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M E E T I N G

HUNTERS POINT SHIPYARD
RESTORATION ADVISORY BOARD

REPORTER'S TRANSCRIPT

October 24, 2001

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

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

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CERTIFIED SHORTHAND REPORTERS SERVING THE BAY AREA

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

5 A T T E N D E E S:

6 JOHN ADAMS - Young Community Developers
7 LANI ASHER - Communities for a Better Environment,
Community First Coalition
8
9 SAUL BLOOM - ARC Ecology
10
11 BILL BREEDLOVE - IT Corporation
12
13 GEARY L. BROWN - Geary L. Brown & Son Trucking
14
15 LYNNE BROWN* - Communities for a Better Environment,
Community First Coalition
16
17 AMY BROWNELL* - San Francisco Department of Public Health
18
19 MAUDE BULLOCK - ADI Technology Corporation
20
21 BARBARA BUSHNELL* - Roses, resident
22
23 SHEL BUTLER - Young Community Developers
24
25 AL CAIN - A. M. Cain Trucking
26
27 MAURICE CAMPBELL - Business Development, Inc.; Community
First Coalition; New California Media; NEW BAYVIEW
28
29 NEWSPAPER; SAN FRANCISCO BAY VIEW
30
31 A. DON CAPOBRES - San Francisco Redevelopment Agency
32
33 CHARLES L. DACUS, SR.* - Hunters Point resident, Roses
34
35 DON EICHELBERGER - Green Party
36
37 CHRIS FARNY - Young Community Developers

38 _____
39 *RAB member

1 ATTENDEES [Cont.]:

2 BENJAMIN FEICK

3 STEVEN GARRETT - Young Community Developers

4 DAVID GAVRICH - ECDC Waste Solutions Group

5 MARIE HARRISON* - Communities for a Better Environment,
SAN FRANCISCO BAY VIEW

6 MITSUYO HASEGAWA* - JRM Associates

7 BOB HOCKER - Lennar-Bayview-Hunters Point Team

8 SUSAN HORSTALL - Goggin & Goggin for Lennar

9 CAROLYN HUNTER - Tetra Tech EM Inc.

10 CEDRIC JACKSON - CEDC, Smallbear, Inc.

11 HAROLD JACKSON, PH.D. - Pendergrass & Associates

12 HARVARD JAKE - Young Community Developers

13 KRISTEN JENSEN, Esquire - Sheppard Mullin RH for Lennar

14 OMARI JOHNSON - Young Community Developers

15 DWAYNE JONES - Young Community Developers

16 SHUCRITA JONES - Young Community Developers

17 CHARLES KALISH

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

19 RONALD KEICHLINE - Bechtel National, Inc.

20 JACQUELINE ANN LANE* - US Environmental Protection Agency

21 ALEX LANTSBERG - Southeast Alliance for Environmental

22 Justice

23 DARRELL LEWIS - Young Community Developers

24 _____
*RAB member

25

1 ATTENDEES [Cont.]:

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

3 JIM MARTIN - Project Area Committee

4 JESSE MASON* - Bayview-Hunters Point Community
Advocates, Community First Coalition

5 GERALD McDONALD - Young Community Developers

6 LEUREN MORET - Scientists for Indigenous People,
7 Association for Women Geoscientists

8 ERIC NED - Young Community Developers

9 GEORGIA OLIVA - Communities for a Better Environment,
CCA member

10 SULULAGI PALEGA - Hunters Point Boys & Girls Club,
11 Housing Authority, Samoan Community Development Center

12 CHUCK PARDINI - Levine-Fricke for Lennar

13 ELOISE PATTON - Young Community Developers

14 DON PAUL - Housing is a Human Right

15 JIMMIE RAY POTTS - Barbary Coast Trucking & Brokers

16 SARINA PURI - Bechtel National, Inc.

17 TYRESE RANEY - Young Community Developers

18 WILLIE RATCLIFF - SAN FRANCISCO BAY VIEW

19 JIM RODRIGUEZ* - Portola Place Homeowners Association,
Roses

20 LEE H. SAUNDERS - United States Navy

21 CHRISTINE SHIRLEY* - ARC Ecology

22 BRANDE SILAS - Young Community Developers

23 KAORI SUNAGAWA - ARC Ecology

24 _____

25 *RAB member

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ATTENDEES [Cont.]:

- KEITH TISDELL* - Hunters Point resident
- RAYMOND TOMPKINS* - Bayview-Hunters Point Coalition on Environment
- MICHAEL J. WANTA, P.E. - Tetra Tech EM Inc.
- ROBERT WOODS
- ROBERT WOOZAK
- LEILANI WRIGHT* - JRM Associates
- _____
- *RAB member

1 SAN FRANCISCO, CALIFORNIA, THURSDAY, OCTOBER 24, 2001

2 6:04 P.M.

3 ---oOo---

4 MR. MACH: Okay. Everyone please take their
5 seats. Okay. Wel- -- Everyone, welcome to the October
6 Restoration Advisory Board for Hunters Point Shipyard.
7 My name is Richard Mach. I'm the Navy co-chair for this
8 RAB, and I'm happy to present Marsha Pendergrass who
9 we've hired to be our new meeting facilitator, as was
10 discussed at the last meeting. And so I am going to
11 very quickly turn it right over to Marsha and resume my
12 Navy role.

13 MS. PENDERGRASS: All right. Hi, everybody.
14 Well, this looks like a real serious group here tonight.

15 I'm really happy to be here 'cause I am a
16 community resident and happy to be invited to kind of do
17 what I do every day in real life for my community. I
18 really feel good about that.

19 We're starting a bit late, and hope that's not
20 going to inconvenience anybody; but we do like to start
21 on time, I understand, because we have quite a packed
22 agenda, and we're trying to get all this work done in a
23 two-hour time frame with all these volunteers and people
24 that are being paid for this, so we kind of move along.

25 I'm not going to take a lot of time and talk

1 about how to run meetings and how we should go about all
2 this stuff because this is my first meeting, and I'm
3 going to kind of watch all what you do and facilitate a
4 little bit and how ma- -- make sure that this goes
5 forward.

6 But I'm going to use this as a training
7 opportunity for myself to make sure that every meeting
8 we don't repeat any mistakes that we make at this
9 meeting. Okay? So that's kind of how we're going to
10 work this. Anything that we don't feel goes good at
11 this meeting we're going to jot it down, make sure that
12 the next meeting it doesn't happen again. We'll try to
13 fix those things.

14 So tonight we -- I have an associate here,
15 Dr. Jackson, Dr. Harold Jackson, and he'll be here.
16 Wasn't sure what the resources were for this meeting to
17 make sure that I had enough manpower to capture all the
18 ideas that get thrown around the room.

19 So just to make sure that we're all on the same
20 page, we want to make sure that we contain this meeting
21 till 8 o'clock. So if we have business other than RAB
22 business -- that would mean cell phones ringing and
23 pagers and all that stuff -- want -- want to turn them
24 off now or go outside to make sure those -- get work
25 done.

1 And I understand we have a court reporter here
2 who's going to capture our every word and every thought.
3 So to make sure that those thoughts and words get
4 accurately credited to the right person, make sure you
5 identify yourself so that she knows who's talking, and
6 she can credit you appropriately.

7 So we have this great agenda here that's down
8 to the nanosecond. So I guess we're ready to start with
9 welcome and agenda review.

10 Is that on you? Are you ready to do that?

11 MR. MACH: No. That's you.

12 MS. PENDERGRASS: That's me, okay. All right.
13 So we want to approve minutes first.

14 MR. MACH: We no- -- we normally do
15 introductions, though.

16 MS. PENDERGRASS: Introductions are good for me
17 too. Let's start it that way. I'm sorry. I didn't
18 know if we'd do that after minutes or what.

19 Okay. Do you want to start --? Is everybody
20 that's supposed to be on the RAB board here? Do we need
21 to take a roll or anything like that first?

22 MR. MACH: No, we don't do that.

23 MS. PENDERGRASS: You don't need to do that.
24 All right.

25 So introductions, we want to start at the end

1 down there.

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

4 MR. TOMPKINS: Marie, you're on. Introduct.

5 MS. HARRISON: Marie Harrison, and I would be
6 remiss if I would not say at the beginning of this whole
7 meeting that I'm not pleased with it. I have problems;
8 I have concerns. And I believe that we have addressed
9 them before but not to my satisfaction, so I will be
10 addressing them again.

11 MS. SHIRLEY: Chris Shirley, ARC Ecology.

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

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

16 MS. PETERSON: Dorothy Peterson, community
17 co-chair.

18 MS. BUSHNELL: Barbara Bushnell, RAB member and
19 affiliated with Roses.

20 MS. PENDERGRASS: Okay.

21 MR. WANTA: Mike Wanta with Tetra Tech.

22 MS. HUNTER: Carolyn Hunter, Tetra Tech.

23 MR. MACH: Rich Mach, Navy.

24 MR. TISDELL: Keith Tisdell, RAB member.

25 MR. TOMPKINS: Raymond Tompkins,

1 Bayview-Hunters Point Coalition on the Environment.

2 MS. BROWNELL: Amy Brownell, San Francisco
3 Health Department.

4 MR. MASON: Good evening. Jesse Mason,
5 Bayview-Hunters Point Community Advocates, Community
6 First Coalition.

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

10 MS. MORET: Leuren Moret. I'm president of
11 Scientists for Indigenous people, and I'm the alternate
12 for Dr. Sumchai.

13 MS. WASHINGTON: Introduce myself? Caroline
14 Washington, co-chair of RAB.

15 MS. PENDERGRASS: Okay. Do we have a moment to
16 make sure we get everybody in the audience as well?

17 MR. MACH: Mm-hmm.

18 MS. PENDERGRASS: Okay. Let's start back
19 there.

20 MR. CAMPBELL: Maurice Campbell, New California
21 Media, SAN FRANCISCO BAY VIEW NEWSPAPER, BDI.

22 MR. CAIN: Al Cain with A. M. Cain Trucking.

23 MR. POTTS: I'm Jimmie Potts, Barbary Coast
24 Trucking & Brokers.

25 MR. SAUNDERS: Lee Saunders, environmental

1 public affairs officer, US Navy.

2 MS. LANE: Jackie Lane, EPA community
3 involvement.

4 MR. GAVRICH: David Gavrich, ECDC Waste
5 Solutions Group.

6 MR. FEICK: Benjamin Feick, interested party.

7 MR. PARDINI: Chuck Pardini with Levine-Fricke.

8 MR. HOCKER: Bob Hocker with Lennar BVHP Team.

9 MR. CAPOBRES: Don Capobres, project manager
10 for Hunters Point Shipyard for the Redevelopment Agency.

11 MS. PENDERGRASS: All right.

12 MS. OLIVA: Georgia Oliva, Shipyard artist and
13 member of Communities for a Better Environment.

14 MS. ASHER: Lani Asher, Shipyard artist and
15 member of Communities for Better Environments.

16 MS. PENDERGRASS: Okay.
17 Start with you.

18 MS. BULLOCK: Maude Bullock, ADI Technology.

19 MS. HORSTALL: Susan Horstall, Goggin & Goggin,
20 attorneys for Lennar.

21 MR. BREEDLOVE: Bill Breedlove, IT Corporation.

22 MS. PATTON: Eloise Patton, Young Community
23 Developers.

24 MS. PENDERGRASS: All right. Did we get
25 everybody?

1 MS. PURI: Sarina Puri, Bechtel community
2 relations.

3 MS. PENDERGRASS: Okay. Could I just ask a
4 quick question before we move on? How many people have
5 been doing this for more than a year, coming to these
6 meetings?

7 (Some hands are raised.)

8 MS. PENDERGRASS: How many people have been
9 coming for more than two years?

10 (Some hands are raised.)

11 MS. PENDERGRASS: Three years?

12 (Some hands are raised.)

13 MS. PENDERGRASS: Four years?

14 (Some hands are raised.)

15 MS. PENDERGRASS: Oh, my goodness.

16 MS. HARRISON: Try six.

17 MS. PENDERGRASS: You know, before we move
18 on --

19 MS. HARRISON: Try six.

20 MS. PENDERGRASS: -- can we just -- can we just
21 take a moment to say, do you know how important it is,
22 how incredible it is, to have a group of people come
23 together around a community issue and have that kind of
24 stick-to-it-iveness for this long -- I mean, this is
25 really incredible -- and to have this kind of history

1 move forward?

2 So I think you guys are -- really should be
3 commended about the work that you've done so far. And,
4 you know, there's an incredible amount of work to do,
5 but you all have done an incredible amount of work.

6 So let's launch off into today, the approval of
7 minutes.

8 MS. HARRISON: Which brings me to my concern.

9 MR. TOMPKINS: Excuse me. I have a suggestion.
10 Prior to we get to approve it, it says welcome,
11 introduction, and agenda review. I'd like to make --
12 make a request for a change in the agenda in the order.

13 MS. PENDERGRASS: Okay.

14 MR. TOMPKINS: I'd like first that the
15 Membership Committee and bylaws be first and that the
16 subcommittee on risk assessment and health be second. I
17 have another contractual obligation to teach a course
18 this evening.

19 MS. PENDERGRASS: Okay.

20 Is there any problem with that with anybody?

21 (No verbal response elicited.)

22 MS. PENDERGRASS: Okay. So we'll just go ahead
23 and -- and do that. So the change will be that the
24 first subcommittee meeting [sic] will be membership and
25 bylaws. The next one will be risk review and health,

1 and then we'll continue on starting with community
2 co-chairs' report and announcement.

3 Does that work for everybody?

4 (No verbal response elicited.)

5 MS. PENDERGRASS: All right. So can we move on
6 with the approval of the minutes? Does everybody have
7 the minutes from last meeting? Anybody have any
8 additions or deletions to those minutes?

9 MR. TOMPKINS: Yes.

10 MS. PENDERGRASS: Okay.

11 (Kristen Jensen arrives at 6:13 p.m.)

12 MR. TOMPKINS: On page 2 -- I believe it's not
13 numbered -- second paragraph in terms of where it states
14 Mr. Mach acknowledged those concerns, I'd like to put a
15 definitive subject in it, and it was the issue of bylaws
16 at that time, 'cause that was the discussion of
17 violation of the bylaws that I brought up at that time
18 and that it referred back to the rule, Rule 18; and I'd
19 like that correction in that, the subject be presented.

20 MS. PETERSON: Which page? Two?

21 MR. TOMPKINS: Page 2, se- -- first paragra- --
22 or actually second. You have the bold type, and then
23 it's the first paragraph, last sentence, "Mr. Mach,"
24 Mr. Mach acknowledged those concerns. I'd like the
25 subject being -- placed in there that it is bylaws that

1 is being discussed and addressing --

2 MS. PENDERGRASS: Okay. I -- We're not all on
3 the same page because we have pages that are numbered,
4 and the second page --

5 MR. TOMPKINS: I'm sorry.

6 MS. PENDERGRASS: -- doesn't look like that.

7 MR. TOMPKINS: Well --

8 MS. PENDERGRASS: That's okay.

9 MR. TOMPKINS: -- this is what I have.

10 MS. PENDERGRASS: First one, second one. Okay.

11 MR. TOMPKINS: Second on the flip side. It
12 says --

13 MS. PENDERGRASS: All right.

14 MR. TOMPKINS: Beginning it says, "Reminder:
15 Due to a --"

16 MS. PENDERGRASS: Okay.

17 MR. TOMPKINS: "-- schedule conflict . . .
18 Police Station . . . ," that's the first line. Are we
19 all on the same? Okay.

20 MR. MASON: I'm not following you. Where are
21 you?

22 MR. ATTENDEE: Yeah.

23 MS. PENDERGRASS: All right. Okay. I -- I can
24 point us there now. Got it.

25 MR. TOMPKINS: Here [indicating]. Here.

1 Excuse me. "Concerns," yes, bottom line there.

2 MS. PENDERGRASS: Does everybody see where that
3 is now?

4 MS. PETERSON: Mm-hmm.

5 MS. PENDERGRASS: All right.

6 MR. TOMPKINS: There's no subject. I
7 understand that it is a condensed, but I'd like, because
8 it is a key point --

9 MS. PENDERGRASS: All right.

10 MR. TOMPKINS: -- that I was dealing with. In
11 reference to bylaw, it would be 18 --

12 MS. PENDERGRASS: All right.

13 MR. TOMPKINS: -- "Parliamentary Authority --"

14 MS. PENDERGRASS: Okay.

15 MR. TOMPKINS: -- governed by -- by rules
16 should be governed, and then in reference to Robert's
17 Rule of Order as well.

18 MS. PENDERGRASS: All right.

19 MR. TOMPKINS: Mr. Mach acknowledged that
20 particular discussion.

21 MS. PENDERGRASS: These concerns and proceeded
22 with this meeting. Okay. Very fine.

23 MR. MACH: Wait a minute. Wait a minute.

24 MS. ATTENDEE: No.

25 MR. MACH: No, no, no. That -- that -- that

1 discussion right there had to do with actually the
2 facilitator, because that other one that you're talking
3 about comes up further under Other Discussions & Topics.

4 MR. TOMPKINS: That was -- It's not in
5 sequential order, but that whole discussion is -- behind
6 the facilitator was a discussion in terms of the bylaw.

7 MR. MACH: I know, and these mee- -- these
8 minutes have been set up so that they actually follow
9 the agenda, and then things that are brought up in
10 addition to what the agenda has are found at the end
11 under Other Discussions & Topics, and it is stated in
12 there.

13 MR. TOMPKINS: But do you understand that if
14 you're reading it, you would refer or the inference made
15 that it was not, because when I talked about bylaws,
16 which is spe- -- specifically dealing with the contract
17 and how I felt it was a violation, and it was during
18 that subject that was being discu- -- discussed; and
19 when you made reference when you handed me the bylaws,
20 it was all on that subject matter discussing it.

21 (Jim Rodriguez arrives at 6:15 p.m.)

22 MR. TOMPKINS: So therefore, I'd like rather
23 than just "concerns" is vague and not a definitive word,
24 that the subject of the discussion was the issue of
25 bylaws in relationship with Richard the BDI contract,

1 because that was the context of it.

2 MS. PENDERGRASS: Does anybody else on -- that
3 was here at this meeting have any other different
4 recollection to that, or does that set -- set well with
5 everyone else in this committee?

6 MS. PETERSON: Here is the verbatim minutes.

7 MS. PENDERGRASS: With some -- Will some
8 clarity if somebody goes through the verbatim minutes
9 make that a little more clear?

10 MR. TOMPKINS: I have no objection. But I'd
11 like, then, the amended copy --

12 MS. PENDERGRASS: Okay.

13 MR. TOMPKINS: -- as we go, because I have
14 other points, that we do get a final copy sent to me in
15 terms of what is the actual amended so that I
16 understand.

17 We talked about the amendments within the
18 minutes, but we don't receive the changes, and we're
19 acting on good faith that it is changed.

20 MS. PENDERGRASS: Okay. Very good.

21 So I don't know who your minute keeper is or
22 whoever can make a note of that, that somebody will go
23 back through the verbatim minutes to make sure that that
24 reads in that correct way at the right place; and if
25 that subject is concerning the bylaws, that we make sure

1 that we reference that subject. Is that clear? All
2 right.

3 So --

4 MR. TOMPKINS: I have another correction --

5 MS. PENDERGRASS: All right.

6 MR. TOMPKINS: -- on dealing with the risk
7 assessment in terms of our presentation. There was a
8 key point that I'd like to be addressed in this matter,
9 second paragraph.

10 MS. PETERSON: Which page?

11 MR. TOMPKINS: I'm sorry. I do not have any
12 numbered pages. So it would be under the topic of
13 "Risk . . . Assessment"

14 MS. PENDERGRASS: All right.

15 MR. TOMPKINS: Okay. One, two, three, four,
16 five, six, seventh line down I'd like added to this that
17 the testing was 27 days after the fire was reported.
18 I'd like that to be in- -- injected into the document.

19 MR. KEICHLINE: I'm sorry. Could you say again
20 where that is?

21 MR. MACH: He's in the first paragraph.

22 MR. TOMPKINS: First -- well, actually -- yeah,
23 first full paragraph, seventh line --

24 MS. BUSHNELL: Under "Risk Review."

25 MR. TOMPKINS: -- under "Risk Review"; and then

1 while I was going through the effects -- health effects,
2 since it did not concern data, I'd like "27 days after
3 the fire" that the samples were taken. You could
4 rephrase it, but I'd like it to reflect that samples did
5 not start until 27 days after the fire was reported.

6 MR. MACH: We'll add that in there, but I don't
7 think that --

8 MR. TOMPKINS: It is a definitive important
9 part to me.

10 MR. MACH: Okay. That's fine. But I don't
11 think it's 27. I think it's 22. But we'll verify that.

12 MS. PENDERGRASS: Okay.

13 MR. TOMPKINS: We can do it right now. I have
14 the report that you gave me. And if you -- This is
15 what you handed to me, Richard, at the town hall meeting
16 up on the hill. And you can review the data as well
17 that the earliest report was in, I believe, September
18 the ele- --

19 MR. MACH: Septe- -- September 8th.

20 MR. TOMPKINS: Eighth?

21 MR. MACH: Eight plus fourteen is twenty-two.

22 MR. TOMPKINS: I stand corrected.

23 MR. MACH: Okay.

24 MR. TOMPKINS: Twenty-two. I was looking at
25 another report.

1 MR. MACH: Okay.

2 MR. TOMPKINS: No problem. Twenty-two days
3 afterwards. But that is a significant factor.

4 MS. PETERSON: It wasn't mentioned in the
5 verbatim; and if we're correcting minutes, then we need
6 to stick to what is in the verbatim.

7 MR. MASON: Again, I didn't hear that.

8 MR. TOMPKINS: I'm --

9 MS. PETERSON: I said it is not in the
10 verbatim; and if we are correcting minutes, then we must
11 stick to the verbatim.

12 MR. TOMPKINS: The verbatim -- That is in the
13 verbatim, the "27 days," when I made the presentation,
14 or it was left out, 'cause I made it very clear; and we
15 had a discussion in terms of the data and the date --

16 MS. PETERSON: I'm sorry.

17 MR. TOMPKINS: -- when it was --

18 MS. PETERSON: But --

19 MR. TOMPKINS: -- given.

20 MS. PENDERGRASS: Okay. We've d- -- We have
21 noted that there's -- there's an addition to the
22 minutes. We have noted that it hasn't been in verbatim.
23 Minutes should reflect actually what happened at the
24 meeting. We are not really concerned with the verbatim
25 as much as if it actually happened.

1 If that's a significant point, is there any
2 objection to adding that to the minutes?

3 MR. TOMPKINS: And on --

4 MS. PETERSON: If we're --

5 MR. TOMPKINS: -- paragraph four --

6 MS. PETERSON: -- correcting minutes, yeah.

7 MS. PENDERGRASS: Is there a problem with that?

8 MS. PETERSON: If we're correcting minutes.

9 You can't correct something that isn't there.

10 MS. PENDERGRASS: Okay.

11 MS. PETERSON: Now, if you would -- just want
12 to amend them, to add that, then that's fine.

13 MS. PENDERGRASS: Is there a problem with the
14 minutes to add that information? Will that cause a
15 problem?

16 MR. KEICHLINE: Mr. Tompkins -- Mr. Tompkins
17 did say "27" during his presentation.

18 MR. TOMPKINS: Thank you.

19 MR. MACH: Yeah, okay.

20 MS. PENDERGRASS: So why don't we add that to
21 the minutes. We'll amend that in -- in a separate
22 paragraph to make sure that that's included.

23 MR. TOMPKINS: I'll do an amended, as Richard's
24 clarification to the 22 days, rather than "27 days" --

25 MS. PENDERGRASS: Twenty-two days.

1 MR. TOMPKINS: -- for accuracy --

2 MS. PENDERGRASS: Okay.

3 MR. TOMPKINS: -- that I'd like that factor to
4 be in the record.

5 MS. PENDERGRASS: Okay.

6 MR. TOMPKINS: Secondly, also, fourth
7 paragraph, in my presentation as well, when I talked
8 about sampling, I made it very clear that I did this at
9 ground level, and the reason why, 'cause I was measuring
10 ground-level air samples for children --

11 MS. PENDERGRASS: Okay.

12 MR. TOMPKINS: -- which are the highest risk
13 population, not 6 feet off the ground, which is standard
14 for the EPA for the average white male; and that's why I
15 made it very definitive. That's why you may have
16 differences in data. Please make that correction. I
17 made that --

18 MR. MACH: It said that -- It says --

19 MS. ATTENDEE: Ground --

20 MR. MACH: It says, "ground level."

21 MS. ATTENDEE: Ground level.

22 MR. TOMPKINS: I made it at for population for
23 children. So it's not a rem- -- So it doesn't reflect
24 and so I'm making a mistake, but it's for a damn good
25 reason why I did it.

1 MS. PENDERGRASS: Can I make a suggestion at
2 this point? Is there a reason why if -- if you've made
3 a specific presentation that we don't have the actual
4 written presentation as part of the minutes?

5 MR. TOMPKINS: It wasn't --

6 MR. MACH: It wasn't a written presentation.

7 MR. TOMPKINS: It wasn't. It was --

8 MS. PENDERGRASS: Perhaps we should --

9 MR. TOMPKINS: -- just a report, oral
10 presentation.

11 MS. PENDERGRASS: Okay.

12 MR. TOMPKINS: And I have highlights. I did
13 have a --

14 MS. PENDERGRASS: Highlights.

15 MR. TOMPKINS: -- summary point, bullet points.

16 MS. PENDERGRASS: Would be a good idea, since
17 particularly with technical data, to have it in writing
18 and add it as part of the agenda so that we don't have
19 those kind of things that are --

20 (Inaudible interruption.)

21 MS. PENDERGRASS: We'll talk about that.

22 Any other amendments, changes, or deletions to
23 the minutes to the last meeting?

24 (No verbal response elicited.)

25 MS. PENDERGRASS: Okay. At this point I guess

1 we need a motion to actually approve those.

2 MS. BUSHNELL: I'll make a motion to approve
3 the minutes.

4 MR. DACUS: Second.

5 MS. PENDERGRASS: Minutes are now approved.

6 And we'll go with --

7 MR. MACH: Have to get a vote.

8 MS. PENDERGRASS: You have to get a vote?

9 MR. MACH: Yeah.

10 MS. PENDERGRASS: Gotcha. I don't know how
11 formal rules keep going here.

12 Call the question? The question is: Do we
13 approve the minutes for the -- what's the date of this?

14 MS. BUSHNELL: September 26th.

15 MS. PENDERGRASS: The September 26th RAB board
16 minutes are approved? All in favor?

17 THE BOARD: Aye.

18 MS. PENDERGRASS: Those opposed?

19 (No verbal response elicited.)

20 MS. PENDERGRASS: Thank you.

21 All right then. Moving on the next portion of
22 this agenda.

23 MR. MACH: There was only one action item from
24 the last meeting. It was for either Melita or Jill to
25 forward the September meeting minutes from the

1 Membership Bylaws Committee to Barbara. I don't know if
2 that ever happened.

3 MS. BUSHNELL: Yes, it did.

4 MR. MACH: Okay. Good.

5 I only have one other announcement, and there
6 are several handouts in the back announcing directions,
7 agenda, and some additional information for this
8 Saturday's community meeting, which will be held at the
9 Nimitz Center on Treasure Island from 9 a.m. until
10 5 p.m.

11 So if we have a chance to pick up a copy of
12 that, and hopefully many of you can attend that meeting
13 as well. Should be a lot of good information from all
14 of the different Bay Area bases, the Navy is sponsoring
15 this joint workshop with all the Bay Area bases.

16 And we've also through some good input from
17 both EPA and DTSC extended invitations to other areas,
18 including some Army and Air Force bases so that some of
19 their co-chairs may be attending as well.

20 So it will be a good opportunity to network
21 with some of the other community folks that deal with
22 other bases.

23 MS. BROWNELL: I have announcement: Next
24 Tuesday, the 30th of October, myself, Don Capobres from
25 the Redevelopment Agency, and Jesse Blout from the

1 Mayor's Office will be giving a status of the Hunters
2 Point cleanup to the Redevelopment Agency commissioners
3 at the redevelop- -- Redevelopment Agency Commission
4 meeting at 4 o'clock held at City Hall in Room 416.

5 And the only caveat is: We were supposed to
6 have done this last Tuesday, and the meeting got
7 abruptly canceled. So anything's possible with that
8 commission. So the plan is to have an update, but we'll
9 see whether it happens.

10 MS. ATTENDEE: What was the date again?

11 MS. BROWNELL: I'm sorry?

12 MS. ATTENDEE: What's the date again?

13 MS. BROWNELL: Tuesday, October 30th,
14 4 o'clock, 4 o'clock, City Hall, Room 416.

15 And it's going to be very, very general.
16 Anybody who's been involved in the cleanup at all is
17 going to know more than what I'm going to present. This
18 is the first presentation they've had on the overview of
19 the cleanup.

20 MS. PENDERGRASS: Thanks, Amy.

21 MR. TOMPKINS: Okay. One quick announcement.
22 I'll ask Mr. Maurice Campbell this evening to be my --
23 to sit in for me after I depart, and I give him the
24 power to vote for me and represent me at this meeting.

25 MS. PENDERGRASS: I don't know if the bylaws

1 reflect, you know, substitutions.

2 MR. PETERSON: Yes, they do. You can have an
3 alternate.

4 MR. TOMPKINS: As an alternate. I'm just
5 announcing it. Thank you.

6 MS. PENDERGRASS: All right. And we've
7 approved the minutes.

8 Any other announcements for the good of this
9 order?

10 MS. BUSHNELL: Introduce the . . .

11 MS. PENDERGRASS: Is that your custom?

12 MS. BUSHNELL: Yes.

13 MS. PENDERGRASS: All right. Can we take a
14 moment and have the folks introduce themselves who have
15 just come in? Can we start over here, sir?

16 MR. MACH: Cedric.

17 MR. JACKSON: Cedric Jackson, CEDC.

18 MR. ATTENDEE: You know your name?

19 MR. JACKSON: I forgot it. Excuse me. You
20 know that's what you get when you start getting young,
21 right.

22 MR. TOMPKINS: Oh, that's what it is.

23 MS. PENDERGRASS: Anybody else over here
24 that --?

25 MR. BROWN: Yeah. Geary Brown, Brown & Son

1 Trucking.

2 MR. MARTIN: Jim Martin, Project Area

3 Committee.

4 MR. JONES: Dwayne Jones, Young Community

5 Developers.

6 MR. MANUEL: J. R. Manuel, board member of the

7 RAB.

8 MR. WOOZAK: Robert Woozak [phonetic].

9 MR. FARNY: Chris Farny, Young Community

10 Developers.

11 MS. PENDERGRASS: Anybody else over here?

12 MS. JENSEN: I'm Kristen Jensen. I'm here on

13 behalf of Lennar team.

14 MS. PENDERGRASS: Okay. Anybody else on this

15 side who's just come in?

16 MS. JONES: Shucrita Jones, Young Community

17 Developers.

18 MR. LEWIS: Darrell Lewis, Young Community

19 Developers.

20 MR. BUTLER: Shel Butler, Young Community

21 Developers.

22 MR. GARRETT: Steven Garrett, Young Community

23 Developers.

24 MR. McDONALD: Gerald McDonald, Young Community

25 Developers.

1 MS. PENDERGRASS: All right. Did we get
2 everybody?

3 MR. JAKE: Harvard Jake from Young Community
4 Developers.

5 MR. NED: Eric Ned, Young Community Developers.

6 MR. ADAMS: John Adams, Young Community
7 Developers.

8 MS. PENDERGRASS: All right.

9 MR. JOHNSON: Omari Johnson, Young Community
10 Developers.

11 MS. PENDERGRASS: Okay. Got everybody?
12 All right. Ready to move on?
13 The first subcommittee report from Membership &
14 Bylaws.

15 MS. PETERSON: Got community co-chair reports.

16 MS. PENDERGRASS: We had said that we were
17 going to do that third so that we could respect these
18 folks getting out of here because they have other
19 commitments.

20 MR. MACH: No. Community co-chairs go and then
21 the Membership & Bylaws.

22 MS. PENDERGRASS: That's fine with me. I'm
23 sorry. That's what I understand you all to say.

24 MS. PETERSON: That's okay.

25 MS. PENDERGRASS: You'll let me have this one?

1 ATTENDEE: Oh, yeah.

2 MS. ATTENDEE: Go right ahead.

3 MR. MACH: Dorothy.

4 MS. PETERSON: Okay. Because there has not
5 been an election, people have asked me could we open up
6 nominations again, and I said I would bring it to the
7 Board, whatever the Board decided.

8 MR. MASON: I -- I didn't -- I didn't hear you.

9 MS. PETERSON: I said I had been asked, because
10 we have not had an election, could we open up
11 nominations again. I said I would bring it to the
12 Board . . .

13 (Don Paul arrives at 6:28 p.m.)

14 MS. PETERSON: . . . plain and simple, for
15 discussion or denial or whatever.

16 MR. MASON: I think the nomination -- the
17 nominations that we have we -- we should go along with,
18 you know. What's the purpose in opening it up again?

19 MS. PETERSON: It's up for discussion.

20 MS. PENDERGRASS: All right. Discussion?

21 MR. TOMPKINS: Okay. Yeah, I agree with Jesse
22 that the candidates -- you know who they are. They have
23 gone through, and I don't think it should be opened up
24 again, and we should get into the business of voting
25 once we get these things cleared up; and let's go

1 forward, take the vote on the three candidates that are
2 up and move on.

3 MS. PENDERGRASS: Okay. Before I enter a
4 question, I just want to make sure I understand, you've
5 put a -- you've put a motion, or you've --

6 MS. PETERSON: No.

7 MS. PENDERGRASS: -- made a suggestion, or
8 you're just opening this up for general comment?

9 MS. PETERSON: Right. I said that I would
10 bring it up at the RAB, because we were supposed to vote
11 three months ago. We didn't. Nominations were closed.
12 And then there was supposed to be a vote. Well, it
13 hasn't been one.

14 So the people felt that since there was no
15 vote, nominations rightly should not be closed. People
16 should have the opportunity to nominate and then have an
17 election.

18 MS. PENDERGRASS: All right.

19 MR. TOMPKINS: Question.

20 MS. PENDERGRASS: Le- -- let me just make sure
21 so we can make sure we do this process and make some
22 sense. You all can decide what you want to do, but
23 let's -- let's do this in an orderly fashion.

24 If you're asking the Board, you're saying
25 you're putting the question on the table we want to

1 leave these nominations open? They are not closed?
2 Let's make that a question and let everybody vote on
3 that before we move on to the next issue, which would be
4 voting on that.

5 So I -- I understand the question to be, do we
6 want to have the -- the nominations still open as of
7 today and have some more nominations tonight before we
8 vote on that issue? Now, is there any discussion about
9 that question before we take a vote?

10 MR. TOMPKINS: Point of procedure.

11 MS. PENDERGRASS: Yes, sir.

12 MR. TOMPKINS: Are we not then --? Should you
13 not put that in a form of a motion, then it should
14 receive a second, and then would be open for discussion?

15 MS. PENDERGRASS: There would be, but I think
16 that we're not using the formal Robert's Rules of Order
17 here. We're using it so that we can make sure that we
18 can conduct our business and move this along, but we
19 don't need to have it so formalized that we all don't
20 understand how to proceed. And basically, what I'm
21 going to try to do is make sure that the process works
22 for us.

23 So we have a question that this -- that the --

24 MS. HARRISON: Excuse me.

25 MS. PENDERGRASS: -- co-chair has put out to

1 the -- to the group --

2 MR. TOMPKINS: But we're supposed --

3 MS. PENDERGRASS: -- and we have discussion on
4 that right now, and I recognize the gentleman at the end
5 there.

6 MR. TOMPKINS: Point of clarity, procedure.

7 MR. MANUEL: Basically, the way I kind of look
8 at it is that the vote was supposed to take place I
9 think now three times, and the nominations are very
10 stale. A lot of people may like the nominations they
11 already have or may want to change the nominations,
12 which either way it goes, we would have due process
13 where people would still be able to do what they
14 personally want to do.

15 However, because we have been having all these
16 problems, I think we should consider, on the one hand,
17 either open up the nominations anew; and if the same
18 nominations come by, that's fine.

19 Or, on the other hand, we should vote whether
20 or not we're just going to keep the chairs that we
21 already have, since everybody seems to -- are agreeable
22 to what people who are already chair, co-chair. I think
23 that -- I think we should consider whether we want to
24 keep the people we already have as co-chairs or in the
25 alternative to open up for new nominations.

1 I don't think it would be very fair to keep the
2 stale nominations that have been there now for -- for
3 several months because things have changed. We have had
4 a lot of events going on in the city as well as in the
5 country, and a lot of things are on people's minds. I
6 think we should -- I think those nominations are stale.

7 MS. PENDERGRASS: Okay.

8 MR. TOMPKINS: Parliamentary procedure.

9 MS. PENDERGRASS: Yes.

10 MR. TOMPKINS: In our bylaws discu- -- on
11 Rule 18, that was a discussion Rich and I had in the
12 previous meeting. Eighteen says, "Parliamentary
13 Authority. Matters not covered by these bylaws shall be
14 governed by Robert's Rules of Order."

15 Therefore, it should then -- Robert's Rule of
16 Order should be in place when it's not covered by these
17 bylaws.

18 MS. PENDERGRASS: But isn't that -- that's
19 something that's added to -- this hasn't been voted on,
20 is it not?

21 MS. BUSHNELL: Right.

22 MS. PENDERGRASS: Okay. So at -- at this
23 point --

24 MR. TOMPKINS: These are the old ones that were
25 governed. There's been no amended adopted by this body.

1 So therefore, the old laws are what govern this
2 organization.

3 I know you're new, so --

4 MR. MACH: I mean --

5 MR. TOMPKINS: -- keep things in order, since
6 we're trying to set things right.

7 MS. PENDERGRASS: And -- and, you know, I'm all
8 for Robert's Rules of Order, and we can operate that
9 way. That's not a problem.

10 But let's just make sure that everybody
11 understands the process and that we're not circumvented
12 from actually, you know, communicating and making sure
13 that our needs are met.

14 Right now what we have is a open question by a
15 member that says: Do we want to hold the nominations
16 open and nominate more folks tonight?

17 So unless there's any more discussion around
18 that point, let's vote on that point, and then we can
19 move forward to the next part of that.

20 And I'm sorry, I have -- the lady with the blue
21 hat had her hand up.

22 MS. HARRISON: Yeah, actually, I did. I -- I
23 have to tell you that in light of the problems that this
24 board has been having --

25 MS. PENDERGRASS: Yes, ma'am?

1 MS. HARRISON: -- in having -- and in light of
2 the problems that are going to continue to have, I think
3 it's best that we follow the -- the rules of procedure,
4 because I'm really quite frankly rather tired of arguing
5 about different things. And if we go by the policies
6 and the rules that we set up and/or by Robert's Rules or
7 by the bylaws, then we have nothing to argue about,
8 hopefully.

9 So I would like to go back to Ray's original
10 motion; and if it's going to be on the table for
11 discussion, then let's make a motion, and we vote on the
12 motion.

13 MS. PENDERGRASS: Then the only thing that
14 we're missing here is a second to -- to the motion that
15 Dorothy's put on the table.

16 MR. MANUEL: Second it.

17 MS. PENDERGRASS: Okay.

18 So the motion is -- and I'll restate the -- the
19 motion is: Do we keep the nominations open today for
20 further nominations?

21 So unless there's other discussion that we
22 haven't heard, can we call -- can we call for the --
23 call for the vote on that?

24 MR. TOMPKINS: Call for the question.

25 MS. PENDERGRASS: Okay. All in favor of that

1 motion, say, "Aye."

2 THE BOARD: Aye.

3 MS. PENDERGRASS: Raise your hands, please, so
4 we can get a count.

5 All opposed?

6 MS. BUSHNELL: I'm sorry. Would you clarify.

7 MR. TOMPKINS: State the motion again, please.

8 MS. PENDERGRASS: All in favor of holding the
9 nominations open for further nominations today would be
10 in favor. All in favor of that motion? Can we have a
11 show of hands?

12 All opposed?

13 Okay. That motion doesn't carry. So that
14 means that -- the nominations are closed.

15 Now, with that, what would be the next part of
16 your presentation --

17 MS. PETERSON: No. I was just asked would I
18 bring that to the Board.

19 MS. PENDERGRASS: Okay. So it's been brought,
20 and the Board has decided not to. So at that point is
21 there a nomination happening tonight, or what's going
22 on?

23 MR. MACH: That was --

24 MR. ATTENDEE: Nominated.

25 MR. MACH: That was the end of Dorothy's

1 community co-chair discussion and now Caroline, as our
2 second co-chair.

3 MS. WASHINGTON: What?

4 MR. MACH: Do you have --?

5 MR. CAMPBELL: Do you have a report?

6 MS. WASHINGTON: Oh, report?

7 MS. PENDERGRASS: Miss Peterson, did you have
8 anything to add as --?

9 MS. PETERSON: That's Miss Washington.

10 MS. PENDERGRASS: I mean Miss Washington. I'm
11 sorry.

12 MS. WASHINGTON: About the nominations?

13 MR. TOMPKINS: No.

14 MR. MACH: No.

15 MS. HARRISON: No.

16 MR. TOMPKINS: Just in general community
17 report.

18 MS. HARRISON: Do you have your co-chair's
19 report? That's all they want. Yeah, I know you said it
20 was going on down.

21 MS. WASHINGTON: There were many things that
22 happened. But you know, I lost my -- my sheet on the
23 way here. So I'll pass on that right now.

24 MS. PENDERGRASS: All right.

25 And Richard, you've --

1 MR. MACH: I take care of mine earlier.

2 MS. PENDERGRASS: You're all set.

3 All right, then. Anything else for that?

4 MS. PETERSON: Hmm-mm.

5 MS. PENDERGRASS: Then we'll move to

6 membersh- -- I'm sorry --

7 MR. TOMPKINS: To membership --

8 MR. MACH: Membership and bylaws.

9 MS. PENDERGRASS: -- to membership and bylaws.

10 MR. TOMPKINS: Go for it.

11 MR. TISDELL: Got to give me time to get up.

12 I'm an old man.

13 How many RAB members do not have a copy of the

14 revised bylaws?

15 MR. TOMPKINS: I don't have one on hand with

16 me.

17 MR. TISDELL: Okay. I need you to be a RAB

18 member. Are you --?

19 MR. MACH: Okay. Keith, Keith, are these the

20 ones that you guys just revised --

21 MR. TISDELL: Yes.

22 MR. MACH: -- yesterday? Okay.

23 MR. TISDELL: I mean not yesterday, but they're

24 the ones that, you know, been revised when the --

25 MS. BUSHNELL: The revision was actually done

1 yesterday.

2 MR. MACH: Barbara sent them to me. I got them
3 today. I printed out about 20 copies in color. So
4 here, use the color ones.

5 MR. TISDELL: Okay.

6 (Simultaneous colloquy.)

7 MS. BUSHNELL: Use the color version.

8 MR. TOMPKINS: Pass them on down.

9 MS. BUSHNELL: Just for information only.

10 MS. PENDERGRASS: May I -- may I make a pointed
11 suggestion here? I -- You're passing out bylaws, and
12 you're passing out information that needs to be
13 digested. You need to read it and digest it. There
14 shouldn't be any vote or any comments on this unless
15 this is for the next meeting.

16 Okay. So everybody's clear about that?

17 MS. PETERSON: Yeah.

18 MS. PENDERGRASS: And that these comments
19 should come back in writing to the Membership &
20 Bylaws --

21 MR. TOMPKINS: Per --

22 MS. PENDERGRASS: -- chair or subcommittee so
23 that those can be processed and brought all together,
24 okay? All right.

25 MR. TISDELL: Okay. At the last meeting on the

1 17th of -- October?

2 MS. PETERSON: Mm-hmm.

3 MR. TISDELL: Okay -- Mr. --

4 MS. PETERSON: -- Sulu Palega.

5 MR. TISDELL: Yeah, that young man right there.

6 I couldn't say it. I'll mess it up.

7 But anyway, he -- they -- he met with the
8 Membership & Bylaws, and we did approve his application
9 to -- for full membership as a -- as a committee member,
10 and he would go with -- if it's accepted --

11 MR. PAUL: Keith.

12 MR. TISDELL: -- with --

13 MR. BROWN: May I say something?

14 MS. PETERSON: He's in the middle of a
15 presentation.

16 MS. PENDERGRASS: Excuse me. He's making his
17 presentation, and questions will be welcome after that
18 presentation if you don't mind.

19 MR. TISDELL: Okay. And I don't know what --
20 what the membership is going to do since he's not here,
21 but all I can do is present his stuff if he comes later.

22 And it was brought up that -- Question was
23 asked -- and I told the Membership Committee that I
24 would ask -- concerning Ray Tompkins living in San
25 Francisco. And here is his membership application

1 not --

2 And I told I would ask in front of the
3 committee members, do you live at 20 -- 1022 Plymouth
4 Avenue in San Francisco, Mr. Tompkins?

5 MR. TOMPKINS: All right. I'll address it on
6 twofold to answer your question is yes. And second, my
7 legal residency is there.

8 Secondly, membership -- dealing with membership
9 of this organization -- again, and that's why I'm
10 dealing with the bylaws -- there's no criteria for
11 residency in this. Therefore, it is a moot point and
12 has no relevancy.

13 If somebody want to show me, I do read a little
14 bit of English, some French, some Spanish, a little bit
15 of German and Swahili.

16 MS. PENDERGRASS: Mr. --

17 MR. TOMPKINS: I don't see it in the bylaws
18 showing this. Therefore, that should not have been
19 brought up in there.

20 Secondly, there were other comments made about
21 folks knowing me and my assets, where I live. Let me
22 state it for the record -- and it was Dorothy. I was --
23 understood was you, said you know for a fact. I only
24 know you in these meetings.

25 MS. PETERSON: Ray --

1 MR. TOMPKINS: We don't --
2 MS. PETERSON: -- since you --
3 MR. TOMPKINS: -- go out.
4 MS. PETERSON: -- since you want to go there --
5 MS. PENDERGRASS: Excuse me.
6 MS. PETERSON: -- I called your phone number --
7 MR. TOMPKINS: Hold on --
8 MS. PETERSON: -- and --
9 MR. TOMPKINS: -- woman.
10 MS. PETERSON: -- I asked, and they said --
11 MR. MASON: Point of order. Point of order.
12 MS. PETERSON: -- "Daddy is not home."
13 No. He's out of order for -- for saying it was
14 me.
15 MR. TOMPKINS: Excuse me.
16 MS. PENDERGRASS: Excuse me.
17 MS. PETERSON: And I thought it was the
18 Membership & Bylaws --
19 MR. MASON: Point of order.
20 MS. PETERSON: -- Committee that was bringing
21 this.
22 MR. TOMPKINS: Point of order. Point of order.
23 MS. PETERSON: And when you single me out, I'm
24 going to address it.
25 MS. PENDERGRASS: All right.

1 MR. TOMPKINS: And my --

2 MS. PENDERGRASS: Mr. Tompkins --

3 MR. TOMPKINS: -- personal --

4 MS. PENDERGRASS: Mr. Tompkins, let's just stop

5 for just a second because at this point what we should

6 be having is a presentation about whatever work was --

7 MR. TOMPKINS: I was asked.

8 MS. PENDERGRASS: I understand, Mr. Tompkins,

9 and I just want to make sure we're guiding this in the

10 right direction.

11 But what should be happening now is:

12 Mr. Tisdell should be making his report of whatever has

13 happened, whatever has been decided on, to -- prior to

14 this meeting. He should be making that presentation

15 right now. And after that, if he has a question to make

16 or comment, we'll talk about it at that point.

17 MR. TOMPKINS: He asked me a question --

18 MS. PENDERGRASS: He did.

19 MR. TOMPKINS: -- in his presentation.

20 MS. PENDERGRASS: He did ask you a question.

21 MR. TOMPKINS: I was asked to respond.

22 Therefore, I responded.

23 MS. PENDERGRASS: Okay.

24 MR. TOMPKINS: Okay?

25 MS. PENDERGRASS: But what I'm asking is that I

1 think, Mr. Tisdell, we should wait to ask those kind of
2 questions to get clarity afterwards in a discussion
3 format because we don't really want to be discussing in
4 the middle of your presentation. We want to respect the
5 fact that you're making that.

6 MR. TISDELL: Yeah, all right. Okay. And --

7 MS. PETERSON: The community is implicit.

8 MR. TISDELL: -- in view of the current
9 membership, the local nonprofit organizations has four,
10 which is full. Environmental organizations has two,
11 which is full. Local homeowners association and
12 resident council has two, which is full. Local
13 contractors organization has two openings. Youth
14 organization has an opening. Education and training
15 organization is full. Organizations of business in the
16 Shipyard is -- is open. Organization business in the
17 community is full. Union organizations, religious
18 organization is open. And individual with diverse --
19 diverse background is full.

20 So currently we only have one, two, three, four
21 openings which an application was submitted to -- for
22 the youth organizations. And so -- and as of that,
23 thank you very much.

24 MS. HARRISON: Question.

25 MR. TOMPKINS: Now --

1 MS. PENDERGRASS: Mr. Brown.

2 MR. TOMPKINS: -- do I deal first?

3 MR. BROWN: Yes. I like to know how could Sulu
4 have a -- get a -- I mean, how could Sulu become a RAB
5 member when we already have RAB -- I mean applications
6 that's been before Sulu came? Before Sulu's
7 application, like, the artists had their application in.

8 MR. TISDELL: Okay. Like Lani just told me, I
9 have no idea where her application is.

10 MS. PENDERGRASS: Okay.

11 MR. TISDELL: As you know, I just -- I just
12 started getting applications now.

13 MS. PENDERGRASS: Okay. Mr. Tisdell, I think
14 that you answered his question.

15 MS. HARRISON: Keith, I have a question.

16 MS. PENDERGRASS: And we do have another RAB
17 member who has -- has a question before I take your
18 question from the audience?

19 MS. HARRISON: Do we have a -- a youth that has
20 applied for the youth position?

21 MR. TISDELL: Not to my knowledge --

22 MS. HARRISON: You said --

23 MR. TISDELL: -- except for -- except for --

24 MS. PETERSON: -- Sulu.

25 MR. TISDELL: Yeah.

1 MS. HARRISON: Sulu's not a youth.

2 MR. TISDELL: No. He has -- He works with
3 youth organizations.

4 MS. HARRISON: Excuse me. I thought the intent
5 was -- and correct me, somebody. I thought the intent
6 was to involve the young people --

7 MR. TISDELL: Correct.

8 MS. HARRISON: And I -- I'm not reflecting upon
9 Sulu's age, because then I have to reflect upon my own,
10 but I -- I reserve the right for that position to be for
11 youth, as we formally discussed years ago and even
12 earlier --

13 MS. PENDERGRASS: Okay.

14 MS. HARRISON: -- this year.

15 So I -- I really would like to see that
16 position go to a young person within the community, a
17 young person involved maybe in an organization. I don't
18 care. But a young person. And I'd like to have some
19 discussion on it if there's a problem with it.

20 MS. PENDERGRASS: Miss Harris -- okay. Can --?
21 I need to kind of jump in here for a minute, because the
22 process on this, we can go around and around on this.
23 And the way this needs to work is that you have bylaws
24 that determine what openings you have, what seats you
25 have; and your subcommittee needs to take a look at

1 those, openly solicit recruitments, and then make a
2 recommendation about --

3 MS. HARRISON: But Keith, let me make that --
4 let me rephrase it, then.

5 I would like to suggest that you, as that
6 committee chairperson, review that and make the
7 determination if in your bylaws it states that a person
8 representing a group or should it be a youth. And at
9 that point I'd like to be invited to that meeting
10 because I really, truly would like to make sure that we
11 don't miss out on -- on involving someone very young or
12 someone young and involved in this community group.

13 MS. PENDERGRASS: Okay. Miss Harris [sic], I
14 think your point is very well-taken.

15 And could a subcommittee follow through --

16 MR. TISDELL: Sure.

17 MS. PENDERGRASS: -- with that?

18 So let's just be -- be clear about what -- what
19 the Board is asking the subcommittee to do --

20 MR. TISDELL: Okay.

21 MS. PENDERGRASS: -- which is identify the
22 openings, make sure that there's a recruitment for -- to
23 fill those openings, come back with recommendations on a
24 date that we need to specify.

25 So before we move forward, we need to make sure

1 we get a date on what agenda we would put this on.

2 MR. TISDELL: Next -- next Membership & Bylaws.

3 I changed it 'cause something come up. The library was

4 taken on that -- on that date we talked about. It's on

5 12/11.

6 MS. PENDERGRASS: Okay. Now, Mr. Tisdell --

7 MS. BUSHNELL: What day is that?

8 MR. MACH: That's December 11th.

9 MR. TISDELL: Yeah, December 11th.

10 MS. BUSHNELL: What day of the week?

11 MR. TISDELL: Tuesday or Wednesday. It's one

12 of them two.

13 MR. MACH: December 11th would be a Tuesday.

14 MR. TISDELL: Thank you.

15 MS. PENDERGRASS: So Mr. Tisdell, we do have a

16 couple of questions from the audience or from the

17 community at large.

18 MR. TOMPKINS: Excuse me. I still have an

19 issue.

20 MS. PENDERGRASS: I am so sorry. Please yield

21 that to Mr. Tompkins.

22 MR. TOMPKINS: Thank you.

23 To deal with Keith, your answer here, Item 12,

24 membership criteria --

25 MR. TISDELL: Which? Old ones or new ones?

1 MR. TOMPKINS: New -- Old ones that are in
2 operation till we deal with acceptance on this of the
3 new ones. "Willingness to meet," "ability to work
4 effectively," ability to work in a positive
5 collaborative, "ability to serve a two-year term."

6 There is not an issue of residency whatsoever
7 in this criteria currently that's written on this
8 document that was presented to me and was faxed to me as
9 well on -- Jesus -- on October the 19th of this year.

10 MS. PENDERGRASS: So Mr. Tompkins --

11 MR. TOMPKINS: Secondly, I'm very offended on
12 the statement that someone called my ex-wife's house and
13 asked, "Does Daddy live here?"

14 My personal residency is clearly stated on this
15 document. I'll put on the record that I take care of my
16 parents. I own several properties.

17 MS. PETERSON: I wouldn't care.

18 MR. TOMPKINS: And that -- well, you called my
19 house.

20 MS. PETERSON: What does this have to do with
21 the price --

22 MS. PENDERGRASS: Excuse me.

23 MS. PETERSON: -- of tea --

24 MS. PENDERGRASS: Excuse me.

25 MS. PETERSON: -- in China?

1 MS. PENDERGRASS: Excuse me.

2 MS. PETERSON: I called the --

3 MS. PENDERGRASS: Let -- Let's make --

4 MR. TOMPKINS: You called --

5 MS. PENDERGRASS: Out of respect --

6 MR. TOMPKINS: -- not on the document here.

7 MS. PETERSON: I will call it again.

8 MS. PENDERGRASS: Miss Peterson --

9 MR. TOMPKINS: No, you don't.

10 MS. PENDERGRASS: -- and Mr. Tompkins --

11 MR. TOMPKINS: Well, then, you talk to my
12 attorneys if you call again.

13 MS. PENDERGRASS: Would you all like to step
14 outside with this?

15 MR. TOMPKINS: No problem.

16 MS. PENDERGRASS: If you'd li- -- if you'd like
17 to step outside --

18 MR. TOMPKINS: No problem.

19 MS. PENDERGRASS: -- and take care of that --

20 MR. TOMPKINS: Stick with the rules.

21 MS. PENDERGRASS: -- that's okay. But this --
22 this shouldn't be for open discussion. There shouldn't
23 be any discussion on this item in front of this
24 committee tonight at all. That discussion is closed.

25 Mr. Tisdell, did you have anything else before

1 we get -- take a question from the community here?

2 MR. MACH: Can I ask one question of --?

3 MS. PENDERGRASS: No, not yet. Right now I
4 asked Mr. Tisdell a question.

5 MR. MACH: Fine.

6 MR. TISDELL: No, nothing further.

7 MS. PENDERGRASS: Okay.

8 Yes, ma'am.

9 MS. ASHER: I just want to identify myself. My
10 name is Lani Asher, and I'm an artist from Hunters Point
11 Shipyard.

12 And I put in an application to be on the RAB
13 board two months ago, and I'm concerned that Mr. Tisdell
14 is unaware that I did this -- I did it through the
15 proper channels as well as another artist here, Georgia
16 Oliva -- as well as someone from the business group out
17 there, Julian Bilotte.

18 And Mr. Tisdell seems to be unaware that we
19 applied at least two months ago to be on the RAB board.
20 And I -- and I need to know what's going on with that.

21 MS. PENDERGRASS: Well, part of that process
22 for any group that is committed to have particular slots
23 filled is: There needs to be a nomination process,
24 application process. Those need to be reviewed by the
25 subcommittee.

1 I don't know when the subcommittee meets right
2 now, but I'm sure that before this meeting is over
3 today, Mr. Tisdell will have a meeting date that he's
4 going to sit down and review this material and --

5 MR. TISDELL: 12/11.

6 MS. PENDERGRASS: 12/11. And that's the date
7 that we need to make sure that your name is submitted to
8 Mr. Tisdell and his subcommittee so that all of those
9 things can be reviewed and those nominations can be
10 brought forward.

11 Barring anything that we haven't talked about,
12 is there anything that we haven't mentioned already?

13 MS. HARRISON: I have a question.

14 MR. MACH: Keith, you -- you -- it looks like
15 you were reading from the draft meeting minutes from
16 your last meeting. I -- I assume that you're going to
17 want to get that to me, and I will be able to then mail
18 it out to all the RAB members so they have it prior to
19 your next meeting.

20 MR. TISDELL: Yeah.

21 MR. MACH: Okay. Thank you.

22 MS. HARRISON: I have a question.

23 MS. PENDERGRASS: Did you --? Miss Harrison,
24 did you --

25 MS. HARRISON: Oh, I'm sorry.

1 MS. PENDERGRASS: -- did you have something
2 else to add to that?

3 MS. HARRISON: Yeah, I just have a question,
4 because I recall Lani and a few other folks turning in
5 applications --

6 I'm not jumping on you. I just want to ask a
7 question. Were they not given to you is all I'm asking.
8 Richard, did you not, in fact, give him all the
9 applications?

10 MR. MACH: I -- I'm going to defer to Ron on
11 this because I -- I have -- I don't even look at
12 application. I give them all to Ron, so . . .

13 MS. ATTENDEE: Ron, did you not --?

14 MR. KEICHLINE: I could speak to this, yes.

15 What happened was: During the transition from
16 Bechtel and the Navy taking care of RAB member
17 applications and bringing them to the meetings and
18 Mr. Tisdell taking over as subcommittee leader, I
19 believe I forwarded all the applications that I had on
20 file at the time to Mr. Tisdell.

21 I will again make sure when I go back to the
22 office on Monday to make sure I fax those to Mr. Tisdell
23 all over again.

24 MS. HARRISON: Okay. Then -- then -- then --

25 MR. TISDELL: It was not one of them. It was

1 not one of them.

2 MS. HARRISON: I believe you. I'm not jumping
3 on you.

4 MS. PENDERGRASS: Let's stop this --

5 MS. HARRISON: But my question starts now,
6 should they have to not be part of the group because
7 somebody else made the error?

8 MS. PENDERGRASS: No. And that's what I'm
9 saying right now is that we have the opportunity today
10 to make sure that anybody's application gets to
11 Mr. Tisdell prior to the meeting.

12 And yes, sir, you've been waiting.

13 MS. HARRISON: Well, I'd like to see them voted
14 in as of today because I think that's an injustice to
15 have them to wait again.

16 MR. ATTENDEE: Excuse me.

17 MS. PENDERGRASS: Excuse me. We just have
18 another question here.

19 MR. PAUL: Two questions. So we understand
20 that the location of the prior applications is
21 indeterminable right now. You think that you sent them
22 to Keith?

23 MR. KEICHLINE: I have the hard copy originals
24 in my office --

25 MR. PAUL: Oh, great.

1 MR. KEICHLINE: -- at Bechtel.

2 MR. PAUL: Okay. Great. And --

3 MS. PENDERGRASS: So what we'd like me to make
4 sure of is: If anybody's unsure of their application
5 and where the status is, they need to check with Ron
6 tonight to make sure that he has --

7 MS. HARRISON: No, that wasn't my question. I
8 wanted to know why they could not be voted in as of
9 tonight being that they have waited so long. I think
10 that's unfair.

11 MS. PENDERGRASS: Yes. One moment, please.

12 MS. OLIVA: I'm Georgia Oliva. I'm a Shipyard
13 artist. And the protocol in June is the submission of
14 my application, which I picked up, I think you remember
15 [indicating]; and I filled it out, kept a copy, and I
16 sent it to Richard in San Diego; and that was what was
17 directed on -- on it. So I didn't check to see if you
18 received it. I assume that you did.

19 MS. PENDERGRASS: And Ron, do you have a
20 list --

21 MS. HARRISON: Keith?

22 MS. PENDERGRASS: -- somewhere? Do you have a
23 list?

24 MR. MACH: I was going to make that suggestion.
25 We -- we can have Ron work with Keith, get a list of all

1 the member applications that are on file.

2 What Keith had read, because you're right, I
3 mean, there were applications submitted. When the --
4 when the subcommittees got established, the Membership &
5 Bylaws Subcommittee said we want to hold off on
6 accepting any new members until we verify what
7 categories everybody's filling. And that's what it
8 appears they have done, which is on that list that Keith
9 has just read off.

10 MS. HARRISON: Why are you doing this?

11 MR. MACH: So what I can do is send out this
12 information, which shows the four slots that are open
13 that he read off of and all the membership applications
14 that are on file; and then you all can decide to vote in
15 whoever you want at the next meeting if you want --

16 MS. PETERSON: No.

17 MR. MACH: -- to -- to fill those four, or the
18 By- -- or the Membership & Bylaws Committee can review
19 those --

20 MS. HARRISON: Keith, don't you think that's a
21 little un- -- that's a little unfair for you guys to now
22 make these people wait again for another whole month?
23 And it's been back three months ago. If it was me; if I
24 were Lani or the other young lady -- I'm sorry, I don't
25 remember your name -- I would be absolutely furious.

1 MS. PENDERGRASS: But Miss Harris, I think
2 that --

3 MS. HARRISON: No. That --

4 MS. PENDERGRASS: -- that maybe they are --

5 MS. HARRISON: Excuse me. That is correct
6 procedure. I'm speaking that's correct procedure.
7 I'm angry over this, because this lady's been
8 coming religiously to these meetings. I mean, why
9 should she not be voted in now?

10 I'm the not the only somebody, I'm sure, that
11 remembers her turning in the application. He obviously
12 remembers her. She remembers sending it to Richard.
13 Richard remembers sending it out. What happened between
14 then and there is not her fault.

15 Why should she have to wait?

16 MS. PENDERGRASS: Miss Harris, if you'd like
17 to --

18 MS. HARRISON: I will make a motion --

19 MS. PENDERGRASS: -- make a motion that
20 would --

21 MS. HARRISON: I would like to make a motion
22 that we then vote on the two people whose applications
23 are there. There is a position for the Shipyard, and I
24 think --

25 MR. MASON: I second it.

1 MS. HARRISON: -- we need to vote on it.

2 MR. MASON: I second it.

3 MS. PENDERGRASS: Okay. There can't be a
4 motion on the floor that conflicts with something that's
5 already happened, and what you all have said is that the
6 Membership Committee needs to identify what's open, make
7 a list; and if you're going to do that first --

8 MS. HARRISON: I didn't say anything. Richard
9 said that.

10 MR. PAUL: That's not true.

11 MS. HARRISON: I didn't say anything. Richard
12 said that.

13 MR. MACH: I absolutely did not say that. I
14 repeated what the Membership --

15 MS. HARRISON: Richard, you just said that you
16 were --

17 MR. MACH: I said the Membership & Bylaws
18 Committee asked me to do that.

19 MS. HARRISON: The Members [sic] & Bylaws
20 Committee. Who was sitting right here?

21 Keith, did you ask him to make up a list for
22 you?

23 MS. PETERSON: That's one person.

24 MR. TISDELL: Huh? Say what, now?

25 MS. HARRISON: Did you, in fact, ask him to

1 make up a list for you? I know that Dorothy didn't. I
2 didn't hear her, or -- now -- and -- and I didn't hear
3 Barbara ask her that.

4 MS. PENDERGRASS: Ex- -- okay.

5 MS. HARRISON: I am going to insist that we
6 vote on this now, because that's --

7 MS. PENDERGRASS: To make --

8 MS. HARRISON: -- ridiculous.

9 MS. PENDERGRASS: Okay. Let -- let's -- let --
10 to be -- In all fairness, if Mr. Tisdell --

11 MS. HARRISON: In all fairness . . .

12 MS. PENDERGRASS: In all fairness, if your
13 sub- -- Just one second.

14 If -- In all fairness in your sub- -- if your
15 subcommittee chair here has -- is ready with nominations
16 and available slots that are open on the Board and ready
17 for the committee to vote, that's great. Then we need
18 to put that forward. But if that's not the case --

19 Is that the case, Mr. Tisdell?

20 ATTENDEE: No.

21 MS. PENDERGRASS: Are you ready to put that
22 forward?

23 MS. PETERSON: We haven't reviewed the
24 applications. How can you be ready?

25 MS. PENDERGRASS: Then I would say this would

1 have to go to the --

2 MS. HARRISON: Then you owe these ladies --

3 MS. PENDERGRASS: -- next meeting.

4 MS. HARRISON: -- a great -- a great big
5 apology for making them have to then endure yet one more
6 time. It's very difficult to get community people --

7 MS. PENDERGRASS: Miss Harris, I think we
8 all --

9 MS. HARRISON: -- to come to these meetings as
10 it is.

11 MS. PENDERGRASS: Miss Harris, we've all heard
12 your concerns as been lodged.

13 MS. HARRISON: Obviously not.

14 MS. PENDERGRASS: So we -- we'd like to hear
15 from some other people around the table as well.

16 MS. HARRISON: As long as I have a concern,
17 you're going to hear from me. So that is obvious. So
18 you might as well just get ready for it because that's
19 why I'm here for.

20 MR. BROWN: Right.

21 MS. PENDERGRASS: Yes, ma'am.

22 MS. PETERSON: Okay. There's a reason we have
23 these committees. And the membership, the applications
24 go to the committee for review so that we were not
25 wasting time at the full RAB. That was not a Richard

1 thing.

2 The committees were set up so that we were not
3 wasting time that could be taken care of at a committee
4 two hours and then brought back. And it's unfair to
5 everybody else whose application had to be reviewed and
6 then voted on.

7 MS. PENDERGRASS: All right.

8 MS. PETERSON: So no. I mean, I understand;
9 and if he's going to get the applications, we will
10 address it on the 11th.

11 MS. PENDERGRASS: Very fine.

12 There is no motion on the floor at this point.
13 The point of order and procedure will go to the
14 subcommittee. We -- we're moving on to the next agenda
15 item at this point. There's really nothing else to add
16 to that.

17 MS. HARRISON: I don't believe this shit.
18 There was a motion, and there was a second to my
19 damn . . .

20 MR. BROWN: That's right.

21 MS. PENDERGRASS: Yes, sir.

22 MR. TISDELL: Okay. I don't know how -- how
23 you're going to do it, but I can say I just received --

24 MS. ASHER: Lani.

25 MR. TISDELL: Yeah.

1 MS. OLIVA: Georgia.

2 MR. TISDELL: Yeah. Okay. I just received
3 their applications, and they will --

4 And also I received your application,
5 Mr. Ratcliff.

6 And I have also Karen Pierce application.
7 Those are the four applications that have -- that I have
8 took possession of.

9 MS. PENDERGRASS: Tonight?

10 MR. TISDELL: One was last meeting I took from
11 Richard.

12 MS. PENDERGRASS: Okay.

13 MR. TISDELL: One Mr. Ratcliff -- he brought it
14 to me this evening --

15 MS. PENDERGRASS: Okay, but Mr. --

16 MR. TISDELL: -- and --

17 MS. PENDERGRASS: -- Tisdell --

18 MR. TISDELL: -- and --

19 MS. PENDERGRASS: -- you haven't had a chance
20 to review those, so we can't move forward with that; is
21 that not correct?

22 MR. TISDELL: That's true. But I just want to
23 say, and it's been -- on these applications, my address
24 and fax number has been put on there. I have no
25 problems with that. If you want to fill it out and fax

1 it to me or send it in the mail, please do; or just let
2 me know, and I'll get it to you.

3 MS. PENDERGRASS: All right. There -- We're
4 going to close that discussion.

5 But I feel that Mr. Mason seconded a motion by
6 Miss Harris, and I'd like to hear if he has any other
7 thing to add to this discussion that has not already
8 been heard.

9 Mr. Mason, would you like to add something?

10 MR. MASON: One of my biggest concerns is the
11 fact that, you know, we have people that are so
12 interested in getting on the RAB board and -- and not
13 holding them in a holding pattern. I know Lani and the
14 other artist have been involved with the RAB in the RAB
15 meetings quite some time.

16 MS. PENDERGRASS: Right.

17 MR. MASON: So I think that out of respect with
18 them coming down and being a part of this meeting --

19 MS. PENDERGRASS: Right.

20 MR. MASON: -- time in and time -- time again
21 that they should be voted onto the RAB.

22 MS. PENDERGRASS: Okay. I -- I think that that
23 comment is noted, and we will put that comment forward.

24 And when they have -- the subcommittee brings it forward
25 for the vote, at that time they'll be able to be voted

1 upon.

2 We're going to move to the next topic so that
3 we can respect Mr. Tompkins' time here.

4 MR. TOMPKINS: Thank you.

5 MS. PENDERGRASS: The next committee report is
6 risk review and health.

7 MR. TOMPKINS: Thank you.

8 I have to apologize to my colleagues on two
9 factors. I have a short video on this. Volume.

10 MS. BUSHNELL: I waited four months.

11 MR. TOMPKINS: The Risk Assessment Committee
12 did not meet over the weekend over this past month due
13 to illness of my parents and myself and that we had a
14 short, brief meeting to present two quick items; and
15 then I have topics that my colleague will also present
16 in terms of for the Navy.

17 Got you, Richard, on light.

18 What you have on videotape is actually the
19 study that was conducted that we did. My colleague
20 there, as I took children from George Washington Carver
21 Elementary school, the Gate Program. And they also --
22 we did the air samples.

23 My colleague there, Dr. Palmer, did the
24 analysis on the Mir Space Station for any Americans that
25 went on board, and I was co-principal investigator on

1 the studies.

2 As I stated in the previous meeting, that we
3 did this sample at ground level to measure the children,
4 the most high-risk population, which are the children
5 and our elderly.

6 Those the bags -- This is directly over
7 Parcel A and that we had levels over Parcel A. Most of
8 your normal in environment, in terms of emissions,
9 you'll see here --

10 Little technology -- come on. There we go.
11 No, it's coming. Such a bright light.

12 As you see here, volcanoes, forest, you have
13 other contaminations. The main two -- and it's not in
14 proportion to size. But for Bayview our main two
15 components are industry and cars in terms of pollution.
16 Fires, in case of our fires on the Shipyard, significant
17 component as well. Issue is what's in it.

18 As you can see on the film, that we did this
19 sampling on a wet rainy day in May. For each sample
20 that we took, we tested it eight times. For every time
21 you do a sample, there are 678 steps that you do in each
22 air sample.

23 The same equipment, as you can see -- actually,
24 I didn't find all the people who were fishing out there.
25 And one of our colleagues from EPA, he's 100 percent

1 correct: Don't eat the fish out in the bay. They
2 recommend only once every six weeks and only the fillet.
3 That's like a Mickey D's burger. Okay? If you can't
4 eat it every day, it doesn't need to be on your plate.

5 And when you go out there, you see people of
6 color fishing right there in that pollution that you see
7 coming out of the discharge. Coming out there they
8 catch the bait fish; then they go get the stripers.
9 They hunting the crabs. On the botton is loaded with
10 toxins, loaded.

11 Also, then, later if you on the other side,
12 Parcel F, they fish, and they usually ditch it in the
13 boats. Even though they have the signs, people try to
14 live and survive.

15 Now, part of the equipment that you see is the
16 same that we use to do the gas analysis on Mir Space
17 Station. EPA normally ask for parts per billion. Our
18 measurements and instruments are effective at parts per
19 trillion so that we're a level above it.

20 You could turn that off now.

21 Just want to show you some of the kids. Oh,
22 the little sister there with the braids down there,
23 Valerie, she finished trigonometry in the fifth grade
24 and also --

25 MS. ATTENDEE: I should be so good.

1 MR. TOMPKINS: -- took fifth place in the
2 Junior Olympics. So not only intellectually she's
3 smart, physically she's sharp too and fast. That's my
4 highlight of my life. Keeps me going to these meetings.
5 Thank you.

6 We want do our own studies as part of our
7 theory as well as come up with our own truth.

8 Here, as you see, on this wet rainy day in May,
9 I came up with these standards of benzene, off the
10 scale. EPA standard risk assessment in using that
11 because you want to play about whose measurements, you
12 deal with this inertia of science, a lot of BS.

13 You see what came off of Parcel A. Before I
14 was asked a question by Richard, the Navy, Why do you
15 suspect that it's so high? And there was several
16 others.

17 Normally they were associated with cars and
18 benzene and by-products. Part of it -- and I went to a
19 friend -- a good friend of mine's service and his wife's
20 service, ex-wife's service, for their son who died,
21 Sophie Maxwell, supervisor. And I had the privilege of
22 teaching their son, and he was a beautiful example of
23 both of them in terms of their quality and
24 personalities. And I regret his death deeply.

25 And that the fact that the cancer that he died

1 from is the same that we have associated with benzene.

2 MR. BROWN: Benzene.

3 MR. TOMPKINS: You then have to wonder: Why
4 did this young man, who's a vegetarian too --

5 MR. BROWN: Yes.

6 MR. TOMPKINS: -- didn't eat no meat -- come up
7 dead?

8 Want to play statistical flute? You got to
9 start asking here also --

10 I'll pass these out. This is part of the
11 survey that we did. The task force and the Health
12 Department joined me and U.C.S.F., and I also helped
13 design it, was part of the team that originated and
14 helped design the educational component; that while we
15 start looking at -- for example, looking at clusters --
16 when I say a cluster, a group of folks over on old Navy
17 Road; that out of those 12 families, all 12 had cancer
18 next to Navy property.

19 You then have to ask, what's going on? So what
20 you take in science, if you're going to be a good
21 scientist -- and I'd been teaching it for 33 years --
22 that you sit -- as you go to your doctor, the first
23 thing he ask, what's wrong with you, before he trying to
24 tell you what's wrong with you. You take that anecdotal
25 evidence combined with empirical evidence to make

1 conclusions.

2 Why I have -- When I was talking to Jesse, we
3 found out -- 'cause I couldn't give an answer. All I
4 know is that this phenomenon occurs.

5 Then we found out through talking to neighbors
6 here that during the same time they were cleaning up the
7 bunkers underneath the hill -- and they had a contract
8 same time, same time. So the issue is: We never seen
9 this on any of the maps --

10 MR. BROWN: Right.

11 MR. TOMPKINS: -- the bunkers and the complex
12 and what's underneath the hill. That's Navy property.

13 How can I make an assessment and sit up there
14 or ask other colleagues to make an assessment if we
15 don't know all the facts?

16 Sometimes military runs on an operation of
17 need-to-know basis. It's sort of like we don't need to
18 know this and that we have been excluded. And that's
19 part of my argument.

20 And I ask for permission from my committee and
21 representative will present our findings and
22 recommendations, also that we would like to be
23 entertained and have an action of motion.

24 Also, one, in terms of last meeting that I
25 presented, I'd also like a motion to be carried on the

1 board that we officially ask that the results of
2 increased hospitalization rates be submitted in a
3 official letter and inquest -- request -- excuse me.
4 I'm a little hoarse here -- be drawn from this committee
5 so we can know hospitalization rates.

6 Because of the failure of notification during
7 the time of the fire in August, therefore, the Navy
8 never notified the hospitals -- I mean the Health
9 Department. The Health Department never notified the
10 physicians. Therefore, the patients who are coming in
11 for treatment were misdiagnosed because the physician
12 did not know about the chemical exposure.

13 And I used to run a hospital lab. Therefore, I
14 know they didn't order up the correct batteries. When a
15 patient come in coughing and stuff, he's a -- typical
16 symptoms, you don't look for chemical exposures in
17 dealing with that.

18 So therefore, you have no proof in terms of
19 harm. Yet, if you go to school; if you go over to the
20 Carver Elementary, you have mothers, parents, those who
21 were up on the hill stated they have hospital bills that
22 they had to pay that weren't covered.

23 MR. BROWN: Right.

24 MR. TOMPKINS: I'm therefore asking, one, that
25 a motion be carried that this board ask for a motion so

1 that this data and this information can go forth, and we
2 can then deal with true justification, because in my
3 opinion -- and this is my personal opinion, not the
4 reflection of the committee -- that the residents who
5 were complaining are not psychosomatic or crazy or
6 trying to gain for some money, but they had serious
7 illness and disease that should be addressed.

8 Would you like to carry next motion?

9 MR. RODRIGUEZ: I just want to follow up on
10 Mr. Tompkins' review here.

11 In lieu of the fact that the Risk Review &
12 Health Assessment Committee has conducted independent
13 studies, which are time consuming and labor intensive,
14 myself, as a member of the committee, would like to put
15 forth a motion that -- that we, as a RAB board, request
16 funding from the Navy to assist us in financing these
17 efforts.

18 I believe that by doing this, the Navy will
19 show a -- will show us a good-faith effort of its
20 support to the local community.

21 And I open it up for the Board.

22 MS. PENDERGRASS: Okay. So is there a motion
23 on the table from this committee?

24 MR. RODRIGUEZ: There is a motion on the table.

25 MS. PENDERGRASS: Can we just get clarity on

1 that motion one more time?

2 MR. RODRIGUEZ: Motion is that as a RA- -- as a
3 board, we request the Navy -- we put a formal request to
4 the Navy to allow us -- to give us funding to -- request
5 funding from the Navy for the Risk Review & Health --

6 MS. HARRISON: You want to identify --

7 MR. RODRIGUEZ: -- Commi- --

8 MS. HARRISON: -- the --

9 MR. RODRIGUEZ: -- Assessment Committee.

10 MS. HARRISON: -- the kind of funding you're
11 looking for, the source?

12 MR. TOMPKINS: Pardon me?

13 MS. HARRISON: I'm just asking him to
14 identify --

15 MR. TOMPKINS: We're looking for a TAPP --

16 MS. HARRISON: -- the source.

17 MR. TOMPKINS: -- and then also by this motion
18 will then allow for other EPA funds and et cetera to
19 assist us in this matter but that we need to put it in a
20 formal request that this is what the Board wishes to
21 assist us, 'cause I begged for colleagues over eight
22 years I've been working on this --

23 MR. RODRIGUEZ: I think --

24 MS. HARRISON: Well, a TAPP grant --

25 MR. TOMPKINS: -- about a quarter of a million.

1 MS. HARRISON: -- is what --

2 MR. RODRIGUEZ: Yeah. What -- what -- Yeah.

3 I think what -- what happens is that all too often we're
4 relying on government sources for -- for our
5 information, and there's a general community mistrust of
6 government information.

7 So what we'd like to do is be able to get
8 assistant funding so that a lot -- much of this research
9 that is done is done by the community and we can find
10 that to be valid. And in fact, if we find that our
11 conclusions concur with the Navy's, then I think the --
12 that we would find it to be much more palatable.

13 MS. PENDERGRASS: The motion's on the floor,
14 has been stated, and there hasn't been a second to that
15 motion if that's your procedure here. There has not
16 been a second to that.

17 MR. TOMPKINS: I second.

18 MS. HARRISON: Then I second it.

19 MS. PENDERGRASS: All right, Miss Harrison.

20 And now, discussion?

21 Yes, ma'am, here?

22 MS. SHIRLEY: You should look at the Technical
23 Assistance Grant for Public Participation.

24 MR. TOMPKINS: We are.

25 MS. SHIRLEY: Okay.

1 MR. TOMPKINS: That's what the motion is --

2 MS. SHIRLEY: But what I wanted to say --

3 MR. TOMPKINS: -- formally to do so.

4 MS. SHIRLEY: -- you may find disappointing.

5 It's my understanding that it will not pay for that kind

6 of thing. But look at it very carefully.

7 MR. TOMPKINS: I know. It only is --

8 MS. SHIRLEY: And --

9 MR. TOMPKINS: -- for review of data, I

10 understand.

11 MS. SHIRLEY: Right.

12 MR. TOMPKINS: But it's for a motion to

13 concept. So I want a target that gives us, then,

14 opportunity for other sources.

15 MS. SHIRLEY: So you're not targeting that

16 particular --

17 MR. TOMPKINS: That would be --

18 MS. SHIRLEY: -- source.

19 MR. TOMPKINS: -- one part, but I'm not

20 limiting it to that so that I can review the data as

21 well, because you must look at what's happened in the

22 past, then look for other funding with your permission

23 so we get independent investigation and analysis.

24 MR. RODRIGUEZ: You got to understand, I gave a

25 broad-base request. I did not specifically target any

1 one funding source.

2 MS. PENDERGRASS: If we have more discussion on
3 this and we need to -- the -- the three hands that we
4 have up now, can we make sure that we cover that?

5 MS. MORET: I'm just going to speak quickly.

6 But the independent scientists, the Radiation
7 and Public Health Project, we have done a study using
8 Center for Disease Control data and census data. We
9 presented that information September 6th at a press
10 conference in Hunters Point.

11 And the -- the black community in San Francisco
12 County has very, very, very serious health problems.
13 Infant mortality rates are about eight times what white
14 and Asian infant mortality rates are.

15 MR. TOMPKINS: Ma'am, ma'am, sorry, I have to
16 depart for class. May I put one more motion in, then,
17 for discussion?

18 MS. PENDERGRASS: No, sir, you can't do that.
19 You're going to have to wait until this motion is
20 closed. We still have some discussion here. We have
21 two people here.

22 Yes, ma'am.

23 MS. BUSHNELL: I just -- and I hope Ray stays
24 to hear this. I have some concerns. You're requesting
25 hospital records. Confidentiality [sic] --

1 Confidentiality laws are going to be very difficult to
2 broach on that.

3 MR. TOMPKINS: Only hospitalization rates under
4 the -- I've talked to Dr. Mitch Katz that it's going
5 through the state, and it's not the individual, but only
6 so we don't deal with confidentiality, to see if there
7 was a elevated rate of hospital admissions in the City
8 and County of San Francisco three -- in other words, get
9 prior to so that you have pre and post, then after the
10 fire to see if there's a increase. If there's not, then
11 it's a moot point.

12 But right now we don't know. It is
13 speculation. The residents are at a disadvantage in
14 this. It's just something to go on rather than say
15 they're crazy.

16 MS. BUSHNELL: A lot of --

17 MR. TOMPKINS: I do understand. The state
18 will -- is to ask them officially --

19 MS. PENDERGRASS: I'm sorry.

20 MR. TOMPKINS: -- for this.

21 MS. PENDERGRASS: Yes, sir?

22 MR. MANUEL: Me?

23 MS. PENDERGRASS: Yes.

24 MR. MANUEL: First I have a question, and then
25 I'll make a statement.

1 Ray, before you leave, the areas that you're
2 saying that you're concerned about that you don't feel
3 that the community has access to any studies that were
4 done, if they were done at all, can you point out those
5 areas so that --? A lot us don't know exactly where you
6 were talking about. Can you flip the little light on?
7 You have a means of doing that or just give us an idea?

8 MR. TOMPKINS: On -- on my discussion -- and
9 that will be the motion, the second motion -- what is
10 being -- what I'm concerned about, one, is that we
11 never -- I never knew there was a bunker underneath
12 there. We have never seen on any of the presentations
13 of the literature that the Navy presents to us showing
14 the bunker complex, how far.

15 I'm only given anecdotal evidence through our
16 seniors who have worked there and men who have currently
17 worked in '98 in terms of cleanup --

18 MR. MANUEL: Okay, so you're talking about, in
19 short, the bunkers?

20 MR. TOMPKINS: The bunkers, the complex --
21 What else is underneath?

22 MR. MANUEL: Okay.

23 MR. TOMPKINS: I'm in ignorance --

24 MR. MANUEL: Okay.

25 MR. TOMPKINS: -- on all the --

1 MR. MANUEL: Okay.

2 MR. TOMPKINS: -- information presented to me,
3 that data --

4 MR. MANUEL: Okay.

5 MR. TOMPKINS: -- my motion --

6 MR. MANUEL: Okay.

7 MR. TOMPKINS: -- entertained later, full
8 disclosure of that.

9 I've asked also for --

10 MR. MANUEL: Okay, okay.

11 MR. TOMPKINS: -- the accelerators that have
12 never been shown to me in relationship to old Navy Road
13 where all these people died from cancer. None of that
14 information has been presented. It's been delayed, put
15 off till next month.

16 MR. MANUEL: Okay, Ray. I mean, we -- we only
17 have so much time. We've got a lot of community --

18 MR. TOMPKINS: I apologize.

19 MR. MANUEL: Richard, has any studies been done
20 in the bunker area that you know of?

21 MR. MACH: I don't even know the bunker area
22 he's talking about.

23 MR. MANUEL: Well, that's what I'm asking, to
24 point it out. I mean --

25 MR. MACH: That's why I just asked Mike. I've

1 never heard of a bunker cleanup in '98, so . . .

2 MR. TOMPKINS: Well, Jesse --

3 MR. MACH: If you've got that information, Ray,
4 provide it to me, but --

5 (Simultaneous colloquy.)

6 MS. PENDERGRASS: Okay. We still have a motion
7 on the floor. We've had some discussion around --

8 MR. TOMPKINS: If we need discuss --

9 MS. PENDERGRASS: -- where the area should be --

10 MR. TOMPKINS: -- I apologize.

11 MS. PENDERGRASS: -- and all of that. Do we
12 need an amendment to that motion?

13 MR. MACH: Well, I just want to echo what --
14 what Chris said: You could put it to a vote and vote
15 that the Navy's going to fund to -- bill to do this
16 study, but there are no Navy funds that are allowable to
17 do this. So you can vote, and I'm sorry, but we're not
18 going to do it.

19 MS. HARRISON: Vote, but you're sorry you're
20 not going to do it.

21 MR. RODRIGUEZ: That's okay. I want it on
22 record anyways.

23 MR. MACH: That's fine.

24 MS. HARRISON: We want it on record.

25 MR. RATCLIFF: Absolutely. Get it on record.

1 MR. ATTENDEE: Yep.

2 MS. PENDERGRASS: So do we still have
3 discussion around this issue? Is there any other new
4 points that haven't been brought up in discussion so
5 far?

6 MR. MANUEL: Well, there's one other point. I
7 had a two-part thing I wanted to say.

8 I'm also a member of the San Francisco
9 Children's Immunization Coalition.

10 MS. PENDERGRASS: Okay.

11 MR. MANUEL: And we've -- we've dealt with a
12 lot of the issues regarding the children's diseases and
13 problems, particularly out in the Bayview.

14 And there's a lot of reasons. There may be
15 some exposure issues that we need to delve into, but
16 there's a lot of other reasons that the Children's
17 Immunization Coalition -- I could actually get them and
18 come and do a presentation. There's a lot of issues out
19 here besides potential exposure.

20 So we shouldn't -- we -- we should get full --
21 you know, get -- get all the information. Let's get all
22 the information from anybody who's done anything to find
23 out what these problems are and then deal with it once
24 we get educated on it.

25 MS. PENDERGRASS: So as a board, the motion

1 again is still on the table.

2 Mr. Mason, do you have something you want to
3 add to that?

4 MR. MASON: Yeah. I think Ray mentioned my
5 name in -- in -- in the same sentence with bunkers,
6 and -- and the reason he did that was because I got a
7 call from a -- a contractor that I had been working with
8 for -- on this Superfund site down on Thomas Street that
9 told me that he was one of the contractors that cleaned
10 out some of the bunkers in -- in -- in Site A up there
11 on the hill.

12 So that's where that information came from. I
13 don't know how true that is. But I know this is the
14 information that he gave me. You know, I've tried to
15 call him and catch him again; but, you know, no -- no
16 answer.

17 But, you know, I think that if the community is
18 to benefit, I think that, you know, to have a -- an
19 analysis done by someone else other than the Navy --

20 MR. RATCLIFF: Independent analysis.

21 MR. MASON: -- should benefit us.

22 MS. PENDERGRASS: All right.

23 MR. MASON: It should -- it should benefit us
24 because it's -- it's in our concern.

25 MS. PENDERGRASS: All right.

1 MR. MASON: So, you know, in -- in making that
2 motion, you know, I -- you know, I go along with the
3 motion.

4 MS. PENDERGRASS: All right.

5 MR. MASON: And I think that --

6 MS. PENDERGRASS: So let's -- let's just
7 restate the motion one more time, and you --

8 MR. RODRIGUEZ: If I can remember it.

9 MS. PENDERGRASS: -- just restate the motion
10 one more time.

11 MR. RODRIGUEZ: I'd like to make a motion that
12 the RAB board formally request funding from the Navy
13 for -- to allow the Risk Assessment Committee an
14 opportunity to independently do their research on the
15 Navy Shipyard. I'm just going to -- I'm just going to
16 put a --

17 MR. MACH: In plain English.

18 MR. MASON: And I second that motion.

19 MS. PENDERGRASS: All right. So we -- we've
20 had the motion on the floor. It's been seconded. We've
21 had discussion to that. We need to call the question.

22 MS. HARRISON: Call for the question.

23 MS. PENDERGRASS: Okay. And all in favor of
24 that motion, say, "Aye."

25 THE BOARD: Aye.

1 MS. PENDERGRASS: All opposed?

2 MS. PETERSON: Nay.

3 MS. BUSHNELL: No.

4 MS. PENDERGRASS: Okay. Looks like the ayes
5 have it, but do we need to do a count?

6 MR. RODRIGUEZ: No.

7 MR. ATTENDEE: Do a count for the record.

8 (Simultaneous colloquy.)

9 MS. PENDERGRASS: All right. Now, le- -- let's
10 just stop, take a break, break here, because I guess
11 Mr. Rod- -- Mr. Tompkins has gone.

12 What we do have, several more committee
13 reports. We have a few more things on the agenda. And
14 I'm going to say, let's take a break.

15 When we come back from the break, let's review
16 our agenda, make sure what we're going to cover tonight,
17 agree on that, and then move forward. All right?

18 So can we all take ten minutes? Come back at
19 7:30.

20 (Recess 7:17 p.m. to 7:25 p.m.)

21 MS. PENDERGRASS: All right. We're going to
22 get started again. And before -- before we move
23 forward -- before we move forward, the first thing on
24 the table that we're going to do -- I'm going to talk
25 soft, and everybody will be quiet so they'll hear me.

1 MR. MACH: Just make sure the court reporter
2 can hear you.

3 MR. ATTENDEE: Yeah.

4 MS. PENDERGRASS: Okay. The first thing we're
5 going to do is -- is -- today is we're going to -- as we
6 come back is: We need to re- -- kind of revisit this
7 agenda, because we are not going to be able to move
8 through all of this tonight; and I understand that we
9 need to be out of here by 8 o'clock, and everybody has
10 some things to do.

11 So before we go forward, I think the Board
12 needs to make a determination of what we can
13 realistically accomplish in the next thirty minutes and
14 what we can table for the next meeting.

15 And I have a suggestion about that. I -- Okay.
16 One thing that we can table is the review of the bylaws
17 discussion and -- and approval on that, because I don't
18 think people have had enough time to review the changes
19 and make submissions to that. So we might want to --

20 MS. PETERSON: We didn't -- we -- we didn't
21 meet the deadline, so it can't be reviewed.

22 MS. PENDERGRASS: Okay. So that -- we're --
23 we're moving that off the agenda. We're going to move
24 it onto another agenda. All right.

25 Now, we still have two more reports left. We

1 have -- actually three: technical review, radiological
2 issues, and economic development.

3 Now, you all gave these things five minutes. I
4 don't understand how you can give a committee report
5 five minutes. But we're going to have to do that in
6 five minutes right now if we want to get through those
7 reports, or we can talk about having those reports sent
8 out in writing.

9 Now, how do you all want to do that? What's
10 the pleasure of this group?

11 MS. SHIRLEY: I can't do my report in writing
12 because it needs discussion.

13 MS. PENDERGRASS: Okay.

14 MS. MORET: I can't do my report in writing.

15 MS. PENDERGRASS: Because it needs discussion?

16 MS. MORET: Right.

17 MS. PENDERGRASS: And those discussions are
18 going to take more than five minutes, I take it.

19 MS. HARRISON: Hopefully.

20 MS. PENDERGRASS: Miss Shirley?

21 MS. SHIRLEY: I don't think so.

22 MS. PENDERGRASS: All right. And then the
23 technical review, radiological review, and economic
24 development? Did we cover all three of those?

25 MS. SHIRLEY: Right. I'm the technical review.

1 MS. PENDERGRASS: Okay. Who's radiological
2 issues?

3 (Ms. Moret raises her hand.)

4 MS. PENDERGRASS: And then who's economic
5 development?

6 ATTENDEES: Jesse.

7 MS. PENDERGRASS: Mr. Mason?

8 Mr. Mason, do you think you can do yours in
9 five minutes as well?

10 MR. MASON: It won't take that long.

11 MS. PENDERGRASS: All right. So this is what
12 we're going to do: We're going to go through the
13 committee reports. We're going to eliminate the review
14 of bylaws in that discussion. We're going to have to
15 table community co-chair elections.

16 MS. ATTENDEE: No.

17 MS. PENDERGRASS: We're going to have --

18 MS. ATTENDEE: No.

19 MR. BROWN: No, no, no.

20 MS. ATTENDEE: No.

21 MS. PENDERGRASS: Excuse me. There's not
22 enough time to do that if -- Have you gotten all the
23 nominations in?

24 MR. PAUL: Ask for their preferences.

25 MR. CAMPBELL: Yes.

1 MS. PENDERGRASS: Okay. All right. If -- if
2 all the nominations are in, then we can take that vote
3 tonight.

4 MR. BROWN: Right.

5 MS. PENDERGRASS: So if we're going to do that,
6 though, what we do need to do is: Whoever knows who's
7 the nominations are, if we could get those listed would
8 be great so we will make sure that we have everybody on
9 there -- on that.

10 MR. KEICHLINE: I didn't even -- I -- I'm
11 sorry. I didn't hear.

12 MS. PENDERGRASS: We need to list who the
13 nominations --

14 MR. MANUEL: This is the nominations for
15 co-chair.

16 MS. PENDERGRASS: -- are so that we can --

17 MS. PETERSON: Do we have all the rest of
18 the --?

19 MS. PENDERGRASS: Beg your pardon?

20 Okay.

21 MR. MACH: Well --

22 MS. PENDERGRASS: And then we'll review the
23 agenda topics.

24 Yes, sir.

25 MR. MACH: I -- I guess the -- the part that's

1 still confusing to me is: I thought that the bylaws
2 were going to be revised. Indicate that there was two
3 co-chairs. That was going to be voted on. Somehow
4 someone was going to decide whether it was a ballot
5 vote, mail-in vote, who got to vote, wa- --

6 And there's changes in the bylaws right now
7 that are saying that -- that we, the agency votes, like
8 myself, EPA, don't get to vote. That has not been voted
9 on to remove that. So I don't understand what your
10 procedure is for electing a co-chair tonight.

11 MS. PENDERGRASS: That's right. And -- and in
12 a point of order, you really can't vote until you know
13 how you're supposed to vote. And if your bylaws are
14 changing your voting habits, you need to do your -- your
15 bylaw review first.

16 Now, at this point is there any opposition to
17 the current two community co-chairs staying in place
18 until the next -- until our next meeting? Is there a
19 problem with that?

20 MR. MACH: Sorry, Dorothy, we don't recognize
21 that.

22 MS. PENDERGRASS: Miss Peterson, do you --
23 could you -- could you hang on to that for just another
24 month?

25 MS. PETERSON: I'm hanging on now.

1 MS. PENDERGRASS: Miss Washington, could you
2 hang on for another month?

3 MS. WASHINGTON: [Nodding.]

4 MS. PENDERGRASS: All right. Thank you so much
5 for that.

6 All right, then. Let's move quickly through
7 those, because we need to be wrapped up with that by a
8 quarter till with the reports so that we can -- can move
9 on and make sure that we have everything on the agenda
10 for next time. We want to make sure that everybody
11 approves of what gets on the agenda for next time before
12 we leave here tonight.

13 Yes, sir, do you have something to add to that?

14 MR. POTTS: I would like to ask, are you going
15 get to any part of the community --

16 MS. PENDERGRASS: -- comments?

17 MR. POTTS: Yes.

18 MS. PENDERGRASS: I wanted to leave ten minutes
19 for community comments. That's why I'm trying to move
20 forward with this so that we get in time for the
21 community address. And again, we have ten minutes to do
22 that. We want to make sure the community is heard. But
23 what we'd like to do is make sure that those comments
24 get captured so -- so if there's somebody who says
25 something, we don't have to all repeat the same thing,

1 get the essence down. Okay?

2 And -- and perhaps in the future we need to
3 make sure that we put those in writing or some way so
4 that we can make sure we cover all those.

5 But right now let's go on to the next report,
6 which would be the technical review.

7 MS. SHIRLEY: Okay. The Technical Review
8 Subcommittee met October 9th, and we -- we discussed
9 three items. One was manganese at Parcel B and
10 manganese basewide. Another was a draft Explanation of
11 Significant Differences, which is under discussion for
12 Parcel B. And we also discussed one of the items on
13 that ESD about where groundwater compliance is measured.

14 And the results of that meeting was that we
15 want to -- we want the RAB to -- I don't know what you
16 call it. Certify?

17 We -- we want to go for a TAPP grant, a
18 Technical Assistance for Public Participation grant, on
19 reviewing manganese data and coming up with some
20 basewide recommendations and a second one on reviewing,
21 interpreting, making recommendations on the Explanation
22 of Significant Differences and preparing the RAB to make
23 comments on that document when it goes out for comment
24 whenever it does.

25 When will that happen?

1 MS. PENDERGRASS: So Miss Shirley, it sounds
2 like you have two kind of motions --

3 MS. SHIRLEY: There are two --

4 MS. PENDERGRASS: -- there. So let's --

5 MS. SHIRLEY: -- two --

6 MS. PENDERGRASS: -- start with the first one.

7 MS. SHIRLEY: Okay. The first one would be, I
8 guess, the Explanation of Significant Differences,
9 review, interpretation and recommendations. I don't
10 know -- What I need before I -- before I can go forward
11 is: When will that document go out for public review?
12 How --? In other words --

13 MR. MACH: The mang- -- the manganese?

14 MS. SHIRLEY: No, no. The ESD.

15 MR. MACH: The ESD.

16 MS. SHIRLEY: Yes.

17 MR. MACH: Well, that's a good question,
18 because Chein just handed me two letters, which I've
19 only half way read one of them. I got EPA's letter that
20 I have read.

21 So EPA has already approved the manganese issue
22 from their standpoint. DTSC doe- --

23 MS. SHIRLEY: ESD, ESD.

24 MR. MACH: DTSC doesn't approve the manganese.
25 The manganese had been in the original ESD

1 proposal. It's been removed, assuming that we've
2 resolved manganese on its own. Assuming that somehow we
3 come to resolution on manganese, then it's out of the
4 ESD, and the ESD can move forward.

5 I haven't read what -- what DTSC has commented
6 on the current ESD; but, you know, you know that we're
7 in informal dispute with the agencies over whether it
8 should be an ESD or ROD Amendment.

9 And so if we can get resolution on manganese
10 and the ESD, it could be done within a week. But at the
11 rate we have been going --

12 MS. SHIRLEY: Okay.

13 MR. MACH: -- it's more likely a couple months.

14 MS. SHIRLEY: Okay. So this -- this is the
15 issue that we have to decide on as a RAB. Do we
16 want --? I have a write-up for this project here, and I
17 know you haven't had time to -- to look at it.

18 MR. BROWN: Ron?

19 MS. SHIRLEY: The question is -- that -- that I
20 need to put forward is: Do you want to go ahead and say
21 this is a project that we want to pursue, tonight, so we
22 can get the paperwork going so we can get a technical
23 assistance person in here right away, or do you want
24 time to read through that proposal and vote on it the
25 next -- at the next RAB meeting?

1 MS. PENDERGRASS: Now, since you are that
2 committee, you should make a recommendation --

3 MS. SHIRLEY: I recommend --

4 MS. PENDERGRASS: -- to the Board --

5 MS. SHIRLEY: -- that we --

6 MS. PENDERGRASS: So put it in the form of a
7 motion and call the question --

8 MS. SHIRLEY: Well --

9 MS. PENDERGRASS: -- so we can call the
10 question.

11 MS. SHIRLEY: I would like the RAB to
12 certify -- well, I move that the RAB certify this
13 proposal to get a Technical Assistance Grant to review
14 the elements of the ESD.

15 MR. MASON: And I second that. And I second
16 that.

17 MS. PENDERGRASS: Now, is there a discussion on
18 that other than what we have heard? Which is: The Navy
19 hasn't had a chance to really do what it is that they
20 are doing on that. But that doesn't seem like that's
21 going to hold you up from moving forward.

22 MS. SHIRLEY: No. We want to be -- The
23 Technical Subcommittee felt that we wanted to be
24 involved -- we wanted to make sure that the community
25 concerns are brought into that discussion. But we

1 need --

2 MS. PENDERGRASS: To get some technical
3 assistance.

4 MS. SHIRLEY: -- to get some technical
5 assistance in order to do that.

6 MS. PENDERGRASS: Miss Ha- --

7 MS. SHIRLEY: And that was what the committee
8 felt.

9 MS. PENDERGRASS: Miss Harrison, did you have
10 something to add to that?

11 MS. HARRISON: I have just a question.

12 Richard, you know the question. You were so
13 poignant about the Navy not paying for the other
14 investigative information we wanted. How about this
15 one? Are they --? Are you that poignant about this
16 particular issue as well?

17 MR. MACH: The procedures for applying for a
18 TAPP grant and what this proposal, I believe, says,
19 based on what Chris has just stated, the TAPP grant
20 would be acceptable for this review.

21 The only concern I have is whether or not the
22 timing would actually fit with how long it has taken in
23 the past to get TAPP grants, and we are very painfully
24 along in this process. But --

25 MS. PENDERGRASS: But that's --

1 MR. MACH: -- I think -- I think it would be
2 worth pursuing.

3 MS. PENDERGRASS: All right. So --

4 MR. MACH: And it i- -- it is fundable.

5 MS. SHIRLEY: I -- I do want to add one thing.
6 I have two suggested providers, two individuals that I
7 have talked to in the last week who are available now
8 and interested and qualified to do the work.

9 MS. PENDERGRASS: Okay.

10 MR. MACH: Can you find a third?

11 MS. SHIRLEY: Yeah. Do you -- do you need
12 three?

13 MR. MACH: I believe for an easier, faster
14 contracting process, three's better.

15 MS. SHIRLEY: Okay. I can get you three.

16 MS. PENDERGRASS: All right. Miss Peterson?

17 MS. PETERSON: Yes. Is there an amount that we
18 are requesting from TAPP?

19 MS. SHIRLEY: No. I don't have that -- I -- I
20 don't know quite how to -- how that's done.

21 MS. BUSHNELL: Budget.

22 MS. SHIRLEY: That was one of my questions.

23 MR. MACH: Okay. The -- the TAPP -- the TAPP
24 policy allows any facility a maximum of \$100,000 over
25 the life of the cleanup program --

1 MS. BUSHNELL: Right.

2 MR. MACH: -- and not more than \$25,000 in any
3 particular year.

4 MR. MASON: I didn't hear that.

5 MS. BUSHNELL: Right.

6 MR. MASON: I didn't hear that.

7 MS. SHIRLEY: Twenty-five per year.

8 MR. MASON: I'm sorry I didn't hear that.

9 MR. MACH: You're -- you're allowed a maximum
10 of \$100,000 over the entire life of the cleanup program
11 and not more than \$25,000 in any one particular year.

12 MS. PETERSON: How much was our last TAPP
13 grant?

14 MR. MACH: The last one was eight and change, I
15 believe.

16 MS. PETERSON: Okay.

17 MR. MACH: You got about 91, 92 thousand
18 dollars of available potential funding for --

19 MS. PETERSON: Will this be --

20 MR. MACH: -- the TAPP.

21 MS. PETERSON: -- in the same ballpark?

22 MS. SHIRLEY: This -- this will be probably
23 less. I'm thinking 5,000 or less on this one.

24 MS. PENDERGRASS: You're -- The --

25 MR. MACH: Keep -- keep in mind --

1 MS. PENDERGRASS: The amount at this point is
2 not really germane to that motion.

3 MR. CAMPBELL: That's right. That's right.

4 MR. MACH: No, no. But it sh- -- it sh- --

5 MS. PETERSON: It is if we're discussing it.

6 MR. MACH: It -- it is germane, though, because
7 it -- they -- they need to think, you know, how do we
8 want to spend all our money?

9 MR. ATTENDEE: Right.

10 MR. MACH: We only have a certain amount for
11 the whole life of this program.

12 I -- I would think that it should be much less
13 than that because you know the ESD is five pages long.

14 MS. SHIRLEY: Exactly.

15 MR. MACH: The manganese proposal is three
16 pages long, and the RD amendment is one page long.
17 You're not talking about a big document here.

18 MS. BROWNELL: But there's a lot of data --
19 there's a lot of data. The text may be that long, but
20 there's data.

21 MR. MACH: That's if you get into the entire
22 back- -- manganese background document, which we're
23 about to --

24 MS. SHIRLEY: We are not --

25 MR. MACH: -- provide --

1 MS. SHIRLEY: -- talking about manganese.

2 MR. MACH: -- Revision 5 about that.

3 MS. SHIRLEY: This is for the ESD.

4 MR. MACH: Okay.

5 MS. SHIRLEY: But it -- I'm -- I'm -- I'm also
6 going to move that we do a TAPP for a manganese
7 review --

8 MR. MASON: Right.

9 MS. SHIRLEY: -- which is a more involved
10 project.

11 MS. PENDERGRASS: All right. Right now,
12 though, with the -- the motion that's on the table is --
13 is regarding the TAPP grant for -- say it again.

14 MS. SHIRLEY: Ex- -- Explanation of Significant
15 Differences on Parcel B.

16 MS. PENDERGRASS: Okay. So that's the
17 question. It's been seconded. Unless there's some
18 different discussion that we haven't heard, then let's
19 call for the question.

20 MS. PETERSON: Call for the question.

21 MS. PENDERGRASS: Those who approve?

22 THE BOARD: Aye.

23 MS. PENDERGRASS: Those who oppose?

24 MS. PETERSON: No.

25 MS. PENDERGRASS: Okay.

1 MS. SHIRLEY: Thank you.

2 Okay. Now, manganese. Manganese is a much --
3 is a basewide issue. There are manganese issues at
4 Parcel B that are being resolved. But what is done at
5 Parcel B does not necessarily have to be done at the
6 other parcels. So the issue will be aligned for Parcel
7 D, Parcel C and Parcel E and probably Parcel F.

8 So this is a much larger project. It involves
9 more data review. And again, I have --

10 MS. PENDERGRASS: Again, what's -- what --
11 what's your motion now on that?

12 MS. SHIRLEY: I -- Can I just read --? I just
13 want to read the questions for this, which are: Is the
14 manganese naturally occurring, as the Navy claims?

15 Has the Navy adequately addressed -- addressed
16 risk to future users in the community?

17 Does the proposal meet Proposition P goals?

18 Does the Navy's weighted average approach make
19 sense scientifically and statistically? And by that I
20 mean basewide.

21 Should this approach be applied to Parcels C,
22 D, and E? Under what conditions? And is there a better
23 approach?

24 So those are the questions that I -- that I
25 would ask a --

1 MS. PENDERGRASS: All right.

2 MS. SHIRLEY: -- technical person to help us
3 and --

4 MS. PENDERGRASS: So your question -- again,
5 your question to the Board?

6 MS. SHIRLEY: My motion to the Board is -- it's
7 actually the Technical Committee's motion to the
8 Board -- is that we certify this as a TAPP proposal, and
9 this would be on the order of five to ten thousand
10 dollars. It would be more expensive than the ESD one
11 because of the scope of the work.

12 MR. MASON: And I second it.

13 MS. PENDERGRASS: All right. We have the
14 motion on the floor. It's been seconded. Is there any
15 discussion to that?

16 At this --

17 MR. RODRIGUEZ: There [indicating].

18 MS. PENDERGRASS: I'm sorry.

19 MR. MANUEL: Yeah. I have a question. It was
20 stated here that there were some Prop. P goals and
21 directives that this is adhering to, and I would like to
22 know if the Navy has agreed to a certain relevance to
23 Prop. P or not, or what is there -- I just don't know
24 whether there is something that has been agreed to
25 regarding some kind of guidelines regarding Prop. P.

1 MR. MACH: The Navy has said that Proposition P
2 represents the Na- -- the community's po- -- position on
3 what they expect for cleanup goals; and through all of
4 the parcel feasibility studies when we evaluate the nine
5 criteria, community acceptance is one of those nine
6 criteria. We will evaluate Prop. P during those
7 documents.

8 MR. MANUEL: Okay.

9 MS. PENDERGRASS: All right. We -- Looks like
10 we have some community comment on this as well.

11 MS. OLIVA: I'm sorry, but there is.

12 MS. ATTENDEE: There is.

13 MS. OLIVA: Chris, I'd like to ask why -- if --
14 why Parcel A isn't included in the -- in the . . .

15 MS. SHIRLEY: Because Parcel A already has a
16 ROD. It's already gone through the process.

17 Unfortunately, it's out of our purview at the moment.

18 There's nothing more we can do under CERCLA.

19 MS. OLIVA: Has the manganese level been
20 established on Parcel A?

21 MS. SHIRLEY: I don't -- I have not looked at
22 it. I don't know.

23 MR. MACH: When -- when we looked at the -- the
24 revised ambient concentration for manganese, I know that
25 the maps show the -- the manganese samples and

1 detections that were done on Parcel A. I don't know if
2 those were put into the calculation for ambient. I
3 believe that there's only one hit above 1400.

4 MR. CAMPBELL: All right.

5 MS. PENDERGRASS: Okay. Let's -- Can we
6 restate the motion one more time?

7 MS. SHIRLEY: Yeah. Technical Subcommittee
8 moves that the TAPP proposal be put forth for studying
9 the manganese issue basewide.

10 MS. PENDERGRASS: It's been seconded. The
11 discussion is closed now. We'll call for the question.

12 All -- all agree with that, say, "Aye."

13 THE BOARD: Aye.

14 MS. PENDERGRASS: All opposed?

15 (No verbal response elicited.)

16 MS. PENDERGRASS: Okay.

17 MS. SHIRLEY: Thank you very much.

18 And then I'm just going to pass around for your
19 information another letter that we -- it's on -- that's
20 not it -- on ARC letterhead that the -- some of the
21 committee members signed individually. But it wasn't
22 something that we put forth as a motion. Feel free to
23 steal from it if you want to.

24 MS. PENDERGRASS: Okay. Thank you, Miss
25 Shirley.

1 We need to move on to radiological issues, and
2 we really need to keep it to five minutes, or we're
3 going to cut the community short.

4 (Cell phone rings.)

5 MS. MORET: Dr. Sumchai called me today, and
6 she asked me to address two things specifically. There
7 is an error in the July-September issue of the
8 ENVIRONMENTAL CLEANUP NEWSLETTER, and it's about the
9 mandate to notify the community immediately.

10 And she said the error is that they made it
11 clear that for incidents that involve loss of life,
12 property, severe incidents, there should be 24 hours or
13 less notification; and in the newsletter it was "72,"
14 which is for minor incidents.

15 And this 24-hour, or immediate, notification is
16 per federal, state, and local requirements. It's a
17 mandate.

18 MS. PENDERGRASS: Is there any action item on
19 your -- on your report today?

20 MS. PETERSON: She's correct.

21 MS. PENDERGRASS: Beg your pardon?

22 MS. PETERSON: She is correct.

23 MR. MACH: Well, wait a minute. The --

24 MS. PETERSON: We voted on it.

25 MR. MACH: The -- I -- I know -- I know what

1 the Community Notification Plan says, and I know what's
2 written here, and I know why it was written this way,
3 because we weren't going to get into repeating the
4 entire document, Community Notification Plan, in here.

5 In both of the two cases, one where there is a
6 potential risk and one where there is an issue that may
7 just be a concern to the community, both of them are as
8 soon as possible or within 24 or as soon as possible or
9 within 72.

10 What we wrote here was "as soon as possible
11 within 72" so it covered both of those cases.

12 MS. MORET: Well, she wants it separated --

13 MR. MACH: Well, she can have it separated, but
14 we're not revising this.

15 MS. MORET: -- because that's not what was
16 voted on, and that's not what was agreed to, and that's
17 not legally mandated.

18 MR. TISDELL: Excuse me. I just got a phone
19 call. I got to leave. It's an emergency. So I'm
20 stepping out, and my replacement will . . .

21 MS. PENDERGRASS: Okay. How do you all want to
22 proceed on that?

23 Mr. Brown, you have something to add to that?

24 MR. BROWN: No. I have something that -- other
25 thing.

1 July 6th fire burnt over some -- a couple
2 radio- -- radioactive anomalies out there, and it still
3 hasn't been addressed. It's been 116 days. We haven't
4 heard anything from the EPA, the Navy, about what we
5 inhaled again or the -- the Health Department. So I'm
6 still, you know --

7 MS. PENDERGRASS: Mr. Brown, is this part of
8 the --

9 MR. BROWN: It was radiological.

10 MS. PENDERGRASS: -- Radiological --

11 MR. BROWN: Yes.

12 MS. PENDERGRASS: -- Committee report?

13 MS. MORET: Yes.

14 MS. PENDERGRASS: So --

15 MR. BROWN: I still haven't heard anything.

16 MS. PENDERGRASS: All right. It sounds like,
17 though, you all -- you're putting forth some information
18 to the committee. Are you asking them to do anything
19 with that information?

20 (Simultaneous colloquy.)

21 MR. CAMPBELL: The question was presented in a
22 Radiological Subcommittee. Richard was there. We did
23 comparisons of maps.

24 MS. PENDERGRASS: Okay.

25 MR. CAMPBELL: They did state that the maps

1 were incorrect on the one that came out in 2000, which
2 sewed -- showed no anomalies on Parcel E on the -- the
3 southwestern side. And we -- that -- it was stated that
4 it was going to be corrected. To date, we haven't seen
5 a correction.

6 I believe there was another discussion that
7 took place with the Fire Department. We were told that
8 they were aware that there were anomalies at this
9 location. According to the batta- -- battalion chief,
10 they were not aware.

11 MR. BROWN: Right.

12 MS. PENDERGRASS: Can I make a suggestion here?
13 It sounds like the subcommittee has some things that
14 they would like to see changed that the Navy is in
15 control of that those things need to be put down in kind
16 of a letter format in a formal request so that either
17 the Navy can respond to those things, or they not get
18 responded to in terms of a written response.

19 So I would suggest, so that those things just
20 don't kind of float out there into the ozone and never
21 get addressed, that they are put from the subcommittee
22 in a letter to the Navy. Does that make sense to you?

23 MR. BROWN: It still go back to the health.

24 MS. PENDERGRASS: I beg your pardon?

25 MR. BROWN: It still go -- it still go right --

1 right back to the health task assessment. The people
2 got sicker on this fire. They went to the hospital
3 again, and they didn't get their -- they still paying
4 for the bill and stuff --

5 MS. PENDERGRASS: Okay.

6 MR. BROWN: -- you know.

7 MS. PENDERGRASS: So again --

8 MR. BROWN: It's the same thing.

9 MS. PENDERGRASS: All right.

10 MR. BROWN: It's the -- it's the -- it's the
11 same thing like the August 16th fire.

12 MS. PENDERGRASS: Mr. Brown, I'm sorry, I don't
13 have the history with that. But in terms of trying to
14 move what you want to see done along, you need to put
15 those things in writing unless you're asking the
16 committee to do something specific. Then you need to
17 put those in writing so that your -- to the full Board
18 so that they can be put forth to the Navy if that's how
19 you want to handle that.

20 Is there any more discussion on that,
21 Mr. Mason?

22 MR. MASON: Well, I just wanted to give you
23 some clarification on the Emergency Response Committee
24 notification time frame. I have it with me, and it
25 says:

1 Notifications made to the community
2 per this plan will be carried out within a
3 maximum of 72 hours from the occurrence -- from
4 the occurrence and will fall into two
5 categories.

6 One, incidents which may cause
7 immediate or potential risk to the community
8 will be -- will be reported as soon as possible
9 but within 24 hours.

10 MS. PETERSON: That's right.

11 MR. MASON: Incidents which would be
12 just -- be of general interest to the local
13 community but do not pose a risk to the
14 community will be reported as soon as possible
15 but within 72 hours.

16 MS. PETERSON: That's right.

17 MS. PENDERGRASS: So if -- if there's -- if
18 there's something that you're saying that this RAB --
19 the RAB group here, the subcommittee, is saying that
20 you're alerting the whole Board to and there's some
21 action that you'd like another group to take, whether it
22 be the Navy or any other group within the -- within the
23 city, then you need to put that in -- in writing.
24 That's how your Board needs to operate.

25 Yes, ma'am.

1 MS. PETERSON: It's in writing.

2 I think you were just correcting the
3 newsletter. So that plan is already in writing.

4 MS. PENDERGRASS: What I'm saying is that if
5 she's asking for that correction -- and I heard somebody
6 say here that they weren't going to make the correction,
7 or there was some rationale behind it that needs to
8 be --

9 MS. PETERSON: On the newsletter.

10 MS. MORET: But it's not a basket coverall.
11 And that's not what -- how it was presented or discussed
12 or voted on in the meeting. And I'm asking him to
13 present it to correct it to reflect what was discussed
14 and voted on in the meeting.

15 MS. PENDERGRASS: And again, do you have a
16 comment on that or --?

17 MR. MACH: If it's between 0 and 24 or 0 and 72
18 and we say in here it's between 0 and 72, it's
19 all-encompassing. It is a summary boiled-down version
20 of what's in the Community Notification Plan. This is
21 just a newsletter that goes out, summarizes things that
22 have occurred. It is technically and accurately
23 correct.

24 And what you've pointed out of the 0 to 24 and
25 the 0 to 72 is correct. And you're right, we are not

1 going to go through the expense of reproducing this
2 document to change that.

3 MS. MORET: Okay. So what I've heard from you,
4 Richard Mach, is that the Navy doesn't care that infant
5 mortality rates are eight times normal in -- in the
6 black community in this area --

7 MR. PAUL: No.

8 MS. MORET: -- and that you are not interested
9 because you can't afford to change a mistake that -- or
10 in this misrepresentation in the newsletter.

11 MR. MACH: I didn't mention anything about
12 infant mortality rate.

13 MS. PENDERGRASS: I think that we're out of
14 order on that point because that wasn't mentioned, and
15 that's not on the table at this point.

16 Unless -- unless we have something from your
17 committee --

18 MS. MORET: I have more.

19 MS. PENDERGRASS: -- you need --

20 MR. PAUL: You need to call on a RAB member who
21 has his hand up, please.

22 MS. PENDERGRASS: Excuse me. Just one moment.
23 At this point we're still ha- -- we still have the
24 committee report before we take any more comments. And
25 if we could move that along, that would be great.

1 MS. MORET: Yes. Dr. Sumchai said that the
2 review -- the draft Historical Radiological
3 Assessment -- it is due to come out on December the 3rd.
4 Is that correct?

5 MR. MACH: Correct.

6 MS. MORET: She would like a copy of it now;
7 and she would like to schedule a meeting, to set up a
8 meeting, before that time.

9 MR. MACH: It's coming out on December 3rd
10 because that's when it will be done. So I cannot
11 provide it before it is done.

12 If she would like to set up another meeting of
13 the subcommittee, she can call me or e-mail me, and we
14 will set that up.

15 MS. MORET: I'd like to set it up tonight.

16 MR. MACH: Okay. Well, RASO's not here, so I
17 can't discuss their schedule. If she -- RASO is in
18 town this week. They will be attending the community
19 meeting on this Saturday. And so if she's able to
20 attend that or someone else from the subcommittee can
21 attend, we can coordinate schedules then.

22 MS. MORET: And there will be time to meet on
23 Saturday with RASO?

24 MR. MACH: I didn't say that. I said that
25 there will be time to set up a follow-on meeting to meet

1 with RASO.

2 MS. PENDERGRASS: Why don't you --? Do you
3 have a target date that you'd like to meet? Why don't
4 we go ahead and put that on the board and try to work
5 toward that meeting?

6 MS. MORET: She --

7 MS. PENDERGRASS: It has to be after
8 December 3rd is what I'm hearing.

9 MR. MACH: No, it doesn't have to be if they
10 just want to talk about other --

11 MS. MORET: She wa- -- she wanted to see the
12 report before it comes out, and she wanted to schedule a
13 meeting on any Wednesday between 1:00 and 3:00.

14 MS. PENDERGRASS: Okay. I heard -- I heard
15 that -- that the report won't be released until it's
16 done, so there would be no point in meeting until the
17 report is done, and if you'd like to ha- -- to schedule
18 that meeting for after the report is done, which would
19 be after December 3rd.

20 I don't have a calendar with me right here.
21 What would be the first Wednesday after December 3rd to
22 schedule that meeting now and put that on the table? Do
23 you want to do that?

24 MS. MORET: Well, I don't understand why she
25 can't have a copy of it.

1 MR. MANUEL: Because it doesn't exist. Duh.

2 MS. MORET: When -- when is the period when the
3 Radiological Subcommittee will have input and comment on
4 it?

5 MR. MACH: That will be when it comes out on
6 December 3rd.

7 MS. MORET: What?

8 MR. MACH: When it comes out on December 3rd.

9 MS. HARRISON: From December 3rd to what?

10 MS. MORET: Okay. Then we should schedule a
11 meeting after December 3rd --

12 MS. PENDERGRASS: Right.

13 MS. MORET: -- on a Wednesday between 1:00 and
14 3:00.

15 MS. PENDERGRASS: Do you have a calendar of
16 December 3rd?

17 MR. KEICHLINE: December 5th is the first
18 Wednesday after the 3rd.

19 MS. PENDERGRASS: Okay. So it would be the 5th
20 of December?

21 MR. MACH: If we don't mail it out till the
22 3rd, I don't think you want to have a meeting and
23 discuss it on the 5th when no one has looked at it.

24 MS. PENDERGRASS: Okay. Then the following
25 would be --

1 MR. MACH: We --

2 MS. PENDERGRASS: -- the 12th?

3 MR. MACH: I -- I believe what we had discussed

4 with the agencies, both the Department of Health

5 Services and EPA, was that we would look at about a

6 45-day review period. So you -- you basically have from

7 December 3rd until --

8 MS. PETERSON: January.

9 MR. MACH: -- January 18th or so that this --

10 the draft will be out for review.

11 MR. MASON: We're pretty good with

12 radiological --

13 MS. MORET: Okay. Then I -- I -- I would like

14 to schedule it for December the 12th with Dr. Sumchai's

15 approval. She can contact you and change it if she

16 wants to.

17 MR. MACH: And I will check with RASO's

18 schedule as well.

19 MS. MORET: Okay.

20 MS. PENDERGRASS: That is going to be the

21 radiological issues.

22 MR. BROWN: So what -- what do we do about the

23 fires? Excuse me.

24 MS. PENDERGRASS: Now, you said that there's

25 something happening with the fires?

1 MR. BROWN: July 6th they had a fire out there
2 at the Shipyard on the shore. We -- we talked to RASO
3 already, and they said they had two anomalies,
4 radiological anomalies; that they didn't remove the
5 anomalies because the tires were out there. And on the
6 6th of July, 2001, they had another fire out there.

7 MS. PENDERGRASS: So, Mr. Brown, as part of the
8 Radiological Issues Committee, what are you asking for
9 the Board to do?

10 MR. BROWN: When is -- when -- when is this
11 going to come out?

12 MR. MACH: Well, as we discussed in the
13 subcommittee, which you stated incorrectly, we did not
14 say that -- that they were not removed because they were
15 under tires. We said that they were not removed because
16 they were underneath other objects that were
17 nonremovable, like rocks and different things, that they
18 were still there.

19 We also said that the map that was put together
20 that you saw in draft format was just the -- the really
21 big stuff we can get very quickly and that it was --

22 MR. BROWN: Right.

23 MR. MACH: -- being revised, and that will be
24 included in the Dece- -- in the December 3rd report.

25 MR. BROWN: Right.

1 MR. MACH: Further, at the last RAB meeting --
2 MR. BROWN: Right.
3 MR. MACH: -- you all voted as to whether or
4 not to bring RASO back to get back to those other
5 19 questions --
6 MR. BROWN: Right.
7 MR. MACH: -- of which the July 6th --
8 MR. BROWN: Right.
9 MR. MACH: -- questions is one of those other
10 19; and you all voted not to.
11 MR. BROWN: But still, Richard, it was a fire
12 out there, and the -- the health of the community is at
13 jeopardy now.
14 MS. PENDERGRASS: Mr. Brown, I -- I can -- I
15 appreciate the passion that you're bringing this issue
16 forward, and I understand your concern. But I'm not --
17 I don't understand what you're trying to ask this board
18 to do. This --
19 MS. HARRISON: I do.
20 MS. MORET: What -- what he's asking is when
21 are the agencies who are responsible for responding to
22 those fires are -- when are they going to respond?
23 And I have a document I would like to submit to
24 the record, Stop the Nuclear Brush Fires.
25 MS. PENDERGRASS: All right. And that can be

1 submitted? I don't -- Is there somebody here who can
2 answer that question?

3 MR. MACH: RASO --

4 MS. HARRISON: That would be Richard.

5 MR. MACH: -- is not here.

6 MS. PENDERGRASS: Okay. So that -- that
7 question cannot be answered tonight. There's nobody
8 here to answer that question.

9 MR. ATTENDEE: Put it on record.

10 MS. PENDERGRASS: Again, it's on record, and
11 what needs to happen is: The committee needs to a- --
12 make that request in writing so that it -- it gets a
13 response for next meeting.

14 Miss Harrison, do you have something to add to
15 this discussion?

16 MS. HARRISON: Yes. Question. You keep saying
17 we have to submit things in writing. Are you telling us
18 that you now have to put in writing a request from
19 Mr. Brown in order to get the answers to the -- to the
20 information that he wanted?

21 MS. PENDERGRASS: Let me explain something.
22 I'm going to back up a minute, and I'm going to take a
23 couple minutes; and we're running long tonight. But let
24 me explain.

25 In -- in committee process, if you're working

1 with a group of people and everybody has a particular
2 interest or particular area of expertise and you're
3 trying to move something along and you make that request
4 in -- a -- around this table you make that request of
5 another community group or another entity in your -- in
6 your committee and that -- that entity doesn't want to
7 make a stand; they don't answer you; they don't -- they
8 don't make a response in this forum, the only -- the
9 next thing that you can do is submit your concerns to
10 them in writing.

11 Much as you would if you're displeased with
12 some customer satisfaction at a supermarket. The next
13 thing you do is: You go to the management, and you'd
14 say, "Do this for me." They don't respond. They don't
15 do anything. The next thing you do is: You put it in
16 writing to the management.

17 And that's the process here.

18 MS. HARRISON: I just wanted to --

19 MS. PENDERGRASS: Otherwise, we'll -- we'll get
20 bogged down in just talking about it, but nothing will
21 ever happen.

22 MS. HARRISON: It was a question not meant
23 to -- to bog anybody down. I simply wanted to be clear
24 on this so that Lynne would be clear that he's actually
25 gone to the Navy. Richard -- Richard has failed to

1 respond again. So that means to me that we would now
2 need to put it in writing --

3 MR. BROWN: Right.

4 MS. HARRISON: -- and go over his head is what
5 I -- is the way I hear that.

6 MS. PENDERGRASS: That's exactly what -- that's
7 exactly what needs to happen, and I didn't quite say it
8 that way.

9 MS. HARRISON: Just wanted to make sure --
10 well, I just wanted to make sure there was no
11 misunderstanding here.

12 MS. PENDERGRASS: All right.

13 Yes, sir.

14 MS. MORET: I --

15 MS. PENDERGRASS: I'm sorry. I don't --

16 MS. MORET: I -- I just --

17 MS. PENDERGRASS: -- don't --

18 MS. MORET: I have a question.

19 MS. PENDERGRASS: Okay. Excuse me. This man
20 has his hand up, and I'd like to acknowledge him. He's
21 been patient.

22 MR. PAUL: I want to recur to the first point
23 of the Technical Subcommittee, which appears to be a
24 concern that the Navy is now stating it is obligated to
25 report to the community within a 72-hour period rather

1 than the 24-hour period that was originally decided by
2 the group.

3 MS. PENDERGRASS: Okay.

4 MS. PETERSON: He didn't say that.

5 MR. PAUL: Is that true?

6 MR. MANUEL: I didn't hear that.

7 MS. PENDERGRASS: I'll just clarify that,
8 because I did hear that. I just want to clarify that.
9 There's some different response times to
10 different issues.

11 MR. MANUEL: Yeah.

12 MS. PENDERGRASS: He said that the newsletter
13 reflected an overall response time, and that was clear
14 what that was.

15 MR. PAUL: So that -- let me be clear about
16 this. The newsletter then admitted a certain 24-hour
17 requirement, or is there a 24-hour requirement? That's
18 what I'm asking.

19 MR. BROWN: We didn't get a n- --

20 MR. CAMPBELL: Yes, there is.

21 MR. MACH: There is a 24-hour requirement --

22 MS. ATTENDEE: -- which encompassed --

23 MR. MACH: -- for the Community Notification
24 Plan.

25 MR. BROWN: We didn't get a notification on it.

1 MS. PENDERGRASS: All right. So do --? I
2 don't want to cut your committee report short. Do you
3 have anything else new to add?

4 MS. MORET: Yes. And I would just like to
5 state that my concern as a scientist having studied the
6 health in this community is that children and adults who
7 are dying and ill and being exposed in these nuclear
8 brush fires, I don't think writing letters --

9 MR. BROWN: Right.

10 MS. MORET: -- to ask agencies to do what they
11 are mandated to do is appropriate.

12 MS. PENDERGRASS: Short of picketing outside of
13 that agency, what is the next step that you would
14 suggest?

15 MS. MORET: I think they should do their jobs.

16 MS. PENDERGRASS: Okay, but I'm -- I'm asking
17 you, in -- in our -- in our --

18 MS. MORET: It's not -- I don't need to answer
19 that.

20 MS. PENDERGRASS: Okay.

21 MS. MORET: They need to do their jobs.

22 MS. PENDERGRASS: You're right about that.

23 MR. BROWN: Especially --

24 MS. HARRISON: My request would be that --

25 MS. PENDERGRASS: But to call attention to that

1 in this group --

2 MS. HARRISON: -- Richard, being the man in
3 charge --

4 MS. PENDERGRASS: We need to -- to do that so
5 that it's a formal process.

6 MS. MORET: Well, I'd like to point out, they
7 are breaking the law.

8 MS. PENDERGRASS: Yes, ma'am.

9 All right. Can we move to the -- to the final
10 committee report? And it looks like we are going to
11 have to go into overtime if we want to have public
12 comment, or this committee can close that and eliminate
13 that from the agenda. What's your pleasure?

14 MS. PETERSON: Mr. Potts.

15 MS. PENDERGRASS: What --? Okay. I'm sorry.

16 MS. PETERSON: Mr. Potts had a -- had a
17 question, so I think we should at least --

18 MS. ATTENDEE: Yes, we should.

19 MS. PETERSON: -- go -- entertain public
20 comment.

21 MR. CAMPBELL: Public comment.

22 MS. PENDERGRASS: I didn't -- I didn't see
23 Mr. Potts.

24 MS. PETERSON: Mr. Potts is --

25 MS. PENDERGRASS: Oh, I'm sorry.

1 MS. PETERSON: -- the gentleman who had his
2 hand --

3 MS. PENDERGRASS: All right. Did you have
4 something to add to the radiological report?

5 MR. POTTS: Yeah. You got that point down
6 or --?

7 MS. PENDERGRASS: We're not. We have one more
8 committee report, which is the economic development
9 report.

10 MR. ATTENDEE: No. They're saying go to public
11 comments.

12 MS. ATTENDEE: Jesse --

13 MR. MACH: They're saying skip -- skip Jesse
14 and then --

15 MS. BROWNELL: I hear rumblings to do the
16 economic.

17 MS. PENDERGRASS: Okay.

18 MR. MASON: Are we ready to do the economic
19 report?

20 MS. PENDERGRASS: Well, we need to ask the
21 group, do you want to omit the Economic Development
22 Subcommittee report and go in to public comment, or do
23 we want to hear this report and cut -- and perhaps not
24 have public comment?

25 MR. POTTS: May I say something to this chair?

1 May I say some- --? Part of my public comment has to do
2 with the Economic Committee.

3 MS. PENDERGRASS: Okay.

4 MR. POTTS: Okay.

5 MS. PENDERGRASS: Did you want to go ahead and
6 do your report?

7 MR. MASON: Okay. First of all, I'm going to
8 say our economic subcommittee -- we are going to be
9 meeting at Bayview Advocates' office November the 13th.
10 Let's say December 13th if you want. It doesn't matter.
11 We were -- we were going behind the -- the Membership &
12 Bylaws Committee.

13 And all those that are on my subcommittee --

14 MS. PETERSON: It's November.

15 MS. HARRISON: I didn't hear it. Go ahead.

16 I'm sorry. I didn't hear you.

17 MR. MASON: All those on my subcommittee, if
18 you want to attend, you know, feel free. It's going to
19 be at 6 o'clock.

20 MS. HARRISON: On the 13th?

21 MR. MASON: On the 13th.

22 MS. HARRISON: Of November?

23 MR. MASON: Of November.

24 MR. RATCLIFF: Where at?

25 MR. MASON: At -- at -- at Bayview Advocates'

1 office, 5021 Third Street.

2 MS. HARRISON: And the time -- you're using the
3 same time, 6 p.m.?

4 MR. MASON: Six p.m.

5 MS. PENDERGRASS: All right.

6 MR. MASON: IT Corporation has -- has presented
7 some bid packages to about 15 or 16 truckers in the
8 community, and there was some concern about that. So
9 what we did was: We decided to postpone the bid process
10 for a week.

11 We had a meeting with -- at the IT trailer
12 because some of the truckers were -- were confused about
13 the bid process and what they needed to bid on, because
14 a lot of them felt that -- that IT was doing something
15 kind of strange.

16 So what we did was: We had a meeting at -- at
17 the trailer. And it was basically about, you know, the
18 contracts that IT put up for bid. And the way they put
19 them up was that any trucker could bid on any -- any --
20 any project; and if they felt that any trucker was --
21 was within reason for the price, they would -- they
22 would allow them that bid.

23 So as many as 15 or 16 truckers could bid on
24 the process. They didn't have to bid on the whole
25 process, but they could bid on each indivi- --

1 individual process that they could bid on. So that was
2 explained to the truckers that were there.

3 But in the meantime, there was a problem. And
4 the problem just came to my attention today.

5 And I think what we're going to do -- I was
6 just talking to the gentleman with -- at IT that I'm
7 going to call Sue Powers in the morning, and maybe we'll
8 put that bid process off, because one of the -- one of
9 our companies, one of our community contractors, were
10 not a part of that bid process.

11 And I'm going to let Robert Woods, who
12 represents some of the truckers in the community also,
13 state what he believes is -- is the problem.

14 So Robert, would you stand up and -- and talk
15 about the issue.

16 MR. WOODS: Good evening. What I would like to
17 present to you is a -- this is a bid that is went --
18 that has gone out by IT to -- to the local -- to the
19 local companies to bid on. Tomorrow they going to be
20 accepting those bids based upon the breakdown that IT
21 had put -- put together here.

22 Now, in this room right now, there is a
23 possibility of maybe five or ten of your next-door
24 neighbors that come from the community to possibly
25 benefit from this, which -- which once -- once the

1 hazardous waste has been picked up and delivered to its
2 destination, the community lose again.

3 In this document there could be at least as
4 many as 30, 20 to 30 jobs that could benefit YCD because
5 the fact that, A, they are working with community
6 entities that have the facilities and the capabilities
7 to deliver and -- and be a part of this document that
8 would help aid employment program in this community.

9 And I suggest that you all back Mr. Mason on --
10 on going to IT and have them to cancel this and demand
11 that at least 50 percent of this that's leaving out of
12 here stay in the community to support a community job
13 program for the community.

14 So -- so we talking about economic development.
15 We talking about: How do we start it? We start it
16 right in our own backyard, and it's right here.

17 And -- and some of the places that was
18 preselected where -- where the hazardous waste is going,
19 even if you were a community driver, you would drive at
20 least four to five hours just to drop a load off when
21 you can go right around the corner in your own
22 neighborhood and your own neighbors are working, which
23 creates a -- a economic multiplier in the community to
24 support economic development in the community.

25 So I say to you, support Mr. Mason on this, and

1 stop this, and have -- and have these kids from Young
2 Community Developers to go to work. If they accept this
3 bid tomorrow, we just lost out on at least 30 jobs
4 today.

5 So I would say, please support this, and stop
6 this, and -- and demand that at least 50 percent of
7 whatever is leaving out of here come to this community
8 to support a community employment program.

9 MS. PENDERGRASS: Mr. Mason, did --

10 (Applause.)

11 MS. PENDERGRASS: -- do you have a motion?

12 MS. PETERSON: He's part of that.

13 MR. MASON: We could make -- make a motion.

14 But I also want you to understand too now, the Navy has
15 been working along with the community truckers in trying
16 to create some revenue back into the community.

17 I understand what Mr. Woods is talking about,
18 and I definitely understand what Young Community
19 Developers is.

20 I can see right now that I have some other --
21 some people that are going to get on my Economic
22 Development Committee. I know Mr. Woods is probably
23 going to be one of them. And I -- and I -- I've already
24 asked Mr. Dwayne Jones to become a member of the
25 Economic Development Committee.

1 But I also want to re- -- I want to reiterate,
2 I want you to understand that -- and in our efforts what
3 we were trying to do with the Navy is make sure that the
4 truckers were benefiting by IT paying for the dumping.
5 And that's one of the reasons why they probably put
6 these -- these dumping sites in there. But we do have a
7 community dumping site that -- that -- that deals with
8 Class 1.

9 So, you know, I implore IT Corporation to think
10 in terms of that -- that organization, because what it
11 would do is create opportunities in the community, and
12 that's exactly what we're talking about. The truckers
13 are benefiting. So we have people from Young Community
14 Developers that -- that are on board and trying to make
15 this money also. So let them benefit.

16 So my motion is that -- that I'm calling on IT
17 to make a motion to stop this process until the
18 community -- the community disposable company is
19 involved --

20 MS. PENDERGRASS: Okay.

21 MR. MASON: -- in the bid process.

22 MS. PENDERGRASS: Mr. Mason, you can make a
23 motion, and this board can vote on it on what they can
24 do. You can't make a motion to -- for someone that's
25 not on the Board to do something.

1 MR. MASON: Well, I'm making a motion for the
2 Board to -- to work with me --

3 MS. PENDERGRASS: Okay.

4 MR. MASON: -- in stopping the process.

5 MS. PENDERGRASS: All right. So the question
6 is . . . Say it one more time.

7 MR. MASON: I'm making a motion that the Board
8 works with me in stopping the process, the bid process,
9 tomorrow.

10 MS. PENDERGRASS: Okay. We've had some dis- --
11 Do we have a second on that?

12 MR. PAUL: Second.

13 MS. PENDERGRASS: Okay.

14 Do we have a little bit more discussion on
15 that? We're running over. You know, I'm going to tell
16 you, it -- it's been a long day for everybody, I'm sure.
17 Do we want to spend a couple more minutes, discuss this,
18 and put this to bed tonight?

19 (Simultaneous colloquy.)

20 MS. PENDERGRASS: Okay. So --

21 MS. HARRISON: Can you call for the question on
22 this?

23 MR. PAUL: Call for question.

24 MS. PENDERGRASS: Okay. So we can't call for
25 the question until we have -- we've covered these two

1 discussion items here.

2 Yes, sir, back there?

3 MR. POTTS: Oh, okay. My name is Jimmie Potts,
4 and I'm with Barbary Coast Trucking.

5 And one of the things that I saw when I
6 received the bid package as to the particular types of
7 equipment and stuff that they're -- also use -- wanting
8 us to use in the proposal for disposing of this
9 equipment, one of the ways that most of the truckers
10 here that can get involved is by utilizing a company
11 that is locally based, that is certified and being able
12 to handle the hazardous waste. That company's willing
13 to work with the community.

14 But with the way the bid package came out, IT
15 specified where it's supposed to go --

16 MS. PENDERGRASS: Okay.

17 MR. POTTS: -- and all that. And my point --
18 my point being, my point being is that the community
19 base agency was not given an opportunity to participate.

20 MS. PENDERGRASS: Okay.

21 MR. POTTS: And we would like to stop and get a
22 chance to participate.

23 MS. PENDERGRASS: We have a RAB member here.
24 Mr. Mason has a motion on the floor to -- to do just
25 that. So unless there's something new to -- to discuss

1 about that or add to that subject --

2 MR. MACH: I'd like to jump in because I --

3 MS. PETERSON: I'm before you.

4 MS. PENDERGRASS: She was --

5 MS. PETERSON: I'm before you.

6 Okay. At some point, Jesse, we made it quite
7 clear to IT that they had to deal with this community
8 first.

9 I want to know, what was the turnaround time on
10 that bid?

11 MR. POTTS: I received -- The postdate on it
12 was -- it was sent out on the 10th. I received it at my
13 place at home the 12th. It was supposed to go in on the
14 19th.

15 MS. PETERSON: That's not enough turnaround
16 time. That's not enough turn- -- I -- you know, I'm
17 going to say this because I'm tired of wasting my time.

18 Mr. Mason, myself, and several others met with
19 IT, Brenda, and --

20 MS. HARRISON: Yes.

21 MS. PETERSON: -- and I don't know how many
22 others, and -- yes. And we ha- -- we came up with an
23 agreement that because this community has suffered from
24 what's on the Shipyard, that this community would get
25 first shot at it.

1 Now, I'm sorry. That's not enough turnaround
2 time, and you're going to have to just honor that, or
3 you just going to have to pay me, plain and simple. My
4 time is not for free, and I'm tired of revisiting this.
5 This should even not be of -- up for discussion tonight.

6 MR. MASON: But I want you to understand too,
7 Dorothy, that, you know, we felt that -- that time was
8 too short, so we asked for an extension, and that
9 extension was tom- -- the date is tomorrow.

10 MS. PETERSON: No. It's not enough -- it is
11 not enough time.

12 MR. MASON: Listen to what I'm saying to you.
13 Listen to what I'm saying to you. You know, we have
14 been working very diligently with IT as far as -- and
15 the Navy to try to make some things happen, you know.
16 We're working with that 8-A sub -- hub zone
17 certification. We are also working to try to get people
18 certified so that they could be part of the process.

19 The turnaround time may be too short, and --
20 and -- and -- and I'm all for --

21 MR. RATCLIFF: Not "may be too." It is too
22 short.

23 MR. MASON: And I'm all for you -- I'm all
24 for -- you know, for you.

25 But what I'm saying is: We can stop the

1 process.

2 MS. PETERSON: It's too short.

3 MR. MASON: We can stop the process, and we can
4 make it work where the community can benefit.

5 So -- But I'm just saying now that, you
6 know -- and I'm -- and I'm not trying to back anybody,
7 and I'm not kissing nobody's butt. I'm just saying that
8 they have been working with us in the community.

9 MS. PETERSON: No. I'm saying that --

10 MS. PENDERGRASS: Okay. Excuse me. Excuse me.
11 I -- I think -- I think we're real clear, every -- that
12 the issue is really clear. The issue's really clear.
13 Says the community, we've heard of those things.

14 MS. PETERSON: No. I do need to know what they
15 said they were going to do.

16 MR. ATTENDEE: I have --

17 MS. PENDERGRASS: At this point is there any
18 other discussion that's different than what we've
19 already heard?

20 MR. POTTS: Oh, I thought there was a vote.

21 MS. PENDERGRASS: Well, there is, and I'm
22 trying to call for that.

23 MS. PETERSON: Discussion.

24 MS. PENDERGRASS: But the discussion has to
25 include anything that's different that we haven't

1 already heard.

2 MR. ATTENDEE: I have a friendly --

3 MS. PENDERGRASS: Yes.

4 MR. PAUL: Richard was first.

5 MR. MACH: Okay. All I was going to say is: I
6 just talked to IT. We don't have to accept the
7 proposals tomorrow.

8 The reason that -- that the bids are set the
9 way they are is because of the work we have been doing
10 with Jesse. And in order to try and get the truckers
11 paid faster, we took the requirement for them to
12 subcontract the disposal facilities out of the bids, and
13 that's why it's the way it is.

14 Hearing the additional concerns about what YCD
15 has and the other community groups, what we have just
16 talked about was setting a meeting for Friday morning;
17 we are all here, discuss with the truckers and with
18 the -- the other work force how we can try and get the
19 most benefit to the most community groups as opposed to
20 trying to help the truckers but then hurting the -- the
21 YCD workers or trying to help the YCD workers and then
22 hurting the truckers. Where can we get that compromise?

23 So that's what --

24 MS. PENDERGRASS: So when --

25 MR. MACH: -- proposing.

1 MS. PENDERGRASS: -- when is that meeting
2 happening?

3 MR. MACH: I would s- --

4 MR. PAUL: Friday morning.

5 MR. MACH: Friday, 10 o'clock?

6 MS. PENDERGRASS: -- sat down --

7 MR. MACH: Ten?

8 MR. POTTS: All the truckers working that
9 morning.

10 MR. MASON: Ten o'clock is fine. What --
11 what --

12 MS. ATTENDEE: The truckers will be working.

13 MR. MASON: What I want you to understand now,
14 we are going to be working in the Young Community
15 Developers' best interests. I know Mr. Woods is going
16 to be at that meeting at 10 o'clock, and I know Dwayne
17 Thomas -- Dwayne Jones.

18 I'm sorry. Are you going to be at the meeting
19 Friday?

20 MR. JONES: Which Friday?

21 MR. MASON: This Friday. This Friday at
22 10 o'clock at IT trailer.

23 MS. HARRISON: Where?

24 MR. MASON: At IT trailer.

25 (Simultaneous colloquy.)

1 MS. PENDERGRASS: So -- so at this point -- let
2 me just make sure I got it -- we're going to put it up
3 here that on Friday, whatever the date is on Friday,
4 at --

5 MR. MASON: 26th.

6 MS. PENDERGRASS: -- 10:00 --

7 MR. MASON: Ten a.m.

8 MS. PENDERGRASS: -- at 10 a.m. -- somebody get
9 that up there -- 10 a.m. that we'll -- we'll have
10 this meeting.

11 And we're going to have one more -- more --

12 MR. POTTS: Excuse me.

13 MS. PENDERGRASS: We have one more comment, and
14 I'm sorry, sir --

15 MR. POTTS: No. This is regarding the time,
16 dear. See, you want to have a meeting for us, but then
17 you want to have it so we can't be there.

18 We need to make sure that we work and be able
19 to take of our families when we have a chance to work.

20 This meeting needs to be after 5 o'clock so that the
21 truckers could be there. This is what I'm saying. And
22 excuse me. Excuse me.

23 MS. PENDERGRASS: I under- -- I understand your
24 concern, sir. And I think what -- what I heard
25 Mr. Mason say is that he is working -- you could work

1 with him, and he'll be representing your interest --

2 MR. POTTS: No, no.

3 MS. PENDERGRASS: -- at this meeting.

4 MR. POTTS: We want to be there for ourselves

5 to hear what's going on, dear.

6 MR. RATCLIFF: Jesse, make IT shift their time.

7 MR. MASON: Well, let me -- let me say this to

8 you. Let me say this to you. IT has shifted the time.

9 We had a meeting on the 22nd.

10 MR. RATCLIFF: Shift it again.

11 MR. MASON: Listen at this.

12 MR. POTTS: Shift it again.

13 MR. MASON: Listen at this, man. I want you to

14 understand this.

15 MR. POTTS: No, no, no, no, no, no.

16 MR. MASON: Now, I want you to understand this,

17 Mr. Potts, you know, because we've changed the meeting

18 for you on the 22nd.

19 MR. POTTS: You changed the meeting because

20 they was not going down right --

21 MS. PENDERGRASS: Excuse me. Excuse me.

22 MR. MASON: Listen.

23 MS. PENDERGRASS: We can all sing together, but

24 we can only talk one at a time.

25 MR. MASON: We changed the meeting on the 22nd

1 to 5 o'clock. Now, everybody got other things to do
2 other than sit around at 5:00 or 6 o'clock in the
3 evening, you know.

4 If we're going to have a meeting at 10 o'clock
5 in the morning and the representation is there, then
6 that's final.

7 MS. PENDERGRASS: Okay.

8 MR. POTTS: If there's no representation from
9 us, then how are we getting served?

10 MS. PENDERGRASS: Mr. Mason --

11 MR. MASON: Then be there.

12 MS. PENDERGRASS: -- is the subcommittee
13 chair --

14 MR. POTTS: I'm supposed to stop working --

15 MS. PENDERGRASS: -- and handle it that has put
16 this forward.

17 MR. POTTS: -- and deal with --

18 MS. PENDERGRASS: We have a meeting that has
19 been agreed to. That's on the table.

20 MR. MACH: I -- I will throw this out. I will
21 offer any time as early as you want to go on the morning
22 up till noon. But those of us who are preparing for the
23 Saturday all ha- -- workshop do not have the afternoon,
24 evening, available. So, I mean, we can go earlier than
25 10 o'clock. I can't go past noon.

1 MS. PENDERGRASS: All right. We can -- we can
2 work those details out. At this point we have this on
3 the table. If -- if there's some other shifting, we'll
4 do that at that point. At this point we've had enough
5 discussion on this item.

6 MR. POTTS: When did --? What time are we
7 supposed to be there?

8 MS. PENDERGRASS: You never did get your --
9 your chance. Go ahead.

10 MR. ATTENDEE: Seven a.m.

11 MS. PENDERGRASS: Okay.

12 MR. JONES: Thank you. Dwayne Jones, Young
13 Community Developers.

14 You know, the unfortunate thing is: This is
15 the same old conversation time and time again. And I
16 didn't thank, you know, all of -- all of my community
17 residents in being vigilant to making sure that the
18 people who should be doing right just simply just do
19 right. It's not a complicated process.

20 Why are we here today? Because, once again, in
21 our fourth year, we have to reintroduce ourselves to the
22 graduating class so they can go to work. Yet, you said,
23 "Fine, we'd love to hire your people, but they are not
24 qualified." Well, we've trained them. They graduate
25 tomorrow. They're ready to go to work.

1 (Applause.)

2 MR. JONES: So I'm saying, Jesse, I -- I
3 respect the fact that they are working with us. But we
4 as community residents know "working" does not translate
5 for us in working. "Working" just means that the boat
6 is sailing on without us once again.

7 So as we try to figure out, I would just
8 appreciate that this committee just simply try to be --
9 or whoever, the powers that be, try to be a little bit
10 more proactive on their side of the street and
11 aggressive on their side of the street as pertains to
12 inclusion. Not just with trucking. With every aspect
13 of that.

14 MR. RATCLIFF: All of that. All of that.

15 MR. JONES: I mean, instead of putting it in
16 words to exclude us, try to put us on the work to
17 include us.

18 MR. PAUL: I have a friendly amendment to
19 Jesse's motion, and that is that the RAB endorses a
20 clause which any employment at the BRAC includes at
21 least 50 percent employment for the immediately
22 surrounding community wherever that is possible.

23 MS. HARRISON: Aren't we supposed to be doing
24 that?

25 MS. PETERSON: We've already done that. That's

1 redundant.

2 MS. PENDERGRASS: I appreciate that amendment
3 to the motion, but that's --

4 MS. PETERSON: It's redundant.

5 MS. PENDERGRASS: -- we can't do that
6 amendment.

7 At this point let's call the question --

8 MR. PAUL: Why not?

9 MS. PENDERGRASS: -- one more time.

10 MR. PAUL: Why not?

11 MS. HARRISON: If Jesse accepts the
12 amendment . . .

13 MS. PENDERGRASS: It's not your motion.

14 MR. PAUL: I said a friendly amendment to the
15 motion. That's all I said.

16 MS. HARRISON: Which means that all that's
17 necessary is for Jesse to accept it.

18 MS. PENDERGRASS: Jesse?

19 MR. MASON: Yes?

20 MS. PENDERGRASS: Will you restate the motion;
21 and if you'd like --

22 MR. MASON: The motion --

23 MS. PENDERGRASS: -- to amend the motion --

24 MR. MASON: The motion is --

25 MS. PENDERGRASS: -- please do.

1 MR. MASON: -- that -- that we make a motion
2 that we stop this process.

3 MS. PETERSON: It's already been stopped.

4 MR. MASON: I didn't hear that.

5 MS. PETERSON: It's already been stopped.

6 MR. MANUEL: It's already been stopped.

7 MR. MACH: Already stopped it. We'll have the
8 meeting on Friday.

9 MS. PENDERGRASS: So the motion is --

10 MR. MANUEL: It's already been stopped.

11 MR. MASON: The meeting -- the meeting is
12 tomorrow. The meeting -- the meeting is Friday.

13 MR. MANUEL: Yeah.

14 MS. PENDERGRASS: Well, what is your motion,
15 then?

16 MR. RATCLIFF: How long is you putting the
17 process off to -- you know, for the bid?

18 MR. POTTS: How long will you give us after the
19 meeting to put --?

20 MS. PENDERGRASS: Do you withdraw your motion
21 at this point --

22 MR. MASON: No.

23 MS. PENDERGRASS: -- then?

24 MR. MASON: No, because we believe --

25 MS. PENDERGRASS: Then please restate the

1 motion.

2 MR. MASON: The motion is to have the stop --
3 to have the meeting -- stop the process to have the
4 meeting prior.

5 MS. PENDERGRASS: I think your motion was to
6 support -- to have the RAB support --

7 MR. MASON: Right.

8 MS. PENDERGRASS: -- you all meeting together.

9 MR. MASON: Right.

10 MS. PENDERGRASS: That -- that was seconded.

11 I'm going to call the question at this point.
12 All in favor of that motion, please signify by saying,
13 "Aye."

14 THE BOARD: Aye.

15 MS. PENDERGRASS: All opposed?

16 Okay. So we got that.

17 MR. MASON: Thank you.

18 MS. PENDERGRASS: Thank you very much, and that
19 was not amended.

20 MR. ATTENDEE: Can we get --

21 MS. PENDERGRASS: Okay.

22 MR. ATTENDEE: -- a motion to cancel the bid?

23 MS. PENDERGRASS: At this point, at this point,
24 okay, we just need to just do a couple of things. I
25 want to make sure that everybody knows when all the

1 subcommittees are meeting, okay? That's the schedule.

2 If there's some dates or if you don't understand where

3 the place is, please let's make sure we put that up.

4 Number two is: I want to make sure that you

5 understand what will be on the agenda for next time,

6 because there were two things that were boldly left out,

7 which was the vote discussion on bylaws, the open seats;

8 and nominations with recommendations were -- were left

9 open items. So those should be on the agenda for

10 next --

11 MR. PAUL: Should be --

12 MS. PENDERGRASS: -- next time --

13 MR. PAUL: -- at the very top --

14 MS. PENDERGRASS: -- make sure --

15 MR. PAUL: -- and elect --

16 MS. PENDERGRASS: -- should be on --

17 MR. PAUL: -- community co-chair.

18 MS. PENDERGRASS: -- next time.

19 Now, can we take ten minutes and give anybody

20 in -- in this room to have some other comments some time

21 to do that? If everybody could take two minutes, and

22 I'll do this, two minutes, and then we can make sure we

23 wrap up.

24 Okay. So let's start over here for a minute.

25 MR. PALEGA: I'm Sululagi Palega. I went

1 through this process, and I -- I know it was late,
2 because I wasn't clear on the time. But I wo- -- I
3 didn't hear it, and I'm concerned.

4 I had gotten a nominee from the Membership
5 Committee to be on this board, and I'm very anxious
6 because of my constituents to get on this board. So I
7 don't want that issue to go without some notice.

8 MS. PENDERGRASS: Thank you.

9 MR. PALEGA: And I would like -- I would
10 like -- you know, I'd like that to be dealt with in some
11 form.

12 MR. ATTENDEE: It was dealt with --

13 MS. PETERSON: I thought it was --

14 MR. MACH: It wa- --

15 MS. PETERESON: -- dealt with.

16 MR. MACH: It was discussed.

17 MR. PALEGA: Okay. Thanks.

18 MS. PENDERGRASS: All right. Miss Harrison?

19 MS. HARRISON: I'd like to address my comments
20 to the members of this board. I think that -- I think
21 the biggest problem here that we're having right now is
22 following the procedures.

23 If, in fact, I'm not correct, correct me,
24 Richard. Don't we already have a 50 percent hire in
25 your agreement with th- -- with this RAB and with this

1 community?

2 MR. MACH: I --

3 MS. HARRISON: Does not IT have to adhere to
4 that?

5 MR. MACH: I -- I don't know all the contract
6 requirements. I know that there are -- there are --
7 there are small -- there are -- there are contractual
8 laws that require a certain percentage of small business
9 and small disadvantaged businesses, and they vary from
10 region to region, and I don't know what they are.

11 MS. HARRISON: Well, let me -- let me just
12 state this: Then I would like to suggest that this RAB
13 at its earliest convenient [sic] or any members that
14 would like to do that -- and I know a few that would
15 like to do that -- put together a letter of censure for
16 you and for IT and send it off to your commanding
17 officer insisting that you do your job in forcing them
18 to do their job, and we won't have to do this again.

19 MR. MACH: And our contracting officers do
20 ensure that they are meeting the contract
21 specifications.

22 MS. HARRISON: Well --

23 MR. MACH: And that's why we put the Economic
24 Subcommittee in touch with the contracting officers,
25 because they are the ones that address that issue.

1 MS. HARRISON: Well, maybe we need to do that
2 anyway just to make sure that these folks are actually
3 doing their job, because I agree that we should not be
4 doing this again with IT. I just really do. But
5 anyway . . .

6 MS. PENDERGRASS: At this point we're still
7 dealing with public comments.

8 MR. JONES: I have a question. What is the
9 current percentage, then? If it's not at 50 and we're
10 not clear on what the requirement is, what is the
11 percentage, and how do you plan to rectify that?

12 I got, like, 19, 20 folk ready to go to work as
13 of now. So my question then comes to you, if you're not
14 telling what the percentage is, what is the current
15 percentage? How can we improve it, or how do you plan
16 to improve it?

17 MS. HARRISON: Improve it in --

18 MS. PENDERGRASS: Okay. Can we go --

19 MR. MACH: And I --

20 MS. PENDERGRASS: -- through subcommittee on
21 that?

22 MR. MACH: Yeah. We -- we can go back to the
23 subcommittee on that and -- and look into what our
24 current percentages are.

25 MS. PENDERGRASS: You know, public comment.

1 MS. PETERSON: Public, not from the Board.

2 MS. PENDERGRASS: Yes, sir. Yes, sir.

3 MR. BLOOM: Yeah. Richard, Saul Bloom with ARC
4 Ecology. We have a concern about Dry Dock 4 and the use
5 of the removal action to cement in the contaminants at
6 Dry Dock 4.

7 We understand the action's been completed. We
8 also believe that that action is currently in violation
9 of a settlement agreement we have with the Navy in 1995,
10 and also believe that it exceeded its allowances with
11 regard to the Superfund law.

12 We would like to have this topic moved to one
13 of the RAB meetings in the future agenda so we could
14 talk about removal actions, the proper use of removal
15 actions within the Superfund process and the
16 implications around the Navy's actions around Dry
17 Dock 4. So we would like to make that recommendation
18 tonight.

19 MS. PENDERGRASS: Yes, sir. Thank you very
20 much.

21 MR. ATTENDEE: Who will be present at the
22 trucking meeting, the truck -- the trucking meeting?
23 Will IT be present?

24 MR. MACH: Yes.

25 MR. MASON: Definitely.

1 MR. ATTENDEE: And you will be present as well?

2 MR. MACH: Yes.

3 MS. PENDERGRASS: Okay. Did we have any
4 comments on this side of the room? I thought I saw a
5 hand over here.

6 MR. BROWN: Yes. Pertaining to the Saturday
7 meeting, how are we getting to Treasure Island?

8 MR. CAMPBELL: Bus.

9 MR. MACH: Well, I -- Maude?

10 MS. BULLOCK: Buses will be provided. There's
11 going to be two pickup points.

12 Dorothy, do you have --?

13 MR. JACKSON: Seven o'clock at the Boys & Girls
14 Club up in -- up in Hunters Point, 7:30 at the Bayview
15 Opera House on Third Street to get you there about 8:30
16 for registration. There will be a dropoff after the --
17 after the morning session, then another dropoff after
18 the evening session.

19 MR. POTTS: What is this for?

20 MR. JACKSON: For the RAB board.

21 MR. MACH: Saturday.

22 MR. JACKSON: There are also tokens for anybody
23 in the community that would like them that are available
24 at the Boys & Girls Club and also at the Southeast
25 Career Center.

1 MS. PENDERGRASS: Tokens for what?

2 MR. JACKSON: Tokens for buses. Buses will
3 also take the community to -- to the open house in the
4 a- -- for the afternoon session at Treasure Island.
5 There's -- Muni goes to Treasure Island.

6 MR. PALEGA: The 108 just could be taken [sic]
7 at the East Bay terminal, and you can access that with
8 the 15, the 14, the 9, and the F line. And it will get
9 you -- Take the 108. That will get you right to
10 Treasure Island.

11 MS. PENDERGRASS: All right. Well, I think
12 there's some information or a number to call on the
13 fliers. Is that not correct?

14 MR. MACH: Right.

15 MS. PENDERGRASS: Any more questions or
16 whatever?

17 MR. MACH: Fliers are in the back.

18 MS. PENDERGRASS: And there are fliers in the
19 back.

20 MR. MASON: I didn't get a flier.

21 MS. PENDERGRASS: They are in the back

22 MS. BULLOCK: They are on the back table.

23 MR. MASON: Why wasn't -- why wasn't I given a
24 flier?

25 MS. PENDERGRASS: Okay. I think at this point,

1 unless there's -- unless there's something else, can we
2 move to adjourn this meeting?

3 MS. PETERSON: So moved.

4 MS. PENDERGRASS: Okay.

5 (Off record at 8:26 p.m., 10/24/01.)

6 ---oOo---

7

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