

**BRAC Cleanup Team (BCT)
Munitions Response (MR) BCT Meeting Minutes
October 14, 2009
Fort Ord BRAC Conference Room**

Members / Invited Attendees

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

Rob Robinson, BRAC
Peter Kelsall, SHAW (p)
Stan Cook, FORA
Clinton Huckins, USACE
Doug Cooper, USFWS

Agenda Items:

<u>Item</u>	<u>Action</u>	<u>Comment</u>
Property Transfer	Update	by Derek Lieberman
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
Remaining RI/FSs	Update	by Bruce Wilcer
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 (PBC) to Monterey Peninsula College (FORA not involved in transaction); however, Chartwell School has submitted request to Department of Education for the same property.

FOST 11:

1. Parcels L2.3 and L2.4.1 in Parker Flats MRA.
2. September 28 – Draft FOST issued to Army Environmental Law Division and Army BRAC. Comments requested by October 16.

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3. Draft MEC-related CRUP in review at Fort Ord BRAC Office.

FOSET 2 deed amendments:

1. October 2008 – Five deed amendments were issued to FOSET 2 property recipients for signature: Monterey-Salinas Transit, City of Marina, City of Seaside, UC, and CSUMB.
2. Sixth deed amendment for Parcel L37 not drafted.
3. Some recipients expressed concern about deed amendment language, including the “hold harmless” provision.
4. September 23 – USACE began revising/drafting all six deed amendments using FOSET 5 deed amendments as template.

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. June 11 – three deed amendments issuing the CERCLA Warranty for Parker Flats Munitions Response Area drafted and submitted to USACE and FORA for review.
2. July 31 – Kutak Rock completed review and returned one revised deed amendment (Seaside) to USACE.
3. August 4 – USACE accepted Kutak Rock’s changes to be used as basis for the other two deed amendments (MoCo and MPC).
4. August 12 – Kutak Rock began additional review under the assumption this would be the template for future deed amendments for Fort Ord early transfer property.
5. September 8 – Kutak Rock submitted revised deed amendment to USACE.
6. September 10 – USACE submitted comments on revised deed amendment to Kutak Rock. Kutak Rock says there must be separate legal descriptions for each deed amendment.
7. September 21 – Kutak Rock says FORA is working on obtaining separate legal descriptions for each deed amendment. Parties agree deed amendment language is acceptable.

FORA’s Parker Flats Phase I schedule indicates deed amendments to be complete by October 15, 2009.

ESCA Update: The update was distributed. FORA described the planned fuel break and fence installation at the MOUT site.

Fieldwork Update: The Army provided that an amendment to the current Fort Ord burn prescription is under consideration to incorporate information collected during the prescribed burn on Unit 14.

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DTSC led a discussion of possible changes to the Fort Ord burn prescription.

The Army described the annual inspection report for areas Watkins Gate Burn Area, Ranges 43-48 and Eucalyptus Fire Area as complete and available to the agencies on the Shaw FTP site.

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

- **MEC Incidents:** The Army provided an update on the investigation of the August 29 MEC incident. The Army will complete the investigation of the incident and provide a report to include recommendations for additional action to the BCT in November 2009. There were no MEC incidents since the last MR BCT. (YTD: 4)
- **Trespass:** No incidents were reported since the last MR BCT. (YTD: 2)
- **24 personnel required or requested MEC Recognition and Safety Training since the last MR BCT. (YTD: 58)**

Track 3 Impact Area MRA: The Army provided that 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 is available to the agencies electronically.

The Army described that the site specific work plan for the non-burn areas was 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 provided that the city of Del Rey Oaks is in the process of identifying resources to work on the plan. The BCT agreed to delay the FFA schedule for the draft work plan until January 2010.

Remaining RI/FSs: The agencies will continue to review the draft final Management Plan through 6 November.

Report Status: Reviewed and updated.

FFA Schedule: Reviewed and updated.

Action Items: Reviewed and updated.

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Future Meetings: The next MR BCT was scheduled for 18 November at 1:00 p.m. and January 14 at 1:30 p.m.

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