

**BRAC Cleanup Team (BCT)
 Combined BCT Meeting Minutes
 November 17, 2010
 Fort Ord BRAC Conference Room**

Members / Invited Attendees

(p): by phone

Gail Youngblood, BRAC
 Roman Racca, DTSC
 Judy Huang, EPA
 Lewis Mitani, EPA (p)
 David Eisen, USACE
 Chris Prescott, USACE
 Eric Morgan, BLM
 Stan Cook, FORA
 Bill Collins, BRAC
 Lyle Shurtleff, BRAC
 Derek Lieberman, BRAC
 Terry Gleason, USACE
 Chieko Nozaki, BRAC
 Bruce Wilcer, MACTEC E&C
 Kevin Siemann, Shaw E&I
 Chris Duymich, POM FD
 Rob Robinson, BRAC
 Melissa Broadston, BRAC

Beth Flynn, MACTEC E&C
 Erin Caruso, ITSI
 Steve Crane, ITSI

Combined portion

Franklin Mark, DTSC
 Martin Hausladen, EPA
 Grant Himebaugh, RWQCB
 Bill Mabey, TechLaw Inc.
 David Kelly, Shaw E&I
 Ed Ticken, MACTEC E&C
 Marc Edwards, USACE
 Chris Goddard, USACE
 Jeff Fenton, MACTEC E&C
 Jen Moser, Shaw E&I

Combined BCT Agenda Items:

<u>Item</u>	<u>Action</u>	<u>Comment</u>
Site 39 Remedial Action	Update	by Jen Moser
Property Transfer	Update	by Derek Lieberman
Community Relations	Update	by Melissa Broadston
Calendars	Update	By Chieko Nozaki

Site 39:

1. Historical Area (HA) 28: Soil excavation was completed, confirmation sampling is in progress.
2. HA-39/40/40A: Excavation is ongoing including soil screening. Soil sampling is also being conducted.
3. HA-48: Excavation has been completed, waiting for confirmation sample results for lead.
4. HA-34: Digital geophysical mapping (DGM) was completed; pre-remediation subsurface MEC removal will be conducted under the new contract.

5. HA-44: Post-remediation subsurface MEC removal is in progress; includes 0.2 acres of analog removal.
6. HA-26: Grading of post-excavation surface will occur this week followed by DGM next week. A technical memorandum has been submitted for agency review.
7. HA-33: Post-remediation MEC removal is complete.
8. All QC seeds have been recovered. Erosion control measures are in place where post-remediation subsurface MEC removal has been completed. A listing of MEC and munitions debris recovered to date during the Site 39 soil remediation will be provided.

Property Transfer Update:

The Army provided:

FOST 10 deeds:

1. July 2009 – eight of nine deeds and three CRUPs recorded, 594 acres transferred.
2. Parcel L3.2 (101.19 acres)
 - a. 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.
 - b. June 2010 – FORA and its counsel determining appropriate sequence of transfer.
 - c. July 2010 – FORA and York School negotiating reimbursement of legal fees.
 - d. August 2010 – FORA and York School negotiations complete.
 - e. September 2010 – OGC stated letter from FORA requesting property as EDC required. FORA drafted letter and submitted to OGC for review.
 - f. October 2010 – OGC indicated DASA (I&H) will sign deed.
 - g. November 2010 – OGC gave approval of documentation, FORA signed request letter, deed and amendment to EDC MOA, sent to USACE HQ.
3. Parcel L23.5.2 (and adjacent FOST 9 Parcel L23.5.1) PBC to Chartwell School.
 - a. July 2010 – Transmittal memorandum signed by USACE Director of Real Estate and forwarded to DASA (I&H) OASA (I&E) for signature.
 - b. October 2010 – OGC sent back to USACE indicating authority was delegated to Director of Real Estate, who signed it on October 7, 2010. Department of Education began drafting deed, submitted questions/comments on deed requirements October 22, 2010.
 - c. November 2010 – Army responded to comments, Department of Education submitted draft deed to USACE.

FOST 11:

1. July 2010 – Draft Final FOST issued for 30-day public comment period. No comments received.
2. September 2010 – concurrence received from USEPA (2 Sep) and DTSC (13 Sep). FOST staffed for Army signature. Draft deed submitted to USACE for review.
3. October 2010 – JC King reviewing FOST before DASA signature.

FOST 12:

1. Parcel E20c.1 (fishhook with grenade range) requires Track 1 Plug-in Approval Memorandum (draft issued October 29, 2010, comments requested by December 2, 2010).
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:

1. Parcels E8a.1.1.1 and E8a.2 (Fort Ord Landfills) requires completion of Site 39 remedial action and closure of the Landfills (estimated transfer in 2015).

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.
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. Amendments issued to recipients for signature.
6. May 2010 – FORA notified Army the County will require legal descriptions to be attached.
7. June 2010 – MST and CSUMB signed deed amendments.
8. July 2010 – MST deed amendment countersigned by Department of Transportation and recorded. Remaining five deed amendments signed by recipients and submitted to USACE, forwarded to USACE Southwestern Division.
9. September 2010 – USACE Southwestern Division forwarded deed amendments to USACE HQ for signature. At the request of USACE HQ, additional documentation was provided and the information paper was revised.

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 April 14, ARCADIS provided responses on April 23. Draft RD/RAWP issued to agencies for review April 30.
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 submitted letter to DTSC requesting variance to the CRUP. Decision pending on type of survey for area where residential restriction to be removed.
6. August 2010 – USEPA determined all remedial actions implemented and completed (20 Aug).
7. September 2010 – Del Rey Oaks retained surveyor.

FOSET 5 deed amendment, County North MRA:

1. March 2010 – draft deed amendment issuing the CERCLA Warranty for County North MRA drafted and 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 requested minor changes to deed amendment, Army concurred.
4. August 2010 – FORA executed deed amendment, submitted to USACE Sacramento District.
5. September 2010 – deed amendment submitted to USACE Southwestern Division.

FOSET 5 deed amendments, Group 3 MRAs:

1. Five deed amendments issuing the CERCLA Warranty for Group 3 MRAs. Group 3 ROD scheduled to be signed by July 29, 2011.

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 SPK for review.
2. April 2010 – 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.
5. August 2010 – UC stated deed is acceptable and will sign.
6. September 2010 – deed submitted to UC attorneys for acceptance.
7. October 2010 – UC signed deed and returned to USACE SPK. USACE preparing signature package.

Bureau of Land Management ECOP 2:

1. 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. A calendar of planned outreach events for 2011 was reviewed and approved by the BCT. One of the community meetings will be a mobile workshop (a field visit to the

burn units in the Impact Area). The Army will provide a monthly project update summary to Marina in Motion, the current Technical Assistance Grant recipient, starting in January 2011; the regulatory agencies may participate to optimize their resources. Upcoming outreach includes targeted outreach to neighbors of a well drilling and abandonment sites; publication of a community survey report; information table at the Presidio of Monterey Wellness Fair; and small community group tours. The Army continues to support the EPA's Superfund Job Training Initiative program including providing a MEC recognition and safety training to job trainees. Recently completed outreach included publication of a technical memorandum on chemical warfare material related incidents and responses.

Calendars: The next Community Involvement Workshop and Technical Review Committee meetings are scheduled for January 12 and 13, 2011. HTW BCT was scheduled for January 11, 2011 at 10:00 a.m. MR BCT meetings were scheduled for December 9, 2010 (tentative) and January 12, 2011 at 1:30p.m.

MR BCT Agenda Items:

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 Beth Flynn
Report Status	Update	by Chieko Nozaki
FFA Schedule	Update	by Chieko Nozaki
Action Items	Update	by Chieko Nozaki
Next Meeting	Schedule	by Chieko Nozaki

ESCA Update:

Investigation fieldwork is ongoing within the Future East Garrison Munitions Response Area. Trespassing in East Garrison area is a safety and security problem. BLM and Monterey County Parks will extend an extra enforcement effort to reduce trespass. Monterey County sheriff will increase patrolling in the area. Users group will assist in distribution of information concerning restricted areas.

Marina Air Faire ESCA outreach activity was a success.

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

1. The response to EPA comments to the Units 18/22 draft RAR is complete. Publication of a draft final is pending DTSC comments.
2. The response to community comments on the Units 14/19 TM will be provided to DTSC and EPA for review in November. Field Work in Units 14/19 was

described as complete pending contouring and surface removal in Broadway Rd. (north of Unit 14).

The Army provided a description of the occurrence surface MD on Units 14/19 discovered during reconnaissance for evidence of potential soil contamination and after completion of the surface remediation on those units. The appearance of surface MD was described as likely due to the use of heavy tow equipment during DGM operations, the high concentration of MD in former target areas, and wind erosion in areas exposed after the prescribed burn of the units. The Army described the results of a QC/QA examination of Units 14 and 19 to remove isolated surface MD and determine the extent of the surface MD. A surface removal was directed at locations on Units 14 and 19 determined to contain multiple surface MD. That description included 4 MEC items removed from Unit 14 as part of the additional surface remediation. A draft 14/19 TM addendum is planned for distribution in November.

BLM described interest in the disposition of MD identified during the additional surface remediation. Army provided that all MD encountered will be removed.

3. A summary of the status of the total number of MEC items found during recent removal activities and their disposition was provided. Range related debris and munitions debris totals by weight were also provided.
4. An update on the MEC remediation actions in Units 15/21 was provided. The vegetation on those units was burned on October 7 and 8 and post-burn vegetation cutting is in progress. Near-surface removal in an eastern portion of Unit 21 mastication had been completed; up to three tons of 3.5-inch rocket bodies (MD) had been recovered. Continued blacklining in Units 15/21/32 mastication was described as pending the positioning of resources and suitable weather.
5. DGM work (prep for subsurface remediation) in the Track 3 fuel breaks (Non-Burn Area) was described as 30 percent complete. An estimated completion date of December 29 was provided.
6. Army has distributed the results of the Unit 15/21 prescribed burn. The after action report is due to be distributed in January.
7. Presidio of Monterey Fire Department designated Units 11 and 12 for prescribed burns in 2011. A meeting with the local air district to discuss prescribed burn air monitoring program was scheduled for December.

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

1. One MEC incident was reported since the last MR BCT. On 11-9-10 BLM staff reported an exposed 81mm fin assembly in the area of Unit 14. An investigation

of item determined it to be MD. The item was disposed as MD. Inspection of the area indicates that it was subject to a surface removal March – April 2009. The item appeared to have become exposed as a result of soil disturbance/compaction after the completion of the surface removal. The total MEC incidents are now 7 for 2010.

2. No trespass incidents were reported since the last MR BCT. The total incidents remain 1 for 2010.
3. MEC Safety Education: Total attendance for 2010 remains at 445.
4. MEC Recognition and Safety Training: The City of Monterey received training for their staff on October 20. The total attendance for 2010 is now 111.

Remaining RI/FSs: The Army reported site assessment field work as continuing. An interim report was provided. The next step in the process for the post-1940 southern section was described as an intrusive investigation of suspected practice land mine training areas. A fieldwork variance will be developed to describe the investigation. A technical memorandum for the third area (pre-1940) is complete and available for comment. A technical memorandum for the fourth investigation area (BLM-North) is pending publication in January. Draft Track 1 approval memorandums for BLM-Headquarters and MRS-24A, MRS-24C and Parcel E20c.1 have been submitted for agency reviews.

Report Status: Reviewed and updated. Schedules for the 2010 prescribed burn after action report and 2011 prescribed burn plan have been added.

FFA Schedule: An updated schedule for the Track 3 program was reviewed and approved by the BCT.

Action Items: Reviewed and updated. Photographs of equipment being used in Site 39 soil remediation areas will be provided to the regulatory agencies on CDs. Status of the request to update EPA websites with the current TAG information was provided.

Next Meeting: The future meetings were tentatively scheduled for December 9, 2010 (conference call) and January 12, 2011.

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