

**BRAC Cleanup Team (BCT)**  
**Munitions Response (MR) BCT Meeting Minutes**  
**July 20, 2010**  
**Fort Ord BRAC Conference Room**

**Members / Invited Attendees**

(p): by phone

Gail Youngblood, BRAC  
Roman Racca, DTSC (p)  
Judy Huang, EPA (p)  
Lewis Mitani, EPA (p)  
Dave Eisen, USACE  
Chris Prescott, USACE  
Clinton Huckins, USACE  
Eric Morgan, BLM  
Stan Cook, FOR A (p)  
Lyle Shurtleff, BRAC  
Chieko Nozaki, BRAC  
Peter Kelsall, SHAW (p)  
Derek Lieberman, BRAC  
Bruce Wilcer, MACTEC (p)  
Chris Duymich, POM FD  
Kevin Siemann, SHAW

Rob Robinson, BRAC  
Bill Collins, BRAC  
Melissa Broadston, BRAC  
Mark Edwards, USACE  
Jen Moser, SHAW

MR BCT Agenda Items:

<b><u>Item</u></b>	<b><u>Action</u></b>	<b><u>Comment</u></b>
Site 39 Soil Remediation	Update	by Jen Moser
Property Transfer	Update	by Derek Lieberman
ESCA (FORA Update)	Update	by Stan Cook
Fieldwork / Track 3 Update	Update	by Lyle Shurtleff
MRS Security Program	Update	by Lyle Shurtleff
Remaining RI/FS Areas	Update	by Bruce Wilcer
Track 2 DRO MRA RD/RAWP	Update	by Chieko Nozaki
Report Status	Update	by Chieko Nozaki
FFA Schedule	Update	by Chieko Nozaki
Action Items	Update	by Chieko Nozaki

**Site 39 Soil Remediation:** Shaw provided the status of ongoing Site 39 soil remediation work. Site specific work plan for soil remediation at HA-44 will be updated to incorporate agency comments and will be finalized by the end of the week. Over-excavation at HA-19 was described as complete. Soil remediation fieldwork at HA-44 was scheduled to begin August 9 pending arrival of necessary equipment. At HA-26 soil excavation in the western portion was described as in progress as well as subsurface MEC removal on the east side; QC seeds had been placed; three MEC items had been found during soil excavations. The OU2 landfill was being prepared to receive excavated

**BRAC Cleanup Team (BCT)**  
**Munitions Response (MR) BCT Meeting Minutes**  
**July 20, 2010**  
**Fort Ord BRAC Conference Room**

soil from the ranges. Several technical memorandums documenting the confirmation soil sampling results at several HAs were at various stages of completion.

FORA provided the status of relocation of the ESCA trailer and management of biological survey personnel to clear the exclusion zone of the HA-44 soil remediation area. DTSC asked for clarification on the plan for re-contouring the edges of the excavation areas. The Army provided that the side walls will be knocked down to help habitat restoration.

**Property Transfer: FOST 10 deeds:**

1. July 2009 – eight of ten deeds and three CRUPs recorded, 594 acres transferred.
2. Parcel L3.2 (101.19 acres)
  - a. March 2010 – Draft deed reviewed and sent back to USACE, forwarded to FORA for review.
  - b. April 2010 – USACE drafted memorandum to Mr. Whiteford and transmittal to FORA, reviewed by Fort Ord BRAC.
  - c. May 2010 – Monterey County Board of Supervisors approved agreements (license to cross South Boundary Road), covenants and conditions (relating to future use of the property) between the County and York School; York School rescinded its public benefit conveyance (PBC) request; Department of Education withdrew its assignment request.
  - d. June 2010 – FORA and its counsel determining appropriate sequence of transfer.
  - e. July 2010 – FORA submitted EDC MOA amendment to Army for countersignature. Army requested additional supporting documentation.
3. Parcel L23.5.2 (and adjacent FOST 9 Parcel L23.5.1) PBC to Chartwell School.
  - a. June 2010 – Revised information paper supporting assignment to Department of Education submitted to USACE Southwest Division.
  - b. July 2010 – Assignment package sent to DASA for execution.

**FOST 11:**

1. Parcels L2.3 and L2.4.1 in Parker Flats MRA.
2. January 2010 – Army Environmental Law Division (ELD) and Army BRAC review of Draft FOST complete.
3. March 2010 – FOST issued for regulatory agency review.
  - a. Draft MEC-related CRUP also issued to DTSC.
  - b. Two conference calls with USEPA and DTSC: “MEC as a CERCLA hazardous substance” issue, relevant Environmental Condition of Property categorization and CERCLA section.
4. April-May 2010 – Army ELD consulting with OGC.
5. May 2010 – FOST revised based on discussion with OGC and submitted to OGC and ELD for review on May 24.

**BRAC Cleanup Team (BCT)**  
**Munitions Response (MR) BCT Meeting Minutes**  
**July 20, 2010**  
**Fort Ord BRAC Conference Room**

6. June 2010 – revised FOST issued to USEPA and DTSC for back check. USEPA disagreed with some changes. CRUP issued to DTSC for signature.
7. July 2010 – disagreement resolved, FOST issued for 30-day public comment period (July 10 – August 9).

**FOST 12:**

1. Parcel E20c.1 (fishhook with grenade range) requires Track 1 Plug-in Approval Memorandum (in progress).
2. Parcel E29b.3.1 (Yadon's piperia) requires completion of biological opinion by USFWS.
3. Parcel S2.1.2 (OU1) requires determination of OPS for OUCTP in the Lower 180-Foot Aquifer.

**FOST 13:** Parcels E8a.1.1.1 and E8a.2 (Fort Ord Landfills) requires completion of Site 39 remedial action and closure of the Landfills.

**FOSET 2 deed amendments:**

1. October 2008 – Five deed amendments issued to FOSET 2 property recipients for signature: Monterey-Salinas Transit (MST), City of Marina, City of Seaside, University of California (UC), and California State University Monterey Bay (CSUMB). Sixth deed amendment for Parcel L37 (City of Seaside) not drafted. Some recipients expressed concern about deed amendment language, including the “hold harmless” provision.
2. December 2009 – USACE revised/drafted all six deed amendments using FOSET 5 deed amendments as template. Fort Ord BRAC Office reviewed and commented.
3. February 2010 – USACE revised deed amendments.
4. March 2010 – USACE submitted draft deed amendment to FORA for legal review.
5. April 2010 – FORA completed legal review. USACE issued amendments to recipients for signature April 23.
6. May 2010 – FORA notified Army the County will require legal descriptions to be attached to the deed amendments. Army issued revised amendments to recipients.
7. June 2010 – MST and CSUMB signed deed amendments, but CSUMB signed previous draft without legal descriptions. CSUMB agreed to resign the current version. MST deed amendment recorded (Dept of Transportation signed on behalf of the United States). FORA received deed amendments (3) from its counsel and is preparing to sign.
8. July 2010 – UC signed deed amendment.

**FOSET 4 deed amendment:**

1. November 2008 – ROD for Del Rey Oaks MRA complete and signed.
2. April 2010 – Preliminary Draft RD/RAWP issued to Army for review. Fort Ord BRAC Office submitted comments, ARCADIS provided responses. Draft RD/RAWP issued to agencies.

**BRAC Cleanup Team (BCT)**  
**Munitions Response (MR) BCT Meeting Minutes**  
**July 20, 2010**  
**Fort Ord BRAC Conference Room**

3. May 2010 – comments received from USEPA.
4. June 2010 – comment resolution meeting between Army, USEPA, DTSC and Del Rey Oaks. Del Rey Oaks will send letter to DTSC requesting variance to CRUP restrictions; per USEPA CERCLA Warranty cannot be issued until variance to CRUP is complete.
5. July 2010 – Del Rey Oaks drafting letter to DTSC requesting variance to the CRUP.

**FOSET 5 deed amendment, County North MRA:**

1. March 2010 – draft deed amendment issuing the CERCLA Warranty for County North MRA submitted to USACE for review.
2. April 2010 – USACE preparing signature package. Draft deed amendment forwarded to USACE HQ for review April 21; forwarded to Kutak Rock April 27.
3. July 2010 – Kutak Rock “needs to resolve the issue of whether any action needs to be taken on the CRUP, or otherwise as part of the removal of the restriction in the deed.”

**FOSET 5 deed amendments, Group 3 MRAs:** Five deed amendments issuing the CERCLA Warranty for Group 3 MRAs.

**University of California FOST 3 and FOST 6 Parcels:**

1. March 2010 – draft deed for Parcels F7.1 (FO-30), F7.2 (FO-31) and S2.1.4.2 submitted to USACE for review.
2. April 2010 – USACE preparing signature package, draft deed submitted to USACE HQ for review.
3. June 2010 – received comments from USACE HQ.
4. July 2010 – draft deed submitted to UC for review.

**Bureau of Land Management ECOP 2:** Upon completion of applicable Track 1 Approval Memoranda, draft Environmental Condition of Property (ECOP) document for transfer of Track 1 areas to BLM for Army technical and legal review.

**Community Relations:** Army provided an update on completed, on-going, and planned outreach. An update to the cleanup project information on the CSUMB web site was in progress as well as the new interactive map on the Army website. The semiannual Fort Ord Environmental Cleanup Open House and Bus Tours event on June 26, 2010 attracted approximately 130 participants. The Community Involvement Workshop on July 14, 2010 was attended by six community members including two from local city councils. The prescribed burn hotline was described as operational. Approximately 250 individuals had registered with the Direct Notification Program. Prescribed burn briefings were scheduled or planned for local fire departments, CSUMB, Monterey County Health Department, and the Fort Ord Users’ Group. Upcoming outreach events included annual safety briefing to York School and information booth at the Monterey County Fair.

**BRAC Cleanup Team (BCT)**  
**Munitions Response (MR) BCT Meeting Minutes**  
**July 20, 2010**  
**Fort Ord BRAC Conference Room**

**ESCA (FORA Update):** ESCA RP provided a copy of the ESCA Monthly Report for June 2010 outlining a summary of technical and public participation for the past month; and, distributed a copy of a map of Current ESCA Work Areas for the month of July.

**Fieldwork Update:** The Army provided an update on recent and planned fieldwork.

1. Fieldwork in Units 14/19 was described as complete pending contouring and surface removal in Broadway Rd. north of Units 14.
2. MEC remediation in preparation for soil remediation and habitat restoration in Site 39, Range 26, on the west side was described as complete and on the east side as in progress..
3. A summary of the status of all current work as well as the total number of MEC items found and their disposition was provided. Range related debris and Munitions Debris totals by weight were also provided.
4. An update on the preparation for prescribed burning of vegetation in Units 15/21/32/34 was provided. Vegetation cutting for fuel break enhancement was described as approximately 80 percent complete with Units 15, 21 and 34 complete and Unit 32 on-going. A surface remediation of those areas is pending with blacklining to follow. USEPA, DTSC and interested local public agencies and organizations are scheduled for notice when blacklining begins.
5. The annual monitoring of surface remediation areas was described as complete. Publication of the report is pending data from recent soil remediation activities in some surface removal areas.

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

1. No MEC incidents were reported since the last MR BCT. The total incidents remain 4 for 2010.
2. No trespass incidents were reported since the last MR BCT. The total incidents remain 4 for 2010.
3. MEC Safety Education: York School is scheduled for a MEC safety presentation on August 13.
4. MEC Recognition and Safety Training: 5 personnel from Mirage (DARPA) have been scheduled for training on August 9 or 11 prior to authorized unescorted

**BRAC Cleanup Team (BCT)**  
**Munitions Response (MR) BCT Meeting Minutes**  
**July 20, 2010**  
**Fort Ord BRAC Conference Room**

access to the impact area (Badger Flats). A total of 68 individuals have been trained in MEC recognition and safety in 2010.

**Track 2 DRO MRA:** DTSC acknowledged receipt of a letter from the City of Del Rey Oaks requesting to initiate the process to modify the CRUP to be consistent with the ROD. Draft final version of the RD/RA Work Plan is pending.

**Remaining RI/FSSs:** A draft schedule for field work is pending.

**Report Status:** Reviewed and updated.

1. The annual surface area monitoring report is pending the publication of the TM for Range 19. Recent work in that area will be added to the report.
2. Final prescribed burn plan and site specific work plan for Units 15/21/32/34 had been issued. Draft final RD/RA work plan for the Del Rey Oaks site will be issued by the end of July.

**FFA Schedule:** Reviewed, no change was made. .

**Action Items:** The Army will begin updating the burn weather forecast web page.

**Meeting Schedule:** The next MR BCT will be August 18 at 10:00 a.m. Subsequent meetings were tentatively scheduled for September 22 and October 13.

vls