

**BRAC Cleanup Team (BCT)**  
**Munitions Response (MR) BCT Meeting Minutes**  
**September 16, 2009**  
**Fort Ord BRAC Conference Room**

**Members / Invited Attendees**

Gail Youngblood, BRAC  
Roman Racca, DTSC (ph)  
Judy Huang, EPA (ph)  
Lewis Mitani, EPA  
David Eisen, USACE  
Bruce Wilcer, MACTEC  
Chieko Nguyen, BRAC  
Lyle Shurtleff, BRAC  
Derek Lieberman, BRAC  
Bill Collins, BRAC  
Kevin Siemann, SHAW  
Chris Duymich, POM FD

Eric Morgan, BLM  
Rob Robinson, BRAC  
Peter Kelsall, SHAW  
Laura Baldwin, FORA  
George Siller, USACE  
Clinton Huckins, USACE

**Agenda Items:**

<b><u>Item</u></b>	<b><u>Action</u></b>	<b><u>Comment</u></b>
Property Transfer	Update	by Derek Lieberman
ESCA (FORA Update)	Update	by Laura Baldwin
MR Fieldwork	Update	by Lyle Shurtleff
MRS Security Pgm	Update	by Lyle Shurtleff
MRS-16	Update	By Chieko Nguyen
Track 3	Update	by Chieko Nguyen
Remaining RI/FSs	Update	by Bruce Wilcer
Track 2 Parker Flats MRA	Update	by Chieko Nguyen
Track 2 DRO MRA	Update	by Cheiko Nguyen
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:**

**FOST 10 deeds:**

1. July 10 – eight of ten deeds and three CRUPs recorded, 594 acres transferred.
2. Deed for Parcel L3.2 (14.52 acres) is on hold pending agreement between York School (recipient), FORA and Monterey County.
3. Parcel L23.5.2 designated for public benefit conveyance to Monterey Peninsula College (FORA not involved in transaction); however, Chartwell School has submitted request to Department of Education for the same property.

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**FOST 11:**

1. Draft in progress (Parcels L2.3, L2.4.1), scheduled for September 30.
2. Parcels L2.3, L2.4.1 within Parker Flats MRA – MEC-related CRUP.
3. Army Environmental Law Division will perform first review.

**FOSET 2 deed amendments:**

1. Five deed amendments were issued to FOSET 2 property recipients for signature:
  - a. Monterey-Salinas Transit – signed and returned to USACE.
  - b. City of Marina – reviewed by Kutak Rock, comments submitted to USACE.
  - c. City of Seaside – reviewed by Kutak Rock, comments submitted to USACE.
  - d. University of California (UC) – comments submitted to USACE.
  - e. CSUMB – tabled pending completion of FOSET 5 deed.
2. Sixth deed amendment for Parcel L37 is pending.
3. June 30 – USACE submitted revised deed amendment to Kutak Rock with “hold harmless” provision deleted. All deed amendments may be reissued for signature with this change.<sup>1</sup>

**FOSET 4 deed amendments:**

1. ROD for Del Rey Oaks MRA complete and signed.
2. One deed amendment issuing the CERCLA Warranty drafted, but finalization pending completion of RD/RAWP (LUCIP).

**FOSET 5 deed amendments:**

1. ROD for Parker Flats MRA complete and signed, Final LUCI and O&M Plan complete.
2. June 11 – three deed amendments issuing the CERCLA Warranty for Parker Flats Munitions Response Area drafted and submitted to USACE and FORA for review.
3. June 24 – USACE HQ legal review complete, forwarded deed amendments to Sacramento District.
4. July 8 – USACE forwarded deed amendments to Kutak Rock.
5. July 31 – Kutak Rock completed review and returned one revised deed amendment (Seaside) to USACE.
6. August 4 – USACE accepted Kutak Rock’s changes to be used as basis for the other two deed amendments (MoCo and MPC).
7. August 12 – Joey Fuller of Kutak Rock referred deed amendments to George Schlossberg of Kutak Rock under the assumption these would be the template for future deed amendments for Fort Ord early transfer property.
8. September 8 – Kutak Rock submitted revised deed amendment to USACE.
9. September 10 – USACE submitted comments on revised deed amendment to Kutak Rock.
10. FORA’s Parker Flats Phase I schedule indicates deed amendments to be complete by October 15, 2009.

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<sup>1</sup> Work on FOSET 2 deed amendments postponed pending completion of FOSET 5 deed amendments.

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**ESCA Update:** The update was distributed.

**Fieldwork Update:** The Army provided that:

- Remedial work in Units 18/22 has been restarted with DGM fill-in and reacquisition work remaining. Completion is estimated for October 30.
- The Army's response to a letter from FOEJN requesting reconsideration of the decision to complete removal actions at MRS-16 has been completed.
- An investigation of 0.3 acre-portion of parcel E20c.1 is planned to be conducted. A fieldwork variance describing this work will be provided to the regulatory agencies.

**Site Security Program:** The Army provided the following information concerning the security of restricted MRS:

- MEC Incidents: A significant MEC incident occurring on August 29 was described by the Army. A preliminary incident report and fact sheet was provided. The Army will complete an investigation of the incident and provide a report to include recommendations for additional action to the BCT within 90 days of the incident.
- Trespass: No incidents were reported in the last 30 days.
- No personnel required or requested MEC Recognition and Safety Training in the last 30 days.

**Track 3 Impact Area MRA:** The annual surface remediation area monitoring report for WGBA, EFA, and the surface removal portion of Range 48 (Ranges 43-48 surface removal) is complete and will be provided to the agencies electronically. Agencies will be notified when the report is available. DTSC and BLM expressed interest in the development of an Army procedure that would remove MD that is identified during area monitoring. Army will consider the implications of and options for such a procedure and respond to the BCT.

The Army described that the site specific work plan for the non-burn areas will be updated to include analog subsurface MEC removal method that would be used in high density anomaly areas.

**Track 2 Parker Flats MRA:** None.

**Track 2 DRO MRA:** The Army is in communication with the city of Del Rey Oaks.

**Remaining RI/FSs:** The Draft Final Remaining Remedial Investigation/Feasibility Study (RI/FS) Management Plan, August 31 2009 was discussed.

**Report Status:** Reviewed and updated.

**FFA Schedule:** Reviewed and updated.

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**Action Items:** Reviewed and updated.

**Future Meetings:** The next MR BCT was scheduled for 14 October at 1:30 p.m. A November 17, 10 a.m. meeting was also scheduled.

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