

**BRAC Cleanup Team (BCT)
Munitions Response (MR) BCT Meeting Minutes
February 19, 2009
Fort Ord BRAC Conference Room
Final Version**

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Agenda Items:

<u>Item</u>	<u>Action</u>	<u>Comment</u>
Property Transfer	Update	by Derek Liberman
ESCA (FORA Update)	Update	by Stan Cook
MR Fieldwork	Update	by Lyle Shurtleff
MRS Security Pgm	Update	by Lyle Shurtleff
Track 3	Update	by Chieko Nguyen
Track 2 Parker Flats MRA	Update	by Chieko Nguyen
Track 2 DRO MRA	Update	by Cheiko Nguyen
Remaining RI/FSSs	Update	by Bruce Wilcer
Report Status	Update	by Chieko Nguyen
FFA Schedule	Update	by Chieko Nguyen
Action Items	Update	by Chieko Nguyen
Calendar of MR BCT Meetings	Update	by Chieko Nguyen

Property Transfer Status:

FOSET 5 deeds:

1. Determined Army/CSUMB MOA for transfer of property by EDC needs to be amended to accommodate ESCA process. USACE drafted amendment 22 January, which was reviewed and commented on by Kutak Rock (FORA's legal counsel), then submitted to CSUMB on 11 February.
2. Determined language should be added to deed for MPC referencing the MOA allowing Army's use of the MOUT after transfer.
3. Deeds must be approved by Army's Office of General Counsel before FORA signs. Final negotiated deeds (except CSUMB and MPC) have been transmitted to OGC, but no schedule for approval.

FOST 10 deeds:
No action.

FOSET 2 deed amendments:

Five deed amendments were issued to FOSET 2 property recipients for signature:

1. Monterey-Salinas Transit – signed and returned to USACE.
2. City of Marina – reviewed by Kutak Rock, comments submitted to USACE.
3. City of Seaside – reviewed by Kutak Rock, comments submitted to USACE.
4. University of California (UC) – comments submitted to USACE.
5. CSUMB – tabled pending completion of FOSET 5 deed.

Army/FORA EDC MOA:

1. Kutak Rock and Army agreed that this MOA needs to be amended to include all FOSET 5 and FOST 10 parcels where recipients have rescinded PBC status.
2. Kutak Rock drafted amendment, which was reviewed by USACE and the BRAC Office. Final negotiated amendment submitted to OGC today for approval.

Parcel F7.1 (FO-30, FOST 6):

1. Army/UC MOA states this parcel to be transferred to UC, but may have been transferred to MCWD. Transfer status is uncertain because incorrect legal description was included in the deed.
2. BRAC Office and USACE are working with UC and FORA to resolve this.

FOSET 4 and FOSET 5 deed amendments:

1. Records of Decision for Del Rey Oaks and Parker Flats MRAs are complete and signed; therefore, it was agreed that Army should begin drafting deed amendments issuing the CERCLA Warranty for FOSET 4 (Del Rey Oaks) and FOSET 5 property (Parker Flats area only).
2. Deed amendments drafted, but finalization pending completion of FOSET 2 deed amendments and transfer of FOSET 5 Parker Flats parcels.

ESCA:

Comments are due from EPA and DTSC on draft ESCA Land Use Control Implementation Plan for the ESCA portion of Parker Flats. Army will provide an updated version of assignment of responsibilities for assessment to EPA and DTSC. DTSC will provide a letter of concurrence to Army when assessment issue is resolved.

Fieldwork Update:

MEC Removal Fieldwork: A map of vegetation cutting progress and planning by area by type of equipment for Units 18/22 was described by Army.

SHAW provided a description of the elements of Field Work Variance 26 concerning procedures to be completed on Units 18/22.

Preparation actions for a prescribed burn in Units 14/19 were discussed. DTSC described an interest in the historical frequency of occurrence of burn days in the northeast quadrant

of the impact area. A discussion of the complexities of burn day predictions and the level of uncertainty involved in prediction ensued.

Site Security Program:

MEC Incidents: An 8 December 2008 incident involving MD as described in the 4th quarter report from the 60th CES EOD was described.

Annual meeting of the Site Security Committee occurred on 18 February 2009 with the participation of a representative of a local school district.

Track 3 Impact Area MRA:

Plans for 2009 work were discussed. The status of the RD/RA work plan was described. The after action review of the prescribed burn in Units 18/22 was described as to be in draft by the end of March. Options for consideration of historical data concerning the use of the impact area were discussed.

Track 2 Parker Flats MRA:

None.

Track 2 DRO MRA:

There has been no contact by Del Rey Oaks concerning the draft Land Use Control implementation plan.

Remaining RI/FSs:

SHAW provided a status update on the development of the RI/FS work plan.

Report Status:

None.

FFA Schedule:

Parker Flats: Agency comments on draft have been delayed to the end of February and the schedule for the draft final version delayed until March.

Del Rey Oaks: the Army will delay the schedule pending further discussions with Del Rey Oaks.

Action Items: None.

Future Meetings:

The next MR BCT was confirmed at scheduled for March 18 at 1:00 p.m. An off-site meeting is scheduled for April 21-23 at Yosemite NP. A meeting for May 12 at 10:00 a.m. was scheduled.

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