 interrupting you.

16 BRANDI LITTLE: That's okay.

17 I guess the other thing, and I think
18 Scott's going to address it later, the Iron Mountain
19 Road addition EE/CA.

20 I believe we just sent our comment
21 letter in for that, and that's, I guess, 11 additional
22 acres that's going to be transferred to AL DOT.

23 I don't even know if y'all have gotten

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1 the letter yet.

2 LISA HOLSTEIN: We haven't. That
3 was good news.

4 BRANDI LITTLE: In that document, I
5 guess, the Army selected the construction support as
6 the response for that area, and our comments focus
7 largely on the need to provide -- you determine low
8 risk for MEC for this area, and we just wanted more
9 supporting information.

10 MIKI SCHNEIDER: Brandi, can I ask
11 what that means?

12 BRANDI LITTLE: What?

13 MIKI SCHNEIDER: More supporting
14 information.

15 BRANDI LITTLE: I'm guessing Julie
16 is asking for clarification on how they came to that
17 determination of the low MEC area -- low risk for MEC
18 in that area.

19 DR. BARRY COX: For what?

20 BRANDI LITTLE: Munitions and
21 explosives --

22 SCOTT BOLTON: If we can table that
23 so Brandi can get through her part, I'll pick up on

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1 that when we talk about it.

2 BRANDI LITTLE: The last two were
3 National Guard sites, Range J and Range K. We've
4 completed our review of the final feasibility study
5 for Range K. Both of these are located in Pelham
6 Range, and with respect to the feasibility study for
7 Range K, we concurred with National Guard's
8 recommendation for land use controls, monitored
9 natural attenuation, and anaerobic bioremediation.
10 They're going to do a groundwater injection in that
11 area to reduce the amount of carbonated chlorinated
12 volatiles in that area.

13 And then Range J, we have the final
14 feasibility study for that area, and it's in review
15 right now. The draft final, we requested comments on
16 requesting more detailed discussion regarding the
17 degradation of tetrachloride, chloroform, and TCE, so
18 that was the chemicals of concern in that area, and
19 that's all I have.

20 DR. BARRY COX: Okay. Any comments,
21 ladies and gentlemen?

22 We certainly appreciate your report.

23 BRANDI LITTLE: Thank you.

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1 DR. BARRY COX: Now, I guess we can
2 go to -- of course, EPA is not with us.

3 Would the group like to -- is there any
4 reason for the group to suggest again that EPA attend
5 our meetings? We've done that in the past, and --

6 BRENDA CUNNINGHAM: Yes, sir, a few
7 times.

8 DR. BARRY COX: We've done that a
9 few times.

10 DR. JOHN SPAIN: What might be a
11 possibility is for us to request for them to attend a
12 meeting at least once per year and give a -- address
13 any sort of -- anything that's on their mind or
14 findings that they might have had or any issues. I
15 don't think they've ever been here since I've been
16 coming.

17 SCOTT BOLTON: Probably not.

18 DR. MARY HARRINGTON: How long have
19 you been coming?

20 DR. JOHN SPAIN: A little over a
21 year.

22 BRENDA CUNNINGHAM: He hasn't been
23 here since July of 2003.

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1 DR. JOHN SPAIN: Have we missed
2 them?

3 DR. BARRY COX: I think Doyle is
4 fairly informative when he's here. He was relatively
5 graphic with his comments and his concerns.

6 DR. MARY HARRINGTON: That's mildly
7 put.

8 MIKI SCHNEIDER: The question is:
9 What connection does EPA have?

10 DR. BARRY COX: Their name is still
11 on here. That's the only reason --

12 SCOTT BOLTON: Bear in mind that
13 this kind of goes with what I mentioned earlier, some
14 of these things, like, the fact of the RAB 101, maybe
15 some presentations on the process, what happens. The
16 Army piece of the clean up is done under CERCLA. And
17 under CERCLA authority, under an executive order, the
18 Department of Defense is the lead agent on the CERCLA
19 non-MPL, in other words, that aren't superfund sites.
20 That's kind of the Reader's Digest version of it.

21 So we're very concerned, obviously, with
22 the State input because obviously, the State's
23 property and so on, within the bounds to the State,

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1 but less so because we've already got the federal lead
2 agent that's laid out there.

3 As far as JPA goes, they actually do
4 their clean up under State RCRA authority, Resource
5 Conservation and Recovery Act Authority. So ADEM is
6 their oversight, and EPA, they don't even come to the
7 table at all, do they?

8 MIKI SCHNEIDER: No.

9 SCOTT BOLTON: -- at all, so there
10 is my, sort of, the role of the EPA.

11 DR. JOHN SPAIN: Do they have a
12 sign-off role with respect to any kind of transfer?

13 SCOTT BOLTON: No. We seek
14 concurrence, but approval is not required in this
15 instance, at least it's not on the Federal side. You
16 don't even need concurrence on the JPA side.

17 MIKI SCHNEIDER: No.

18 SCOTT BOLTON: ADEM is the oversight
19 agency for their work, and they do it under RCRA.

20 BRANDI LITTLE: They don't do UXO,
21 either.

22 SCOTT BOLTON: That's the other
23 thing is that EPA -- if you'll look at these clean-up

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1 programs, they're divided into what we now call MMRP
2 and IRP essentially. MMRP being Military Munitions
3 Response Program, UXO, unexploded ordinance, okay,
4 munitions out there. IRP would be HTRW, hazardous
5 toxic radiological waste, more conventional hazardous
6 waste clean ups, and typically, it's like peeling an
7 onion. Anytime you've got the UXO MMRP contamination,
8 and MEC is the other term, munitions explosives
9 constituents. Anytime you have those, obviously
10 you've got to take care of that before you can take
11 care of the safety hazard first.

12 And so EPA does not get involved in the
13 MMRP side because these aren't regulated under CERCLA
14 RCRA or anything else.

15 DR. JOHN SPAIN: Well, it sounds
16 like they have no interest in being here, and it also
17 sounds --

18 SCOTT BOLTON: You'd have to ask
19 EPA.

20 DR. JOHN SPAIN: Well, it seems like
21 I can sort of put that together with no attendances
22 since 2003 that that's a pretty good indicator that
23 they --

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1 SCOTT BOLTON: Any inferences you
2 draw are your own.

3 DR. JOHN SPAIN: Well, if they have
4 no interest in being here, and they are not essential
5 to what we are trying to do, it would seem that we
6 have little need of their input.

7 DR. BARRY COX: Okay.
8 Anybody have any -- the group as a whole
9 is not concerned that EPA doesn't come to the
10 meetings?

11 SCOTT BOLTON: We can certainly
12 bring it up again to them.

13 DR. BARRY COX: Just tell them it
14 was a topic of discussion, that we would like them to
15 at least comment back as to what they perceive their
16 role or lack thereof is.

17 Okay. Well, that turns our short
18 meeting into a long one. We'll go next in line to the
19 JPA update.

20 MICHELLE KLOMP: Well, you have your
21 JPA update there. It covers the activities from
22 January through March of this year, and just scream if
23 you have questions.

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1 The Industrial Landfill and Landfill 4
2 are two adjacent properties up in the northern area.
3 The Industrial Landfill is the only active landfill on
4 the property. It takes construction and demolition
5 debris. Landfill 4 is a capped landfill that is next
6 to it.

7 We have routine monitoring that we do
8 with these sites; one of them is a soil gas report
9 that was submitted to ADEM, and we also do a surface
10 water sampling.

11 MIKI SCHNEIDER: That's Landfill 3
12 (pointing).

13 MICHELLE KLOMP: Then we have
14 several sites that are landfills and fill areas that
15 have a no further action status. These are landfills
16 and fill areas that were closed by the Army years ago.
17 They are called legacy landfills, and we are just
18 doing cap maintenance and repair, monitoring at these
19 sites.

20 So these are Landfill 1, Landfill 2, the
21 garbage dump and fill area east of Riley, and fill
22 area north of Landfill 2.

23 Landfill 1, the cap maintenance and

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1 repair activities were completed last year. We just
2 finished our annual inspection on it. Garbage dump
3 and fill area east of Riley up at the north end are
4 undergoing their capping and repair right now.
5 They're almost complete.

6 And Landfill 2, we are working on
7 mobilizing that site. We should have our survey crews
8 in the field this week or next week to start that
9 activity there, and that just consists of walking the
10 sites, flagging the areas where the landfill cap is
11 less than it should be, coming back in and fixing it,
12 and then we reseed and keep an eye on it for a couple
13 of years, make sure it's doing okay.

14 I think we've covered a lot of Landfill
15 3 and the fill area northwest of Riley based on what
16 Miki had already talked about. The cap activities
17 have essentially been complete. We do have a few
18 punch-list items remaining on that. And as far as the
19 groundwater goes, we're meeting with Brandi and her
20 folks tomorrow to go over some alternatives for that
21 property.

22 Chemical laundry is a small solvent site
23 in the center of the base, and what we have there is

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1 small -- low concentrations of solvents in
2 groundwater, and we have ideal conditions for
3 monitored natural attenuations, so that's what we're
4 doing.

5 This past quarter -- well, in December,
6 we collected our December sampling event, and a few
7 weeks ago we received comments from ADEM on our 2007
8 Corrective Measures Effectiveness Report. So we are
9 addressing the comments on the June report, and we are
10 incorporating similar changes to the December report
11 so that both reports will be up to snuff with ADEM.
12 Those should be going out in a few weeks.

13 The next three sites I'm going to do are
14 sort of lumped into one. They're the Base Service
15 Station, Motor Pool 3100, and Soldier's Chapel and
16 Wash Rack. All three of these sites are detects for
17 groundwater. They are very, very low levels of these
18 constituents, and what we have requested from ADEM on
19 all three of these sites is a no further action with a
20 land use control prohibiting use of groundwater at
21 those sites, and we -- we've received comments on two
22 of those recently, and we're working on the response
23 of the comments, and on the third one, we've just

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1 submitted our response to comments.

2 Small Weapons Repair Shop is another
3 solvent and groundwater site. We've completed the
4 soil stabilization portion of that site, and we are
5 currently working on a plan of attack on the
6 groundwater at that site. We have a corrective
7 measure implementation that has been approved or
8 acknowledged by ADEM, would be a better word, and we
9 are working on implementing a corrective measure at
10 that site.

11 Range 30, that's up in the northern
12 property. It's a site where we have essentially what
13 can best be defined as bullet contamination, and we've
14 been going back and forth with ADEM for a while on the
15 best way to approach that property. We are working on
16 a response to comments on the RCRA Facility
17 Investigation for that site.

18 T-6 is a solvent and groundwater site,
19 and we, a few weeks ago, submitted to ADEM a
20 corrective measures implementation plan for that site.
21 It was a draft version of the report. A few weeks
22 later, we met with ADEM and talked about what we had
23 proposed for that site.

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1 One of the things that we had proposed
2 was a soil vapor extraction and air sparging
3 technology, which is essentially pushing a bunch of
4 air into the groundwater and into the soil and then
5 sucking it back out and seeing what contaminates we
6 could get out that way.

7 We conducted a pilot study over there
8 about two weeks ago just to take it for a test drive
9 and see if it would actually be a viable opportunity
10 up there, and the preliminary results are looking very
11 good, and so we're moving forward for a design on that
12 system, and of course anxiously awaiting ADEM's
13 comments on the draft version of the report.

14 BRANDI LITTLE: It went out today.
15 I'll tell them to bring a copy tomorrow.

16 MICHELLE KLOMP: Okay. Thanks.

17 The T-38 is a site that is very similar
18 to T-6 only on a much grander scale. We are currently
19 working on the draft CMIP for that report, and it will
20 go out within the next few months.

21 Alfa Area and MRS-1 are two of the
22 munitions response sites that we've been working on
23 for quite some time. We are working on the after

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1 action report for the southern Alfa Area and MRS-1,
2 which were both essentially completed about a year
3 ago. That was two properties that were cleared so
4 that we could open Bain's Gap Road. So we're just
5 finishing up the final documentation for those two
6 sites.

7 MRS-2 and MRS-3 are two of the munition
8 and explosives concern sites that we are actively
9 working on. They are around the right of way for the
10 Eastern Bypass and Iron Mountain Road, and the latest
11 numbers I had is that we have removed 24 tons of
12 nonmunitions scrap from the ground and 14 tons of
13 munitions scrap, and that was in the first 6 inches of
14 MRS-2. We are not complete with the first six inches
15 of MRS-2, and we still have a good amount of clearance
16 to depth to do. It's a good indication of why we try
17 to ask people to please stay in the areas that are
18 only open to the public.

19 Which brings us to land use controls and
20 security. We submitted our Land Use Controls
21 Effectiveness Report this quarter, and our security
22 patrols are definitely earning their keep.

23 DR. MARY HARRINGTON: What did you

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1 say? They are definitely what?

2 MICHELLE KLOMP: They're earning
3 their keep.

4 SCOTT BOLTON: They're going to earn
5 it all summer.

6 DR. MARY HARRINGTON: You still have
7 people that just don't pay attention. I came in over
8 Bain's Gap a couple of weeks ago, and I said to
9 myself, those people are not supposed to be out there.

10 MICHELLE KLOMP: We have numbers you
11 can call if you want a list.

12 SCOTT BOLTON: We had our DOD police
13 sitting at a barrier one time while a gal was lifting
14 her bicycle over the sign that said "do not enter",
15 and he said, well, what are you going to do? She
16 said, well, I'm going to ride my bike. I don't think
17 so. He even called me and said, will you come out
18 here. This is a couple of years ago before I went to
19 Tennessee.

20 I said, what are you doing? She said,
21 I'm going to ride my bike. She was very angry that we
22 were -- you know, she was in a hurry. And we finally
23 just said, well, you're about to go in handcuffs and

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1 have the darn thing confiscated. Just read the sign
2 and get out of here. It was just like -- I'm not sure
3 who she thought those signs applied to, but it's
4 interesting.

5 We've found some interesting public
6 figures as well, so they'll earn their keep. No doubt
7 about it.

8 DR. JOHN SPAIN: So are you
9 arresting or --

10 SCOTT BOLTON: It's gotten a lot
11 better, but in the early days, we had some. It
12 becomes a citable offense. It's not -- it was just
13 Army jurisdiction. Federal jurisdiction, the way you
14 had to do it, you had to prosecute through the Federal
15 magistrate, and we had an agreement with Anniston Army
16 Depot that actually picked up that slack with the
17 ability to do it on the installation. Now it's kind
18 of moved because Fish & Wildlife has their own law
19 enforcement in the area that has arresting authority,
20 so --

21 DR. BARRY COX: Okay.

22 We'll go ahead with the Army Action
23 Summary.

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1 SCOTT BOLTON: Again, we've broken
2 our things up into the two basic response programs,
3 MMRP is the munitions. The Eastern Bypass, the Iron
4 Mountain Road addition, this is an area that's right
5 there (pointing). This is Tract 1. This area here
6 and the area surrounding it and to include some of the
7 area up here, we view as clean from various
8 investigations.

9 The 10 acres that we're talking about
10 that we think was 11 -- we reviewed the documents, and
11 it was, like, 10.07 or something -- is basically right
12 in here. Basically, if you look over here, it's that
13 area that connects into -- the significance of it is
14 that it's essentially the exit ramp into JPA's
15 Industrial Access Road, and we're doing a stand alone
16 EE/CA on that property now, engineering evaluation
17 cost analysis.

18 The issue that came about, when I first
19 got back to Fort McClellan, we went down and met with
20 ADEM, and said, hey, we want a no further action on
21 this parcel, on this property and surrounding property
22 based on -- and they came back and said, oh, no, no,
23 no. We think there should be a clearance to depth.

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1 There was some confusion in language in
2 various reports, okay, and the problem you have is the
3 Bravo area is 3,000 acres, and somebody might write
4 something in the report that pertains to that area
5 here (pointing) but across three mountains and a mile
6 is something different.

7 So some of those things got worked out
8 as well. We reviewed a lot of data with them. There
9 was also some confusion as to who got what data when.
10 There was changes in consultants of contractors on
11 both sides, and it just really was a mess, and we're
12 sorting it out as we speak.

13 So basically the last request was that
14 they wanted some additional sampling information. We
15 done transects. We came back in a second time and did
16 digital transects and grids and so forth, and we've
17 presented all that in the EE/CA, and I think that
18 we'll get that resolved.

19 Our recommendation essentially is to do
20 on-site construction support. Quite frankly, our
21 position is that we couldn't do a clearance to depth
22 because there's nothing to clear. So what we're
23 trying to do is meet everyone's needs there, and also,

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1 don't forget, there's policy requirements to do
2 anything. You know, I've got to have a reason for
3 what we do, not just because we want to do it and can
4 get the money. So what we've proposed is on-site
5 construction support where our people will be there
6 when AL DOT actually does whatever it is they do,
7 they'll be some degree of cut and be a lot of fill as
8 well. It kind of drops off steeply where it connects
9 into their proposed industrial road. So we're hoping
10 that will be off the table soon and get that resolved.

11 In the Charlie EE/CA area, there's a
12 major revision that's going to go on in the EE/CA. It
13 revolves around this 8600 acre area. One of the
14 things we did is we met with ADEM and their
15 consultants, and we've identified areas where we felt
16 like there were data gaps, and in some areas we agree,
17 others we didn't, and we're in the process of
18 finalizing the agreements on that to what areas we're
19 going to go do additional sampling, and then we'll
20 probably do additional sampling to fill in those data
21 gaps, and at that point, we'll have at least a
22 regulatory concurrence on that. We'll also have to
23 get Fish & Wildlife concurrence as well.

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1 Just so you know of some future things
2 that are going on -- I'm not going to look at Lisa
3 because she'll want to choke me -- but Congress
4 awarded some additional money to the Army or I guess
5 to the DOD. I'm not exactly sure how it filtered
6 down, so we were the recipients to some of that
7 somewhat unexpectedly. And we have gotten the Fish &
8 Wildlife -- Fish & Wildlife has a priority scheme for
9 what areas they want cleared, what their high-use
10 areas are going to be and so on.

11 So anything we do in the Charlie Area,
12 we'll coordinate with them and bump that up because
13 some of the stuff is actually set up in agreement
14 between the Army and Department of Interior, so we
15 have received some additional funding, so we're going
16 to do some work in the 24 Alfa Area.

17 The reason we didn't -- we were hoping
18 it would come up. Since we actually got the money
19 sent down to the Corp, we were in the contracting
20 process and developing the scope and all those kinds
21 of things now. We felt a little more comfortable to
22 mention it today. We didn't have the money in hand.
23 We've learned from bitter past experiences that if you

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1 don't have the money in hand, don't think you're going
2 to necessarily do it because money is tight. So that
3 was good news to us and good news to Fish & Wildlife,
4 so we'll get some other work there.

5 On the IRP side, as you can read,
6 there's a listing of the various remedial
7 investigations. That's one of our big priorities is
8 to try and get these things closed out, so we can move
9 on to the feasibility study and go from there.

10 One of the issues that we do run into
11 sometimes is the Fish & Wildlife Service has a real
12 limited number of personnel with the expertise to
13 review documents and so on, and obviously, they're a
14 major stakeholder. We've got a lot of things through
15 recently, so things are looking up along those lines.

16 Basically, the Army still owns almost
17 312 acres, and the majority of it is tied up here in
18 what's Eastern Bypass, Tract 3. We're ready to go.
19 We did a Finding of Suitability to Transfer. We're
20 waiting on AL DOT's comments for that FOST and have
21 been for a while. We periodically push them on it.
22 As soon as they do that, we're ready to go in and give
23 them the deeds.

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1 DR. JOHN SPAIN: I guess the
2 question I have on that is: Why would the RAB not be
3 concerned about that area if it's still owned under
4 Army?

5 SCOTT BOLTON: I'm not sure why you
6 would say you wouldn't be concerned. Who said --

7 DR. JOHN SPAIN: Well, I thought we
8 said earlier that we were only concerned with the
9 Charlie Area.

10 SCOTT BOLTON: Well, you can be
11 concerned about that, and it's not meant as a flippant
12 response, but that property has already been cleared,
13 cleared to depth and so on, and when we do a Finding
14 of Suitability to Transfer, the implication of that is
15 that it's clean property and ready to be transferred.
16 I should have explained that.

17 So anytime you hear the term "FOST",
18 when we're speaking in those terms, the implication is
19 that this is property that was either clean to start
20 with or the remediation is complete. You may have
21 land use control or something, but it's ready to be
22 transferred and used. But that's the status of it,
23 and we're waiting on the AL DOT comments on the FOST

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1 itself. I can't address really what the hang up there
2 is. I suspect when they get funding to do it, all of
3 a sudden we'll get comments in a hurry, and they'll be
4 wanting deeds yesterday, but that is clean property
5 and has been. The work has been done for quite a
6 while now.

7 Some of the other remaining Army
8 property we have is the 10 acres we talked about, the
9 Iron Mountain Road addition. There's 23, 24 acres in
10 the north and several water tank sites that Jim,
11 Phillip, and the others from the Water Works Board had
12 set up, and the deeds are being prepared for those
13 with the exception of one less than an acre, almost an
14 acre site, which is sort of captured by one of the JPA
15 removal actions. They have to do some work on Range
16 29, and the footprint of that particular water site is
17 at Range 29, so it's -- that's held hostage, so that
18 will be a while on that particular one-acre site.

19 The other property we have remaining is
20 approximately 11 acres that runs up Highway 21.
21 Basically, look at the eastern most lanes, turns out
22 those were Army property.

23 What they did back in the day was to

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1 grant easements as opposed to doing fee-simple
2 transfer, whatever. So when you take a couple of
3 miles by however wide, you get some acreage out of it.
4 One of the issues, AL DOT has had the easement, and so
5 it's not an issue on their use of it, so forth and so
6 on, but the Landfill 3 Area, the groundwater remedy
7 that the JPA is involved with the impact, and so when
8 they get this remedy in place and get a grip on the
9 groundwater, at that point, we'll be able to transfer
10 for that property. And I can't remember what the
11 timelines was, what, 20, 14, or something like that to
12 get to RCRA? I don't remember.

13 MIKI SCHNEIDER: How do we relate to
14 that? How do we prevent you from transferring?

15 SCOTT BOLTON: The word that I got,
16 it's got to be at RIP for us to go ahead and do the
17 transfer.

18 MIKI SCHNEIDER: It's got to be at
19 what?

20 SCOTT BOLTON: Remedy in place for
21 the groundwater remedy, because I think your land use
22 controls and all of that will also be part of your
23 remedy.

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1 MIKI SCHNEIDER: The cap is on?

2 SCOTT BOLTON: The cap is on,
3 correct.

4 Are you doing anything active, or are
5 you just doing MNA on the groundwater?

6 MIKI SCHNEIDER: Active.

7 SCOTT BOLTON: That's what I
8 thought, so you don't have an OPS or whatever the RCRA
9 -- see, once you're probably OPS, you can probably
10 declare RIP, and then --

11 STEVE YOUNG: I'm just not sure
12 why --

13 SCOTT BOLTON: I'll double check and
14 make sure that's --

15 STEVE YOUNG: All the rest of the
16 property --

17 SCOTT BOLTON: I'm not arguing that.
18 But you know, once the land use controls go into
19 place, and if you've already got them in place --

20 STEVE YOUNG: I just don't know why
21 all the other property was okay for a transfer, and we
22 missed that piece. Surely we could just tag it on
23 some place.

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1 LISA HOLSTEIN: Well, it's not
2 transferring to you.

3 SCOTT BOLTON: It's not transferred
4 to you. It's transferring to AL DOT, and they've
5 already got the easement. It's an AL DOT transfer, so
6 it wasn't part of the early transfer to JPA.

7 And the other thing is: Don't forget,
8 it goes as a PBC to a Federal Highway -- well,
9 actually, we can do direct. The Federal Highway gave
10 the Army permission to go direct. When you transfer
11 property as a public benefit conveyance, it goes to
12 the Associated Federal Agency, which adds a layer of
13 complication, so Anniston Parks and Recreation, it
14 went through the Department of -- the park service, so
15 it adds a layer of complication unfortunately. So
16 that's essentially it, as far as the properties go.

17 Let me see if I've missed anything else
18 here. I think that's about it for us this evening.

19 DR. BARRY COX: Any comments, ladies
20 and gentlemen?

21 I believe we've already covered the last
22 topic, which was upcoming programs. Does anybody want
23 any clarification on that?

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1 DR. MARY HARRINGTON: No.

2 SCOTT BOLTON: By all means, anybody
3 that's got ideas, send them in to us, and we'll
4 certainly go over the list again at the next meeting,
5 but I guess we'll be prepared to do some kind of RAB
6 101, along those lines at the next RAB meeting if
7 everybody's in agreement with that.

8 LISA HOLSTEIN: Can I make a
9 suggestion?

10 DR. BARRY COX: Sure.

11 LISA HOLSTEIN: If you want to take
12 a tour, while we still have daylight three months from
13 now, that might be your best option, or else you'll
14 have to wait another year for a tour.

15 DR. BARRY COX: So we can do that,
16 and then move RAB 101 issues along with that? So
17 we're looking at a tour for the --

18 DR. JOHN SPAIN: I would certainly
19 like a tour.

20 SCOTT BOLTON: Where do you want a
21 tour?

22 MONTY CLENDENIN: Landfill 3 at
23 least.

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1 DR. JOHN SPAIN: Riley Lake. Are we
2 adding fishing poles or --

3 MONTY CLENDENIN: If the Iron
4 Mountain drive over to the bypass is available to us,
5 I'd like to do that like JPA --

6 MIKI SCHNEIDER: We can do that. Do
7 you want to see any of the interior sites that we've
8 done work on, like, Landfill 1 that now has a cap or
9 -- you know the sites where we're tracing groundwater
10 plumes, all you're going to really look at is trees
11 and maybe a dead building.

12 MICHELLE KLOMP: Wells.

13 DR. BARRY COX: Let's put Lisa in
14 charge of setting the itinerary for the --

15 LISA HOLSTEIN: I'll work with Miki
16 on it.

17 DR. BARRY COX: So we have a plan.
18 Any audience commence?

19 Ron, you have a word of wisdom for us?

20 RON GRANT: No.

21 DR. BARRY COX: Okay.

22 Do I hear a motion for adjournment?

23 DR. MARY HARRINGTON: I move we

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1 adjourn.

2 DR. BARRY COX: Do I have a second?

3 PENN WILSON: Second.

4 DR. BARRY COX: All in favor of the
5 motion? We are 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, KELLI K. LOWERY, a Certified
6 Court Reporter and Notary Public in and for The State
7 of 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 28th of April, 2008.

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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