

HUNTERS POINT SHIPYARD
RESTORATION ADVISORY BOARD MEETING MINUTES
22 JANUARY 2004

These minutes summarize the discussions and presentations from the Restoration Advisory Board (RAB) meeting held from 6:00 P.M. to 7:50 P.M., Thursday, 22 January 2004 at Dago Mary's Restaurant (Building #916 at the Shipyard). A verbatim transcript was also prepared for the meeting and is available in the Information Repository for Hunters Point Shipyard (HPS) and on the Internet at www.efdsw.navfac.navy.mil/Environmental/HuntersPoint.htm. The list of agenda topics is provided below. Attachment A provides a list of attendees. Attachment B includes action items that were requested and/or committed to by RAB members during the meeting.

AGENDA TOPICS:

- 1) Welcome/Introductions/Agenda Review
- 2) Approval of Meeting Minutes from 4 December 2003 RAB Meeting
- 3) Subcommittee Reports
- 4) Parcel D Time Critical Removal Action for Soil and Stockpiles
- 5) Future Agenda Topics/Open Question & Answer
- 6) Adjournment

MEETING HANDOUTS:

- Agenda for 22 January 2004 RAB
- Meeting/Minutes from 4 December 2003 RAB Meeting, includes:
 - Action Items from 4 December 2003 RAB Meeting; and
 - Table 1, RAB Roll-Call Sheet
- Monthly Progress Report, December 2003
- PowerPoint Presentation, Parcel D Time Critical Removal Action for Soil and Stockpiles, 22 January 2004
- Meeting Minutes, Membership/Bylaws & Community Outreach Subcommittee, 13 January 2004
- Meeting Minutes, Technical Review Subcommittee, 14 January 2004
- Flyer, Community Window on the Shipyard, Community Workshop – PCB Contamination in the South Basin and Yosemite Slough, 29 January 2004
- Flyer, AIGA1, Town Hall Meeting, 24 January 2004

Welcome / Introductions / Agenda and Meeting Minutes Review

Marsha Pendergrass, facilitator, called the meeting to order at 6:00 P.M. All in attendance made self-introductions. Ms. Pendergrass began the meeting and asked if there were any changes to the agenda; of which there were none. Ms. Pendergrass called for a motion to approve the meeting minutes and the minutes were approved with no revisions.

Ms. Pendergrass reviewed the Action Items contained in the December minutes and asked for a status of each item. Regarding the question about additional bonding for radioactive waste hauling, the Navy replied that the question would be addressed at the February RAB meeting. The remaining action items were completed to the satisfaction of the RAB.

Navy and Community Co-chair Reports/Other Announcements

Pat Brooks, Navy Lead Remedial Project Manager (RPM), had a number of announcements on behalf of the Navy. The first being that Keith Forman, Navy RAB Co-chair, will not be present tonight due to his military reserve duty obligations, but will back in the office next week, January 26th. Mr. Brooks said that the Historical Radiological Assessment (HRA) is due to be released the day before the February RAB meeting. He added that Ahimsa Sumchai, RAB member, sent an e-mail requesting a 6-month leave of absence from the RAB and Mr. Brooks suggested that her Radiological Subcommittee be temporarily combined with the Technical Review Subcommittee in order to review and comment on the HRA. Mr. Brooks said that the Navy is planning a community information day in mid-March to discuss the findings of the HRA and to offer some guidance on how to review and comment on the document. A town hall meeting is planned for this Saturday, sponsored by All Islanders Gathering As One, and Mr. Brooks said that the Navy and some RAB members would be attending and/or giving presentations. Mr. Brooks said that there will be a lot of clean-up action on Parcel E this spring and summer and there will be opportunities for local business involvement, particularly local truckers. And as a final point, Mr. Brooks said that the Navy is finalizing the Community Involvement Plan (CIP) and thus far, there have been no public comments. The Navy is extending the public comment period by two additional weeks to give more opportunity to provide input on the CIP before the final version is published.

Lynne Brown, RAB Community Co-Chair, made a motion to combine the Radiological Subcommittee with the Technical Review Subcommittee. The motion was seconded and unanimously carried. Mr. Brown reintroduced a document that concerned a civil rights violation by the Redevelopment Agency related to the Disposition Development Agreement (DDA). He made a motion to accept the document. Mr. Brown added that Redevelopment Agency is planning to demolish some housing along Cesar Chavez Boulevard but did not include public participation. He outlined some additional violations and restated his motion to accept the document protesting the civil rights violation for nonparticipation of the community. There was some discussion among the RAB members, mostly in-favor of the action and voicing dissatisfaction with the Redevelopment Agency, the Citizen's Advisory Committee (CAC), and the Project Area Committee (PAC), but there was some question about whether the RAB had adequate time to review the document prior to the vote. Mr. Brown replied that he introduced the document at the December 4, 2003, RAB meeting and was now asking for the RAB's approval to forward the document. Michel Strauss, attendee, commented on the motion and stated that he has worked with some of the people in the community to propose an alternate development plan that would include and empower the local community. He stated that the city plan has been in opposition to that goal and referenced the community ownership section of the DDA and said that the community will be given only 6 acres. Mr. Strauss also said that he attended a public meeting with the Housing Authority where he questioned plans to demolish housing projects in the community. He said the Housing Authority claimed they were unaware of any such plans even after Mr. Strauss presented them with some Requests for Qualifications (RFQs) for demolition and reconstruction of Hunters View. Mr. Strauss urged the RAB to support the resolution document that Mr. Brown presented to the RAB for approval. Francisco Da Costa, attendee, also commented on the motion. He said in 1991, the Muwekma Ohlone tribe exercised their right of first refusal. He said that the Navy should intervene in the redevelopment process because the Mayor has consistently failed to include the community. Ms. Pendergrass called the question and the RAB supported Mr. Brown's motion.

Reminder: The next RAB meeting will be held from 6:00 to 8:10 P.M., Thursday evening, 26 February 2004 at Dago Mary's Restaurant, Building #916 on the Shipyard.

1 **Subcommittee Updates**

2 **Economic Development Subcommittee (Maurice Campbell, Leader)**

3 Maurice Campbell, RAB member, said that he does not have written meeting minutes from the
4 last meeting. He asked Mark Gelsinger, Navy, to give information to the RAB regarding the
5 Navy's efforts to include contractors and small businesses in the community in all future
6 proposals. Mr. Gelsinger said that three weeks ago, the Navy began including Public Law 2912
7 into every solicitation that goes out regarding Hunters Point Shipyard. Furthermore, the Navy is
8 requiring their contractors to submit with their proposals all information that they have done to
9 contact the local community. Marie J. Franklin, RAB member, requested that local nonprofits be
10 included in the outreach efforts. Mr. Campbell replied that the Navy would include nonprofits.
11 Marie Harrison, RAB member, asked who will monitor the Navy's compliance with Public Law
12 2912. Mr. Campbell replied that he will be doing that, and will report back to the RAB.

13 Mr. Campbell said the next meeting of the subcommittee will be at 2:30 P.M., February 10th, at
14 the Anna Waden Library.

15 **Technical Review Subcommittee (Lea Loizos, Leader) held jointly with the Risk Review and**
16 **Health Assessment Subcommittee (Karen Pierce, Leader)**

17 Lea Loizos, RAB member, said that the last meeting focused on the Navy's upcoming work
18 plans for the next six months. There is an overview handout that shows the major projects that
19 are planned for each parcel. She said the meeting was very informative and highlighted just a
20 few things of interest – the Navy is planning to transfer Parcel A this coming year; the HRA will
21 be coming out in a few months; and there are some removal actions planned for Parcels D and E
22 to remove contaminated soil in different areas. Details and additional projects are included in the
23 meeting minutes.

24 Ms. Loizos said that the Technical Review Subcommittee will meet at 6:00 P.M., February 18th,
25 at the Community Window on the Shipyard, 4634 Third Street. If necessary, an additional
26 meeting to discuss radiological issues will be held, the location and date to be announced later.

27 **Membership, Bylaws, and Community Outreach Subcommittee (Keith Tisdell, Leader)**

28 Keith Tisdell, RAB member, gave the report for the Membership, Bylaws and Community
29 Outreach Subcommittee and said handouts are available. He said that Don Capobres from the
30 San Francisco Redevelopment Agency (SFRA) attended the subcommittee meeting and
31 answered several questions. Mr. Tisdell announced that he will be retiring as leader of the
32 Subcommittee. Melita Rines, RAB member, volunteered to be interim Subcommittee Leader and
33 Lani Asher, RAB member, offered to assist with the Subcommittee.

34 Leilani Wright, RAB member, asked if RAB member Ahimsa Sumchai will be allowed to
35 remain a RAB member while on-leave. Mr. Tisdell replied that the HPS Bylaws clearly state that
36 there is no distinction between excused and unexcused absences and any more than four
37 absences during a calendar year results in removal from the RAB. He added that Dr. Sumchai
38 will be encouraged to reapply to the RAB once she is able to resume attending on a regular basis.

39 The next meeting of the Membership & Bylaws Subcommittee will be 6:15-8:00 P.M., February
40 10th, at the Anna Waden Branch Library.

41 Break called (6:45 P.M.)

42 Ms. Pendergrass called the meeting back to order. Chen Kao, RAB member Department of Toxic
43 Substances Control (DTSC), announced that he will be leaving the RAB and Tom Lamphar will

1 replace him from now on. Mr. Kao congratulated the RAB on their commitment and he was, in
2 turn, thanked by the RAB.

3 John Nauer announced that he is an alternate for RAB member Sam Ripley, and Mr. Da Costa
4 announced that he is an alternate for RAB member Georgia Oliva.

5 **Parcel D Time Critical Removal Action for Soil and Stockpiles**

6 Mr. Brooks, and Mark Walden, Navy, gave the main presentation of the evening. Mr. Brooks
7 said that a Time Critical Removal Action (TCRA) is planned for some soil stockpiles and some
8 soil excavation on Parcels D and E. The Navy is still preparing the action memorandum and the
9 work plan, and the public will have an opportunity to comment on the documents before the
10 work begins. Twenty one excavation areas are planned and 13 soil stockpiles on Parcel D and E
11 will be removed, for a total of approximately 6,500 cubic yards of soil. Mr. Brooks said the total
12 volume is equivalent to filling about 325 of the large, 20-yard dump trucks.

13 Mr. Brooks explained the reasoning behind the removal actions. He said the soil exceeds the
14 goals due to contamination. Removing soil stockpiles and excavating areas of contamination will
15 reduce “actual or potential exposure to hazardous substances, pollutants, or contaminants of
16 nearby populations, animals and food chains” and reduces “actual or potential contamination of
17 drinking water supplies or sensitive ecosystems.” Mr. Brooks said that in 2001 there were some
18 removal actions on Parcel D to remove fuel lines and steam lines. Also, some underground
19 storage tanks (UST) were removed. Contaminated soil associated with these removals was
20 stockpiled and will now be removed from the Shipyard. In addition, Mr. Brooks said that some
21 exploratory excavations were conducted in the mid-1990’s, and some of those removed some
22 contaminated soils in Parcel D.

23 Mr. Walden gave the remainder of the presentation. He indicated on a overhead slide where the
24 stockpiles were located. Before the stockpiles are removed for disposal, they will be sampled and
25 chemically analyzed. For illustration, Mr. Walden showed some photographic slides of a couple
26 of the larger stockpiles.

27 Mr. Walden also discussed the proposed excavations. He explained that that the areas to be
28 excavated have been established based on earlier sampling. For each area, the soil will be
29 excavated to a predetermined depth based on the depth of sample contamination. He went on to
30 explain that if a contaminated sample was originally collected at the surface or to a depth of
31 about half a foot, the subsequent excavation will be dug to 3 feet. If a contaminated sample was
32 originally collected between half a foot to 4 feet, the subsequent excavation will be dug to 6 feet.
33 If a contaminated sample was originally collected deeper than 4 feet, the subsequent excavation
34 will be dug to 10 feet. Mr. Walden said that the excavated soil will be stockpiled near the
35 excavation and covered with plastic sheeting. Confirmation samples will be collected from the
36 bottom and sides of the excavation to ensure that the contamination has been removed. If any of
37 the confirmation samples from the bottom of the excavation contain contamination, the Navy
38 will excavate an additional 2 feet and take additional samples. If any confirmation samples from
39 the sides of the excavation contain contamination, the Navy will excavate an additional 5 feet in
40 that direction and take additional samples. Mr. Walden said the Navy will repeat this process to a
41 depth of 10 feet.

42 Soil will be transported off the Shipyard by trucks to an approved disposal facility. Mr. Walden
43 explained that the soil in the trucks will be covered with a tarp and the trucks will be inspected
44 and loose soil will be brushed off before the trucks leave the Shipyard. The truck hauling phase
45 of the removal action is expected to take approximately 3 months and will occur during daylight
46 hours only.

1 Mr. Walden concluded the presentation by stating that an Action Memorandum is scheduled to
2 go to the RAB and the regulators on 9 February 2004. The removal action memo and the work
3 plan will also be reviewed by the RAB and the regulators. A public meeting to discuss the
4 activity is tentatively scheduled for February 24th. The review period for the Action
5 Memorandum will be 30 days, and the work plan review period will be 45 days. The fieldwork is
6 planned to begin in the spring of this year and should run through the summer.

7 Ms. Pendergrass opened the floor to questions. Mr. Campbell asked if any of the proposed areas
8 were part of the 2001 TCRA, and if so why weren't they resolved then. Mr. Brooks replied that
9 he did not think any of the proposed areas were part of that earlier TCRA but would check into
10 that question. Mr. Campbell followed his question by asking what happens if an area is cleaned
11 up with this TCRA but the cleanup standard changes at a later date. Mr. Brooks answered that if
12 the standards change, and the Navy is not to the final remedy, they will clean-up to the new
13 standard.

14 Ms. Asher asked if the timing of the TCRA was related to the HRA. Mr. Brooks answered that
15 the two are not related in any way. Ms. Asher also commented that she is concerned about
16 fugitive soil and dust from the trucks going back and forth from the Shipyard. Mr. Brooks
17 suggested that at the upcoming public meeting, the Navy will have phone numbers and contact
18 information available for any complaints related to the soil hauling.

19 Ms. Harrison asked why the contamination issues were not resolved during the 2001 TCRA. She
20 asked if the Navy missed these areas. Mr. Brooks replied that because of funding limitations, the
21 Navy has to set priorities on what problem areas to clean first. Ms. Harrison asked what makes
22 the cleanup of these areas "time critical," and asked for clarification on why some areas were
23 time critical in 2001 and are now time critical again in 2004. Mr. Brooks replied that the
24 nomenclature "time critical" is very misleading and does not have anything to do with the level
25 or criticality of contamination. He said it is project planning terminology and has to do with the
26 length of time available for planning and the level of complexity of the cleanup options.
27 Ms. Harrison asked for further clarification. She asked why the Navy would excavate to a depth
28 of 6 feet and stop, as an example, rather than dig every excavation down to 10 feet. Mr. Brooks
29 replied that in many cases, contamination does not extend that far down and it is a waste of funds
30 to excavate and dispose of non-contaminated soil.

31 Ms. Loizos asked when the previous sampling was conducted, and if the analytical results of the
32 sampling will be included in the work plan. Mr. Brooks replied that he did not know the dates
33 but would include them in the work plan.

34 Lisa Laulu, RAB member, asked where contaminated soil will be transported. Mr. Brooks
35 replied that the soil will be chemically characterized and then transported to various suitable
36 landfills depending on the levels of contamination.

37 Ms. Franklin requested that the transportation routes in and out of the Bayview-Hunters Point
38 community be strictly enforced to prevent truckers taking shortcuts through the neighborhoods.
39 Mr. Brooks replied that the suggestion was excellent and he would make sure the truck route is
40 developed and made available to the truckers.

41 Mr. Brown asked for clarification about the stockpiled Bay Area Rapid Transit (BART) soil and
42 whether it contained arsenic. Mr. Brooks answered that low-levels of arsenic are naturally
43 occurring in most of the soils in the Bay Area and that, yes, the BART soil stockpile does have
44 some low levels of arsenic consistent with background levels.

45 Ms. Pendergrass closed the question and answer period for the presentation and opened the floor
46 to final comments. Mr. Brown suggested that the RAB approve the formation of a Land Use

1 Subcommittee to review and comment on future development in the Shipyard and neighboring
2 community. He nominated Ms. Franklin to chair the subcommittee. Mr. Brooks commented that
3 the scope of the proposed subcommittee might be on the fringes of the RAB, which is supposed
4 to offer advice to the Navy for the environmental restoration of the Shipyard. Ms. Harrison
5 supported Mr. Brown's motion and said she felt the RAB had the authority to form a Land Use
6 Subcommittee. Ms. Pendergrass said that the cleanup levels on the Shipyard is guided in part by
7 the proposed future re-use and therefore it would make sense for the RAB to have some input.
8 After some additional comments, Ms. Pendergrass called for the motion to form a Land Use
9 Subcommittee. The motion carried, with one RAB member opposed.

10 **Future Agenda Topics**

11 Aside from the standard agenda topics and subcommittee updates, no new agenda topics were
12 proposed for the February RAB meeting.

13 **Other Discussions/Topics**

14 The following items were also discussed at the RAB meeting. A verbatim account of these
15 discussions is included in the Information Repository for HPS and may also be found on the HPS
16 web page at www.efdsw.navfac.navy.mil/Environmental/HuntersPoint.htm

- 17 • Ms. Pendergrass announced that she will not be present at the February RAB meeting.
18 Jackie Wright, Pendergrass & Associates, will facilitate the February meeting.

19 There were no further announcements. The meeting was adjourned at 7:50 p.m.

20 **Reminder: The next RAB meeting will be held from 6:00 to 8:10 p.m., Thursday evening,**
21 **26 February 2004 at Dago Mary's Restaurant, Building #916 on the Shipyard.**

ATTACHMENT A

**22 JANUARY 2004 - RAB MEETING
LIST OF ATTENDEES**

| Name | Association |
|-------------------------|---|
| 1. Christine M. Niccoli | Niccoli Reporting, court reporter |
| 2. Marsha Pendergrass | Pendergrass & Associates |
| 3. Pat Brooks | Navy, Lead RPM |
| 4. Mark Gelsinger | Navy |
| 5. Lee Saunders | Navy, PAO |
| 6. Mark Walden | Navy |
| 7. Peter Stroganoff | Navy, ROICC Office |
| 8. Lynne Brown | RAB Community Co-chair , Communities for a Better Environment, CFC |
| 9. Lani Asher | RAB member, Communities for a Better Environment, CFC |
| 10. Maurice Campbell | RAB member, BDI, CFC, New California Media |
| 11. Charles Dacus | RAB member, R.O.S.E.S. |
| 12. Marie J. Franklin | RAB member, Shoreview Environmental Justice Movement, Inc |
| 13. Marie Harrison | RAB member, CBE, San Francisco Bay View, Greenaction |
| 14. Helen Jackson | RAB member, All Hallows Gardens Residents Assoc. |
| 15. Lisa Lauulu | RAB member, A.I.G.A. 1 |
| 16. Lea Loizos | RAB member, ARC Ecology |
| 17. Kevyn Lutton | RAB member, resident |
| 18. J.R. Manual | RAB member, JRM Associates |
| 19. John Nauer | Alternate for RAB member Sam Ripley |
| 20. Allen Nunley, Jr. | RAB member, Business owner, resident |
| 21. Georgia Oliva | RAB member, CBE, CCA member |
| 22. Melita Rines | RAB member, India Basin Neighborhood Association |
| 23. Keith Tisdell | RAB member, resident |
| 24. Leilani Wright | RAB member, JRM Associates |
| 25. Amy Brownell | RAB member, SF Dept of Public Health |
| 26. Chen Kao | RAB member, Cal Dept Toxic Substances Control |
| 27. Tom Lamphar | RAB member, Cal Dept Toxic Substances Control |
| 28. Jackie Lane | RAB member, US EPA |
| 29. Laurent Meillier | RAB member, SF Regional Water Quality Control Board |
| 30. Peter Wilsey | RAB member, SF Dept of Public Health |
| 31. Michael Work | RAB member, US EPA |
| 32. Arvind Acharya | Innovative Technical Solutions, Inc |
| 33. Doug Bielskis | Tetra Tech EM Inc. |
| 34. Andrew Bozeman | Southeast Sector Community Development Corp |
| 35. Patricia Brown | Shipyard artist |
| 36. Ernst Buijten | NAVFAC Contractor |
| 37. Don Capobres | San Francisco Redevelopment Agency |
| 38. Francisco Da Costa | Environmental Justice Advocacy |
| 39. Chris Hanif | Young Community Developers (YCD) |
| 40. Carolyn Hunter | Tetra Tech EM Inc |
| 41. Ronald Keichline | Innovative Technical Solutions, Inc |
| 42. Ken Leonard | Innovative Technical Solutions, Inc |
| 43. Debra Moore | Innovative Technical Solutions, Inc |
| 44. Sherlina Nageer | Literacy for Environmental Justice |
| 45. Charles Pardini | Levine-Fricke for Lennar |
| 46. Dennis Robinson | Shaw Environmental & Infrastructure, Inc |
| 47. Deborah Santana | Mills College Ethnic Studies Dept |
| 48. Clifton J. Smith | CJ Smith and Assonates, Eagle Environmental Construction |
| 49. Derek Smith | Marinship Construction |
| 50. Michael Strauss | Attendee |

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|--------------------|------------------------------------|
| 51. David Terzian | The Point |
| 52. Allison Turner | Katz & Associates |
| 53. Dane Tyson | Shiloh Foundation |
| 54. Terrence Valen | Literacy for Environmental Justice |
| 55. Jackie Wright | Pendergrass & Associates |

ATTACHMENT B

**22 JANUARY 2004 - RAB MEETING
ACTION ITEMS**

| Item No. | Action Item | Due Date | Person/Agency Committing to Action Item | Resolution Status |
|------------------|---|---------------------------------|--|--------------------------|
| Carry-Over Items | | | | |
| 1. | Navy to provide information to Jesse Mason regarding additional bonding/radioactive waste hauling certifications, if any. | February RAB | Navy/RASO | |
| New Items | | | | |
| 1. | Navy to determine if any of the Parcel D and E TCRA areas were previously addressed in the 2001 TCRA | February RAB | Navy/P. Brooks | |
| 2. | Include sample dates and analytical results of the 2001 TCRA in the work plan for Parcel D and E TCRA | Include in draft TCRA work plan | Navy | |
