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M E E T I N G

HUNTERS POINT SHIPYARD
RESTORATION ADVISORY BOARD

REPORTER'S TRANSCRIPT

September 26, 2002

Dago Mary's Restaurant
Donahue Street @ Hudson Street
Hunters Point Shipyard, Building 916
San Francisco, California

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

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CERTIFIED SHORTHAND REPORTERS SERVING THE BAY AREA

1 FACILITATOR: MARSHA PENDERGRASS - Pendergrass &
Associates
2
3 CO-CHAIRS: KEITH FORMAN - United States Navy SWDIV
4
5 LYNNE BROWN - Communities for a Better
6 Environment, Community First Coalition
7
8 RAB MEMBERS:
9
10 AMY BROWNELL - San Francisco Department of Public Health
11
12 BARBARA BUSHNELL - ROSES, resident
13
14 CHARLES L. DACUS, SR. - Hunters Point resident, ROSES
15
16 MITSUYO HASEGAWA - JRM Associates
17
18 JESSE MASON - Bayview-Hunters Point Community Advocates,
19 Community First Coalition
20
21 DOROTHY PETERSON - Shoreview Resident Association
22
23 KAREN G. PIERCE - Bayview Advocates, BVHP Democratic Club
24
25 MELITA RINES - India Basin Neighborhood Association
26
27 MICHAEL ROCHETTE - Regional Water Quality Control Board
28
29 JIM RODRIGUEZ - Portola Place Homeowners Association,
30 ROSES
31
32 CHRISTINE SHIRLEY - Arc Ecology
33
34 AHIMSA PORTER SUMCHAI, M.D. - Bayview-Hunters Point
35 Health & Environmental Resource Center
36
37 KEITH TISDELL - Hunters Point resident
38
39 RAYMOND TOMPKINS - Bayview-Hunters Point Coalition on
40 Environment
41
42 LEILANI WRIGHT - JRM Associates
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44 ---oOo---

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OTHER ATTENDEES:

- ARVIND ACHARYA - Innovative Technical Solutions, Inc.
- TED BARON - Marinship Construction Services, Inc.
- ANDREW BOZEMAN - Heaven's Glade Economic Development
- MAURICE CAMPBELL - Business Development, Inc.; Community First Coalition; New California Media; NEW BAYVIEW NEWSPAPER; SAN FRANCISCO BAY VIEW
- VICTORIA COKER - Tetra Tech EM Inc.
- FRANCISCO DA COSTA - Environmental Justice Advocacy
- DOUGLAS DAVENPORT - Tetra Tech EM Inc.
- DAVID DeMARS - United States Navy
- CLINTON ELROD - Innovative Technical Solutions, Inc.
- MARIE J. FRANKLIN - Shoreview Environmental, Incorporated
- BOB HOCKER - Lennar-Bayview-Hunters Point Team
- EILEEN HUGHES - CA Department of Toxic Substances Control
- CAROLYN HUNTER - Tetra Tech EM Inc.
- KIM HUYNH - Tetra Tech EM Inc.
- HELEN JACKSON - All Hallows Gardens Residents Association
- JOHN KAISER - San Francisco Bay Regional Water Quality Control Board
- RONALD W. KEICHLINE - Bechtel National, Inc.
- LOU LEET - JADA Consultants
- KEVYN D. LUTTON - Resident
- QUIJUAN MALOOF - Pendergrass & Associates
- CHARLES R. MAZOWIECKI - United States Navy

1 OTHER ATTENDEES [Cont.]:

2

3 LAURENT MEILLIER - San Francisco Bay Regional Water
4 Quality Control Board

5 JAMES MORRISON - Environmental Technology

6 GEORGIA OLIVA - Communities for a Better Environment,
7 CCA member

8 LT. RYAN PERRY - United States Navy ROICC

9 DAVID RIST - California Dept. of Toxic Substances Control

10 DEREK SMITH - Marinship Construction Services, Inc.

11 MATT THODROS - Lennar

12 CASSANDRA TOMPKINS - Citizens Advisory Committee/San
13 Francisco Redevelopment Agency

14 STEPHEN F. TYAHLA - United States Navy ROICC

15 GIACOMO URSINO - Dago Mary's

16 MICHAEL J. WANTA, P.E. - Tetra Tech EM Inc.

17 ---oOo---

1 SAN FRANCISCO, CALIFORNIA, THURSDAY, SEPTEMBER 26, 2002

2 6:01 P.M.

3 ---oOo---

4 MS. PENDERGRASS: Welcome to the 129th RAB -- I
5 don't know. What RAB meeting is this?

6 MR. KEICHLINE: Don't know.

7 MS. PENDERGRASS: You have no idea?

8 Welcome to the Thursday, 26th of September, San
9 Francisco Hunters Point Shipyard Restoration Advisory
10 Board meeting. It's 6:01. We're all in our places with
11 sunshine. I guess we're all coming to the table here.

12 Keith, are we ready?

13 Lynne?

14 MR. BROWN: Yeah.

15 MR. ROCHETTE: Hi, Lynne.

16 MS. PENDERGRASS: All right. If we can do our
17 customary introductions today, it will be really great.

18 How are you tonight?

19 MR. ROCHETTE: Fine.

20 MS. PENDERGRASS: Since you get to sit next to
21 me, you get to be first.

22 MR. ROCHETTE: Thank you very much.

23 MS. PENDERGRASS: And if I can ask you all,
24 please speak slowly, loudly tonight when you're
25 identifying yourself so that we can memorialize this

1 with our recorder [sic].

2 MR. ROCHETTE: Well, since I'm first, my name
3 is Michael Rochette, and I'm with the San Francisco Bay
4 Regional Water Quality Control Board.

5 And I'd also like to introduce two other
6 members of the San Francisco Bay Regional Water Quality
7 Control Board, my supervisor, John Kaiser, who is the
8 section leader for the DoD, DOE section, and also
9 Laurent Meillier, who is going to be working with me on
10 the petroleum USTs.

11 And John or Laurent?

12 MS. PENDERGRASS: These are just introductions.
13 Okay.

14 MR. KAISER: I just wanted to tell the audience
15 that I -- I realize that water issues don't always come
16 up in these meetings, but you will see the Regional
17 Board making more of an effort to attend all of the RAB
18 meetings.

19 DR. SUMCHAI: Great.

20 MS. HUGHES: My name is Eileen Hughes. I'm
21 sitting in for Chein Kao of the Department of Toxic
22 Substances Control.

23 MS. PENDERGRASS: Yes, sir. Oh. Excuse me.

24 MS. BUSHNELL: I'll introduce as Barbara, RAB
25 member, ROSES, and homeowners association.

1 MS. PENDERGRASS: All right, Barbara.

2 MR. DACUS: Charles L. Dacus, Sr., member of
3 ROSES and also member of RAB.

4 MS. PENDERGRASS: Welcome.

5 MS. PETERSON: Dorothy Peterson, RAB member.

6 MS. WRIGHT: Leilani Wright, RAB member,
7 alternate for J. R. Manuel.

8 MS. HASEGAWA: Mitsuyo Hasegawa, RAB member.

9 MS. PENDERGRASS: Okay. Christine --

10 MS. SHIRLEY: Chris Shirley, Arc Ecology.

11 MS. PETERSON: Would you repeat that, please.

12 MS. BROWNELL: Amy Brownell, San Francisco
13 Health Department.

14 MR. CAMPBELL: Maurice Campbell, an alternate
15 for Ray Tompkins.

16 MS. RINES: Melita Rines, RAB member.

17 MR. TISDELL: Keith -- Keith Tisdell, RAB
18 member, resident.

19 MR. KEICHLINE: Ronald Keichline, Bechtel.

20 MS. PENDERGRASS: Okay. We're going to start
21 back over here, the nice lady in the orange top.

22 MS. LUTTON: Oh. Kevyn Lutton, resident.

23 MS. PENDERGRASS: Kevyn . . . ?

24 MS. LUTTON: Kevyn Lutton.

25 MS. PENDERGRASS: Okay. Resident.

1 Yes, sir?

2 MR. RIST: David Rist, DTSC.

3 MS. PENDERGRASS: Did you get that?

4 THE REPORTER: (Nods her head.)

5 MS. PENDERGRASS: Okay.

6 Yes, ma'am?

7 MS. LEET: Lou Leet, JADA Consultants.

8 THE REPORTER: I'm sorry. I can't hear you.

9 MS. LEET: Lou, last name Leet, JADA
10 consultants.

11 THE REPORTER: I didn't get the last name.

12 MS. LEET: Leet, L-e-e-t.

13 THE REPORTER: Thank you. And then the
14 company?

15 MS. LEET: JADA, J-A-D-A.

16 THE REPORTER: Thank you.

17 MS. PENDERGRASS: Yes, sir.

18 MR. HOCKER: Bob Hocker, Lennar BVHP Team.

19 MS. HUYNH: Kim Huyhn, Tetra Tech.

20 THE REPORTER: I cannot hear you.

21 MS. PENDERGRASS: Kim?

22 MS. HUYNH: Kim Huyhn, Tetra Tech.

23 MS. PENDERGRASS: Yes, sir.

24 MR. MAZOWIECKI: Charles Mazowiecki, Navy RPM.

25 MR. TYAHLA: Stephen Tyahla of Navy ROICC

1 office.

2 MS. PENDERGRASS: Did you get that?

3 THE REPORTER: (Nods her head.)

4 MS. PENDERGRASS: All right.

5 MS. COKER: Victoria Coker, Tetra Tech.

6 MR. ELROD: Clinton Elrod with I.T.S.I.

7 MS. PENDERGRASS: All right.

8 Let's start back over here, sir.

9 MR. BOZEMAN: Andrew Bozeman with Heaven's
10 Glade Economic Development.

11 MS. PENDERGRASS: Thank you, sir.

12 MR. PERRY: Ryan Perry, Navy ROICC office.

13 MS. PENDERGRASS: Yes, sir.

14 MR. DA COSTA: Francisco Da Costa,
15 Environmental Justice Advocacy.

16 MS. PENDERGRASS: Thank you, sir.

17 MR. BARON: Ted Baron, Marinship Construction.

18 MS. PENDERGRASS: All right. Can --? We can
19 start over here, sir.

20 MR. MALOOF: Quijuan Maloof, Pendergrass &
21 Associates.

22 DR. SUMCHAI: Dr. Ahimsa Sumchai, RAB.

23 MS. OLIVA: Georgia Oliva, shipyard artist,
24 alternate for Lani Asher.

25 MR. BROWN: Lynne Brown, Co-chair, resident.

1 MR. FORMAN: Keith Forman, BRAC Environmental
2 Coordinator and Co-chair.

3 MR. DeMARS: David DeMars, lead project
4 manager.

5 MS. HUNTER: Carolyn Hunter, Tetra Tech.

6 MR. DAVENPORT: Doug Davenport, Tetra Tech.

7 MR. WANTA: Mike Wanta, Tetra Tech.

8 MS. PENDERGRASS: And we have an audience
9 member in the back.

10 MR. BROWN: You who.

11 MS. PENDERGRASS: Helen Jackson.

12 MS. JACKSON: My name's Helen Jackson, and I'm
13 a resident of All Hallows Gardens.

14 MS. PENDERGRASS: Okay. Did we capture
15 everybody?

16 MS. PIERCE: Karen Pierce, RAB.

17 MS. PENDERGRASS: Karen Pierce, RAB.

18 And sir?

19 MR. BROWN: James.

20 MR. MORRISON: James Morrison, private citizen.

21 MS. PENDERGRASS: All right. Aren't we all?

22 MR. TISDELL: We have no private citizens.

23 MS. PENDERGRASS: Okay. Very good.

24 ATTENDEE: I'm one.

25 MS. PENDERGRASS: All right. Do you all have

1 in front of you an agenda for tonight's meeting? If you
2 don't, please proceed to the back table covered in red.

3 All right. Had a chance to review the minutes
4 from the August 22nd RAB meeting?

5 MS. SHIRLEY: I have a change --

6 MS. PENDERGRASS: Okay.

7 MS. SHIRLEY: -- in the minutes.

8 On page 4, second-to-the-last paragraph, it
9 says, "The filters will remove methane and VOCs before
10 clean gases are vented to the atmosphere." The filters
11 do not remove methane, and that should be fixed just to
12 say, "The filters will remove VOCs before methane gases
13 are vented."

14 MS. BUSHNELL: So in the first paragraph? I'm
15 sorry.

16 MS. SHIRLEY: On page 4 almost at the bottom of
17 the page just before --

18 MS. PENDERGRASS: It's the fifth paragraph, mid
19 sen- -- mid paragraph.

20 Mr. Keichline, did you capture that change?

21 MR. KEICHLINE: I did, yes.

22 MS. PENDERGRASS: All right.

23 Is there any objection to that change?

24 Are there any other changes that need to be
25 registered for the minutes?

1 We need a motion to accept these minutes as
2 amended.

3 MR. BROWN: I move that the minutes be
4 accepted.

5 MS. PENDERGRASS: Okay.

6 I'll call for question. All in favor of
7 accepting the minutes as amended, say, "Aye."

8 THE BOARD: Aye.

9 MS. PENDERGRASS: Anybody opposed?

10 (No verbal response elicited.)

11 MS. PENDERGRASS: Any abstentions?

12 MR. TISDELL: (Raises his arm.)

13 MS. HUGHES: I'll abstain. Eileen Hughes.

14 MS. PENDERGRASS: Eileen Hughes is abstaining.

15 MS. HUGHES: Wasn't present.

16 MS. PENDERGRASS: Mr. Tisdell, were you
17 abstaining?

18 MR. TISDELL: Yes. I haven't got a chance to
19 read it.

20 MS. PENDERGRASS: And Karen Pierce is
21 abstaining.

22 MS. PETERSON: I'm abstaining. I didn't read
23 it.

24 MS. PENDERGRASS: All right. Very fine. We
25 still have a motion carried. So the minutes are

1 accepted.

2 Tonight we're going to try something just a
3 little different as well is: We're going to try to make
4 sure that everybody who has a question tonight gets some
5 mic time, okay? We want to try to use the microphone
6 tonight for those of you who have a question so that we
7 can all hear it, so Mr. Maloof will make sure that that
8 microphone is brought to you.

9 Now, the RAB members around the table, of
10 course, have such nice, loud, clear, ringing voices that
11 we will, of course, attempt to make sure that our
12 questions are asked quite clearly. But anybody in the
13 audience, please, we'll make sure that you use a
14 microphone.

15 Okay. Moving right along. I didn't even
16 review the agenda, did I. We just moved right past
17 that. The agenda okay with anybody? Great.

18 Let's review action items, make sure that
19 everything got taken care of last time. We had several.
20 Those are on page 9. Let's see. We had "Statement of
21 the Navy's position on unauthorized subletting of
22 properties under Navy jurisdiction."

23 MR. FORMAN: Right.

24 MS. PENDERGRASS: Has that been handled?

25 MR. FORMAN: It's still in the process. We

1 forwarded that to the closure side of the team, since
2 that's a nonenvironmental item; and we're going to bring
3 that up -- I'm going to work with Lynne, and we'll put
4 that as an agenda item actually on -- on the October
5 RAB.

6 MS. PENDERGRASS: Okay.

7 MR. FORMAN: And we'll talk about lessees and
8 sublessees and some of the things that our team is doing
9 now to enforce the rules at Hunters Point.

10 MS. PENDERGRASS: Okay. So that's been moved
11 to October RAB agenda item?

12 MR. FORMAN: Yes --

13 MS. PENDERGRASS: Yes.

14 MR. FORMAN: -- with that.

15 MS. PENDERGRASS: Okay.

16 Any question about that?

17 All right. Then the No. 2 action item was:
18 Membership & Bylaws Subcommittee draft a letter to CAC
19 inviting CAC representatives -- representation for the
20 RAB.

21 MR. TISDELL: Working on it.

22 MS. PENDERGRASS: Working on it? So we'll hear
23 about that from your report?

24 MR. TISDELL: Next month.

25 MS. PENDERGRASS: Okay.

1 MR. ROCHETTE: And just to clarify, "CAC"
2 is . . . ?

3 MR. CAMPBELL: Citizens Advisory Committee.

4 MS. RINES: Citizens Advisory Committee.

5 MR. TISDELL: The Citizens Advisory Committee.

6 MS. PENDERGRASS: So we're -- for this
7 particular item, then, what we're going to do is move
8 it, you know, back to the Bylaws Committee, and that
9 should be included on the report for the October
10 meeting?

11 MR. TISDELL: Yes, ma'am.

12 MS. PENDERGRASS: Okay.

13 "Membership & Bylaws Subcommittee solicit RAB
14 membership among Chinese community -- Chinese-American
15 community."

16 MR. TISDELL: Working on it.

17 MS. PENDERGRASS: Working on it. We'll have a
18 report on that at the October meeting?

19 MR. TISDELL: Yes.

20 MS. PENDERGRASS: Okay.

21 MR. TISDELL: Hopefully, we can get somebody
22 bilingual.

23 MR. FORMAN: I got a question.

24 MS. PENDERGRASS: Yes, sir.

25 MR. FORMAN: I was just --

1 Keith, do -- specifically -- don't want to put
2 you on the spot here, but specifically what are you
3 working on and to what degree do you need any of us to
4 help you with that before you outreach to the
5 Chinese-American community?

6 MR. TISDELL: Having someone speak the language
7 would be a great help, you know, because it's --

8 MS. RINES: I would say if you have a
9 contact --

10 MR. TISDELL: Right.

11 MS. RINES: -- of any groups in the area.
12 Well, I know you have yours, yeah, and/or if there's
13 anything else. We're quite -- not quite up to that yet.

14 MR. FORMAN: Okay.

15 MS. PENDERGRASS: At this point, can we table
16 that discussion?

17 DR. SUMCHAI: Sure.

18 MS. PENDERGRASS: That should be a subcommittee
19 discussion item, and then if anybody's interested --

20 MS. PETERSON: Piggybacking on that --

21 MS. PENDERGRASS: Well, we're not piggybacking
22 on that because it's not a question on the table.

23 MS. PETERSON: Well, it's may- -- it's a
24 comment that I want to --

25 MS. PENDERGRASS: But if you'd like to speak --

1 MS. PETERSON: I sure would.

2 MS. PENDERGRASS: -- please feel free.

3 MS. PETERSON: There's Marlene Chan, and
4 there's several people in the Asian community; and if
5 you -- well, since I am on Membership Bylaws, I have
6 been talking -- speaking with Marlene Chan and some of
7 the other Asian and Asian-Americans who outreach to
8 their own community and being the language is not a
9 barrier.

10 MS. PENDERGRASS: Miss Peterson, if we could
11 direct that conversation to the comm- -- subcommittee at
12 the subcommittee time off line, it would be really
13 great.

14 MS. PETERSON: A question was asked, "Is there
15 anything that could be done to help?" I'm answering
16 that question.

17 MS. PENDERGRASS: Okay. Thank you.

18 MS. PETERSON: You're welcome.

19 MS. PENDERGRASS: All right.

20 MS. PETERSON: Okay.

21 MS. PENDERGRASS: Thank you.

22 So we'll hear an update on that in October
23 meeting. I'm sorry. I'm trying to keep us on track
24 tonight.

25 Item No. 4, the "Assist Risk Review and Health

1 Assessment Subcommittee locate information about
2 resident living -- closest residents living closest to
3 Parcel B landfill fire."

4 MR. DeMARS: Yeah. Real quick, we went ahead
5 and -- and contacted the people throughout the ATSDR
6 report. And as it turns out, they interviewed two
7 residents that live -- one lived on Jerrold street, and
8 the other one lives on Keith Street. They were a little
9 hesitant about releasing the names of the individuals
10 they talked to due to privacy concerns.

11 And it's important to remember that the purpose
12 of the report was not to go out and interview residents.
13 It was to go out and interview medical personnel and
14 attempt to get hospital records and things of that
15 nature for a report.

16 But somehow, two residents interviews did get
17 put into the mix; and again, it appears that they were
18 local residents, and we'll work to get the names and
19 addresses.

20 MR. CAMPBELL: Okay. Last question. Two of
21 how many?

22 MR. DeMARS: They only went to two residents,
23 period.

24 MR. CAMPBELL: Okay.

25 MR. DeMARS: The other --

1 MR. CAMPBELL: We'll take that question off
2 line, because two -- two residents after an August 16,
3 2000, fire; and you've got 36,000 people living in 94124
4 seems kind of --

5 MR. DeMARS: Remember, the purpose of the
6 report was to go out and do a health assessment. So
7 they went to health personnel and hospitals, and they
8 did get some information about people that went to the
9 emergency room within two weeks of the fire, et cetera,
10 et cetera. In fact, I believe it was the San Francisco
11 Health Department that helped get some of that
12 information for them that they then turned around and
13 summarized in the report, the ATSDR report.

14 MR. CAMPBELL: Okay. The Risk Assessment [sic]
15 has been waiting for this information to come back to --
16 to the group. We haven't seen it to date. So we'd
17 like -- we'd like the results of that.

18 We also saw that much of the survey was done in
19 94134, and that was part of the question.

20 The second thing is: If we have two people
21 within the ZIP Code, we'd like to know how many people
22 from the ZIP Code was affected. That's part of our risk
23 assessment responsibility.

24 MS. PENDERGRASS: Were the --?

25 MR. DeMARS: We'll -- we'll go ahead and try to

1 get that specific risk assessment information and the
2 backup in trying to -- creating the ATSDR report --

3 MR. CAMPBELL: Great.

4 MR. DeMARS: -- and continue to work on that.

5 MR. CAMPBELL: Maybe it's a possibility we can
6 get a representative for ATSDR down here.

7 MR. DeMARS: We can ask.

8 MS. PENDERGRASS: All right. So at this point,
9 then, on this particular item, we haven't had that
10 fulfilled; and I'm hearing an amendment to that saying
11 that what we need is to have a little bit more
12 identification information and to have someone on our
13 next agenda. Is that -- is that what I'm hearing?

14 MR. CAMPBELL: That's correct.

15 MS. PENDERGRASS: Okay.

16 MR. FORMAN: Well, but, Maurice, I mean,
17 actually, technically the way it was written, it was
18 fulfilled because Dave did answer the question. You
19 just have further questions.

20 MS. PENDERGRASS: Okay.

21 MR. CAMPBELL: Well --

22 MS. PENDERGRASS: All right.

23 MR. FORMAN: We did indicate the -- the
24 residents that are closest to Hunters Point. One was on
25 Jerrold Avenue. The other lives on Keith.

1 MS. PENDERGRASS: So further info needed.

2 MR. CAMPBELL: Yeah.

3 MS. PENDERGRASS: Okay. Okay.

4 MR. CAMPBELL: But we also have a writing
5 question before, and the writing question was on
6 hospitalization rates, et cetera. We still hadn't
7 gotten a clarified answer on --

8 MS. PENDERGRASS: Okay.

9 MR. CAMPBELL: -- that, so that goes into the
10 mix.

11 MR. FORMAN: Well, actually, I think the way
12 we -- actually, I think the way you handled that was
13 that Amy Brownell actually said that she was working --
14 the City was helping to work with Ray Tompkins to get
15 that information. That was really the answer to the
16 question.

17 MR. CAMPBELL: Well, as far as Ray Tompkins, I
18 am Ray Tompkins right now. I'm still looking at -- I
19 still have that --

20 MR. FORMAN: Understand.

21 MS. BROWNELL: I was, though, talking to
22 people, though.

23 MR. FORMAN: Maurice, yeah, that's what I
24 was -- So Ms. Brownell is actually taking -- the City's
25 already taking care of that.

1 MR. CAMPBELL: Right.

2 MS. PENDERGRASS: Okay. So we'll -- some
3 further information is needed by the -- to get some more
4 information at another RAB meeting.

5 "Call and invite RAB applicants to attend the
6 Membership & Bylaws Subcommittee meeting prior to
7 September 11th."

8 MR. FORMAN: That went well.

9 MS. PENDERGRASS: "That went well." So that's
10 taken care of.

11 MR. FORMAN: That was a good subcommittee
12 meeting.

13 MS. PENDERGRASS: Okay. Very good.

14 Any changes or anything to the agenda?

15 I think we're all set.

16 At this point, are we ready for Navy
17 announcements? Mr. Forman?

18 MR. FORMAN: Let's see. I think we took care
19 of the ATSDR report.

20 We've got -- There were a number of e-mails
21 during the month, and we have some information for
22 Barbara Bushnell based on your e-mail questions. And I
23 believe we have some things for Chris Shirley as well,
24 based on some of what you wanted to talk about in your
25 e-mail.

1 Other than that, do we have a -- subcommittee
2 dates lined up? Because October is going to be pretty
3 busy.

4 MS. PENDERGRASS: Ordinarily, we report out
5 those dates as they make their reports.

6 MR. FORMAN: Okay.

7 MS. PENDERGRASS: Did you want them in advance?

8 MR. FORMAN: No. I was just wo- -- If -- if
9 the subcommittee has -- I know we don't have a regular
10 white board or blackboard, but we could -- okay.

11 If they could post them those -- If the
12 subcommittee gets to post those as early as possible,
13 because I may have to talk to you before the end of the
14 RAB meeting to see that we can get all the meetings in
15 and -- and not miss anything, because there's quite a
16 few meetings going on in October, it looks like.

17 MS. PENDERGRASS: Okay.

18 MR. FORMAN: That's all I can --

19 MS. PENDERGRASS: We'll make sure we get that
20 as soon as we can.

21 All right.

22 MS. BUSHNELL: Keith, are you going to respond
23 to those in front of the RAB, since those are really a
24 concern for the RAB --?

25 MR. FORMAN: Which -- which concern? About --?

1 MS. BUSHNELL: About --

2 MR. FORMAN: Oh, oh, about Julie Ovando?

3 MS. BUSHNELL: Yes.

4 MR. FORMAN: Is she here?

5 DR. SUMCHAI: Just a second.

6 Why did you direct this to Barbara when I sent

7 you the e-mail?

8 MS. BUSHNELL: Well, we both sent you the

9 e-mail, so we both did.

10 DR. SUMCHAI: No. I -- The first e-mail went

11 to Mr. Forman, and then I sent it to you from Julie

12 Ovando.

13 And I want you to say in public, why are you

14 directing it to Barbara --?

15 MR. FORMAN: Because Barbara Bushnell wrote me

16 an e-mail requesting information on the precision of the

17 the Gem 2000 and on other issues that I was responding

18 to.

19 DR. SUMCHAI: Okay. No, I am the first person

20 who directed the e-mail from Julie Ovando to you. And

21 so I'd like you to recognize that I am the source of the

22 first e-mail that you received directed to Julie Ovando

23 about the fire.

24 MR. FORMAN: That's fine.

25 DR. SUMCHAI: Okay.

1 MS. PENDERGRASS: Okay.

2 MS. PETERSON: Well, can we know about the
3 fire? Because that's why we have the emergency
4 notification plan.

5 MR. FORMAN: We do, and that's a good point.
6 I'll just very quickly say -- and that's why I didn't
7 want to raise this to a level where it concerns
8 anyone -- there was no fire.

9 We very thoroughly investigated a report from
10 someone, and it was sent in, an e-mail to me, from
11 Dr. Sumchai that said there was a lady who said that she
12 thought she saw something interesting there. She saw a
13 man with a fire hose putting a white liquid on piles of
14 dirt, and -- anyway, there was potential there where she
15 thought she might have seen a fire.

16 Well, we very -- very thoroughly investigated
17 that, and there were lot of e-mails back and forth, but
18 there certainly was not a fire.

19 What we were doing was part of the construction
20 project that you'll see on a video that we are
21 presenting today, and it has to do with the Rusmar Foam
22 that we talked about last month that we put on the piles
23 and that we used as part of our construction. And I
24 guess from a distance, it looks like you're putting out
25 a fire the way the foam is applied and the way it goes

1 on the dirt piles.

2 But there was a mistake where somebody was
3 asking apparently Dr. Sumchai, and she forwarded the
4 e-mail to me, asking, "Was there a fire on base?"

5 But the an- -- the short answer is: No, there
6 was no fire. What that person was talking about was the
7 construction activity for the landfill gas removal
8 action.

9 MS. PETERSON: Okay, but --

10 MR. FORMAN: But I just didn't want to al- --
11 have anyone --

12 MS. PETERSON: In that instance, we even get
13 information via e-mail and the other note -- other means
14 of notification saying this is what was suspected, and
15 this is the results of our investigation.

16 I mean, there's several of us in this room who
17 set and gave up several hours of our lives over a period
18 of almost a year. So we do want the emergency
19 notification plan to be put in force. Even if it's not
20 an emergency, we want to know something as innocent as
21 that because it raises question.

22 MR. FORMAN: Okay, Dorothy, that's fine. But
23 if you read the com- -- the CNP, the Community
24 Notification Plan, the way it's read, it does not apply
25 to someone writing an e-mail asking the question of the

1 nature she wrote.

2 MS. PETERSON: Did the lady live in the
3 community?

4 MS. BUSHNELL: Yes.

5 MR. FORMAN: Yeah, but that doesn't -- that has
6 nothing to do with the --

7 MS. PETERSON: Well, yeah. If the community
8 has a critici- -- if --

9 MR. FORMAN: No.

10 MS. PETERSON: The purpose of the emergency
11 notification plan, even if there is no emergency, even
12 if there's smoke out there -- there's been so many times
13 when there's been smoke, and it's not on the Shipyard --
14 we get e-mails saying there was a run, and it was not on
15 the Shipyard. The fire put out.

16 MR. FORMAN: Understand.

17 MS. PETERSON: This is the same instance.

18 MR. FORMAN: No, it's not. And if you read the
19 CNP in the language, it does not apply.

20 MS. PENDERGRASS: Okay. What -- you know, at
21 this point, we're kind of splitting hairs over this.
22 What we've got is: We had something that was suspected.
23 An e-mail was forwarded investigating about it. There
24 was an answer to it. Nothing happened. So at that
25 point, I hear that we didn't do a mass e-mail about

1 something that didn't happen.

2 However, however, I think what the whole
3 problem here is that the communication's only happening
4 through one or two people --

5 MS. PETERSON: And this is what --

6 MS. PENDERGRASS: -- and it's not around.

7 MS. PETERSON: This is what created the fiasco
8 in the beginning with the Navy. The Navy was not
9 communicating to the community.

10 MS. PENDERGRASS: Okay.

11 MR. FORMAN: I certainly -- I certainly was
12 communicating.

13 MS. PENDERGRASS: But what I'm saying is that I
14 don't think that we have a mud-slinging thing here. I
15 think what we've got --

16 And Mr. Tisdell, just one second.

17 I think what we've got here is just -- there's
18 a -- there's a plan to notify everybody if there's some
19 kind of urgency or an emergency.

20 MS. PETERSON: No.

21 MS. PENDERGRASS: We've got that kind of
22 plan --

23 MS. PETERSON: No --

24 MS. PENDERGRASS: -- in place.

25 MS. PETERSON: -- not that -- It's an

1 emergency.

2 MS. PENDERGRASS: Okay. I'm saying, we do have
3 that kind of plan in place. This was not, and so there
4 was a determination made not to use that.

5 What I hear -- what I hear you saying, Miss
6 Peterson, is that you'd like to implement that. I think
7 that those kinds of things are on a case-by-case basis,
8 and I think --

9 MS. PETERSON: No, they are not.

10 MS. PENDERGRASS: -- if you felt -- if you felt
11 that that needed to happen, we need to communicate that
12 in some way, and I think that's for the -- the
13 breakdown.

14 MS. PIERCE: But you're -- but you're -- you
15 were interpreting her word, and that's not what she's
16 saying, and that's not what the communication -- the
17 plan was implemented to do.

18 MS. PENDERGRASS: Okay.

19 MS. PIERCE: So you should let her speak --

20 MS. PENDERGRASS: Okay.

21 MS. PETERSON: Thank you.

22 MS. PIERCE: -- and let her give her
23 explanation rather than you putting words into her
24 mouth.

25 MS. PENDERGRASS: I'm trying not to put words

1 in her mouth. What I am trying to do --

2 MS. PIERCE: Well, you have said that.

3 MS. PENDERGRASS: I'm sorry, Miss Pierce, if
4 you felt that.

5 MS. PETERSON: And it was erroneous. Like I
6 said, we -- we spent one year, several of us, sitting in
7 this room now putting together an emergency notification
8 plan; and it included incidents such as this, only if it
9 was emergency and nonemergency incidents.

10 MS. PENDERGRASS: Okay.

11 MS. PIERCE: Incident.

12 MR. FORMAN: Okay. The point was: It --

13 MS. PETERSON: Incidents.

14 MR. FORMAN: It was not an incident.

15 MS. PETERSON: What was it, then?

16 MR. FORMAN: A person asking a question about a
17 landfill fire hose.

18 MS. PETERSON: A incident, something they
19 perceived as an incident.

20 MS. BUSHNELL: It wasn't. It became an
21 incident because it took so long to get a response to
22 it, and -- you know. And she reported something she
23 thought she saw, and it took two weeks to get any
24 response.

25 MR. FORMAN: We can talk about this later off

1 line.

2 MS. PENDERGRASS: All right. But there was two
3 more questions before we move on.

4 Mr. Tisdell?

5 MR. TISDELL: I'm -- I agree with the ladies
6 because the fire of June 18th of this year have never
7 been recognized. Nobody acknowledged it from anywhere
8 beyond myself and the people that I have told.

9 MS. PENDERGRASS: Okay. All right.

10 MS. PETERSON: Same thing.

11 MS. PENDERGRASS: Miss Pierce?

12 MS. PIERCE: Since there seems to be some
13 confusion because there's new personnel from the Navy --

14 MS. PETERSON: Exactly.

15 MS. PIERCE: -- I think that we should be
16 clear.

17 What -- what we agreed was that any incident,
18 whether or not it was an emergency, that would cause
19 concern in the community would be announced through this
20 process, because the bottom-line reason for that plan is
21 to develop better communication and to not make it
22 solely the Navy's responsibility to get out to the
23 community what was happening.

24 And as a result of that understanding, for a
25 while, we were getting every run that the -- the fire

1 department made. We were getting notification of things
2 that really had nothing to do with us, like, a man had a
3 possible heart attack, et cetera, okay.

4 So to have no indication that something is --
5 that something was not an incident when you have two
6 inquiries really flies in the face of all the work we
7 did.

8 I mean, the whole point is for us to know and
9 be able to tell community members without them having to
10 go to the Navy individually. So we do need to have some
11 clarification of what that plan is all about.

12 MR. FORMAN: Okay. That's good.

13 If I could just say one thing. I have the word
14 in here that again I've looked at, and I think the crux
15 of the matter is: Everything here, it doesn't rely on
16 it being an emergency. I agree with you. However, it
17 does rely on it being -- being an incident.

18 When I got one inquiry, not two, one inquiry
19 from one person who had a question about what we were
20 doing out there about a man with a fi -- with a hose
21 with white liquid, I didn't think that that qualified as
22 an incident. Okay?

23 So we can further define that in the future;
24 and if you want me to consider those things as something
25 I'll put out an e-mail on, I have no problem with that.

1 The only time I have a problem with it is if
2 anyone says I violated this plan, because if you read
3 the paragraphs of this plan, okay, I did not. And I
4 just want that for the record. Okay?

5 If you want to call an "incident" a question
6 from anyone in the community about anything we're doing
7 out there, okay, we can define that as an incident, and
8 I will react accordingly. But I just want to let you
9 know, that is the key word in here. I am not -- I was
10 not determining emergency/nonemergency. It just didn't
11 meet in my mind the definition of an incident.

12 It was a good question from somebody who saw
13 something that we were doing, that we were doing, you
14 know. It wasn't something like a natural event like a
15 fire. It was part of our removal action. It was
16 actually part of a construction project that we were
17 doing, okay?

18 So I didn't think that was an incident. So I
19 want everyone to understand that. If you want to define
20 that as an incident in the future, that's fine, then I
21 can report on that kind of thing.

22 MS. PENDERGRASS: Okay. I think we've had
23 quite a bit of discussion around this, and we've had the
24 concerns. We've had clarification on that to make
25 sure -- clarification about the rules and the roles that

1 that should have been done. We've had a response on why
2 it did happen and a promise that that won't happen
3 again.

4 So unless there's something different that
5 hasn't been stated on this conversation, can we move on?
6 Obviously not.

7 Dr. Sumchai?

8 DR. SUMCHAI: I just want to point out to you
9 that -- that Julie Ovando is a community resident, if
10 you look at the list of attendees from the August
11 meeting. She's No. 45. I did try to give her a call
12 and urge her to come to the meeting.

13 I think out of fairness to Julie, it would have
14 been a good idea to have copied her e-mail and the
15 response that was sent out by the Navy. The tone of the
16 e-mail that I read from Julie indicated that she -- she
17 saw a fire, and that's why I forwarded the e-mail with
18 some concern.

19 I am not satisfied that Ju- -- Julie did not
20 see a fire. I appreciate the Navy investigating it, and
21 they have determined that no one reported a fire. It's
22 possible that a fire occurred that did not get reported.

23 But I -- I do think that the Navy has a history
24 of not being forthright about fires that have occurred
25 on the Shipyard, and I do appreciate the investigation

1 into this incident, but I have some concerns about it.

2 MS. PENDERGRASS: Thank you.

3 One more question, please.

4 MS. OLIVA: Mr. Forman, on -- at 6:35 on
5 Tuesday, September 24th, on the other side --

6 MR. MASON: Can't hear you.

7 MS. ATTENDEE: A little louder.

8 MS. OLIVA: Parcel A at 6 -- on -- 6:35 on
9 September 24th, Tuesday, on the other side of Parcel A
10 banking on Parcel E was quite a bit of smoke coming out.
11 I had parked my car on -- That's where my studio is.

12 Parked my car. There was a most curious odor
13 of a metallic smell. It was a low-lying fire as if --
14 It looked as if it was smoke was being put out. It did
15 not raise over the hill.

16 I alerted Lynne and Maurice on the issue, and
17 so I was -- I was advised to bring it up today. And if
18 you have any information on that as an incident, I'd
19 appreciate it.

20 MR. FORMAN: Okay. I would have to refer to
21 September 24. That was two days ago.

22 MS. OLIVA: Tuesday.

23 MR. FORMAN: Tuesday.

24 MS. OLIVA: 6:35.

25 MR. FORMAN: Yeah, I can't see. I'm looking

1 into the light here.

2 MR. TYAHLA: The Navy reports from the field
3 from the --

4 MR. FORMAN: Go ahead. Steve, I need -- I need
5 somebody to stand up there that was in the field. I --

6 MR. TYAHLA: Yeah. No -- no reports from the
7 field about a construction site. Nothing over there.

8 MS. OLIVA: It wasn't fog.

9 MR. TISDELL: How about June 18th?

10 MR. TYAHLA: Was that --? What time of day was
11 that?

12 MS. OLIVA: It was at 6:35 p.m.

13 MR. TYAHLA: 6:35 p.m.?

14 MS. OLIVA: Yes.

15 MR. TYAHLA: The contractor's gone by then. So
16 there's no construction activities going on.

17 MR. TISDELL: What about June 18th
18 approximately about 2 p.m.?

19 MR. TYAHLA: I can't recall. I mean, the
20 best -- best thing to do is: I need to double-check
21 the -- the fire department's call record.

22 MR. FORMAN: Okay.

23 MS. PENDERGRASS: Okay.

24 MR. FORMAN: Just so I'm clear here -- and I
25 don't want to get caught in a -- in a miscommunication

1 of my own here -- what's the requirement now? Do you
2 want us to investigate that further?

3 MS. OLIVA: Yes.

4 MR. FORMAN: Okay. And then --

5 MS. PENDERGRASS: The way I hear it is: They
6 want you to investigate August 20 --

7 MR. FORMAN: No. A September 24th.

8 MS. PENDERGRASS: I'm sorry. September 24th
9 and an August 18?

10 MR. TISDELL: June 18 --

11 MS. ATTENDEE: June 18.

12 MR. TISDELL: -- approximately about 2 p.m.

13 MS. PENDERGRASS: Okay.

14 MR. TISDELL: It's right there. What's that
15 street? Crisp -- Spear --

16 MS. PENDERGRASS: Okay.

17 MR. TISDELL: -- which, you know, street --

18 MS. PENDERGRASS: All right.

19 MR. TISDELL: -- where we went down --

20 MR. FORMAN: Keith? Keith? Keith, you did
21 bring that up; and as I recall, I don't remember the
22 answer. We did look into that for you, and then I
23 believe that -- the very next RAB was when you were not
24 there.

25 MR. TISDELL: Right.

1 MR. FORMAN: Okay. You missed that. And I
2 don't remember what the answer is, but we had an answer
3 for you then. So I'll have to look back into that
4 again, okay, because I remember that distinctly.

5 And in fact, I talked to Ray Tompkins about it
6 a bit, and you weren't there that evening, and then we
7 dropped it further from that from that time. But I can
8 look into that again. There was an answer to that.

9 MR. TISDELL: Okay.

10 MR. FORMAN: But again now, I don't consider
11 that an incident that I would send out an e-mail on --

12 MR. TISDELL: Where the fire department is
13 there actually putting out a fire?

14 MR. FORMAN: Is that true?

15 MR. TISDELL: Yes, it is.

16 MR. FORMAN: Do we know that to be true?

17 MR. TISDELL: Yes. I seen it with my own eyes,
18 and I seen a yellow fire truck from -- from the Shipyard
19 down there, and I can take you to a exact spot where it
20 was.

21 MR. FORMAN: But not on the Shipyard?

22 MR. TISDELL: It was on the Shipyard.

23 MR. FORMAN: On June 18th?

24 MR. TISDELL: On June 18th approximately

25 2 p. -- between 2:00 and 2:30.

1 MR. FORMAN: Okay.

2 MR. DeMARS: And who -- and who in the Navy was
3 notified that day when the fire was first observed?

4 MR. TISDELL: I don't know.

5 MS. PENDERGRASS: May I --? I got to step in
6 here for just a second, and everybody needs to just let
7 this go for a minute.

8 We're going to table this discussion, and --

9 MS. PETERSON: No, we're not.

10 MS. PENDERGRASS: -- we're going to --

11 MR. ATTENDEE: No.

12 MS. ATTENDEE: Definitely.

13 MS. PENDERGRASS: What we're going to do is --

14 MS. PETERSON: No, we're not.

15 MS. PENDERGRASS: -- we're going put this as
16 part of the -- Mr. Forman's 6:25 "Landfill Gas" before
17 he does that report. He can answer more questions on
18 fires and that sort of thing.

19 The reason I'm doing that is that you all
20 have -- everybody's made complaints -- and I'm saying
21 the majority of people around this table -- that we
22 don't move the agenda along and that we get sidetracked.
23 Right now we're not on an agenda item. We're on some
24 issues that have to do with RAB business, granted, but
25 this is the wrong time for this discussion. We're going

1 to move along at this point.

2 MS. PETERSON: This is not the wrong time for
3 this discussion because June 18th is how many months
4 away? You know, you're asking people who sat around and
5 gave a year of their time to put together an emergency
6 notification plan, and the arrogance of the Navy is that
7 they are not even bothering to notify the community.

8 MS. PENDERGRASS: I -- I don't -- I don't hear
9 that. I don't hear an unwillingness to answer the
10 question.

11 What I'd like to do, though, is have -- give
12 some time to this discussion so that there can be some
13 ans- -- questions and answers about this topic tonight
14 today. Okay? So to do that, we need to get this in our
15 agenda.

16 MS. PETERSON: Well, what's happening is:
17 Keith is saying that he is making a determination as to
18 whether or not the community should be notified about
19 things. Totally unacceptable. It is unacceptable.

20 MS. PENDERGRASS: I think --

21 MS. PETERSON: That's the purpose of the
22 emergency notification plan, to build trust amongst the
23 community and the Navy. And I resent having to give up
24 a whole year of my life, and someone in total arrogance
25 makes a decision for me.

1 MS. RINES: Why can't you just move it --? She
2 didn't say we're not going to talk about it. She just
3 said "Not right now. We got to keep moving on," or else
4 we're never going to be finished.

5 MS. PETERSON: Well, we are never going to be
6 finished if -- if we don't have notification if there's
7 a fire on the -- on the Shipyard if she's saying she
8 doesn't even know.

9 MS. RINES: It's an agenda issue.

10 MS. PETERSON: Well, who do they notify? Look
11 at the notification plan. Who was supposed to be
12 notified?

13 MS. PENDERGRASS: Miss Peterson, you're out of
14 order at this point.

15 MS. PETERSON: So what?

16 MS. PENDERGRASS: So please, we need to have
17 some respect around the table.

18 MS. PETERSON: The Navy is out of order for not
19 notifying the community.

20 MS. PENDERGRASS: We've got that on record.

21 MS. PETERSON: Okay.

22 MS. PENDERGRASS: Thank you. And we will
23 discuss that in a little more detail later in the
24 agenda.

25 At this point, Mr. Forman, do you have any more

1 announcements?

2 MR. FORMAN: No.

3 MS. PENDERGRASS: Okay.

4 Can we move on, then, to Mr. Brown?

5 MR. BROWN: But it -- my ann- -- my
6 announcement about pertaining to redevelopment and the
7 first item -- the action item, but I have to wait for
8 that to get back to what Keith was going to talk about
9 because we did a space truck -- trucker out there,
10 community trucker.

11 MS. PENDERGRASS: Mr. Brown, can you stand up?
12 'Cause we can't all hear you.

13 MR. BROWN: Okay.

14 MR. RODRIGUEZ: I can't hear.

15 MS. PENDERGRASS: Can you --?

16 MR. BROWN: No. I said for the action item,
17 my -- my statement, my comment, was pertaining to this
18 action item that the Navy was going to take care of
19 pertaining to redevelopment and how many squatters we
20 have out at the Shipyard that's not paying.

21 MS. PENDERGRASS: Okay. All right. Did you
22 have any more announcements to make as well?

23 MR. BROWN: No, I didn't.

24 MS. PENDERGRASS: Okay.

25 MR. BROWN: Thank you.

1 MS. PENDERGRASS: All right.

2 Did we capture that as an action item to get
3 answered, or is that what you were saying?

4 MR. BROWN: No. I'm going to wait till
5 Mr. Forman addresses this.

6 MS. PENDERGRASS: Okay.

7 MR. BROWN: Or redevelopment.

8 MS. PENDERGRASS: Okay. All right.

9 At this point in the agenda what we're supposed
10 to be doing is having an action item update on the
11 landfill gases, and what I understand is: There's a
12 short video.

13 Either we can do the short video first and then
14 have some questions before the break, and we can talk
15 about some just general issues and concerns between the
16 Navy and this Board. I think that that's appropriate;
17 and if we can squeeze that into fifteen or twenty
18 minutes, I think that would work in -- in our time
19 scheme.

20 Can you be that flexible, Mr. Forman?

21 MR. FORMAN: Okay. We're going to do a
22 presentation first.

23 MS. PENDERGRASS: Yes.

24 MR. FORMAN: Yeah. I'll do the presentation
25 first, and then we'll check on how we're doing timewise.

1 MS. PENDERGRASS: Yes.

2 MR. FORMAN: Okay.

3 Okay. Okay. All right. We will have the
4 presentation, and then I believe we'll take a break, and
5 then we'll do the video. We'll set up --

6 Steve Tyahla's with our Resident Officer in
7 Charge of Construction office, and he is there on the
8 project site nearly every day and is our eyes and ears
9 for the Navy out at the landfill gas removal action, and
10 he has compiled a video of what we're doing there.
11 We'll see that, and that may explain a lot of the
12 activities on the base that have been going on during
13 the construction project that have occurred in the last
14 few weeks.

15 Okay.

16 Okay. In your handouts, you should see the
17 chart there. You should be fairly familiar with this
18 now if you've gone to a few RABs.

19 You know that we have a string of -- GMPs are
20 called gas-monitoring probes, and those are the
21 positions where we take samples looking for landfill
22 gas.

23 These probes are along Crisp Avenue, and the
24 reason why the Navy installed them is: They're like
25 sentinel probes guarding, watching, looking to see when

1 we sample them if there's any landfill gas that has made
2 it to Crisp Avenue.

3 You can look at the data and see that we still
4 have not spotted any landfill gas that is from these
5 probes along Crisp Avenue. That's a good thing because
6 that means that the gas has most likely not gotten to
7 this point this far northward on the property.

8 The imp- -- other important things to r- -- to
9 look at here are the other gas-monitoring probes we have
10 installed that ring the perimeter of the landfill gas
11 site.

12 Next slide.

13 Okay. Well, again, you have the methane
14 results, and we have updated it to 9/25. You can look
15 through the data again. There's no real surprises.
16 We're getting -- we're getting readings that are
17 consistent with previous readings on our -- on our
18 weekly sampling basis.

19 And you can flip through. Again, these --
20 these -- Again, we are graphing the methane
21 concentrations, not only those, but the VOC results.
22 You can look at these and also look at the graphs for
23 the VOC concentrations.

24 We have also provided you some of the other
25 results when we measure it. A few members had requested

1 that we look at it versus barometric pressure.

2 Go ahead. Okay.

3 And y- -- and you can look at that in the
4 handout as well and s- -- and see that there's really
5 not any kind of correlation that we found between what
6 you get in the landfill gas sample and either the
7 temperature or the barometric pressure or any of those
8 other factors.

9 Now, here's an update on where we are at here,
10 and I want to apologize if anybody's been confused by
11 this.

12 I think we are probably sorely in need of a RAB
13 field trip because many of the questions that are coming
14 up, including the question that was passed to me from
15 Dr. Sumchai, I reflected that as questions on our
16 construction project, in other words, questions on what
17 we are doing as a r- -- part of the removal action, not
18 questions on a reported incident, either police or fire.

19 I think a lot of this will be cleared up if we
20 actually meet out there on site and show you the
21 construction site and what we are doing for the removal
22 action.

23 So far there are ten extraction wells that we
24 have installed. They are all inside of the -- They are
25 all in the U.C.S.F. compound that you can see on your

1 handout sheet.

2 We completed the trenching. If you recall, we
3 are doing a 1500-foot trench, and we are doing that
4 trench to create a new path -- preferential pathway for
5 the vents off on the landfill side but also to install
6 this big barrier wall system.

7 This barrier system, if you've looked down on
8 the base lately and you've seen these pieces of barrier
9 wall, these GundWall sections put into place, that's
10 what we have been doing; and that's part of our removal
11 action that we have described.

12 Again, we put in more gas-monitoring probes.
13 If you remember, in addition to all those that we showed
14 you on the first slide, there's five more that we are
15 adding. And the five gas-monitoring probes we're adding
16 on the U.C.S.F. compound are very close to the
17 extraction wells where we are going to extract the
18 landfill gas on the U.C.S.F. compound.

19 We are about 95 percent complete with the
20 installing the barrier wall, and we are about 75 percent
21 complete with installing the passive vents that are
22 on -- not -- the passive vents, remember, are not on the
23 U.C.S.F. compound, but they are on the other side of the
24 barrier, the barrier wall.

25 Okay. All right. A couple of -- a couple of

1 things to note here: The gas-extraction system is -- it
2 looks like we are on target to begin operation next
3 week. Don't quite know what date. It depends on how
4 things go out there in the field. But it looks like
5 Wednesday, Thursday, Friday time frame we are going to
6 be in a position to actually start the extraction.

7 Now, if you remember, for our removal action,
8 there's a passive side to it where we put a barrier
9 system and passive vents in, but there's also an active
10 side off of the Navy property on the U.C.S.F. compound,
11 and that's what I'm talking about when I'm talking about
12 extracting in the active side.

13 That operation is: We will be ready to
14 actually turn the "on" switch on sometime late next
15 week. After that period of time is when, I think, we
16 should have a RAB field trip when we are actually
17 extracting gas and you can -- and you can actually see
18 us in operation doing that.

19 Now, the first round of extraction on all ten
20 wells, the first round is going to begin next week.
21 Remember, there's ten wells, and we have two different
22 blower systems. So we are going to do two wells at a
23 time. So we will do two wells, then another two wells,
24 then another two wells; and we're estimating that that
25 will take place roughly every two weeks we will switch

1 to another set of wells.

2 So two times five is ten. It'll take about ten
3 weeks, or early December, to completely go through each
4 of the wells of the U.C.S.F. compound and extract the
5 gas.

6 Our goal has been to get less than 5 percent
7 methane within the U.C.S.F. compound. That's a goal set
8 by California regulations. And we will continue to
9 monitor it. That is not just one period of monitoring.
10 We'll continue to monitor to see what progress we have
11 made.

12 Now, it's very possible that we will go back to
13 wells that we have already done extraction on and
14 continue to extract. Either way, we will continue to
15 monitor in order to make sure that we comply with our
16 goal.

17 And again, we need to schedule a RAB field
18 trip, and I need to -- in fact, probably on the break,
19 if I could talk to Lynne Brown, we can look at some good
20 dates to do that and really the best time for most of
21 you to be able to come out and see the operation in
22 action.

23 And I really think that'll answer a whole lot
24 of questions about the construction site and the
25 extraction site on the U.C.S.F. side and the barrier

1 wall. Once you see it up close and see what we are
2 doing, it makes a whole lot more sense then.

3 Okay. Also a couple of other graphics here.
4 You can see the barrier system here on this diagram, and
5 you can see the gas-monitoring probes and the extraction
6 wells.

7 Now, keep in mind that we have described this
8 once before. The gas-monitoring probes that were around
9 this area had to be removed as we constructed the
10 trenching and constructed the barrier system wall. And
11 now they are in the midst -- they are almost done
12 putting in the new gas-monitoring probes, basically the
13 same location, but they put them in after the barrier
14 system is done and the other construction work around
15 there.

16 And that's really the last part of what they
17 have been working on. And as I say, we should be ready
18 to go, if everything continues at its current pace,
19 sometime late next week we will be able to turn the "on"
20 switch on.

21 And we've done an action memorandum. Did I
22 talk about that document? And that went out in the mail
23 yesterday. So have you received it already?

24 MR. BROWN: Yes.

25 MR. FORMAN: Really? Already? Wow.

1 MS. SHIRLEY: I got mine too.

2 MR. FORMAN: Did you? Fast. Okay. Good.

3 So -- and that's one of the first documents
4 going out.

5 We have another document that's coming out
6 probably Monday. I need to get up -- sign out a cover
7 letter on it, whi- -- and that consists of the work
8 plan, which has basically two parts to it. The first
9 part's the details of what we did on the construction.
10 The second part is called the extraction and monitoring
11 plan, which is really the exciting part of it when we
12 flip the "on" switch and start extracting.

13 Okay. And here's another graphic that I -- we
14 provided. You've seen this before, I believe, and
15 that's basically to set up -- that divides it between
16 the active side with the blowers and the passive side
17 with the trench, the barrier system, and the passive
18 vents.

19 Okay. And that's -- concludes the first part
20 of the presentation. Now we need to make a
21 determination on the second part of the presentation and
22 the video.

23 Is your --? Your video's about ten minutes
24 long?

25 MR. TYAHLA: Thirteen minutes.

1 MR. FORMAN: Very good.

2 MS. PENDERGRASS: Dr. Sumchai?

3 DR. SUMCHAI: I had a couple questions. Thank
4 you.

5 Mr. Forman, as I stated at the last meeting,
6 I -- I believe that there is a trend towards a linear
7 increase in the amount of methane gas that's being
8 produced from Gas-Monitoring Probes 2, 3, and 8
9 Gas-Monitoring Probe now. Eight is now up to 81 percent
10 concentration methane gas, and that is demonstrated here
11 in methane concentrations.

12 I wanted to point out to Mr. Forman that
13 Gas-Monitoring Probe 8 is not in the region of the
14 U.C.S.F. compound. It's down here so that if there's an
15 active extraction system, I'm not sure that the methane
16 gas, which is pr- -- being produced at the highest
17 concentration in this region, is going to be reduced.
18 This is the U.C.S.F. compound, this gas-monitoring
19 probe; and again, it's up to 81 percent.

20 And then the second question I wanted to ask to
21 you is regarding speciation of the volatile organic
22 compounds there have been detected.

23 I wanted to point out to everyone that there
24 has been a report that needs to be confirmed that five
25 schools in the Bayview-Hunters Point area in proximity

1 to the Shipyard have sent us out notices indicating that
2 asthma incidents among children has increased. And
3 that's very important, especially since the Hunters
4 Point Shipyard -- excuse me -- Hunters Point Power Plant
5 has been shut down about five months.

6 MS. PENDERGRASS: Is there -- is there
7 something that you're asking to follow up on?

8 DR. SUMCHAI: Yeah. I'm asking to follow up on
9 what we're going to do about Gas-Monitoring Probe 8 that
10 wouldn't be, I presume, privy to the active extraction
11 efforts that are going to take place in the area of the
12 U.C.S.F. compound. I want to know what kinds of
13 volatile organic compounds have been detected in the --
14 the gas analysis to date. Those are the two
15 principle --

16 MR. FORMAN: Okay.

17 DR. SUMCHAI: -- issues.

18 MR. FORMAN: I believe we have already answered
19 that. Haven't we previously sent out --? Did --? We
20 did TO 14 on that?

21 MR. MAZOWIECKI: Yes.

22 MR. FORMAN: Okay. And that speciates the
23 organic compounds?

24 MR. MAZOWIECKI: That's correct.

25 MR. FORMAN: And we already passed out a TO 14

1 report showing you the different compounds which
2 comprise the volatile organic compounds of the landfill.
3 We have done that before.

4 DR. SUMCHAI: When? When was that?

5 MS. RINES: Last RAB.

6 MR. FORMAN: Was it the last RAB meeting or
7 RAB --? A couple -- actually, I think I believe a
8 couple of RAB meetings provided updates with the TO 14s,
9 haven't we?

10 MR. MAZOWIECKI: I know it was the last one.

11 MR. FORMAN: Yeah.

12 DR. SUMCHAI: Well, the fact remains that there
13 had been two spikes in VOCs: one in August and one
14 September and one October.

15 So what we want to know now is: What are these
16 VOCs, you know, right now?

17 My concern is this: This is coincident with an
18 increase -- a report of increased asthma incidence in
19 our schools.

20 What are these VOCs that comprise this spike in
21 September and this big spike in -- in October? What is
22 the data now?

23 MR. MAZOWIECKI: I don't have the list of
24 compounds committed to memory. We can certainly put the
25 data together that gives you the actual lab results that

1 we have achieved.

2 DR. SUMCHAI: Okay. I suspect that benzene and
3 toluene are in there because there have been independent
4 studies that demonstrate benzene and toluene levels tend
5 to stay --

6 MS. PENDERGRASS: Dr. Sumchai, would it make
7 more sense, though, to make -- to -- to --

8 MR. FORMAN: Okay.

9 MS. PENDERGRASS: -- to have that as an action
10 item to get --

11 DR. SUMCHAI: Yes.

12 MS. PENDERGRASS: -- that list?

13 MR. FORMAN: Well, to get a -- another copy of
14 the TO 14 list?

15 DR. SUMCHAI: Yes.

16 MR. FORMAN: Is that what you were questioning?

17 DR. SUMCHAI: The updated information. I
18 wanted the information four months ago. You got spikes
19 here. What is the information as of, you know,
20 September or, you know, where we are at now?

21 MR. FORMAN: Okay. I can get you an updated
22 TO 14 list --

23 MR. MAZOWIECKI: We -- we will --

24 MR. FORMAN: -- from our last RAB.

25 MR. MAZOWIECKI: -- have it for May, June, and

1 July?

2 MR. FORMAN: Well, I can --

3 MR. MAZOWIECKI: I'm sorry. April, May, and

4 July.

5 MR. FORMAN: Okay. Well, what I can tell you
6 is: The TO 14 reports that I've seen -- and this is
7 what you would usually have is the ratio of all the
8 different components of the volatile organic compounds,
9 which are almost all at very low levels. The ratio then
10 really doesn't change from one report to the next that
11 I've seen. But we'll provide you the most updated
12 report that we have if that would help.

13 MS. PENDERGRASS: So Mr. Keichline, can you
14 make sure that that's an action item next time?

15 MR. KEICHLINE: I've got it.

16 MR. FORMAN: Okay.

17 MS. PENDERGRASS: We have a question in the
18 back before we move on.

19 Miss Jackson?

20 MS. JACKSON: You know, each time I come to
21 this meeting, this -- Keith is your name?

22 MR. FORMAN: Yes.

23 MS. JACKSON: You come on with such a big
24 political about the Navy, but you don't worry about the
25 community and our children. It's not of any importance

1 now, but it is to us.

2 The Navy hasn't done a thing, and you're still
3 telling us about you're going to drill again; you put in
4 those bars, which side of U.C.

5 I live over there on that side of U.C. I hear
6 those animals. And there's 304 homes on that side just
7 in tenant plus businesses.

8 And I said this since you moved from the police
9 station, and I haven't heard a decent answer to take
10 back because you skip. You're worried about the U.C.
11 product, but you aren't worried about us. We're the
12 ones that paying for you guys to be out here to redo
13 that, but you're overlooking. And most of these people
14 here don't live up there, so they don't know where Crisp
15 Street is and what's going on.

16 You leave and you go back home, and we have to
17 breathe this nasty, stinky air. It's sad that we have
18 to put up with it and to get such an overflow of
19 information that doesn't mean a thing to us when we go
20 to bed at night 'cause we can't breathe.

21 You going to dig some more. You're on this
22 side of U.C., the other side of U.C. to open those
23 trenches up. The tenants don't know nothing about it.

24 MS. PENDERGRASS: Miss Jackson, do you have a
25 specific question regarding this? I mean, you had a

1 comment. But do you have a question?

2 MS. JACKSON: This is the third time I've asked
3 the question, what are they going to do about the
4 community?

5 MS. PENDERGRASS: Okay, but you're asking what
6 are they going to do about the community.

7 MS. JACKSON: He said they're going to be
8 digging there. They been digging.

9 MS. PENDERGRASS: Okay. Maybe I don't
10 understand this, and so you all --

11 MS. JACKSON: Because you don't live up there.
12 That's why you don't understand.

13 MS. PENDERGRASS: Actually, I live right here.
14 I live down the street. So I do live here. Excuse me
15 on that point.

16 However, what I'm asking you is that the last
17 three or four RAB meetings you've made the same claim
18 that the Navy is not doing something about the
19 community.

20 And what I'm asking you is: What specifically
21 do you want to know tonight after this presentation that
22 we can answer or -- or not answer, but what is it that
23 you want to know? That's such a broad question when you
24 said, "What are you going to do --?"

25 MS. JACKSON: I shouldn't have to ask you that.

1 There's no communication, as Ms. Peterson keeps saying
2 that, and she picked a fight because I brought it to you
3 at the police station. There's no communication. You
4 hired somebody. You gave the money since January, and
5 they still are not communicating with the community. We
6 are the ones that's breathing this crap.

7 MS. PENDERGRASS: Okay. And I'm trying to
8 break it down so --

9 MS. JACKSON: I shouldn't have to ask them what
10 they're going to do.

11 You have no plan. You have no plan.

12 DR. SUMCHAI: Marsha, I do want to say -- and I
13 want to say it to everyone -- there's a lot of concern
14 that I've heard from RAB members and community members
15 that the focus of the gas-extraction system seems to be
16 focused on the U.C.S.F. compound and rightly so because
17 a lot of the elevated methane levels are being detected
18 there.

19 But the sense is that I had someone jokingly
20 say that "They are worried about the rats, and they are
21 not worried about the people." And that -- that is a
22 concern, and especially in light of the reports that,
23 you know, there may be an -- increased asthma incidents
24 among the kids. It's taken on a issue that is more
25 sensitive.

1 MS. PENDERGRASS: So, Dr. Sumchai, I'm going to
2 ask you again to help this -- help everybody understand,
3 what exactly do we need to -- we need -- what are we
4 asking for from whom?

5 Are we asking the Navy to do what? You've just
6 asked for another or more recent report on methane gas
7 levels. I think that's what I heard or gas levels.

8 DR. SUMCHAI: I ask you also scientifically to
9 say, you know, gas-monitoring probes faces Building 815.
10 We know that this is Crisp building, that there are
11 employees here. These people are affected too.

12 MS. PENDERGRASS: Oh, okay. So I understood
13 that question, and we have gotten a response that we'll
14 get that information.

15 Is there something else? Give me a concrete
16 question that needs to be answered at this point. But
17 just "What are we going to do about the community?" is
18 too big, and we're not -- we'll never get an answer
19 because nobody knows what that means. But if it's
20 something specific --

21 MR. BROWN: I know.

22 MS. PENDERGRASS: -- and you have a specific
23 question, then we can -- we can move to that.

24 Mr. Brown, do you have something in that --

25 MR. BROWN: Yes.

1 MS. PENDERGRASS: -- answer?

2 MR. BROWN: The problem is the whole landfill
3 out there.

4 MS. PIERCE: Thank you.

5 MR. BROWN: That's what it is.

6 MS. PENDERGRASS: Okay. So we -- we've
7 identified the problem, but what's the question? What
8 do we want to know?

9 MR. BROWN: The question is: When are they
10 going to remove the landfill?

11 MS. ATTENDEE: Right.

12 MS. PIERCE: Thank you.

13 MS. PENDERGRASS: So if -- if that's the
14 question --

15 MR. BROWN: That's --

16 MS. PENDERGRASS: -- then that's what we need
17 to get an answer to.

18 MR. BROWN: That's the problem.

19 MS. PIERCE: And can I refine that a little
20 bit?

21 MR. BROWN: Yes, you may.

22 MS. PIERCE: Because now what you're doing
23 is -- is digging trenches and exposing what's in that
24 landfill again. And what we hear is: The methane is
25 being reduced because it's at too high a level off the

1 property of the Navy, and that is -- and you're required
2 to reduce it by California law or by federal law. I
3 don't know which law it is, but by law, okay.

4 In the meantime, you're digging trenches on
5 property that we are very concerned with because through
6 many, many meetings, the Navy has admitted that they are
7 not sure what's down there. And we have to breathe it.
8 And every time you go in there and excavate, we have to
9 wonder what we are being exposed to.

10 So what she is asking, what he's asking, what
11 I'm asking as a resident, is: What are you doing to
12 protect our health? Because you're digging into that
13 hole again, number one.

14 And number two, what is your plan for
15 protecting the community against any further exposure to
16 the landfill?

17 And that gets to the biggest question that we
18 all have, and that is: When are you going to remove
19 that landfill?

20 So if you can answer those questions, you'll
21 satisfy my curiosity.

22 MS. PETERSON: And I have a question. When are
23 you going to communicate to the community what you're
24 doing? When are you going to tell the community?

25 I live in this community, and I know the air

1 does not stop --

2 MS. PENDERGRASS: Okay.

3 MS. PETERSON: -- at the end of the Shipyard.

4 So you have -- you have things that are going
5 on on the Shipyard that's not being communicated to the
6 people that are most affected by it.

7 MS. PENDERGRASS: Okay. So we have two -- we
8 have two questions now on the table. One is to you,
9 Mr. Forman, is --

10 And Miss Pierce, can you just say it succinctly
11 one more time? You want to know about the landfill; is
12 that correct? Correct? You want to know when the
13 landfill is going to be removed?

14 MS. PIERCE: That's --

15 MS. PENDERGRASS: Okay.

16 MS. PIERCE: But before that is: What are you
17 doing to protect the community? Because you're digging
18 in that landfill.

19 MS. PENDERGRASS: So there's two questions.
20 What are you doing to protect the community while you're
21 digging in the landfill? And when are you going to
22 remove the landfill?

23 MR. FORMAN: That's actually three questions --

24 MS. PENDERGRASS: Okay.

25 MR. FORMAN: -- but that's fine. Who's

1 counting?

2 MS. PENDERGRASS: The second -- but wait a
3 minute. You may not be able to answer that tonight,
4 Mr. Forman. You may not have time or the data to answer
5 it tonight. I would advise, don't shoot from the hip.
6 This group wants to know the answer.

7 MR. FORMAN: I don't think that I ever shoot
8 from the hip, and I always tell you when I don't know.

9 MS. PENDERGRASS: Okay.

10 MR. FORMAN: Okay. First of all the question
11 about the landfill. Your question implies that a
12 decision's been made. When are we going to know when
13 you're going remove the landfill.

14 There's been no decision to remove that
15 landfill. There's a process. The process is guided by
16 CERCLA. The CERCLA process says that the Navy has to
17 investigate that parcel, which we're doing now.

18 After we investigate the parcel, we have to
19 come up with alternatives, and we have to analyze those
20 alternatives, and that's called a feasibility study. We
21 have to do that.

22 After that feasibility study where we analyze
23 all those alternatives, the Navy has to come up with a
24 preferred alternative, the one that it wants to do or
25 it's throwing out to the public that it wants to do.

1 MS. PENDERGRASS: Okay.

2 MR. FORMAN: That's called a proposed plan.

3 After we do the proposed plan, we then have to
4 make a decision. We -- we have to gather community
5 input, and then we are regulated by regulators, and we
6 have to put out something called a Record of Decision,
7 or ROD. That's the process.

8 MS. PENDERGRASS: Okay.

9 MR. FORMAN: Okay. We are in that very first
10 one I mentioned: We are investigating Parcel E. We are
11 still taking samples; and when we do that, eventually
12 we're going to put out a feasibility study, then a
13 proposed plan, then a Record of Decision. Only when
14 that Record of Decision comes out can anyone answer your
15 question --

16 MS. PENDERGRASS: Okay. So -- But --

17 MR. FORMAN: -- by law.

18 MS. PENDERGRASS: But there is a little piece
19 in there while you are doing your investigation that
20 this -- that this Board has raised several times, and
21 that is: What are you doing to protect the community
22 while you're doing your investigation and disturbing the
23 earth?

24 MR. FORMAN: Okay. And that will probably very
25 visually be answered in -- in Steve Tyahla's video.

1 When you look at the dust suppression, the
2 foam, okay, and the worker safety that's used when we --
3 when we actually dig the trenches to put in the barrier
4 system, you'll see that, and you'll see what we're doing
5 to meet those requirements.

6 MS. PENDERGRASS: But I -- am I right in
7 hearing what Ms. Peterson said and Miss Jackson said,
8 which is: You're -- you're protecting the workers, and
9 you're trying to mitigate that -- around what you're
10 doing --

11 MR. FORMAN: Yes.

12 MS. PENDERGRASS: -- but you're not mitigating
13 what's happening to the larger community in the air.

14 MR. FORMAN: What is there to mitigate?

15 MS. PENDERGRASS: That's -- I don't know what
16 that is. But I'm saying, that --

17 MR. FORMAN: That's exactly it.

18 MS. PENDERGRASS: -- that's the process, I
19 think, that's left.

20 MS. BUSHNELL: I talked to the U.C.S.F. people.
21 They have done testing for their workers --

22 MR. FORMAN: Okay.

23 MS. BUSHNELL: -- on that site, and it's very
24 safe for them to work, and they're keeping the animals
25 there. If that hadn't been true, they wouldn't have

1 kept them there. They are very strict about their
2 safety standards.

3 MR. FORMAN: Okay.

4 MS. BUSHNELL: I talked to the gentleman who's
5 head of the environmental health and safety at U.C.S.F.,
6 and they review all the plans. They check their
7 buildings. They check their safety requirements for
8 their employees. And if it wasn't safe for them to work
9 there and keep their animals there, they would have
10 moved out of there.

11 MS. PENDERGRASS: So we are going to take three
12 more questions before the video. We are going to take
13 Maurice and Dr. Sumchai and Mr. Tisdell.

14 MR. URSINO: Can I just make one . . . ?

15 THE REPORTER: I don't know who you are.
16 Please --

17 MR. URSINO: Nobody probably knows who I am.
18 I'm Joe Ursino's son, the owner of this establishment
19 that you're sitting in.

20 May I suggest that we just--? I want to
21 suggest to you guys, stay on the agenda that they have,
22 and I will give you guys extra time at the end of this
23 meeting for the community to go ahead and tell them what
24 they want to know, what questions that they want
25 answered, so that when you come to the next RAB meeting,

1 those would be write down; you have the answers for
2 those so that the community is also heard, because I
3 look around this room, and I see almost everybody here
4 is my customer and friends and family, and they have
5 questions, and they are not -- they want those questions
6 answered.

7 So we can go across the agenda that you guys
8 have set, and I'll give you guys extra time so that they
9 can ask those questions so you can come back next month
10 and answer those questions in full.

11 MS. PENDERGRASS: Sir, thank you for that, and
12 certainly, that is our process, and perhaps you're not
13 familiar with that.

14 MR. URSINO: I'm not.

15 MS. PENDERGRASS: And we're working through
16 that as we speak. So we are going to take those three
17 questions and before we -- before we need to take a
18 break for our recorder at this point.

19 So Maurice?

20 MR. CAMPBELL: On -- on Parcel E, it was my
21 understanding and formerly in the RAB transcripts that
22 the landfill cap --

23 MS. ATTENDEE: Take the -- take the mic and --

24 MR. CAMPBELL: -- is a temporary measure to put
25 out the fire on. Has the Navy changed its position on

1 that being a temporary cap to put out the fire? Because
2 I think some of the characteristics that we are seeing
3 is: When you have a combination of a cap and methane,
4 you have a migration change.

5 So would you care to answer that? Is --? What
6 is the Navy's position?

7 MR. FORMAN: The cap that was put on as a
8 result of the August 2000 fire was an interim measure;
9 "interim" as in you can call that "temporary." But it's
10 defined, you know, within CERCLA as an interim measure.
11 It's a removal action, okay.

12 What we're doing here is also a removal action
13 of an emergency nature, which is also defined as
14 "interim." So what we're doing here is interim, or you
15 can say, "temporary."

16 What the cap was in reaction to the fire was
17 interim, or temporary. There's been no decision to make
18 any kind of permanent remedy, and that won't come until
19 we analyze alternatives in the feasibility study.

20 And again --

21 MR. CAMPBELL: So --

22 MR. FORMAN: Maurice, I'm very sensitive to
23 this, but a lot of people want to -- and I really don't
24 blame them -- cut to the chase, get to the headline, get
25 to the decision on the big items. I understand that. I

1 understand that in anything, particularly here. Okay?

2 But as you know, there's a process to follow,
3 and there's the law to follow.

4 MR. CAMPBELL: Sure. But -- okay. But --

5 MR. FORMAN: So when you ask me questions like
6 that --

7 MR. CAMPBELL: Sure.

8 MR. FORMAN: -- you know it's a temporary --
9 you know the cap is temporary.

10 MR. CAMPBELL: Right.

11 MR. FORMAN: It must be temporary. It was a
12 removal action --

13 MR. CAMPBELL: Right.

14 MR. FORMAN: -- not a remedial action.

15 MR. CAMPBELL: That's correct.

16 MR. FORMAN: This removal action here, that's
17 temporary too.

18 MR. CAMPBELL: Okay. Well, let's talk about
19 the letter of the law, since -- since you put it in --
20 in that light.

21 August 16, 2000, there was a fire. It took two
22 to three weeks for the United States Navy to respond to
23 the community that there was actually a fire.

24 MR. FORMAN: Yes.

25 MR. CAMPBELL: That was in violation of law.

1 As a matter of fact, I believe the EPA did fine you --

2 DR. SUMCHAI: Yes.

3 MR. CAMPBELL: -- 25,000; and they're one of
4 your -- your federal facility partners on this, which is
5 kind of an unusual situation.

6 What we are trying to do is: We are trying to
7 get to clear -- as best as we can clear information.

8 Thank you.

9 MR. FORMAN: Okay.

10 MS. PENDERGRASS: Okay.

11 So Dr. Sumchai next.

12 And do you have a direct answer to that that
13 can be fairly quick?

14 MR. FORMAN: Yes.

15 MS. PENDERGRASS: Thank you.

16 MR. FORMAN: Yes.

17 I agree with you with -- with what you said
18 about the fire, and the Navy's reaction to that was not
19 appropriate.

20 MR. CAMPBELL: Correct.

21 MR. FORMAN: Okay. EPA has analyzed that. I
22 do not believe -- To the best of my knowledge, they did
23 not fine the Navy.

24 DR. SUMCHAI: Yes, they did. Everyone in this
25 room knows.

1 MS. PIERCE: Yes, they did.

2 MR. FORMAN: I just said, "To the best of my
3 knowledge, they did not fine the Navy." Now, please
4 respect "to the best of my knowledge," okay? Okay?

5 To the best of my knowledge, they did not fine
6 the Navy, and I would imagine I would know if they had
7 fined the Navy.

8 However, they have, I believe -- I will look
9 into this, the nature of it. They did do something of a
10 reprimanding nature, okay, that indicates that the
11 Navy's reaction to that was not appropriate because they
12 did not notify the regulators or the community in a
13 timely manner, you're absolutely right.

14 Now, Maurice, what I've got to do, what I'm
15 going to do is deal with the present and the future. I
16 can't change the past.

17 MR. CAMPBELL: True.

18 MR. FORMAN: Okay. And that's what I have to
19 focus on.

20 MR. CAMPBELL: Correct.

21 MR. FORMAN: And I understand that there is a
22 credibility lack, a gap; that I am working now in a
23 low-trust environment. I understand that. I understand
24 that. And I am doing the best I can.

25 MR. CAMPBELL: Keith, one of the things that we

1 heard, obviously, earlier -- and I -- I think it was
2 very, very clear -- you were asking about the
3 emergency-response triggers. Obviously, the Community
4 Relations Plan isn't working, because we saw a
5 credibility gap here today.

6 MR. FORMAN: Okay.

7 MR. CAMPBELL: And the trigger, what is the
8 trigger?

9 MR. FORMAN: Again, we -- let's -- I don't mean
10 to be too picky here, but --

11 MS. PENDERGRASS: I think you answered that
12 question.

13 MR. FORMAN: No. There's a difference here.
14 He's referring to the Community Relations Plan. Okay?

15 Very good point. Please hold onto your
16 questions. Carolyn Hunter's going to give a
17 presentation on that. The Community Relations Plan is
18 also known as the CRP.

19 MR. CAMPBELL: Right.

20 MR. FORMAN: I agree with you, and I think you
21 and I personally talked about this, and I have
22 personally committed to you that we're going to update
23 that --

24 MR. CAMPBELL: Right.

25 MR. FORMAN: -- not just update it, but have a

1 completely new one.

2 MR. CAMPBELL: Okay.

3 MR. FORMAN: And you thought that was the right
4 thing to do.

5 MR. CAMPBELL: Okay.

6 MR. FORMAN: That is different than Dorothy's
7 question, which focused on not the CRP but the CNP.

8 MR. CAMPBELL: That's correct, but --

9 MR. FORMAN: Okay.

10 MR. CAMPBELL: And you also had tossed a
11 trigger for the community.

12 MR. FORMAN: Pardon?

13 MR. CAMPBELL: It also uses a trigger for the
14 community.

15 MR. FORMAN: It does.

16 MR. CAMPBELL: Right.

17 MR. FORMAN: Yes. And all I'm saying about
18 that, okay, being the hard-working human being I am --

19 MR. CAMPBELL: Right.

20 MR. FORMAN: -- when I receive an e-mail
21 questioning something about our construction project
22 that we are doing, the Navy's doing right now, okay, a
23 construction project for a removal action that I have
24 for months been promulgating, okay, I did not and still
25 do not when I read literally the CNP see that that meets

1 any of the definitions of an "incident."

2 Now, you and you -- everybody can feel free to
3 disagree with me on that.

4 MS. PENDERGRASS: They do.

5 MR. FORMAN: That's fine. That's fine. But
6 that's what we're here as adults to talk about.

7 If you want me in my mind to recalibrate what
8 you consider an incident so that I know what you
9 consider an incident -- to be an incident, I can react
10 in the future that way. Okay?

11 I'm just telling you, honestly, that never even
12 occurred to me when -- and it never even occurred to me
13 after I read the CNP to broadcast that as an emergency
14 as -- or as any kind of incident that meets any of the
15 CNP definitions, okay?

16 MS. PENDERGRASS: All right. So --

17 MR. FORMAN: And I think that's a fair answer.

18 MS. PENDERGRASS: I think that's a fair answer.

19 MR. TISDELL: Your predecessor left a bad mark,
20 because he said anything that would happen on the
21 Shipyard, whether little, small, big, the community
22 would be notified.

23 MS. PENDERGRASS: Okay.

24 MR. FORMAN: Okay. And I agree with that. But
25 again, "little," "small," "big," as defined in that

1 plan, "incidents." And perhaps this is my error. I
2 didn't regard our own construction project and what
3 we're doing out there as an incident, I mean, what we
4 are doing in a construction project.

5 Again, I'll be more sensitive to that in the
6 future, okay?

7 MS. PENDERGRASS: Ahimsa, do you have --?

8 MR. FORMAN: And that's all I can say.

9 DR. SUMCHAI: I have something very different
10 to say. One, I will bring in the newspaper article that
11 announced the fining of the Navy; and if you committed a
12 felony and you got off with probation and community
13 service, that's great. But there was a fine, and the
14 amount was designated.

15 I want to bring it back into the scientific
16 arena to talk specifically about your question "What is
17 there to mitigate?" And I want us to all be aware of
18 the data that we just got with regard to the volatile
19 organic compounds, which are very, very important.

20 There are VOCs that are emitted in our
21 landfills like benzene that have been detected not only
22 in the Shipyard, but in ambient air all over Hunters
23 Point. Benzene is a Type A carcinogen. It causes
24 cancer. There's no question. It's not a correlation.
25 It causes cancer. It is also a respiratory irritant,

1 and it is neurotoxic.

2 Now, we've got, you know, spikes here in
3 volatile organic compound concentrations in August and
4 one in late September. I want to point out to you that
5 one of the biggest spikes comes from gas-monitoring
6 probe where the VOCs were noted at a concentration of
7 18.6 parts per million.

8 Now, look at where these probes are. They are
9 all facing this community, Gas-Monitoring Probe 20, 11,
10 12, 1. This is a residential community, okay? I want
11 you guys to recognize this. This isn't the U.C.S.F.
12 compound that is being impacted by these elevated
13 volatile organic compounds that the Navy has documented
14 for you.

15 When Mr. Forman says "What is there to
16 mitigate?" I want him to address the issue that he's
17 shown evidence of increasing concentrations in spikes
18 here of these substances that can be irritating the
19 human respiratory system in causing worsening air
20 quality.

21 MS. PENDERGRASS: All right. Thank you.

22 Miss Shirley, do you want to make a final
23 comment? Because we really need to get --

24 MS. PETERSON: Mr. Tisdell . . .

25 MS. PENDERGRASS: I'm sorry?

1 MS. PETERSON: Mr. Tisdell.

2 MS. PENDERGRASS: I'm sorry. Go ahead. Please
3 forgive me.

4 MR. TISDELL: Step back there. No. It's just
5 you say the stuff that is going -- the construction
6 that's going on down there --

7 MR. FORMAN: Yes.

8 MR. TISDELL: -- is safe. And I want to tell
9 you why I dispute that. Now, I don't live in my house,
10 but I can get there, say, about 10 o'clock in the
11 morning. The guys are working. They -- when they first
12 started digging.

13 Now, all of the dirt that was being putting
14 over in the dump trucks, it was going up in -- up in the
15 air without it being wet. It wasn't wet.

16 And if he said it was, I call him a liar,
17 because they do not come water out there until after
18 1 o'clock, and I can prove, 'cause a lot of time that's
19 how I know what so much is going on on the Shipyard. I
20 go and just sits right there where I can just look out
21 all over the Shipyard, because they doing work in my
22 house, and I have nothing better to do than sit out
23 there and look and just be nosey, you know.

24 And -- and, like, and that's n- -- you know,
25 like they saying, that's not fair to the people that

1 live up there, you know. It's really not, you know.

2 That -- that's just --

3 MS. PENDERGRASS: All right. At this point, I

4 think --

5 MR. FORMAN: Let's see his presentation after a

6 break.

7 MS. PENDERGRASS: Okay. We need to take a

8 break, and then we'll see the presentation, or can we

9 see the presentation during the break?

10 All right. Ten minutes. That's it. Come back

11 at 25 after.

12 (Recess 7:15 p.m. to 7:26 p.m.)

13 MS. PENDERGRASS: The meeting is now called

14 back to order, please.

15 I understand we're getting ready to have a

16 video. If everybody could take their places, please.

17 (Pause at 7:27 p.m.)

18 MS. PENDERGRASS: Okay, guys, video ready yet?

19 Any other subcommittee members, subcommittee

20 folks, that have a date and times for their

21 subcommittee, subcommittees, please write them or bring

22 them up, please. That would be very helpful.

23 Are we ready to go? Excuse me, gentlemen, are

24 we ready?

25 MR. WANTA: Yes, but -- yeah. No problem.

1 MS. PENDERGRASS: Good to go, right?

2 MR. WANTA: Yeah.

3 MR. TYAHLA: You set?

4 MS. PENDERGRASS: Yes.

5 MR. TYAHLA: Keith introduced me before. I'm
6 Steve Tyahla with the Resident Officer in Charge of
7 Construction office. So we're the -- like Keith said,
8 the eyes and ears constructionwise for folks down in San
9 Diego. And I'm the project engineer for any of the, you
10 know, remedial action work or removal action work we do
11 at Hunters Point.

12 This video I shot just seems to be -- it's a
13 hobby of mine, and so I put it to good use, since you
14 know we're putting forth a lot of effort out there and
15 just thought seeing it, especially when it's hard to
16 describe, it would be a good thing.

17 The video is thirteen minutes long, and it
18 highlights some of the major features of the work for
19 this GundWall removal actions, this gas removal action.

20 One of the things it highlights is the dust
21 control we are doing. We have two water trucks
22 dedicated to dust control out there. One of the
23 features is what we call pretrenching.

24 As you saw, the barrier wall that's going into
25 the ground is 17 feet deep, and the idea is: It goes

1 down into -- It interlocks in 4-foot-wide panels. So
2 it's going in vertically like this in, like, these seams
3 that lock each other. And the idea is to go down
4 17 feet deep. So it's about 2 feet at the bottom in the
5 groundwater.

6 At the top of this wall, it's going to get a --
7 2-foot bentonite, which is basically clay, when we
8 hydrate it, it will seal up the top.

9 So picture, if you will, the bottom of this
10 panel, this panel being in groundwater, which means gas
11 can't go through the water underneath; and the top of
12 it's going to be sealed with bentonite, the idea being
13 we're going to have really good barrier wall there for
14 the gas on that side of the landfill. So that's one
15 feature.

16 But to put in something like that, you're
17 driving 17 feet down. You'll see the device that does
18 it. When -- The key thing we realized is: We need to
19 have a good trench for just to go into so we don't get
20 obstructions, so -- you know, like, rocks and some
21 debris that's right at the end of the landfill.

22 So we do something called pretrenching, which
23 involve going down 17 feet, working the soil, which we
24 call fluffing, but it's working the soil, look for any
25 large debris, pull that debris out. So there was some

1 debris we had to dispose of. Larger rocks had to come
2 out. So that was one of the major activities.

3 And then next, of course, we have health --
4 health and safety air monitoring for people at the site.
5 And they are cautious of what people have been
6 breathing. And you'll see some of the instrumentation
7 used for that.

8 Stockpiling soil and debris that we had to pull
9 out. We couldn't leave it there. We moved that aside.
10 You'll see what we do with that. And also the
11 backfilling. The bottom 10 feet of the hole basically
12 are soil -- the soil we work, and we took big rocks and
13 debris out.

14 Above that we put 5 feet of gravel-layer sand,
15 'cause sand was cheaper and does the same thing as far
16 as letting gas travel through our gas-collection pipe
17 beneath this bentonite seal at the top.

18 So the whole idea was to give -- we give the
19 gas preferential pathway to go to that more porous
20 material. So we collected the gas pipes, and it goes
21 through the treatment. So the gas-collection piping is
22 just a major feature and, of course, the GundWall, which
23 you'll see getting installed.

24 So with that, I got to apologize. The video
25 does have a couple of digital hiccups in it and -- my

1 computer woes. But we'll have to deal with those.

2 There's one or two points I'll probably pause to show
3 you some specific details of the GundWall to help you
4 understand how it works.

5 And by the way, just today is my first --
6 completes my first year in this position and my first
7 day here I went to a RAB meeting. So interesting way to
8 go. And if you save the questions to the end, it might
9 make more sense because part of the video might have a
10 question you have answered.

11 Okay. If I could work my -- here you go.
12 There's no -- there's no audio, so you're going to have
13 to be bored to death by me, I'm afraid.

14 Now, it's kind of a misnomer. It's really
15 not -- I guess the correct term is, like, emergency
16 removal action. It's a time-critical removal action is
17 probably what the report will say.

18 Keith?

19 MR. FORMAN: Emergency.

20 MR. TYAHLA: Okay. So I'm not aware.

21 (A video is played during the
22 following presentation:)

23 MR. TYAHLA: Well, everyone knows of interest,
24 Hunters Point. Hint for your home videos: Always make
25 sure you have a sign at the beginning so you know where

1 you're at.

2 This is coming into the Parcel E landfill area,
3 and site security is one thing. This is Dajon, and he's
4 the person we generally sign in with so we have a list
5 of who's coming on the site.

6 That's the I.T.S.I. -- the contractor out
7 there, and that's their trailer. That's just an
8 introduction to the site. And one water truck is
9 dedicated going around our haul roads and adjacent to
10 our GundWall site.

11 This is just a pan of the whole existing
12 landfill going from along the bay side and that sweeps
13 all the way around to the west side, and it'll come from
14 west to east panning along the U.C.S.F. property. This
15 will give you a feel for layout of the site.

16 And when you see it stop all of a sudden,
17 that's what I mean by a "digital hiccup." Computer
18 error, not mine.

19 Those bins are ones we are not going to use
20 that are getting hauled away.

21 MR. MASON: Thanks for saying that.

22 MR. TYAHLA: Yeah, because we are getting the
23 local truckers to haul away our debris and save us some
24 money.

25 Pretrenching: This is what I meant about

1 digging down and working the trench where the GundWall
2 is going to go so we don't have big rocks and, like, so
3 one of the water trucks is dedicated to where we're
4 excavating. And that guy is doing the pretrenching, or
5 digging down, looking for loose rocks, debris that we
6 have to remove.

7 And the 5-yard trucks that are there, they are
8 to haul to our stockpile things that we cannot use,
9 reuse, so they're leaving the excavation. And you'll
10 see some, you know, like, larger rocks like that.
11 GundWall's not going to go through it. These -- This
12 is like an 80-mil high-density polyethylene panel that's
13 driven down by a metal plate called a mandrel, which
14 you'll see.

15 And I've been out there so many times, and I
16 still have not gotten wet by him, so . . .

17 ATTENDEE: Come in the morning.

18 MR. TYAHLA: There's a big piece of concrete.
19 The one thing that we were happy to see is that -- and
20 there's an example of some larger pieces of concrete or
21 old rock, whatever, that -- right at the end of the
22 landfill that had to come out. There's just no way that
23 we were going to drive a GundWall through that.

24 And that's the superintendent, Clint Elrod,
25 just showing that I -- even -- even rocks that size,

1 we're just making sure how to come out.

2 And this was amaze -- This is one clump that
3 came out with a lot of rebar hanging from it. And those
4 are 5-cubic-yard trucks. That was one load.

5 But the good thing was: In doing these
6 excavations for the trench, we clearly saw that we
7 definitely have this wall on the outside of the waste,
8 so we did accomplish that.

9 That was a platform here.

10 Air quality monitoring, which was -- is a
11 couple stops in here, but the -- he uses a monitor
12 for -- for gas monitor, which that is. It monitors for
13 H2S gas, which is hydrogen sulfide gas; and when it gets
14 close up, I'll show you.

15 Okay. I'll pause it there. Okay. Upper left
16 side is -- that thing's reading it in part per million
17 of carbon monoxide. Keep in mind, these instruments
18 could be used when you want to check space that you're
19 going to put somebody in, like, for a gas-leak
20 environment.

21 So the upper left number has zero. There's
22 carbon monoxide. The one on the right is hydrogen
23 sulfide, which -- because you're working sewer lines.
24 That's typically something you really need to check for.

25 The bottom left there is lower -- low -- lower

1 explosive limit, so -- which would read percent. It's,
2 you know, zero there.

3 The right side is oxygen. So you want to see a
4 number there, which is generally what we need to know,
5 21, 20.9, which is what you're breathing now.

6 There -- You know, there's flashes between.
7 That's a photoionization detector. So part of health
8 and safety is: We have to read in the breathing zone,
9 like, right about here what the employees might be
10 exposed to. They're working right on top of the trench.

11 Throughout the whole project to date, we have
12 never had an exceedance over our action level of 5 part
13 per million in the breathing zone with a P.I.D., which
14 is detecting volatile organic vapors.

15 Anything that possibly's going to leave the
16 base is getting scanned for potential radioactivity.
17 And those are New World Technology people. They are
18 doing the basewide surveys. They set up, and they check
19 every truck we take to our stockpile and record the
20 measurements.

21 So this is the stockpile area we have. You
22 notice a material on the left is a funny color. That's
23 from our Rusmar Foam, which you'll see on another slide.
24 That is a suppressant from any kind of a volatilization
25 of any kind of gases.

1 That's material that was just delivered. And
2 soon you'll see, you know, as they get batches in and
3 have some of the -- the foam up, they'll mix it up and
4 will spray it on. It looks like the least fun job
5 there, I think.

6 One type of foam gets a mixture of six to one
7 water, and the other stuff's straight. And the top
8 you'll see here is purely just to keep them kind of
9 neat.

10 Oh, the foam that's used is -- it's the
11 consistency of -- like shaving cream, but it's sticky.
12 And it cures -- it sets up a little bit more like a like
13 a thin foam layer, and that longer-term foam there has
14 like a latex in it too. It's all biodegradable, EPA
15 approved for landfill disposal. So it's pretty
16 innocuous stuff. But if you have an irregularly shaped
17 pile of any kind, it's great, because you don't have a
18 board sticking through your plastic and that kind of
19 thing.

20 So I mentioned to you before, but after we
21 worked the bottom 10 feet of soil, we put a top layer of
22 5 feet of gravel sand layer after we work the bottom so
23 we'll make sure it's not -- it doesn't have debris in
24 it.

25 And this is one of our loads of pea gravel that

1 we got. And I'm going to check my log numbers here, but
2 this is one load. We used a total of 1,160 tons of
3 three eight -- 3/8-inch pea gravel, rounded, stone-wash
4 gravel, and 873 tons of sand for that 5-foot layer near
5 the top of the trench, all featured through with our
6 GundWall, which you'll see.

7 So at the end of the -- end of the day, one of
8 the things we do is: We foamed over the trench so we
9 don't have -- you know, this is one of our AQMD
10 requirements. We want to make sure we didn't have the
11 open trench over night. So that's what we use to spray
12 it, and it's very nice for irregular shapes too.

13 We were -- originally we were thinking about
14 Visqueen, but we were worried about static electricity
15 in the Visqueen covering up an excavation that can
16 accumulate methane gas. So this is ideal, nonreactive.
17 It's made for landfill work, so the stuff is really
18 excellent.

19 So it looks like snow. Never mind the color of
20 the screen. It is white. And if you were back East, it
21 would be -- people would be buying this and putting it
22 in their front yards. I mean, it is -- it looks like
23 artificial snow.

24 Now, near the top of that pea-gravel layer, or
25 sand, we are installing the slotted pipe. That's our

1 gas-collection pipe that will feed into either -- well,
2 this is all on the landfill side. So the landfill side
3 has the passive units that -- there are going to be four
4 of them set up, which are basically canisters to let the
5 gas pass through to carbon canisters and the zeolite.

6 The slats you see sticking up are just to line
7 up the GundWall contractor so he knows where to drive
8 the stuff. And then our GundWall arrives.

9 So this happened about 9 September. And it's
10 80 mil thick. It's hard to describe that. Have you
11 ever picked up a thin piece of Plexiglas and tried --
12 something you couldn't really bend real easy, but it has
13 flex to it? It's kind of like that.

14 And this is the bottom edge of the GundWall
15 here. These are 4-foot-wide panels going this way, and
16 that bottom V is what will stick to the bottom of their
17 metal -- metal plate that drives them into the ground.
18 And since they create a wall, each edge going the long
19 ways, the 17-foot ways, will have a, you know, female
20 end and a male end.

21 So they drive one end, and then you line up
22 that with this, and it drives into the next one and make
23 it a continuous wall.

24 And actually, in the joint, there's actually a
25 cord with bentonite in it that goes in there that after

1 moisture gets it, it seals up. It expands and tightens
2 up the joint so you can get a gas-free joint.

3 Pretty amazing stuff. I mean, every contractor
4 that works on the base, I invite them to go over and
5 take a look at it. It's pretty unusual work.

6 That device there is the template that they put
7 the driving metal sheets into. Each of these has a rail
8 to them. And this is a view, you know, where this --
9 where something called a mandrel back there will go
10 into, and they line it up with a GundWall at the bottom,
11 and that's where they drop in. See, this is just the
12 mandrels, they call them. Lift them up by crane, and
13 then the vibratory driver drives them down. This is the
14 leading edge where it ta- -- tape is running.

15 MS. PENDERGRASS: Sorry.

16 MR. TYAHLA: So the -- this is the driver that
17 drives them down. It vibrates and by -- lowered by
18 crane.

19 That's the safety guy checking right over the
20 backfill trench before we drive it to check for, most
21 importantly, the lower explosive limit for methane to
22 make sure we don't have an explosive environment.

23 The first thing we did with GundWall is run a
24 test drive into sand to make sure we didn't have
25 problems going through sand versus gravel, trying to do

1 things a little more cost efficiently. There it is
2 lying under the template.

3 And after they line it up, they want to level
4 it out, then they put an I-beam on either end to level
5 it off, and they lock it into place. So that first
6 thing they did is line it up with right where you are
7 going to drive the -- drive the stuff. That's just on
8 the left side.

9 And this definitely is a vibratory driver
10 relatively quiet, which really surprised me, as it
11 was -- it's not like a hammering sound. It's a
12 vibratory sound. You know, that's the guy down on the
13 other side. It's hydraulic. These hoses are going off
14 to a large hydraulic pump.

15 MS. PENDERGRASS: What's this wall doing again?

16 MR. TYAHLA: What's what?

17 MS. PENDERGRASS: Why are you putting this in
18 there?

19 MS. ATTENDEE: Barrier wall.

20 MS. ATTENDEE: Barrier wall.

21 MR. TYAHLA: Yeah.

22 MS. PENDERGRASS: Just want you to say it one
23 more time.

24 MR. TYAHLA: Barrier wall.

25 So that's a driver where it will drive the

1 panels in. Yeah, it is definitely construction work.

2 It's a point there.

3 And now take a look at the size of these things
4 as they're looking up. So it's taller than these guys.

5 So the third part is test as if to drive in
6 without a GundWall in. You know, the Cooper crane was
7 there. They wanted to make sure they could drive it
8 through the sand without destroying the panels. So it
9 turned out that this went in very easily.

10 So the next step was to go ahead after they did
11 this test drive would be to line up a panel, to be a
12 panel on there and try that.

13 And before you saw in the video at the very
14 bottom of this has, like, three pins in this. They
15 drill holes on the bottom of that V so that it holds it
16 in place, and then they drive it down.

17 To set up the template over a place where we
18 can drive takes about forty-five minutes to an hour, you
19 know. That's a standard time. They drive about seven
20 panels, interlock one at a time.

21 When they drive -- When they have these lined
22 up, it takes from about a minute, start to finish, to
23 put one in, which, you know, set-up time is key, so you
24 do about seven panels, eight panels, depending on the
25 template they are using; and that's the process.

1 So after they drive it down, they hold it in
2 place so it's getting back up; and we take the mandrel
3 back up by crane, and it just seats in there. And
4 that's how that works.

5 So the test worked fine, so then we knew we can
6 use gravel. And there's just, you know, the remnant
7 hanging out.

8 Later on -- We are in the process now of
9 actually -- the excess that we don't need that doesn't
10 need to be tied into the bentonite cap top is getting to
11 cut off, and then the surveyors are working on surveying
12 exactly where the GundWall is.

13 Right, Clint?

14 MR. ELROD: Sure.

15 MR. TYAHLA: So this is -- yeah, this is for
16 Monday. So this is -- they have got a lot done. So by
17 now a lot of this has been trimmed back to what the real
18 height is going to need to be to tie into the --

19 Oh, this is interesting, the corner work.
20 Notice that one doesn't really quite make the reach
21 there. And when they do corners, that could happen.
22 It's either 4-foot wide, and that means 4-foot wide, so
23 that they put in a specially-made 1-footer to try to
24 make up that difference.

25 This just takes a pan from the very start of

1 the trench all the way through everything they have done
2 as of when I shot this on Monday; and at the end of the
3 day Monday, there was about 276 feet of GundWall
4 remaining out of 1476. So that's just, you know,
5 going -- following along the whole path.

6 Yeah, those -- those guys are there working on
7 the electrical conduit that's going in for -- to supply
8 power to the U.C.S.F.-site blowers that are over there.
9 That's at one of your stickups for one of the passive
10 vents. And then that is going down towards the west
11 end. There is the electrical conduit. Exciting stuff.

12 MR. ATTENDEE: Okay.

13 MS. PENDERGRASS: You might have a film career
14 when --

15 MR. TYAHLA: Well, I think I'll buy a Mac
16 computer. I'm sick of crashing mine.

17 And that's the last part that has to be done.
18 And Clint told me that today we probably only have about
19 50 feet or so left of the GundWall to do.

20 MR. ELROD: Yes.

21 MR. TYAHLA: So that's been working pretty
22 well.

23 MS. PENDERGRASS: Thank you.

24 MR. TYAHLA: That's about it.

25 MS. ATTENDEE: Yea.

1 MS. PENDERGRASS: I need to check in with the
2 RAB at this point. We have -- I have about eleven
3 minutes to 8:00. We were scheduled to be out of here at
4 8:10. We have the Community Relations Plan to talk
5 about. We have subcommittee reports, and we have a
6 number of them, and we need to have -- because I'm sure
7 we have more questions that haven't been resolved today,
8 so we need a little bit more time on the agenda for
9 that.

10 Do I hear any motion or any suggestion in how
11 we should proceed?

12 Mr. Tisdell?

13 MR. TISDELL: I'd like to make a motion that
14 the RAB be continued to 8:30, 8:45.

15 MR. MASON: I second it.

16 MS. ATTENDEE: No, you can't second "8:30,
17 8:45."

18 MR. TISDELL: Well, 8:45.

19 MS. ATTENDEE: Okay, now you can second it.

20 MS. PENDERGRASS: Well, we're having -- we have
21 technical difficulties, because if we continue beyond
22 our 8:10 mark, we won't be on record -- won't be
23 recorded.

24 Is that correct?

25 THE REPORTER: Yes.

1 MS. PENDERGRASS: That's correct.

2 MR. MASON: 8:10?

3 MS. PENDERGRASS: So what I'm, you know,
4 communicating, either go off line and not have this
5 recorded, or the other option is to continue it at our
6 next month meeting. What's the pleasure?

7 MS. BUSHNELL: I make a motion we continue the
8 report for the -- the community relations report,
9 because I think we want to hear about that.

10 MS. PENDERGRASS: Okay. And what about our
11 subcommittee reports?

12 MS. BUSHNELL: And if anybody, you know, really
13 wants their subcommittee, you know, if they can do it in
14 a short period of time, because it's important that we
15 hear that too.

16 MS. SHIRLEY: I second that. I like that, that
17 we defer the Community Relations Plan and do the
18 subcommittee reports quickly.

19 MS. PENDERGRASS: Okay. All right.

20 So the motion on the floor is that we go ahead
21 really quickly with our subcommittee reports if we --
22 any time we have between now and 8:10 gets handled for
23 the Community Relations Plan, and what doesn't get done
24 in the Community Relations Plan gets tabled till next
25 meeting.

1 MR. BROWN: But -- but this is --
2 May I say something?
3 MS. PENDERGRASS: Yes.
4 MR. BROWN: This is what we asked for is the
5 Community Relations Plan, and we don't have it.
6 MR. MASON: And we second -- and I second that.
7 MR. BROWN: We don't have one --
8 MR. MASON: I second that motion.
9 MR. BROWN: -- you know, and we should listen
10 to this. Ev- -- every other base has one except this
11 one.
12 MS. PENDERGRASS: Okay. I don't think that the
13 intent is to not have a Community Relations Plan
14 discussion and the presentation. It's just to move it
15 to our next meeting. Is that possible?
16 MS. PETERSON: May we discuss --?
17 MS. PIERCE: Can we --?
18 MS. PENDERGRASS: Wait. We have a motion on
19 the floor at this point.
20 MS. PETERSON: It has to do with the Community
21 Notification Plan. Can we have --? May we have a copy
22 of the Community Notification Plan and then --?
23 MS. PIERCE: This is relations.
24 MS. PETERSON: -- Relations Plan in -- in case
25 we do have to do it for -- and we can look at it?

1 MR. BROWN: May -- may I say this? This is the
2 Community res- -- Relation Plan that we will have to
3 make --

4 MS. PETERSON: Oh.

5 MR. BROWN: -- you know.

6 MS. SHIRLEY: I just -- I brought a copy of
7 the one from --

8 MR. BROWN: Treasure.

9 MS. SHIRLEY: -- Treasure Island if you want to
10 take a look at it.

11 MS. PENDERGRASS: At this point, we have a
12 motion on the floor.

13 MR. MASON: And I said I second it.

14 MS. PENDERGRASS: And we've had a second. So
15 what we need -- I mean, at this point, we have some
16 discussion, but it should be about this motion so that
17 we can either make -- do this or not. We're going to
18 run out of time quickly.

19 MR. TOMPKINS: Motion, discussion item.

20 MS. PENDERGRASS: Do you have a discussion
21 item?

22 MR. TOMPKINS: Yes, on motion. I would suggest
23 that since you only have 8:10, we go to 8:10 so we keep
24 everything on the record and a continuation for -- as a
25 friendly amendment to the maker, that we continue, then

1 continue the agenda till next meeting.

2 MS. PENDERGRASS: So that's -- yeah. The
3 motion -- Let me just --

4 MR. RAB ATTENDEE: Let's go to 8:45.

5 MS. PIERCE: I call the question.

6 MS. PENDERGRASS: The motion is this. Quickly,
7 we're chewing up time.

8 The motion is that we continue with our
9 subcommittee reports. We table the Community Relations
10 Plan discussion until next meeting.

11 MS. PIERCE: And I call the question.

12 MR. BROWN: Right.

13 MS. PENDERGRASS: All in favor?

14 THE BOARD: Aye.

15 MS. PENDERGRASS: Any opposed? Any
16 abstentions?

17 (No verbal response elicited.)

18 MS. PENDERGRASS: All right. We'll do the
19 comm- -- We'll have the subcommittee reports now. We
20 will end at 8:10 --

21 MR. RAB ATTENDEE: Quarter of.

22 MS. PENDERGRASS: -- and we will have our --
23 just a moment -- Community Relations Plan as our next
24 meeting agenda item.

25 Yes, sir.

1 MR. DACUS: Alternate for Sulu.

2 MS. PENDERGRASS: Yes, okay. You are an
3 alternate.

4 All right. First subcommittee report, Economic
5 Development, and we only have three minutes each for
6 these.

7 Mr. Mason?

8 Where did he go?

9 MR. TISDELL: He stepped out.

10 MS. PENDERGRASS: Okay. Let's move to
11 radiological issues. Can we go to radiological report?

12 DR. SUMCHAI: I have given you a succinct
13 summary of the activities of the Radiological
14 Subcommittee. I was, you know, up till 11:30 last
15 night. I would hope that you look at it.

16 I want to thank the people who attended the
17 last meeting. There was some important information that
18 was imparted. I'm not going to go into it.

19 Mr. Offenhauer did report that the EPA had used
20 a new device called a scan van on the base, and I am
21 not -- I'm not familiar with the limitations of the
22 technology. But he reports that the device didn't
23 detect any anomalous spikes in the radiation spectrum,
24 and we need to get a formal report of that.

25 There were also some -- you know, some

1 information imparted about the status of the MARSSIM
2 survey. The Department of Health Services has requested
3 additional information with regard to the clearance of
4 Building 821 on Parcel A, and there was an important
5 decision made by a superior court judge in August that
6 may impact the ability of the California Department of
7 Health Services to clear anything.

8 MS. PENDERGRASS: Were there any
9 recommendations that you had out of your report?

10 DR. SUMCHAI: I'm sorry?

11 MS. PENDERGRASS: Did you have any
12 recommendations out of your report?

13 DR. SUMCHAI: I would like to recommend that as
14 many of you come to the October 17th meeting of the
15 Radiological Subcommittee as possible. And what we
16 should do is just go over some of the activities of the
17 preceding three months and try and bring everybody up
18 to --

19 MS. PENDERGRASS: And when is your next
20 meeting?

21 DR. SUMCHAI: -- to speed.

22 It's going to be October the 17th, 6 to 8 p.m.,
23 Literacy for Environmental Justice. The address, the
24 phone number, it's all on the final page.

25 But I do think that we have been making quite a

1 bit of progress; and I appreciate that, you know, people
2 have really been forthright in contributing information
3 and being, you know, very active in forwarding the
4 efforts.

5 MS. PENDERGRASS: Thank you, Dr. Sumchai.
6 Economic development.

7 MR. MASON: I have a report. I did a report
8 up. But in my haste to get here, I left it at the
9 office. So I don't think I want to give it right now
10 because I'd like to present it to you.

11 But I would like to say that we did make some
12 recommendations in the Economic Committee that we had,
13 and we were concerned with some of the -- the space on
14 the Shipyard.

15 And we were recommending that the Navy consider
16 some of our businesses on the -- in the community have a
17 spot in the Shipyard, and we were -- made
18 recommendations on some of our truckers, trucking
19 companies, that need to utilize some of that space. And
20 I think that building was that E 813, that blue
21 warehouse building down there.

22 MS. PENDERGRASS: Okay. So I just want to make
23 sure that we are all clear on this now. The
24 subcommittee meets. You all decide if there's something
25 that you need to bring to the full RAB to make a

1 recommendation or a motion about moving forward.

2 So it -- if your report's in a written form, we
3 can all read that. That needs to be forwarded to
4 Mr. Keichline.

5 MR. MASON: I'll -- I will do that.

6 MS. PENDERGRASS: Okay.

7 MR. MASON: I will do that to --

8 MS. PENDERGRASS: And then that will be
9 distributed.

10 MR. ATTENDEE: Right.

11 MS. PENDERGRASS: And then the next -- the next
12 part of that is if you have a recommendation that comes
13 out of your subcommittee that the full Board needs to
14 vote on, that -- that's kind of the process. I just
15 want to make sure that people don't overlook that
16 process.

17 MR. MALOOF: Next meeting?

18 MS. PENDERGRASS: The next meeting for the
19 Economic Development?

20 MR. MASON: I think it's --

21 MR. CAMPBELL: -- the 18th.

22 MR. MASON: What was that?

23 MR. CAMPBELL: The 18th.

24 MR. MASON: Yeah, the 18th.

25 MR. CAMPBELL: Friday.

1 MR. MASON: A Friday.

2 MS. PENDERGRASS: Okay.

3 MR. TISDELL: What time?

4 MS. PENDERGRASS: Risk Review and Health?

5 MR. MASON: That's at 5 o'- -- That's at
6 5 o'clock.

7 MS. PENDERGRASS: I'm sorry. I'm moving
8 quickly here.

9 MR. TOMPKINS: My alternate, Mr. Campbell, had
10 chaired it, request of the Risk Committee was that the
11 ASTDR [sic] attend the mee- -- attend this Board
12 meeting, and there are questions that they would like to
13 have answered and address some of the issues that we can
14 have addressed rather than run on suppositions.

15 MS. PENDERGRASS: So you're -- you're -- you're
16 ask --

17 MR. TOMPKINS: Formal request to invite the
18 ASTDR to attend the RAB meeting to make their
19 presentation and explain some of the situations.

20 MS. PENDERGRASS: I'm sorry. Who's A.S. --?

21 MR. TOMPKINS: ASTDR.

22 MS. PIERCE: ATSDR.

23 MR. FORMAN: ATSDR?

24 DR. SUMCHAI: SD is the state level component
25 of ATSDR; am I not correct?

1 MR. ATTENDEE: No.

2 DR. SUMCHAI: It's not? I'm sorry.

3 MS. PENDERGRASS: So who would -- who --?

4 You've made that recommendation. Who's --? Who would

5 be responsible for making sure that that happens?

6 MR. DeMARS: As mentioned earlier, we will go

7 ahead and invite them.

8 MS. PENDERGRASS: Okay. Now, is that going to

9 be at a RAB -- full RAB meeting or committee?

10 MR. TOMPKINS: Yes, full RAB, they were asking.

11 Am I right, Mr. Campbell?

12 MR. CAMPBELL: Yeah, that they were -- they're

13 going to do with the Risk Assessment Subcommittee.

14 MS. PENDERGRASS: It would make more sense.

15 MR. FORMAN: It's -- I think it's more

16 appropriate for a subcommittee.

17 MR. CAMPBELL: That meeting would be on the

18 18th also and --

19 MR. TOMPKINS: And then do a sub and then --

20 MS. PENDERGRASS: Before you go forward,

21 Mr. Tompkins, let's make sure we capture that. We are

22 inviting them to a meeting, your subcommittee meeting,

23 which is -- which is when?

24 MR. MASON: October 18th.

25 MS. PENDERGRASS: Your -- your subcommittee

1 meeting?

2 MR. TOMPKINS: I'll -- I defer to

3 Mr. Campbell. You'd have to check --

4 MR. CAMPBELL: October 18th. We --

5 MS. PENDERGRASS: So it's October 18th at

6 5 p.m.

7 MR. CAMPBELL: -- piggyback with each other.

8 MS. PENDERGRASS: Okay.

9 And, Mr. DeMars, you were going make sure that

10 that invitation gets extended?

11 MR. DeMARS: Yes.

12 MS. PENDERGRASS: Okay. All right.

13 MR. MASON: But we have to give you the address

14 for that. That -- that address is --

15 MR. CAMPBELL: -- 1790 Yosemite.

16 MR. MASON: Yeah.

17 MS. PENDERGRASS: 1790 Yosemite.

18 MR. CAMPBELL: Right.

19 MS. PENDERGRASS: Okay. And that's on 10/18 at

20 what time?

21 MS. PIERCE: Five.

22 MS. PENDERGRASS: Five p.m.?

23 MR. ATTENDEE: Five p.m.

24 MR. CAMPBELL: Economics at 5:00. The Risk

25 Assessment will probably be at 6:00.

1 MS. PENDERGRASS: At 6:00. Risk Assessment is
2 at 6:00. All right. Very fine.

3 The next one is Membership & Bylaws.

4 MS. BUSHNELL: Can we just --? I have a point
5 here. It just -- It seems Mr. Campbell is chairing a
6 RAB subcommittee, and he's not a member of RAB. Is that
7 appropriate?

8 MR. MASON: No, he's not chairing any
9 committee.

10 MR. TOMPKINS: He's asking -- He's acting in
11 my behalf as my alternate, as I stated in the last
12 meeting.

13 MS. BUSHNELL: Do alternates cover chairs of
14 subcommittees meetings? That's my question.

15 MS. RINES: Bylaws don't say they can't.
16 Subcommittees aren't -- aren't necessarily regulated as
17 the regular RAB is. We have subcommittee leaders.
18 That's it.

19 MS. PENDERGRASS: Well, we have a point here of
20 order that I don't know. It's not clearly defined in
21 the bylaws in terms of subcommittee meetings and who can
22 chair them or not chair them. So I think that this is
23 something perhaps we need to discuss at the Bylaws &
24 Membership meeting.

25 MS. BUSHNELL: Thank you.

1 MS. PENDERGRASS: All right.

2 So, Mr. Tisdell, can you make sure, or Miss
3 Rines, that that gets on your agenda to discuss at your
4 next meeting?

5 MR. TISDELL: Yes, ma'am.

6 MS. PENDERGRASS: Mr. Tisdell, your report,
7 please.

8 MR. TISDELL: Okay.

9 How you doing, everybody? We have five people
10 that was voted to come into the full RAB: Helen --
11 Miss Helen Jackson, James Morrison, Marie Franklin,
12 Maurice Campbell, and Kevyn --

13 MS. SHIRLEY: -- Lutton.

14 MR. TISDELL: Yeah, Lutton, and I will present
15 them to the full Board for acceptance -- acceptance into
16 the RAB.

17 MS. PENDERGRASS: So your motion is -- is that
18 the Membership & Bylaws Committee [sic] is
19 recommending --?

20 MR. TISDELL: Yep, RAB, you know, accept --
21 accept -- acceptance into the full RAB.

22 MS. PENDERGRASS: So that's the motion?

23 MR. TISDELL: Yes.

24 MS. PENDERGRASS: Is there a second on that?

25 MR. RODRIGUEZ: I second.

1 DR. SUMCHAI: Well, I have a question too.

2 MS. PENDERGRASS: Some discussion?

3 DR. SUMCHAI: Well, we traditionally had, you
4 know, applications. I know everybody and I know
5 everybody. But we had applications, and there are also
6 some categories that, you know, we tried to adhere to,
7 although I had questions about that. But do we at least
8 get applications?

9 MS. PENDERGRASS: The --

10 MR. TISDELL: Okay. I --

11 MS. PENDERGRASS: -- subcommittee did get
12 applications.

13 MR. TISDELL: I -- The subcommittee did get
14 the applications, and it would be a lot of paperwork. I
15 don't know who going to pay for copies of the
16 applications, you know, and -- you know. And it's
17 just -- it's -- it's -- if you come to the Membership &
18 Bylaws -- I'm not trying to be smart.

19 DR. SUMCHAI: Yeah, 'cause I can't come because
20 I work.

21 MR. TISDELL: Yeah, yeah, you know. Like, you
22 know, some people can come and some people can't, and I
23 try to communicate and get that to everybody, you know.
24 And if there was any questions, you know, of concern
25 there, you know, concern in coming on, and possibly they

1 can be raised now, you know, if you -- 'cause you
2 couldn't come to the meeting and, you know, so . . .

3 MS. RINES: I don't know how we can solve that
4 other than if you want copies of all the applications,
5 we can make it and have it sent to you.

6 DR. SUMCHAI: Well, I think that we, the full
7 RAB, is responsible for voting people on. So, you know,
8 this body should be privy to information about who --
9 you know, who we are bringing on.

10 MS. PENDERGRASS: But a subcommittee process --
11 Dr. Sumchai, the way a subcommittee works is that they
12 do that legwork and make a recommendation.

13 DR. SUMCHAI: Right.

14 MS. PENDERGRASS: Now, they are making a
15 recommendation. Now, you can challenge their
16 recommendation; but in terms of having the data that
17 they would have available in a subcommittee, you either
18 need to be there or be there by proxy. So --

19 DR. SUMCHAI: When I came onto this RAB,
20 everybody had my application distributed.

21 MS. PENDERGRASS: I understand. But that
22 process has been changed.

23 DR. SUMCHAI: A standard.

24 MS. PENDERGRASS: But I'm saying, this process
25 has been changed, from what I understand. I don't know

1 what happened in the past.

2 But I do know that the process now as it stands
3 is that this is a subcommittee function. It's
4 recommended forward and -- and unless you have -- and
5 provides the forum for any RAB member to make an
6 objection to a person coming on. But now having that
7 based on review of their application, that would have
8 been a process at the subcommittee meeting. Okay.

9 So we have -- we have a motion. We have a
10 second.

11 Do we have more discussion about that?

12 MS. BUSHNELL: Yes. I was at that subcommittee
13 meeting --

14 MS. PENDERGRASS: Yes, ma'am.

15 MS. BUSHNELL: -- and I was not allowed to make
16 points. I have to make a statement of this. I was told
17 I couldn't talk about something, you know. And I'm a
18 RAB member. And I am confused.

19 The way it was left was that we didn't
20 categorize these people. So it's not clear to me now
21 what categories these people are in.

22 MS. PENDERGRASS: Okay.

23 MS. BUSHNELL: And I don't -- and I'm not even
24 clear tonight. We didn't -- we didn't even have
25 categories.

1 MR. TISDEL: Say, Tuesday by 6 o'clock you will
2 know the categories.

3 MS. BUSHNELL: Okay. So then let's --

4 MR. TISDELL: Everybody.

5 MS. BUSHNELL: But the subcommittee meeting
6 should be deciding that, not --

7 MR. TISDELL: I'll withdraw that motion.

8 MS. BUSHNELL: Yeah.

9 MR. TISDELL: I withdraw the motion until next
10 RAB meeting. Be there or don't raise no questions.

11 MS. PENDERGRASS: Now, Mr. Tisdell --
12 Wait. Excuse me. But point of order here.
13 That is out of order to say that they have to
14 be there or not have a question. The process is that
15 the subcommittee works this through and makes a
16 recommendation.

17 Now, I was at that subcommittee too.

18 MR. BROWN: Right.

19 MS. PENDERGRASS: And I thought that there had
20 been --

21 MR. BROWN: Right.

22 MS. PENDERGRASS: -- some work in that
23 committee about categorizing and all of that. That was
24 done behind the scenes prior to this recommendation.

25 MR. BROWN: Right.

1 MS. PENDERGRASS: So I'm hearing now that that
2 didn't have a follow-through. So at this point, you've
3 just withdr- -- withdrew your motion.

4 MR. TISDELL: No, it didn't have a
5 follow-through because I have -- I have a wife that's
6 sick, you know, and other things that -- you know, where
7 I'm trying to communicate with her, you know, in trying
8 to get things going. I can't be in touch with her and
9 handling my own business that I need to handle
10 concerning my own.

11 MS. PENDERGRASS: Okay.

12 MS. RINES: We're --

13 MR. TISDELL: Thank you.

14 MS. RINES: We're working on it. Keith and I
15 are both trying to share this responsibility 'cause it
16 is -- it is a very large one. We are going to work on
17 the categories this weekend.

18 We will bring it up to people if -- maybe we
19 can do it beforehand. We will maybe possibly try to get
20 copies of all the applications to have it prior to the
21 meeting so that everyone can read it on the RAB, go over
22 the applications so when we present it again, everybody
23 will have the information that we had at the
24 subcommittee meeting. If that -- if that's --

25 MS. PENDERGRASS: Okay. First of all, we've

1 had the motion withdrawn on the floor.

2 MR. BROWN: No.

3 MS. PENDERGRASS: The discussion --

4 MR. BROWN: No.

5 MS. PENDERGRASS: -- now about the Bylaws &
6 Membership Committee --

7 MR. BROWN: No.

8 MS. PENDERGRASS: -- is -- is how to do this.
9 So, Mr. Brown, do you have another suggestion?

10 MR. BROWN: That motion is still on the
11 floor --

12 MR. RODRIGUEZ: Yeah.

13 MR. BROWN: -- and he seconded it.

14 MR. RODRIGUEZ: I've already seconded that
15 motion --

16 MR. BROWN: He already seconded it.

17 MR. RODRIGUEZ: -- and -- and I think it's --
18 it -- it -- I think the community, the -- the RAB
19 community, has every right to vote.

20 If Miss Bushnell does not agree or anybody else
21 does not agree with the recommendations that have been
22 put forth --

23 MS. PENDERGRASS: Yeah.

24 MR. RODRIGUEZ: -- it's -- it's within their
25 purview to -- to vote no. They can vote no.

1 MS. PENDERGRASS: All right.

2 MR. RODRIGUEZ: Those of us who have enough
3 confidence in the work that they have -- the -- these
4 fine people have done, we are allowed to vote what we
5 feel. And I -- I have total confidence in what Keith
6 and anybody else has been on that membership board have
7 done, and I think they'll do -- they'll continue to do a
8 fine job. So I would like to continue to move forward
9 with that motion.

10 MS. PENDERGRASS: All right. The motion has
11 not been seconded to be withdrawn -- to have been
12 withdrawn. So we have to call the question unless
13 there's new discussion.

14 DR. SUMCHAI: I just -- Can we have people
15 introduced? Can we just have people maybe make a two --
16 thirty-second comment about who they are or . . . ?

17 MR. TISDELL: Time factor.

18 MS. PENDERGRASS: Well, that is subcommittee
19 work. Otherwise, we'll never be able to keep to an
20 agenda here.

21 So I have to agree and defer to Mr. Rodriguez
22 in that we do have a live motion on the floor. The --
23 We called the -- We had some discussion.

24 If there's more new discussion to this, we
25 will -- before we call the question --

1 Yes, sir, the representative for Mr. Manuel.

2 MR. DACUS: What I would like to say is this:

3 When did we change the category? We -- First we
4 categorized so many people's different categories. When
5 did --? When was that changed?

6 MS. PENDERGRASS: Well, sir, that -- that is
7 a -- that is an item that was in every -- in the past
8 three meeting minutes about the change in the bylaws,
9 and all of that was discussed. That was voted on and
10 discussed by this body. So at this point, I think that
11 the person you're representing needs to fill you in on
12 that.

13 MS. RINES: It's actually two meetings prior.

14 MS. BUSHNELL: He's also a RAB member himself.

15 MR. DACUS: I'm a RAB --

16 MS. PENDERGRASS: Okay.

17 MR. DACUS: I represent myself.

18 MS. PENDERGRASS: Okay. Well --

19 DR. SUMCHAI: Can I --?

20 MS. PENDERGRASS: -- I -- that was covered in
21 several meetings prior. I -- I'm sorry, I don't have
22 all of that information right here when that was
23 changed.

24 DR. SUMCHAI: I just want to ask one other
25 procedure question, because there was a motion passed at

1 the last meeting in which we prioritized that we would
2 try to save space for a cross representative from the
3 CAC, and we had hoped to get representation from the
4 Chinese-American community. Are -- are we still going
5 to have space to --?

6 MS. ATTENDEE: Yes.

7 MS. PENDERGRASS: How many open -- open seats
8 do you have left even with these -- with these accepted?

9 MR. TISDELL: Eleven.

10 MS. PENDERGRASS: Okay. So --

11 DR. SUMCHAI: Eleven open seats?

12 MR. TISDELL: Yes.

13 DR. SUMCHAI: Okay.

14 MS. PENDERGRASS: Okay.

15 So, Miss Bushnell, did you have another
16 discussion?

17 I'm sorry, ma'am, did you have something else
18 to add?

19 MS. ATTENDEE: I just wanted to say that it
20 seems like if this is the first time anyone has heard
21 about these particular people being brought forward for
22 the positions, it makes sense to have a little bit of
23 time between the names being put forward and the vote
24 being taken.

25 MS. PENDERGRASS: That makes sense. That makes

1 sense.

2 MS. PIERCE: I call the question.

3 MR. RODRIGUEZ: Thank you, Karen.

4 MS. PENDERGRASS: Okay. I have to paraphrase
5 it one more time or summarize it to make sure.

6 MS. WRIGHT: I just want to say that you
7 incorrectly identified Mr. Dacus as J. R. Manuel's
8 representative.

9 MS. PENDERGRASS: Actually, he called a point
10 of order and said that.

11 (Simultaneous colloquy.)

12 MS. PENDERGRASS: So sorry. Please forgive me.
13 I am sorry. I turned that around in my head. Please
14 forgive me. You're absolutely right. I'm sorry about
15 that. I'm so sorry.

16 The question has been called, and the question
17 is to accept the slate of new RAB members for -- to the
18 RAB as put forth by Mr. Tisdell and Ms. Rines as members
19 of the Bylaws & Membership Committee.

20 Did I get that right?

21 MS. PETERSON: No. Membership & Bylaws
22 Committee.

23 MS. PENDERGRASS: Thank you.

24 Okay. All in favor?

25 THE BOARD: Aye.

1 MS. PENDERGRASS: All not in favor?
2 (No verbal response elicited.)
3 MS. PENDERGRASS: Anyone abstaining from that
4 vote?
5 DR. SUMCHAI: I'm going to abstain. I just
6 don't have enough information.
7 MS. PENDERGRASS: Okay. We have one, two,
8 three abstentions.
9 MS. RAB MEMBER: You got four.
10 MS. PENDERGRASS: Four abstentions. But that
11 still does carry.
12 Can our new RAB members just come forward and
13 say your names? And you're now RAB members.
14 MR. TISDELL: The Membership & Bylaws next
15 meeting is the second Tuesday and -- and -- next
16 month --
17 MS. ATTENDEE: The 8th.
18 MS. PENDERGRASS: Okay.
19 MR. TISDELL: -- from 6:00 to 8:00.
20 MS. PENDERGRASS: Okay.
21 MR. TISDELL: From 6:00 to 8:00. Library will
22 be closed at -- closing at 7:00, but I talked to the
23 lady; she's going to leave me the key where we can carry
24 on the meeting till 8 o'clock.
25 MR. MALOOF: The second Tuesday is what?

1 MR. TISDELL: The second --

2 MS. PENDERGRASS: Eighth.

3 MR. TISDELL: The 8th.

4 MS. PENDERGRASS: Can the new members please

5 stand up and just say your name, please?

6 MR. CAMPBELL: Maurice Campbell. I think I've

7 been here for a while.

8 MS. PENDERGRASS: Okay.

9 MR. CAMPBELL: So you might have an --

10 MS. FRANKLIN: I'm Marie Franklin.

11 MS. PENDERGRASS: All right.

12 MR. MORRISON: I'm James Morrison.

13 MS. PENDERGRASS: Thank you.

14 MS. JACKSON: And I'm Helen Jackson.

15 MS. PENDERGRASS: All right. Thank you.

16 I'm sorry?

17 MS. LUTTON: I'm Kevyn Lutton.

18 MR. TISDELL: Welcome on board.

19 (Applause.)

20 MS. PENDERGRASS: We're going to adjourn this

21 meeting without setting agenda items for next -- for

22 next time.

23 And as you guys can see, we are crammed in this

24 agenda, and we need to be flexible, but people need to

25 stick to your agreed-upon way of communicating. That

1 means that you got to stay within your time limit.

2 MS. SHIRLEY: Don't leave. We have
3 something -- We have one more thing to do.

4 MS. PENDERGRASS: We're off the clock at this
5 point.

6 MS. SHIRLEY: That's okay. We still got to do
7 it. We got to do it.

8 I have minutes for the Technical meeting. The
9 most important recommendation was to schedule a field
10 trip out to the site, and I would like to do that --
11 recommend that we do that on the 19th in lieu of the
12 16th meeting.

13 MS. PENDERGRASS: Thank you, Miss Shirley.

14 MS. SHIRLEY: And so in instead of doing the
15 16th in the evening, we will do a Saturday field trip.
16 Are people in- --?

17 MS. PIERCE: Yes.

18 MS. SHIRLEY: I'd like to move that that
19 happen.

20 MS. PENDERGRASS: All right.

21 MS. PIERCE: Second.

22 MS. PENDERGRASS: All right. Call the
23 question. All in favor?

24 THE BOARD: Aye.

25 MS. PENDERGRASS: Those opposed?

1 (No verbal response elicited.)

2 MS. PENDERGRASS: All right. So we can have a

3 field trip on 10/19 for the Technical --

4 MR. TOMPKINS: What time?

5 MS. PENDERGRASS: -- Review.

6 MR. TOMPKINS: What time?

7 MS. PENDERGRASS: What time?

8 MR. TOMPKINS: Chris, what time?

9 MS. SHIRLEY: I don't know. Ten?

10 MR. FORMAN: Whatever's best for you.

11 MS. SHIRLEY: Ten's good. Ten o'clock?

12 MR. FORMAN: Whatever you -- That's fine.

13 MS. SHIRLEY: Ten o'clock? Will that work for

14 you?

15 MR. FORMAN: Ten o'clock on S- -- ten o'clock

16 on Saturday, the 19th.

17 MS. PENDERGRASS: Yes.

18 MS. SHIRLEY: Yes.

19 MR. FORMAN: Okay. And we'll meet -- We'll

20 all meet at Dago Mary's parking lot right out here.

21 MS. PENDERGRASS: Okay. Very good. Very good.

22 MS. ATTENDEE: What about -- what about that

23 side?

24 MS. ATTENDEE: Lunch is on the Navy.

25 MS. PENDERGRASS: All right. Very good.

1 We are adjourned, Christine.

2 (Off record at 8:10 p.m., 9/26/02.)

3 ---oOo---

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