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M E E T I N G

HUNTERS POINT SHIPYARD
RESTORATION ADVISORY BOARD

REPORTER'S TRANSCRIPT

September 26, 2001

San Francisco Police Department
Bayview Station Community Room
201 Williams Avenue
San Francisco, California

Reported by Christine M. Niccoli, RPR, C.S.R. No. 4569

NICCOLI REPORTING

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CERTIFIED SHORTHAND REPORTERS SERVING THE BAY AREA

1 FACILITATOR: RICHARD G. MACH JR. - United States Navy
2 CO-CHAIRS: DOROTHY PETERSON* - Hunters Point resident
CAROLINE WASHINGTON* - Southeast Community
3 College Advisory Board

4 A T T E N D E E S:

5 SY ALLEN - Renaissance Ex-Offender
6 LANI ASHER - Communities for a Better Environment,
Community First Coalition
7
BILL BREEDLOVE - IT Group
8
LYNNE BROWN* - Communities for a Better Environment,
9 Community First Coalition
10 MAUDE BULLOCK - ADI Technology Corporation
11 BARBARA BUSHNELL* - Roses, resident
12 MAURICE CAMPBELL - Business Development, Inc.; Community
First Coalition; New California Media; NEW BAYVIEW
13 NEWSPAPER; SAN FRANCISCO BAY VIEW
14 A. DON CAPOBRES - San Francisco Redevelopment Agency
15 RICH CHAPLER - ITG Tech
16 CHRIS CORY - IT Group
17 CHARLES L. DACUS, SR.* - Hunters Point resident, Roses
18 LAURIE ESPINOZA* - Labor neighbor
19 SHAARON GREEN-PEACE - Bayview-Hunters Point resident
20 MARIE HARRISON* - Communities for a Better Environment,
SAN FRANCISCO BAY VIEW
21
MITSUYO HASEGAWA* - JRM Associates
22
BOB HOCKER - Lennar-Bayview-Hunters Point Team
23
CAROLYN HUNTER - Tetra Tech EM Inc.
24 _____
25 *RAB member

1 ATTENDEES [Cont.]:

2 CEDRIC JACKSON - CEDC, Smallbear, Inc.

3 GARRETT JENKINS - SFNAPA

4 KRISTEN JENSEN, Esquire - Sheppard Mullin RH for Lennar

5 CHEIN KAO* - California Dept. of Toxic Substances Control

6 RONALD KEICHLINE - Bechtel National, Inc.

7 J. R. MANUEL* - JRM Associates, India Basin resident

8 JESSE MASON* - Bayview-Hunters Point Community

9 Advocates, Community First Coalition

10 PAUL McCONNELL - Resident, activist

11 LEUREN MORET - Scientists for Indigenous People,

12 Association for Women Geoscientists

13 KARINA NEWTEN - Office of Congresswoman Nancy Pelosi

14 KARNIG OHANNESSIAN - IT Corporation

15 GEORGIA OLIVA - Communities for a Better Environment,

16 CCA member

17 GREGG OLSON - City and County of San Francisco

18 SULULAGI PALEGA - Hunters Point Boys & Girls Club,

19 Housing Authority, Samoan Community Development Center

20 DON PAUL - Housing is a Human Right

21 JOHN PELOSI - United States Navy (NAVSEA)

22 KAREN G. PIERCE - Bayview Advocates, BVHP Democratic Club

23 TOM PINARD - United States Navy

24 SARINA PURI - Bechtel National, Inc.

25 WILLIE RATCLIFF - SAN FRANCISCO BAY VIEW

*RAB member

1 ATTENDEES [Cont.]:
2
3 JILL REYNOLDS - CBS
4
5 MELITA RINES - Communities for a Better Environment
6
7 JIM RODRIGUEZ* - Portola Place Homeowners Association,
8 Roses
9
10 CHRISTINE SHIRLEY* - ARC Ecology
11
12 MIKE TOMASZKIEWICZ - Communities for a Better
13 Environment, Community First Coalition
14
15 KEITH TISDELL* - Hunters Point resident
16
17 RAYMOND TOMPKINS* - Bayview-Hunters Point Coalition on
18 Environment
19
20 STEVE TYAHLA - United States Navy
21
22 MICHAEL J. WANTA, P.E. - Tetra Tech EM Inc.
23
24 MEL WASHINGTON - Bayview Merchants Association
25
26 MICHAEL WORK* - US Environmental Protection Agency
27
28 LEILANI WRIGHT* - JRM Associates

29 _____
30 *RAB member

1 SAN FRANCISCO, CALIFORNIA, WEDNESDAY, SEPTEMBER 26, 2001

2 6:02 P.M.

3 ---oOo---

4 MR. MACH: Welcome, everyone, to the September
5 Hunters Point Shipyard Restoration Advisory Board. My
6 name is Richard Mach. I'm the Navy's BRAC Environmental
7 Coordinator and the Navy Co-chair for the Restoration
8 Advisory Board, and I will be facilitating tonight's
9 meeting.

10 I'd like to take the opportunity to go around
11 the room and have everyone make introductions, and then
12 we'll move on into the agenda.

13 To my left?

14 MS. HUNTER: Carolyn Hunter, Tetra Tech.

15 MR. WANTA: Mike Wanta with Tetra Tech.

16 MS. BUSHNELL: Barbara Bushnell, RAB member and
17 Roses member.

18 MS. HASEGAWA: Mitsuyo Hasegawa, RAB member.

19 MR. MANUEL: J. R. Manuel, RAB member.

20 MR. WORK: Michael Work with EPA.

21 MR. OLSON: Gregg Olson with City of San
22 Francisco.

23 MR. DACUS: Charles L. Dacus, Sr., member of
24 RAB and also affiliated with Roses.

25 MS. PETERSON: Dorothy Peterson, community

1 co-chair.

2 MR. KEICHLINE: Ronald Keichline, Bechtel,
3 community relations.

4 MS. PURI: Sarina Puri, Bechtel community
5 relations.

6 MS. RINES: Oh. Melita Rines, alternate for
7 Jill Fox for India Basin Neighborhood Association.

8 MS. HARRISON: You want to take a seat there?

9 MS. RINES: Yes. I'm trying to figure
10 out . . .

11 MR. MACH: Cedric, fine, you start off, and
12 we'll go around.

13 MR. JACKSON: I'm Cedric Jackson, CEDC and
14 Black User Forum.

15 MR. MACH: Tom.

16 MR. PINARD: Tom Pinard, Navy Public Affairs
17 for San Francisco.

18 MR. PELOSI: John Pelosi, US Navy.

19 MR. CAMPBELL: Maurice Campbell, New California
20 Media, BDI.

21 MR. MACH: Caroline?

22 MS. WASHINGTON: Caroline Washington, cha- --
23 co-chair,

24 MS. MORET: Leuren Moret. I'm sitting in for
25 Ahimsa Sumchai.

1 MS. HARRISON: Marie Harrison, RAB member,
2 Community for a Better Environment. I think I represent
3 everybody a little bit of tonight.

4 MR. MASON: Jesse Mason, RAB member,
5 Bayview-Hunters Point Community Advocates, Community
6 First Coalition, 55-year resident.

7 MR. BROWN: Lynne Brown, Communities for a
8 Better Environment, Community First Coalition, RAB
9 member.

10 MR. TOMPKINS: Raymond Tompkins, RAB member,
11 also director of Bayview-Hunters Point Coalition on the
12 Environment.

13 MR. KAO: Chein Kao, State Department of Toxic
14 Substances Control.

15 MR. TISDELL: Keith Tisdell, RAB member.

16 MS. REYNOLDS: Jill Reynolds, CBS.

17 MR. HOCKER: Bob Hocker, Lennar-BVHP Team.

18 MS. GREEN-PEACE: Shaaron Green-Peace,
19 Bayview-Hunters Point resident.

20 MR. TYAHLA: Steve Tyahla, Navy.

21 MR. OHANNESSIAN: Karnig Ohannessian, IT.

22 MR. CHAPLER: Rich Chapler, IT.

23 MR. RODRIGUEZ: Jim Rodriguez, RAB member.

24 MS. SHIRLEY: Chris Shirley, RAB.

25 MS. OLIVA: Georgia Oliva, Shipyard artist.

1 MR. MACH: Three others that haven't . . .

2 MR. JENKINS: Garrett Jenkins, San Francisco
3 for Political Awareness.

4 MR. MACH: Bill? Oh.

5 MR. BREEDLOVE: Bill Breedlove, the IT Group.

6 MR. CORY: Chris Cory with the IT Group.

7 MR. MACH: All right. I think we've got
8 everyone there.

9 Couple of quick things. I will be facilitating
10 tonight's meeting, as I said. There were several
11 discussions with the Membership & Bylaws Subcommittee
12 over the past several months that -- that have come back
13 to me via different e-mails concerning facilitation of
14 the RAB.

15 There were several names given to me from the
16 subcommittee. There were names also given to me from
17 EPA's public affairs -- or community relations person as
18 well as some other people that we have met during the
19 Denver RAB conference back in May.

20 We have gone out with a new solicitation for a
21 new facilitator, slash, moderator for the RAB, someone
22 who's trained in both facilitation and mediation.
23 Knowing that the Membership & Bylaws Committee has been
24 moving towards wanting to try to approve and implement
25 in the -- in the bylaws, in the charter, that they would

1 run by Robert's Rules of Order, we need more of a
2 mediator, moderator, than just a facilitator. We looked
3 for someone who's trained in both.

4 We did a solicitation, and we have actually
5 hired the person that the subcommittee had recommended
6 to us. She is unfortunately not available to
7 participate this evening, but she will be starting in
8 the October meeting.

9 Keith.

10 MR. TISDELL: What Bylaws & Membership
11 Committee? I know nothing about it.

12 MR. MACH: It was sent to me by several members
13 of the committee.

14 MR. TISDELL: Several members of the . . . ?
15 Well, I -- okay.

16 Is this something underhandedly that's going
17 on?

18 MR. BROWN: Right, right.

19 MR. MACH: No, Keith, it's not.

20 MR. TISDELL: But how come --?

21 MR. MACH: The- -- There have been many, many
22 complaints about the running of this RAB and the
23 complai- -- and the degradation of it being run in a
24 smooth manner, and we have gone and we have solicited
25 for trained facilitators/mediators to run the RAB, and

1 we have chosen one, and we are hiring that person.

2 MR. TISDELL: Okay. But you saying from the
3 bylaws and the committee subcommittee [sic] --

4 MR. BROWN: Right.

5 MR. TISDELL: -- right?

6 MR. MACH: Yes.

7 MR. BROWN: Right.

8 MR. TISDELL: I don't know nothing about it.
9 It was never discussed at the last bylaws and
10 subcommittee meeting [sic]. And we getting ready to
11 hold one in October, in which I was going to announce
12 the date, and it never have been brought up.

13 MR. BROWN: Right.

14 MR. MACH: Okay. Thank you.

15 MR. TISDELL: So you just going to disregard --

16 MR. BROWN: Yeah, exactly.

17 MR. TISDELL: -- the bylaws and the
18 subcommittee and -- in favor of your -- quote,
19 unquote -- people?

20 MR. BROWN: Right.

21 MR. MACH: No. This is not my person, and we
22 are following the contract laws.

23 MR. TISDELL: But you say Robert's Rules of
24 Order, right? Robert's Rules of Order, right?

25 MR. MACH: They are not part of the current

1 bylaws, yes.

2 MR. TOMPKINS: No.

3 MR. TISDELL: But -- Okay. How come it's not
4 affecting the Bylaws Committee, the Bylaws & Membership
5 Committee?

6 MR. MACH: How comes it's not affecting them?

7 MR. TISDELL: Yeah.

8 MR. MACH: What do you mean by that?

9 MR. TISDELL: How come no kind of order is
10 going -- affecting the Bylaws & Rules [sic] Committee?
11 It just like, hey, I can send you a e-mail, say "I don't
12 want her in the stenographer chair," and nobody else
13 know nothing about it.

14 So what's really going on?

15 MR. BROWN: Thank you.

16 MR. MACH: Keith, what have you come to me with
17 in the last three months that the committee's been set
18 up? Have you called me once? Have you faxed me once?
19 Have you done anything?

20 MR. TISDELL: No.

21 MR. MACH: Other members have. I understand
22 your inability to attend some of these meetings and --

23 MR. TISDELL: Right.

24 MR. MACH: -- and I sympathize with you on that
25 whole matter.

1 MR. TISDELL: Okay.

2 MR. MACH: And so when other members of the
3 committee have sent me information and requests from the
4 subcommittee, I have acted on them.

5 MR. TISDELL: Okay. How come nobody --?

6 MS. HARRISON: May I speak, please?

7 MR. TOMPKINS: No. Let him finish.

8 MR. TISDELL: How come nobody have never picked
9 up the phone, in which --?
10 How many people in here don't know my phone
11 number?

12 MR. BROWN: I didn't get call one ID.

13 MS. BUSHNELL: I don't. I don't know your
14 phone number.

15 MR. TISDELL: One -- if you got a copy of
16 the -- of the Community Notification, you got my phone
17 number and my fax number.

18 MR. MANUEL: Why don't we take the other
19 questions.

20 MR. MACH: Marie?

21 (Attendee interjects)

22 MS. HARRISON: Richard --

23 MR. MACH: Marie had her hand up first,
24 so . . .

25 MS. HARRISON: I did. And I have to say this

1 and -- and get it off my chest and then so we can move
2 forward from this day forward.

3 I view what you did a slap in the f- -- yet one
4 more slap in the face to this community. No
5 subcommittee has the authority without bringing it
6 before the full board to make any such decisions, and
7 you should not have moved on any such decision made by
8 any subcommittee without bringing it before the full
9 board.

10 MR. MACH: You know --

11 MS. HARRISON: I actually -- Hold on. I'm not
12 finished. Let me get it out so I can get it out so I
13 can calm down a little bit.

14 That being said also, is it not part of the RAB
15 agenda to keep contracts within the community, that we
16 should hire from within the community where if all
17 possible? And I believe that it was possible, if I'm
18 not mistaken.

19 Was it not one of your suggestions or someone
20 from the -- from the -- one of the co-chair's suggestion
21 that BDI be allowed to be the facilitator? They were
22 the facilitator before without any problems, and now
23 they are not. That takes one more contract out of this
24 community and -- and given to someone else. That
25 viol- -- that violates what you're here for.

1 MR. MACH: I'll address both of your points
2 there.

3 First off, the community co-chair, who have
4 recommended hiring BDI, had also recommended that --
5 that they be hired on a six-month probationary period,
6 to be evaluated after that period, which more than six
7 months has passed; and that person is also one of the
8 people that was on the e-mail distribution back to me
9 from the Bylaws & Membership Subcommittee meeting that
10 recommended finding a trained facilitator and mediator.
11 So that's the first part.

12 And the second one is: You know, I do
13 appreciate -- I do appreciate that the subcommittees are
14 going to come back and get approval from the Board to
15 advise the Navy, but you do not direct the Navy. I'm
16 sorry. That is not how this --

17 MS. HARRISON: Richard?

18 MR. MACH: -- Board works. And so --

19 MS. HARRISON: Richard --

20 MR. MACH: And so to say --

21 MS. HARRISON: -- the subcommittee never even
22 came to the body --

23 MR. MACH: So --

24 MS. HARRISON: -- to get any advisory from us
25 to advise you or ask or request from you.

1 MR. TISDELL: Came from certain --

2 MS. HARRISON: So --

3 MR. TISDELL: -- individuals.

4 MS. HARRISON: -- as far as we are concerned,

5 at least far as on my behalf and the folks that I've

6 been talking to within this community, that violates the

7 mere principle for what we here for. And you forget

8 that we're here representing this community, and anybody

9 from this community or outside of this community that

10 would violate the trust that they were placed in their

11 hands should not be here.

12 MR. BROWN: Yeah.

13 MS. HARRISON: And you should not be taking

14 directions from someone over the phone or via fax that

15 would greatly affect this entire Board which would

16 greatly affect this entire community.

17 MR. MACH: Okay.

18 MS. HARRISON: So --

19 MR. MACH: Marie?

20 MS. HARRISON: I need to -- I would really

21 like to lodge a complaint and request that you not

22 facilitate this meeting until this matter comes before

23 the full Board.

24 MR. BROWN: Right.

25 MR. MACH: You can lodge that complaint. Thank

1 you.

2 Ray?

3 MR. TOMPKINS: Okay. I have to echo on two
4 points, echo Marie's perspective on this matter.

5 One, Richard, prior to and when Dorothy
6 nominated BDI, you know, I kind of questioned what was
7 going on as the whole thing, dealing with rumors. We
8 had an open discussion, and she clarified and made it
9 real crystal clear.

10 Then in an open discussion, we voted on that
11 and we approved it. Therefore, it shouldn't be a
12 subcommittee in principle, since under the rules we are
13 supposed to operate under the three pages that you gave
14 me in terms of bylaws for this operation. I haven't
15 seen no other documents that this may be a subset of.

16 But that it stated -- I forget which rule --
17 that we will operate under the bylaws and then when not
18 specified, clarified, within these set of bylaws,
19 Robert's Rule of Order will govern the body, in essence.
20 I'm not verbatim quoting, but it -- that's the essence
21 of it. If you have a copy, please correct me for the
22 record.

23 But when we have a open discussion and a debate
24 on it presented to the body -- now, I understand it is a
25 bias re- -- position that we have before you to

1 arbitrarily just -- just to a couple of people or part
2 of the subcommittee that is dealing with membership --
3 Membership doesn't run this organization. It
4 is but one committee, and then it should be reported
5 back. And since it affects all, I think, in principle,
6 it should have been brought back to the body for
7 discussion so that -- to give a consensus to the Navy
8 what i- -- what is everybody's opinion on it, and
9 what -- and then you go forth and make your
10 recommendations.

11 But to take two or three, unfortunately, it
12 feels like a Machiavellian situation that you only
13 listen to a couple of people and ignore the rest of
14 them. Don't put yourself in that position.

15 If anything, we have serious situation that
16 should be governed and that we should come together and
17 agree upon. If we disagree, we disagree and then take a
18 vote on it. That's the recommendation or consensus of
19 the body, not a -- from a subcommittee. I think you
20 erred in proceeding ahead in doing so.

21 Am I not correct in the intent of the bylaw?

22 MR. MACH: No. I believe that the -- the
23 statement --

24 MR. TOMPKINS: No. I mean --

25 MR. MACH: -- the statement that you made about

1 the -- adding Robert's Rules of Order to discuss how
2 the -- the Board will be run when these laws don't apply
3 was a suggestion by the subcommittee that you voted
4 down.

5 MR. TOMPKINS: That was not --

6 MR. MACH: You disapprove -- you disapproved
7 the minutes -- or the revised bylaws last month.

8 MR. TOMPKINS: Not the revised. This is --
9 I'm referring to the -- This is the actual operational
10 ones that we are operating under now.

11 MR. MACH: Mm-hmm.

12 MR. TOMPKINS: Am I not correct?

13 And under 18 [indicating] please read. You can
14 read aloud for the record too.

15 And then some members have problems of no, we
16 shouldn't. I said, well, for -- this is what we're
17 operating under now.

18 MR. MACH: Okay. You're correct, they do say
19 that "Matters not covered by these bylaws shall be
20 governed by Robert's Rules of Order."

21 MR. TOMPKINS: So then --

22 MR. MACH: You're correct.

23 MR. TOMPKINS: -- to --

24 MR. MACH: So --

25 MR. TOMPKINS: Well, I'm asking, one --

1 MR. MACH: What are we doing right now --?

2 MR. TOMPKINS: -- reconsideration.

3 MR. MACH: What are we doing right now that's
4 not part of the bylaws --

5 MR. TOMPKINS: When we --

6 MR. MACH: -- or covered by --?

7 MR. TOMPKINS: -- do come back in terms of a
8 recommendation -- If we already set precedence down and
9 have an open discussion back in February, if I'm not
10 mistaken, or January --

11 Is that about right when we -- the contract and
12 the vote was taken, Dorothy?

13 MR. MASON: BDI.

14 MR. TOMPKINS: -- for BDI?

15 MS. PETERSON: I'm not sure.

16 MR. TOMPKINS: I don't remember the month.
17 If we already set precedent and brought it
18 before the body, it should have been the same procedure.
19 If you have a problem or concerns, it should have been a
20 discussion amongst everybody whatever the concerns were.
21 Let everybody be aware of it, and then take a vote on it
22 up or down, yea or nay. That's all.

23 If we did have set precedent prior, let's
24 continue. If it was good then, my problem is changing
25 the rules of the game in the middle of the road. If

1 there's a problem, put it on the table for discussion.
2 Then everybody take their opinion, make a vote, and we
3 move on.

4 But not to include everybody, whether you
5 disagree or agree with them, in the decision or advising
6 the Navy, then you exclude it and left us out of the
7 process --

8 MR. BROWN: Right.

9 MR. TOMPKINS: -- and our opinion means less.
10 It's not -- yeah, our opinion means less. And that if
11 we start that, let's continue it and include everybody,
12 not some people are more equal, like in Animal Farm:
13 Some are more equal than others.

14 MR. MACH: Okay. Thank -- thank you, Ray. And
15 I'll go -- I'm going to -- Ray, being that I am the
16 facilitator tonight and we were already off schedule,
17 I'm going to take one more question from Caroline, and
18 then I'm going to move on with the agenda. I hear your
19 concerns. Thank you.

20 MR. TOMPKINS: But you're not going to rescind?

21 MR. ATTENDEE: Not going to do anything.

22 MR. TOMPKINS: You're going to go forward?

23 MS. HARRISON: But Richard, you're --

24 MR. MACH: Yes.

25 MS. HARRISON: -- violating our mere rules for

1 which we are here for, and that to me should be
2 discussed --

3 MR. MACH: Marie --

4 MS. HARRISON: -- until it's resolved.

5 MR. MACH: Marie, I -- I heard you. I did -- I
6 did hear you.

7 MR. BROWN: No, you didn't.

8 MR. MACH: Caroline?

9 MS. WASHINGTON: Okay. Mr. Mach, I have
10 another letter for you tonight.

11 MR. MACH: I have a copy of it.

12 MS. WASHINGTON: Dear Mr. Mach:

13 I have several items that I have had
14 discussion with RAB and community members on
15 that I would like to have into -- into the
16 record.

17 I have been bypassed by you and your
18 organization on several issues, and I should
19 have been -- should have been informed on the
20 transcripts and will show I have repeatedly
21 received apologies from you, yet it still
22 continues to be your policy.

23 I was informed BDI contract was
24 terminated on the bequest of . . . such action
25 took place. I was informed that -- that was an

1 action at a request of two RAB members stating
2 they represented the whole membership
3 committee, Bushnell and Peterson. As
4 co-chair --

5 MS. PETERSON: Excuse me. Back that lie up.
6 Back --

7 MS. WASHINGTON: I told you --

8 MS. PETERSON: No --

9 MS. WASHINGTON: -- I says fine.

10 MS. PETERSON: -- no, no. No, no, no.

11 MS. WASHINGTON: I didn't say --

12 MR. TOMPKINS: Richard.

13 MS. PETERSON: You included --

14 MR. TISDELL: You need call it to order.

15 MS. PETERSON: -- my name in that lie.

16 MR. TOMPKINS: Need to call --

17 MS. WASHINGTON: Okay.

18 MR. TOMPKINS: -- not let them -- you're
19 moderator.

20 MS. PETERSON: Back that lie up.

21 MS. WASHINGTON: I'll pass that up.

22 As co-chair, I was not informed of
23 this action --

24 MR. TOMPKINS: Richard --

25 MS. WASHINGTON: -- and furthermore --

1 MR. TOMPKINS: -- moderator.

2 MS. WASHINGTON: -- I was under the
3 impression that subcommittee made
4 recommendations and the whole RAB voted on
5 recommendations from the subcommittees to adapt
6 [sic] policy. BDI was voted to facilitate the
7 RAB by the representative mem- -- members. And
8 therefore, any changes should have to be voted
9 on by the general RAB membership.

10 Several members of our RAB and the
11 community have requested a hand vote and RAB
12 co-chairs -- for RAB co-chairs as an open and
13 public meeting.

14 Many RAB members and the community
15 have expressed they wish to have two community
16 co-chairs, not one. We, the RAB, never voted
17 on having one co-chair. As you may recall, I
18 was recently voted in by the RAB members to the
19 position of co-chair.

20 We would like to have BDI continue to
21 facilitate the RAB as per our formal vote and
22 not some unknown being brought in under illegal
23 circumstances, circumventing the community RAB
24 membership.

25 I would like to have the RAB members'

1 bylaws followed, not circumvented by you or
2 anyone else with special interest.

3 MR. BROWN: Yeah.

4 MR. MACH: Okay. Thank you, Caroline.

5 And now I am going to move on with the agenda.
6 I do have two other quick agenda announcements.

7 The first --

8 MS. HARRISON: Richard, you're still ignoring
9 the -- the situation. Would you please deal -- let us
10 deal with this situation, because it makes me feel very
11 uncomfortable.

12 For the past five or six years, I have been
13 attending RAB meetings, and never before have I ever
14 felt so imposed upon by anybody.

15 I believe that what you do- -- what you're
16 doing is not only wrong, but terribly illegal, at least
17 as far as our bylaws are concerned.

18 You're not listening to the RAB members. So if
19 you're not listening to us, you're not taking in
20 consideration any of the things that we want, that we
21 need, that we desire, to keep our community informed and
22 going forward.

23 That perhaps what the problem is that, Richard,
24 you need to be removed, and maybe the Navy needs to
25 replace you with someone who will do the job that they

1 are supposed to be doing, and that is working with the
2 community and not against us.

3 You are really making me feel like you working
4 against us. I resent that. And -- and you really must
5 know that I am going to pursue this until it comes to
6 some reasonable conclusion.

7 MR. MACH: I'm fully aware that you will do
8 that, Marie, and you -- we can deal with it right now.
9 We -- The Navy has awarded a contract with Bechtel, and
10 Bechtel has subcontracted a new facilitator --

11 MS. HARRISON: -- without coming before the
12 community.

13 MR. BROWN: Right.

14 MS. HARRISON: Now, what if we don't want to
15 work with Bechtel?

16 MR. BROWN: Don't make no difference.

17 MS. HARRISON: You spend your money where you
18 want to spend your money; but according to Miss Avery,
19 she -- if I'm not mistaken, her intent from what she
20 tells us was that you were to work with us to the best
21 of your ability. You are not doing it.

22 We haven't had no discussion on Bechtel or
23 anybody else, and -- and I really resent that.

24 I think that this community as a whole has been
25 slapped in the face and ignored enough. Why are we

1 here?

2 MR. MACH: You know, Marie, we have --

3 MS. HARRISON: No. Seriously, Richard --

4 MR. MACH: We have -- why --

5 MS. HARRISON: -- answer my question: Why are
6 we here?

7 MR. MACH: That's a good question, and I -- I'd
8 like to ask that myself, because we have spent the last
9 five months bickering about how to set up subcommittees,
10 bickering about how they are going to be run and --

11 MS. HARRISON: Richard --

12 MR. MACH: -- another three -- another three
13 months --

14 MS. HARRISON: Richard?

15 MR. MACH: -- of -- Please let me finish. I
16 let you finish -- three months having RASO to come out
17 to get through 18 radiation questions when there's 19
18 remaining. There -- That is about \$300,000 of a
19 \$60 million program that you haven't heard a word about
20 because we have been bickering about all this little
21 stuff.

22 We have just spent twenty-two minutes arguing
23 about hiring one person, one facilitator.

24 MS. HARRISON: We're going to spend twenty-two
25 more minutes because, Richard, first of all, if you had

1 not interfered and allowed the process to proceed the
2 way it should have by including, not excluding, the
3 community members and the RAB board members and, in
4 particular, those folks who have sit diligently without
5 pay, I might mind you, without pay, because our concern
6 is this community. I don't know where yours is, but
7 ours is this community.

8 I resent that whole statement that you just
9 made.

10 If we found disagreement with -- with what we
11 were doing, then it was because we didn't understand it
12 and we didn't agree with it. That's what this RAB Board
13 is for, to continue the process until we understand.

14 You don't teach a child how to ask a question
15 with no answer. That child must continue to ask that
16 question and ask that question and ask that question
17 until such time that that child feels comfortable with
18 an answer that that child can carry back and say, "I now
19 understand it."

20 I'm not understanding what you're doing. Is it
21 your intent to disinvolve the community members? Is
22 that what you're doing?

23 MR. MACH: It is absolutely not.

24 MS. HARRISON: Well, I believe so, so because
25 twenty-two more minutes we're going to argue this point.

1 MR. MANUEL: You know, I'd like to say
2 something here.

3 MR. MASON: Well, wait a minute. This is a
4 hand situation. My hand has been up.

5 MR. MANUEL: Well, you know, everybody's
6 interrupting anyway.

7 MR. MASON: My hand has been up. My hand has
8 been up.

9 MR. MANUEL: All right. Fine.

10 MR. MACH: Okay. You know, I -- I'm sorry,
11 Jesse, I'm moving on with this agenda, okay? The two
12 community co-chairs have approved this agenda. So we're
13 going to move on with this agenda.

14 MS. HARRISON: You approved this agenda?
15 Excuse me.

16 MS. WASHINGTON: No, no.

17 MR. MACH: Caroline, I'm sorry, but I called
18 you. I read through this entire agenda with you. You
19 then told me you had an e-mail address. I then e-mailed
20 it to you. You did not e-mail back, but you said you
21 approved this agenda. So please, don't tell me that I
22 did not call you and get your approval on this agenda.

23 MS. HARRISON: I also resent you -- you --
24 you're speaking to one of our seniors that way.

25 MS. WASHINGTON: -- being the co-chair, you

1 being the facilitator.

2 MR. MACH: Okay.

3 MS. BUSHNELL: Bad manners.

4 MR. MACH: I was going to start off also by
5 saying there were a number of complaints about some
6 members' disrespect of other members at the last meeting
7 and that I would like as a facilitator if everyone could
8 respect each other during the rest of this meeting.

9 MS. HARRISON: Richard, why should we when
10 you're not respecting us?

11 MR. BROWN: That --

12 MR. TOMPKINS: Well, don't --

13 MR. MACH: Okay.

14 MR. TOMPKINS: Don't go there. Two wrongs
15 don't make a right.

16 MR. MANUEL: Right.

17 MR. MACH: Okay. So with that, I'm moving on
18 to approval of the meeting minutes from last month's
19 meeting.

20 Do I have a motion to approve last month's
21 meeting minutes?

22 MR. MANUEL: I make a motion that we approve
23 the minutes from last meeting.

24 MR. MACH: Do I have a second?

25 MS. PETERSON: Second.

1 MR. MACH: Is there any discussion?

2 MS. BUSHNELL: Yes.

3 MR. MACH: Barbara?

4 MS. BUSHNELL: I have a problem here with

5 Mr. Tompkins' statement about the two five-minute

6 presentations, and I went and got the actual verbatim

7 transcript from it, and I find this is discrimination

8 both sexually and racially.

9 MR. ATTENDEE: Oh, my --

10 MR. TISDELL: Where's this at?

11 MS. BUSHNELL: I will happy to send the

12 verbatim minutes.

13 MR. TISDELL: Oh, oh, oh, okay.

14 MR. TOMPKINS: Could you please restate --

15 MS. BUSHNELL: I am sorry --

16 MR. TOMPKINS: -- for clarity.

17 MS. BUSHNELL: -- that he is unable to take

18 constructive criticism in the manner he is.

19 I also can stand on my community record, and

20 Jill can stand on her community record. We live, we own

21 homes, we -- we spend money in this neighborhood. We

22 work for this community. We have an opinion too. If

23 you can't listen to us, then it's not right.

24 And to say that you will not listen to what two

25 white females say is racially discriminatory and sexually

1 discriminatory.

2 I have also talked to the officers -- offices
3 of Senator Barbara Boxer and Senator Feinstein because I
4 thought they would be very interested in knowing that
5 people on this board have that opinion. In this day and
6 age, we should not even be discussing that, especially
7 in light of the terrorism that occurred on the 11th.

8 MR. TOMPKINS: That ain't got nothing to do
9 with --

10 MR. TISDELL: Wait, wait, wait, wait.

11 MS. BUSHNELL: It adds -- It speaks to
12 attitude.

13 MR. TISDELL: Wait.

14 MS. BUSHNELL: It speaks to attitude.

15 MR. TOMPKINS: Don't ever question my
16 patriotism.

17 MR. MANUEL: Ray, fair is fair.

18 Would apology be okay for --?

19 MR. TOMPKINS: No.

20 MS. BUSHNELL: I -- I would like to recommend
21 that you be sanctioned by not being able to speak or
22 vote at the next two consecutive meetings.

23 MR. MANUEL: Constitution allows him to speak.

24 MR. MACH: Okay. Okay.

25 Leuren has -- Leur- --

1 MS. BUSHNELL: I will hold that motion.

2 MR. MACH: Thank you.

3 Leuren had her hand up next and then Keith.

4 MS. MORET: I had two questions.

5 I brought a letter to be read into the record

6 at the meeting from Dr. Sternglass. Was that entire

7 letter read into the record?

8 MR. MACH: It was not.

9 MS. MORET: Why not?

10 MR. MACH: Because you did not read it into the

11 record.

12 MS. MORET: I was not allowed to.

13 MR. MACH: Then it wasn't in the record.

14 MS. MORET: Then I want to read it --

15 MR. MACH: It was -- it was made available to

16 the members to take home.

17 MS. MORET: Then I'm going to read it now.

18 MR. MACH: No.

19 MS. MORET: I want it --

20 MR. MACH: No.

21 MS. MORET: -- in the record.

22 MR. MACH: No, no. Thank you.

23 MS. MORET: What do you mean "No"?

24 MR. MACH: You -- We are going to --

25 MS. HARRISON: Richard, this is not a

1 dictatorship.

2 MS. RINES: Wait, wait, wait.

3 Can't it be put into the record for this time?

4 MR. MACH: It was provided to everyone. RASO

5 agreed that they approved it. They -- they did not

6 disagree that any of it was there.

7 MS. MORET: I want it in the record.

8 MS. RINES: Okay, but --

9 MS. MORET: I am a professional scientist, and

10 I want it in the record.

11 MR. MACH: Okay.

12 MS. MORET: It's going into the record,

13 Richard.

14 MR. MACH: Leuren, thank you.

15 Keith?

16 MS. MORET: No. I want an answer from you, not

17 "thank you."

18 MR. MACH: I s- --

19 MS. MORET: "Yes" or "no."

20 MR. MACH: I said, "No." I said, "No."

21 MS. MORET: Then I will take further action.

22 MR. MACH: Very good.

23 MS. MORET: And the second question --

24 MR. MACH: Send -- send it -- send it via

25 letter to me.

1 MS. MORET: I have two questions.

2 The second question: The second question is:

3 Was she talking about a response to the information that

4 she presented at the last RAB meeting?

5 MR. MACH: She read verbatim from the

6 transcript what was said at last month's meeting.

7 MS. MORET: Was his response in response to

8 what she read about cesium?

9 MR. MACH: Yes.

10 MS. MORET: Well, she provided misinformation

11 to the community. It was incorrect.

12 MR. MANUEL: Okay.

13 MR. MACH: Okay.

14 MS. MORET: And I think she should be

15 sanctioned for lying to the community.

16 MS. BUSHNELL: My -- I can document my --

17 MR. MANUEL: We should let him keep the thing

18 in order.

19 MS. BUSHNELL: Sorry.

20 MR. MACH: Keith?

21 MR. TISDELL: Okay. Barbara, okay, that

22 letter -- okay. Jill Fox brought that up in a

23 Membership & Bylaws Committee meeting that -- where she

24 was there, okay. We talked about that. We approached

25 Ray, you know. We understood -- We apologized that it

1 was interpreted that way, and we turned and spoke to
2 Ray. I don't know how it got blowed all out of
3 proportion like it is now.

4 MS. BUSHNELL: Just read it.

5 MR. TISDELL: But -- okay. I don't know how I
6 got -- but she brought it up in the Bylaws & Membership
7 Committee meeting. We -- and -- and it was resolved
8 there.

9 MS. BUSHNELL: Not to my knowledge. I
10 didn't -- I was unable to attend the meeting. I had
11 surgery that day. I never received minutes from that
12 meeting. I -- I'm supposedly on another committee, and
13 I never received any notification of that committee
14 meeting.

15 MR. TISDELL: Oh.

16 MS. BUSHNELL: No, I don't know when any of
17 these committees are.

18 MR. TISDELL: Okay. Jill Fox took minutes.

19 MR. BROWN: Right.

20 MR. TISDELL: I have not talked to her. I have
21 not seen her. And she did take minutes. When's the
22 last time you talked to Jill Fox?

23 MS. BUSHNELL: I haven't talked to her since
24 the last RAB meeting.

25 MR. TISDELL: Okay.

1 MS. RINES: I talked to Jill Fox between then
2 because I'm her alternate, and I could find out if she
3 has the minutes, get them, and get them to you.

4 MR. MACH: I know -- I know she wrote them.
5 She sent them out. I didn't -- They didn't get out in
6 time to go out with the mailer, and I'm not sure exactly
7 where they are at at the moment.

8 MR. TISDELL: Well --

9 MR. MACH: Jill -- Jill did write something up.

10 MR. TISDELL: Right.

11 MR. MACH: And Leuren, to get back to you,
12 although it won't be read into the transcript,
13 everything that is a handout gets put into the
14 information repository, which is in both libraries.

15 MS. MORET: I want it read into the --

16 MR. MACH: Okay.

17 MS. MORET: -- transcript.

18 MR. MACH: Okay. It won't be, but okay. Thank
19 you.

20 MS. MORET: Why won't it be?

21 MR. MACH: Don?

22 Because we have an agenda that we're going to
23 stick to.

24 MS. MORET: I want to read it --

25 MR. MACH: Don?

1 MS. MORET: -- now. I want it in the record.

2 MR. MACH: Don?

3 MS. PETERSON: Charlie was next.

4 MR. MACH: I'm sorry. Charlie first.

5 MR. DACUS: Yeah. What I would like to know,
6 why is it that every month we have an agenda; we vary
7 from it. And you know, I -- I don't know about the rest
8 of you, my time is valuable. And I think what we are
9 here for is to see that the Shipyard is cleaned up in a
10 proper way that it can be usable for the community and
11 for the city.

12 Also, now, we -- we are sitting here; we are
13 bickering. Now, this is not a -- just a Bayview-Hunters
14 Point situation; this is a city situation. This is
15 all-areas-surrounding-us situation.

16 And I think it's time for us to sit down and
17 get our act together and stop bickering. I -- I tell
18 you, I been -- I been a member of this RAB Board for
19 over ten years, and it's -- it's just ridiculous that
20 I -- I have to come here and to tolerate this kind of
21 stuff every meeting.

22 MR. MACH: Okay.

23 Do you have a que- --?

24 Do you -- do you have a comment on approval of
25 the minutes, since we're actually supposed to be taking

1 questions on approval of the minutes?

2 MR. PAUL: Seemed to me the contention had to
3 do with Barbara's differences with Ray and the
4 Membership Committee meeting, and I can speak to that,
5 because I'm looking at my notes from that meeting.

6 And at that meeting, which was attended by
7 Lynne Brown, Keith Tisdell, and Jill -- Jill Fox, Jesse
8 Mason, and myself, we addressed Jill's concerns about
9 the charged -- charges of racism and sexism; and the
10 resolution that we agreed to bring to the RAB in total
11 was that all such expressions should be censured by the
12 RAB.

13 But it was our selective understanding that no
14 such discriminatory intention was made by Ray Tompkins'
15 remarks.

16 MR. MACH: Okay. Are there any other comments
17 on the minutes? And since they have been seconded, all
18 in favor of approving the minutes?

19 MR. TOMPKINS: Hold on. I have a comment on --

20 MR. MACH: Okay. Go ahead, Ray.

21 MR. TOMPKINS: Thank you.

22 It only states here on the -- for the official
23 document that I received here that the comments were two
24 five-minute presentations on July the 26th. That was
25 it. In terms of depth, there's nothing in their

1 allegations.

2 MR. MACH: I didn't think it was appropriate to
3 put the verbatim statements in the minutes. So you're
4 right, they are not in the meeting minutes. They are in
5 the verbatim transcript.

6 MR. TOMPKINS: For clarity, which one is, then,
7 for record?

8 MR. MACH: They are both for record.

9 MR. TOMPKINS: This one? Okay.

10 MR. MACH: They are both for record.

11 MR. TOMPKINS: Okay. Thank you.

12 MR. MACH: So all in favor of approving the
13 meeting minutes, please say, "Aye."

14 THE BOARD: Aye.

15 MR. MACH: Any opposed?

16 (No verbal response elicited.)

17 MR. MACH: Great.

18 MR. TOMPKINS: Abstention?

19 MS. ATTENDEE: Abstentions?

20 MR. MACH: Abstentions? Okay, Ray.

21 Okay.

22 MR. TOMPKINS: I think Mr. Brown also. I think
23 there were three.

24 MR. MASON: Four, four abstentions.

25 MR. MACH: Okay. Four, four.

1 MS. MORET: I am abstaining also.

2 MR. MACH: Five. Okay.

3 Meeting minutes are approved.

4 MS. WASHINGTON: Six.

5 MS. MORET: Caroline is abstaining.

6 MR. MACH: Fine.

7 The meeting minutes are approved with six
8 abstentions.

9 Okay. Action items and announcements: There
10 was -- There were two action items that were actually
11 sent out. They were both completed.

12 And there was also a third one which did not
13 get into the action item list, but it was to provide
14 NRDL radiation safety program information to Ray.

15 And Ray, I understand that you received that
16 from Dick Lowman, or he sent it to you?

17 MR. TOMPKINS: Which now? I'm sorry.

18 MR. MACH: You wanted Dick Lowman to forward
19 information on the NRDL radiation safety program to you.
20 And he did that?

21 MR. TOMPKINS: No, I haven't received it.

22 MR. MACH: It's -- it's in the mail, then.

23 MR. TOMPKINS: Okay. I haven't received it, to
24 let you know.

25 MR. MACH: I see that it was done here.

1 Two, if you look on the bottom of the agenda,
2 there is a new phone number for me as well. The 800
3 number that I had in the past is going to be
4 disconnected as of the end of this week, and the new
5 cell phone number for me has a 415 area code, so --

6 MR. MASON: So you're in town?

7 MR. MACH: I'm not in town, but we bought a --
8 or the Navy bought a phone from up here for my personal
9 u- -- for my professional use vice -- vice the 800
10 number that was --

11 MR. MANUEL: Freudian slip.

12 MR. MACH: -- quite a pain for the government
13 to maintain.

14 MR. MASON: Did you say personal use?

15 MR. MACH: I -- If you -- if you'd like to
16 look, I -- I actually carry three phones with me right
17 now: a personal and two government phones. So I -- I'm
18 very careful not to mix and match those.

19 Okay. There were a couple discussions at the
20 last couple meetings about wanting to do a more public
21 meeting, informational-type meeting. There have been
22 several discussions with members that had attended a
23 Denver conference as well as all of the BECs that
24 represent all of the different Navy bases up here,
25 including Alameda, Mare Island, Treasure Island, Hunters

1 Point, Moffett Field, Crows Landing, Point Molate, and
2 Novato Housing.

3 And there is going to be a public training,
4 slash, open house on October 27th. It's a Saturday. It
5 will be at Treasure Island at The Nimitz Club there.
6 The morning session will be actual training topics, and
7 we're looking to getting some -- some of the similar
8 speakers that provided training at the Denver conference
9 that most of the Navy co-chairs and many of the
10 community co-chairs had attended.

11 There will be four training topics, generally.
12 One will be on operation of restoration advisory boards.
13 One will be on the entire BRAC closure process. One
14 will be on the entire CERCLA cleanup process, and one
15 will be on -- on the funding process. That is open to
16 RAB members and to other people that -- that sign up for
17 that. I will be having more information provided as the
18 agenda gets solidified more.

19 And then the afternoon is totally open to
20 anyone who would like to attend. There will be more
21 public information sent out about that where there will
22 be poster display boards. We're going to have RASO
23 there to talk about, you know, what they do with
24 radiation. There'll be different poster display boards
25 and people that talk about the different cleanups at

1 Hunters Point as well as all of the other Navy bases
2 that I mentioned.

3 I believe that we have also invited NEHC, which
4 is the Navy Environmental Health Center, to have a
5 booth. And we're looking at also inviting the
6 regulatory agencies, EPA, Water Board, and DTSC and
7 anyone else who would like to -- to have display boards
8 about their agencies and the work that they do.

9 So that is going to be October 27th. It's
10 generally going to start about 9:00 in the morning and
11 end about 5:00 in the afternoon, and that is a Saturday.

12 MS. BUSHNELL: What time, sir?

13 MR. MASON: We have lunch?

14 MS. PETERSON: Yeah.

15 MR. MACH: There will be -- there will be food.

16 MS. PETERSON: There better be lunch there.

17 MR. MACH: It's about an hour. I -- I -- We
18 don't -- We haven't solidified exactly the agenda, but
19 it will start around 9 o'clock.

20 And I have one other announcement, which if any
21 of you have paid attention to all the work that's been
22 going on by Senator Feinstein and the concerns about the
23 Navy's budget for fiscal year 2002, which starts on
24 Monday, there were concerns about Hunters Point only
25 being slated for \$9 million for funding for next year.

1 Our Federal Facilities Agreement when we looked
2 at it, we thought we needed about 40 million or so. The
3 entire Navy BRAC proce- -- or program had a shortfall of
4 about 177 million.

5 There was a lot of work that just went through
6 with Congress, and this past week -- and I believe
7 Senator Feinstein also sent out a press release -- they
8 got another \$142 million, and of that they have slated
9 50.6 million to Hunters Point for next year.

10 So not only did we award \$62 1/2 million this
11 year and 20 million at the end of the previous year,
12 but --

13 MS. ATTENDEE: Sixty point --

14 MR. MACH: -- we've got another 50 million
15 coming for next year.

16 MR. MANUEL: Good.

17 MS. ATTENDEE: Sixty point --

18 MR. TISDELL: Got a million-dollar check for
19 pushing it through.

20 MR. MACH: With that, I'd like -- I'd like to
21 ask the community co-chairs if they have any
22 announcements to make and then move to the subcommittee
23 reports.

24 MR. TOMPKINS: I have announcement to make that
25 I'd like to also do at that time --

1 MR. MACH: Okay.

2 MR. TOMPKINS: -- after co-chairs.

3 MR. MACH: Dorothy?

4 MS. PETERSON: Two things. I'm going to need
5 to talk to you about the heavy refreshments for the
6 27th.

7 Also, Jill and Barbara came to me regarding the
8 comments, Ray; and I did read the verbatim minutes, and
9 I thought it was inappropriate. And I'm saying that as
10 an African-American woman, who -- if any other ethnic
11 group had made the similar comments, I would have been
12 upset.

13 So as an educator, I think we need to be
14 tolerant, and particularly since you're an educator. If
15 you did not mean it, that's fine. "I didn't mean it.
16 I'm sorry" is sufficient, and I think you're a big
17 enough person to do that, and let it go.

18 MS. MORET: What?

19 MS. PETERSON: I was talking to Ray.

20 MS. MORET: I'm listening. You're talking to
21 all of us.

22 MS. PETERSON: I'm talking to Ray.

23 MR. TOMPKINS: You're asking --

24 Do I respond or what? I want to --

25 MS. PETERSON: Yes, you can respond to me

1 because I was --

2 MR. MACH: Yes.

3 MS. PETERSON: -- I was talking to you.

4 MR. TOMPKINS: Okay. Let me make very clear
5 what position, what are the issues, what I was -- felt
6 and the intent and the principles --

7 MS. PETERSON: Okay.

8 MR. TOMPKINS: -- that I operated under.

9 To sit here as an educator, as a scientist, and
10 then to have someone in a discourse where you discuss
11 ideas and concepts, you can disagree, as I stated
12 earlier, in that discussion. I disagree with my mother,
13 but I still love her.

14 But the issue is, when an African-American
15 scientist to help a physician discuss the issues present
16 and then have someone admonish them for you talk
17 politely, that, I felt, was inappropriate when I sat
18 here for five months and held my temper when I felt I
19 was insulted, cited. When I have other members of this
20 committee who are cited -- who -- who are slighted, not
21 cited, but slighted, I held it. And it just came to a
22 point where you say, "Enough is enough."

23 Now, unfortunately, I see, unfortunately, in
24 this almost Machiavellian role you against us,
25 asideness, part of earlier discussion this evening,

1 which was the genesis where I was coming from when
2 people are not felt they're included in the process.

3 MR. BROWN: Right.

4 MR. TOMPKINS: When I held a meeting with Marie
5 Avery and had hosted a lunch for members of the RAB and
6 Marie to voice the opinion, and Caroline again expressed
7 her not inclusion and when I have a scientist who stated
8 her position and why she made and why she felt
9 emotionally that they were inappropriate, as I said, in
10 the context of my statement, we shouldn't be caught up
11 in emotionalism but the content.

12 It is our role sitting here as leaders at this
13 Board to look beyond the surface of emotionalism and
14 deal with the content of what people are trying to say.

15 It is hard to -- when a -- members of the
16 community whose father's died in that Shipyard
17 prematurely and they watch their descendants die, they
18 are concerned. We have to get past the emotionalism
19 factor and listen to what they're saying and how we can
20 address this and what is the truth. That's our job is
21 search for the truth.

22 I may disagree or dis- -- or agree; but in the
23 process, I expect everybody to be respected, and I felt
24 that we weren't. I felt it was inappropriate.

25 I felt many time in presentation of a

1 scientist -- and I keep saying it's not personal -- that
2 there's only two or three people asking the technical
3 questions.

4 In here I -- but I approached Marie Avery, said
5 a TAG grant should be developed for the Board so that
6 everybody has an opportunity to have questions so it's
7 not a personal when the gentleman from --

8 Who's the two, the husband and wife?

9 ATTENDEE: RASO.

10 MR. MACH: Lau- -- Laurie and Dick Lowman from
11 RASO.

12 MR. TOMPKINS: We met afterwards, and he came
13 out, approached me. I didn't solicit his com- -- "Ray,
14 your comments on Triple A is exactly to the point." It
15 wasn't an animosity. It was about how we argue in
16 search for the truth. None of us know it all.

17 And it's in that process and that intent and
18 then yeah, I'm going to be passionate about it. My
19 family's out here just as yours, and you're out here to
20 seek the truth. And while I think it's being
21 misrepresented, I'm going to challenge you very clearly
22 and pointedly and not be evasive. I may not mix my
23 words at times. But it is what I believe to be the
24 truth. It is not about personalities.

25 And I ask to be respected, all of us. And

1 while I feel others are not being respected, I'm going
2 to check people on it. And it is issues I challenge on
3 is institutional racism.

4 There is a issue later I will discuss and when
5 I have the opportunity for the announcement on a couple
6 of the items where exclusion was a part of the factor in
7 terms of the contracts and how we should include, not
8 exclude, people. That is the biggest problem that's
9 dividing us. Not everybody's feeling a part of this
10 process.

11 It should have been earlier in discussion about
12 the BDI contract brought before the Board, all of us.
13 We brought it in together. Why exclude it with two or
14 three people?

15 MS. PETERSON: Ray, I'm not dealing with BDI.
16 I'm --

17 MR. TOMPKINS: With me, I -- do I make
18 clarity --

19 MS. PETERSON: Okay.

20 MR. TOMPKINS: -- on my --? I'm not going
21 to --

22 MS. PETERSON: I've known you long enough --

23 MR. TOMPKINS: And I've talked with you --

24 MS. PETERSON: -- to know that passion and
25 compassion are a part of you.

1 They took exception with the reference to their
2 ethnic background. That's all they took exception to.
3 They did not take exception to you speaking your opinion
4 about how you felt about their presentation or anything
5 else --

6 MR. TOMPKINS: Is how --

7 MS. PETERSON: -- plain and simple, and that's
8 the end of the discussion.

9 MR. TOMPKINS: And that's my perception on when
10 it came across to me to them. Afterwards I talked to
11 members of Roses. And I said, man, understand, I don't
12 know the woman, per se, except on a couple of
13 committees. Here I'm seeing this position. This --
14 Then we had a discussion. Said, man, talk to her
15 afterwards.

16 One of her -- happened to be an
17 African-American male came o- -- we talked about it. I
18 said, man, if you sit in there, somebody approached you
19 that way you don't know from jack, and this is way
20 [sic], that would be your reaction. That would be your
21 reaction.

22 And then we had a discussion. Said hey,
23 understand where I was coming from; and then I said, all
24 people be respected.

25 When I see a African-American physician being

1 disrespected in terms of -- then if you have a
2 counterpoint, make it.

3 MR. MACH: Okay.

4 MR. TOMPKINS: But it wasn't said. That's why
5 I took exception to it.

6 MR. MACH: Okay. Can we move on from this
7 point?

8 Dorothy, do you have any other community --?

9 MS. PETERSON: No. That's it.

10 MR. MACH: Caroline, do you have any other
11 announcements as community co-chair?

12 MS. WASHINGTON: The only other announcement I
13 have is from the University of Pittsburgh School of
14 Medicine, and . . .

15 In response to your request, I have
16 examined the questions and answers following
17 the RAB meeting on May 24, 2001, that relate to
18 possible adverse health effects of nuclear
19 waste product at the Hunters Point Naval
20 Radiological Health Defense Laboratory.

21 In particular --

22 MS. BUSHNELL: She's reading that letter.

23 MS. WASHINGTON: -- I have examined the
24 response to -- to questions 14: Does radium --
25 radium attack to du- -- attach to dust? Are

1 there other radio-nuclei that such -- that
2 attach to dust? which was not fully answered.

3 It was long -- It has long been
4 known that radioactive atoms can attach
5 themselves to dust and other particles, such as
6 exhaust from diesel engines, smoke released
7 from incinerators, as well as other chemicals
8 and vapors in the air, greatly increasing
9 adverse -- adverse effects of these sources of
10 radiation. This has, for instance, been
11 observed in the case of radon and other heavy
12 elements for the -- for the risk of lung cancer
13 among uranium miners in a study by Lundin
14 Wagoner and Archer published by the National
15 Institute for Occupational Health Sciences in
16 1971, PB-204-871. Laboratory studies at the
17 Harvard School of Medicine by Little, et al.,
18 involving heavy elements, such as pol- --
19 pollution -- pollutantum [phonetic] 238 in
20 ha- -- in --

21 Plone?

22 MR. ATTENDEE: Plutonium.

23 MS. WASHINGTON: Would you read this?

24 MS. BUSHNELL: They won't --

25 MS. MORET: Okay.

1 . . . heavy elements, such as plutonium-238, in
2 hamsters published in the journal "Science" in
3 1975, as well as studies of radioactive lead
4 and polonium in cig- -- cigarette smoke by
5 Martell published in the "American Scientists"
6 in 1974 and in another paper published in the
7 Proceedings of the National Academy of Sciences
8 in 1983, all showed that radioactive elements
9 attach themselves to fine particles and enhance
10 their biological damage.

11 More recently, a report by the you --
12 New York Department of Health in connection
13 with the Long Island Breast Cancer Study
14 published April 12th, 1994, showed that living
15 within a radius of 1 kilometer, or 5/8 of a
16 mile, from a chemical plant, regardless of the
17 nature of the chemicals released from their
18 stacks, is associated with a significant risk
19 of breast cancer in Nassau and Suffolk
20 counties, Long Island, New York, above the
21 average for Long Island. This is explained by
22 the fact that radioactive atoms are trapped by
23 any type of air pollution or chemicals, making
24 these airborne releases carriers of
25 radioactivity.

1 In the case of Long Island, nuclear
2 reactors and laboratory facilities using
3 radioactive isotopes have been operating at the
4 Brookhaven National Laboratory in Suffolk
5 County since the early 1950s, releasing
6 radioactive gases and p- -- particulates that
7 are trapped by local smoke stacks and
8 incinerators. In addition, there are four
9 nuclear power plants operating within a radius
10 of about 50 miles in the surrounding area of
11 New York, New Jersey and Connecticut beginning
12 in the early 1960s that have had large reported
13 releases of radioactive gases and particulates
14 into the air.

15 As shown in a paper published in the
16 International Journal of Health Services in
17 1993 by Gould and Sternglass, breast cancer
18 mortality rates in Suffolk County rose
19 72 percent in Suffolk County between 1960 and
20 1987, the greatest increase of any similarly
21 sized suburban county in New York State.

22 Unfortunately, the effects of low
23 levels of radioactive elements inhaled or
24 ingested over a long period of time when
25 releases into the environment occur were

1 greatly underestimated from studies of
2 individuals exposed to short bursts of
3 externally produced radiation, such as from
4 medical x-rays or by gamma rays emitted in the
5 flash of an atomic bomb. When the exposure
6 occurs continually over a long period of time,
7 free-radical oxygen damage dominates over
8 direct damage to cells. This is further
9 enhanced by the fact that such elements as
10 Strontium-90 produced in the course of nuclear
11 fission concentrates in bone, like the
12 chemically similar calcium, and irradiates the
13 nearby bone marrow by powerful beta rays of
14 short range. The bone marrow is where the
15 white cells of the immune system are born,
16 found to be extremely effective in destroying
17 these "policemen of the body" at doses of only
18 a small fraction of that from natural
19 background by Stokke, et al., in 1968, long
20 after fission was discovered and the first
21 bombs were detonated. As a result, the adverse
22 effects on cancer and infectious diseases are
23 hundreds to thousands of times as great as the
24 same low doses from externally produced x-rays
25 or gamma rays, something that was only

1 understood beginning with the free-radical
2 studies of Petkau at the Canadian Atomic Energy
3 Laboratory in Pinawa, Manitoba, published in
4 1972, 30 years after the first nuclear fission
5 reactor was built in 1942.

6 Thus, when the first commercial
7 nuclear plants were built in 1957, the maximum
8 permissible doses produced by Strontium-90 was
9 500 millirem -- 5,000 millirems compared to the
10 most recent limit of only 15 millirems to any
11 organ of persons living near a nuclear plant.
12 In order to keep these plants running,
13 Strontium-90 is no longer required to be
14 measured in milk, fruits, vegetables or other
15 environmental samples. And state health
16 departments all over the country are shipping
17 the milk from counties near nuclear cities into
18 the inner cities on the theory that dilution
19 with other milk will make an adverse effects
20 undetectable.

21 But the most recent data for San
22 Francisco listed on the Web site of the Center
23 for Disease Control in Atlanta show that
24 whereas breast cancer death rates for white
25 females over 65 declined 24 percent from their

1 peak in the years 1983 to '86 when the Rancho
2 Seco reactor near Sacramento had serious
3 releases, the mortality rate for black women
4 over 65 rose 33 percent by 1995 to '98. At the
5 same time, the rate for Asians who do not drink
6 milk declined by 43 percent in this period.
7 The years 1984 to '86 was the period when the
8 two Diablo Canyon reactors in San Luis Obispo
9 began to operate upwind from the largest
10 milk-producing counties in California, such as
11 Kern County.

12 It is clear that our society --

13 MR. MANUEL: You know what? Richard --

14 MR. MACH: No. I --

15 MR. MANUEL: This is --

16 MR. MACH: Let her -- She's almost done.

17 MR. MANUEL: This is crap.

18 MR. MACH: I know.

19 MR. RATCLIFF: What do you mean it's crap?

20 MR. MANUEL: It's crap.

21 MS. MORET: "It is clear --"

22 (Simultaneous colloquy.)

23 MS. ATTENDEE: She's almost done.

24 (Simultaneous colloquy.)

25 MR. MACH: J. R., J. R., J. R., please, just --

1 MR. MANUEL: Okay. All right. All right. I
2 say nothing else. He wanted to know.

3 MR. MACH: Let her finish.

4 MS. MANUEL: You the fool.

5 MS. MORET: It is clear that our society
6 is now suffering the tra- -- the tragic
7 consequences of the unfortunate mistakes that
8 were made in the years of the cold war when our
9 government kept secret all information on the
10 health damage from nuclear fallout in the
11 interest of national security.

12 Sincerely yours, Ernest J.
13 Sternglass, Ph.D., Professor Emeritus of
14 Radiation Physics, University of Pittsburgh,
15 Department of Radiology.

16 MR. MACH: Thank you very much for that
17 wonderful announcement there, Caroline.

18 MR. TOMPKINS: You have two questions.

19 MR. MACH: Congratulations, Leuren, for getting
20 it in the record.

21 There was one announcement that -- that I did
22 not make, and that was: I am not extending this meeting
23 past 8 o'clock. If you want to stay, you can. My
24 rental car was hit by -- by another vehicle early this
25 morning. I have to go down and make a police report. I

1 cannot stay past 8:00. So --

2 MR. MASON: You're in the police department.

3 MR. MACH: No. I -- I have to go to a
4 different police department.

5 MR. TOMPKINS: I have two -- Richard --

6 MR. MACH: So --

7 MR. TOMPKINS: -- two quick announcements.

8 MR. MACH: So with that, we have an hour and
9 five minutes to get through the rest of the agenda.

10 MR. TOMPKINS: Okay. Richard, I have two --

11 MR. MACH: So --

12 MR. TOMPKINS: -- quick announcements.

13 MR. MACH: Ray, make them quick. Make them
14 very quick, please.

15 MR. TOMPKINS: Pertaining to last month's
16 meeting that we held that I signed a document pertaining
17 to the ADI situation --

18 MR. MACH: Yes.

19 MR. TOMPKINS: -- and that Cedric's name was
20 involved in that, and I have to -- one, I didn't have a
21 chance to review it. I have to apologize for signing
22 it.

23 The issue is not the individual. It was the
24 same underlying principle that I act upon and discuss
25 with the group in dealing with that, one, the exclusion

1 and the methodology by which it was introduced in the
2 process which only generates distrust and rumors.

3 Again, you need to include us in the process in
4 the first place. Therefore, some of this bickering that
5 unfortunately has come about, it's not -- Richard, it's
6 like the way you go about doing business. Maybe you
7 intent -- as I understand, you're a bright scientist,
8 but man, your people skills . . .

9 ATTENDEE: They suck.

10 MR. TOMPKINS: . . . and similar things. And
11 I've spoken to you aside and to Marie, so it's not like
12 I'm trying to front you.

13 Secondly, why is this meeting this evening and
14 the cha- -- date changed to Wednesday rather than
15 Thursday? A lot of us have obligations, and I have
16 teaching obligations in the evening, and there was no
17 real explanation to it.

18 MR. MACH: The roo- -- the room was not
19 available for tomorrow tonight. We did not get a chance
20 to discuss it at the last meeting 'cause we went three
21 hours and didn't get through half the agenda last month.
22 I apologize that that did not come out, but I was also
23 not the facilitator at that meeting.

24 So with that, are those your two announcements?

25 MR. TOMPKINS: Those two, but --

1 MR. MACH: Okay.

2 MR. TOMPKINS: -- here for further -- this is a
3 letter from the director at the gym that if they are
4 from the next four months that the auditorium is
5 available on Thursday night from 6:00 until 11 o'clock
6 for our meetings so that it doesn't have to be necessary
7 here.

8 But that please, when you change the dates, it
9 really screws up -- I have somebody covering me on an
10 obligation and -- contractual obligation that I have.
11 Dr. Ahimsa cannot be here because of contractual
12 obligations. We blocked out our time in terms of for
13 the evening based upon that this was a Thursday night,
14 and there are important --

15 MR. MACH: Can I suggest that, if we have time,
16 we -- we discuss that at the end of the meeting?

17 MR. TOMPKINS: Good enough.

18 MR. MACH: Thank you.

19 MR. TOMPKINS: Just let you know that's an
20 option.

21 MR. MACH: Okay.

22 Subcommittee reports, let's try and get one in
23 before we take our break.

24 MR. ATTENDEE: No.

25 MR. ATTENDEE: No.

1 MR. ATTENDEE: No.

2 MR. MACH: You -- you get -- you get a whole
3 time for your own report.

4 MR. TISDELL: Subcommittee.

5 MR. MACH: I know. But you're not down till a
6 couple more.

7 Jesse, can we have your subcommittee report on
8 economic development, please?

9 MR. MASON: Sure. You know, we really haven't
10 had an opportunity to meet with the subcommittee. But,
11 you know, I've been working with truckers coalition
12 along with IT and the Navy.

13 What's going on is that the truckers are
14 getting opportunity in some areas, and some areas they
15 are not. A. M. Cain and I have been working very
16 diligently, very hard, with IT and the Navy to make sure
17 that those contractors are not paid in a 90-day process,
18 but the process has -- has been moved down to 30 days.

19 IT has decided along with the Navy that they
20 can help with the truckers' obligations with those that
21 are driving for them that if they get their money to
22 them in time enough, it would benefit all.

23 We have also been involved with Doris
24 Broussard, the contract person for the Navy; and what we
25 have been doing is: We have setting -- been setting up

1 some meetings for some of the truckers, some of the
2 contractors, for SBA 8-A certified hub zone certifi- --
3 certification.

4 If you wanted to get 8-A certified, you can
5 come to a SBA meeting down at Wells Fargo Building at
6 455 Market Street. Tomorrow we're having an orientation
7 down there to certify all applicants if you want to be a
8 part of that. And there's some other dates too that
9 I -- that I don't have with me at this time, but I can
10 provide those dates.

11 But the -- the hub zone area is for contractors
12 within the community. And the way that the Navy and
13 I- -- The way that the Navy was setting this up was
14 that the hub zone would create opportunities for
15 contractors in the community, that contractors would not
16 be able to just drop out of the sky into the community
17 and get a benefit.

18 And that's one of the reasons why I want to
19 kind of pull on my report just a little bit, because I
20 do have some things to say. You know, I didn't have an
21 opportunity.

22 Marie Avery and I talked today for about
23 forty-five minutes and -- because I called and I
24 complained to her about a contractor being denied due
25 process, and we're speaking in terms of BDI, because BDI

1 is a for-profit contractor, but they are also community
2 contractor.

3 So when that contract was solidified by the
4 community for BDI, you know, it was all well and good
5 because what it does, it provides opportunity for people
6 in the community.

7 What happened was: That contract was taken
8 away from BDI because there was a Membership & Bylaws
9 Committee that -- that e-mailed Richard Mach about
10 removing BDI from that contractor job situation. I
11 don't know who that person -- those persons were, but
12 there was an e-mail.

13 And in my conversation with Marie Avery, she
14 was saying that, "Jesse, why you complaining if you're
15 on that committee?"

16 And I'm saying, "Well, we had no opportunity to
17 vote on that because there was never such a meeting."

18 MR. BROWN: Right.

19 MR. MASON: So her concern was: Well, why did
20 we get e-mail from a couple of people on the committee?

21 And I'm saying, "Marie, I don't know," because
22 what we're trying to do is make sure that the community
23 contractors have an opportunity to do business with the
24 Navy in the community.

25 Now, when we have contractors dropping down out

1 of the sky into the community, it creates a problem, and
2 that's what we're working towards. That's a
3 subcommittee, Economic Subcommittee, portion that I'm
4 working on, to make sure that contractors in the
5 community are benefiting from the work that the Navy is
6 providing the community. How can we?

7 MR. MACH: You know, Jesse, you just pointed
8 out a very important fact there; and that is, when these
9 subcommittees were set up three or four months ago,
10 there was discussion about: The subcommittees would get
11 together; they would go back; they would set up their
12 processes as to how each one was going to work.

13 And this is a perfect example. You've got a
14 Membership & Bylaw Committee that's looking at running
15 of the meetings and -- and how some things are run.
16 Okay. You get your Economic Subcommittee that's looking
17 at jobs. This is an issue that overlaps both.

18 There had been no processes set up for any of
19 the subcommittees. The bylaws even say that once a
20 subcommittee is set up, they will determine who their
21 leader is. Now, we have people volunteer. Now, assume
22 that -- that all the members of each of those
23 subcommittees agrees, then -- then that is fine. But
24 that's never really been solidified anywhere either.

25 And, you know, I've had several calls, e-mails,

1 from various members saying, "We've got to get these
2 subcommittees on track."

3 And some -- It was recommended that, you know,
4 we set more time in these meetings to get these
5 subcommittees working together and get these things set
6 up. And that's why it was almost a benefit that RASO
7 was unable to attend today's meeting, because we have
8 the opportunity to take some time and get the -- these
9 committees moving in the right direction.

10 MR. MASON: Okay, but let me -- let me
11 reiterate this: That's a part of my report. And -- and
12 all of those that are on my subcommittee, all those that
13 are on the subcommittee, we want to set a meeting up for
14 next week, because we want to sit down and get our
15 bylaws together. We haven't had the opportunity, you
16 know. We haven't had the opportunity because things
17 have been running very rapidly, you know.

18 IT is running through the community with
19 truckers. Truckers are kind of crying about not getting
20 work. You know, we're doing some bidding that is not
21 being looked at. Truckers are being -- bidding on
22 projects that IT is going on with whoever they want to
23 deal with, see.

24 So there's a whole lot of -- there's a list of
25 things that the Economic Subcommittee can -- can work

1 out or help work out.

2 So I'm putting it out to those that are a part
3 of that committee that we want to have a meeting after,
4 you know, next week. And so whoever's a part of that
5 committee, let's get together, and we'll sit down and go
6 do that.

7 MR. TISDELL: Hold off.

8 MR. MASON: But I want to make sure that you
9 understood what was going on with my conversation with
10 Marie Avery, because we had a forty-five-minute
11 conversation --

12 MR. MACH: I -- I know.

13 MR. MASON: -- and -- yeah. And I'm pretty
14 sure she talked to you about it.

15 MR. MACH: Yeah.

16 MR. MASON: And there was some things that --
17 that she told me that -- that you and her were going to
18 be working on. And there's some other things too that
19 I'm not at liberty to bring out right now.

20 But, you know, I want to -- my -- the -- the
21 subcommittee for economic development is working -- is
22 working, but we have a long way to go. We have a long
23 way to go.

24 MR. MACH: Don, I'm going to have to ask you to
25 hold your question, and I'll take Dorothy's because

1 she's a member, and Keith is here in his stead, and then
2 I'm going to say we sh- -- need to take a break.

3 Dorothy?

4 MS. PETERSON: Okay. The same thing that Jesse
5 is bringing up about BDI is the same thing that I
6 brought up the last meeting about ADI. How do you --?
7 How does a chairperson sign off on a letter when the
8 committee has not discussed it?

9 I'm hearing you're saying words. This is the
10 same thing that happened.

11 MR. MASON: Well, what are you -- what are you
12 speaking in terms of?

13 MS. PETERSON: The letter that Chris Shirley
14 read. And my objections are in the minutes, because it
15 was not discussed to be in opposition of this group.
16 Actually, we didn't know there was any opposition of the
17 group, but it comes to the RAB meeting saying, "Okay,
18 all of the --"

19 MR. MASON: That's -- that's --

20 MS. PETERSON: "-- chairs --" Allow me to
21 finish.

22 "All of the chairs have signed off on this
23 letter in opposition to ADI."

24 And I'm saying it can't be, because when you
25 say "a chair signs off," it carries the weight of the

1 committee. Now, I'm not saying that an individual can't
2 sign off. That's an individual's right.

3 But you were sitting at the meeting. You were
4 sitting at the meeting, and Charlie was sitting at the
5 meeting. Jill, Barbara, Caroline, seven people. And we
6 all know that that was not discussed at that meeting.

7 MR. MASON: That's true.

8 MS. PETERSON: Okay.

9 MR. MASON: That's true.

10 MS. PETERSON: So it was inappropriate.

11 MR. MASON: Well, what she told me, Miss
12 Peterson, was that she had e-mails of the members that
13 recommended that BDI be withdrawn from that contract.
14 That's all I'm saying.

15 As far as ADI is concerned, my director and I
16 have had extensive conversations about A- -- ADI, and I
17 think that -- that we will continue with those
18 conversations. But, you know -- and that's a process
19 that ADI and -- and the community is -- is going to have
20 to sit down and talk about, you know. I'm not at
21 liberty to make any decisions about ADI.

22 MS. PETERSON: No, no.

23 MR. MASON: That the Navy --

24 MS. PETERSON: I was suggesting there was
25 another case in point.

1 MR. MASON: That the Navy can also -- in
2 conversations with Marie.

3 Marie explained to me that process, that
4 process, because she explained to me conversations that
5 she and I had, but -- Marie only and myself had earlier
6 in the year. You know, when they came to San Francisco,
7 we talked about some things, because there's some things
8 that we are really concerned about. We are concerned
9 about the sustainability of the community.

10 And so in her way of thinking, she feels that
11 ADI can help us with those situations. But that's a
12 conversation for ADI and the community itself.

13 But what I'm speaking in terms of is the 8-A
14 hub zone certification that is representative of the
15 community and how the community will be able to access
16 some of the contracts that come down through the Navy.
17 See, we want to make sure that the community is involved
18 and participate at all levels --

19 MS. PETERSON: Jesse --

20 MR. MASON: -- at all levels.

21 MS. PETERSON: -- singing to the choir.

22 MR. MASON: Well --

23 MS. PETERSON: -- the first one --

24 MR. MASON: -- when you ask me a question --

25 MS. PETERSON: -- brought it to the --

1 MR. MASON: -- and I'm -- I'm trying to explain
2 it --

3 MS. PETERSON: -- to this RAB board's --

4 MR. MASON: I'm trying to --

5 MS. PETERSON: -- attention.

6 MR. MASON: Well, I'm giving a report.

7 MS. PETERSON: Okay.

8 MR. MASON: And -- and when you interrupted me
9 in the report, you know, I was kind of -- it kind of
10 threw me off a little bit.

11 MS. PETERSON: Well, no, I didn't interrupt
12 you. I raised my hand.

13 MR. MACH: No. I -- I -- I interrupted. I --
14 I was actually -- Sorry. I was actually complimenting
15 you.

16 MR. MASON: Okay, but that's -- that's my
17 report.

18 MR. MACH: Okay.

19 MR. MASON: And, you know, I -- I'll have it in
20 a hard copy next time around.

21 MR. MACH: With that, let's take a shorter
22 five-minute break.

23 (Recess 7:09 p.m. to 7:18 p.m.)

24 MR. MACH: Okay. Ladies and gentlemen, we've
25 got forty-three minutes.

1 MR. TISDELL: Cutting in on my time.

2 MR. MACH: Okay. I -- I notice that
3 Dr. Sumchai is not here today. Is there anyone that is
4 going to speak on behalf of the Radiation Subcommittee,
5 which I --

6 MS. HARRISON: Everybody's not back yet.

7 MR. MACH: -- which I know has not met in the
8 last month?

9 MS. PETERSON: Five minutes is five minutes.

10 MS. MORET: She's asked me to come. She did
11 not give me anything to read tonight.

12 MR. MACH: Okay. I know that -- I have
13 received a message from her wanting to set up another
14 meeting with the subcommittee with RASO. I will follow
15 up with her and try and set something up at sometime in
16 the future.

17 Okay. Next we've got the Technical Review
18 Subcommittee with Chris Shirley.

19 MS. SHIRLEY: Yeah. We also didn't meet, but
20 I'd like to suggest a meeting time, which is
21 October 9th, Tuesday, which is two weeks approximately.
22 And it will be at the ARC offices, which is in downtown
23 San Francisco at Powell Street.

24 And what I want to discuss is: I got in the
25 mail a couple weeks or a week or so ago a bunch of

1 proposals that the Navy has put out on manganese,
2 remedial design amendment for the manganese and a
3 proposal -- proposed Explanation of Significant
4 Differences on the Parcel B ROD. So I'd like to discuss
5 this -- what's in the CD at that meeting.

6 (Female attendee inquires inaudibly.)

7 MS. SHIRLEY: 6:30. I'm sorry. 6:30,
8 October 9th, Tuesday.

9 MS. BUSHNELL: Can I get a copy and just write
10 e-mail?

11 MS. SHIRLEY: The round one.

12 MR. MACH: I can e-mail. They are short files.

13 MS. SHIRLEY: That's what we're talking about.

14 MR. MACH: Chris, are you asking for Navy
15 representation at that subcommittee meeting or not?

16 MS. SHIRLEY: No.

17 MR. MACH: Okay.

18 MS. SHIRLEY: Unless you want to.

19 MR. MACH: I -- I'll be -- I'm on the East
20 Coast that whole week, so . . .

21 MS. SHIRLEY: Actually, what I would like --
22 and I'll ask this on behalf of the subcommittee
23 people -- did we get -- I haven't -- monthly status
24 report this month yet?

25 MR. MACH: The monthly prog- -- progress report

1 was distributed, and I believe they are in the back as
2 well, yes.

3 MS. SHIRLEY: Oh, good. Okay. I'll make sure
4 you -- I get one of those. Thank you.

5 MR. MACH: Okay. Next up we've got the Risk
6 Review and Health Assessment Subcommittee with Ray
7 Tompkins.

8 MR. TOMPKINS: Thank you. We also did not meet
9 this month. So therefore, I'll give the report from the
10 month of August the 20th and some of the concepts of
11 what we've reviewed.

12 And also, I'd like to ask the -- Chris, when
13 the Technical Committee reviews the information, make a
14 recommendation, could you forward it to the Risk
15 Assessment Committee so that we can --

16 MS. SHIRLEY: Yes.

17 MR. TOMPKINS: -- do the analysis of the health
18 effects?

19 MS. SHIRLEY: Yes.

20 MR. TOMPKINS: Thank you.

21 MS. SHIRLEY: There's a -- particularly
22 manganese we need to discuss.

23 MR. TOMPKINS: Right. That's which we
24 discussed, so our members will review that as well.

25 Tending in the meeting, I'd like to thank

1 committee members -- I'll sit down.

2 Do we have any markers on that board over
3 there?

4 MR. KEICHLINE: Yes.

5 MR. TOMPKINS: Thank you. I'll move over
6 there.

7 I'd like to thank Lynne Brown, Maurice
8 Campbell, Jesse Mason, Jim Rodriguez, and Miss Wright.
9 Also, J. R. did an extensive telephone call. We were on
10 the phone for about an hour, two hours, going over the
11 content of the meeting. And I appreciate all their
12 participation.

13 I handed out previously in the last meeting the
14 information fact sheet on terms of its synopsis of what
15 we covered outlining some of the first goals. We
16 reviewed the goals of risk assessment and health for the
17 Assessment Committee.

18 Second point we covered is: What is risk
19 assessment? Everybody else has a lot of misconceptions
20 on what it is, what's it -- what it doesn't do. We
21 reviewed that.

22 Then also reviewed then, for example, put in
23 parts of principles that we covered.

24 Then we reviewed the fire of Parcel E on August
25 16th and some of the factors that we felt were

1 inappropriate.

2 One of the issues is that the Navy -- one,
3 after the fire occurred, that the Navy had no
4 notification from the documents which we received
5 21 days afterwards to the City and County.

6 Secondly, that twenty-one -- -seven days after
7 the fire was reported, not part reported, but after
8 August the 16th and the data that I received from the
9 Navy -- and unfortunately, I left the document that was
10 provided to me on my desk. I didn't get a chance to
11 copy it -- that all the data that I received was 27 days
12 after August the 16th.

13 Therefore, the issue is, one, in terms of we
14 have forms with -- I got bad handwriting, so forgive me.
15 That's why I put everything on a computer.

16 MR. MASON: Can't see it.

17 MR. MACH: ATSDR.

18 MR. ATTENDEE: ATSDR.

19 MR. TOMPKINS: ATSDR's report that was
20 submitted to us, why was questioned in terms of risk
21 that, one, there was no harm to the community.

22 The factor is, one, if you didn't start testing
23 until S- -- till September -- and I haven't seen any
24 data submitted to me or from the Navy on what was going
25 on -- how can you say that there was no harm to the

1 community? That is one of the biggest harms.

2 Secondly -- and I will submit here to the
3 committee -- on a study that I was part of in '98 on
4 VOCs, volatile organic compounds, in Bayview-Hunters
5 Point, when we measured and we went -- and this is sort
6 of like the ship --

7 Do you have a map of the Shipyard that I could
8 utilize rather than my abstract drawings?

9 MR. TISDELL: We like your drawing.

10 MR. MACH: You're not going to draw all over
11 it, are you?

12 MR. TOMPKINS: No, I promise not.

13 MR. MASON: You know you can't draw.

14 MR. TOMPKINS: I can't draw, so I'm not going
15 to try. It would help.

16 You can put it up here. Maybe it will be
17 suitable for everybody to see. The sim- -- the simple
18 clean one.

19 MR. WANTA: This one here?

20 MR. TOMPKINS: Yeah.

21 MR. MACH: Ray, can I ask you a question?

22 MR. TOMPKINS: Yes.

23 Yeah, that would be perfect.

24 MR. MACH: I guess -- Is this based on your
25 review of the landfill closure report? And is the

1 subcommittee plans --?

2 MR. MANUEL: Try to go up higher so everybody
3 can see it.

4 MR. TOMPKINS: I'm sorry, Richard.

5 MR. MACH: I -- I'm -- I'm just wondering
6 what -- what exactly it is that you -- that your
7 subcommittee reviewed and --

8 MR. TOMPKINS: We reviewed the data of the air
9 samples and the whole from Parcel E that you covered and
10 presented to us, let's see, in the meeting initially at
11 the gym; and then subsequently when I asked the data,
12 you sent me a complete, as I -- I believe to be, the
13 complete packet of all the data starting -- I think the
14 testing started September -- was it the 16th or the
15 11th? I think the 11th or 9th, 10th.

16 MR. MACH: Fir- -- First sample was collected
17 September 1st, continuous air monitoring September 8th.

18 MR. TOMPKINS: I didn't see -- Unfortunately,
19 in the packet that you gave me, I didn't receive
20 anything for September 1st.

21 MR. MACH: The reason I'm asking is: We -- we
22 had provided to the regulatory agencies and the
23 distribution list back in August the draft landfill
24 closure report which had all of the air monitoring data
25 or based on comments possibly missing a few pieces,

1 which we are going to respond to, based on the EPA's
2 comments and the DTSC's comments too, as well as the
3 ATSDR report that reviewed that.

4 I'm just questioning, did -- did you review the
5 last report that had all the data, or you only have bits
6 and pieces?

7 MR. TOMPKINS: Everything that you gave me is
8 what we reviewed in the August meeting. Now, what you
9 presented to me I'll be more than happy to provide if
10 it's in a binder and present it to you. But I'm going
11 on what you presented to me.

12 When I asked for it in the public meeting, you
13 said: "This is the data. We have everything to the
14 community as large." And you provided me and a couple
15 other residents in the community, other organization,
16 the information. What you gave me is what I went by.

17 MR. MACH: All --

18 MR. TOMPKINS: -- nothing less. If there's
19 something more complete, I'd be happy to review it --

20 MR. MACH: All I'm s- --

21 MR. TOMPKINS: -- and my colleagues.

22 MR. MACH: All I'm suggesting is: You may want
23 to look at the more recent data that in year -- more --
24 it has a year's worth of data as opposed to a couple
25 days' worth of data it sounds like you have.

1 MR. TOMPKINS: Okay. The point I was making --
2 and this is on spot-check -- what I did prior to and to
3 show about why we have problems with the risk
4 assessment, that on May -- May 28th, we did an air
5 sample. We took a time-and-point spot-check. We took
6 seven different locations in Bayview-Hunters Point so
7 that you would have background of what's in the
8 community on this side [indicating], by the state
9 Superfund site, in the neighborhood.

10 We took a sample directly over Parcel A at the
11 basketball court. I even had it videotaped so that I
12 also took children from George Washington Carver
13 Elementary School and graduate children. And we took
14 samples on the other side of the hill as well, by PG&E,
15 and in the community.

16 We have an elevated -- extremely elevated
17 levels of benzene. And part of the problems when you do
18 risk assessments like whose table, who do you grab in
19 terms of measurement and measuring risk.

20 This is the background from Bayview-Hunters
21 Point coming off of Parcel A at the basketball court
22 where the kids play at. This is the level of benzene we
23 have actually measured. For the fact EPA measures it at
24 parts per billion, the equipment we used measured at
25 parts per trillion.

1 Given this data, my question and why I took
2 them to task and we discussed at length in the committee
3 in terms of saying there is no risk factor, if, one, we
4 do not know what was in the initial stage of the fire,
5 what were the levels of contaminants coming off?

6 There was no data presented to me. If you have
7 that, then it makes a difference, and we would need to
8 look at that and review it.

9 MR. MACH: We don't --

10 MR. TOMPKINS: But from what I have --

11 MR. MACH: We don't have data from the date of
12 the fire.

13 MR. TOMPKINS: Therefore, what was the levels
14 of exposure? What was the risk?

15 I did present also as a follow-up to the Health
16 Committee to ask San Francisco Health Commission to get
17 possible emissions after that going -- they have them
18 now go- -- have to go to the state to include all the
19 hospitalization rates in the emergency room where
20 there's a -- whether there was an increase or not to see
21 if there was harm to the population.

22 Therefore, for ATSDR to turn around and say
23 "There's no harm to you" --

24 MR. BROWN: Right.

25 MR. TOMPKINS: -- it's, like, is it

1 appropriate? Because there was no measurements in the
2 community to do measurements of exposure to the
3 residents. Neither do we know from the evidence that
4 was presented to me what did we breathe in.

5 I happened to -- As I expressed to the
6 committee and to the public in general is, well, while I
7 was at Carver, residents have had medical bills. We
8 have expressed -- expressed opinion to Richard in terms
9 of residents having medical bills having gone to the
10 emergency room is not psychosomatic. It is not that
11 they are crazy or trying to gain more money. People
12 were sick, and that should be addressed.

13 As you look at risk assessment, you should look
14 at all. My problem and greatest quorum [sic] with it is
15 that the data that I was presented with, there was no
16 real time during the fire, nor any measurements where
17 residents live at. Therefore, to say there is no harm
18 to them is erroneous. It is not good science. That is
19 my quorum.

20 Also, ATSDR did previous analysis on
21 Bayview-Hunters Point and doing a comparison, and they
22 were measuring Sunnydale. I'm sorry. Two different
23 neighborhoods. Two different ZIP codes.

24 MR. BROWN: Right.

25 MR. TOMPKINS: Also, in the previous discussion

1 and presentation by the two radiologists, ATSDR in terms
2 of historical context saying "No harm again" --

3 MR. BROWN: Right.

4 MR. TOMPKINS: -- and as we pointed out -- and
5 the two scientists appreciated my questioning about
6 Triple A -- if we don't know what's out there and the
7 records are so bad, you can't point-blank say "No harm
8 to people" when there's so many gaps in the data before
9 you draw a conclusion.

10 So therefore, our recommendations or actions or
11 suggestions to the committee in terms of studies -- and
12 also I'll do a follow-up, and I've also talked to
13 Richard on the telephone over it -- that, one, all
14 studies should be a -- community driven dealing with
15 health assessments.

16 Two, air monitoring should be where people in
17 the community live at and not on the property. There
18 are many factors involved in air currents from the hill
19 to the --

20 Anybody ever play baseball out here? You know
21 the wind shifts and moves around. What I did, not just
22 going by the US Geological Society, but I asked some of
23 the folks that grew up here and played baseball where I
24 should place my monitors. That's an important factor.

25 Also, we make a recommendation -- we have

1 already carried out -- to get the emergency room from
2 the -- rates from the Health Commission.

3 Therefore, also recommendation if you would
4 also vote upon is that then if we have data showing an
5 increase in hospitalization rates during this time
6 period after the fire, I feel the Navy has a moral and
7 legal obligation to then redress those expenditures
8 because I have parents who have paid 800, 700 dollars
9 for medical bills. They don't have the money.

10 MR. MACH: Ray, are you --?

11 MR. TOMPKINS: They're hurting.

12 MR. MACH: Are you going to make a motion, or
13 are you going to pass something out for --?

14 MR. TOMPKINS: Those are actions for the body
15 to consider recommendations on this and that how it
16 wants -- Rule Committee [sic], whatever.

17 MR. MACH: Are you going to pass that out for
18 the members?

19 MR. TOMPKINS: I did. Also and I -- I ran a
20 few more copies, but I did at the last meeting.
21 Unfortunately, I never had an opportunity to present
22 this to the -- to the body.

23 MR. MACH: -- last month at the RAB meeting?

24 MR. TOMPKINS: Yes, sir.

25 MR. MACH: I didn't get a copy of that.

1 MR. TOMPKINS: No problem.

2 MS. PETERSON: Back there at the table.

3 MR. TOMPKINS: Okay. I -- I made a few more,
4 and I'll pass them out.

5 I'll entertain questions from people as well on
6 this.

7 MR. MACH: Say two quick ones, and let's get --
8 move on, please.

9 MR. PALEGA: I -- I just want to ask you, which
10 basketballs [sic] did you -- did you have that? Is that
11 from the top of the hill --

12 MR. TOMPKINS: No, sir.

13 MR. PALEGA: -- Milton Meyers area by the
14 Hunters Point Boys Club, or is that the one down?

15 MR. TOMPKINS: Down below, right adjacent to
16 it. I also filmed it. I -- I left the film in the book
17 there.

18 MR. PALEGA: It's important to me to know which
19 one that you --

20 MR. TOMPKINS: Right.

21 MR. PALEGA: -- because --

22 MR. TOMPKINS: It was right there --

23 MR. PALEGA: -- it was a couple month there for
24 people who don't go up on the hill.

25 MR. TOMPKINS: Right.

1 MR. PALEGA: And -- and, you know, when you
2 talk about it, you think Milton Meyers, but you're
3 talking about the one that's on site at the old Navy
4 site that's right --

5 MR. TOMPKINS: Right, right there behind where
6 Caroline a- -- and Keith live at, the basketball court
7 right there, right there at the fence line.

8 And also, we did have a caveat that we measured
9 not 6 feet off the ground but actually at ground level
10 because I don't know any first graders that are 6 feet
11 tall.

12 And when I went to Carver, over half the babies
13 in the first grade, including the teacher, has developed
14 asthma after living out here in Bayview-Hunters Point.
15 And we found some air high levels within the school,
16 because it's a school without windows.

17 We plan to go back this semester and do a
18 follow-up study to find out if the condition has been
19 corrected or this is a situation within the environment
20 or within the building.

21 MR. PALEGA: Have you also -- have you took a
22 survey of that Jerrold-Kiska Road public housing
23 residents in there? Because I was at a health meeting
24 in --

25 Well, first of all, my name is Sululagi Palega.

1 I'm the -- the president of the Housing Authority
2 Commission and the president of the Hunters Point Boys &
3 Girls Club Board on the hill and also the vice president
4 of the Samoan Community Development Center, which
5 affects the total population that you're talking about.

6 MR. TOMPKINS: Yes, sir.

7 MR. PALEGA: And it's always been a concern,
8 because when you first gave that report and stated they
9 said "No harm," I was at a health meeting when they
10 talked about the underground burning and the big concern
11 about the health department putting out information so
12 that people knew that this burning was going on, because
13 all the people on the hill knew. They saw a lot of fire
14 engines going down there. They didn't know that there
15 was underground burning.

16 I guess that was one point I want to make.

17 MR. TOMPKINS: Yes, sir.

18 MR. PALEGA: And then the second point is: If
19 there was a survey taken, it don't seem like it was
20 exclusive at the people that are immediately affected by
21 it, and that's a concern, because at public housing, we
22 didn't see anything in terms of survey of people asking
23 those kinds of questions; and I'm glad that you brought
24 it up because it is a concern.

25 And -- and for people who might not have known

1 where Sunnydale is versus Hunters Point, it's way across
2 the other side of town. So I think they need to get
3 geographically on target and take a survey and poll of
4 the people that are directly affected, and no one came
5 up to the Hunters Point Boys & Girls Club and asked
6 those kids or their parents anything about that.

7 MR. TOMPKINS: I agree with you.

8 Also, one of the other points and I shared with
9 Richard that ATSDR has been awarded another contract and
10 that I've also since I'm a founding member of two of the
11 organizations that were mentioned in the meeting, Perk,
12 and the task force, that they're awarded a contract, but
13 they come back to us and expect us to work for free and
14 volunteer and redesign their -- their -- their mistakes.

15 And that, to me, again, is what provoked my
16 response is an insult to us who been out here. Those
17 are in this community somehow because who I am, I don't
18 know what I'm talking about, or that you do it for your
19 people or your commitment of volunteerism. They are
20 being paid.

21 I'm willing to work with you, and I'm going
22 to -- I've gotten over a quarter of a million dollars
23 from the university to volunteer on different projects,
24 my colleagues and time and physicians, deal with Jesse's
25 principle of economic inclusion in this process, then

1 include us in the cleanup as well. And that's one of
2 the other issues as well, which is really the principle
3 behind the economic communit- -- Economic Committee.

4 There was another hand, another question?

5 J. R.

6 MR. MANUEL: Could you come over and show where
7 you took the -- the test in proximity to where the --
8 where the -- you talking about the fire, right?

9 MR. TOMPKINS: Yes, sir.

10 MR. MANUEL: -- in proximity to the fire and
11 where any fallout that you've been able to establish
12 that's taken place as far as people affected in the
13 community.

14 MR. TOMPKINS: All the residents.

15 MR. MANUEL: With the fire first.

16 MR. TOMPKINS: The fire is here, correct?

17 MR. MACH: It was there.

18 MR. TOMPKINS: Was there.

19 MR. MACH: It was there.

20 MR. TOMPKINS: Past tense. And that here --
21 please correct me in terms of accuracy.

22 MR. MACH: Okay.

23 MR. TOMPKINS: -- Parcel A, the basketball
24 court, is approximately where? Is it here? Am I right?
25 I want to be as accurate as I can possibly be on this.

1 MR. BROWN: Come down some more.

2 MR. MASON: Come down some more.

3 MS. HARRISON: It's down further, Ray.

4 MR. MACH: Ray, Ray, is the basketball court on
5 Hunters Point or off Hunters Point?

6 MR. TOMPKINS: It's right around 815.

7 MS. HARRISON: It's right behind 815. Do you
8 see 815?

9 MR. TISDELL: Where 815 is, go up 2 feet from
10 it.

11 MR. BROWN: Right.

12 MR. RATCLIFF: Half a block up from the gate.

13 MR. TOMPKINS: Oh, 815 is here, so it's
14 2 feet --

15 MR. BROWN: Right, right.

16 MR. TOMPKINS: So it's here. So there it is.
17 Thank you.

18 MR. MANUEL: Okay. So you took tests at the
19 basketball court.

20 MR. TOMPKINS: Tests. Ground level at the
21 basketball court. The levels that we measured dealing
22 with EPA standard of risk for cancer, one in a million
23 is a factor. At the levels we measured on a wet, rainy
24 day in May, it was one in 10,000, a hundredfold increase
25 above which the --

1 MR. MANUEL: Is this airborne or on the ground
2 or what?

3 MR. TOMPKINS: Air.

4 MR. MANUEL: Airborne.

5 MR. TOMPKINS: Air.

6 MR. MANUEL: Okay. Did you establish -- did
7 you establish where there was some potential exposure to
8 the residents, what area in the community?

9 MR. TOMPKINS: No. What we did, what you call
10 a spot-check at that point where the kids and the homes
11 are right there adjacent to it, and we measured and took
12 the air there; and we went and measured in the
13 surrounding neighborhoods.

14 So I have background levels on this side of the
15 hill and background levels also on this side and where
16 the previous air monitor was set up. Before it wasn't
17 set up at that time, where the Navy set up at Parcel B.
18 So that I have on both sides of the hill what was going
19 on. Within an hour we did all the measurements, and I
20 have a videotape time.

21 MR. MANUEL: Okay.

22 MR. TOMPKINS: And then we did also on that,
23 just to let you know what we did, that I measured for
24 every air sample that we drew was double-checked, and
25 each sample was checked eight times.

1 MR. MACH: Ray?

2 MR. TOMPKINS: So that each sample --

3 MR. MACH: Okay. Ray, can I -- can I suggest
4 you provide us that report and then we move on? 'Cause
5 otherwise, we won't have any co-chairs.

6 MR. MANUEL: One -- one quickie.
7 Basically, so you weren't able to establish
8 the --

9 MR. MACH: J. R.?

10 MR. MANUEL: -- level of the exposure?

11 MR. TOMPKINS: No. We could only say very
12 clearly --

13 MR. MANUEL: Is it airborne.

14 MR. TOMPKINS: -- that it is airborne in here
15 at 2 feet off of it right at the fence line. This was
16 the level for that day.

17 Now, what was over here [indicating] was a
18 whole different level, much lower, within means, and on
19 the other side but off of there.

20 So when they say and what we brought to
21 question in the discussion that "there was nothing that
22 came up; the fire was in a westerly direction, and it's
23 blowing off over there," no. There's currents, winds,
24 and a fire creates its own thermal. And I'll be short.
25 Please attend the next Risk Assessment. We can go in

1 detail, and I encourage everybody.

2 MR. RINES: When is that meeting? Real quick:
3 When is that next meeting?

4 MR. TOMPKINS: I'll have to get with everybody
5 to which Friday would be appropriate.

6 MR. BROWN: Yeah, but you didn't say anything
7 about the radiological issues.

8 MR. RINES: Yeah, he did.

9 MR. TOMPKINS: Not in August.

10 MR. MACH: The next on the agenda is: Keith's
11 going to talk about the Membership & Bylaws
12 Subcommittee.

13 MR. TISDELL: Okay. Very first off, there's a
14 meeting if anybody that is interested on the 17th of
15 October at Community First Coalition at 6 o'clock.
16 That's -- that's if anybody is interested.

17 Okay. Richard, we had controversy come up in
18 the RAB meeting concerning some membership and
19 organizations, who they belong to. It was concerning
20 J. R. and Mi- -- I don't want to mispronounce it now.
21 I --

22 MR. MANUEL: Butcher her name all up. Go
23 ahead.

24 MR. TISDELL: No, 'cause I wouldn't want nobody
25 to butcher mine up.

1 MR. MANUEL: It's "Mit-SU-yo" [phonetic].
2 MR. TISDELL: "Mit-SU-ho" [phonetic]?
3 MR. MANUEL: "Mit-SU-yo" [phonetic].
4 MR. TISDELL: Oh, "Mit-su-tu-yo" [phonetic].
5 MR. MANUEL: Close enough. Close enough.
6 MR. TISDELL: All right. And with the -- The
7 Membership & Bylaws Committee would like to see those
8 applications so that way it -- it can be -- if --
9 because it was said she was a part of JRM &
10 Associates -- hold on.
11 MR. MANUEL: I didn't say nothing. I'm
12 smiling.
13 MR. TISDELL: I know. You getting ready to
14 wind up.
15 MR. MANUEL: No.
16 MR. TISDELL: And then she say you say not. So
17 we -- we can see the application so that way, you know,
18 it -- it can be evenly done. And --
19 MR. MANUEL: Wasn't this addressed, Richard, at
20 another meeting?
21 MS. ATTENDEE: No.
22 MR. TISDELL: Well, it wa- -- we were just, you
23 know, to keep down controversy, you know. We trying --
24 We not going to stay in the problem.
25 And -- and other assigned members of RAB

1 environment board for mediation of the Hunters Point
2 Naval Shipyard which informed me of -- of their position
3 on six issues in which we discussed at the last RAB
4 board meeting that there should be a public meeting by
5 the RAB on any questions not voted by any secretive
6 mode, such as ballot -- ballots by mail.

7 Number two, there should be two co-chairs of
8 the RAB apart from the Navy co-chair, like doing their
9 places in sequential, public voting by the RAB, the top
10 vote getter in the first group, and the first vote
11 become co-chair and so on by the second.

12 Each organization on -- on the RAB will be
13 limited to one vote -- one voting member per the RAB
14 bylaws.

15 No local government representative will be
16 eligible to vote on.

17 Each RAB voting member shall be able to appoint
18 an alternate who have substitute voting power.

19 The Shipyard artists organization and one
20 Shipyard artist will each join the RAB as a voting
21 member.

22 And thank you for your attention, and we are
23 looking for you at the next RAB board meeting on
24 September -- I mean December 17th at 6 o'clock at
25 Community First Coalition.

1 MS. HARRISON: December? Boy, you jumping all
2 over the place.

3 MR. TISDELL: You all got to excuse me. Well,
4 you know what I mean. October the 17th.

5 MR. MACH: You're asking me to be at a meeting
6 on the 17th?

7 MR. TISDELL: Well, if you can, you can.

8 MR. PAUL: No. The RAB meeting. You're
9 talking about the membership meeting.

10 MR. TISDELL: Membership. If you can't, send
11 representatives.

12 MR. MACH: Okay. I -- I'll tell you right now,
13 I think I have to be in Washington, D.C., to brief the
14 program on the 17th.

15 So I guess --

16 MR. BROWN: You still haven't addressed that
17 radiological fire on July the 6th.

18 MR. MACH: Right. And it's not going to get
19 addressed here tonight either --

20 MR. BROWN: Why not?

21 MR. MACH: -- unless we get to the Q and A.
22 But RASO's not here anyway, so --

23 MR. BROWN: Well, RASO said --

24 MR. MACH: Please.

25 MR. BROWN: Excuse me. RASO said they don't

1 know where Triple A dumped all that radioactive waste
2 at. So what burned in there came into the community
3 again. And it's not being addressed. And EPA is
4 sitting there. They haven't said anything to us.
5 Haven't nobody come in the community and told us what's
6 burned. Let them get off the hook.

7 MR. MASON: Those are questions we need
8 answered.

9 MR. DACUS: I want to ask a question.

10 MR. MACH: Okay. Yes.

11 MR. DACUS: Keith, how did you guys come by on
12 this location for the next board meeting for RAB?

13 MR. TISDELL: For the bylaws and committee
14 [sic]?

15 MR. DACUS: Yeah.

16 MR. TISDELL: That's where we met the last --
17 Right after the last RAB meeting, we met down at
18 Community First Coalition; and since people want short,
19 it was there, you know. It was just thrown out. If you
20 have a, you know, better suggestion, go ahead.

21 MR. PALEGA: Could you give us a
22 address? You didn't --

23 MR. TISDELL: 5021 --

24 MR. PALEGA: -- address.

25 MR. TISDELL: -- Third Street, 5021 Third

1 Street --

2 MR. PALEGA: Okay.

3 MR. TISDELL: -- between Quesada and Revere.

4 MR. PALEGA: Okay.

5 MR. TISDELL: Do you --? Would you like to
6 suggest another place? Or, you know, I --

7 MR. DACUS: No. Well, I -- reason why I ask,
8 because I didn't know anything before we made it --
9 who's house?

10 MR. ATTENDEE: Jill's.

11 MS. PETERSON: That was Jill's house, Jill's
12 house.

13 (Simultaneous colloquy.)

14 MS. PETERSON: Jill's house was not available.
15 You want to see if we can meet at the library?

16 MR. DACUS: Yeah, I can.

17 MR. TISDELL: I -- you know what? I go by the
18 library tomorrow.

19 MS. BUSHNELL: It's not open until the 4th of
20 October. The library is closed September 4th.

21 MS. ATTENDEE: Well, Richard said the 17th of
22 October.

23 MR. TISDELL: Okay. Well, that -- okay. Just
24 put it down for at the library at 6 o'clock. Six
25 o'clock fine with everybody? Seven o'clock.

1 MR. ATTENDEE: And --

2 MS. PETERSON: Oh, no. Make it 6:00. Let's
3 make it 6:00.

4 MR. ATTENDEE: Yes, you do.

5 MR. MASON: Yes, you do.

6 MR. TISDELL: I'm going to -- I'm -- I'm going
7 to go down on October the 4th and make an appointment at
8 9 o'clock.

9 MS. PETERSON: The library.

10 MR. MACH: Okay. Keith, I -- I know you read
11 that. I don't know if there were real questions in
12 there for me or not.

13 MR. TISDELL: No, there's no questions.

14 MR. MACH: If you -- if you need additional
15 information about the previous applications, and I know
16 that, you know, we've got extra copies of them, and we
17 can provide those, although I think many of the members
18 probably have those.

19 As far as who fits into what category, I know
20 that Jill --

21 MR. TISDELL: Jill worked on that.

22 MR. MACH: -- had sent that around, so --

23 MR. TISDELL: Right.

24 MR. MACH: -- that -- that hasn't come back to
25 us, so I -- I'm still kind of in the dark as to where

1 you guys are at. I'm making sure that it meets the
2 membership requirements for who's representing what.

3 MR. TISDELL: I can get you a copy.

4 MR. MACH: I -- I'm hoping the subcommittee
5 will get it.

6 MR. TISDELL: Because Jill --

7 MR. MACH: And --

8 MR. TISDELL: We did that at the last meeting,
9 and it was all in place, and I thought Jill might have
10 forwarded it on you.

11 MR. PAUL: -- the minutes, by e-mail.

12 MR. TISDELL: Oh, okay. You know, remember the
13 copy where -- where -- I don't know -- you know, I don't
14 know what happened after that. But I'll make sure you
15 get one.

16 MR. MACH: Okay. Anybody -- Thank you.

17 If you want someone at the 17th meeting, please
18 let me know real soon, and I'll see if someone can be
19 there. But I know that most of us need to be in D.C.
20 for the 17th.

21 MR. TISDELL: Will you have somebody there?

22 MR. MACH: I will see what I can do.

23 MR. TISDELL: Okay.

24 MR. MACH: I will.

25 We -- and as far the other things as -- you

1 know, about having two co-chairs, that was voted on at
2 the last meeting, so I don't think that's an issue
3 anymore.

4 MR. TISDELL: Okay. That's just . . .

5 MR. MACH: And -- and you did say no government
6 officials can vote; and I guess if we changed the
7 bylaws, that would be fine. But the bylaws do say that
8 for voting for co-chairs that they do have the authority
9 to vote. But that's fine too.

10 What was the last thing on there?

11 MS. PETERSON: Voting by -- by hand, and nobody
12 has to reveal how they vote. If they wish to vote in
13 secret, they may.

14 MR. TISDELL: But my thing is, what's secret?

15 MR. MACH: I -- I -- you know, I -- I think
16 that it would be really good if the -- if the Membership
17 & Bylaws Committee could actually get the bylaws to
18 where you guys are all in agreement as to how the
19 voting's going to work, whether it's ballot, whether
20 it's vote by hand, whether the government officials
21 vote, whether the government officials don't vote, you
22 know, what- -- whatever you guys decide.

23 The on- -- only things that I have provided
24 feedback to some members of the subcommittee -- and I
25 apologize, but I do it by e-mail because I can get it to

1 a lot of people faster -- is, you know, I provided all
2 of the information about the Navy's guidelines -- I'm
3 sorry -- the Navy and EPA guidelines for running
4 Restoration Advisory Boards as well as the draft Federal
5 Register notice as to implementing that as policy.

6 There's nothing in there that prohibits
7 multiple community co-chairs. We have now got five
8 subcommittee chairs and potentially, assuming that you
9 guys put in the bylaws per the last vote, two community
10 co-chairs.

11 The only thing I ask is: Please somehow define
12 what the role of those two co-chairs is. Is one the
13 primary co-chair and one the alternate based on high
14 vote and second high vote?

15 Do --? Does one person have certain
16 responsibilities and the other have other
17 responsibilities? 'cause they can get very difficult to
18 try and coordinate the same thing with multiple people,
19 as -- as you can see from the different subcommittees
20 that have overlapping responsibilities.

21 So please define how those co-chairs are going
22 to be set up.

23 MR. MASON: We're going to have a workshop,
24 aren't we? Aren't we going to have a workshop?

25 MR. MACH: It's up to you -- it's up to your

1 sub --

2 MS. PETERSON: Yeah, but that's -- that goes
3 to --

4 MR. MASON: What I'm saying -- what I'm saying
5 is: If we're going to have a workshop and -- and we're
6 going to get, you know, the rules and regulations from
7 maybe the Navy that's giving us that -- that workshop,
8 then we can define two co-chairs.

9 MS. PETERSON: Oh, the positions?

10 MR. MASON: Yeah.

11 MS. PETERSON: Okay.

12 MR. MASON: Then we can combine them, because
13 we're going to be -- we're supposed to be in a workshop
14 where -- I don't know if it's been set up.

15 MS. PETERSON: Yes. It's set up for October
16 the 27th --

17 MR. MASON: Okay.

18 MS. PETERSON: -- isn't it?

19 MR. MASON: Okay. So it's set up for
20 October --

21 MS. PETERSON: At TI.

22 MR. MASON: -- the 27th for that -- for that
23 workshop. We can define it then, because it's for RAB
24 members and new RAB members.

25 MS. PETERSON: Well, there's no --

1 MR. MACH: I don't think you're going to define
2 it because that is going to be a specific training given
3 from -- I've -- I've got confirmation from Cindy
4 Turlington. She's with the Chief of Naval Operations
5 office. She is the Program Director for Restoration
6 Advisory Boards throughout the entire Navy. She was
7 also at the Denver conference.

8 Dave Olson, who's the head of CNO for
9 environmental, has been invited to possibly be a keynote
10 speaker. We are trying to line up the other speakers as
11 well.

12 But it's not going to be a -- for that part of
13 the morning, it's not going to be --

14 MR. MASON: I -- I --

15 MR. MACH: -- a workshop. It's going to be a
16 presentation. The afternoon is going to the poster
17 displays and go in and talk to other people.

18 But there are going to be eight different RABs
19 there. So, you know, you are not going to be able to
20 get into defining --

21 MR. MASON: Well, we can get a consensus --

22 MR. MACH: -- this RAB's --

23 MR. MASON: We can get a consensus of what the
24 chairs are.

25 MR. MACH: I think you need to do that in a

1 subcommittee and then bring it to the vote of the RAB.

2 MR. TISDELL: I got one quick question.

3 MR. MACH: Yeah.

4 MR. TISDELL: How are the applications are
5 going to -- they don't go to you?

6 MR. MACH: Well, I have a question about that
7 too 'cause I was just handed one from Karen Pierce
8 today, and I asked her -- she asked who to give it to.

9 And I don't know, because in the past they used
10 to come into the Navy --

11 MS. PETERSON: It goes to subcommittee.

12 MR. MACH: -- and to our contractor. I've
13 heard that the Membership & Bylaws Committee wanted to
14 start receiving them, and they would be making
15 recommendations on it.

16 MR. MASON: Well, I gave her the application.
17 So I should have given it to -- to Keith.

18 MR. TISDELL: Okay. Now --

19 MR. MACH: You -- you need to -- you know, you
20 guys need to tell me --

21 MS. PETERSON: Richard, we told you once
22 before, it goes to the subcommittee.

23 MR. TISDELL: Okay.

24 MR. PAUL: That's right. That's right. And
25 that's what we intended to do at this meeting. To

1 clarify what its intentions were, we brought these six
2 positions as recommendations to the entire Board to vote
3 on to try to clear up what the bylaws would be.

4 We wanted to change the bylaws that would say
5 two co-chairs. We wanted to change the bylaws that
6 would say no government attendee would vote on the
7 election for the co-chairs. We wanted a Shipyard ar- --
8 artists organization to join the RAB and so forth.

9 Everything that Keith read were our
10 recommendations to be considered by the Board at large
11 now, which seems to fit where we are in the agenda. You
12 know, if the Board would care to vote on the
13 recommendations.

14 MS. PETERSON: We can't do it.

15 MR. MACH: I -- I think you're not going to be
16 able to do that tonight becau- -- because the current
17 bylaws do say that in order to change the bylaws, you
18 have to send out the revision of the bylaws to the
19 entire RAB at least one week in advance. So you
20 can't -- you can't do it tonight.

21 I do -- I mean, you guys can decide how you're
22 going to do it, but I think it's cleaner to do it as do
23 a rewrite of the bylaws either with strike changes and
24 add; and I have provided the electronics versions to
25 people in the past, and I can provide them again if you

1 don't have the latest version.

2 And -- and then get -- if you get the
3 subcommittee to agree on what -- what you think the
4 language should be, get it back to us, and the Navy will
5 send it out to all the members on time so that all
6 members have an opportunity to review those and come
7 into and hopefully vote on acceptance or rejections of
8 those bylaws as a whole.

9 MR. TISDELL: I would accept --

10 MR. PALEGA: Between --? Can I --?

11 How many spots are available on the Board? And
12 I think that that would help determine --

13 MR. ATTENDEE: Twenty- . . .

14 MR. PALEGA: -- what you solicit.

15 MR. ATTENDEE: Twenty-three.

16 MS. PETERSON: We have five spots left. There
17 are 18 members --

18 MR. ATTENDEE: Okay.

19 MS. PETERSON: -- 5 spots left.

20 MR. PALEGA: Was there a printout of what you
21 looking for member organization?

22 MR. TISDELL: Yes. It's in the bylaws.

23 MR. PALEGA: Living in the neighborhood?

24 MR. TISDELL: It's in the bylaws.

25 MS. PETERSON: We have people --

1 MR. MACH: Four -- four local --

2 MS. PETERSON: -- who not only don't live --

3 MR. MACH: -- community organizations --

4 MS. PETERSON: -- in the neighborhood, they

5 don't live in San Francisco.

6 MR. MACH: Four local community organizations,

7 two environmental organizations, two local homeowner

8 associations or residence councils, two local contractor

9 organizations, one youth organization, one

10 educational/training organization, one organization of

11 business on the Shipyard, one organization of business

12 in the community, one union organization, one religious

13 organization, three individuals with diverse background

14 and connections in the community, and four individuals

15 with special expertise.

16 MR. PALEGA: Okay. So now it brings me back to

17 the original question: Where are the vacancy occurred?

18 MR. MACH: That's what they're trying to

19 assess --

20 MR. TISDELL: This -- this is what we're

21 working with.

22 MS. PETERSON: Uh-uh.

23 MR. ATTENDEE: Okay.

24 MS. PETERSON: I can tell you where the

25 vacancy --

1 MR. PALEGA: I mean because if you've got the
2 quotas on the other one, then where -- where is the
3 vacancy at?

4 MS. PETERSON: I can tell you where the
5 vacancies occur, because I had a copy of it. Let me --

6 MR. MACH: Can we bring that back --?

7 MS. ATTENDEE: Sululagi --

8 MR. MACH: We have five minutes. I -- I'm
9 saying -- I'm showing you right now, I'm handing Karen's
10 application to Keith.

11 MR. MASON: There you go.

12 MR. MACH: I am no longer responsible for
13 Karen's application.

14 MR. TISDELL: Karen, Karen, would you show up
15 at the meeting on October the 6th -- I mean October 17th
16 at 6 p.m. at the library right there at Third and
17 Revere?

18 MS. HARRISON: Provided that you get the
19 library.

20 MS. PETERSON: No. We have to vote on that
21 application first.

22 MS. PIERCE: I think he's asking me to be there
23 to respond to any questions.

24 MR. TISDELL: What -- The questions that we
25 have conce- -- we may ask her what -- what is her

1 expertise?

2 MS. PETERSON: We have -- Don't --?

3 Did you not say that you don't know what
4 positions are available, what slots are available?

5 MR. TISDELL: That is true. But if she comes
6 to the meeting, come in as a RAB member, by then I'm
7 sure I would have talked to Jill or -- or somebody find
8 out where open spots is.

9 MR. ATTENDEE: I have --

10 MR. BROWN: We know.

11 MR. MASON: And you have it with you.

12 MS. RINES: We have three minutes till next
13 agenda.

14 MS. PETERSON: And we can't vote on members
15 until we know what slots are available, and you've also
16 brought up an issue about J. R. and two other menus --
17 other members, members in common.

18 Now, we have too many people sitting on this
19 Board in the same position. So we have to also deal
20 with that.

21 MR. TISDELL: That's very true, and it was
22 dealt with at the last meeting that Jill Fox was at.

23 MS. PETERSON: Excuse me. J. R., were you
24 asked to --?

25 MR. TISDELL: No, he was not there at the last

1 meeting.

2 MS. PETERSON: Can they just bring up a
3 ballot --

4 MR. MACH: Can I --?

5 MS. PETERSON: -- you and Mitsuyo and --

6 MR. MANUEL: They brought it up again. They
7 dealt with it already last meeting about the agenda.

8 MS. PETERSON: Okay, and it was not dealt with
9 today. So we have to deal with that before we add
10 somebody else who is a member in common.

11 MR. TISDELL: Dorothy, Dorothy.

12 MS. PETERSON: Keith.

13 MR. TISDELL: Yes. I asked to -- to see J. R.
14 and -- and Mits- -- Mitsui -- I almost say --

15 MS. ATTENDEE: Mitsuyo.

16 MR. TISDELL: -- "Mitsubishi" -- Mitsui,
17 Mitsuyo --

18 MS. HARRISON: Oh, God, please, you know.

19 MR. MANUEL: You got the last one right.

20 MR. TISDELL: Okay -- to -- to -- to -- to
21 squash all arguments, because if -- okay. It was
22 brought up that she came in on a J -- JRM associate.
23 J. R. said no.

24 MR. MANUEL: Her too.

25 MS. WRIGHT: You keep forgetting me.

1 MR. TISDELL: Okay. And yeah, you too, you
2 know, I didn't -- okay. He say no. Okay. Then we got
3 to go back and look at the application. If the
4 application say "JRM & Associates," then that's --
5 they -- they are -- they fall under JRM & Associates.
6 You see what I'm saying?

7 MR. MACH: Wait, wait, wait, wait, wait, wait,
8 wait, wait, wait, wait. Wait.

9 MS. RINES: Caroline's a --

10 MR. MACH: Please.

11 MS. RINES: -- subcommittee issue.

12 MR. MACH: Guys, it's --

13 MS. WASHINGTON: I want him to know that I have
14 copies of those applications. I'll bring them to the
15 next meeting.

16 MS. RINES: Okay.

17 MR. MACH: Okay. I also would like to make a
18 suggestion to the subcommittee that you don't have
19 probably the applications for all of the old members,
20 and people may have changed what their organization is,
21 and I thought that Jill's idea of putting the table
22 around for people to fill in is probably a better avenue
23 than going back to everyone's --

24 MR. MANUEL: Which is what we did last meeting.

25 MR. MACH: -- which is what should go back to

1 sub- -- to the subcommittee.

2 We have two more minutes. I don't think we're
3 going to get to -- to elections of the co-chairs again
4 today.

5 I need to know, do you want RASO back next
6 time, or do you want to keep working on the
7 subcommittees and maybe hear about the rest of the
8 program at any point?

9 I'll tell you right now, to answer one question
10 that Ray brought up, the Radiation Health -- I'm
11 sorry -- the Historical Radiological Assessment report
12 is being delayed by at least 30 days because they are
13 going back to try and get the AMC information in there.

14 MR. TOMPKINS: No. That was Lynne.

15 MR. MACH: No. You -- you brought it up. You
16 said the "AMC" part. I want to get that out there, they
17 are delaying delivering that report to address the
18 concern you brought up.

19 MR. TOMPKINS: One other --

20 MR. MACH: So do you want RASO, or do you want
21 the by -- the -- the committees?

22 MR. BROWN: Do we need RASO to ask about the
23 anomalies that's over there on the side of the shore?

24 MR. MACH: I've already answered that question
25 for you in the subcommittee. If you just -- If all you

1 want is for it to be done here, if we ever get to the
2 open community questions, I'll answer it again.

3 MS. RINES: Can we put it to a vote, then?

4 MR. MACH: Okay. You know, I -- can I -- can I
5 get a motion to either invite RASO or to stick with the
6 subcommittees?

7 MS. ATTENDEE: I make a motion to stick with
8 subcommittees.

9 MR. MACH: Thank you.

10 MR. TOMPKINS: I second it for the record.

11 MR. MACH: Is there any discussion about this?

12 ATTENDEES: No.

13 MR. MACH: Okay. All in favor?

14 THE BOARD: Aye.

15 MR. MACH: Opposed?

16 (No verbal response elicited.)

17 MR. MACH: Good. Thank you. That will be the
18 agenda. And RASO will be here for the October 27th
19 meeting, which is a few days after the RAB meeting, so
20 we can go through in the public meeting or in the public
21 open house anything else about radiation.

22 MR. MANUEL: I make a motion that we adjourn.

23 MR. MACH: Okay. Mee- -- I'm sorry. Meeting
24 adjourned, and I have to run. I'm sorry.

25 (Off the record at 8:01 p.m.)

CERTIFICATE OF REPORTER

I, CHRISTINE M. NICCOLI, Certified Shorthand Reporter of the State of California, do hereby certify that the foregoing meeting was reported by me stenographically to the best of my ability at the time and place aforementioned.

IN WITNESS WHEREOF I have hereunto set my hand this _____ day of _____, ____.

CHRISTINE M. NICCOLI, C.S.R. NO. 4569