

RESTORATION ADVISORY BOARD

FORT McCLELLAN, ALABAMA

Taken before PENNY L. ENOCH, a Certified  
Court Reporter and Commissioner for Alabama at Large,  
at Fort McClellan, Alabama, at the Transition Force  
Building, on Monday, April the 16th, 2012, commencing  
at approximately 5:15 p.m.

## REPORTER'S INDEX

CAPTION.....	1
REPORTER'S INDEX.....	2
RESTORATION ADVISORY BOARD.....	3-64
REPORTER'S CERTIFICATE.....	65-66

P R O C E E D I N G S

MR. BOLTON: Let's go ahead and call -- we'll call the meeting to order and we'll do the roll call initially. Obviously, I am here. Mr. James Buford?

MS. CUNNINGHAM: He's excused.

MR. BOLTON: Uh-huh. Phillip, you're here.

MR. BURGETT: Here.

MR. BOLTON: Dr. Cox, you're here.

DR. COX: Here.

MR. BOLTON: Mr. Elser is here.

MR. ELSER: Here.

MR. BOLTON: Mr. Hall?

MR. HALL: Here.

MR. BOLTON: Dr. Harrington is here.

DR. HARRINGTON: Here.

MR. BOLTON: Mr. Howard is here. Let's see, Mike Kimberly is excused. Mr. Kimbrough?

MR. KIMBROUGH: Here.

MR. BOLTON: And Jim Miller?

1 MR. JIM MILLER: Here.

2 MR. BOLTON: Nelson's excused.

3 John's excused. John Spain has resigned.

4 Dr. Steffy is excused. Tony Thompson  
5 is excused; and Penn Wilson has resigned as  
6 well.

7 So, we do have a quorum for the first  
8 time in a long time, which is excellent,  
9 because I'm going to -- what I think we'll do  
10 real quickly, if it suits everybody is, one,  
11 I want to introduce the guests and then we'll  
12 go ahead and go through kind of the business  
13 items. In other words, we'll do the approval  
14 of the minutes, the old business, and then,  
15 if it's okay, jump to the new business. Mary  
16 needs to leave, she's got another commitment  
17 she's got hanging fire on. And so we can  
18 take care of the business since we have a  
19 quorum; and then we'll go into the  
20 presentation and the reports and all that  
21 kind of good stuff, if that's okay.

22 DR. HARRINGTON: Thank you so  
23 much.

1 MR. BOLTON: I guess first and  
2 foremost, we probably need to introduce a  
3 newcomer to the RAB. This is the first RAB  
4 you've come to; right, Sarah?

5 MS. CLARDY: Second.

6 MR. BOLTON: Second. Okay. I  
7 take it back, then, but we didn't have many  
8 people last time, you know. So for those of  
9 you who have not met Sarah, Sarah Clardy is  
10 the new Fish & Wildlife Service Refuge  
11 Manager for us here. And we see a good bit  
12 of Sarah and we're glad she's on board. You  
13 know, Steve -- I wondered, Steve was going to  
14 be a tough act to follow, and she's done a  
15 great job, so I'm impressed. And Sarah will  
16 be putting on the presentation tonight.

17 MS. CLARDY: Thank you.

18 MR. BOLTON: That's true. I mean,  
19 I wouldn't lie to you about it, you know.  
20 Steve had his act together and kept track of  
21 a lot of stuff, and I was always impressed  
22 with that. You came right in kind of blind  
23 and had to absorb a lot of information real

1 fast and hit the ground running, so you've  
2 done a great job.

3 So, the first item on the agenda that  
4 is requiring business is Approval of Minutes  
5 for the October of 2010, April of '11,  
6 October of '11 and January of '12.

7 MR. MILLER: Did y'all do anything  
8 illegal during any of those months?

9 MR. BOLTON: We had -- we had no  
10 minutes for January and July of '11, as  
11 they -- as those were canceled; January for  
12 snow and I can't remember that far back to  
13 July. I'm sorry.

14 MS. CUNNINGHAM: We didn't have a  
15 quorum.

16 MR. BOLTON: It's been nine  
17 months, you know, what do you want? Pardon?

18 MS. CUNNINGHAM: We were not going  
19 to have a quorum.

20 MR. BOLTON: Yeah. We didn't have  
21 a quorum and we -- yeah. So, we've done some  
22 of that. So, do we have a motion to approve  
23 the Minutes as written in your packets?

1 MR. HOWARD: Motion approved.

2 DR. HARRINGTON: Second.

3 MR. BOLTON: Okay. We have a  
4 motion and a second. All in favor?

5 (Responding in favor.)

6 MR. BOLTON: Any opposed?

7 (No response.)

8 MR. BOLTON: Motion carries. We  
9 are finally done with those.

10 All right. Very quickly we'll go to,  
11 I guess, the old business. We've got a --  
12 well, I'm going to -- if it's okay, I'll mix  
13 a couple of them. We've had several  
14 resignations. John Spain has resigned, as  
15 has Penn Wilson. So we are now down to a  
16 total membership of about -- of 14, which is  
17 why we have a quorum of eight today.

18 But one of the things that we need to  
19 do is, we need to elect a community co-chair  
20 and vice chair. We have been kind of  
21 chairless for awhile.

22 So, do we have any nominations or  
23 volunteers?

1 DR. HARRINGTON: If I am in order,  
2 I'd like to nominate Dr. Kimbrough.

3 MR. BOLTON: Well -- Mike, Mike  
4 Kimberly?

5 DR. HARRINGTON: Ed.

6 MR. BOLTON: Ed. Okay.

7 MR. HOWARD: He's not a doctor --  
8 mayor.

9 MR. BOLTON: Mayor -- former  
10 mayor.

11 DR. HARRINGTON: The mayor. The  
12 mayor.

13 MR. BOLTON: Mayor, retired mayor.  
14 Retired mayor.

15 DR. HARRINGTON: Well, Mr. Ed  
16 Kimbrough.

17 MR. KIMBROUGH: I'm nothing.

18 MR. MILLER: Mr. Ed --

19 MR. KIMBROUGH: That's better than  
20 some things I been called --

21 MR. BOLTON: Well, that's true,  
22 especially when you were married.

23 MR. KIMBROUGH: When I was in the



1 school business, it was worse.

2 MR. BOLTON: All right. Do we  
3 have a second to that nomination?

4 (Motion seconded.)

5 MR. BOLTON: All in favor?

6 (All voted in favor.)

7 MR. BOLTON: Oh, Ed, lucky you.  
8 Okay, so we've done that. How about a vice  
9 chair so that -- to stand in Ed's stead in  
10 his absence or something?

11 MR. KIMBROUGH: When I forget the  
12 meetings.

13 MR. ELSER: I nominate Phillip.

14 MR. BURGETT: Oh, thank you.

15 MR. BOLTON: All right. Do we  
16 have a second to that nomination?

17 (Motion seconded) .

18 MR. BOLTON: All right. We have a  
19 second to that nomination. All in favor --

20 MR. MILLER: I told you not to  
21 come tonight.

22 MR. BOLTON: Any opposed? You  
23 don't count, Phillip. Okay.

1 (All voted in favor.)

2 DR. HARRINGTON: You get double  
3 what the rest of us get.

4 MR. BOLTON: Yeah, that's right.  
5 Very good.

6 Jump into new business, if we can.  
7 Again, as we said earlier, we've got -- Penn  
8 Wilson has resigned just this month; John,  
9 two months ago. And, of course, Monty  
10 Clendenin back last summer.

11 We've got a couple of things.  
12 Okay. So, we're now down to -- our RAB was  
13 originally configured with 17 members. Okay.  
14 We currently have 14 members, and we don't  
15 have any applications on file.

16 So my suggestion -- and,  
17 obviously, when you have 17 members, it  
18 affects your quorum. Our quorum is 50  
19 percent. So, my question would be, does the  
20 RAB wish to reduce the membership number,  
21 say, down to the current 14, which solves  
22 some quorum issues for us?

23 MR. MILLER: Do we want to match

1 up to reality?

2 MR. BOLTON: Well, yeah, do we  
3 want to match up with reality is exactly  
4 correct. Yes. So, do we have a motion to  
5 that effect?

6 MR. HOWARD: Motion to that  
7 effect.

8 MR. BOLTON: Okay. So we have a  
9 motion to reduce the membership of the RAB  
10 from 17 to 14. Do we have a second?

11 MR. ELSE: Second.

12 MR. BOLTON: All in favor?

13 (All voted in favor.)

14 MR. BOLTON: That motion carried,  
15 so we are now a 14-member board.

16 Another question I have, and this  
17 is more -- I tossed this out for some limited  
18 discussion or something, would it -- would it  
19 serve us well to go to a semi-annual meeting  
20 as opposed to -- we're quarterly now; right?

21 MS. CUNNINGHAM: Yes, sir.

22 MR. BOLTON: Okay. I'm sorry. I  
23 didn't want to mess that -- I have a

1 different iteration in Tennessee and I mix  
2 the two sometimes.

3 MR. MILLER: I move that we go to  
4 a semi-annual meeting.

5 MR. BOLTON: Okay. We have the  
6 motion to have semi-annual RAB meetings.

7 MR. MILLER: Unless there's some  
8 pressing business, you can have a call --

9 MR. BOLTON: We can always have a  
10 called meeting. Right.

11 DR. HARRINGTON: I second.

12 MR. BOLTON: Okay. We have a  
13 motion and a second. All in favor?

14 (All voted in favor.)

15 MR. BOLTON: Any opposed?

16 (No response).

17 MR. BOLTON: Okay. We'll be  
18 semi-annual, and we'll put that out. Yeah,  
19 as things go on, I do not want to -- I  
20 wouldn't want to cancel the RAB. Now, what  
21 we'll have to do is change the bylaws, okay,  
22 to -- and I'm assuming that the motions to  
23 change from 17 to 14 and so on, included --

1 to change the requisite bylaws. We can put  
2 them on the board if we need to.

3 MS. CUNNINGHAM: Right. They need  
4 to decide what months are best for the semi-  
5 annual.

6 MR. BOLTON: Okay. That's true.

7 MS. CUNNINGHAM: According to the  
8 records and all that stuff, the best months  
9 that we have are April and October. We  
10 usually never have a quorum in January and we  
11 never have a quorum in July, so.

12 DR. HARRINGTON: Never July,  
13 because that's when I go to training.

14 MS. CUNNINGHAM: I know. So,  
15 April and October. Now, you can have it any  
16 time you want to, I'm just --

17 MR. BOLTON: Yeah. Thank you.  
18 That's a good idea.

19 MR. MILLER: I make that a part of  
20 my motion, if you'll let me.

21 MR. BOLTON: All right.

22 DR. HARRINGTON: And it would  
23 finish -- I mean, do we have to do that,

1           because I need to make a motion concerning  
2           something else?

3                   MR. BOLTON:   Okay.   I think Jim  
4           said he wanted to just go ahead and amend his  
5           original motion.

6                   DR. HARRINGTON:   Okay.

7                   MR. BOLTON:   If there's no  
8           objection to that, we will just handle it  
9           that way.   So, our semi-annual meetings will  
10          be in April and October.

11                   MR. KIMBROUGH:   Can we -- can we  
12          establish the day of the month?   Because I  
13          know we've already got something booked for  
14          October, or fixing to book something for  
15          October.

16                   MR. MILLER:   When are you  
17          available?

18                   DR. HARRINGTON:   It would still be  
19          the third Monday, wouldn't it?

20                   MS. CUNNINGHAM:   Yes, ma'am.

21                   MR. BOLTON:   We're now -- we're  
22          third Monday, in July -- keep it third  
23          Mondays?

1 MR. KIMBROUGH: This is the second  
2 Monday, I think.

3 MS. CUNNINGHAM: It's always been  
4 the third Monday. So, I would --

5 MR. KIMBROUGH: We can continue  
6 to -- okay.

7 MR. BOLTON: Okay.

8 MS. CUNNINGHAM: Unless it's a  
9 holiday and then we'll -- but I don't think  
10 we have holidays in -- don't have them in  
11 April.

12 MS. HOLSTEIN: You have Columbus  
13 Day in October -- is that in October?

14 MR. BOLTON: I'm impressed that  
15 you know that.

16 MS. CUNNINGHAM: Well, if it's not  
17 the third week, it will be changed to the  
18 next week, if there's a holiday. Just like  
19 it's always been.

20 MR. BOLTON: Thanks, Ed. That  
21 makes good sense.

22 MR. HOWARD: And if you -- if you  
23 don't get good response, you can jiggle the

1 schedule a little bit.

2 MR. BOLTON: Right.

3 DR. HARRINGTON: Which they do.

4 MS. CUNNINGHAM: If we know ahead  
5 of time, which is what we've been trying to  
6 do, that would be great.

7 DR. HARRINGTON: If I am in order,  
8 I would like to move that the bylaws be  
9 revised to reflect the changes that we have  
10 voted on today.

11 MR. BOLTON: Okay. Do we have a  
12 second?

13 MR. MILLER: Second.

14 MR. BOLTON: All in favor?

15 (All voted in favor.)

16 MR. BOLTON: Any opposed?

17 (No response.)

18 MR. MILLER: Before we move on to  
19 the next item of business --

20 MR. BOLTON: Certainly.

21 MR. MILLER: -- both of those  
22 gentlemen that you mentioned have resigned  
23 are, as I recall, long-term members of the



1 RAB, and were pretty faithful.

2 MR. BOLTON: Uh-huh.

3 MR. MILLER: Would a resolution  
4 thanking them for their service be in order?

5 MR. BOLTON: Sure.

6 DR. HARRINGTON: Mr. Penn was on  
7 here a long time?

8 MR. MILLER: He was on here a good  
9 while.

10 MR. BOLTON: He was. Yeah, Penn  
11 was.

12 DR. HARRINGTON: I knew Mr. Spain  
13 was -- Dr. Spain was.

14 MR. BOLTON: Uh-huh. Yeah.

15 MS. CUNNINGHAM: Monty was one of  
16 the originals.

17 MR. BOLTON: Especially Monty.  
18 Monty was one of the original members. I was  
19 really kind of surprised when Monty resigned,  
20 really.

21 DR. HARRINGTON: Me too.

22 DR. COX: Was Monty original?

23 MR. ELSE: Yeah, he was original

1                   because he was -- I think he was.

2                   DR. HARRINGTON: I could be wrong,  
3                   but --

4                   MR. KIMBROUGH: I can't remember  
5                   -- I remember -- I remember he was on  
6                   there because --

7                   DR. HARRINGTON: Well, I'm an  
8                   original, I may be the last. I don't know.

9                   MR. BOLTON: Okay. Well, we can  
10                  take -- we can certainly try to come up with  
11                  a resolution thanking them for their service  
12                  and so on, and take us a little bit of doing.  
13                  I think Brenda and I can probably figure out  
14                  how long they've been on and all that.

15                  MR. MILLER: Well, you can use  
16                  some general term for all three of them,  
17                  "your long and valued service."

18                  MR. BOLTON: Right.

19                  MS. CUNNINGHAM: I can do that.

20                  MR. BOLTON: I can probably --

21                  DR. COX: Your expertise will be  
22                  missed.

23                  MR. BOLTON: I think I can steal

1           some resolutions that were made for another  
2           organization fairly recently. So, we should  
3           be able -- we'll try to craft that and maybe  
4           try to get something out to RAB members so  
5           everybody can see what it looks like and then  
6           get something to them. Well, that kind of  
7           handles our new business.

8                   MS. CUNNINGHAM: Wait. There's  
9           one more item.

10                  MR. BOLTON: What did I miss? I'm  
11           looking at your cheat sheet.

12                  MS. CUNNINGHAM: Our co-chair and  
13           our vice chair usually serve a term of one  
14           year. Okay. Now, that's going to be two  
15           meetings.

16                  MR. BOLTON: Good catch, yeah.

17                  MS. CUNNINGHAM: So, I'm asking  
18           the Board if you would consider doing it  
19           longer, or how do you want to do that? Do  
20           you want to just do two meetings and move on?  
21           If that's the case, we need to -- we need to  
22           go on and vote for a vice chair -- for the  
23           next vice chair.

1 DR. HARRINGTON: But what we  
2 really need to do is move that in this  
3 instance, the present rule be suspended and  
4 allow the people that we elected to serve the  
5 normal term; is that correctly stated?

6 MR. HOWARD: What's the normal  
7 term?

8 MR. BOLTON: Serve a longer term?

9 DR. HARRINGTON: You know, normal  
10 or --

11 MR. BOLTON: Well, normal has been  
12 a year.

13 MS. CUNNINGHAM: One year, which  
14 was four meetings.

15 MR. BOLTON: But, obviously, if  
16 you're only having two meetings a year --

17 MR. HOWARD: Make it a two-year  
18 term.

19 DR. HARRINGTON: Okay. A two-year  
20 term.

21 MR. BOLTON: All right.

22 DR. HARRINGTON: You know the  
23 verbiage, make the verbiage correct.

1 MS. CUNNINGHAM: I can do that.

2 MR. HOWARD: Make a motion.

3 DR. COX: Make it life for them.

4 Lifetime membership.

5 DR. HARRINGTON: We won't object.

6 MR. HOWARD: We move that the --

7 that the co-chair and the vice chair --

8 DR. COX: Serve ten meetings.

9 MR. HOWARD: Yeah. Ten, yeah, or  
10 longer; and serve for a two-year term

11 considering all --

12 DR. HARRINGTON: Okay.

13 MR. BOLTON: Okay. We've got a  
14 motion --

15 DR. HARRINGTON: Well, I amend the  
16 motion to say two years.

17 MR. BOLTON: I'm assuming Gene's  
18 got a second.

19 MR. HOWARD: Yes.

20 MR. BOLTON: Do we -- all in  
21 favor?

22 (All voted in favor.)

23 MR. BOLTON: Any opposed?

1 (No response) .

2 MR. BOLTON: So we'll amend the  
3 bylaws as well and change those terms.

4 MS. CUNNINGHAM: I got it.

5 MR. BOLTON: Thank you for  
6 catching that, Brenda. That was good.

7 DR. HARRINGTON: She's sharp.

8 MR. BOLTON: Yeah. We got --

9 MS. CUNNINGHAM: Had a lot of time  
10 to study this.

11 MR. BOLTON: We got all excited,  
12 yeah. I mean, we've had several, you know,  
13 things that we need to accomplish the first  
14 time we get a quorum.

15 DR. HARRINGTON: Did we miss  
16 anything?

17 MR. BOLTON: I think that's it  
18 that requires motions. The only other thing  
19 under Agency Reports will be -- will be the  
20 report under new business and stuff, but, we  
21 can do those later if --

22 DR. HARRINGTON: Let me apologize,  
23 but I'm going to excuse myself.

1 MR. HOWARD: We're glad to see  
2 you.

3 MR. BOLTON: Well, thank you for  
4 showing up and letting us conduct the  
5 business --

6 MS. CUNNINGHAM: Wait a minute, we  
7 do have one more.

8 DR. HARRINGTON: Okay.

9 MR. BOLTON: We do have another --

10 MS. CUNNINGHAM: Attendance of  
11 regular RAB members. In the bylaws, it says:  
12 Current bylaws state --

13 MR. BOLTON: Oh, okay. Yeah, 50  
14 percent --

15 MS. CUNNINGHAM: -- 50 percent  
16 regular RAB meetings in 12 consecutive  
17 months.

18 DR. COX: How many?

19 DR. HARRINGTON: But now --

20 MR. BOLTON: In other words, if  
21 you miss one meeting --

22 MR. MILLER: Lower the membership  
23 down to six.

1 DR. HARRINGTON: Point of order,  
2 point of order, inasmuch as we have asked and  
3 made the motion to revise the Minutes to  
4 reflect what has gone on, would that not be  
5 an inclusion that would not need -- would  
6 need to be addressed?

7 MR. BOLTON: Well, we need to  
8 amend the bylaws somehow.

9 MS. CUNNINGHAM: Because it says  
10 that you all can vote somebody off.

11 MR. BOLTON: How about we say  
12 this: We say 50 percent in 24 consecutive --  
13 24 months, something like that, or two years?

14 DR. HARRINGTON: Well, they won't  
15 get voted off. Now, they'd just about have  
16 to shoot the general.

17 MS. CUNNINGHAM: In 12 consecutive  
18 meetings. If you change one word, it would  
19 be okay. 12 consecutive meetings, how many  
20 years would that be?

21 MR. BOLTON: Six.

22 MS. CUNNINGHAM: Okay.

23 MR. BOLTON: That would be six



1                   years.

2                   MS. CUNNINGHAM: You know, I don't  
3 know -- you know, you have to change  
4 something, because it's wrong.

5                   MR. BOLTON: What if we say --  
6 what if we say --

7                   MS. CUNNINGHAM: -- four  
8 consecutive meetings.

9                   MR. BOLTON: -- four consecutive  
10 meetings, that would --

11                   MS. CUNNINGHAM: Okay.

12                   MR. HOWARD: -- that's the life of  
13 the --

14                   DR. HARRINGTON: -- the term.  
15 That's right.

16                   MR. BOLTON: Okay. All right.

17                   MS. CUNNINGHAM: Okay. Four  
18 consecutive meetings. So, if a RAB member  
19 misses four consecutive meetings --

20                   MR. HOWARD: They're automatically  
21 off.

22                   MS. CUNNINGHAM: -- you guys can  
23 vote them off or not.

1 MR. HOWARD: Well, they -- they  
2 vote themselves off.

3 MR. MILLER: Take two years just  
4 to get off the thing.

5 DR. COX: Reminds me talking about  
6 the MVA or whatever --

7 MR. BOLTON: Okay. Do we have --  
8 so let's -- can we have a motion to that  
9 effect?

10 MR. HOWARD: Motion to that  
11 effect.

12 MR. BOLTON: Okay. So we're going  
13 to change the bylaws to say that if you miss  
14 50 percent of four consecutive regular RAB  
15 meetings, then you can be voted off.

16 MS. CUNNINGHAM: Yeah.

17 MR. BOLTON: Is everybody clear?  
18 Okay. Do we have a motion and a second --

19 MR. MILLER: Do you want to make  
20 that regular meetings?

21 MR. BOLTON: Regular meetings,  
22 yes, as opposed to called meetings.

23 MR. HOWARD: I thought we already

1                   voted on that.

2                   MR. BOLTON: I don't know what we  
3                   voted on at this point.

4                   MR. HOWARD: Did we? We got it.

5                   MR. BOLTON: We've got issues  
6                   capturing it. All right. We're good. Good  
7                   night, Mary. Thank you.

8                   DR. HARRINGTON: Thank y'all. And  
9                   I'm sorry.

10                  MR. BOLTON: Perhaps this will be  
11                  a little more coherent now. Sarah --

12                  DR. COX: That she's gone?

13                  MR. BOLTON: That's not what I  
14                  said -- just remember who said that, Mary.

15                  DR. COX. Just asking.

16                  MR. BOLTON: So, anyhow, we are  
17                  now moving into the program phase here --  
18                  since we have jumped around so, and we'll  
19                  follow it up with -- as Gene and I were  
20                  talking about earlier just real quick, we did  
21                  talk to Shannon Jones and asked him about the  
22                  completion of the By-Pass, because that's  
23                  always of interest to everybody, even though

1           it's sort of beyond the scope of our RAB  
2           here. And they have some contractor issues,  
3           and, apparently, they're probably going to  
4           have to go out and get a new contractor and  
5           some other things. So, it is delayed with no  
6           real clear change date as far as when work  
7           resumes.

8                     So, we'll turn it over to Sarah.

9                     MS. CLARDY: Now you guys can  
10           catch a little evening nap while I talk. I  
11           have brochures here, Cahaba River and  
12           Mountain Longleaf. I'm just going to leave  
13           them here and you guys can take one and pass  
14           them around.

15                    My name is Sarah Clardy. I am  
16           originally from Mississippi, try not to hold  
17           that against me. I have been with the Fish &  
18           Wildlife Service for -- what year is this --  
19           13 years -- 13 years now. So, I kind of  
20           bounced around the Southeast on different  
21           refuges from Mississippi, Florida, Louisiana;  
22           did a short stint in our Regional Office, and  
23           now I'm here, and super excited to be here.

1 I did step into some pretty big shoes. Steve  
2 and Etta both left quite a quake. So I'm  
3 learning as quickly as I can. And they're  
4 actually still really great resources that I  
5 keep in my back pocket, pull them out every  
6 once in a while.

7 But this office actually manages  
8 three national wildlife refuges. We have  
9 Mountain Longleaf, Cahaba River and  
10 Watercress Darter. I'll tell you a little  
11 bit about Cahaba and Watercress and a little  
12 bit more about the refuge in your backyard.

13 So, all right. We're going to  
14 start at the very, very beginning. We are  
15 part of the Department of Interior. The Park  
16 Service is also part of the Department of  
17 Interior; Forest Service is not. We often  
18 get confused with the Forest Service.  
19 They're actually under the Department of  
20 Agriculture, because they're actually  
21 providing a crop in their trees.

22 So, underneath the Fish & Wildlife  
23 Service, we have different branches of our

1 agency. Refuges being one branch, but we  
2 also have a law enforcement branch that goes  
3 into airports and things like that and  
4 catches smugglers bringing in ivory and all  
5 that good, fun, undercover stuff; and  
6 migratory birds who do a lot of partners work  
7 with private landowners. Ecological services  
8 are the permitting guys; the endangered and  
9 threatened species guys, but they are the  
10 ones who are writing permits to people  
11 wanting to put up like cell towers and all  
12 important kinds of stuff like that.

13 International affairs, we do quite  
14 a bit of work outside of the United States  
15 writing up endangered species findings for,  
16 you know, everything from the markhor goat in  
17 Afghanistan to parrots down in South America,  
18 and things likes that; as well as, you know,  
19 some of the super nice Siberian tiger stuff  
20 and polar bears and things like that. Okay.  
21 So refuges are everywhere.

22 We have 556 refuges. And  
23 actually, we are looking to create three more

1 here in the Southeast region, one of which is  
2 going to be in Alabama called Paint Rock  
3 Refuge. So, we're pretty excited about that.

4 But as you can see, most of the  
5 refuges lie within the flyways. You have the  
6 Eastern flyway over here, the Central flyway,  
7 the Midwestern one and then the Pacific.  
8 This area right here is the Prairie Pothole  
9 Region, which, you know, was glacially  
10 formed, and so that's where all the ducks go.  
11 And that's where they all breed and stuff  
12 like that. And then, of course, they use  
13 these flyways to hang out later on when it  
14 gets too chilly up north.

15 The guy on the right is Paul  
16 Kroegel. He was the very first refuge  
17 manager in 1903. Refuges were established by  
18 Teddy Roosevelt, and that was the guy on  
19 Pelican Island, a little five-acre refuge on  
20 the east coast of Florida. Still there,  
21 still about five acres. But we have refuges  
22 that range in size from two acres to ten  
23 million acres. So they're quite diverse.

1           Okay.

2                       So a little bit about how we're  
3           different from the Park Service and Forest  
4           Service. This is our mission: So, we're  
5           here for conservation management and where  
6           appropriate, restoration. We don't always  
7           look to restoration for the first thing that  
8           we do. We do a lot of it, but it's not  
9           always the first thing. But we're here, Fish  
10          & Wildlife Service, the refuge is here for  
11          the wildlife first. That's our mission.  
12          Wildlife comes first. That's where all of  
13          our management is driven from: How is this  
14          best for the wildlife? If we're going to  
15          manage this habitat and manipulate it, what  
16          will it do for the creatures and the critters  
17          that use it?

18                      The Park Service a little bit more  
19          recreation-based, cultural-based, things like  
20          that. And, of course, Forest Service is a  
21          little bit more crop-based. We all still  
22          look at it from the perspective of how is  
23          this going to be best for the habitat and



1 people, which is we tend to come at it from  
2 the wildlife perspective.

3 So, in Alabama, you have eleven  
4 national wildlife refuges, three of which I  
5 am manager over; Mountain Longleaf, and then  
6 Cahaba and Watercress. Cahaba is about two  
7 hours from here; Watercress is about an hour  
8 and a half, which logistically makes managing  
9 them just a little bit difficult. Although,  
10 I do have to say, super excited that the  
11 office is here. Those -- they're pretty but,  
12 you know, this place it much prettier.

13 So we'll start with Watercress  
14 Darter. It's one of the smallest refuges we  
15 have. It's only 25 acres. It's in the town  
16 of Bessemer. It's surrounded by houses. But  
17 it was put in place for this little guy, the  
18 little Watercress Darter. He's about an inch  
19 and a half, two inches long, maybe. Super  
20 colorful, pretty, but very a specific  
21 species. He likes just a very small snapshot  
22 of habitat. So, he's only found in five  
23 sites in the Black Warrior River Drainage.

1           We have a spring on the refuge, and then we  
2           created another pond for the fish to kind of  
3           move back and forth and have just a little  
4           bit more habitat. But this little guy is --  
5           he's pretty specific.

6                     All right. So, Cahaba, it's a  
7           little bit more majestic, a little prettier.  
8           It's 3600 acres. We actually have an  
9           acquisition boundary that's 7600; and  
10          basically all that means is when the refuge  
11          was established, Congress said you can buy  
12          within these lines if you have a willing  
13          seller, you know. Obviously, we're not going  
14          to go out and get land that people aren't  
15          willing to sell us. But, if they are, then  
16          we will snatch it up.

17                    So, Cahaba is a refuge mainly for  
18          the Cahaba River, which is 190 miles long and  
19          it's Alabama's longest free-flowing river.  
20          It's one of the most ecologically diverse  
21          rivers in the United States. Within that 190  
22          miles, there are 131 fish species. There are  
23          36, I believe, that are threatened and

1           endangered; and 13 of which are found only in  
2           this river.

3                       Seven miles of the river travel  
4           through the refuge's acquisition boundary.  
5           You can find little guys like this little  
6           salamander -- or, I'm sorry, this newt, this  
7           Spotted Newt. That's actually a juvenile.  
8           They're super pretty and shiny.

9                       So I totally have to tell you  
10          about this, because this is my favorite thing  
11          ever. This is a Southern Pocketbook. I know  
12          I'm kind of a nature dork. So, this is the  
13          mussel right here. And the way mussels  
14          reproduce is, obviously, the male will  
15          impregnate the female and then she creates  
16          larva. Well, then they get to a certain  
17          point where they're called glochidia.

18                      Now, mussels, they kind of prey a  
19          little bit on certain fish species; and  
20          certain mussels have certain fish that their  
21          glochidia have to attach to the gills or the  
22          fins to survive. So what they do is, they  
23          have this little lure. So these are just two

1           little flaps of skin that are inside the  
2           mussel. And whenever she's ready to release  
3           her glochidia, she will put her lure up that  
4           looks like a fish that is eaten by the fish  
5           she wants to get her glochidia on. He will  
6           come bite her lure, and then she shoots her  
7           glochidia in him and they stick, and then he  
8           swims away. And that's amazing. I mean,  
9           it's just -- it's amazing. I think it's  
10          great. So, I had to show that.

11                 All right. So we also have  
12          Bobwhite Quail, which I'm super exited about,  
13          because that is just an indicator of a super  
14          healthy pine ecosystem. So, that's very  
15          exciting, seeing as how it's complete with  
16          Loblolly plantations, but a little bit of  
17          Longleaf.

18                 So the main attractant for the  
19          Cahaba River Refuge is the lilies. It's an  
20          imperiled lily species called the Cahaba  
21          Lily. It's a spider lily, but it is very  
22          specific to Cahaba. Now, this was taken --  
23          the river is full of shoals. This was taken

1 a couple of days ago, and with our early  
2 spring, the lilies normally bloom in, say,  
3 mid to late May. They're blooming already.  
4 These little clumps of grass are the lilies.  
5 And probably in a week or two, they'll look  
6 like so. And the river will just be covered  
7 in lilies, and it will be absolutely  
8 beautiful. May 26th, we actually have Lily  
9 Festival down in West Blocton. Probably  
10 won't be any lilies, but -- seeing as how  
11 spring came super early.

12 So, to the refuge in your  
13 backyard, Mountain Longleaf. The reason we  
14 were created in 2003 was because of the very  
15 specific Mountain Longleaf ecosystem that you  
16 all were able to maintain here. Now, the  
17 reason you all were able to maintain it is  
18 because of the fork and because of the  
19 constant fire that was put on the ground  
20 here.

21 This is a specific type of  
22 Longleaf. You have your Coastal Longleaf and  
23 then you have your Mountain Longleaf, which

1 is the kind of trees we have here.

2 This is a snapshot of the --  
3 historically where Longleaf was in the  
4 Southeast region. This is a snapshot of  
5 today. We've taken it out of a lot of places  
6 that -- you can see right here, we're doing  
7 pretty good. The forest, as well as the  
8 refuge, and private landowners and things  
9 like that, we're bringing it back. And we're  
10 trying to keep it in the ecosystem, because  
11 it is so important to a variety of species.  
12 You know, Loblolly can only take you so far,  
13 but there are some species that really  
14 require a Longleaf pine ecosystem.

15 So, this is actually Sandhill  
16 Crane National Longleaf Refuge down in South  
17 Mississippi. And those are Sandhill Cranes.  
18 But what I wanted to show you is the  
19 difference between a Coastal Longleaf  
20 ecosystem versus our Mountain Longleaf. It's  
21 really open, obviously really flat. The  
22 soils are nice, sandy soils. The trees can  
23 grow down as far as they can grow up.

1                   The trees down here will get  
2 really tall, not necessarily very wide; some  
3 can get pretty big if you give them long  
4 enough. But up here, you have super rocky  
5 soils where the tree's taproot can't go down  
6 very far, so they aren't going to get very  
7 tall. They tend to just start branching out  
8 really quickly; because with a Longleaf,  
9 he'll grow straight up until he's got a whole  
10 lot of room and then he'll start growing out.

11                  But the thing about these trees  
12 here is they just get really, really, really  
13 old. We had one just off the refuge that I  
14 think we've estimated it was a baby tree in  
15 the 1700's, which is -- that's just amazing  
16 to think that there's something around us  
17 that's been here since the 1700's and is  
18 still growing to this day.

19                  So, how do we manage this Longleaf  
20 pine ecosystem? There's one way; and that's  
21 fire, prescribed fire. We don't get as much  
22 on the ground as we'd like, but we definitely  
23 try. And that's the reason that it's been

1           here for so long is because of constant fire.  
2           This is a night fire, but it just allows you  
3           to see a little bit more. What it does, is  
4           it's going to come in here and it's going to  
5           get all of the woody underbrush and anything  
6           that's surrounding those Longleaf trees and  
7           all those big long leaves -- needles that are  
8           full of sap, they protect that Longleaf pine  
9           so he doesn't get burned up; whereas every  
10          other kind of hardwood tree around him will.  
11          It'll give him time to get up out of the  
12          ground and grow without any competition for  
13          sunlight, nutrients, or things like that.

14                 So recreational opportunities on  
15          the refuge. Obviously, we have the Mormon  
16          Overlook. We have two hiking trails that are  
17          open to the public that are actually  
18          considered hiking trails. We have the Smokey  
19          Mountain Loop, which is I believe about three  
20          miles long. And then we also have the North  
21          River Road Trail, which just kind of runs  
22          down the road. It's about three miles long  
23          as well. We do have some other trails that



1 are developed, however, they are in the  
2 closed areas and have not been cleaned around  
3 them. So, they will remain closed for quite  
4 some time.

5 But the National Wildlife Refuge  
6 System Improvement Act of '97 requires that  
7 whenever we do look at recreational  
8 opportunities on refuges, that we look at  
9 these six things first: Can we provide, you  
10 know, hunting and fishing and observation;  
11 photography? Can we provide these things  
12 first before providing something else? And  
13 the only thing we don't provide is fishing,  
14 which would be a little difficult. I don't  
15 know that we have had that much water.

16 But anyway, wildlife first. These  
17 are the guys that we're after. This guy is a  
18 Red-Cockaded Woodpecker. He is not currently  
19 on the refuge. Historically, he was there.  
20 We hope that through our Longleaf efforts and  
21 just keeping our forest healthy that they  
22 will move back in.

23 They are currently in the

1 Talladega Forest. But this little red patch  
2 is why he's called the Red-Cockaded  
3 Woodpecker. I didn't know this when I first  
4 started and thought it was the coolest thing.  
5 The word "cockade" is that feather that like  
6 guys used to wear in their hats, you know,  
7 long time ago when people were fancy and  
8 stuff. And so that's why he's called the  
9 Red-Cockaded Woodpecker, since he's got a  
10 little feather in his hat.

11 But anyway, I really do think that  
12 we need a mascot though for the refuge, and I  
13 think that this guy needs to be it. Because  
14 he's everywhere.

15 MR. BOLTON: Enough of them.

16 MS. CLARDY: And he just hangs  
17 around. I think they all know like when it's  
18 hunting season. And so they're like, I'm  
19 going to go on this side of the road, because  
20 I see that little sign where kids are getting  
21 blown up. I'm going to go over here.

22 So, that's kind of all I wanted to  
23 talk to y'all about. If y'all have any

1                   questions, you know, feel free to contact me  
2                   any time. I might be running down the road  
3                   with a pinwheel in my hand, you never know.  
4                   But that's okay.

5                   MR. HOWARD: I have a question.

6                   MS. CLARDY: Yes, sir.

7                   MR. HOWARD: Currently over at the  
8                   museum, two museums, and the development of  
9                   the botanical garden that butts up against  
10                  National Forest; am I correct? Over here?

11                  MS. CLARDY: You know what, I've  
12                  been meaning to stop by there and ask them.  
13                  But does it butt up against the forest or the  
14                  refuge? I would imagine --

15                  MR. HOWARD: Well, my question is,  
16                  will there be a relationship in that?  
17                  Because it's going to -- it's a Longleaf --

18                  MS. CLARDY: Yes, sir.

19                  MR. HOWARD: -- Botanical Garden  
20                  development, isn't it?

21                  MS. CLARDY: Yes, sir.

22                  MR. HOWARD: Seems like it would  
23                  be a natural relationship if both parties

1                   were working with one another on that.

2                   MS. CLARDY: Yes.

3                   MR. HOWARD: What's the guy that  
4                   was here -- she's over at --

5                   MR. BOLTON: Cheryl Bragg.

6                   MR. HOWARD: -- Cheryl Bragg --  
7                   Cheryl Bragg is over that entire operation.

8                   MS. CLARDY: Okay.

9                   MR. HOWARD: It's in a high phase  
10                  development right now.

11                  MS. CLARDY: Yeah. I need to get  
12                  up with her. Unfortunately, we are a staff  
13                  of one. But I will put it on my to-do list,  
14                  because I agree, that does need to be a  
15                  partnership that we foster.

16                  MR. MILLER: Are pine beetles an  
17                  issue with Longleaf like they are with  
18                  Loblolly?

19                  MS. CLARDY: No, they're not.  
20                  It's kind of funny, because the beetles will  
21                  bother a Longleaf enough to where they -- I'm  
22                  sorry, will bother a Loblolly enough to where  
23                  they'll start chewing on it and the Loblolly

1           will put out a little bit of sap and the  
2           beetle will be like, start chewing again, a  
3           little bit of sap and finally it just wears  
4           the Loblolly down.

5                     But the Longleaf, it'll start  
6           chewing, it just basically goes boop --  
7           that's it. They never come back. So, no,  
8           not so much.

9                     But we are seeing beetle issues  
10          happen on Cahaba in some of our Loblolly  
11          plantations, which is fine. It's fine. They  
12          need to be thinned, anyway.

13                    MR. BOLTON: When we had foresters  
14          here, we had a lot of issues with the  
15          Loblollies and the pine beetles. Yeah, you  
16          could spot big orange patches and it was  
17          pretty impressive how quickly it could  
18          happen, too.

19                    MS. CLARDY: Yeah. I keep telling  
20          people I'm going to take up smoking, you  
21          know, smoke them -- like light them and throw  
22          them, because I can't seem to get prescribed  
23          fires. But that's not right. But anyway,

1                   that's my chat. If y'all have any questions,  
2                   like I said, just give me a call anytime.

3                   MR. KIMBROUGH: Are you involved  
4                   in -- I know it's not in there --

5                   MS. CLARDY: -- A little bit on  
6                   Cahaba. I don't know that we have them here.

7                   MR. KIMBROUGH: We've got a  
8                   protected stream.

9                   MR. MILLER: Flyway.

10                  MS. CLARDY: Okay. Not yet, no.  
11                  The ecological services people are -- I'm  
12                  going to have to call them in for their help  
13                  on that, because they're the ones who have  
14                  been doing most of the surveying and such.

15                  MR. KIMBROUGH: On Cane Creek  
16                  there is, because they hired an environmental  
17                  group that was supposed to oversee it. But  
18                  I've never heard anything recently about  
19                  that.

20                  MS. CLARDY: I can check into that  
21                  and see if I can find out anything.

22                  MR. BOLTON: Do we have any other  
23                  questions? Sarah, thank you.

1 MS. CLARDY: Sure.

2 MR. BOLTON: We really appreciate  
3 it.

4 MR. HALL: May I ask a question,  
5 please. I've been gone about six months.  
6 Have y'all done any type of study on the Cold  
7 Water Mountain?

8 MS. CLARDY: No, sir, we haven't.  
9 Because that's -- is that city property?

10 MR. MILLER: That's the state.

11 MS. CLARDY: The state?

12 MR. MILLER: Forever Wild  
13 Preserve.

14 MS. CLARDY: Okay. Forever Wild?  
15 What kind of study would you like to see done  
16 out there?

17 MR. HALL: Yes. Been involved  
18 with the contamination, I think there's four  
19 or five air fields over there, and I was just  
20 wondering, you know, had y'all done  
21 anything -- who handles that, as far as the  
22 study is concerned?

23 MS. CLARDY: I assume the state

1 would.

2 MR. MILLER: EPA, they've done  
3 some studies. But that's not on the actual  
4 Forever Wild, that's right on the Monsanto  
5 property there on the toe, if I understand  
6 correctly.

7 MS. CLARDY: Oh, my.

8 MR. HALL: We had some -- we seem  
9 to -- we seem to have some air problems over  
10 there. A lot of people in Anniston have a  
11 problem breathing. It's a real problem in  
12 that area.

13 MS. CLARDY: Oh, my. Would  
14 Monsanto have done any --

15 MR. MILLER: Yeah, they have. The  
16 Anniston PCB Site is probably the most  
17 studied contamination, largest environmental  
18 litigation in the history of the country  
19 until recently, I guess. There have been a  
20 lot of studies done.

21 MS. CLARDY: Oh, my.

22 MR. BOLTON: Do we have any other  
23 questions or comments? If not, I guess we're



1           ready to move on to the agency reports.

2                     Well, we have them listed. ADEM,  
3           obviously, if you would look on -- in the  
4           backs of your packets here behind the -- you  
5           can see the ADEM report. I'm not going to  
6           spend a lot of time going over. You can  
7           certainly -- it's pretty self-explanatory.

8                     I think if you look at  
9           particularly the Army documents, you'll see  
10          that most of our documents are now getting  
11          into the -- kind of the final phases of the  
12          studies, if you will, which is what takes the  
13          vast majority of the time.

14                    We are still continuing to do some  
15          interim cleanup actions in the refuge which  
16          is where the Army responsibility still lies.  
17          But if you look at it, you'll see that we're  
18          talking Feasibility Studies, you'll hear the  
19          terms Remedial Investigations and so on.

20                    Just to refresh everybody's  
21          memory, the Remedial Investigation and  
22          Feasibility Study, the Remedial Investigation  
23          defines kind of the nature and extent of the

1           contamination; and the feasibility studies  
2           are, okay, what can you do about it? And  
3           what selection are you going to make to do  
4           about it?

5                       Again, most of ours are pretty  
6           straightforward here because of the nature of  
7           the contamination and the -- and the media  
8           that are contaminated, which is primarily  
9           soil. But it's all overlain by the munitions  
10          so that always the first thing that has to  
11          happen is we have to make sure it's clear of  
12          munitions, and then pretty much the other  
13          contamination will become metals. But that's  
14          the thrust of the majority of the documents  
15          that you're seeing.

16                      Karen, would you like to go ahead  
17          and throw out anything you would on the  
18          National Guard?

19                      MS. PINSON: We have -- this page,  
20          it's right behind the attendance roster.

21                      MR. BOLTON: It is.

22                      MS. PINSON: Pretty much present  
23          this every quarter. But the things that have

1           changed, we have several sites on Pelham  
2           Range where we have groundwater contamination  
3           due to prior chemical -- chemical school  
4           training out there with agents and the  
5           decontamination processes with chlorinated  
6           solvents.

7                        So, some of the chlorinated  
8           solvents have gotten into the groundwater on  
9           Pelham Range. The plumes, the groundwater  
10          plumes, are quite small, entirely within the  
11          -- very much within the boundary of Pelham  
12          Range. But for what we call Range J and  
13          Range K, we have injected the groundwater  
14          with lactose, those two locations, and -- to  
15          enhance the bio- -- the anaerobic  
16          bioremediation of the groundwater, just so  
17          that the natural -- the bugs that are there  
18          naturally can feed on the chlorinated  
19          solvents and break them down. And everything  
20          seems to be working pretty good at those two  
21          sites.

22                       We have -- the only thing  
23          different that we -- since the last report in

1           January is, we do have comments from ADEM on  
2           a -- on our recent annual report, or the  
3           first year of sampling out at -- out at Range  
4           J and Range K. So we're working -- the  
5           National Guard is working on providing some  
6           -- or looking at those comments and providing  
7           some responses.

8                       We also have injected more lactose  
9           in the Range K wells in March and April of  
10          this year. And that's just to provide some  
11          more sugar, some more carbon source for the  
12          bacteria as a food source.

13                      And so -- and we're also working  
14          on another -- we collected more groundwater  
15          samples in November of 2011, and we'll be  
16          providing a report to ADEM on that -- on that  
17          sampling event once we get the first sampling  
18          event out of the way, the report on the first  
19          sampling event.

20                      And the toxic gas area and  
21          decontamination training area are also on  
22          Pelham Range, and we're just in the  
23          Remediating Investigation phase of that for

1           that site. So, we will be possibly looking  
2           at the similar remedy there, which is to  
3           inject lactose into the groundwater which is  
4           contaminated with some chlorinated solvents,  
5           and, hopefully get a positive result like we  
6           have at Range J and Range K. That's all I  
7           have.

8                       MR. BOLTON: Thank you. Also in  
9           the packet is the report from McClellan  
10          Development Authority. Roger Hall was not  
11          able to be with us. I'll leave that to you  
12          to kind of look over their report. Much like  
13          us, they're having a slight shift in terms of  
14          -- they're not completely focused on  
15          munitions response, they're also looking at  
16          some areas and surveying lead contamination  
17          and are probably going to do, you know, lead  
18          removal, metals removals, which is what we  
19          did also up on Range 20, for example. But  
20          their work is ongoing, as is ours.

21                       On to the Army report again. Our  
22          area of responsibility is within the bounds  
23          of the Fish and Wildlife refuge. We're

1 continuing along with interim removal  
2 actions. I think as we reported last time,  
3 or at least in the Minutes, we have priority  
4 areas that we established with Fish and  
5 Wildlife Service as to what their priorities  
6 are and we try to do those as expeditiously  
7 as possible, or obviously we make them a  
8 priority. Every once in awhile there's other  
9 actions, such as Bains Gap Road and these  
10 kind of things that we all get together with  
11 and shift on.

12 UXB-Kemron, I guess they should  
13 hit the field, what, next month is I think  
14 our latest date. So, they are -- their work  
15 plan is in for approval. We've got all of  
16 the final internal explosive safety  
17 submissions and things that we need. You can  
18 see the priority areas and the map kind of  
19 over -- well, Lisa, can point it out here.

20 MS. HOLSTEIN: This map here?

21 MR. BOLTON: Yeah.

22 MS. HOLSTEIN: Those are the  
23 priority areas that we have contracted with

1                   them --

2                   MR. BOLTON: Contracted with them?

3                   Right. So, hopefully --

4                   MR. KIMBROUGH: Who's doing that?

5                   MR. BOLTON: Pardon?

6                   MR. KIMBROUGH: Who --

7                   MR. BOLTON: It's a company called  
8                   UXB-Kemron. They're actually a small  
9                   business, but they've got a pretty good track  
10                  record with the Corps of Engineers on  
11                  munitions removals and stuff. And so, thus  
12                  far, they've been -- we've been, you know,  
13                  very pleased with them.

14                 MS. HOLSTEIN: Impressed.

15                 MR. BOLTON: So, I'm hoping things  
16                  continue, and I don't see any reason why they  
17                  wouldn't.

18                 They will also be doing the  
19                  five-year review under our CERCLA projects  
20                  that we do our work under. We are required  
21                  to do five-year reviews and that's of every  
22                  remedy that has been implemented to date.  
23                  You just keep rolling them all in.

1                   So, UXB-Kemron has also been  
2                   contracted, and it's kind of a no brainer to  
3                   have the guys that were on the ground go  
4                   ahead and do it rather than bring somebody  
5                   else in to support that effort as well. So,  
6                   we're kind of chipping away at it as we  
7                   always do.

8                   The magnitude of the work here at  
9                   Fort McClellan both on our side and McClellan  
10                  Development Authority's is pretty  
11                  significant, and it'll still be awhile.

12                 MS. HOLSTEIN: Not all that is  
13                 funded.

14                 MR. BOLTON: Yes. That's an  
15                 important thing to -- right.

16                 MS. HOLSTEIN: It's all in the  
17                 contract, and as funds become available,  
18                 we'll chip away at it.

19                 MR. KIMBROUGH: Does ADEM have any  
20                 involvement in y'all's clearance?

21                 MR. BOLTON: Oh, yes.

22                 MR. KIMBROUGH: Y'all have to do  
23                 the same thing, y'all have to submit your



1 plan and --

2 MR. BOLTON: Yes. Yes.

3 MR. KIMBROUGH: -- comments?

4 MR. BOLTON: We go through -- we  
5 go through the same process that --

6 MS. HOLSTEIN: -- same thing y'all  
7 do.

8 MR. BOLTON: Yeah. Ultimately, on  
9 McClellan Development Authority, ADEM is the  
10 final regulatory authority, if you will,  
11 because they are doing theirs under the State  
12 RCRA authority.

13 MR. KIMBROUGH: The EPA just kind  
14 of stepped aside?

15 MR. BOLTON: Well, under CERCLA,  
16 which is what the Army's doing, it's under  
17 the old Superfund law. If it's not a  
18 national priority list site, then the DoD  
19 agency is the, quote, lead agency, the  
20 decision maker.

21 The reality of life is that we do  
22 everything in conjunction with ADEM. So,  
23 functionally, they have, you know, a very,

1           very big say. EPA, for the most part, has  
2           kind of stepped back and said the only thing  
3           that they're going to look at is -- were  
4           remedies that have an operational phase to it  
5           and they have to bless them as being, quote,  
6           operating properly and successfully. It's  
7           kind of a moot issue, as far as things go  
8           here with us. So that's kind of the  
9           regulatory status.

10                       So, really, ADEM is the main  
11           regulator that we're dealing with. Even  
12           though they don't have direct statutory  
13           control, they functionally have a very big  
14           say. It continues there.

15                       As far as property transfers, we  
16           -- the Army -- there's a remaining of 44.83  
17           Army acres on the post to include part of the  
18           Iron Mountain Road Addition. That almost --  
19           that 10-acre patch is -- I guess it's in the  
20           ALDOT Director's Office is the last we heard.  
21           And so that deed should be signed --

22                       MS. HOLSTEIN: Been there for a  
23           while.

1 MR. BOLTON: -- yes. The Water  
2 Tank Sites, that almost 22.94 acres -- that  
3 23 acres, the deeds are now somewhere at  
4 headquarters, Corps of Engineers in -- it's  
5 actually made it up to the beltway.  
6 Apparently, it sat for a long time in the  
7 South Atlantic Division, which is -- I think  
8 it's Savannah. Isn't it in Savannah? Why in  
9 the world -- you know, so, it is what it is.

10 MS. HOLSTEIN: One of these days.

11 MR. BOLTON: Right. So, once it  
12 gets spit out of there, it's ready to go. I  
13 know that they have negotiated all the fine  
14 points with the various attorneys and tweaked  
15 the language in the deeds and all that good  
16 stuff.

17 MR. MILLER: Government is paying  
18 all that.

19 DR. COX: What's the story on the  
20 old power plant behind 31-81? Who owns that  
21 or --

22 MR. BOLTON: McClellan Development  
23 Authority.

1 DR. COX: They own it now?

2 MR. BOLTON: Uh-huh.

3 MR. KIMBROUGH: I think we had an  
4 offer on that place. The last -- last  
5 meeting we had, I --

6 MR. BOLTON: Yeah. I used to know  
7 what Boiler Plant that was, 3 or 4, something  
8 like that. I can't remember.

9 MR. KIMBROUGH: Star -- is the one  
10 you're talking about?

11 MR. BOLTON: Uh-huh.

12 DR. COX: The one behind 31-81?

13 MR. BOLTON: Right. Yeah, right  
14 across the street from them, uh-huh, or  
15 whatever you want to call it.

16 DR. COX: No, no, it's actually,  
17 you know, right behind -- physically behind  
18 the building on 31-81, the power plant. It's  
19 just right across --

20 MR. BOLTON: Okay. I know which  
21 one -- yeah, but that's McClellan Development  
22 Authority. Yeah, behind Lee Hall, too,  
23 behind the high rises, kind of down -- the

1 high-rises sit here, (indicating), the power  
2 plant's over here, and 31-81 --

3 DR. COX: -- is right next to it.

4 MR. BOLTON: Right. Yeah, I know  
5 which one you mean. Yeah. Yeah, there's  
6 like a substation or something there.

7 DR. COX: Yeah, I think it had  
8 about ten buildings on it or something at one  
9 time.

10 MR. BOLTON: Yeah. I'm positive  
11 that's the McClellan Development Authority  
12 property, I think. I don't -- unless they --  
13 to my knowledge, that wasn't deeded over to  
14 JSU and them, but I don't know.

15 DR. COX: We definitely wouldn't  
16 want it.

17 MR. BOLTON: I wouldn't think --

18 DR. COX: Not with all that  
19 asbestos in it.

20 MR. BOLTON: So, it looks like  
21 maybe by the time we have our next RAB  
22 meeting in October that the Army will be down  
23 to approximately 12 acres, or 11.82 or

1 something like that.

2 DR. COX: How many acres do we  
3 have before we disband?

4 MR. BOLTON: Well, if you count  
5 Pelham Range, almost 42,000.

6 DR. COX: I know, okay. So  
7 we're --

8 MR. BOLTON: Main post, we had  
9 about 18,750 and Pelham was about 22,000 and  
10 something acres. Originally on the books we  
11 were showing 18,969. But by the time -- you  
12 know, things change over the -- you know, the  
13 post had never been in its entirety surveyed  
14 and that was --

15 DR. COX: Yeah, yeah. How many  
16 acres do we end up with on Ft. McClellan  
17 before we disband the RAB that the Army  
18 controls?

19 MR. BOLTON: Oh, well, as long as  
20 we've got 12 acres, we can just --

21 DR. COX: If you've got  
22 enough room for this building, you all right.

23 MR. BOLTON: That's right. That's

1 exactly right. Well, actually, this is  
2 McClellan Development Authority's building.  
3 We just swapped out buildings. They feel  
4 like they might be able to market that big  
5 compound. One month's worth of gas bill was  
6 more than the entire utility bill for this  
7 place in a year almost, so we made a deal.

8 But, yeah, the issue with  
9 disbanding a RAB is it's like RABs never go  
10 away as long as something is going away.  
11 Because then what would happen is, you'd just  
12 be endlessly querying and surveying, and  
13 trying to reform it. So we kind of felt like  
14 we'd be better off just keeping it alive at a  
15 very diminished --

16 MR. HOWARD: Looks good on your  
17 resume, too.

18 MR. BOLTON: I mean, I don't want  
19 to hurt anybody's feelings, this is probably  
20 a terminal assignment for me. Yes, so, I'm  
21 not really interested in resume building at  
22 this point in my life. But who knows?  
23 Whatever it's going to be is --

1                   So, do we have any other  
2           questions, comments? All right. Do we have  
3           a motion to adjourn?

4                   MR. MILLER: So made.

5                   MR. BOLTON: Second.

6                   MR. HOWARD: Second.

7                   MR. BOLTON: All in favor?

8                   (All voted in favor.)

9                   MR. BOLTON: Any opposed?

10                  (No response) .

11                  MR. BOLTON: Thanks for everybody  
12           making the effort to show up.

13  
14                   (Adjourned at 6:10 p.m.)  
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C E R T I F I C A T E

STATE OF ALABAMA)

CALHOUN COUNTY )

I, PENNY L. ENOCH, CCR, a Court Reporter  
and Notary Public in and for The State of Alabama at  
Large, duly commissioned and qualified, HEREBY CERTIFY  
that the proceedings were by me reduced to shorthand  
in the presence of said attendees, afterwards  
transcribed upon a computer, and that the foregoing is  
a true and correct transcript of the proceedings given  
as aforesaid.

I FURTHER CERTIFY this hearing was  
taken at the time and place in the foregoing caption  
specified, and was concluded with adjournment.

I FURTHER CERTIFY that I am not a  
relative, counsel, or attorney for any party, or  
otherwise interested in the outcome of this action.

1                               IN WITNESS WHEREOF, I have hereunto  
2       set my hand and affixed my seal at Birmingham,  
3       Alabama, on this the 19th day of April, 2012.

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8                               \_\_\_\_\_  
9                               PENNY L. ENOCH (ACCR 554)  
10                              Notary Public in and for  
11                              Alabama at Large

12  
13  
14       MY COMMISSION EXPIRES:   4-29-2013  
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