



KELLY AFB
TEXAS

ADMINISTRATIVE RECORD
COVER SHEET

AR File Number 3233.1

1 KELLY RESTORATION ADVISORY BOARD

2 SPECIAL RAB MEETING

3
4 DATE: July 18, 2005

5 TIME: 6:30 p.m. to 9:30 p.m.

6 PLACE: Kennedy High School Cafeteria
7 1922 S. General McMullen
8 San Antonio, Texas

9 PRESENT:

10 Dr. David Smith, TRF Facilitator

11 RAB MEMBERS PRESENT:

12 Community Members:

13 Mr. Robert Silvas, Community Co-Chairman

14 Ms. Henrietta LaGrange

15 Ms. Ruben Martinez

16 Ms. Armando Quintanilla

17 Ms. Michael Sheneman

18 Ms. Esmerelda Galvan

19 Mr. Rodrigo Garcia

20 Mr. Armando Quintanilla

21 Mr. Michael Sheneman

22 Mr. Nazirite Perez

23 Mr. George Rice

24 Ms. Carol Vaquera

25 Government Members:

26 Mr. Adam Antwine, Installation Co-Chairman, AFRPA

27 Ms. Maricela Espinoza-Garcia, GKDA

28 Ms. Melanie Ritsema, SAMHD

29 Mr. Mark Weegar, TCEQ

30 Mr. Greg Lyssy, EPA

31 REPORTED BY:

32 Randall E. Simpson, CSR

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ORIGINAL

1 PROCEEDINGS

2 MR. SMITH: If you all will have a seat,
3 we'll go ahead and get started now. Okay. We're going
4 to try to go ahead and get started. One thing we're
5 really going to have to work on -- two things: Speaking
6 up, and the other one is be sure that we use our names
7 as we speak so that the minutes can be accurately
8 complete. David, would you be kind enough to make the
9 announcement?

10 (Translated into Spanish.)

11 MR. SMITH: Okay. My name is David
12 Smith. My job is to be the facilitator for this meeting
13 to keep us, as much as possible, on agenda and on time,
14 and to maintain the level of respectful interchange and
15 certainly respectful disagreement that are essential to
16 these kinds of meetings. Yes, sir?

17 MR. QUINTANILLA: Do we have a quorum?

18 MR. SMITH: We do, sir. We'll do a roll
19 call here in a minute. Is a quorum counted as six and
20 three; is that correct?

21 MS. CODERRE: That is correct.

22 MR. SMITH: For those of you who may wish
23 to make community comments, we'll have a community
24 comment period early in the meeting. There's some cards
25 back there on that -- on the round table. If you'd like

1 to make a comment, it would be very helpful for us if
2 you gave us a card so we can have your name and announce
3 you at that point.

4 There are also some questionnaires back
5 on that table, audience members, for -- that we're
6 asking you to take a look at and if you would be willing
7 to fill out in terms of what happens at the meeting,
8 things we can do to make it better, et cetera. Those
9 are available, and we certainly would ask you to put
10 your comment on those if you could.

11 Having said all of that, I'm going to ask
12 you to stand for the Pledge of Allegiance and remain
13 standing for a moment of silence.

14 (Pledge of Allegiance and moment of
15 silence.)

16 MR. SMITH: Amen. okay. It's time for
17 roll call. As I read your name, would you please reply
18 present, if you're here? If in fact you are an
19 alternate, would you please give us your names and who
20 you're sitting in for? Ms. Converse? Mr. DeNuccio?
21 Mr. Galindo? Ms. Galvan?

22 MS. GALVAN: Here.

23 MR. SMITH: Thank you. Mr. Garcia?

24 MR. GARCIA: Here.

25 MR. SMITH: Thank you. Mr. Gonzales?

1 Ms. Hannapel? Ms. LaGrange?
2 MS. LAGRANGE: Present.
3 MR. SMITH: Thank you, ma'am.
4 Mr. Martinez? Ms. Lisceys (Phonetic). Mr. Perez?
5 MR. PEREZ: Here.
6 MR. SMITH: Mr. Quintanilla?
7 MR. QUINTANILLA: Here.
8 MR. SMITH: Mr. Rice?
9 MR. RICE: Here.
10 MR. SMITH: Mr. Sheneman?
11 MR. SHENEMAN: Here.
12 MR. SMITH: Mr. Silvas?
13 MR. SILVAS: Here.
14 MR. SMITH: Ms. Vaquera? Government
15 members, Mr. Antwine?
16 MR. ANTWINE: Here.
17 MR. SMITH: Mr. Joseph? Mr. Martin?
18 MS. ESPINOZA-GARCIA: I am here
19 representing him. I am Maricela Espinoza-Garcia.
20 MR. SMITH: Mr. Miller is on assignment.
21 Mr. Lyssy, is that how you --
22 MR. LYSSY: Yes. Greg Lyssy.
23 MR. SMITH: Thank you, Greg.
24 MR. LYSSY: Subbing for Gary Miller for
25 the next two or three months while he's on a detail.

1 MR. SMITH: Thank you, sir. And
2 Mr. Weegar?

3 MR. WEEGAR: Here.

4 MR. SMITH: Okay. Quorum call is at
5 least six community members, three government members
6 for a total of nine. We have, in fact, met that, so we
7 are set to move into the meeting agenda.

8 Let me take a minute and walk through the
9 agenda with you, just in terms of doing that kind of
10 review. As typical, we'll have the introductory
11 activities, followed by the community comment period.
12 Administrative issues are in the arena of the co-chairs.
13 We have presentations on property transfer and
14 environmental update, which will dovetail with one
15 another. Ms. Musgrave and Mr. Antwine will be doing
16 those presentations, and those will be followed by a
17 question and answer period.

18 We're going to make an adjustment in the
19 agenda in order to give Dr. Guerra a chance to be on a
20 little bit earlier. He was scheduled for a little bit
21 later in the meeting; but following the question and
22 answer session on property transfer and environmental
23 update, we'll move Dr. Guerra up the agenda and then
24 follow the process as it's laid out there.

25 There will be a current events update,

1 which Ms. Coderre will do, and we will then try to move
2 into the meeting wrap up.

3 One of the issues that we have, as you
4 know working with the schools, is that we have to be
5 finished, buttoned up, ready to move furniture at 9:30.
6 So we're on a tight agenda and part -- I know it calls
7 for 8:30, but we've never been very successful in that.
8 So if we can make 9:30, we're going to do real well.
9 I'll try to keep us as close to that as we can. I'll
10 ask your cooperation as much as possible in that
11 process.

12 RAB members, your packets tonight are
13 pretty thick. Let me just give you kind of a general
14 statement of what's in there. First of all, you'll see
15 the minutes and the summaries. You'll see the
16 presentation slides from Ms. Musgrave's and
17 Mr. Antwine's presentation. You'll see the RFI
18 responses and media clips which have appeared over the
19 past month. You'll see Dr. Guerra's slides and
20 Ms. Coderre in particular, when she does the current
21 events update, will kind of walk you through some of the
22 sub-parts of those items in there.

23 The first item that we come to before we
24 move into any business is the community comment period.
25 I don't have any cards from anyone. Is there a

1 community comment from the audience, please? Okay.

2 There being none, we'll --

3 MR. SILVAS: As far as this comment
4 period, I'd like to go ahead and give the board
5 community members an opportunity to take this time to
6 make any comments, and I believe there is an individual
7 here that does.

8 MR. SMITH: Recognize yourself.

9 MR. GARCIA: My name is Rodrigo Garcia.
10 I'm a community RAB member. I would like to read a
11 statement that I prepared.

12 MR. SMITH: Mr. Garcia, would you like to
13 come up here?

14 MR. GARCIA: I think I've got a big mouth
15 and a mouthful. "Mr. Antwine, I am reading this letter
16 aloud so that you and your staff understand that today
17 is the day of a new beginning of the Restoration
18 Advisory Board, and we, the community members of the
19 RAB, are the new leaders and you and your staff are
20 going to be here to serve us and address all of our
21 concerns and issues.

22 "We are fed up with combative attitudes,
23 your failure to deal with our issues and many other
24 problems that you have failed to address. Your
25 professional practice are not to our desires, and you

1 need to change.

2 "You have failed in all aspects of your
3 job. Here is a brief itemized list: You have failed to
4 give us financial reports as requested; you have failed
5 to provide funding for staff to facilitate community
6 member RAB meetings; you have failed to provide new
7 members with proper extensive training; you have failed
8 to include community RAB members in cleanup remediation
9 and nonexistent community involvement.

10 "These brief items will be expanded, and
11 I will begin the process to take Federal action against
12 you and the AFRPA staff who have failed to also address
13 our concerns. For example, your Sonja Coderre did a
14 disgraceful job running the orientation session,
15 providing the proper background, printed materials and
16 fully explaining the complex processes of what were
17 going on to the new RAB members. She needs a reprimand
18 on her employment record.

19 "Don Buelter does not understand English
20 when we tell him that it is not his job to give his
21 disgraceful Semi-annual Compliance Report. That should
22 be done by CH2 and Hill.

23 "As for you, Mr. Antwine, you have
24 reached a crossroad. Which way are you going to go?
25 Are we going to meet privately with all the community

1 members of the RAB so that we can work together, and you
2 can address all our issues and concerns; or will we have
3 to do things our way and seek minority environmental
4 justice our way? Our way will include written
5 reprimands in your employment record for each and every
6 grievance we file as a fully united group. Firing you
7 and the staff would be too easy. You need to pay for
8 your pompous arrogance, your bad attitude and your
9 failure to meet the needs of the minority environmental
10 justice community with full reprimands in all your
11 employment records.

12 "We will not file our grievances and
13 requests for reprimands with the cronies of the
14 Installation Remediation Program ladder. This is not
15 Burger King; you cannot have it your way. We are not
16 Federal bureaucrats. In complete unity we will fight to
17 destroy you using the power of the pen and several
18 hundred officials who will read our letters in the
19 legislative, judicial and executive branches of our
20 Federal Government.

21 "We need to meet next week to discuss the
22 new board member training and all the concerns we have
23 expressed to you today. Today you should have received
24 a full report on how long you plan -- on how you plan to
25 implement the four motions we passed sometime ago. You

1 didn't even do this. This is good enough for one full
2 reprimand on your employment record. You will not
3 divide and conquer us. We stand united. I will lead
4 the war and all my actions against you will be approved
5 by the community RAB before I implement them against
6 you.

7 "Adam, you're not Patrick McCullough.
8 Most of your time is spent in staff and crony meetings
9 in your palace, the locked up AFRPA office, which is not
10 accessible to RAB members and our local community
11 because the doors are always locked. The more you avoid
12 us, the less work you have to do for us; is that your
13 policy? With or without you, Adam and staff, things are
14 going to change. We stand united. This is partially my
15 war, because I'm the one that has had to put up with you
16 the longest; professional, politically, personal and
17 physical war, as Marine type war -- U.S. Marine type
18 war.

19 "The choice is yours. We await your
20 decision. Are you going to change and meet our needs,
21 or will Federal officials have to do your work for you?
22 I await, and some RAB members await your answer. We're
23 fed up with everything. We're not going to be
24 railroaded into all of this no more. We expect full
25 cooperation on all our demands, and a lot of the things

1 that are in these minutes haven't even been met yet.

2 Thank you."

3 MR. SILVAS: Is there any other community
4 member that would like to be heard? If so, please state
5 your name and stand up.

6 MS. GALVAN: I would like to say
7 something.

8 MR. SILVAS: Identify yourself,
9 Esmerelda.

10 MS. GALVAN: Esmerelda Galvan, community
11 member. Your first comment, Mr. Smith, was that we
12 wanted the meeting -- you wanted the meeting to end
13 early or on time. Why aren't we given the packet early
14 so we can review it? I mean, to give us this huge
15 packet right now, instead of earlier so we could have
16 had the time to review it ourselves, that does not make
17 any sense to me. I don't understand why it's being done
18 this way. In the past -- in the way back past when I
19 started the RAB, you used to do that. I don't know
20 what's happening now to your policies. That's all I
21 have to say. I have no answer again for the questions
22 that I ask.

23 MR. SILVAS: Anyone else?

24 MR. QUINTANILLA: I just have one
25 comment. I believe what Mr. Rodrigo Garcia brought our

1 --

2 MR. SILVAS: Identify yourself.

3 MR. QUINTANILLA: My name is Armando
4 Quintanilla, sir. I have introduced myself, and he's
5 aware of who I am, hopefully. What Mr. Rodriguez has
6 said is a personal matter. He can bring it up, but it
7 cannot be discussed in public. It has to be discussed
8 in an executive session. That's all.

9 MR. SILVAS: I think finally I, myself,
10 will make the final comment. Earlier yesterday I
11 visited -- I'm Robert Silvas, the community co-chair.
12 Yesterday I went by AFRPA unannounced, and it seemed I
13 had -- was a little shocked to be received unannounced
14 and surprised the personnel there; but I had sent in a
15 request for information regarding Kelly Air Force Base,
16 and Mrs. LaGrange was present and myself made this
17 request. I'll read this aloud, and I want this to be on
18 record. One, that this former request by community
19 co-chair and Ms. LaGrange that the copies of documents
20 at hand, 41 pages all related and within the scope of
21 Kelly cleanup, copies be provided to all RAB members and
22 alternates. I forwarded copies of this to Congressman
23 Gonzalez, who sub-committees the Environmental Toxins
24 Committee. These are relevant to the cleanup. These
25 are within the scope.

1 Two was the request for a manifest of all
2 the machinery that was removed from east Kelly that we
3 were briefed on on radioactivity that went to Fort Sam.
4 I'd like to have a manifest of that machinery.

5 Back to the first issue regarding the
6 documents, these documents are under court docket number
7 82-CI-02128. After contact with Sergio "Chico"
8 Rodriguez, a letter from his office confirmed the case
9 was dismissed. This court case was Mr. Pennington, who
10 was a waste collector, and it named other defendants in
11 this case. The State of Texas, TCEQ were the plaintiffs
12 in this case.

13 A third document that was just recently
14 retrieved from the court house out of docket dated
15 7/12/2005 under 1992-CI-0218 displays successfully the
16 centralized docketing system, litigation information.
17 It states five subpoenas or five names of defendants who
18 had no attorneys. The State of Texas was number one.
19 Pennco JC, Associated Oral Services, ESS, Incorporated,
20 Medina Packing and Drug Company.

21 This document 82-CI-0218 was a case that
22 went into a nonsuit and was dropped by mistake and
23 TCEQ -- after TCEQ who had information that filed --
24 filed in their McCreless Mall, their library files of
25 records stating the Department of Defense Casper

1 Wineberger, Air Force -- Secretary Department of the Air
2 Force, United States Defense Logistics Agency, Director
3 of Defense Logistics Agency. It seems that TCEQ, EPA
4 and the State of Texas decided not to file in two
5 dockets that case, along with the civilians who were
6 later filed nonsuit.

7 The manifest that comes with the Pennco
8 file at the McCreless Mall Library has numerous,
9 numerous barrels of waste that made it from Kelly Air
10 Force Base. Regardless, those were Kelly chemicals. I
11 requested that Adam hand you, the RAB members, these
12 documents for your review. I was denied again. He's
13 only going to submit partial documents from senators and
14 congressmen that he feels are related to the scope of
15 this Advisory Board. So to let you know that I'm trying
16 my hardest to get you the information; but as you know,
17 the information is being either put into the library for
18 your review to go look at, or not to view at all.

19 So basically the congressman will be
20 hearing about this, because it's an on going problem
21 that we're not getting information. This site that took
22 the chemicals is within the scope, and I think the
23 community will agree with that. Of course, these
24 agencies next to us will not agree to that. And that's
25 my comments. Thank you.

1 MS. LAGRANGE: My name is Henrietta
2 LaGrange. I'm also a community member, and I did
3 witness the fact that Ms. Corderre was upset because we
4 went unannounced. Regretfully, it's sad that any time
5 that we ask for information or things that they should
6 be glad to do for us, it's always denied. I'm glad
7 Mr. Garcia made his statement, because it explains
8 everything very well. It explained how hard it is for
9 us. It's awful. It's awful. We have to put almost on
10 boxing gloves every time we need something. I have
11 asked for things since January. It's July -- almost the
12 end of July. And I'm sorry that we have to bring it to
13 this board the way Mr. Garcia did, but they leave us no
14 choice. We don't have a choice. Our choice is to fight
15 for this community, and that's what I'm here to do.
16 Thank you.

17 MR. SMITH: Yes, sir?

18 MR. SHENEMAN: Adam, I'm looking at a
19 letter that you wrote --

20 MR. SMITH: Excuse me --

21 MR. SHENEMAN: I'm Michael Sheneman. I'm
22 a community member. I'm looking about this far back in
23 the report. I have not had a chance to read much of
24 this, but I've got this one: "Dear Mr. Silvas, I
25 received your fax dated June the 15th, 2005, of

1 information regarding Ms. Elaine Ingham," and so forth
2 and so on.

3 While I understand -- next paragraph.
4 "While I understand you are interested in obtaining the
5 services of Dr. Ingham as a TAPP contractor, as we
6 discussed during our Executive Committee meeting on 20
7 June, 2005, she is not eligible to provide services at
8 this time," and I want to know why she is not eligible
9 to provide services at this time.

10 MR. ANTWINE: Because she's not one of
11 the four contractors that the RAB selected --

12 MR. SHENEMAN: So what?

13 MR. ANTWINE: -- to provide services.

14 MR. SHENEMAN: So what does it take?

15 MR. ANTWINE: It takes her to be able to
16 submit and compete and qualify for the contract.

17 MR. SHENEMAN: Where do they get the
18 documents she needs to fill out?

19 MR. ANTWINE: Well, the contracting
20 officer -- we've got an update on the TAPP on the agenda
21 that will tell you basically what it would take for
22 additional contractors to be eligible to provide you
23 these services under the TAPP program. So we will
24 address that a little bit later.

25 MR. SHENEMAN: "While I understand,"

1 blah, blah, blah. "A letter providing you information
2 regarding this decision is coming to you under separate
3 cover." When?

4 MR. ANTWINE: You'll hear about that.

5 MR. SHENEMAN: Because what I'm hearing
6 here, we may never hear about it. This is the first
7 time I've been really upset. We spent a lot of time
8 lining her up, and then we find this out.

9 MR. ANTWINE: Well, there's a process
10 that you as RAB members went through to select a group
11 of contractors to review these documents. They had to
12 meet certain criteria. Ms. Ingham was not even
13 considered as part of that group. So this is new
14 information that you guys want some additional
15 contractor to review the documents that the Air Force is
16 providing to TCEQ and EPA. So if we're going to
17 consider additional contractors, you have to go through
18 the process of what the contracting rules and regs
19 require, and that's basically the answer.

20 MR. SHENEMAN: What does it take?

21 MR. ANTWINE: Well, I can have -- it
22 takes qualifications that, for one, they've never had
23 DOD -- one of the criteria that you guys came up with
24 was that they've never done any DOD work. In other
25 words, they've never done any cleanup. So there's

1 criteria that the RAB put on the selection process.

2 MR. SHENEMAN: How do we know she's never
3 done DOD work?

4 THE REPORTER: I can't hear you.

5 MR. SHENEMAN: How do we know she's never
6 done DOD work?

7 MR. ANTWINE: I don't know, Mr. Sheneman.
8 I'm telling you what the process was that we went
9 through; that you have to go through in order to select
10 a group of contractors that are eligible to provide a
11 service. She is not one of those contractors. If she
12 wants to become eligible, we're going to likely have
13 another opportunity for her to do that; but today she's
14 not eligible.

15 MS. LAGRANGE: How can we expedite that?
16 Henrietta LaGrange. I'd like to make a motion that we
17 expedite and move to try and get --

18 MR. SHENEMAN: We started this last
19 October. I'm Michael Sheneman --

20 MS. LAGRANGE: Let me make the motion.

21 MR. SHENEMAN: Last October we started
22 this. Now we get this. I'm afraid -- a lot of times I
23 don't agree with Rodrigo, but think he's right on
24 something here.

25 MR. ANTWINE: Can we address it when we

1 have it on the agenda a little later? I think you'll
2 get the answer then.

3 MR. SHENEMAN: Yes. Thank you. I know
4 you'll do something.

5 MR. SMITH: Okay. If that's all, I'm
6 going to move us ahead in the agenda. We move into the
7 administrative section of the agenda. The first item on
8 there is a review of the January summary and April and
9 June minutes. Mr. Quintanilla has asked us to approach
10 those one at a time. Mr. Quintanilla, may I -- RAB
11 members, may I ask you to take a look at the January
12 summary, and you'll see that's a couple of pages in and
13 is, in fact, a summary. Is that the one you want to
14 look at, Mr. Quintanilla?

15 MR. QUINTANILLA: We want to look at all
16 of them on this one. On the January summary, I have one
17 comment. On page 2 concerning the parliamentarian, the
18 minutes state that Ms. Henrietta LaGrange volunteered to
19 serve as parliamentarian. This is incorrect. Two
20 people volunteered. One was Mr. DeNuccio, which
21 Mr. Antwine supported; and the other one was
22 Ms. LaGrange, which the community supported. Those
23 facts are not in here. A vote was taken, and I think it
24 was unanimous for Ms. LaGrange. Paragraph four, item
25 four right above health concerns, Ms. Henrietta LaGrange

1 volunteered to serve as parliamentarian. That is
2 correct; but that is not exactly what happened.

3 MR. SMITH: Are we looking at the January
4 summary, sir?

5 MR. SHENEMAN: We're on page 2

6 MR. QUINTANILLA: I'm looking at the
7 January -- okay. Let me see. I'm not on January, I'm
8 on June. We'll go back to January. In January, I have
9 some concerns on this thing. To begin with, you know,
10 this is about the second or third time it has gone for
11 rewrite because it is a summary and it did not state
12 what actually happened at the January 18th meeting. To
13 begin with it does not state who was the community
14 co-chair who chaired the community elections.

15 MS. GALVAN: There wasn't one.

16 MR. QUINTANILLA: It's missing.

17 MR. SHENEMAN: We didn't have one.

18 MR. QUINTANILLA: Yes, one was appointed,
19 DeNuccio; but the board never voted for him.

20 MR. SHENEMAN: He just appeared and took
21 over.

22 MR. QUINTANILLA: Yes, exactly. So this
23 doesn't explain it all. Also on paragraph four,
24 Explanation of the Appointment Process, it states that
25 the alternate cannot vote. It doesn't explain the

1 reasons why they couldn't vote. Paragraph four. So
2 based on that, you know, whatever the Board wishes to
3 do, I want to abstain for the record and not vote on
4 accepting this summary of it. It is incorrect and this
5 is not the first time.

6 MR. SHENEMAN: Armando, please recall --
7 I'm Michael Sheneman, community member. Please recall
8 that the last official day of this Board was December
9 the 31st of the year before, and we're operating about
10 halfway through January. We were out of order.

11 MR. QUINTANILLA: This is not the first
12 time that we have sent these back or that I'm making
13 comments that it has been incorrect. This was corrected
14 again since the last time that we spoke. But, you know,
15 I have no objection to what you're saying. If it is the
16 wishes of this Restoration Advisory Board to accept
17 something that is incomplete and incorrect, that's fine
18 with me; but for the record, I want my comments included
19 in there.

20 MR. SHENEMAN: I agree.

21 MR. SILVAS: What would be the process --

22 THE REPORTER: I can't hear.

23 MR. SILVAS: Robert Silvas. And so if
24 you get those on the record today, are you going to pass
25 these summaries?

1 MR. QUINTANILLA: No. I'm not agreeing
2 to it at all. It was illegal. The appointment was
3 illegal. It's not stated in here. The minutes do not
4 state what transpired at that meeting, that sort of
5 thing. In other words, the election of Mr. DeNuccio --
6 or the appointment of Mr. DeNuccio was never ratified by
7 this Board.

8 MR. PEREZ: My name is Nazirite Perez,
9 and I would want for it to be corrected, too, and I
10 demand it.

11 MR. QUINTANILLA: You know, if I'm
12 allowed to, I would like to read what the guidelines
13 state -- the proposed rules state on this concerning
14 meeting minutes. "DOD proposes that the installation
15 co-chair, in coordination with the community co-chair,
16 will prepare detailed minutes of each RAB meeting." We
17 don't have that. We have just a summary. "The RAB
18 meeting minutes will be kept and will contain a record
19 of the persons present." It doesn't do that. It
20 doesn't show who was the community co-chair. "A
21 complete and accurate description of matters discussed
22 and opinions voiced, and copies of all reports received,
23 issued or approved by the RAB. At the installation's
24 discretion" - that's you Mr. Antwine - "a court reporter
25 or electronic taping is allowable, whether through live

1 transmission or video or audio tape. The accuracy of
2 all minutes will be certified by the RAB co-chairs.

3 "Although not required, DOD recommends
4 that the installation consider mailing copies of the
5 minutes to all community members who attended the
6 meeting and who are people identified on the
7 installation's community relations mailing list. This
8 is to ensure dissemination of the results to the
9 community members and interested parties."

10 I cannot make a motion to approve what is
11 before me. In fact, I make a motion that it not be
12 approved and that proper minutes be developed.

13 MR. SMITH: There's an active motion. Is
14 there a second to the motion?

15 MR. PEREZ: I second.

16 MR. SMITH: Motion is seconded.

17 Discussion?

18 MR. GARCIA: Rodrigo Garcia, community
19 member. I'd like to vote to not accept these minutes,
20 because in accepting these minutes, we accept what
21 happened and there's a lot of things in here in these
22 minutes where we called for an approved board action,
23 and we have yet to see anything done on these issues.
24 For example, under April 19th, page 2, we had a motion
25 pass concerning the Semi-annual Compliance Reports.

1 When is that going to be implemented?

2 We go back to the next one, June 14th,
3 page 3. We had some other motions that were approved
4 concerning the justice report, and we had motions there
5 that were passed and seconded and the motion was voted
6 by the RAB. Where's the action on it? Minutes should
7 include details on how staff is going to deal with a lot
8 of these things. If I were to sit down and extensively
9 review this thing, like we're supposed to, four, five or
10 six days before the meeting, I could have given you
11 guys -- we requested all of this at the meeting; and
12 minutes, and none of this has been acted on, and none of
13 the things that were passed were acted on.

14 Back on this letter to the RAB members,
15 financial report on all cleanup projects. Motion was
16 passed. Made a motion to pass documents zones 1 through
17 5 and all present projects to new RAB members. That
18 motion was passed. The four motions on the Semi-annual
19 Compliance Report are mentioned in here, and they were
20 passed. When are we going to get action on all of this?
21 Why would we approve the minutes, if no action is going
22 to be taken on all the motions on all the information
23 that we ask for? That's a terrible comment, and it's
24 true. If we're going to approve minutes, we need to
25 have full minutes -- fully detailed minutes and an

1 attached plan on how staff is going to deal with all the
2 motions and all the things that the RAB Board asks for
3 and motions that are approved, and how are they going to
4 try to implement this?

5 Look at the date on this letter. It's
6 back in June. It's been over a month and we still
7 haven't gotten a report on how these four motions are
8 going to be approved. These others are dated back in
9 January and we still haven't gotten anything on that
10 either. There's a bunch of motions and things that we
11 have here; we don't know how they're going to work. We
12 pass them and there's no action being taken on them.
13 There's a lot of staff reports that we should have on
14 all of this. We don't have anything. These minutes
15 should not be approved until they're done properly and
16 we get a staff report on how they're going to implement
17 and deal with everything that we mentioned in it and the
18 motions that we passed and everything.

19 MR. SMITH: We may want to refer part of
20 that question -- my experience on minutes is it is not a
21 true recourse on how they're going to be accomplished,
22 but rather what occurred at the meeting. I don't know
23 if we can respond to that or not.

24 MS. LAGRANGE: I'd like to make a note.
25 I don't know, but at least two meetings - I'm not sure

1 whether it was in May or April - I know that I made a
2 request that if I'm to review meetings, I need to have
3 them a week before, because I cannot make any judgment
4 on anything unless I read it, absorb it and then decide
5 whether I think it's correct or not. I would like to
6 make a motion again --

7 MR. SMITH: There's already a motion on
8 the floor.

9 MS. LAGRANGE: Okay. Well, then either
10 amend my motion or adopt the motion that either we
11 receive it -- we have to adopt a timeline. We have to
12 give them a timeline when we need to have it.

13 MR. SMITH: Let me bring you back for a
14 minute, because you do have an active motion on the
15 floor with a second that the minutes not be approved.

16 MR. QUINTANILLA: That's for the April
17 19th summary that you have here.

18 MR. SMITH: April 19th?

19 MR. QUINTANILLA: No. January. January.

20 MR. SHENEMAN: Armando, did you have
21 advanced notice of this?

22 MR. QUINTANILLA: No. I got this through
23 the mail. It was sent to me through the mail.

24 MR. SHENEMAN: Either you're a speed
25 reader or --

1 MS. LAGRANGE: I don't like summaries.
2 It's either the full meeting, or nothing at all.

3 MR. SHENEMAN: I thought you were a speed
4 reader going through this.

5 MR. QUINTANILLA: No, no, no. I got this
6 through the mail.

7 MR. SHENEMAN: Oh, okay.

8 MR. QUINTANILLA: This is the reason that
9 I asked that we vote on each one separately.

10 MR. SHENEMAN: I agree

11 MR. SMITH: Each summary?

12 MR. QUINTANILLA: Yeah, the summary.

13 Right now we're discussing the January 18th, 2005
14 minutes.

15 MR. SMITH: Do you want to call the
16 question on that? Are you ready to vote on approval or
17 not approval of that?

18 MR. QUINTANILLA: We've got to have
19 something. You know, I think they should not be
20 approved; that they go back for a rewrite to make them
21 correct.

22 MR. ANTWINE: You have the court
23 recorder's transcript that's available.

24 MR. QUINTANILLA: Nobody gave me --

25 MR. ANTWINE: Is the court recorder

1 transcript available that's being done in addition to
2 the minutes? Is that correct, what you read in the rule
3 was that we can adopt using a court recorder because it
4 doesn't seem as though we're ever going to get your
5 agreement that these minutes --

6 MR. QUINTANILLA: Don't say that. Don't
7 say that, because I'm not that hard-headed. You're
8 making something that's not right. Here's what the law
9 says, the proposed rules say. "The DOD proposes that
10 the installation co-chair, in coordination with the
11 community, will prepare detailed minutes of each RAB
12 meeting." These are not detailed.

13 MR. ANTWINE: And what does it go on to
14 say about court recorders?

15 MR. QUINTANILLA: Okay. We'll go on to
16 that. "The RAB meeting minutes will be kept and will
17 contain a record of the persons present, a complete and
18 accurate description of matters discussed and opinions
19 voiced, and copies of all reports received, issued or
20 approved by the RAB." None of that is in here. "At the
21 installation's discretion" - at your discretion,
22 Mr. Antwine - "a court reporter or electronic taping is
23 allowable, whether through live transmission or video or
24 audio tape. The accuracy of all minutes" - those mean
25 written minutes - "will be certified by the RAB

1 co-chairs." That means you and Mr. Silvas.

2 MR. ANTWINE: And the reason we get the
3 court recorder --

4 MR. QUINTANILLA: I have no idea.

5 MR. ANTWINE: -- is for what?

6 MR. QUINTANILLA: I have no idea.

7 MR. ANTWINE: Would it be possibly to
8 certify the accuracy of the minutes and what happened;
9 and if that is not certifiable as to what occurred here,
10 I don't know what is. It's available to all of you.

11 MR. QUINTANILLA: It's available to you.
12 It doesn't say that I'm responsible.

13 MR. ANTWINE: I think the best thing for
14 you to do is proceed with the motion that you're not
15 going to approve the minutes as a Board at this point.

16 MR. QUINTANILLA: Why?

17 MR. ANTWINE: Because they're not going
18 to be changed tonight. We're not going to get through
19 this meeting, if you don't go ahead and vote on this
20 motion. If we're going to sit here and debate whether
21 or not the Air Force's notes on these minutes are to
22 your satisfaction, we're never going to get anywhere
23 tonight.

24 MR. QUINTANILLA: That has nothing to do
25 with --

1 MR. ANTWINE: That's what you just
2 brought up.

3 MR. QUINTANILLA: Whether I'm satisfied
4 or not, what I'm asking for is accuracy; that you do it
5 right the first time. That's all.

6 MR. ANTWINE: Okay. We'll try to do
7 that. So can we get the motion voted and approved?

8 MR. SHENEMAN: Let's have that -- put it
9 in the record, please. Mr. Antwine, please speak up so
10 we get this recorded once and for all, what you just
11 said.

12 MR. ANTWINE: Can we please get the
13 motion voted on and approved that you're going to
14 disapprove the minutes as a RAB?

15 MR. QUINTANILLA: No. I'm saying that
16 they be corrected.

17 MR. SILVAS: We disapprove the minutes
18 until they're accurately corrected.

19 MR. ANTWINE: Well, you need to amend
20 your motion.

21 MR. QUINTANILLA: It's amended. Do you
22 second it?

23 MR. SILVAS: I second it.

24 MR. SMITH: Procedurally, we should take
25 a vote on the amendment right now. All in favor of the

1 amendment? Opposed? Okay. Then the vote would be on
2 the motion as amended; is that correct?

3 MR. QUINTANILLA: That's correct.

4 MR. SMITH: And the motion is to
5 disapprove the minutes of January 19 and to have those
6 corrected? Is that accurate?

7 MR. SILVAS: Accurately corrected.

8 MR. QUINTANILLA: I'm ready to vote.

9 MR. SMITH: All in favor of the amendment
10 to disapprove and expect corrections, please raise your
11 hand. Opposed? Okay. Motion passes. That set of
12 minutes has not been approved. What's the next set
13 you'd like to consider?

14 MR. QUINTANILLA: The next one, I
15 believe, Mr. Facilitator, is April 19th.

16 MR. SMITH: Is there a motion to approve
17 or disapprove so we can have some discussion?

18 MR. SILVAS: I make a motion to
19 disapprove on these until we have the court recorder
20 minutes to go over. These summaries are not accurate
21 enough to be approved.

22 MR. SMITH: So we have a motion to
23 disapprove until you review the court reporter's notes?

24 MR. GARCIA: Second.

25 MR. SMITH: Discussion on the motion?

1 The motion is to disapprove until you've had an
2 opportunity to view the court reporter's document.

3 MR. ANTWINE: Who's going to do that?
4 Are you going to nominate somebody to review the court
5 recorder's minutes?

6 MR. QUINTANILLA: That's not his job.

7 MR. ANTWINE: Yes, it is his job as the
8 community co-chair. Is that what you're going to do?

9 MR. SILVAS: You have my address. Mail
10 me the court recorder minutes, and I'll be happy to.

11 MR. ANTWINE: They're available at the
12 library.

13 MR. QUINTANILLA: Which library?

14 MR. ANTWINE: The San Antonio Public
15 Library.

16 MR. QUINTANILLA: I wouldn't go --

17 MR. ANTWINE: Downtown.

18 MR. QUINTANILLA: -- downtown. You've
19 got to use gasoline at \$2.30 a gallon.

20 MR. ANTWINE: You said they weren't going
21 to be approved until you certified they were accurate.

22 MR. QUINTANILLA: Downtown, miles away
23 from the contaminated area here, and you've got to pay
24 parking on top of that? You expect him to go?

25 MS. CODERRE: They're in the E-hock

1 (Phonetic) Library as well.

2 MR. ANTWINE: They're at the
3 Environmental Health and Wellness Center. All I'm
4 saying is if you're going to certify that they're
5 accurate, you probably ought to think about nominating
6 somebody here to review them and let you know they're
7 accurate or not.

8 MR. SILVAS: I'm sorry, I find that hard
9 to agree with, because if those court reporter minutes
10 are available, they should be in front of us right now
11 and that should have been mailed out. That's been the
12 practice in the past to have those minutes available,
13 and suddenly now that you're piling them in the library,
14 we have to --

15 MR. ANTWINE: Maybe you want to amend the
16 motion to make the court recorder's minutes available to
17 you as well.

18 MR. QUINTANILLA: No, that's not the
19 case. That's not required by your guidelines, the ones
20 that you shoved down our throat.

21 MR. ANTWINE: What I'm trying to do is
22 get to the point where you guys agree with the minutes.

23 MR. QUINTANILLA: If they're correct.

24 MR. ANTWINE: Okay. And the way you're
25 going to do that is compare it to the court recorder --

1 MR. QUINTANILLA: If they go according to
2 Robert's Rules of Order, I can't object.

3 MR. ANTWINE: Okay. And I'm just making
4 a suggestion.

5 MR. QUINTANILLA: You have to go by what
6 it says. If they're not --

7 MR. ANTWINE: That's an example of some
8 things that we asked for in this forum that, you know,
9 there's really a tough road to get there. This is a
10 good example of where you're saying somebody is going to
11 compare these minutes that we put together to the court
12 recorder's transcript that's available in the library;
13 and all I ask is how are you going to get there and be
14 satisfied that that's been accomplished?

15 MR. SILVAS: How have we done it in the
16 past?

17 MR. ANTWINE: If we do it, you won't
18 accept it because we say they're accurate.

19 MR. SILVAS: In the past --

20 MR. QUINTANILLA: They're not accurate.

21 MR. ANTWINE: That's what I'm saying.
22 Who's going to do it?

23 MR. SMITH: Excuse me, folks. Let me
24 catch you before you get out of line here. You have a
25 motion, you have a second and you have a discussion

1 going on the motion. We're off that discussion. Are
2 you ready to talk about this motion?

3 MR. QUINTANILLA: Yes. I would like to
4 talk, and all I want to say is that it is Mr. Antwine's
5 responsibility by going along with the proposed rules.
6 The proposed rules state, "DOD proposes that the
7 installation co-chair" - and that's Mr. Antwine.

8 MR. ANTWINE: Co-chairs?

9 MR. QUINTANILLA: No, installation
10 co-chair and in coordination -- that he coordinates with
11 you.

12 MR. ANTWINE: Okay. So I can just
13 coordinate with him, and we can agree that they're
14 accepted?

15 MR. QUINTANILLA: Yes, and then you can
16 present them to us.

17 MR. SILVAS: Then I would like to amend
18 that to have a chance to review those by mail, not by my
19 driving to the library, but my mail at my address to
20 review those documents in plenty of time to go over
21 those in detail for approval. So I've amended --

22 MR. SMITH: You're asking for an
23 amendment. You need a second to that amendment.

24 MS. LAGRANGE: I second.

25 MR. SMITH: All in favor of the

1 amendment? Opposed? Now, the question is about a vote
2 on the motion as amended, which is to disapprove until
3 Mr. Silvas has had an opportunity to go through the
4 process as was stated in the amendment. All in favor of
5 the motion? Opposed?

6 MR. QUINTANILLA: He will prepare them.
7 He will coordinate with the preparation -- or the final
8 preparation. That's the way it reads.

9 MR. SMITH: Okay.

10 MR. QUINTANILLA: Now, the last one, the
11 one that we had --

12 MR. SMITH: June 14?

13 MR. QUINTANILLA: June 14. Are we ready?

14 MR. SMITH: I'm sorry, yes.

15 MR. QUINTANILLA: This is the June 14th
16 minutes. I think the June 14 minutes should be
17 corrected, especially on paragraph IV iv on page 2 on
18 the parliamentarian. There were two members that
19 volunteered; one was Mr. DeNuccio, which Mr. Antwine
20 supported and Ms. LaGrange. Ms. LaGrange was the one
21 that was nominated and elected over Mr. DeNuccio, and I
22 think the minutes should reflect that.

23 MR. SMITH: If that were to read
24 Henrietta LaGrange was nominated and elected --

25 MR. QUINTANILLA: Yeah, the minutes

1 should be reviewed and corrected to that.

2 MR. SMITH: Are there any objections to
3 that change?

4 MR. ANTWINE: I'm not sure how I
5 supported Mr. DeNuccio over Ms. LaGrange. How did you
6 surmise that I supported him over --

7 MR. QUINTANILLA: Because you said he had
8 done an extraordinarily good job

9 MR. ANTWINE: Well, I'm sure a lot of
10 people would say that.

11 MR. QUINTANILLA: Well, I didn't.

12 MR. ANTWINE: Just because I said it
13 doesn't mean that, you know --

14 MR. QUINTANILLA: And I disagreed with --

15 MR. ANTWINE: And I don't think he's
16 coming back.

17 THE REPORTER: I can't hear you. I can't
18 hear you.

19 MS. CODERRE: For the court reporter, one
20 at a time, please.

21 MR. ANTWINE: I don't think it will be an
22 issue, sir, because I don't think he's going to be a
23 part of the RAB in the future.

24 MR. QUINTANILLA: It's still got to be
25 part of the minutes.

1 MR. ANTWINE: That I supported -- Okay.
2 It's probably on the court recorder's transcript. If
3 that's what I said, I'm sure it's there.

4 MR. QUINTANILLA: I'm not the only one
5 that heard it.

6 MR. ANTWINE: You've got to remember that
7 everything that's on that transcript is not going to
8 capture the moment. I think the expectation is a little
9 high.

10 MR. QUINTANILLA: I understand.

11 MR. ANTWINE: Everything that was said,
12 that's why we have the court recorder doing it, because
13 we miss some things. We're not perfect.

14 MR. SMITH: Mr. Weegar, you wanted to
15 jump in?

16 MR. WEEGAR: Mark Weegar, TCEQ. I
17 just -- as I recall the conversation at that meeting, I
18 think Mr. DeNuccio clarified that he served at the
19 pleasure of the community co-chair, and that all that
20 was required was for the co-chair to appoint somebody
21 else as parliamentarian. I don't recall that a vote was
22 even taken, or that it was necessary; that it's the
23 community co-chair's solely his choice as to who serves
24 as the parliamentarian.

25 MR. SMITH: Yes, sir.

1 MR. SHENEMAN: I'm Michael Sheneman,
2 community member. I spoke with Mike DeNuccio in the
3 past two months asking him to serve as parliamentarian,
4 and my recollection of that telephone call is he wanted
5 no part of it. So when he came in, became so unhappy
6 and stormed out, I was kind of surprised because I
7 thought he wanted to do it -- or didn't want to do it,
8 and then I remember your encouragement -- and there's
9 nothing wrong with that. I thought he did an excellent
10 job. He came in and we were out of order, or whatever
11 you call it in a meeting in January that should have
12 been held in December, and he got us through that. I
13 had no problem with that. He said he wanted no part of
14 it. Go figure.

15 MR. SMITH: If I could get us close to
16 coming back to the motion?

17 MR. SILVAS: I have some corrections.

18 MR. SMITH: Well, we need to finish this.
19 We have a motion on the floor to correct the minutes.
20 What should the correction read that you would like to
21 move?

22 MR. QUINTANILLA: I just want it
23 corrected. Did Mr. DeNuccio -- you know, was he running
24 for this or wanting this? Were there two people that
25 volunteered or just one person volunteered? As I

1 recall, there were two people, because he tried to
2 encourage Mr. DeNuccio to serve. That's the reason that
3 I say that should be part of it.

4 MR. WEEGAR: Mark Weegar, TCEQ. These
5 minutes are kind of a summary; and again as I recall, it
6 was Mr. DeNuccio who volunteered. The parliamentarian
7 serves at the pleasure of the co-chair. The co-chair
8 appoints somebody, and it was the co-chair's -- it was
9 his right to appoint a new co-chair; and as I remember
10 it, Ms. LaGrange did volunteer to do it. I mean, that
11 kind of in a nutshell, that captures -- I mean --

12 MR. SILVAS: Who cares? What's the big
13 deal?

14 MR. WEEGAR: I think honestly, the
15 minutes are a summary; and I think to some extent, we're
16 getting wrapped around some axles here and are making
17 things way too detailed. If there's something clearly
18 wrong, the RAB recommended something 180 degrees
19 different than what's in the minutes, clearly that needs
20 to be corrected; but I think if we start treating these
21 minutes like they're, you know, a signed transcript of a
22 deposition, I think we're kind of -- we'll never get
23 through even getting these meetings started. I mean,
24 we're an hour into this meeting already.

25 MR. GARCIA: Let's just settle this issue

1 and move on. I want to disapprove the minutes, because
2 we made -- there's a lot of motions in here that were
3 made and passed, and they're not -- they're not totally
4 clarified as to discussions we had with staff on there
5 and what staff wants to do about all our motions that
6 are written up. I just want to end it and say let's
7 disapprove these minutes and go back and have Mr.
8 Antwine review the minutes, read the motions, clarify
9 the motions and clarify the responsibility he accepted
10 in us passing these motions, and make it his
11 responsibility what he accepted and what he was going to
12 do part of the minutes, because that's the most
13 important thing. Who cares about DeNuccio? The most
14 important thing is how the staff promised to deal with
15 our motions. I want all the promises made on how
16 they're going to deal with the motions, I want that put
17 in there.

18 MR. QUINTANILLA: I withdraw my
19 objections to the minutes. I'll withdraw all of that.
20 Withdraw my motion.

21 MR. SMITH: Withdraw your motion, and we
22 have to withdraw the second. Let's assume that that
23 happens. The substitute motion is to reject the
24 minutes.

25 MR. GARCIA: Reject the minutes totally,

1 because there's a lot of clarification that was
2 discussed, a lot of comments were made on all these
3 motions that aren't part of this record. I vote that
4 they be rejected, and they be done by Mr. Antwine with
5 the help of Mr. Silvas; and they come together on an
6 agreement.

7 MR. SHENEMAN: Question, what do you do
8 when they disagree with one another?

9 MR. SMITH: Before we move to the
10 question, let me get a second to the motion.

11 MR. RICE: I second the motion.

12 MR. QUINTANILLA: Okay. We're up for
13 discussion. I just want a clarification on one item
14 here on the minutes, and that's on page 3, "RAB members
15 were provided with the contact information under DOD
16 Freedom of Information Act office." Now, does that mean
17 that we can't fill out these little cards anymore and
18 get freedom of information?

19 MR. ANTWINE: No. Someone asked for the
20 DOD FOIA office point of contact, and we provided it.
21 It had nothing to do with whether we're going to respond
22 to your requests.

23 MR. QUINTANILLA: Okay. See, that needs
24 clarification in the minutes.

25 MR. SMITH: Are we ready to vote on the

1 motion? The motion is to disapprove and be subject to
2 review by Mr. Antwine and Mr. Silvas. All in favor of
3 the motion? Any opposed? Okay. The motion to
4 disapprove minutes passes.

5 Okay. Do you all see I'm falling down on
6 my job of keeping us on schedule here, so I'm going to
7 push us a little bit here. The next item on our agenda
8 has to do with October elections. I believe, as
9 Mr. Quintanilla pointed out, that's in error, hold the
10 elections in January. I want to remind you that
11 elections will, in fact, be scheduled for the meeting of
12 the October RAB. Ms. Coderre, do you want to speak to
13 that?

14 MS. CODERRE: Sonja Coderre, with the
15 AFRPA. The elections, based on a RAB request of the
16 community members, will be held during the October 18th
17 RAB meeting. That's our next RAB meeting. It will be
18 6:30 Currently the location is planned for where you
19 are right now. The applications will be mailed out by
20 the end of August, and they need to be returned by
21 October 4th. Existing members, if any of the existing
22 members whose terms will be ending this December want to
23 stay or apply for reelection, then they just need to
24 make sure that they notify one of the co-chairs, who can
25 tell us so that we can make sure that their names are

1 included in the balloting. Questions?

2 MR. SILVAS: Yes, I have a question.

3 Robert Silvas. How are you going to notify members that
4 their term is up? Are they going to be notified?

5 MS. CODERRE: We'll be mailing
6 information out, and we generally follow those mailouts
7 with phone calls has been our tradition.

8 MR. SILVAS: Thank you.

9 MR. GARCIA: I was going to ask that same
10 question.

11 MS. CODERRE: Thank you.

12 MR. SMITH: Yes, sir, Mr. Sheneman?

13 MR. SHENEMAN: Are we keeping a tally of
14 attendance at these meetings? I looked around here, and
15 there are a couple of folks that I haven't seen in
16 recent memory. It seems to me like the rule is three
17 absences without an alternate, and that's S-O-L. Is
18 that the way it goes?

19 MS. CODERRE: If I may speak to that,
20 particular reference in the RAB Charter for this Kelly
21 Restoration Advisory Board, the amendment to the
22 operating procedure says that if an individual misses
23 three consecutive meetings without sending an alternate,
24 then by a majority vote of the community members of the
25 RAB, they could be removed from their seat.

1 MR. SHENEMAN: Can we take care of that
2 now?

3 MS. CODERRE: They should be addressed as
4 an executive committee.

5 MR. ANTWINE: What we've been doing is
6 reporting those attendance records to Mr. Silvas, and I
7 think what he would want to consider is bringing a
8 motion to you as the RAB, if there's someone that you
9 propose be removed because of absence, that's
10 probably -- I don't think at this point we have any
11 recommendations from him, based on the list, that anyone
12 be removed.

13 MR. SHENEMAN: I just want to bring it
14 up.

15 MR. ANTWINE: We'll put that on the
16 agenda for the executive committee meeting, so that he's
17 fully aware of who has been attending and who hasn't.

18 MR. SHENEMAN: I agree.

19 MR. SMITH: Okay. We are to the
20 presentation section of tonight's agenda, and the first
21 presentation is a presentation on property transfer by
22 Vanessa Musgrave.

23 MR. QUINTANILLA: Weren't we going to
24 have Dr. Guerra first, and then Ms. Musgrave?

25 MR. SMITH: I think we're going to do

1 that right after Ms. Musgrave.

2 MS. MUSGRAVE: Good evening. I'm Vanessa
3 Musgrave. Some of you I know from way back when. Some
4 of you I'm new to, so hello, nice to meet you. I'm
5 Vanessa Musgrave. I work for Adam at AFRPA.

6 Tonight I'm going to try to help make up
7 some time here, so we can get on to other things that I
8 know you're also real interested in. I'm going to give
9 you a thumbnail sketch -- and can those of you in the
10 back hear me? Okay. I'll try to yell. I'm going to
11 give you a thumbnail sketch tonight about the property
12 transfer process at Kelly. Go to the next slide, and if
13 you could, I only have four slides and a map. So if you
14 can hold your questions, my last slide and the map are a
15 summary of what I'm going to go through, and then I can
16 take your questions.

17 The decision to close and realign Kelly
18 is outlined by this map. As you'll see, the flight line
19 and everything west, that part of Kelly was realigned or
20 was given to Lackland, it became part of Lackland; and
21 everything east of the flight line became -- was closed
22 or is being transferred to -- well, it became what we
23 now know as Kelly USA. And this happened -- Kelly was
24 -- the closure and realignment of Kelly was announced in
25 June of '95. Kelly was actually closed July the 13th of

1 2001.

2 Very briefly, the closure process began
3 with developing a planning committee, and what the
4 community did here was form a committee called IBASC,
5 I-B-A-S-C, what you see here. It was called the Initial
6 Base Adjustment Strategy Committee. It's a mouthful;
7 but what they did was to conduct redevelopment planning
8 and do all the public outreach. It had 167 members that
9 included neighborhood groups, not for profit groups,
10 elected officials, all kinds of different people. They
11 did all kinds of public outreach and getting lots of
12 input.

13 One of the other things they did is work
14 with the state elected officials in Austin to get some
15 legislation passed to create the Greater Kelly
16 Development Authority. They are a nonprofit corporation
17 that was then created to help the IBASC group complete
18 new development planning and then implement the
19 redevelopment plan. The redevelopment plan was
20 submitted to the Air Force, was approved, and that is
21 what we are now using to transfer the different -- the
22 property as we go along.

23 The last bullet up there is now we are in
24 the process of deeding pieces of land to the GKDA. GKDA
25 receives the land, with the exception of some land that

1 is going to the City of San Antonio on behalf of the
2 homeless to provide some services for the homeless.
3 First of all, we coordinate with the regulatory agencies
4 to ensure that the land is suitable environmentally.
5 Once that's done, that information is used to create the
6 environmental information that's needed in the deeds -
7 excuse me - and the deeds include, as you see in these
8 bullets here, a condition that the Air Force will have
9 access to the land so that it can continue to operate
10 and monitor any of the environmental remedies or cleanup
11 systems that are necessary; and then when the Air Force
12 and regulators agree that the cleanup goals have been
13 achieved, we will notify the public that we no longer
14 need access. Next slide.

15 MR. SILVAS: How will you notify the
16 public?

17 MS. MUSGRAVE: Could you hold your
18 questions? I'm just about done, and then I'll take
19 questions.

20 So in real terms of acres transferred,
21 this is what it boils down to: When Kelly closed, we
22 had -- it was almost a 50/50 split. There was, I think,
23 about 2,100 acres of flight line and all the land west
24 that went to Lackland, and 1,887 acres that was on the
25 east side; and what has happened so far is that we have

1 transferred by deed 321 acres to GKDA. Those parcels
2 that have been transferred, you'll see in white here.
3 Those -- that is what has now been deeded to GKDA.

4 This year, since October we have
5 transferred 208 acres, and we hope still this year to
6 transfer another 59. Then you'll see on this slide here
7 in future years, as we work with the regulators to
8 complete some more environmental actions and get the
9 environmental suitability to the point that we think is
10 suitable for transfer and get those conditions written
11 into the deeds, we hope to transfer all the rest of
12 this. And the significance of these colors just means
13 what year we are hoping to get it all transferred.
14 That's all these different colors mean.

15 So that's really just it in a nutshell.
16 So I hope I helped catch up some time.

17 MR. SMITH: Did you want to respond to
18 Mr. Silvas?

19 MS. MUSGRAVE: Yeah.

20 MR. SILVAS: I have a couple of
21 questions. Notification that the property will no
22 longer be needed by the Air Force or looked at, when
23 will that process be through?

24 MS. MUSGRAVE: I think that -- since I
25 haven't done it, I'm not really sure. I don't know.

1 Leslie, if I'm not speaking correctly --

2 MR. ANTWINE: I can probably address
3 that. It really depends on whether you're talking about
4 when we deed the property, there's a public notice that
5 goes out 30 days in advance of, while the regulatory
6 agencies are providing their concurrence that this
7 property is suitable essentially to deed to GKDA. So
8 it's a public notice process that we go through, and
9 that's during the time that GKDA and the state are doing
10 their coordination on it.

11 MR. SILVAS: Who is responsible for
12 writing those deeds?

13 MR. ANTWINE: We have legal and real
14 estate personnel at our agency who are primarily
15 responsible for it.

16 MS. MUSGRAVE: The Air Force Real
17 Property Agency, us, handle not only BRAC issues, but
18 all the real estate issues for active Air Force, as well
19 as the closure bases. So we have all kinds of real
20 estate people.

21 MR. SILVAS: The property that's turned
22 over to the City, do they conduct due diligence on the
23 property that's transferred to them?

24 MS. MUSGRAVE: What do you mean by due
25 diligence?

1 MR. SILVAS: Due diligence. Do they take
2 your information that you're handing them that the
3 property is clean and use that as their due diligence?

4 MR. ANTWINE: Yes. Generally, the answer
5 is yes. Whether it's a company coming in that's going
6 to occupy the property, they may do their own
7 investigations or --

8 MR. SILVAS: But in general --

9 MR. ANTWINE: -- or legal staff at the
10 City of San Antonio does a similar due diligence review
11 that all the right things have been done.

12 MS. MUSGRAVE: I think sometimes the
13 tenants might do their own.

14 MR. SILVAS: They do, I'm sure of that.
15 But that had me question --

16 THE REPORTER: I can't hear.

17 MR. SILVAS: That their due diligence
18 were solely gathered from the data that the Air Force,
19 under their deed restrictions and the data that the Air
20 Force gathered on their cleanup.

21 MS. MUSGRAVE: I have been told that
22 sometimes some of the new tenants out here at Kelly even
23 took their own samples as they moved in. That's just
24 what I was told, but I can't vouch for it.

25 MR. QUINTANILLA: Vanessa, there was in

1 the newspaper a public notice Sunday about notice of
2 class 2 compliance of plan modification concerning the
3 1,100 acres. Does this notice mean that all that area
4 has been cleaned up and ready to be transferred?

5 MS. MUSGRAVE: That has to do with a
6 permit modification.

7 MR. QUINTANILLA: It had nothing to do
8 with what is being --

9 MS. MUSGRAVE: You need to talk to Mark
10 or Abbi about that.

11 MR. QUINTANILLA: I need to talk to who,
12 ma'am?

13 MS. MUSGRAVE: The guy sitting next to
14 you.

15 MR. WEEGAR: The regulators.

16 MR. ANTWINE: Just to let you know, this
17 is something that the RAB asked us to kind of give you
18 an overview of where we are with the deeding of property
19 to the GKDA. We might also note that even though the
20 GKDA ultimately receives the deed for this property,
21 there are tenants out there who are not the owners,
22 they're lessees of GKDA. So GKDA right now, this
23 property is not being sold to those tenants; they're
24 lessees on the property, and as we get regulatory
25 concurrence on various parcels, GKDA then becomes the

1 owner, and they may decide to sell that property or
2 continue to lease it forever so --

3 MR. SILVAS: Robert Silvas, community.
4 I've got one last question. Vanessa, would you please
5 state your background and your qualifications, and
6 basically what your job is in the department?

7 MS. MUSGRAVE: I have a degree in
8 environmental biology, philosophy and religion and
9 secondary education. I have dozens of environmental
10 field courses in inspecting lead fills, reading smoke,
11 and a lot of environmental engineering type classes like
12 that. What else did you ask me?

13 MR. SILVAS: Your capacity, and how long
14 have you've worked with AFRPA.

15 MS. MUSGRAVE: I have been with AFRPA
16 here at Kelly for five and a half years. When I first
17 came here, I was helping AFRPA set up their Community
18 Involvement Public Affairs Program, because that
19 position was vacant, and so I was -- actually, I
20 physically actually worked for the Air Force Center for
21 Environmental Excellence, which is housed at Brooks City
22 Base. So I'm on like loan to AFRPA, and so I've been
23 over here for five and a half years working for them.
24 Then whenever they filled that position, I still assist
25 in that capacity; but I help with various other

1 environmental functions, and other things that Adam or
2 William Ryan might ask me to do.

3 MR. SMITH: Mr. Garcia?

4 MR. SHENEMAN: I'm sorry, your degree --
5 what degree is in environmental biology?

6 MS. MUSGRAVE: Bachelors. BS.

7 MR. SMITH: Mr. Garcia?

8 MR. GARCIA: Once again, I think we need
9 a lot more work on this thing so some of our new members
10 can understand the whole spectrum of property transfer.
11 Rodrigo Garcia, community member. We need some more
12 work done on this, as usual, as well as the other
13 presentation.

14 Let me read you some of the preliminary
15 comments I made while listening to you. Before property
16 transfers are deeded over, are they free from all types
17 of contamination? Include the math and the acreage
18 count in the full report. What about property values,
19 and what taxing entities will taxes be paid to, city,
20 county and which school district, et cetera, et cetera?
21 Who will pay the taxes? GKDA, now that it is now
22 exempt -- it is not Federal exempt land anymore? How
23 much is all this property worth? How is the Bexar
24 Appraisal District involved in the appraisals and
25 exemption? Provide us acreage counts and values of the

1 property and how much is this property? What are the
2 property values of all the structures that are on these
3 properties? We need to get more clarification on all of
4 this so a lot of these members can understand. I will
5 send you a three or four, maybe ten page letter follow
6 up on this.

7 MS. MUSGRAVE: We're trying to make the
8 presentation so that there wasn't a lot of technical
9 jargon, you know, so it would be in English.

10 MR. GARCIA: I'm not talking about
11 technical jargon. I'm asking for basic property
12 transfer information. If you want to get legal, I'll
13 get legal.

14 MS. MUSGRAVE: Just write down the
15 questions you listed.

16 MR. GARCIA: This is information that
17 these people should know about what's going on with the
18 property transfers.

19 MS. MUSGRAVE: Write down those questions
20 that you just listed.

21 MR. GARCIA: Oh, I will.

22 MR. QUINTANILLA: Vanessa, on your next
23 presentation, could you please tell us when all of this
24 property will be transferred; when will it all be
25 cleaned up, what year?

1 MS. MUSGRAVE: Our current estimate is
2 2011, that we'll have the last of it deeded.

3 MR. QUINTANILLA: That means no more
4 monitoring too?

5 MS. MUSGRAVE: No. No. Just
6 transferred.

7 MR. QUINTANILLA: Just transferred, but
8 you'll still be monitoring that land after 2011? For
9 how many more years after that?

10 MS. MUSGRAVE: I think it's --

11 MR. ANTWINE: That guy sitting right here
12 would have to decide that. We don't know. That's a
13 TCEQ decision.

14 MS. LAGRANGE: Just him alone?

15 MR. ANTWINE: Until we reach the
16 standard --

17 MR. QUINTANILLA: You'll have a hand in
18 that.

19 MR. ANTWINE: We have models that predict
20 how long it might take.

21 MR. QUINTANILLA: That's what I'd like to
22 see.

23 MR. ANTWINE: You see progress on these
24 maps.

25 MR. QUINTANILLA: How long might that

1 take?

2 MR. ANTWINE: Until the state tells us
3 that we're done, we're not done. So we can't give you
4 an exact date when that's going to happen.

5 MR. QUINTANILLA: I can see 2011 there.

6 MR. ANTWINE: That's when the property
7 will be deeded.

8 MR. QUINTANILLA: Will you still be
9 cleaning up after that date?

10 MR. ANTWINE: We'll still be monitoring
11 the systems that are in place and operating.

12 MS. MUSGRAVE: That's why this: We'll
13 still have access even when it's deeded. We'll still
14 have a condition in there that says we can still have
15 access to it to operate the systems and monitor them,
16 and then we get agreement with the regulators, at such
17 time in the future when we get agreement with the
18 regulator that we have achieved cleanup goals, then we
19 can notify the public we no longer need access.

20 MR. QUINTANILLA: Let me explain to you
21 where I'm coming from. We started the cleanup -- Kelly
22 started the cleanup in 1982. You're going to finish the
23 whatever it is, the cleanup in 2011.

24 MS. MUSGRAVE: No, transfer by deed in
25 2011.

1 MR. QUINTANILLA: The cleanup will still
2 not be completed. How many more years after that,
3 that's all that I'm asking?

4 MS. MUSGRAVE: Ground water doesn't get
5 cleaned up --

6 MR. QUINTANILLA: 29 years to transfer
7 the land, and how many more years before it is cleaned
8 and restored?

9 MS. MUSGRAVE: We started -- the first
10 piece of land was transferred in late 2002.

11 MR. QUINTANILLA: All right. And the
12 last piece of land?

13 MS. MUSGRAVE: The base didn't close
14 until 2001. We couldn't transfer anything until after
15 that so --

16 MR. QUINTANILLA: From '82 to 2001 is 19
17 years.

18 MS. MUSGRAVE: We're talking about a
19 transfer process that couldn't start until after 2001.

20 MR. QUINTANILLA: How many more years --
21 until 2011, but the property will still not be clean in
22 2011.

23 MS. MUSGRAVE: Some pieces will; some
24 pieces won't.

25 MR. QUINTANILLA: You don't know how much

1 longer after that?

2 MS. MUSGRAVE: That's a whole other
3 briefing that --

4 MR. QUINTANILLA: We need that. I have
5 another question to ask here. I got a call from the
6 Defense Environmental Alert -- FEET (phonetic), whatever
7 that is - I don't know what it is - and they said that
8 there were three bases that were being looked at by
9 AFRPA, the Air Force up there, to be outsourced, the
10 cleanup. And the three bases were McClellan, Williams
11 and Kelly. Can you tell us something about that or when
12 that is going to occur, who are they going to be
13 outsourced to, or anything like that? Have you seen
14 those documents?

15 MS. MUSGRAVE: No.

16 MR. ANTWINE: No. There's privatization
17 of cleanup going on throughout the Defense Department,
18 and what that means is GKDA, or their local development
19 authorities, request that the Air Force give them the
20 responsibility to do the cleanup. There has been no
21 request from GKDA, nor do we anticipate one, that
22 they're going to ask the Air Force to take over the
23 cleanup of Kelly Air Force Base. So we're not familiar
24 with the article you read. It is something that's going
25 on in many locations around the country where these

1 communities take over that responsibility, and so that's
2 all we know. There's nothing that says that's going to
3 happen here at Kelly, other than this article and
4 speculation, you know, that they might do it elsewhere.

5 MR. QUINTANILLA: Have you seen the
6 document that says that?

7 MR. ANTWINE: No.

8 MR. QUINTANILLA: Well, I have requested
9 that document, and I should get it sometime this week.
10 If I can get it, I'll be more than happy to --

11 MR. ANTWINE: We don't subscribe to
12 this --

13 MR. QUINTANILLA: I'm not subscribing to
14 them. This is an Air Force document.

15 MS. MUSGRAVE: Defense and Environmental
16 Alert is a paid subscription.

17 MR. QUINTANILLA: I understand that.

18 MS. MUSGRAVE: We don't get that.

19 MR. QUINTANILLA: That's where I got the
20 information from. That's the one that called and asked
21 me what was the status. I said I don't know. I have
22 never heard of it. I asked them to call Antwine.

23 MR. ANTWINE: We'll refer them to the
24 right people, because I don't have the answer. We don't
25 know anything about that.

1 MR. SMITH: Let me try to move this thing
2 along. We have a chart here.

3 MR. ANTWINE: Okay. I've got just one
4 chart that you guys requested as a follow up to the last
5 briefing we gave on what the environmental projects are
6 for the fiscal years 2006 and out. I think what was
7 briefed at the last RAB meeting was our program to date.

8 Essentially the question you had for us
9 is what monies have you spent to date on environmental
10 restoration on or around Kelly Air Force Base. We
11 provided that at the last RAB meeting, and this is just
12 a follow up to your request to provide addition
13 information on what fiscal years '06 and beyond might
14 require in terms of cost associated with the cleanup
15 here.

16 What you see in front of you here is a
17 detailed break up by fiscal year starting with fiscal
18 year '06 through fiscal year '11 that talks to the major
19 projects that we have associated with the cleanup
20 systems at Kelly. As you probably know, we're
21 approaching the cleanup or the installation of the last
22 cleanup systems associated with much of the ground water
23 contamination that originated from Kelly Air Force Base
24 this year. We're installing our last permeable reactive
25 wall in the railroad right of way. We've installed

1 several in the neighborhood. So as we culminate a lot
2 of our major construction efforts, what we have shown
3 here is what it's going to take annually to operate
4 those systems, whether we're pumping and treating the
5 water, whether we're injecting some type of chemical to
6 help break down the contaminants in the ground water;
7 but the operations and maintenance costs for that on an
8 annual basis is estimated at about \$5.6 million a year.
9 That's the ground water treatment plants that we have in
10 various places around Kelly Air Force Base, and the
11 upkeep essentially of the systems that we've installed.
12 So that's the major cost, once we have construction
13 complete of all these systems that go into the ground,
14 or however they work; okay?

15 The RCRA compliance plan sampling, that's
16 the Semi-annual Compliance Plan that you received the
17 briefing on that has all the requirements in it for the
18 annual sampling, as we monitor this cleanup and
19 determine how well these systems are performing, this
20 Semi-annual Compliance Plan is part of what's required
21 by the state for us to verify that these systems are
22 working. That's a \$2 million project associated with
23 the ongoing cleanup on an annual basis, and I'm looking
24 at the '06 numbers.

25 The solid waste management unit remedial

1 action is removal of some units on the base that were
2 associated with industrial operations. These are things
3 like oil/water separators, underground tanks,
4 underground piping that are things that prohibit GKDA
5 and their tenants from using, and we close out,
6 essentially remove and clean up any residual
7 contamination around them before we transfer that
8 property. So those are sort of the three major areas in
9 FIY '06 of where our project dollars are going to be
10 spent.

11 Obviously, there's administrative costs,
12 there's community involvement, there's other things that
13 go along with this annual cost. It's probably more in
14 the range of ten to \$15 million a year that we'll be
15 spending from here on out. But what you asked for was
16 what are you spending in FY '06 on restoration, you
17 know, on the cleanup of Kelly Air Force Base, and that's
18 what we provided.

19 MR. QUINTANILLA: Can I ask you how much?

20 MR. ANTWINE: Well, you can see right
21 here.

22 MR. QUINTANILLA: No. No. Bottom line.
23 I didn't add them up.

24 MR. ANTWINE: Oh, you mean through the
25 fiscal years? I don't know what that number is. I

1 mean, we're talking \$500 million over the life of the
2 program.

3 MR. QUINTANILLA: And you spent how much?

4 MR. ANTWINE: We spent about 360 so far,
5 and there's about 181 that's projected through the
6 remainder of the cleanup.

7 MR. QUINTANILLA: You spent 360, and
8 you've still got 180 to go?

9 MR. ANTWINE: Yeah. Somewhere close to
10 \$500 million. I think it might be 320 and 180. I'm
11 sorry.

12 MR. GARCIA: Mr. Silvas, I'd like to make
13 a motion for the benefit of our new RAB members that
14 have not received the proper training or received copies
15 of the zone 1 through 5 cleanup plan, that this -- that
16 these charts be broken up into an outline on how much
17 money is being spent on these projects, so they can get
18 more detailed information on what this money is being
19 spent on. Because this is just -- for us, we can
20 understand where all this money is going to; but for the
21 new members that haven't been familiarized, they don't
22 know about all the cleanup projects going on. I want to
23 make a motion that that be broken down by project and
24 location so that they understand exactly where all the
25 money is being spent and know about all the projects

1 that are going on, where this money is going to be
2 spent. I want to make a motion that staff provide this
3 to RAB members.

4 MR. SILVAS: Just to expand a little bit,
5 would you suggest to put that on a written form?

6 MR. GARCIA: A written form. Take each
7 one of these operations and maintenance, itemize all the
8 spending and for what projects. RCRA, explain what RCRA
9 is and itemize what is spent on it and what the protect
10 is. Same thing with SWMU, because that's fine; a lot of
11 these members don't understand about other projects
12 going on, CRTs And everything else, wells and test wells
13 and all of this. They need to know a little bit more so
14 they can understand where all the money is being spent,
15 and they need to have everything itemized under each
16 heading so they know where all the money is going to be
17 spent, on what project and how much.

18 MR. SILVAS: And for the upcoming fiscal
19 year?

20 MR. GARCIA: And for the whole thing. If
21 they determine that in 2011 they're going to spend
22 6,249,000 on operations, they can project on what
23 operation it is going to be spent on and give, you
24 know -- all of this comes back to giving very sketchy
25 generalizations to new board members, and these new

1 board members haven't received copies that they don't
2 want to provide other specific documents that tell them
3 what all this money is being spent on and what these
4 projects are. They need to correlate the money being
5 spent with the projects it's being spent on.

6 MR. SMITH: Mr. Garcia, you have a motion
7 on the floor.

8 MR. GARCIA: I have a motion on the
9 floor.

10 MR. SMITH: Do you have a second on the
11 motion before you discuss it, please?

12 MS. LAGRANGE: Second.

13 MR. SMITH: Second on that. Discussion?
14 No discussion? The motion is - let me see if I can get
15 some good wording around this - that the environmental
16 restoration projects report as proposed be broken down
17 according to site and each fiscal year. Does that get
18 close?

19 MR. GARCIA: A motion that each item
20 under this chart be broken down into projects and how
21 much money is being spent on each project.

22 MR. SMITH: All right. All in favor of
23 the motion? Opposed? Motion passes.

24 Dr. Guerra, we've been putting you off a
25 long time. I guess we can give you your opportunity to

1 speak here.

2 DR. GUERRA: Thank you very much,
3 Dr. Smith;, and thank all of you for this opportunity.
4 I certainly want to thank Mr. Silvas for meeting with us
5 several times in the last several months and raising
6 some important questions and concerns. Ms. LaGrange
7 also, and any number of residents from the community
8 that certainly have been quite involved in any number of
9 discussions and certainly that have worked with us in
10 providing us with information, as we have reached out to
11 the community. We've done surveys with some of our
12 clinical services and a variety of programs.

13 I would say that our involvement with the
14 community around Kelly Air Force Base really extends
15 over a period of many years, even before the BRAC
16 process and the conversion. It's an area of the
17 community where you've had a public health presence,
18 where we've had any number of clinical activities, and
19 so we're well acquainted with the community, as well the
20 fact that on an annual basis, we assemble a lot of
21 information related to the health status of the
22 community across all sectors of the community. This is
23 updated on an annual basis, and we particularly look for
24 areas that may clearly indicate that the health status
25 of a community is affected in one way or another.

1 And so the sources of our information are
2 quite varied. They certainly extend over a period of
3 many years. What I'm trying to do this evening, if I
4 could have the first slide, will be to give you an
5 overview of some of the work that's gone on, especially
6 since it involved one of our public centers for
7 environmental health and the staff component that was
8 assembled to help us better work with the community, and
9 certainly with the Department of Defense and the Air
10 Force in trying to give the greatest level of assurance
11 to the community for its health and well-being.

12 The mission of our Public Center for
13 Environmental Health is to conduct scientific
14 evaluations directed toward the health impacts from
15 potential exposure to environmental contaminants, in
16 this instance due to the release of hazardous substances
17 from the former Kelly Air Force Base. That obviously
18 has been the focus. You have to understand that there
19 are any number of source generators here, when you're
20 dealing with environmental contaminant histories. So we
21 certainly have to try to assemble the information in a
22 way that gives fairly good causal pathway, if there is
23 one, for environmental exposures.

24 Next slide. You can see here the extent
25 of the plume in 1999, which is the outer boundaries of

1 the lighter green; and then as the efforts have taken
2 place for remediation, you can see that it has
3 contracted down.

4 Next. Looking specifically at the PCE
5 part of this plume, you can see in the faint green
6 there, the levels of concentration started out at .98
7 was the contour initially, the more extensive one; and
8 .05, which is the area in light green there.

9 The next one.

10 MR. SHENEMAN: Doctor, what
11 concentrations? I can't see that. .9 what?

12 DR. GUERRA: The outer boundary was .98.

13 MR. SHENEMAN: .98 what?

14 DR. GUERRA: PCE parts per million, and
15 then the other one is .05. And then the next one is the
16 TCE plume, and again you can see the changes as it
17 occurred. .98 is the outer boundary; .05 is TCE
18 contour.

19 The next slide, this is really what --
20 public health involvement is not just the Kelly
21 community, but certainly for the overall area of our
22 jurisdiction, which is the City of San Antonio and Bexar
23 County. We do our work in the areas of assessment of
24 any number of concerns related to the health and
25 well-being of the population, and use a variety of

1 measures to do those assessments. We try to assure, as
2 we assemble information, putting it into the context of
3 some assurances where either there is some concern,
4 there is something that has to be addressed, or that
5 generally the overall health status is as good as can be
6 expected and using this information to offer some
7 recommendations relating to policy development.

8 And then at the same time, it's important
9 to point out to you that public health is not really
10 oriented to doing individual specific clinical diagnoses
11 and/or treatment. We assemble information that maybe
12 will guide some decision making when we're dealing with
13 some clinical syndromes or conditions that do warrant
14 additional evaluation and/or referral or follow up, and
15 that's generally what we do in the instance if we were
16 to find something that does warrant evaluation and/or
17 treatment.

18 Next. This is all in the context of more
19 extensive public health essential services. This again,
20 is across the entire community without regard to race,
21 ethnicity, socioeconomic status, geographic region. We
22 monitor the overall health status looking specifically
23 at any indicators that might suggest certain problems,
24 following up with the investigation of health hazards,
25 and informing, educating and empowering the community

1 when we find something. And in turning to the Kelly
2 community, our hope is with the RAB, and certainly with
3 any number of other activities that take place, that we
4 are the advocates for the community on the public health
5 side.

6 We certainly mobilize the community in
7 terms of partnerships and have any number of core
8 efforts that take place in that regard. Developing
9 policies and plans. These go, in many instances, to the
10 elected public officials at the different levels of
11 government. We also have -- one of the major
12 responsibilities is enforcement of laws and regulations.
13 The regulatory function is probably the one that gets a
14 lot of media attention, which you see on a regular
15 basis, Behind Kitchen Doors. That's one of the
16 regulatory functions. At this time of year, swimming
17 pools, for example, looking at the requirements for
18 licensing and any number of different operations that
19 pertain to places where people spend time, child care
20 centers, school cafeterias, food operations have to be
21 licensed, day-care centers, extended care facilities,
22 all of those are areas where we do that. And in the
23 instances where we might find individuals that do need
24 additional medical and health care services, we
25 certainly use our resources to try to connect them to

1 those resources.

2 Maintaining the competency of the public
3 health workforce and evaluating health services. And in
4 looking at any number of areas for trying to find new
5 solutions to health problems, certainly the work going
6 on in terms of the environmental assessments, health
7 risk assessments is allowing us to do some fairly
8 intensive research that hopefully does inform some
9 opportunities maybe for some prevention in the future,
10 and certainly trying to identify any causal pathways
11 that might give some indications.

12 You're probably well acquainted with the
13 study that we did in the past several years regarding
14 Amyotrophic Lateral Sclerosis, Lou Gehrig's disease and
15 a large cohort of workers on base on some of the
16 industrial operations, and the study was done and
17 certainly has evaluated that group of individuals that
18 were affected with this condition, and really did not
19 find any conclusive exposure pathways that could account
20 for that incident rate, and that condition was not
21 higher than one would expect for a population of that
22 size.

23 The next slide. Some of the community
24 work and interactions, as you know, a number of prior
25 discussions and presentations have taken place to the

1 Restoration Advisory Board. We presented projects to
2 the Technical Review Sub-committee, updated PCEH website
3 with current projects and reports. We've also continued
4 to conduct environmental assessments of homes,
5 participated in community workshop series. We have
6 several times hosted the Symposium on Children's Health
7 as Impacted by Environmental Contaminants. We've put
8 some on here in San Antonio. We've hosted three of
9 those in different locations in the state. Also hosted
10 the Southwest San Antonio Community Workshop in June of
11 2004; had two nursing workshops, participated in the
12 environmental justice groups in a project called
13 Regeneration; also the Environmental Advisory Group.
14 And the data that we assemble for our health profiles is
15 updated on a yearly basis and a lot of that does pertain
16 to services within the community of concern related to
17 the Kelly Air Force Base.

18 The process - next slide - that's been
19 used in this project is one of project form,
20 development, proposal, describe, to justify and then to
21 assemble the budgeting. Reviewing and approval of this
22 project through the Health Department, through our own
23 review board, the City of San Antonio and the Air Force
24 Real Property Agency. And then contracts go to the City
25 Council and this allows execution of the project and to

1 put together a final report.

2 It's a formal process with RFQs and RFPs,
3 selecting contractors, negotiating and drafting
4 contracts through the directors office, legal
5 department, risk management and any other city
6 departments that might be a part of this. As I
7 mentioned, the City Council reviews and offers their
8 approval, and then the carrying out of the project.

9 The budget for the Public Center for
10 Environmental Health is a cooperative agreement that we
11 tend to carry on \$5 million, with \$500,000 a year for
12 the start up. The expenses to start up to the present
13 time is one and a half million dollars. So we have a
14 balance of about 3.5 million that will continue to the
15 year 2011.

16 Our budget for the Environmental Health
17 and Wellness Center, which really was developed as an
18 additional effort to the Public Center for Environmental
19 Health, that is very much within this community. It's
20 situated within the Las Palmas Center on Castroville
21 Road and McMullen, and this is where we provide the
22 resources for reaching out to the community with
23 information, with surveys, health screenings. We
24 assemble information to try to assess whether or not
25 there have been any particular health risks that can be

1 better defined. The grant that was awarded to the
2 center was 1.2 million. What we have spent since the
3 start up is about \$940,000.

4 Looking - next slide - at the Abandoned
5 Well Project, as many of you know, we identified and
6 plugged 75 wells within the contaminated shallow ground
7 water plume. Abandoned wells provide a direct channel
8 for contaminants to pollute the aquifer, and plugging
9 the wells prevents any accidents and injuries. That's
10 been one of the benefits. This gives you a view of what
11 one of the deep holes looks like, one of the wells.
12 Some of these are in people's backyards. They do pose a
13 significant danger.

14 The next slide is just the filling of the
15 well, and the next one shows the mapped out area. Each
16 of those blue dots are plugged wells, and the red ones
17 are a few of those that are sampling wells. The green
18 map area is the phase one study area that we've been
19 involved in.

20 Next slide. We've also done fruit and
21 nut sampling at the request of the community. The
22 Restoration Advisory Board in the past has made some
23 very important suggestions for the kind of items that
24 should be sampled. Most of the staff has carried out
25 the recommendations by sampling on a seasonal basis the

1 fruits and vegetable and nuts around former Kelly Air
2 Force Base, and we specifically analyzed for volatile
3 organic compounds. That's a listing of the different
4 items that were sampled.

5 Phase one was done in the fall of 2001.
6 We collected 47 samples, and nothing above detection of
7 five parts per billion was identified; and phase two,
8 which extended from January 2003 to May 2004, 208
9 samples collected; and again, any of the chemicals of
10 concern were not found in those samples.

11 The next one shows the map of the sites
12 where the sampling took place. As you can see, the
13 dots, the extent of the plume and the different
14 landmarks and the streets.

15 Next slide. We're just showing some of
16 the collection of the samples; and the next one at a RAB
17 meeting, it was recommended that we collect cactus
18 because this is a delicacy here and certain times of the
19 year is an important food item.

20 We've also done water testing at schools,
21 Senior centers, residences, day-care centers, food
22 establishments and some of the industrial operations at
23 Kelly, and the samples were analyzed for volatile
24 organic compounds. Testing continues, and so far we
25 have not found any volatile organic compounds. The next

1 map indicates the different water sampling sites.

2 MR. SILVAS: Can you go back to that last
3 slide?

4 MS. GALVAN: Are we going to be given
5 time for questions afterwards?

6 DR. GUERRA: If you wish.

7 MS. GALVAN: Yes, I wish.

8 DR. GUERRA: Okay. The next one. The
9 water quality and monitoring of Leon Creek, this is
10 upstream and downstream. This brought us together with
11 the River Authority, the Texas Commission on
12 Environmental Quality, TCEQ, Bexar Met Water District,
13 the San Antonio Water System and the United States
14 Geological Service.

15 And the next slide is the water quality
16 monitoring to determine the baseline conditions.
17 Looking at some current data related to Leon Creek in
18 terms of water quality to the public and some concerns
19 that were brought to us by the community, identifying
20 spills and floods; and some of the parameters that were
21 measured were temperature, conductance, water pH, flow
22 rates and dissolved oxygen. Always important measures
23 when determining the water quality assessments is the
24 opportunity, if there are, for example, fish kills that
25 are reported, or what have you, then we can offer some

1 specific recommendations.

2 The next one is the map of continuous
3 water quality monitoring. You can see the yellow Leon
4 Creek and the upstream and downstream sites. Next.
5 This one, again, is a monitoring station where some of
6 the water -- yes, sir?

7 MR. SILVAS: Before you pass on the
8 slide, could you describe the appliance there and what's
9 being accomplished --

10 MS. CUNNINGHAM: Excuse me?

11 DR. GUERRA: Again, a description of the
12 specific description of the equipment that is being
13 used.

14 MS. CUNNINGHAM: Well, USGS actually
15 operates the site, and I think it's kind of hard to see
16 on this slide. I believe this is -- you can see how it
17 runs back to the station. There's a website that's
18 given down at the bottom, you can see it very clearly on
19 your black and white. It's kind of hard to see -- I
20 think it's the next slide. You can go to that
21 website -- it may be a back slide. It doesn't want to
22 back up.

23 DR. GUERRA: I don't see it.

24 MS. CUNNINGHAM: At any rate, there's a
25 website that's given within the presentation, and you

1 can go to that website at anytime and see exactly what's
2 going on at these two stations and several other
3 stations around the area.

4 MR. SILVAS: Again, so the monitoring of
5 these stations, they're frequently updated in what
6 fashion?

7 MS. CUNNINGHAM: It will come up on your
8 website and show the readings that are given.

9 MR. SILVAS: Are these radioed in and
10 updated, or do people go out there and physically --

11 MS. CUNNINGHAM: No. They're done
12 electronically.

13 DR. GUERRA: Given these concerns, we've
14 placed these health advisories specifically cautioning
15 the public about fish taken from these locations that
16 could present a hazard, both in English and Spanish
17 that's installed at Leon Creek due to elevated PCB
18 levels found in fish.

19 Also air monitoring that takes place
20 during the permeable reaction barrier construction,
21 looking specifically for measures of volatile organic
22 compounds on the excavation sites, particulate matter,
23 dust, cement, iron filings. Odors from gaur, G-U-A-R,
24 et cetera. Noise from heavy equipment. You can see the
25 equipment that was used. This is from the 34th Street

1 permeable reactive barriers; and again the next slide,
2 this is just some of the equipment that was used at
3 sites where they have permeable reactive barriers in
4 different locations. Kyle, those were selected
5 because --

6 MS. CUNNINGHAM: Well, the Air Force
7 selected those sites along with projection from TCEQ.
8 Adam might be better to address why they selected those
9 sites.

10 MR. ANTWINE: Well, those are going to be
11 placed out there based on the maximum effect that they
12 can have on reduction of the concentration of chemicals.
13 So it's very likely that those are in the highest
14 concentration or highest flow areas.

15 MS. GALVAN: Can you repeat that, because
16 I can't hear you from down here, and I live in that
17 area.

18 MR. ANTWINE: Those are placed based on
19 modeling that's done and data that's taken on where they
20 could be most effective, where the concentrations might
21 be higher, where there might be high levels of water
22 flow that's contaminated. I'm sure it's a combination
23 of those things that determine the location.

24 MS. GALVAN: Which I suspected and many
25 times I repeated about that, Adam. I lived on Division,

1 and I kept asking you why were there so many cancers to
2 the neighbors and dying, you know. Thank you.

3 DR. GUERRA: Next slide. This is staff
4 from Zephyr, which is a consulting engineering firm that
5 is doing some air monitoring around 34th Street.

6 The next is some of our staff from the
7 Public Center for Environmental Health also doing some
8 air monitoring. This is a commercial sweep.

9 The next is sub-slab gas sampling was
10 also performed by Zephyr. Samples were taken from three
11 vacant buildings on east Kelly and Normoyle Community
12 Center, and again no contaminants of concern were found
13 in these samples. Next. This is a fairly intense
14 process to do the sub-slab monitoring. This is the
15 equipment that is used and the samples that are
16 collected.

17 Next. Then particulate matter of 2.5 air
18 monitoring. This is done together with TCEQ. Air
19 particles less than or equal to 2.5 microns in diameter.
20 Two to three monitors proposed for Southwest San Antonio
21 and the Kelly area. Citizens requested air monitoring
22 in this area for several years due to elevated asthma
23 rates and other concerns. In that regard, I might say
24 that there are fairly high rates of asthma throughout
25 this city. Some sections of the community have higher

1 rates than here, but we do have a study going on to look
2 at asthma throughout the community.

3 Next. Here you can see the asthma rates,
4 and particularly where the monitors were placed, rates
5 of hospitalization. You can see the rates are higher in
6 the darker blue areas. Next.

7 MS. GALVAN: Do we have that in our
8 packet?

9 DR. GUERRA: It's on the slides.

10 MS. GALVAN: It's very hard to see it
11 with the color. Could you give us color? We've asked
12 this before.

13 DR. GUERRA: Is it on the website?

14 MS. CUNNINGHAM: That particular slide is
15 not, but we can put it there.

16 DR. GUERRA: It will be in color on the
17 website.

18 MS. GALVAN: Pardon? If we go to your
19 website, it will come out in color?

20 MS. CUNNINGHAM: We'll have to get it on
21 there. I'll have to get with the web master, and we can
22 put the whole presentation on there.

23 MS. GALVAN: Yes, please.

24 DR. GUERRA: Some of the health studies
25 that we have done together with the PCEH and Texas

1 Department of State Health Services and the Agency for
2 Toxic Substances and Disease Registry for looking at
3 cancer incidence and mortality, birth defects and low
4 birth weights, in that instance there were no
5 significant findings; and then the ATSDR did note that
6 there were some liver cancers and leukemia were elevated
7 in Southwest San Antonio. There is a study that's
8 presently being designed trying to gather additional
9 information and the evidence that either proved this
10 causal pathway or disprove that there was a causal
11 pathway. The rates are not so significantly higher than
12 they are in other places; but enough to warrant doing
13 some additional investigations.

14 Next. This is the Environmental Health
15 and Wellness Center, and the next thing the center has
16 done almost 2,000 health assessments. They've also done
17 a door-to-door environmental health survey in the north
18 Kelly Gardens, Quintana Road and the railroad permeable
19 reactive barrier areas and found previously undiagnosed
20 cases of high blood pressure, heart disease, diabetes,
21 breast cancer, prostate cancer and thyroid disorders. It
22 also serves as a repository for the studies that have
23 been done, the reports, and also surveys that will be
24 done in the future.

25 Next. You can see the lab work that has

1 been done within the Environmental Health and Wellness
2 Center. These are some screening laboratory studies
3 that at least give us some indication of whether or not
4 there are any of these organ systems that may have some
5 abnormal levels of these that would then warrant
6 additional study. If we have found that some of the
7 individuals do have abnormalities, we do try to get them
8 connected to some resources with primary care physicians
9 or at the clinics at the Brady Green, if they do not
10 have their own primary care physician.

11 Next one. In collaboration with the UT's
12 Department of Community Initiatives and the University
13 of Texas School of Nursing, 310 seniors from that area
14 completed a health risk appraisal during the on going
15 Senior Nutrition Project at various nutrition sites. We
16 also have an environmental poster contest for school
17 kids that was very well received, and then also we have
18 participated in the Alamo Regional Science Fair,
19 particularly working with students that submitted
20 projects related to environmental contaminants and
21 exposures. Next.

22 MR. QUINTANILLA: Doctor, before you go
23 to the next one, what did you find there with the 310
24 seniors? What were your findings?

25 DR. GUERRA: There was a questionnaire,

1 Linda, on the seniors at the nutrition sites, the health
2 risk appraisal, was there anything that stood out in the
3 survey?

4 MS. ^{Kaufman}WARD: High blood pressure, high
5 cholesterol, high glucose, those types of things.

6 MS. VAQUERA: According to area,
7 different areas?

8 MS. ^{Kaufman}WARD: No, according to the
9 questionnaire that they're filling. The senior sites
10 are all in the contaminated plume area.

11 MR. QUINTANILLA: I understand there's a
12 whole bunch of these nutrition sites. How many did you
13 look at to get those 310?

14 MS. ^{Kaufman}WARD: I'm thinking about ten so far.
15 We continue to do that. In fact, we have Incarnate Word
16 students also doing St. Jude's right now.

17 MR. QUINTANILLA: I'm concerned, because
18 I'm a senior. I really am. I don't think -- to begin
19 with, the food there is tasteless, I'll put it that way.

20 MR. SILVAS: Those studies or those
21 follow ups that you're doing, what kind of sampling are
22 you taking besides the questionnaire? There's no
23 sampling such as blood, saliva?

24 MS. ^{Kaufman}WARD: You're talking about the
25 seniors?

1 MR. SILVAS: Yes.

2 MS. ^{Kaufman ink}WARD: Yes. We test their full
3 cholesterol panel, taking slides; we've done a
4 hemoglobin to test for anemia. We're doing glucose for
5 diabetes.

6 MR. SILVAS: And that's all done through
7 the blood?

8 MS. ^{Kaufman ink}WARD: Yes.

9 MS. VAQUERA: Did any problems stand out
10 more than what you consider normal?

11 MS. ^{Kaufman ink}WARD: Hu-huh. No.

12 MR. SILVAS: What would it take to
13 prepare a sample analyze hair samples for certain
14 metals?

15 MS. ^{Kaufman ink}WARD: That's not the program we're
16 working with to test hair sampling. This is just a
17 wellness type of exam. Basically, the project is go in,
18 do a wellness. About a semester later I've got students
19 that go in and do an intervention, some teaching, and
20 then the following semester they do a post, a secondary
21 survey which shows the improvement. So basically, we're
22 teaching the seniors how to improve their lives through
23 diet, exercise, things like that.

24 MR. QUINTANILLA: This is not in the
25 contaminated area though.

1 MS. ^{Kaufman ~~ms~~} ~~WARD~~: Yes, it is.

2 MR. QUINTANILLA: It is in the
3 contaminated area?

4 MS. ^{Kaufman ~~ms~~} ~~WARD~~: Yes, it is.

5 MR. SILVAS: Going back to that question
6 of analyzing hair, I think that would be important since
7 they're in the contaminated area, to find out if they're
8 having metals in their system and stuff that you're not
9 finding in their blood because of the blood being so
10 unsteady and changing continuously. Hair will show
11 certain things that you will not find in a blood
12 sampling, and it's an accurate test and it's used in a
13 variety of manners, and it should be something that you
14 should consider. These senior citizens are in the
15 affected area, and I think you should try sampling hair
16 as a test and see how it goes.

17 MS. ^{Kaufman ~~ms~~} ~~WARD~~: Except that they're not
18 manifesting any signs of metal poisoning.

19 MS. VAQUERA: What about children? Have
20 any of these testings been done on children?

21 MS. ^{Kaufman ~~ms~~} ~~WARD~~: Oh, yes.

22 MS. VAQUERA: Really?

23 MS. ^{Kaufman ~~ms~~} ~~WARD~~: We've had children.

24 MS. GALVAN: What about ex-Kelly workers?

25 MS. ^{Kaufman ~~ms~~} ~~WARD~~: Ex-Kelly workers have come in.

1 MS. GALVAN: But that many in one area?

2 No, you haven't.

3 MS. ^{Kaufman out}WARD: It was the number as I gave
4 you. Again, I don't know that off the top of my head,
5 but --

6 MS. GALVAN: It wasn't this much. I
7 propose that we do an ex-Kelly worker study, Mr. Guerra,
8 Mr. Fernando Guerra.

9 DR. GUERRA: Do what?

10 MS. GALVAN: A study that I've been
11 asking for for years now on the ex-Kelly workers.

12 DR. GUERRA: What kind of study would you
13 like to do?

14 MS. GALVAN: Find out what's wrong; what
15 contaminants they may be carrying from the exposure of
16 chemicals.

17 MR. SILVAS: And that's not by taking
18 blood sampling and stuff; that won't show up because of
19 the blood and how continuously it changes. You're not
20 going to pick up past chemicals that are in their system
21 as you would in their hair. I think that's important.
22 Hair sampling needs to start being considered on some of
23 your studies. This is something that you and the
24 community know very well that will show up chemicals.
25 The testing that you're doing are not sufficient.

1 MS. GALVAN: Make use of the modern
2 technology that's available.

3 MR. SILVAS: We had this hair sampling
4 done that is used in criminal cases, it's used in cases
5 and it proves beyond a reasonable doubt that there are
6 certain chemicals in people's bodies that you will not
7 find in their blood.

8 MS. ^{Kaufman}WARD: From what I know about hair
9 sampling, if the metals currently aren't in the body,
10 then the hair sampling is not going to help, because you
11 only grow, I believe, like a half inch a month. So if a
12 person's hair is short, it's gone.

13 MR. SILVAS: If you can find mummies in
14 Egyptian times and study the hair on them and find out
15 what they've been using thousand of years back, you can
16 very well do the same today. I very strongly suggest
17 that you start considering hair sampling.

18 MS. GALVAN: We'll just contact our
19 congressman and Senators. We need to start contacting
20 them again, like we did for the food and nut study.

21 DR. GUERRA: Tell us what specific heavy
22 metals you want to look for, and we'll see if that's
23 possible.

24 MR. QUINTANILLA: Toxic ones, you know.

25 DR. GUERRA: Arsenic, we know we're going

1 to find it.

2 MR. QUINTANILLA: Okay.

3 DR. GUERRA: And that does not relate to
4 any of the contaminants we've got. We know we're going
5 to find lead in some, because lead is in the
6 environment. I can tell you that we have screened
7 probably about 9,000 children for quite a few years
8 throughout the city, and rarely have we found any
9 significantly elevated lead levels above 20 micrograms
10 per deciliter. We find quite a few that are ten and
11 under, and the vast majority are five and under and
12 that's in children. Now, when we find the higher ones
13 in kids, we screen the whole family and see if you also
14 have a source to that exposure as well.

15 There are so many different source
16 generators --

17 MS. GALVAN: All you have to do is find
18 out --

19 DR. GUERRA: -- that can't have
20 contributed to necessarily the operations that took
21 place at Kelly.

22 MS. GALVAN: Mr. Guerra, all you have to
23 do is find out what building they worked at, what
24 chemicals they were using and test them for that,
25 beryllium in building 360. I mean, it's so simple.

1 And you could ask the workers themselves.

2 MS. ^{Kaufman}WARD: We tested for beryllium.

3 DR. GUERRA: There is a specific study
4 that is being done that's going on, you know. There is
5 a Federal agency that is testing for beryllium. We're
6 very fortunate here in San Antonio --

7 MS. GALVAN: That's only one I'm talking
8 about. There's several, you know that.

9 MR. QUINTANILLA: Looking at it, there's
10 nothing there; but what can we use?

11 DR. GUERRA: The hypothesis that you're
12 presenting is that because people worked on the base at
13 Kelly or lived in the community, that they are affected
14 by a lot of different possible contaminants that has had
15 some adverse health consequences.

16 MR. QUINTANILLA: Something is making
17 them sick. Let's find that out. Let's see what can be
18 done to help those people.

19 DR. GUERRA: We're going to be doing a
20 study specifically to try to better understand whether
21 or not there is some sort of causal relationship between
22 the slightly higher rate of liver cancer and leukemia.
23 That's the study that we're presently working on
24 designing. We'll put it out for bid to see if we can,
25 in fact, find someone.

1 MR. QUINTANILLA: We asked for that,
2 especially on the ends of the runway at Kelly, and I
3 don't know what happened to our request. It went to the
4 mayor and it came back from your office. Apparently you
5 wanted to do something else except leukemia at that time
6 was the answer we got. Do you recall that?

7 DR. GUERRA: I recall that you sent a
8 letter to the mayor.

9 MR. QUINTANILLA: We wanted it just at
10 the ends of the runway, just where the planes were
11 landing and taking off. Apparently, you know, it fell
12 on deaf ears.

13 MS. RITSEMA: We're going forward.

14 MR. QUINTANILLA: When?

15 MS. RITSEMA: Right now. We have --

16 MR. QUINTANILLA: When will you complete
17 it?

18 MS. RITSEMA: It takes a very long time.
19 Dr. Guerra just went through the process --

20 THE REPORTER: I can't hear you.

21 MS. RITSEMA: Dr. Guerra just went
22 through the slide that showed you the process that we
23 have to go through. We have to put it out for bid, go
24 to City Council. It takes quite some time.

25 MR. QUINTANILLA: If you need to go to

1 the City Counsel, this board stands ready to go with
2 you, Doctor. This board also stands ready to assist you
3 in anyway possible. Your budget is way below, 17 out of
4 18 on the bottom, that's where you stand. We're ready
5 to go to the City Council. That's more money for you to
6 help those people in these contaminated areas and
7 throughout the city. We've got health problems in the
8 city. We stand ready to help you.

9 DR. GUERRA: We appreciate that.

10 MR. QUINTANILLA: We have said this to
11 your staff. We'd like to be part of your math program,
12 part of your check program, those kind of things that
13 you have. We're making that -- we're making ourselves
14 available to you.

15 MS. GALVAN: I want to agree with
16 Mr. Quintanilla; but why haven't we been invited or
17 included in the environment of the symposium workshops
18 or health fairs? I can't see why we haven't been
19 invited.

20 DR. GUERRA: We can put the word out.
21 These are all announced publicly. There's fliers that
22 are distributed.

23 MS. GALVAN: But we would not know when
24 you're having them unless you notified us.

25 MR. QUINTANILLA: And the last meeting

1 that we had, we offered to your staff here, and we sort
2 of got a cold reception from them.

3 MS. GALVAN: I don't understand why we're
4 not invited.

5 MS. RITSEMA: You didn't get a cold
6 reception at all. I said that we were very, very
7 willing to work with you.

8 MR. QUINTANILLA: We haven't heard.

9 MS. GALVAN: We haven't been asked.

10 MR. QUINTANILLA: We want to assist you
11 in ways that you can do more.

12 MR. SILVAS: We want to be able to make
13 suggestions; want to be able to review your surveys; we
14 want to be able to sit down with you and help you
15 complete the on going assessments by making suggestions,
16 and again be included. And like Mr. Quintanilla said,
17 at our last meeting, you know, not just him, I myself
18 offered to help follow along and provide guides or
19 whatever, was total coldly recepted, and that was taken
20 offense. Because it's the community suffering, and
21 their health is priority one and to put off our
22 suggestion --

23 DR. GUERRA: Put up the last two slides.
24 I'll try to respond to some of these things. This is
25 where the clients come from, as you can see, those that

1 we have served in the Environmental Health and Wellness
2 Center.

3 MR. QUINTANILLA: That's at 1,900? How
4 long does it take you to do those 1,900 people, Doctor?

5 DR. GUERRA: Linda, we've been doing it
6 about --

7 *Kaufman* ~~WARD~~: Since November of 2000.

8 MR. QUINTANILLA: Since when?

9 *Kaufman* ~~WARD~~: November 2000.

10 DR. GUERRA: Five years.

11 MR. QUINTANILLA: I think you need help
12 in that area. We could do more. We should do more.

13 DR. GUERRA: Okay. If you're willing to
14 go out and campaign, and try to get the people to
15 come -- they don't come in, Mr. Quintanilla. We've been
16 out there --

17 MR. QUINTANILLA: You don't have the
18 right public relations people. We're not marketing
19 these programs properly. That's where we come in; we
20 want to make those kind of suggestions to you.

21 *Kaufman* ~~WARD~~: Can I say something about --
22 we've been doing door-to-door. What I'm finding is
23 people are saying I've got diabetes, I don't need to be
24 seen. Kelly did not cause my diabetes, it's because of
25 what I do.

1 MR. QUINTANILLA: Again, what we need is
2 a good public relations program. What is it we're all
3 about? It's not only diabetes, it's about other things.

4 MR. SILVAS: Let me stop you. Robert
5 Silvas.

6 MS. GALVAN: That was too general of a
7 statement. That was awful.

8 MR. SILVAS: Robert Silvas here, and
9 quickly, I sat down with Ms. LaGrange, and met with
10 Dr. Guerra, and I handed him some documents regarding
11 some health reports from EPA. I don't know what you've
12 done to gather that information. I'd like to know.

13 Secondly, I also ordered you a document
14 from a former RAB member, Tanya (inaudible), who
15 suggested that your staff look into one, disability from
16 long census form, look at SSI checks that go into
17 neighbors around Kelly Air Force base; look at the
18 eligibility for special education services at the local
19 districts; look at early childhood intervention
20 eligibility and the local program.

21 This was presented to you and your staff
22 on that day; and furthermore, I also submitted a
23 documentation of agent orange and the concern of the
24 release of agent orange into the public, which brings us
25 to the illnesses that we're seeing in the community. A

1 lot of these veterans who have agent orange related
2 diseases, are often seen in the community, and that's a
3 concern. And believe me now, Mr. Guerra, this will
4 become an issue for you and your staff, and you address
5 it now or later. The agent orange issue will not go
6 away, and once the community is aware that agent orange
7 was put out to the public, and their diabetes, their on
8 going health problems weren't caused by their bad eating
9 habits, you know, this is going to be an issue. I made
10 you aware before, and I'm making you aware again that
11 this is going to be an issue for concern.

12 MS. CODERRE: I beg your forgiveness for
13 the interruption. The court reporter has a bit of a
14 mechanical issue?

15 THE REPORTER: I need a break.

16 MS. CODERRE: Can we please pause for
17 just a moment?

18 (Recess.)

19 DR. GUERRA: We have census tracts that
20 are inside Loop 410 southwest, inside Loop 410
21 northwest, as you can see up here on the map, and then
22 inside Loop 410 southeast. We tried to do the
23 comparisons matching populations as best we could, given
24 the distribution by gender, by race ethnicity. We
25 didn't match for socioeconomic status and the other

1 factors; but the total population denominator of
2 185,000, 186 and 118 over here, you can see the
3 distribution.

4 So in the next slide you look at this --
5 again, at those particular sectors of the city, the
6 number of births, low birth weight babies, 9.3 percent,
7 10.2 percent, and that includes both low birth rate and
8 also those that are born prematurely. There are many
9 different things that will contribute to low birth
10 weight babies or prematurely born babies. Infant
11 mortality rates in the southwest part of the city are
12 7.9, 6.8 and 11.4 in the southeast. So we know that
13 there are sectors of the community that have higher
14 infant mortality rates. Again, there are many things
15 that influence the infant mortality rate.

16 At one time the infant mortality rate for
17 San Antonio, Bexar County was 4.9 per thousand over the
18 entire community. It's going back up. The overall city
19 and county is 7.3 now. It's contributed to by some of
20 these higher things. We know that there are some that
21 are also at 15 per thousand. So this is just again
22 those different sectors to try to give you some way to
23 compare those parts of the city, and you can see the
24 different again distribution.

25 Next. Looking at some of the death

1 measures that we follow, and we track deaths as one of
2 our daily responsibilities because if you find suddenly
3 that there is an increase in certain cause of death or
4 in certain groups, we need to look at it more closely.
5 You can see that all deaths in the southeast and in the
6 southwest, they're quite comparable. Related to heart
7 disease, their higher than some parts of the city.
8 Cancer deaths are also higher in the southeast part of
9 the city.

10 Diabetes, which we quite often see in
11 certain parts of the city depending on the population
12 distribution and risk factors, and what have you, is
13 higher in the southwest part of the city. That's one of
14 the things that our survey has definitely shown. Lung
15 cancer deaths are higher over in the southeast part of
16 the city. Breast cancer is higher over here, and we
17 also know that there is a higher rate in Hispanic women,
18 especially those that are not having mammograms on a
19 regular basis. We have addressed that. We went out and
20 got a grant, together with Christus Santa Rosa, for a
21 mobile mammography unit. We will be targeting those
22 different areas of the city where we have higher rates.

23 Liver cancer deaths, that's quite
24 comparable in that area, in the northwest part of the
25 city and the southwest part. Kidney cancers, quite low.

1 Leukemia deaths, there are higher rates in some places,
2 but ATSDR has said look, it is above what we would
3 expect. That is again a condition that we want to
4 particularly study.

5 Brain cancers are considerably lower
6 there than they are in other parts of the city. If one
7 wanted to do some serious public health epidemiology, I
8 would probably look over here first, because some of
9 these rates are higher than they are in the sectors of
10 concern; but because this project is specifically
11 related to the base closure and clean up of the
12 community, we definitely recognize that there are
13 certainly sources for possible contaminants, and we have
14 two indicators of higher than expected rates of liver
15 cancer and higher than expected rates for leukemia for
16 that population -- not for the community, but for that
17 population.

18 We are in the process of designing a
19 study and will be going to the outside for consulting
20 groups that might be interested in doing that study. We
21 will oversee it, but we prefer to have an outside group
22 do the study so it has the greatest level of
23 objectivity. We may come back, as we do this, or what
24 have you, or some of the subsequent ATSDR or Department
25 of State Health Services studies or Central Disease

1 Control or the National Center for Environmental Health
2 and say look, you need to start looking at hair samples
3 in populations that may have had long-term exposures to
4 something, and that they have some specific measures
5 that can be done that are good scientific quality, and
6 if they are willing to commit the laboratory resources
7 -it's very costly to do that - that's something that if
8 Mr. Silvas and the RAB say you need to start looking for
9 arsenic or lead, any number of metals, that may be
10 something we can do. Right now there's not an
11 indication that those are conditions that are affecting
12 the population in the way that was perceived.

13 We used obviously as our proxy measures,
14 the sampling that we do in children that had not given
15 us an indication that they have high levels. We have
16 not seen any clusters of high levels of lead in those
17 parts of the community. Maybe you know differently; and
18 if so, I'd like to see those children because we can
19 certainly --

20 MR. SILVAS: I'd like to comment on
21 again, the procedures and the studies that are being
22 done. The accuracy, the percentage are so -- you know,
23 they can change so drastically because of the blood
24 content always being changed, you run into an area of
25 inconsistency and you may not be picking up certain

1 chemicals.

2 Now, going back to hair sampling, that by
3 far will, you know, be more accurate than blood
4 sampling, and I think you should keep an open mind to
5 that and also study -- at least give it a test try and
6 have a test run just to see what kind of results come
7 out of this.

8 DR. GUERRA: Yeah. That's something that
9 we can certainly research the literature. I haven't
10 found anything so far.

11 MR. SHENEMAN: Let me help you.

12 DR. GUERRA: Okay. To see if, in fact,
13 there is something that would suggest that we need to do
14 population based hair samples on people that live in
15 certain areas.

16 MR. SHENEMAN: Doc, what you've got here
17 on your facts is good. I would like to see it broken
18 down by zip codes around the Kelly area. This is all
19 well and good. I know where it is inside here; but
20 we're talking about a very specific area zip code. In
21 the Express News from time to time (inaudible) by folks
22 living away from the site.

23 DR. GUERRA: The rates, as you well know,
24 will be much higher if you have a small denominator. So
25 for the purpose of this kind of data -- we have data by

1 zip codes, by school districts, by city council
2 districts for any number of different measures that we
3 assemble; but I thought for purposes of this discussion,
4 you would prefer to see it with the larger denominator
5 and, in a way, that gives you an opportunity to compare
6 census tracts that are more closely matched by the
7 distribution -- the thing that we didn't do was match it
8 by age, but that is something we can certainly look at.

9 MR. SMITH: Mr. Rice, did you have a
10 question?

11 MR. RICE: Yeah. A little bit different
12 subject, Dr. Guerra, that's the budget for the
13 Environmental Health and Wellness Center. You showed a
14 slide that shows that you had pretty much run through
15 the available money. Do you expect to get more money to
16 continue running the center, or do you expect it will be
17 closed down?

18 DR. GUERRA: No, we don't expect it to
19 close down. We certainly hope to get some additional
20 support from ATSDR, and then also the City does support
21 the operation of our Environmental Health and Wellness
22 Center, but obviously to do the much longer term
23 environmental health risk assessments and some of the
24 screenings, that we will need additional resources and
25 Melanie and her staff are certainly looking for

1 additional resources.

2 MS. GALVAN: I have questions, Mr.
3 Guerra. Was the fish kill on Elmendorf lake ever
4 determined; and if so, what killed them? This happened
5 last week.

6 DR. GUERRA: Last week? Kyle?

7 MS. CUNNINGHAM: Elmendorf lake? Good
8 question. I really don't know the answer.

9 MS. POWER: Abbi Power, TCEQ Region 13.
10 Yeah, there was a fish kill on Elmendorf lake late last
11 week. Staff from our office investigated, and I
12 unfortunately was out all of last week and have been out
13 some this week, so I don't know exactly what the results
14 were; but yes, there was a fish kill and we have
15 investigated. If you would like to contact our office,
16 I can get you a name or get you information.

17 MS. CUNNINGHAM: Thank you.

18 MR. SMITH: We'll take a couple of more
19 questions.

20 MS. LAGRANGE: Henrietta LaGrange.
21 Dr. Guerra, do you have it broken down how much it's
22 costing as far as your workers going out? From what I
23 see, there is not enough work for the money spent.

24 DR. GUERRA: Not enough work?

25 MS. LAGRANGE: Not enough work. 1,000 --

1 or 1,900 people surveyed, certainly you spent millions
2 of dollars, and it really doesn't justify spending all
3 that money on very little people.

4 DR. GUERRA: I wish you could help us
5 bring more people in.

6 MR. QUINTANILLA: Like I said, Doctor,
7 get you a public relations person that can market the
8 program for you. The money is there. Use that money
9 for that purpose.

10 MR. SILVAS: When was that money
11 allocated through the City?

12 MR. QUINTANILLA: It's allocated to him
13 from ADSDR.

14 MR. SMITH: Mr. Garcia?

15 MR. GARCIA: I just have a comment -- two
16 comments. First of all, can you seek additional funding
17 from the Air Force; and second, does the average amount
18 of patients that come into the university health system,
19 can you seek a grant and form a partnership with the
20 University Health System to do health studies and get
21 health data from them, because of all the people they
22 served are not only from this southwest; but to back up
23 these figures from the Center they have over there on
24 the southeast side? Can you explore that possibility?

25 DR. GUERRA: Well, we certainly are in

1 discussion with them about a number of opportunities.
2 We're trying to collaborate on some projects. We're
3 doing one lead study with the University Health System
4 and Health Science Center, and that is covering some
5 families from this part of the city. But for the kind
6 of studies that you're suggesting, we can certainly see
7 if there is an overlap of some of the people that live
8 within the community, some who we served in the
9 Environmental Health and Wellness Center and see if, in
10 fact, they have information that could be helpful for
11 this project, or that we can suggest to them that there
12 might be some other studies that they may want to do.

13 I would think that their clinicians would
14 be doing some specific assays for a variety of
15 environmental contaminants, if they picked up in the
16 history that there was some concern. They're good,
17 experienced clinicians. They certainly have been
18 briefed on the concern about environmental contaminant
19 type of exposures, and we can certainly visit with them
20 again to see if, in fact, they would think about doing a
21 specific environmental health risk assessment as they
22 see patients, and maybe do some additional studies.

23 If they suspect something clinically, I
24 would think that they would order those tests. Just the
25 other day I had a call from one clinician who was

1 concerned about an elevated arsenic level in a patient
2 they were seeing in one of their clinics. It was from
3 that area, but I can certainly tell you it was not
4 related to any sort of exposure from this.

5 MR. QUINTANILLA: How about mercury
6 poisoning, can you seek help on that also? That
7 involves the whole community.

8 DR. GUERRA: We can certainly look at
9 that.

10 MR. QUINTANILLA: Please.

11 MS. GALVAN: What about Lupus and MS? I
12 know that in one particular block across Nogalitos by
13 the drainage ditch, three people died of Lupus, and I'm
14 wondering how does that happen in one block, yet you
15 don't have listed Lupus. Do you have it under all
16 deaths, or --

17 DR. GUERRA: It would be in the all
18 deaths.

19 MS. GALVAN: Okay. Why don't you go
20 by -- going back with his idea and his proposal that you
21 go back and give us by zip code around the Kelly area,
22 because that's our concern. We lived there for many,
23 many years, and we're concerned for our neighbors, our
24 friends and our families that still live there.

25 DR. GUERRA: Okay. We can certainly look

1 at the zip code analysis.

2 MR. SMITH: We promised Dr. Guerra we'd
3 get him out of here by 9:15. It is in fact 9:15. Thank
4 you very much, sir. I do appreciate it.

5 DR. GUERRA: Thank you all very much.

6 MR. SMITH: Okay. The next item on the
7 agenda has to do with catch up and update, which we sort
8 of skipped over in order to get Dr. Guerra on stage.
9 Ms. Coderre, if you could come up?

10 MS. CODERRE: Norma Landez, the BRAC
11 Environmental Coordinator reports no spills for the
12 spill report. Marissa Dawkins, Kelly Health Information
13 Officer has no report to make as well. She's not here
14 this afternoon.

15 The documents to the TRS and to the RAB,
16 Mr. Antwine will be getting with Mr. Silvas shortly to
17 provide the sanitary sewer release assessment report
18 approval from TCEQ to AFRPA, as well as copies of the
19 documents that Mr. Silvas submitted. Those items will
20 be sent to the library.

21 In your packet of materials that you
22 received this evening, it's a little beefed up from what
23 was mailed to you two weeks ago. AFRPA sent out copies
24 of the meeting minutes and a draft agenda on July 7 to
25 all the RAB members and their alternates. This agenda

1 that you have before you is slightly different this
2 evening. It also has the inclusion of tonight's
3 presentation materials. So mixed in with that, you'll
4 notice, Mr. Garcia, specifically to some of your
5 requests this evening, there is a document dated July 19
6 which is, in fact, today; and that is the action items
7 report from the 14 June special RAB meeting, the Air
8 Force responses to the questions and motions that
9 evening are included in your packet.

10 Also we've included information about the
11 class two modification, the letter that was mailed to
12 the mailing list, as well as the notification that was
13 printed in Saturday's newspaper is included in your
14 packet.

15 We've also included in your packet a
16 follow up on the Leon Creek water spill. This is a
17 letter from TCEQ to the Air Force Real Property Agency,
18 and the documents that you get in there tonight that you
19 didn't have mailed to you two weeks ago is because they
20 arrived after we did that mailing to you two weeks ago.
21 So that document is there as well.

22 We also have several requests for
23 information that we processed, and at your leisure, you
24 can go through those; and then I would also like to
25 point out that there is a letter dated June 13th, 2005,

1 and that is the action items report from that April
2 meeting. Mr. Garcia, I think that speaks to your
3 earlier concerns about questions and motions that you've
4 made, and the Air Force has made a response.

5 Also in your packet are a couple of news
6 articles about items that were printed about Kelly, and
7 those are also in your packet for this evening. Let's
8 see -- as far as an outreach report, the Air Force Real
9 Property Agency provided a tour to approximately ten
10 students at Incarnate Word to the water treatment plant;
11 and then - golly - the TAPP update.

12 At our last meeting, at that special RAB
13 meeting that we had last month, I explained that we had
14 about \$8,000 left on the \$100,000 made available for
15 TAPP. We had about 8,000 left. The community co-chair,
16 at the direction of this RAB, submitted an application
17 to use part of that funding to have the Semi-annual
18 Compliance Plan Report reviewed by one of our TAPP
19 contractors. The way, I suppose in layman's terms,
20 please forgive me if this isn't precisely accurate. In
21 laymen's terms when the Air Force originally did the
22 TAPP contract, requests for proposals were sent out to
23 different contractors that met the eligibility
24 requirements of Federal law, as well as the wishes of
25 the RAB; and from that we received proposals from four

1 separate contractors that were agreed to by this RAB,
2 and it was put on a purchase agreement, or some such,
3 for the amount of money that we had. So we're kind of
4 locked in.

5 We've explained this a number of ways,
6 and obviously not effectively. For that 100,000 to
7 continue using the contractors that have gone through
8 the approval process of not only Federal law, but also
9 this RAB and the contract that we have with them. So
10 the request for proposal was sent out by our contracting
11 officer to those contractors asking for bids for the
12 review of the Semi-annual Compliance Plan Report. Those
13 bids are due July 29th. So we hope to be able to make a
14 report on selection options, those kind of things, at
15 the TRS meeting in August, which would be the perfect
16 opportunity to bring that up.

17 Specifically Dr. Ingham. Dr. Ingham is
18 not on that purchase order and is not approved and has
19 not gone through the Federal clearing, the law, this
20 RAB, the contracting officer, and we haven't exceeded or
21 reached that 100,000 that we need to run out of. So
22 when we've reached that point that the \$100,000 is gone
23 - and we've discussed this previously - after that
24 point, it's on a case-by-case, project-by-project basis.
25 If there's a specific item that you wish Dr. Ingham to

1 look at, then you'll submit that on an application, it
2 will go through the process of being evaluated according
3 to Federal law as to whether it's eligible by our
4 contractor as to how that process is going to work, and
5 then up through approval channels for money in excess of
6 \$100,000.

7 Right now we have a project in front of
8 us, which is a review of the Semi-annual Compliance
9 Report, and we should have more information on that at
10 next month's TRS.

11 MR. QUINTANILLA: Has Ingham ever done
12 any Federal contracting work before?

13 MS. CODERRE: I am not equipped to answer
14 that question.

15 MR. SILVAS: What about Dr. Subra
16 (Phonetic)?

17 MS. CODERRE: I am not equipped to answer
18 that question.

19 MR. SILVAS: That's the one we requested
20 to submit the TAPP review for the semi compliance.

21 MR. ANTWINE: But the requirement was
22 that they had not done it yet. You guys, as a RAB, said
23 we don't want anybody doing work on this program that
24 has been somehow biased by working for the Department of
25 Defense. So every one of these four contractors had to

1 meet that criteria: I have never done work for the
2 Department of Defense; therefore, you met the criteria
3 of what you, as a RAB, determined. If Dr. Subra has
4 done work for them, that's one of the criteria that you
5 set as a RAB that she would not have. That's what I was
6 trying to explain earlier.

7 MR. SHENEMAN: You said if.

8 MR. ANTWINE: If she's ever done work for
9 DOD, she wasn't qualified. He says she has, and I'm
10 telling them that's the exact reason she wouldn't be
11 qualified.

12 MR. SHENEMAN: She's pro bono anyway.

13 MR. ANTWINE: Okay. I'm just telling
14 you, you set the standards guys. You passed contractors
15 that have never done work for DOD.

16 MR. SILVAS: Zephyr?

17 MR. ANTWINE: Who?

18 MR. SILVAS: Zephyr?

19 MS. CODERRE: We're talking about TAPP
20 contractors.

21 MR. ANTWINE: Who is he?

22 MR. SILVAS: He was one of our last TAPP
23 contractors.

24 MR. ANTWINE: Who is he?

25 MR. QUINTANILLA: Zephyr. Zephyr is not

1 a TAPP contractor. That was a city contractor.

2 MS. CUNNINGHAM: I can speak to that
3 though on Zephyr, and that was also one of the criteria
4 that we used, that they had not done DOD work.

5 MR. SILVAS: You or us?

6 MR. ANTWINE: Maybe he met that criteria
7 as a subcontractor to somebody else. He's not one of
8 the --

9 MR. SILVAS: I smell something wrong
10 here.

11 MR. ANTWINE: Well, you can look at the
12 contract. We'll be glad to give you the criteria, the
13 contract and what was required. I'm just explaining to
14 you why certain contractors are not eligible.

15 MR. GARCIA: He was hired by the City
16 Council.

17 MR. ANTWINE: Right. He was not a TAPP
18 contractor.

19 MS. CUNNINGHAM: One of the things we
20 used for criteria was the RAB at that time was saying we
21 don't want anyone that had worked for DOD. Yes, Zephyr
22 was here; but they weren't reporting, they were
23 reporting for the city.

24 MR. SILVAS: Again, this is going back to
25 what we're requesting. At one time you're saying we

1 didn't want anyone that had prior DOD contracts.

2 MR. ANTWINE: Right. That's what you
3 said: For this \$100,000, we don't want to spend that
4 money on anybody who has worked for DOD in the past.
5 That was the criteria you gave.

6 MR. SILVAS: Do you remember saying that?

7 MS. POWER: This was back in 1998 when we
8 first started the TAPP, and the RAB at that time and
9 part of the TRS came up with this criteria.

10 MR. ANTWINE: You may not have been part
11 of it, but that was what the RAB said. George was
12 probably here.

13 MR. RICE: I think that's a good idea.

14 MS. POWER: And Mr. Quintanilla.

15 MS. CODERRE: That concludes my report.
16 Thank you very much. Mr. Garcia?

17 MR. GARCIA: I need to make a comment on
18 this.

19 MR. SILVAS: Are we saying -- is she in
20 the pool being reviewed, or not?

21 MR. ANTWINE: No, not before -- she's not
22 one of the four TAPP contractors.

23 MR. SILVAS: To review the semi plan?

24 MR. ANTWINE: Right.

25 MR. SILVAS: Based on what decision?

1 MR. ANTWINE: I just --

2 MR. SILVAS: Right. Who made that
3 decision?

4 MR. ANTWINE: You as a RAB made that
5 decision. I'd be glad to share that with you.

6 MR. SILVAS: Yeah, I'd like to see that.

7 MR. ANTWINE: No problem. I don't have
8 it with me.

9 MR. RICE: If I can say something else,
10 the TRS made these rules. As a RAB, we decided what we
11 wanted. And the TRS or the RAB can change those rules.
12 That's up to us.

13 MR. SILVAS: We can take it right now and
14 change that rule right now if we wish to.

15 MR. WEEGAR: Mark Weegar, TCEQ. As I
16 understand, the RAB set the criteria for selecting four
17 contractors. My understanding it's Neatherly,
18 Geometrics, Clearwater and Dr. Squibb. Those are the
19 four contractors you have to select from during -- for
20 the \$100,000 TAPP contract. So until that money is --
21 again, as I'm understanding it, until that money has
22 been expended, there isn't any change to who you can
23 use. Those four contractors have been selected as a
24 pool. Once that money has been expended and you go
25 forward and ask for additional funding to do whatever,

1 at that point the RAB can provide a couple of different
2 criteria; but you would also, I would assume - tell me
3 if I'm wrong - I would assume that you would have to
4 again go out and have a request for a proposal and have
5 a number of contractors come forward and be available to
6 be selected from on it. I don't believe you could just
7 identify a particular contractor to give that money to.

8 MR. SHENEMAN: This \$100,000 was awarded
9 when; way back?

10 MR. WEEGAR: What I understood was back
11 in '98.

12 MR. SHENEMAN: They've done real well
13 with the \$100,000.

14 MR. QUINTANILLA: Let me say this: Once
15 we run out of money, then we're going to have to go out
16 with a request for people that want to bid on this type
17 of work. From those ten or 12, we selected those four;
18 but they've got to go out on bid. That's the law.

19 MR. SILVAS: What if we have Subra who
20 works --

21 MR. QUINTANILLA: You can put Subra on.
22 You can put Subra on that, you can put Lynch or whoever
23 you want to. Send them out. Those people come back and
24 their name is on it, then you can vote on it.

25 MR. SILVAS: What I'm saying, like he

1 mentioned she worked pro bono, she'll come out here and
2 do the presentation, all we've got to do is put her up
3 for --

4 MR. QUINTANILLA: That I don't know. I
5 can't answer that one. Normally, you can not work for
6 free for the Department of Defense. We're the only ones
7 that can do that. That is correct. You can not
8 volunteer to work overtime. During the Vietnam war we
9 had about 100 people that wanted to produce airplanes on
10 their own time without pay, and it was turned down by
11 the Department of Defense.

12 MR. ANTWINE: They'll give you time off.

13 MR. QUINTANILLA: Not even that worked.

14 MR. SMITH: We're getting real close to
15 our 9:30 cut off. Mr. Garcia has his hand up.

16 MR. GARCIA: I just want to comment on
17 the current events update and the way they answered our
18 concerns. Mr. Antwine, one or two little sentences is
19 not going to do it. You tell us to go get zone 1
20 through 5 at the public viewing room and all of that.
21 When this RAB first started, RAB members and the
22 community were given copies of a lot of this material,
23 especially the RAB members. I know what zone 1 through
24 5 was. We got a comprehensive accounting report on how
25 the money was being spent, and all of this was done for

1 RAB members and even for community members. I've got a
2 lot of this stuff from Matthew McCullough. Just giving
3 a little hunkie dorie five minute summation on this
4 telling us you go over there and look for it yourself,
5 these cheap little answers, that's not going to cut it.

6 I told you that we need to get extensive
7 answers. We need to work together and deal with all the
8 issues, not the simple little answers like this. I'm
9 sick and tired of this. I'm going to do something about
10 it. We need cooperation, and we need to have our issues
11 and our reports and the information given not only for
12 my benefit, for all of these new people that don't
13 understand all of this stuff; and these little simple
14 hunkie dorie answers in one or two sentences is not
15 going to cut it. We need specific reports to answer all
16 our questions, answer all our motions and see how you're
17 going to react and deal with all our motions and
18 everything that we requested period.

19 I want to make a motion that we direct
20 him to take a harder look at our requests and our
21 motions and all our activities, and that they do a
22 better job of answering our questions and providing data
23 and follow up materials as requested, and the staff do a
24 better job of providing us materials, not simple little
25 answers like they do now.

1 MR. SHENEMAN: And the time limit.

2 MR. GARCIA: And that a time limit be
3 had. There's some things in here that we requested in
4 April. Here already it's July, and we still haven't
5 gotten all of these issues cleaned up -- cleared up. I
6 want to make a motion that the staff do a better job of
7 answering our questions and providing detailed reports
8 on what we request.

9 MS. LAGRANGE: I second the motion.

10 MR. SMITH: We have a second.

11 Discussion?

12 MR. QUINTANILLA: Discussion. I just
13 want to add my two cents to that. I asked for a
14 community involvement plan briefing. She sends me to
15 the public library, says we have one stored there. You
16 can review it any time you want. To go all the way
17 across town to the public library and to pay for parking
18 and all the cost of gas, I can't do that. I asked for
19 the whole RAB to be briefed on the community involvement
20 plan, not for me to go down there. I don't have to do
21 that. That's what is wrong, Mr. Adam, and I'm glad you
22 brought up the motion, and I second it again.

23 MR. SMITH: Motion seconded, another
24 second. Further discussion?

25 MR. SILVAS: Question?

1 MR. SMITH: Question called? Objections
2 to the question? Okay. The motion is up for vote. I
3 think that they review the process for responding to
4 our --

5 MR. GARCIA: And providing better
6 information and a plan of action on all our motions and
7 all our discussions.

8 MR. SMITH: All in favor? Opposed?

9 MR. SILVAS: I've got an issue. I notice
10 we don't have microphones. Is that going to be an on
11 going issue in meetings, microphones?

12 MR. ANTWINE: Do you need one?

13 MR. SILVAS: He couldn't hear.

14 MR. SHENEMAN: Why don't we sit in a
15 horseshoe instead of like this?

16 MR. SILVAS: I mean, if he can pay
17 Federal Express to deliver packages at \$13 a shot, I
18 don't see a problem with providing microphones.

19 MR. ANTWINE: I'm not sure.

20 MR. SILVAS: Are we going to have
21 microphones in the future, or not?

22 MS. CODERRE: I believe we use the
23 Federal Express delivery service to ensure that we have
24 confirmation receipts, without requiring community
25 member to actually sign for the packages, which is

1 also --

2 MS. LAGRANGE: I never sign for mine, so
3 I don't know.

4 MS. CODERRE: There's just been issues in
5 the past about some community members not receiving the
6 packets, so the Air Force is making sure that when the
7 packets go out, they are received.

8 MR. QUINTANILLA: Then you changed it.

9 MS. CODERRE: I'm sorry?

10 MR. QUINTANILLA: Then you changed it.

11 MS. CODERRE: Then I changed what?

12 MR. QUINTANILLA: The package. You put
13 additional stuff in the package that we didn't get until
14 today.

15 MR. ANTWINE: A lot of these things
16 change between two weeks and the time of the meeting.
17 So if you don't want us to send anything that comes to
18 light two weeks before, we won't put it in there,
19 because you'll complain we didn't put it in there then.
20 So you've got to decide what you want, guys.

21 MR. SILVAS: Are we going to have
22 microphones, or what?

23 MR. ANTWINE: I don't think we've had a
24 problem with anybody out here in the audience hearing
25 what we're saying.

1 MR. QUINTANILLA: Let's find out.

2 MR. SHENEMAN: Can you hear what we're
3 saying over here?

4 MS. POWER: Sometimes you can't. Most of
5 the time you can. It's not really a problem.

6 MR. SHENEMAN: Anybody got a problem?
7 Kyle, can you hear us?

8 MS. CUNNINGHAM: Most of the time I can.
9 Just like Abbi said, there have been a couple of times
10 tonight I've had to strain.

11 MR. ANTWINE: Microphones you'll have the
12 same problem.

13 (Several people talking at once.)

14 MS. CODERRE: One at a time. One at a
15 time.

16 MR. SHENEMAN: I move the meeting be
17 adjourned.

18 MR. SMITH: Is there a second to that?

19 MS. LAGRANGE: Henrietta LaGrange seconds
20 it.

21 MR. SMITH: All in favor?

22 (Meeting adjourned.)

23

24

25

1 THE STATE OF TEXAS |

2 COUNTY OF BEXAR |

3

4 I, Randall E. Simpson, Certified Shorthand
5 Reporter, do hereby certify that the above and foregoing
6 typewritten pages contain a full, true, and correct
7 transcription of my shorthand notes taken upon the
8 occasion set forth in the caption hereof, by means of
9 computer aided transcription.

10 I further certify that this Statement of Facts
11 truly and correctly reflects the exhibits offered by the
12 respective parties, if any.

13 I further certify that the total cost for the
14 preparation of this Reporter's Record is \$ _____ and was
15 paid/will be paid by _____.

16 Witness my hand, this 1st day of August,
17 2005.

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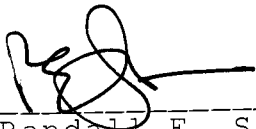
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