



KELLY AFB
TEXAS

ADMINISTRATIVE RECORD
COVER SHEET

AR File Number 3334.10

RESTORATION ADVISORY BOARD

JANUARY 19, 1999

Page 1 to Page 126

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RESTORATION ADVISORY BOARD
JANUARY 19, 1999

ORIGINAL

APPEARANCES (cont.)
MR. LARRY HOFFMAN
Regional Clean Air & Water
Association;
MS. LAURA STANKOSKY
U.S. EPA, Region VI;
MR. JOHN A. JACOBI
Texas Department of Health;
JULIE A. SEAL
Certified Shorthand Reporter
and Notary Public.

APPEARANCES:

- BRIG. GEN. ROBERT M. MURDOCK
Installation Co-chair;
- DR. GENE LENE
Community Co-chair;
- MR. ALLAN HAGELTHORN
Community Member;
- MS. TANYA HUERTA
Community Member;
- MR. MARK PUFFER
Community Member;
- MR. GORDON BANNER
TNRCC, Austin;
- MR. ED WEINSTEIN
San Antonio Water Systems;
- MR. ARMANDO C. QUINTANILLA
Keep South San Proud;
- MR. GEORGE RICE
Groundwater Hydrologist;
- P.K. PAUL PERSON
Manager, Compliance Measurements
Union Pacific Railroad;
- MR. SAM SANCHEZ
San Antonio Metropolitan Health
District;
- MR. NICOLAS RODRIGUEZ
Bexar Metropolitan Water District;
- MR. PAUL ROBERSON
Greater Kelly Development
Corporation;
- MR. CARL MIXON
Bexar County Fire Marshal;
- MR. SAM MURRAH
Broker/Appraiser;

On the 19th day of January, A.D.,
1999, at Winston Elementary School Cafeteria,
2500 S. General McMullen, San Antonio,
Bexar County, Texas, between the hours of
6:30 o'clock p.m. and 9:15 o'clock p.m., the
above entitled meeting came on for discussion
before said GEN. ROBERT M. MURDOCK, and the
following proceedings were had:

GEN. MURDOCK: If I could have your
attention, please, and if I could ask the
members of the RAB to please be seated, we'll
begin.

Let me begin by, first of all, welcoming
our RAB members to this evening's meeting. I
appreciate you taking time out of your busy
schedule to do the community's work and
appreciate any and all input that you may
have. Before I begin and ask for the
introductions, let me make a few opening
statements and, then, we'll proceed with that.

First of all, I hope all the RAB members
received this package we mailed out about a
week ago to, hopefully, give you plenty of time
to look at some of the activity that had
occurred in the previous RAB and other action

1 items and information for this evening's
2 event. For those of you in the audience who
3 have not received this packet of material and
4 would like one, we have them available and we'd
5 be glad to provide them.

6 Before we begin, as the RAB members
7 probably know, the last item in this materials
8 package is a letter from Damian Sandoval,
9 who -- his resignation letter from the co-chair
10 of the RAB that I received last month. It was
11 with a great deal of sadness, quite frankly,
12 that I accepted Damian's resignation letter. I
13 thought that he represented the community in a
14 superb manner. I was very pleased, both
15 personally and professionally, with the
16 activities that he engaged himself, not only as
17 the co-chair of the RAB, but also on the TRS.

18 One of our major focuses this evening will
19 be to elect a RAB co-chair and we'll discuss
20 some of that procedurally here in just a bit.
21 But with the consensus of the RAB members, what
22 I would ask of you this evening before we begin
23 is your consensus for me to write a letter to
24 Damian thanking him for all that it was that he
25 did as the community co-chair and appreciation

1 election results, I will draft the letter to be
2 signed by myself and the new community
3 co-chair.

4 For those of you, primarily, in the
5 audience who are not familiar with the
6 proceedings of the RAB, before we begin with
7 introductions of the RAB members, let me
8 introduce the individual to my right.
9 Dr. Gene Lene is the chairperson of our
10 Technical Review Subcommittee and I've asked
11 Gene to sit in as the acting co-chair this
12 evening until we, in fact, elect a co-chair and
13 Gene has agreed to do that. We'll talk about
14 the election process in a minute, but that is
15 strictly a community event and the
16 participation is exclusively relegated to the
17 community members of the RAB. So, I will
18 disengage myself from those discussions and
19 that election process and Gene has agreed to
20 procedurally run that process. So, I'm pleased
21 that Gene was able to sit in as the co-chair
22 this evening.

23 To Gene's right, also, is Pat McCullough.
24 Pat is the -- Let me make sure I pronounce
25 exactly what it is that Pat does. Pat is in

1 for all that hard work. So, if I could look to
2 the board members and see if you-all agree with
3 me initiating such a correspondence to thank
4 Damian, I'd appreciate it.

5 Paul?

6 MR. ROBERSON: I move that we support
7 to sending such a letter to Damian. He did an
8 outstanding letter -- an outstanding job for
9 us.

10 MR. PUFFER: I second the motion.

11 GEN. MURDOCK: Okay. There's been a
12 second.

13 Any discussion? George?

14 MR. RICE: I hope you'll write that
15 on behalf of the entire RAB.

16 GEN. MURDOCK: Certainly. That was
17 my intent, to -- to write it on behalf of you,
18 the RAB members.

19 Any further discussion? All those in
20 favor, please say by saying "aye."

21 (Vote by the RAB members.)

22 GEN. MURDOCK: Opposed?

23 Okay. So moved and decided and I'll go
24 ahead and draft up a letter -- and, actually,
25 what I probably will do is after tonight's

1 charge of the Base Conversion Agency -- the
2 site manager here at Kelly Air Force Base --
3 and Pat will make a presentation on the
4 Conversion Agency's update and how the
5 Conversion Agency interacts with the Air Force
6 and, specifically, what its charter will be as
7 Kelly Air Force Base activities realign to
8 Lackland and the Air Logistics Center is closed
9 in July of '01. Pat, thank you very much for
10 coming. We appreciate it.

11 With that, let us begin -- if I can, we'll
12 switch the venue, John, and begin with you, and
13 if the individual RAB members could introduce
14 themselves and if they're representing an
15 organization, if you would so state, I'd
16 appreciate it. John, go ahead.

17 MR. JACOBI: I'm John Jacobi with the
18 Texas Department of Health.

19 MR. MIXON: I'm Carl Mixon;
20 Bexar County Fire Marshal, Emergency Management
21 Coordinator and also the Chairman of the
22 Bexar County Local Emergency Planning
23 Committee.

24 MR. MURRAH: I'm Sam Murrah. I'm a
25 member of the RAB and, also, Clean Air & Water

1 here in San Antonio.

2 MR. PERSON: Paul Person. I
3 represent Union Pacific Railroad.

4 MR. BANNER: Gordon Banner with the
5 Texas Natural Resource Conservation Commission.

6 MR. ROBERSON: Paul Roberson, with
7 the Greater Kelly Development Corporation.

8 MS. STANKOSKY: Laura Stankosky, with
9 the Environmental Protection Agency.

10 MR. QUINTANILLA: Armando
11 Quintanilla, Committee for Environmental
12 Justice and Action.

13 MR. WEINSTEIN: Ed Weinstein,
14 San Antonio Water Systems.

15 MR. SANCHEZ: Sam Sanchez,
16 San Antonio Metropolitan Health District.

17 MR. RICE: George Rice, community
18 member.

19 MR. RODRIGUEZ: My name is
20 Nick Rodriguez. I'm with the
21 Bexar Metropolitan Water District.

22 MR. PUFFER: My name is Mark Puffer.
23 I'm a community member.

24 MS. HUERTA: I'm Tanya Huerta. I'm a
25 community member.

1 GEN. MURDOCK: Okay. Thank you-all
2 very much. I appreciate -- and, once again,
3 I'm Bob Murdock, the co-chair representing
4 Kelly Air Force Base.

5 At this time, I'd like to turn your
6 attention to the materials package that you
7 received and briefly go over some of the action
8 items. I won't discuss all of the action items
9 for the sake of time this evening, but I would
10 like to highlight on a few.

11 In Tab 3 of the action items,
12 specifically, Item Letter B, which has to deal
13 with the BCT issue that was brought up to the
14 board at the last meeting, I'd like to defer
15 this item, specifically discussing the issue,
16 George, that you brought up until later on in
17 the meeting as indicated in the agenda under
18 BCT Update Roman Numeral VII. So, we'll
19 discuss that issue in depth at that time and,
20 then, if there are still questions that the RAB
21 have or comments, we'll address them at that
22 time if that's agreeable with everybody.

23 Item C, Damian Sandoval asked that the RAB
24 receive all the BCT minutes and that it be done
25 in a timely manner. The RAB members have the

2 November minutes were mailed to all the RAB
3 members on the 3rd of December. The December
4 minutes were mailed on the 22nd of December.
5 So, hopefully, by the 1st of this year you will
6 have received all the minutes of the last six
7 BCT meetings and we will continue to send those
8 minutes out after the BCT meets.

9 Item D was another request by Damian
10 asking if the BCT minutes were in the
11 Information Repository and the Administrative
12 Record and they will, in fact, be maintained in
13 the San Antonio Public Library and, also, out
14 at Kelly Air Force Base -- at the library at
15 Kelly.

16 Item G was a request by Mr. Rice,
17 concerning specific guidance on RAB training.
18 The Air Force's official position is in a
19 letter from the Chief of Environmental -- the
20 Chief of the Environmental Division at
21 Headquarters Air Force. It's dated 30 October,
22 '98, and it's attached to the package.
23 Basically, the RAB section of the Defense
24 Environmental Restoration Program statute and
25 other legal authorities provide funding for

1 technical assistance -- and I repeat for
2 technical assistance -- for training for
3 citizen RAB members. Funding for the technical
4 assistance training is available only through
5 the TAPP program -- and, as most of you know,
6 Kelly Air Force Base -- the Kelly Air Force
7 Base RAB -- has, in fact, applied and been
8 awarded a TAPP grant for this fiscal year.
9 That TAPP grant will cover such issues as the
10 ATSDR Health Assessment, the 1998 Basewide
11 Remedial Assessment and the Zone 4 Work Plan.
12 When these documents become available, they
13 will be forwarded to the TAPP experts for their
14 review and for their comment.

15 Item I was an item that Damian Sandoval
16 requested a presentation on the cleanup
17 schedule. William Ryan provided a cleanup
18 schedule at the 29 July RAB and that schedule
19 is also in your packets. One of our poster
20 stations that we have exhibited this evening
21 also address that schedule. So, anyone that
22 has interest in the cleanup schedule, I'd ask
23 that during the break or after the meeting they
24 go to the poster sessions and talk to the
25 experts there that can articulate that

Page 13

1 process.

2 In addition, some of the information
3 documents that were requested are also
4 attached. There is a copy of the data from the
5 slides that -- Major Gargiulo's presentation on
6 the Edwards Well. Armando Quintanilla wanted
7 to know how many monitoring wells were at Kelly
8 in 1996 and how many were sampled and we've
9 provided that information. Mr. Rice wanted to
10 know if the Air Force would answer, in writing,
11 why a statement was made in the '95
12 Responsiveness Summary and that's addressed in
13 a SAF -- the Secretary of the Air Force
14 letter -- that is also attached to the packet
15 and was provided to the community forum for
16 which Congressman Rodriguez held on the 14th of
17 December. Those are the highlights of the
18 action items. I've just highlighted a few of
19 them. The rest of the activities and answers
20 are in detail in the packet.

21 With that, I'd like to move on to the next
22 item. George?

23 MR. RICE: I wonder if I could make a
24 comment on one of these items.

25 GEN. MURDOCK: Sure.

Page 14

1 MR. RICE: This would be Item -- it
2 has to do with the written comments -- one of
3 the last ones that you mentioned. I don't see
4 an item identifier next to them.

5 GEN. MURDOCK: No. The -- I
6 understand which one. For those of you in the
7 audience, it's the -- let's see -- one, two --
8 it's the ninth page prior to the end of the tab
9 and it's headed Information Document Requests,
10 and all the information document requests are
11 on one page and at the -- the bottom is the
12 request by Mr. Rice?.

13 MR. RICE: Yeah. I don't understand
14 your response. The question I asked was -- you
15 made a statement in the document -- the
16 Air Force made a -- made a statement in the
17 document to the effect that there has been no
18 effect on the Edwards Aquifer operations at
19 Kelly. And I -- I asked for a reason why you
20 wrote that statement, even though you knew at
21 the time that contaminants from Kelly Air Force
22 Base had gotten into the Edwards Aquifer. And
23 your response to my question is to repeat the
24 text that I had questioned in the first
25 place. In other words, I questioned why you

Page 15

1 would write such a thing and your response is
2 to repeat what you wrote and say that you still
3 believe that that's correct. That's in the
4 letter from the Deputy Secretary of the
5 Air Force, Tab McCall. And I guess the reason
6 I don't understand it is, I think we all
7 agree -- or most of us would agree -- that
8 contaminants from Kelly have entered the
9 Edwards Aquifer and, yet, this states that --
10 in the last sentence -- activities at Kelly
11 have not had an impact on the Edwards Aquifer.

12 GEN. MURDOCK: That's correct.

13 MR. RICE: I just don't understand
14 that response. It seems to fly in the face of
15 what we all agree, that contaminants from Kelly
16 had, in fact, entered the Edwards Aquifer.

17 GEN. MURDOCK: I guess I'd -- I
18 probably ought to turn to Mr. Bailey, but I
19 suspect that my initial response would be that
20 I have not seen the documentation that asserts,
21 as you have, that Kelly Air Force has
22 contaminated the Edwards Aquifer. Where is
23 that documentation?

24 MR. RICE: That was presented at the
25 last RAB meeting.

Page 16

1 GEN. MURDOCK: Well, could you
2 refresh my memory as to where it is and what it
3 is and maybe I can go back and look at that and
4 then get back to you?

5 MR. RICE: I -- I gave handouts with
6 the data. I also referred to some documents
7 written by Kelly -- and the major, also,
8 referred to that document -- and I think the
9 major would agree that, yeah, contaminants from
10 Kelly have entered the Edwards. This is all
11 Air Force data that I used.

12 GEN. MURDOCK: Okay. Well, after the
13 meeting, if you could share with me that
14 information, I'd be glad to take another look
15 at that documentation.

16 MR. RICE: Okay. All right.

17 GEN. MURDOCK: Armando?

18 MR. QUINTANILLA: General, on Page 6,
19 Paragraph D, 6 --

20 GEN. MURDOCK: I'm sorry. Page 6
21 where?

22 MR. QUINTANILLA: On the minutes.

23 MR. GEN. MURDOCK: Just a minute.

24 MR. QUINTANILLA: Tab 2.

25 GEN. MURDOCK: Okay. We haven't

1 gotten to the point of discussing the minutes,
 2 yet. But --
 3 MR. QUINTANILLA: Well, it's relevant
 4 to what George said.
 5 GEN. MURDOCK: Okay.
 6 MR. QUINTANILLA: And I'm going to
 7 read to you what it says here on Item 6.
 8 "Mr. Quintanilla said that the Responsiveness
 9 Summary, in which the false statement appeared,
 10 should be corrected." Has that been done?
 11 GEN. MURDOCK: I guess -- What false
 12 statement are you referring to?
 13 MR. QUINTANILLA: The statement said
 14 that it was improbable for the groundwater to
 15 get into the Edwards Aquifer.
 16 GEN. MURDOCK: I don't believe that's
 17 what the statement said.
 18 MR. QUINTANILLA: What do you believe
 19 the statement said, sir?
 20 GEN. MURDOCK: Just a minute. I'll
 21 have to find it, Armando.
 22 I did not.
 23 MR. QUINTANILLA: That's the 1995
 24 summary, sir.
 25 GEN. MURDOCK: I understand.

1 I believe the statement said, "Nothing in
 2 these tests or any of our environmental studies
 3 indicates that activities at Kelly Air Force
 4 Base had an impact on the Edwards Aquifer."
 5 That's --
 6 MR. QUINTANILLA: Read on.
 7 GEN. MURDOCK: That's the last
 8 paragraph.
 9 MR. QUINTANILLA: Well, that's not
 10 the total paragraph, sir -- and that's --
 11 GEN. MURDOCK: Excuse me. I'll start
 12 from the beginning, then. "Edwards Wells used
 13 for Kelly Air Force Base drinking water are
 14 routinely tested and results are provided to
 15 the Texas Natural Resource Conservation
 16 Commission. Nothing in these tests or in any
 17 of our environmental studies indicates that
 18 activities at Kelly Air Force Base have had an
 19 impact on the Edwards Aquifer." That's a
 20 direct quote from -- from that line.
 21 Now, if you have other information or
 22 documentation, I'll be glad to listen to it.
 23 MR. QUINTANILLA: I have -- and so
 24 does TNRCC, sir.
 25 MR. GEN. MURDOCK: well, if you could

1 provide that to me 3334.10 Page 8 of 48
 2 MR. QUINTANILLA: And I've also
 3 submitted to Ms. Goodman -- also -- that --
 4 that paragraph where it says, "Kelly says that
 5 it was" -- "it is improbable" -- and that's the
 6 incorrect statement -- "for the groundwater to
 7 reach the aquifer."
 8 GEN. MURDOCK: The paragraph prior to
 9 that says, "It is improbable that chemicals
 10 from the shallow aquifer could enter the
 11 Edwards Aquifer."
 12 MR. QUINTANILLA: Exactly.
 13 GEN. MURDOCK: -- "because" --
 14 et cetera.
 15 MR. QUINTANILLA: Exactly. That's
 16 the one.
 17 GEN. MURDOCK: And that is in error,
 18 you say?
 19 MR. QUINTANILLA: Yes, sir.
 20 MR. GEN. MURDOCK: And why is --
 21 MR. QUINTANILLA: Because you sent a
 22 letter to Mayor Peak, I believe, on -- in
 23 February stating that it did reach through a
 24 creek in the pipe.
 25 GEN. MURDOCK: well, I'd like to --

1 again, I guess, I -- I need to see that letter.
 2 MR. QUINTANILLA: Not you, sir. Not
 3 you, specifically. It was Childress.
 4 GEN. MURDOCK: Okay. George?
 5 MR. RICE: General, could we hold
 6 this item open until the next meeting --
 7 you know, pending our discussion after this and
 8 we'll get that information to you and, then, at
 9 the next RAB, we can address it again.
 10 GEN. MURDOCK: Sure. You bet.
 11 Okay. Are there any other -- is there
 12 comments or questions on the action items?
 13 Okay. If not, then I believe the next
 14 item on the agenda is to review the minutes
 15 from the 28 October meeting. And I would like,
 16 at this time, to have the board members review
 17 those minutes, if they haven't had the
 18 opportunity to do so prior to this meeting,
 19 and, then, accept a motion for approval.
 20 And as Armando mentioned, those -- to
 21 refresh -- and for our community members --
 22 those minutes from the last meeting are at
 23 Tab 2 of your information package.
 24 While the board members are reviewing the
 25 minutes, I'd just like to turn to the audience

1 and reaffirm that you can hear me loud and
2 clear. We've had some problems with the
3 microphones in the past and I just want to make
4 sure that all those in -- at least, in the back
5 can hear me, presuming those in front can,
6 also. Is the volume and the communications
7 loud?

8 Okay. And, again, I'd ask that the RAB
9 members, when you do comment, you need to make
10 sure that you're commenting directly into the
11 mike and ensure that you're close enough.

12 With that, I'd ask for a motion --

13 MR. ROBERSON: Mr. Chairman, I move
14 that we accept the minutes from 28 October.

15 GEN. MURDOCK: Okay. A motion has
16 been and --

17 MR. HAGELTHORN: I'll second.

18 GEN. MURDOCK: -- it has been
19 seconded.

20 MR. JACOBI: There's one
21 typographical error at the top of Page -- at
22 the top of Page 4. The word is r-o-l-e and not
23 r-o-l-l in the -- in the first full sentence.

24 MR. RICE: Could you repeat that for
25 us? We can't hear.

1 I would like to, before I turn the
2 microphone over to Dr. Lene, quote from the RAB
3 charter to set the stage, if you will, for the
4 election. The charter reads: "The community
5 co-chair will be selected by a majority vote of
6 the board community members. The board
7 community co-chair will serve a 12-month term,
8 commencing with the second meeting in each
9 calendar year. A co-chair may serve two or
10 more terms, including consecutive terms, if
11 approved by the RAB community members."

12 I think the charter is very
13 self-explanatory about the term of the
14 co-chair, and, at this point, I'd turn the
15 microphone over to Dr. Lene and ask him to
16 begin the process of soliciting nominations in
17 the election of your community co-chair.

18 Gene?

19 DR. LENE: Thank you.

20 All right. The first thing we need to
21 do -- Can you hear me? I -- I can't hear
22 myself.

23 We want to ask for nominations, but we
24 need to keep in mind that, according to our RAB
25 policy, the charter reflects the RAB policy

1 GEN. MURDOCK: Why don't you repeat
2 that, John, please?

3 MR. JACOBI: On Page 4, Item No. 1 at
4 the very top of the page, "I volunteered to
5 accept the roll," r-o-l-e, not r-o-l-l.

6 GEN. MURDOCK: Noted and it will be
7 corrected.

8 Are there any other comments or questions
9 concerning the minutes?

10 If that -- with that, if you could signify
11 by declaring "aye" for all those that vote to
12 approve the minutes?

13 (Vote by the RAB members.)

14 GEN. MURDOCK: Opposed?

15 (Vote by the RAB members.)

16 GEN. MURDOCK: The motion is carried
17 and the minutes stand as approved.

18 At this point, we reach that portion of
19 the program in which we need to elect a new
20 co-chair. As I mentioned at the beginning of
21 the meeting, I need to disengage myself from
22 the proceedings, because, quite frankly, this,
23 again, is a community issue and that
24 representative needs to be elected by the
25 community RAB members.

1 that we must open -- have open disclosure of
2 all conflicts. If you have any conflict
3 with -- if you are nominated and you have a
4 conflict that may affect your service on the
5 board as the co-chair, then that should be
6 stated. This does not rule you out. It merely
7 means that it should be brought forward. And,
8 so, if the board, then, still elects you as
9 co-chair, then -- then that is the mandate of
10 the board. Okay?

11 And -- Okay. So, I guess, at this point,
12 we need to open for nominations. Do I hear
13 nominations for --

14 MS. KELLY: Mr. Chairman, I think it
15 would be appropriate to have the community
16 members, again, all identify themselves by
17 raising their hands so that it's real clear --
18 everybody knows who's eligible to participate
19 in this election.

20 DR. LENE: So, who's eligible to vote
21 in this -- yes?

22 So, about nine? Is that what you count?

23 Okay. I guess, at this time, we need to,
24 then, open the floor for nominations.

25 MR. PERSON: I'd like to nominate

1 Dr. Gene Lene for co-chair.
 2 MR. ROBERSON: I second that
 3 nomination.
 4 DR. LENE: I believe the procedure
 5 is, is that if you are nominated, then you are
 6 to decline or accept the nomination and I will
 7 accept the nomination.
 8 And that being the case, we now need to
 9 turn it over to someone else.
 10 MR. QUINTANILLA: I think the
 11 parliamentary would be a good person, sir.
 12 DR. LENE: I'm sorry?
 13 MR. QUINTANILLA: The
 14 parliamentary.
 15 DR. LENE: Parliamentary would be
 16 acceptable.
 17 MR. QUINTANILLA: I think that would
 18 be an excellent choice.
 19 DR. LENE: Could you do that, John?
 20 MR. JACOBI: To the extent that
 21 I'm -- I'm not considered a community member,
 22 I'll accept the responsibility of running the
 23 rest of the election, I suppose, but I will not
 24 participate in any way, shape or form other
 25 than to conduct the election.

1 MR. QUINTANILLA: That's fine.
 2 DR. LENE: Okay.
 3 MR. JACOBI: Okay. We have one
 4 nomination. Is there anyone else that would
 5 care to nominate or volunteer?
 6 Once, twice -- hearing, no further
 7 nominations, I'll entertain a motion to close
 8 the nominations.
 9 MR. ROBERSON: I make the motion to
 10 the close the nominations.
 11 MR. PERSON: Second.
 12 MR. JACOBI: Do I hear a second?
 13 MR. PERSON: Second.
 14 MR. JACOBI: All those in favor of
 15 the motion?
 16 (Vote by the RAB members.)
 17 MR. JACOBI: Opposed?
 18 (Vote by the RAB members.)
 19 MR. JACOBI: Hearing none, the
 20 nominations are closed.
 21 Dr. Gene Lene is hereby designated as
 22 community co-chair by acclamation.
 23 DR. LENE: Thank you very much. I
 24 hope that means I don't have to make a speech.
 25 MR. ROBERSON: We're going to vote

1 you out if you make a speech. Page 10 of 48
 2 GEN. MURDOCK: well, that settles my
 3 next issue in which I would have had to make a
 4 speech to find -- to see if the temporary
 5 co-chair wants to vacate and permanent co-chair
 6 arrive. So, we don't have to worry about that
 7 now, Gene.
 8 Thank you to all the board community
 9 members for your vote of confidence with
 10 Dr. Lene. I look forward to working with you,
 11 Gene, and I think that we will present a good
 12 team and we will continue to work together to
 13 work those community issues.
 14 At this time, let me turn to the next
 15 agenda item, which is a vote on a RAB
 16 application from Kent Iglesias. As most of you
 17 know, we have three vacancies for our community
 18 RAB board members. What I would suggest is
 19 that -- at this point, I'd like Kent to come
 20 forward and articulate to the RAB why it is
 21 that he would like to be engaged and represent
 22 the community in RAB activities and, then, be
 23 prone for a motion to determine if, in fact,
 24 you would like to consider him as a board
 25 member.

1 So, if I could ask Kent to come forward,
 2 please, and address the RAB --
 3 MR. IGLESIAS: Good evening,
 4 General --
 5 MR. GEN. MURDOCK: Good evening.
 6 MR. IGLESIAS: -- RAB members, ladies
 7 and gentleman, my name is Kent Iglesias. I
 8 live on Kelly. I've been living on Kelly for
 9 approximately three years.
 10 I believe that the RAB members are doing a
 11 great job as far as I was briefed. I'm
 12 married. I've got two kids attending the
 13 schools in the community area and I want to be
 14 involved in trying to resolve the problems that
 15 we have that -- what issued to us. I work with
 16 the community, also, on a part-time basis with
 17 the Bexar County Sheriff's Department. I've
 18 been doing that for approximately five years.
 19 If you have any questions for me as far as
 20 my background, I'll be more than happy to
 21 answer any questions.
 22 Sir?
 23 MR. RICE: Kent, I'm George Rice.
 24 What sort of work do you do for the base?
 25 MR. IGLESIAS: I'm assigned to the

1 651st Munitions Squadron, which is located on
2 Medina Base.

3 MR. RICE: Is that --

4 THE WITNESS: Munitions sir --
5 ammunitions, bombs.

6 MR. RICE: You're in charge of
7 storage and --

8 MR. IGLESIAS: Yes, sir.

9 MR. RICE: -- the handling of them
10 and that sort?

11 MR. IGLESIAS: Yes, sir.

12 Any other questions -- any background
13 questions you want to ask me?

14 GEN. MURDOCK: I should have
15 mentioned at the beginning that Kent's
16 application is located at Tab 4 of the
17 materials package that you-all received, should
18 you desire to review that.

19 It doesn't appear as if there are any
20 other questions. Thank you, Kent. Appreciate
21 it -- Oh, I'm sorry. Go ahead. Yes, please.

22 MR. IGLESIAS: Yes, sir.

23 MR. SANCHEZ: Kent, my name is
24 Sam Sanchez and I'm with health department here
25 in San Antonio.

1 a -- of Kelly -- I also have personal issues
2 with the family and with what's going on around
3 the community. The General -- I have -- I
4 have high respect for the General, but, also,
5 we must understand that what's right is right
6 and what's wrong is wrong and we must represent
7 ourselves with respect and integrity.

8 MR. QUINTANILLA: Kent, my name is
9 Armando Quintanilla.

10 MR. IGLESIAS: Yes, sir?

11 MR. QUINTANILLA: Have you known of
12 any lead contamination in your area?

13 MR. IGLESIAS: Not at this time, sir,
14 not -- not to my knowledge.

15 GEN. MURDOCK: Any further comments
16 or questions?

17 MR. PUFFER: Sir, I have one. I've
18 worked with this gentleman on various other
19 functions and I think he's truly qualified and
20 he is dedicated.

21 MR. GEN. MURDOCK: Okay.

22 MR. IGLESIAS: Thank you, sir.

23 GEN. MURDOCK: Thanks.

24 MR. ROBERSON: Mr. Chairman, I make a
25 motion we accept Mr. Iglesias for a RAB member.

1 Would you be available to serve on some of
2 the subcommittees that we have? Would you be
3 able to give that kind of time to serve as a
4 community representative to attend some of
5 those meetings which are held on a monthly
6 basis at St. Mary's University, for instance --
7 some of the subcommittees that we need to have
8 more community members involved?

9 MR. IGLESIAS: By me submitting my
10 application, sir, I accept all responsibilities
11 of a RAB member or a RAB community
12 representative. By submitting that
13 application, I give 110 percent of my time to
14 the board members or to anybody in the
15 community that wants to hear -- or hear me
16 represent their issues, yes, sir. I'm more
17 than happy to be available.

18 Yes, sir?

19 MR. RICE: As a member of the
20 Air Force, you might find yourself in a kind of
21 a funny situation if we have to vote against
22 General Murdock. What do you think of that
23 idea?

24 MR. IGLESIAS: That's a pretty tough
25 question, sir, but as a community member, as

1 GEN. MURDOCK: Okay. So noted.
2 A second?

3 I'm sorry, George. Did you second?

4 MR. RICE: (Nods head.)

5 GEN. MURDOCK: Second? Any comments
6 or questions on the motion?

7 Okay. If I could request that you vote
8 with a verbal "aye" for all those in favor of
9 the motion --

10 (Vote by the RAB members.)

11 GEN. MURDOCK: All those opposed?

12 (Vote by the RAB members.)

13 GEN. MURDOCK: Great. Welcome to the
14 board.

15 MR. IGLESIAS: Thank you, sir.

16 GEN. MURDOCK: We very much
17 appreciate -- and I think if you'll come
18 forward, Kent, Gene has -- the community
19 co-chair has an item for you.

20 DR. LENE: Here's some materials for
21 you, here's your packet for tonight and, also,
22 here is your --

23 MR. IGLESIAS: Thank you, sir.

24 GEN. MURDOCK: So, we'll know who you
25 are.

1 MR. IGLESIAS: All right, sir.
 2 MR. QUINTANILLA: Please feel free
 3 to --
 4 MR. ROBERSON: Kent, pull a chair up
 5 here.
 6 DR. LENE: Right here by John.
 7 You're on the board.
 8 GEN. MURDOCK: We will put you to
 9 work.
 10 MR. IGLESIAS: I guess down there.
 11 DR. LENE: Or down there -- wherever.
 12 MS. KELLY: A little more room.
 13 GEN. MURDOCK: Kent, we look forward
 14 to having you on the board and for your input
 15 and interest in the Restoration Advisory
 16 Board.
 17 I, also, would like to take this
 18 opportunity to mention to the RAB members that
 19 as a result of numerous RAB members
 20 articulating to me the need for more community
 21 involvement in the RAB, I have taken it upon
 22 myself as the co-chair to write letters to some
 23 local councilmen asking for their direct
 24 involvement in nominating a citizen from their
 25 respective area to be considered as RAB Board

1 might become our alternate if we can gather
 2 them from Kelly Air Force Base. Is that
 3 advisable?
 4 GEN. MURDOCK: I'll tell you what, I
 5 think for the sake of a rather full agenda, if
 6 you don't mind, let me chat with you about that
 7 issue -- and the alternates -- at the break
 8 and -- I think we've got a process in place
 9 that we can address that.
 10 Okay. At this point, we're about ready to
 11 move on to Roman Numeral No. II, Community
 12 Statements, and I would like to turn to the
 13 floor and ask if there's any individual that
 14 wishes to speak. If you elect to speak, I
 15 would ask that you introduce yourself and limit
 16 your remarks to four minutes.
 17 So, with that, if any of the members that
 18 are here this evening would like to speak to
 19 the RAB, I'd encourage you to do so and come
 20 forward at this time.
 21 (Pause.)
 22 It does not appear as if anybody desires
 23 to comment or make question to the RAB. If
 24 that's the case, we'll move on to the next
 25 agenda item.

1 members. As soon as those letters are
 2 finalized, I'll provide a copy of those letters
 3 to each of the RAB members.
 4 George?
 5 MR. RICE: There may be a problem,
 6 because I believe we limited the number of
 7 people that can serve on the RAB. I think
 8 that's part of our charter.
 9 GEN. MURDOCK: That's correct. We're
 10 limited to have 25. We now have 23 and I've
 11 asked for two additional members from the
 12 councilmen -- one from each councilmen -- or my
 13 intent is -- from one -- from each councilmen
 14 for the areas for which there is either no
 15 representation currently on the board or there
 16 is minimal representation. And as I mentioned,
 17 I'll be glad to provide a copy of that
 18 correspondence as soon as it's signed up.
 19 Is there anybody --
 20 MR. PUFFER: May I pose a question?
 21 GEN. MURDOCK: Sure.
 22 MR. PUFFER: Both Kent and I
 23 represent the community and Kelly Air Force
 24 Base, likewise, but, also, we need alternates.
 25 Maybe you -- I can suggest that these people

1 MR. QUINTANILLA: Excuse me.
 2 General, before you do that --
 3 MR. GEN. MURDOCK: Yes.
 4 MR. QUINTANILLA: One of the things
 5 that the charter says is that at the beginning
 6 of each meeting, there should be a report on
 7 any environmental spills at the base.
 8 I understand that there was an
 9 environmental spill where some minerals or fish
 10 were killed -- there was a fish kill. We'd
 11 like to hear about that -- I would like to hear
 12 about that.
 13 GEN. MURDOCK: Okay. I believe the
 14 procedure that we agreed upon was that any of
 15 those reportable spills that were required by
 16 the base would be forwarded through the normal
 17 process to Carl Mixon and that Carl would be
 18 the individual that could articulate what
 19 that -- what those issues are. If I'm
 20 mistaken, correct me, Carl.
 21 But I would also like to mention that if
 22 my recollection is correct, this particular
 23 incident -- and I can have Mr. Bailey talk more
 24 to it and will in just a moment -- but I
 25 believe it was not a reportable incident, based

1 on the regulators' criteria as to what is a
 2 reportable spill. But let me -- with that,
 3 turn to Mr. Bailey to talk you about what it
 4 was that -- exactly that occurred -- because,
 5 again, we want to be open and up front with
 6 you. Regardless of whether it was reportable
 7 or not, you-all, in my view, need to know what
 8 it was -- and, then, I'd ask Gordon Banner to
 9 tell us what it was that the regulators found
 10 when we came out to the base to look at that.

11 So, with that, Larry?

12 MR. BAILEY: Thank you, sir.

13 Regarding the spill incident that
 14 occurred -- I believe you're talking about the
 15 one recently that was in the newspaper.

16 MR. QUINTANILLA: Yes, sir.

17 MR. BAILEY: There was a chemical
 18 that we found that was in the water, but that
 19 is a storm water outfall -- an outfall opening
 20 through onto Kelly Air Force Base -- which
 21 leads into a basin and, then, the basin water
 22 can, at times, go into Leon Creek.

23 It was discovered in the afternoon and
 24 further analysis indicated that the constituent
 25 comes from one of the -- what we call BRIN

1 was there. So, I don't have that information.
 2 I'll be glad to provide that once we get that.
 3 We don't have the final report, yet.

4 MR. QUINTANILLA: And the extent of
 5 the fish killed were just a few minnows; is
 6 that correct?

7 MR. BAILEY: Was in it the basin
 8 area -- not in the creek -- but in the
 9 basin. There's a basin right there at the end
 10 of the outfall and that's where some of this
 11 chemical got into -- there's an overflow from
 12 the storm water outfall. As soon as it was
 13 found out that there was some type of fish
 14 killed in the area, we, as a matter of policy,
 15 divert the water. We have that -- the
 16 capability to divert the water from that area
 17 back to the industrial wastewater treatment
 18 plant. So, all the water in that storm water
 19 outfall -- from the time we found that out to
 20 the current time -- is being diverted back to
 21 the plant.

22 MR. QUINTANILLA: Thank you very
 23 much.

24 GEN. MURDOCK: I think -- but I don't
 25 want to speak for Gordon -- that when they came

1 solutions that is now used, not only at Kelly,
 2 but throughout private industry and through
 3 industry overall. It's a chemical that is used
 4 to take the place of perchloroethylene --
 5 that's one of the chemicals that we've talked
 6 to you-all about and it's perc as it's commonly
 7 called. Well, this is a chemical that Kelly
 8 Air Force Base found as a suitable substitute
 9 years go.

10 Since that time, when the suitable
 11 substitute was found -- it was called
 12 Citri-Clean at the time -- there have been
 13 different modifications to that chemical which
 14 we use on the base. So, it was a chemical that
 15 was found. We have gone back up into the shop
 16 areas. There are a number of shop areas in the
 17 Kelly industrial complex where it's being used
 18 and, right now, we are determining specifically
 19 how that chemical got from one of these shops
 20 into the storm water outfall.

21 MR. QUINTANILLA: Approximately, how
 22 many gallons?

23 MR. BAILEY: Well, it's difficult to
 24 tell right now, because the water was diluted.
 25 In the storm water outfall, there is water that

1 out to test -- and correct me if I'm wrong,
 2 Gordon -- that the chemical was not found in
 3 Leon Creek nor were there any dead fish in
 4 Leon Creek, but I have not seen your final
 5 report. So, I'm just basing that on hearsay
 6 and I'd ask you to speak to the RAB and tell
 7 them what you-all discovered.

8 MR. BANNER: I think the regional
 9 office, which responds -- from the Austin
 10 office -- I think it's the regional office here
 11 in San Antonio that responds to those spills.

12 We had an investigator come out and I
 13 think he has put together a report. Maybe
 14 Abbi Power with the TNRCC regional office can
 15 speak more to when that report might come out
 16 and what might be in there.

17 Abbi, have you spoken with the
 18 investigator?

19 MS. POWER: Yeah. The day after the
 20 incident occurred -- as Mr. Bailey indicated,
 21 it was noticed late in the afternoon. We were
 22 contacted the next day. Staff from my office
 23 went out, as well as staff from Texas
 24 Parks & Wildlife out of the San Marcos
 25 office -- came down and inspected the area.

1 There were some small minnows, perch, in
2 this concrete-lined basin. It's not a natural
3 basin. It's a concrete-lined basin. They
4 inspected both upstream and downstream from
5 where the basin exits into Leon Creek. They
6 used some basic analysis and hand-held meters
7 to determine if there was any impact ongoing,
8 and at the time of their inspection did not
9 find any impact, either upstream or downstream
10 from the basin, and concluded that, to the best
11 of their knowledge, the Citri-Clean solvent or
12 Citri-Clean substance probably had not reached
13 the basin -- or the -- the actual confluence of
14 the basin with Leon Creek.

15 GEN. MURDOCK: Would the RAB be able
16 to get a copy of that report when it's
17 available?

18 MS. POWERS: Basically, what it
19 was -- because it was such a small quantity,
20 I believe that this is only going to be entered
21 into the database and I can see if we can
22 provide you a copy of the database. The
23 database does have fields for comments -- where
24 the inspectors will put in comments of their
25 findings.

1 GEN. MURDOCK: That's up to the RAB.
2 I suspect, if you-all want that -- that data.

3 MR. MIXON: General, if I may?

4 GEN. MURDOCK: Sure.

5 MR. MIXON: Just for the information
6 of the board and the community members, I
7 received a written report on this spill Friday
8 from Jerry Pentoa of Kelly Air Force Base
9 alerting me of the spill and the processes that
10 they were undertaking to determine what it was
11 and the extent of it. And, so, that -- that
12 part of the reporting process did work. And as
13 I was walking out of the office, I debated
14 whether I should bring that report or not and I
15 chose not to. So, I apologize for that.

16 But, basically, it is not a reportable
17 quantity and, so, therefore, it's -- it was
18 determined that it's not an issue as far as the
19 LAPC is concerned.

20 Thank you.

21 MR. MIXON: Okay. Thanks, Carl.

22 Yes, sir?

23 MR. SANCHEZ: This is my comment
24 towards an Air Force staff member, Mary Kelly.
25 Didn't we discuss at one of the TRS meetings

1 KELLY AR # 3334-10 Page 14 of 48
2 that the Air Force will report something
3 like this to the TRS subcommittee of
4 the board?

5 MS. KELLY: Yes, Sam, that is the
6 case. But that was, again, reportable
7 quantities.

8 MR. SANCHEZ: Okay. And this is only
9 for reportable quantities?

10 MS. KELLY: That was the consensus
11 and that is consistent with what is in the
12 charter -- that it's reportable quantities.

13 MR. SANCHEZ: Okay.

14 MR. BANNER: Nevertheless, the last
15 TRS -- I think Major Devenoge did submit some
16 sort of documentation; is that right -- on
17 that -- or, at least, discussed it?

18 MAJ. DEVENOGE: We submit a monthly
19 report for December and I, also, talked about
20 the incident -- what happened -- and we had
21 some questions on it and we answered them at
22 that time.

23 MR. BANNER: That was at last week's
24 TRS --

25 MAJ. DEVENOGE: That was at -- last
Tuesday night.

1 GEN. MURDOCK: Okay.

2 George, you had a question?

3 MR. RICE: Yeah. I'd just like to
4 make a comment about reportable spills -- and I
5 understand the Air Force doesn't define what a
6 reportable spill is. However, I think this is
7 to-the-point stuff -- that if something that
8 can kill some fish, you know, in a basin, it's
9 pretty serious, but it's not reportable. So, a
10 lot of things may happen that are serious, but
11 because they're not reportable spills, we won't
12 be aware of it.

13 GEN. MURDOCK: Well, again, I'm a
14 novice and don't understand this business, but
15 it seems to me that the Air Force has no
16 involvement in determining what is reportable.
17 I believe the regulators, probably, determine
18 that. So, it's not up to the Air Force.

19 MR. RICE: That's right. You don't
20 have a say in what's a reportable spill.
21 That's in the regulations. You don't have any
22 control over that.

23 GEN. MURDOCK: So, it's not Air Force
24 judgment as to what to report.

25 MR. RICE: It's not anything that you

1 can change, that's correct.
 2 GEN. MURDOCK: Okay. Any other
 3 comments or questions on this issue?
 4 MR. QUINTANILLA: I have none.
 5 GEN. MURDOCK: Did they answer all
 6 your concerns, Armando?
 7 MR. QUINTANILLA: Yeah.
 8 MR. GEN. MURDOCK: Okay.
 9 MR. QUINTANILLA: AS long as they --
 10 you know, they're brought before the --
 11 you know, there is a spill -- it's reported in
 12 the papers or -- you know, we -- that should be
 13 one of the first items, according to the
 14 charter, that are discussed by the -- by the
 15 RAB.
 16 GEN. MURDOCK: Agree.
 17 Okay. Let's move on, then, to the next
 18 item -- and I'll give, I guess, the audience
 19 one more chance -- if there are no comments or
 20 questions that anyone from the audience would
 21 like to address to the RAB, we will move on now
 22 to Dick Walters' presentation on public
 23 involvement activities.
 24 So, Dick, if you would -- please come
 25 forward.

1 in getting one of the documents to the library
 2 on the first day, and, as that was pointed out
 3 to us, the TNRCC looked at the public comment
 4 period, wanted to be sure the RAB had an
 5 opportunity to comment. So, this has been
 6 extended to the 29th of January.
 7 Tonight -- earlier, we held a meeting on
 8 the Class 3 modification to our permit and
 9 compliance plan and that is the groundwater
 10 cleanup for Site S-8. Tonight, we have a
 11 display that is here in the meeting room, which
 12 you can take a look at at break time. Public
 13 comments on this proposal from Kelly Air Force
 14 Base are due to the TNRCC the 14th of February.
 15 UNIDENTIFIED SPEAKER: Dick, that's
 16 the 12th of February.
 17 MR. WALTERS: It is the 12th of
 18 February. I stand corrected.
 19 MR. BANNER: Dick, if I could
 20 interrupt you for a second -- Are the mikes
 21 down here?
 22 GEN. MURDOCK: Try it again, Gordon.
 23 MR. BANNER: If you could put up
 24 the -- two slides before that one -- the one on
 25 the RCRA closure plans -- yeah -- I just wanted

1 MR. WALTERS: Good evening. I'm
 2 Dick Walters.
 3 Can you hear me? It's working.
 4 I'm the public affairs specialist working
 5 with the environmental program at Kelly and I'd
 6 like to speak to you a few minutes about the
 7 public participation and public involvement
 8 opportunities that you have at the present
 9 time.
 10 This month, we are very rich in
 11 opportunities for the RAB members, for the
 12 members of the community, for all our neighbors
 13 around Kelly, to have an opportunity to look at
 14 what we're doing, to review it and, then, make
 15 comment.
 16 At the last RAB meeting, William Ryan had
 17 a chart that showed the RCRA closure plans that
 18 would be submitted the first week of November
 19 to the Texas Natural Resource Conversion
 20 Commission. Those plans were submitted. There
 21 was an ad that was run in the San Antonio
 22 Express-News, also, in La Prensa. So, the
 23 notice was out there, just as we said it would
 24 be at the RAB, and those documents were made
 25 available. There was, however, a slight glitch

1 to announce that there will be a public meeting
 2 on those plans next week on the 28th. It will
 3 be at Dwight Middle School at 6:30 -- and
 4 that's a public meeting that the TNRCC is
 5 putting on similar to the one that Kelly put on
 6 this evening for the Site S-8 -- and I handed
 7 out a sheet and some of you might have found
 8 that on your table -- there's a few at the
 9 back, as well -- on that public meeting.
 10 MR. WALTERS: We'll have a slide on
 11 that about two more slides down.
 12 We are also having a public comment period
 13 on an Interim Remedial Action also known as an
 14 Interim Stabilization Measure for Site S-1,
 15 which is located across the fence from the
 16 North Kelly Gardens neighborhood. Here, we
 17 will be removing sources of groundwater
 18 contamination. Public comment period began on
 19 the 30th of December and will run until the
 20 29th of January. I would like to point out
 21 that this one is different in that it's not a
 22 TNRCC public comment period, but this is a
 23 voluntary one such as we've run in the past
 24 under the CERCLA and the Installation
 25 Restoration Program process. In other words,

1 we, Kelly, will accept the comments and
2 questions and we, Kelly, will publish a
3 Responsiveness Summary that will answer those
4 comments and questions, both from the RAB and
5 from the public.

6 For all of these, the closure plans, the
7 Class 3 modification, the S-1 interim remedial
8 action, you can find copies of the documents,
9 if you're a RAB member, by going to the
10 Technical Review Subcommittees' library and
11 St. Mary's University community co-chair,
12 Dr. Lenc, maintains that and can give you
13 instructions on how to access that. You can go
14 to the San Antonio Central Library at
15 600 Soledad. It's upstairs in the government
16 document section. If you go there, you'll find
17 a copy of the documents. The TNRCC regional
18 offices here in San Antonio at 140 Heimer; you
19 can also make a drive up to Austin to review
20 the documents; and, finally, you can look at
21 the documents at the Kelly Base library.

22 MR. QUINTANILLA: Oh, I have a
23 question on that.

24 MR. WALTERS: Yes, sir?

25 MR. QUINTANILLA: It's kind of

1 and we'll, also, decide on which documents we
2 want to review.

3 MR. QUINTANILLA: Very good. And
4 that is good. But that is the TRS
5 subcommittee. It is not the RAB. The RAB is
6 not informed on some of these things. The TRS
7 committee is about two or three community
8 members and we have more than that here.

9 I don't agree with that -- with that --
10 it should be -- become before the RAB.

11 MAJ. DEVENOGE: Well, then -- we
12 should make an action item and we can address
13 it better.

14 MR. QUINTANILLA: All right. If we
15 can have an action item, it should be
16 addressed, yes.

17 GEN. MURDOCK: Okay. We'll make that
18 an action item and address that for the next
19 meeting.

20 MR. MIXON: Could I ask this question
21 before we move on? Could that not be put on
22 the Internet or have a web page that we could
23 go to and access that?

24 MAJ. DEVENOGE: Yes, sir, it can.

1 difficult to go all the way to St. Mary's or
2 the central library or -- places like that.

3 How come the RAB cannot have an executive
4 summary of those documents? Why not?

5 MR. WALTERS: There is an executive
6 summary included and we can, perhaps, do that.

7 MR. QUINTANILLA: Well, why can't we
8 do that?

9 MR. WALTERS: Are you proposing an
10 action item, sir?

11 MR. QUINTANILLA: Yes. I am
12 proposing an action item on closure documents
13 like that. Because, currently, we're not --
14 the TRS is not reviewing the documents that
15 have been given to them and those documents --
16 there are other documents that the BCT
17 clarifies for us to have -- are -- are -- are
18 being taken to the -- St. Mary's -- and we
19 don't review them. So, we definitely need to
20 have an executive summary and a presentation
21 made by the staff on some of those documents
22 that are clarified by the BCT for our use.

23 MAJ. DEVENOGE: Mr. Quintanilla, we
24 talked about this last Tuesday night -- and,
25 in fact, I think we all agreed that we would do

1 In fact, we demonstrated the -- last Tuesday
2 night, we demonstrated the Kelly Public Web
3 Page. And, so -- I'll make a note of that.
4 There is -- George expressed interest to go
5 ahead and put documents on line. So, I think
6 we can do that -- if that's what the RAB
7 decides it would like to do. So, there -- for
8 the individuals that are interested and have
9 web access -- and for those that don't, we'll
10 make it available for them. But we can look at
11 that.

12 GEN. MURDOCK: And we'll take --

13 MR. QUINTANILLA: I think it would be
14 more proper, you know, for -- for the staff to
15 brief the RAB, sir -- a short executive
16 briefing.

17 MR. MURRAH: We will certainly take a
18 look at that. From my perspective, I would
19 like to put the onus on the TRS. They're the
20 group that's reviewing the document and it
21 seems to me they're a subcommittee of this
22 organization and they should probably be the
23 ones to brief the RAB on those issues that they
24 review. But let us take a look at that. There
25 are numerous ways that we can do this and we'll

1 present the options to the RAB and allow
2 you-all to determine what mode of communication
3 is best.

4 MR. HAGELTHORN: I'd like to add a
5 comment to that, if I could, please. About --
6 what was it -- 18 months ago -- two years
7 ago -- when -- we made the decision to put a
8 lot more emphasis and more power structure into
9 the TRS. The reason we did that was to take
10 some of this -- administrative actions away
11 from the business dealings of the RAB, have it
12 discussed in the TRS and the TRS would report
13 back to the whole -- to the full RAB.

14 If we go back and we say, "Okay. We want
15 all this stuff presented at the RAB, again,"
16 we've just come a complete circle -- a full
17 circle back around from where we were two years
18 ago. I, personally, don't think we need to
19 address that.

20 MR. QUINTANILLA: Well, right now,
21 none of the documents are being reviewed that I
22 know of by the -- by the TRS.

23 MS. HUERTA: Is there -- on our
24 agenda, is there a place for the TRS to come in
25 and report back to us?

1 before Mr. Walters continues?

2 Okay. Dick?

3 MR. WALTERS: This slide has been
4 amply reinforced by Mr. Quintanilla. But
5 reviewing the proposals that the Air Force
6 comes up with and the proposals that have gone
7 to the regulators or are in the process of
8 being reviewed by the regulators is a very
9 important activity. This is where the
10 community has its input. So, that's a
11 commercial process and we do have a process
12 today.

13 And, now, to reinforce what Mr. Banner
14 said, there will be a public meeting on the
15 closure plans for Sites E-3, S-8, SA-2 and
16 SD-1, which will be at Dwight Middle School,
17 which is at 2454 West Southcross at 6:00 p.m.
18 on January 28th.

19 MR. PUFFER: Can somebody confirm
20 that time? Is it 6:00 or 6:30? That sheet
21 right there.

22 MR. HAGELTHORN: 6:00 o'clock.

23 MR. BANNER: 6:00?

24 MR. WALTERS: Finally, just a
25 reminder of your contacts, our

1 GEN. MURDOCK: Yes. And they will be
2 doing that this evening.

3 MS. HUERTA: And that's routinely
4 there?

5 GEN. MURDOCK: That's correct.

6 MS. HUERTA: So, I -- I guess the
7 question is: Who decides what documents need
8 to be reported back?

9 GEN. MURDOCK: That's an issue that
10 we'll take to the TRS and ask them for their
11 recommendations to come back to the RAB and --
12 and allow you-all to determine what documents
13 you feel they ought to be briefing you on -- if
14 that's the consensus of the group.

15 John?

16 MR. JACOBI: With respect to the web
17 site, if -- if we elect to put some of the
18 documents on the web site, I would request that
19 we maintain a record of the hits on that web
20 site such that it can be discontinued if
21 nobody's looking at it. It does require
22 resources to put the thing on the web.

23 GEN. MURDOCK: I would think that
24 would be a very logical step.

25 Any other questions concerning these items

1 Community Outreach, Public Affairs and RAB
2 Support Teams; 925-1815 continues to be the
3 main telephone number, but we have relocated to
4 Building 306 and are now co-located with the
5 environmental cleanup technical staff.

6 And that concludes my presentation.
7 Yes, sir?

8 MR. RICE: Dick, you talked about
9 several documents, but one of them -- the S-
10 document was called a Class 3 mod. Does that
11 mean that there's any difference in the public
12 comment period types of meetings that have to
13 be held or the weight given comments for that?

14 MR. WALTERS: I would have to defer
15 to the TNRCC on that.

16 MR. BANNER: Yeah. Under a Class 3
17 mod, there's a requirement for Kelly to hold a
18 public meeting, which they did this evening.
19 The state can also hold a public meeting if
20 there's a request from the public meeting --
21 public comment period -- that's been set up --
22 and public comment period on that expires
23 12 February -- and, then, there's also -- under
24 the regulations -- an opportunity for any
25 contested case hearings for Class B

1 modifications to the permit.

2 MR. RICE: For the other documents,
3 is there not a provision for a contested case
4 hearing in --

5 MR. BANNER: That's right.

6 MR. RICE: So, a Class 3 mod is
7 considered something more serious, then,
8 I guess?

9 MR. BANNER: It's a different
10 regulatory track, yeah.

11 MR. WALTERS: Any further questions?
12 Thank you.

13 GEN. MURDOCK: We have reached that
14 point in the agenda for a break. As you take
15 your break, I would like to encourage all those
16 in attendance, not only the RAB members, but
17 also our community guests, to please take the
18 time and the opportunity to talk to the folks
19 that have set up the posters, describing the
20 various activities, in the rear of the room.

21 I'd also like to mention that there's been
22 a tremendous amount of interest in monitored
23 natural attenuation. There was an awful lot of
24 interest in this subject at Congressman
25 Rodriguez' forum on the 14th of December, and,

1 as a result of that, we have set up the first
2 of many series of information -- posters --
3 on, first of all, monitored natural
4 attenuation, but, then, at future RAB meetings,
5 the intent of the Air Force Base is to provide
6 additional posters on other avenues for
7 cleanup, whether it's pump-and-treat or other
8 remedies. But tonight begins the first one --
9 and because of the interest on monitored
10 natural attenuation, the base selected to begin
11 that this evening -- and, then, followed by
12 other remedies at future RAB meetings.

13 So, again, I'd encourage both RAB members
14 and audience to please talk to the experts
15 about these issues and we will reconvene at
16 7:55, please. Thank you.

17 (Short break taken.)

18 GEN. MURDOCK: If I could ask the RAB
19 board members to please take their seats, we'll
20 begin with the second half.

21 At this time, I'd like to turn to Dr. Lenc
22 and ask Gene to provide us with an update from
23 the TRS. Gene?

24 DR. LENE: All right. I'd like to
25 provide an update for the TRS since the last

KELLY, AR, # 3334, 10, Page 18 of 48
1 RAB meeting, at which time an update was made.

2 We've had three meetings since then. In
3 the November meeting, Major Devenoge
4 distributed a letter from Mr. Gordon Banner
5 regarding the efficiency of the TRS -- the
6 subcommittee -- and one of the things that we
7 identified -- Mr. Banner and I had discussed
8 this draft prior to that letter -- and, so, I
9 knew what was coming -- and, basically, we had
10 agreed that what happens -- that we're going
11 off on too many tangents in this TRS and that
12 we'd like to focus more on what we were asked
13 to do in the first place, which was to review
14 these documents and come up with some sort of
15 summary and report back to the RAB. So,
16 regarding that idea, we'd like to try to change
17 our focus a little bit.

18 Also, at that meeting -- November
19 meeting -- Mr. Patrick Haas of the Air Force
20 Center for Environmental Excellence gave us a
21 presentation on natural attenuation. You were
22 all interested in natural attenuation and you
23 want to know what it consists of and how it
24 works and so on.

25 And, then, we also had -- at the same

1 time -- a presentation by Mr. -- Dr. Mark
2 Stapleton of the Waste Policy Institute on
3 re-injection of groundwater. There was some
4 question as to: Once the water is extracted
5 from the ground and cleaned up, then do we
6 release it to the environment or do we
7 re-inject it? And, so, he gave us a little bit
8 of a summary on the problems of re-injection.

9 We, also, discussed the idea of spills --
10 this come up a little while ago -- and -- the
11 RAB charter requires a committee to be notified
12 of the spills -- and as the -- the TRS -- as
13 the TRS, we agreed that we would act as the
14 committee. And, so, during the time between
15 RAB meetings, then the spill report would be
16 made monthly to the TRS and this would be
17 brought up. And you heard a while ago the only
18 spill that we've had recently was the -- the
19 Citri-Clean that we talked about.

20 We also agreed to synchronize our meeting
21 dates -- the TRS -- with the meeting dates of
22 the BRAC Cleanup Team -- and this is to
23 accommodate the regulators, because it uses
24 your time much more efficiently if they're
25 already in town and, then, can make those

1 meetings without making a separate trip.
 2 In the December meeting, we had a
 3 presentation from Drs. Major --
 4 Drs. David Major and Bob Tossell -- I believe
 5 it is -- consultants from Geo Syntech -- and
 6 they gave a presentation on passive and
 7 semi-passive in situ remediations
 8 technologies -- and, basically, it focused on
 9 natural attenuation, again, because it's an
 10 important issue, I think. And, also,
 11 bio-augmentation and phytoremediation. Okay?
 12 And, then, we had a short videotape on
 13 phytoremediation that we've been wanting to
 14 watch for some time. It's a 10-minute --
 15 10- to 15-minute tape, I think it was.

16 Leslie Brown -- the same meeting -- also
 17 updated the TAPP application and -- the
 18 contracts have been awarded, as General Murdock
 19 has said before. All we're waiting for now is
 20 the documents. They need something to work
 21 over. And, so, it looks like the ATSDR Public
 22 Health Assessment will be available sometime
 23 this spring. We can't seem to pin down a date,
 24 but it will -- should be available shortly --
 25 and that will be turned over to the contractor

1 who is going to handle that as soon as it's
 2 available.

3 Also, the other contractor that we've
 4 hired was -- is going to look at the 1998
 5 Basewide Remedial Assessment. That will be
 6 available --

7 UNIDENTIFIED SPEAKER: Dr. Lene, it
 8 is available.

9 DR. LENE: It is available right
 10 now? Okay. The date I have is the 21st and --
 11 Okay. So, it is now available? Good.

12 And, then, we also -- the OU-2 Zone 4 work
 13 plan, which should be available, according to
 14 my notes, the middle of next month -- the 15th
 15 of February.

16 We also began discussion on the next TAPP
 17 application and this where we're going to need
 18 some help. We're not quite sure what we want
 19 to apply for. Yes. We do want to apply for
 20 money. But we want to know what we're going to
 21 do with it. One suggestion was to use that
 22 money as a basis for doing some training for
 23 RAB members -- RAB -- people who are on the
 24 board. That has been one suggestion and,
 25 certainly, is not the only one -- and what I'd

1 like to ask for tonight from the RAB, if you
 2 will -- if you have some ideas on what we can
 3 apply for, we'd certainly like to hear them.

4 Then, in the last meeting -- the January
 5 meeting -- this last week -- the Kelly
 6 personnel demonstrated the Kelly Air Force Base
 7 Environmental Management Public web page --
 8 that's a handful, isn't it -- it's now under
 9 development and what they showed us was very
 10 nice. I like it. And, so -- I think this is a
 11 big step forward. This will give us much more
 12 access from the community -- those of us who
 13 have web capability -- and will help keep
 14 everybody informed a little bit better.

15 The web page will include -- among other
 16 things -- the TRS minutes and the agenda --
 17 so, if you want to know what the minutes are,
 18 you can run over there and get it and not have
 19 to wait for the mail -- the RAB minutes and the
 20 agendas -- and, also, the BCT minutes would be
 21 posted on there. The -- one more thing --
 22 change that page -- there we go -- and, also,
 23 maps and directions to Kelly and to the TRS
 24 meetings and RAB meetings. So, everybody knows
 25 where we're going.

1 Also -- It was also mentioned --
 2 George Rice mentioned -- could we put some of
 3 the documents on the web page? And I think
 4 that's very agreeable. I think that would be a
 5 good thing. Some of the documents are
 6 incredibly long. I don't know what we could do
 7 about that, but maybe we could do, at least,
 8 executive summaries on the web page, as a
 9 minimum.

10 The Site S-4 activities were updated.
 11 We're still waiting for more information,
 12 I believe, on that -- and the findings of the
 13 investigation and the cleanup alternatives
 14 activities will be addressed at the corrective
 15 measure study, which is due in June. So, it's
 16 a little premature on that.

17 We also discussed the membership of TRS --
 18 and this is something we probably need to talk
 19 a little about. We have had -- I think when we
 20 first set up the TRS -- it was set up by the
 21 RAB -- and we had a number of people who
 22 volunteered for the TRS. We want to keep it a
 23 fairly small committee. I think the number
 24 being chosen was eight. Does anybody
 25 remember -- as being a reasonable number?

1 Okay. We can probably look back on the minutes
2 and find that. But somewhere around that --
3 say less than ten -- and we have had a number
4 of people on the committee and -- now, it's
5 gotten to the point, I'm not sure who still
6 wants to be. And, so, we need to kind of get
7 that straightened out.

8 We have also voted to include
9 Mr. Quintanilla as a member. According to the
10 RAB charter, though, that has to be approved by
11 the RAB co-chairs -- and I suppose that
12 General Murdock and I will discuss that -- but
13 as far as I know, that will be okay.

14 Let's see. Oh, the letter from
15 Mr. Banner -- we discussed that again --
16 regarding -- regarding the efficiency of the
17 TRS meetings -- and out of that discussion came
18 a promise that myself and Mr. Banner and
19 Major Devenoge would try to work out some sort
20 of a mission statement to guide us in the TRS.
21 And, as I said before, we'd like to move back
22 to our original mandate, which was to go
23 through these documents and provide summaries
24 for the RAB.

25 Let's see. What else do we have? In the

1 next meeting, next month -- that will be
2 February 9th -- we'll have a meeting -- and
3 we've agreed to take up two documents at that
4 time and we will have presentations on those
5 documents. We've also agreed as members of the
6 TRS to look at those documents beforehand and
7 those will be the Zone 4 groundwater decision
8 document and the focus feasibility study for
9 Site 1. We will look at those prior to that
10 next meeting. We'll also have presentations by
11 the appropriate project managers at that
12 meeting.

13 And I believe that brings us up to date.
14 What I would like to do -- just one small
15 request before I relinquish the floor -- we
16 have a bunch of leftover ballots, so we'll
17 recycle them -- and what I'd like to do is just
18 pass the sheets of paper out -- and if you
19 will, members of the board -- if you will put
20 down if you are a member of the TRS and would
21 like to remain so, then please state that. And
22 if you would like to be a member of the TRS,
23 then I'd like to hear your request. So --
24 also, would you please give me some way of
25 contacting you -- a phone or e-mail or whatever

KELLY AR # 3334, 10 So, can we just of 48
1 is most convenient for you. So, can we just
2 pass those around? You can give them to me
3 sometime before the end of the meeting.

4 MS. HUERTA: Sir, what time is that
5 meeting on the 9th?

6 DR. LENE: What time? It's at
7 6:30 p.m.

8 MS. HUERTA: Out at St. Mary's?

9 DR. LENE: It's out at St. Mary's.

10 That is another point, too. We've been
11 meeting at St. Mary's, because it's -- for some
12 of us, it's convenient. Some of us, not. I
13 don't know of any place really, totally
14 convenient for everybody. But if anyone has a
15 suggestion of other alternate locations, I
16 would be glad to hear it.

17 Okay. I believe that's all I have, then.
18 So, I'll turn the floor back over to
19 General Murdock.

20 GEN. MURDOCK: Before we get off that
21 subject, Gene, just let me say that if the new
22 co-chair is in agreement, I think it would be
23 very beneficial to have Armando as a member of
24 the TRS and I don't think we need to discuss
25 that issue any further --

1 DR. LENE: Yes.

2 GEN. MURDOCK: -- if you concur with
3 that.

4 DR. LENE: I concur, yes.

5 GEN. MURDOCK: Great.

6 Okay. Any other questions or comments
7 from the board members or from the public in
8 attendance this evening to the Technical Review
9 Subcommittee?

10 Okay. With that, we'll move on to the
11 next subject, which is the Base Convergence --
12 excuse me -- Base Conversion Agency update.
13 Mr. Pat McCullough is the site director here at
14 Kelly Air Force Base.

15 Pat has had quite a significant amount of
16 experience with BRAC closure bases. He brings
17 a wealth of information and knowledge about the
18 process to Kelly Air Force Base and to the
19 San Antonio community.

20 And with that, Pat, thank you for taking
21 the time to come and look forward to your
22 presentation.

23 MR. MCCULLOUGH: Well, thank you --
24 thank you, General Murdock -- and thank you
25 all.

1 I see we've stayed exactly on schedule to
2 this point. My goal is to remain on schedule.
3 I have about ten minutes verbiage to -- to pass
4 on to you and about ten minutes for questions
5 and answers at the end of the presentation.

6 We'll go ahead and cover these specific
7 areas, give you a little bit of information on
8 who we are and what our role in this effort
9 is. This is our mission. Don't worry. I have
10 a -- the next slide after this will be simpler
11 and easier to understand. What's important
12 with this particular slide is our interest in
13 the -- in the Kelly situation is the
14 environmental programs and the real personal
15 property disposal -- that's the important
16 part -- and the two laws that direct us to do
17 this at the bottom.

18 Next slide. This is a little bit easier
19 to understand and it's also the first place
20 where I need to draw a distinction between my
21 Air Force and General Murdock's Air Force.
22 General Murdock's Air Force is the real
23 go-to-war Air Force. He's got a mission -- a
24 national security mission -- that he's got to
25 perform every day. His mission is the

1 you who have paid attention to all of the other
2 base closures around the country, you would
3 probably know that rapid transfer is not what
4 usually happens. Usually, delays are
5 encountered and the next slide will show you
6 why. These are the laws that -- those two laws
7 that I pointed out in our first mission
8 statement -- they're listed up at the top of
9 this. Those two laws tell us we have to follow
10 all those other laws. And, essentially -- and
11 that's another major difference between the
12 Air Logistics Center's mission and my mission.
13 The Air Logistics Center mission has a whole
14 different unique set of laws with some overlap
15 with these laws -- and there's one or two
16 examples that I'd like to make.

17 Essentially, you have a handout -- you
18 don't have to read this chart -- there's a
19 handout -- and, I believe, we have handouts for
20 people in the audience who want them -- but,
21 essentially, the laws to the left all deal with
22 property. The laws to the right of this line
23 deal with environmental compliance -- or
24 environmental laws that we have to comply with,
25 regulations, executive orders, et cetera -- and

1 maintenance of air frames and jet engines. Our
2 mission has to support the disposal of property
3 and we have to do these things to do our
4 mission. So, we have a very, very different
5 mission from -- from General Murdock. As long
6 as General Murdock and General Bielowicz --
7 the -- the Air Logistics Center is up and
8 running, their mission is predominant over
9 ours. We have to support their mission. But
10 all of the time, we are also working on our
11 mission. There's no doubt in my mind who's in
12 charge at the Air Force Base. It's
13 General Bielowicz and General Murdock. They
14 are in charge until they pass over the
15 responsibilities to us for our specific parts
16 of the mission.

17 Again, we're talking about -- the property
18 that -- that is my responsibility is the
19 property that will go out of government
20 ownership. It is not the property that gets
21 transferred over to Lackland Air Force Base,
22 which includes the airfield and most of the --
23 the field right here.

24 Next slide. Our goal simply stated is
25 rapid transfer of base property. For those of

1 you'll notice that CERCLA -- and we've got a
2 handy thing here in the bottom for people who
3 have problems with acronyms -- but the
4 Comprehensive Environmental Response
5 Compensation Liability Act -- CERCLA -- is a
6 law that the ALC has always had to follow --
7 and so has RCRA -- which is the Resource
8 Conservation & Recovery Act as amended.

9 The big difference in that is when our
10 agency applies this law, there's a whole new
11 section that's involved and it's 120(h) -- the
12 section that deals with our responsibilities,
13 our -- the federal government responsibilities
14 associated with property disposal. Those are
15 not -- The Air Logistics Center never had to --
16 to comply with that aspect of CERCLA, but we do
17 and we will before we're finished.

18 Next slide, please. More specifically,
19 those laws tell us that these are our
20 responsibilities. We, being the Air Force
21 Conversion Agency. We need to maintain a
22 liaison with the community. I've been down
23 here since Christmas Eve 1995 permanently;
24 moved my family down here from Washington,
25 D.C.; and I've been -- spent more time with

1 Mr. Roberson than I have with family liaising
2 with the community.

3 You have to know that we've tried this
4 several different ways. I've been in base
5 closure -- a couple slides from now, I'll tell
6 you a little bit more about it -- but I've been
7 involved with base closure since 1989. One of
8 the great problems that we have is that each
9 base that goes through it only goes through it
10 once, which creates a huge training and
11 education issue for us. I guarantee you, this
12 would be easier if you went through it a second
13 time, but I wouldn't want to wish that on any
14 community. But -- and it's -- having been
15 through it multiple times myself, I can tell
16 you that it's never easier. It's always a
17 challenge and we can always do a better job.

18 Yes, George?

19 MR. RICE: I wonder how you define
20 "community." Would community include the
21 people who live in the neighborhoods around the
22 base or are you talking about -- like, GKDC?

23 MR. MCCULLOUGH: "Community" means
24 everyone. But if you look closely at our
25 experience and if you look -- especially at

1 from you.
2 MR. MCCULLOUGH: The reason you're
3 here is because of this. Let me say that.

4 MR. QUINTANILLA: I'm hoping you're
5 bringing more.

6 MR. MCCULLOUGH: We manage leases.
7 Over 50 percent of this property that -- of the
8 facilities that will eventually be available
9 are already under lease and occupied by tenants
10 of the Greater Kelly Development Corporation.
11 We work with the Greater Kelly Development
12 Corporation in managing those -- those property
13 interests.

14 We monitor environmental compliance after
15 reuse. The common question that comes up in
16 communities is, "What happens when the
17 Air Logistic Centers or the mission leaves?
18 When it's a fighter base, what happens when the
19 fighter wing leaves?" Here, it's, "What
20 happens when the Air Logistics Center leaves?"
21 The answer is: It's still our responsibility
22 and our agency deals with that specifically.

23 We continue cleanup after reuse until we
24 reach the levels that we've agreed to with the
25 regulatory agencies. We execute the disposal

1 George Air Force Base in California,
2 Myrtle Beach in South Carolina -- to take in
3 the width of the country -- you'll find that
4 the successful redevelopments are the ones
5 where we deal with one voice from the community
6 and that's why local redevelopment authorities
7 have the statute behind them to be the single
8 voice to deal in specific property matters that
9 we're talking about. It is extremely difficult
10 to deal with more than one voice --
11 extremely -- if not impossible. As a matter of
12 fact, it is impossible.

13 MR. QUINTANILLA: You're only dealing
14 with that property inside the base that has
15 been contaminated. How about the property
16 outside the base?

17 MR. MCCULLOUGH: We deal with the
18 contamination no matter where it is, if we
19 caused it.

20 MR. QUINTANILLA: There is where we
21 are the community.

22 MR. MCCULLOUGH: I understand.

23 MR. QUINTANILLA: The stakeholders.

24 MR. MCCULLOUGH: Absolutely.

25 MR. QUINTANILLA: I haven't heard

1 and realignment of property -- and that's what
2 all those laws on the previous slide tell us
3 we're supposed to do.

4 Next slide, please. Now, who do we report
5 to? This is a little bit difficult to see, but
6 you've got a -- a handout that should be easier
7 to read in your books -- and there's some
8 dotted lines on it, which I'll talk about. We
9 have a different reporting channel than the Air
10 Logistics Center. The Air Logistics Center
11 reports to a four-star general who lives up in
12 Ohio -- Wright-Patterson Air Force Base --
13 and, then, they report up through the air staff
14 to the -- the senior leaders in the country,
15 actually. It goes all the way up. Ours is a
16 different route.

17 I'm here at the bottom of the food chain.
18 I report to Mr. Al Lowas, who's the director of
19 our agency and has an office in Washington,
20 D.C. I'm meeting with him tomorrow for the
21 better part of the day. He reports directly to
22 the Deputy Assistant Secretary of the Air Force
23 for Installations, Mr. Jimmy Dishner, who
24 reports directly to the Assistant Secretary of
25 the Air Force for Manpower, Reserve Affairs,

1 Installations & Environment, who's
 2 Ms. DeMesme. She reports directly to the
 3 Secretary of the Air Force, who is -- the
 4 position is being filled at this time by
 5 Mr. Whit Peters. We get -- These are the
 6 dotted lines. We get our policy guidance from
 7 deputy assistant secretary levels. On the
 8 environmental side, Mr. Tad McCall; and on the
 9 legal side, Mr. Fred Kuhn -- and we get fairly
 10 consistent policy guidance from those
 11 individuals. So, we have a fairly short chain,
 12 which works to our advantage in most cases.

13 Now, locally, we have a staff that's in
 14 the process of building to about 60 people.
 15 I'd like to introduce a few key members,
 16 keeping in mind that we have two functions that
 17 we perform. One is environmental with
 18 Mr. Adam Antwine, who is in charge of our
 19 environmental programs and property
 20 management -- both real and personal
 21 property -- Mr. Indar -- Indar Schabra. We
 22 have Ms. Gwen Brewer, who is helping me out
 23 tonight, who handles our public affairs for us
 24 and who you'll probably get to know pretty well
 25 over the course of our stay here.

1 through forums like this. We do it in a
 2 variety of ways. We do it on a daily, if not
 3 hourly, basis with the Greater Kelly
 4 Development Corporation. We implement lease
 5 and deed restrictions, which I just talked
 6 about, which are wholly to address the issues
 7 of health and -- and human safety. We create
 8 environmental teams. The -- we -- that's a --
 9 that's a collective "we" that does that. The
 10 BRAC Cleanup Team is something that only exists
 11 at BRAC locations and is something that our
 12 agency is quite familiar with and participates
 13 at all Air Force BRAC locations.

14 Next slide, please. As far as a general
 15 time line and specific major events that have
 16 occurred, this depicts it. It's a little bit
 17 difficult to read. It starts way over at the
 18 left with -- actually, 1995 -- and the -- the
 19 first red mark up there is the -- the date of
 20 approval, 28 September '95. That is the date
 21 that Congress failed to act to override the
 22 1995 Base Closure Commission's recommendations
 23 and, thereby, those recommendations became law
 24 and created this situation for us.

25 I'm going to hand it off to Adam to talk

1 We have several other people in the
 2 audience. I'm very proud of our staff. If you
 3 can please stand -- Frank, Chuck, Steve -- Tom,
 4 you can stand up, too -- and you will,
 5 in various endeavors, get to know the people on
 6 our staff. We're here. Every -- Every one of
 7 us has a sincere interest of assisting the
 8 community through this difficult period of
 9 time. We want to do the right things. Those
 10 who have dealt with us, I think, will tell you
 11 that we really are serious about that
 12 particular part of our mission.

13 The next slide. As far as property
 14 transfer, number one on our list is -- the
 15 regulators know and enforce with us -- is to
 16 continue to ensure protection of human health
 17 and the environment. Mr. Roberson can vouch
 18 for that. We restrict our real estate
 19 transactions pretty significantly to achieve
 20 these goals. The idea is to resolve those
 21 restrictions to the point where there is no
 22 longer an issue for human health and the
 23 environment, and, at that point, we can deed
 24 the property.

25 We involve the community. We do it

1 about some more specifics on the environmental
 2 program, but we have quite a ways to go and
 3 quite a bit of work to do.

4 MR. ANTWINE: Thank you,
 5 Mr. McCullough.

6 As he mentioned, I'm Adam Antwine and I'm
 7 the Chief of Environmental Programs for AFBCA.
 8 I have also been here at Kelly -- actually,
 9 back at Kelly -- for about two and a half years
 10 now, working closely with the GKDC, as well as
 11 with the environmental staff, the legal staff
 12 at Kelly to try to implement some of the things
 13 that Mr. Pat McCullough has talked a little bit
 14 about so far.

15 What I really want to get to here has to
 16 do with -- I think what the question was of
 17 the -- the RAB in terms of the action item --
 18 and that was this -- this bullet out here on
 19 the very end of this area talks about
 20 completing environmental cleanup and property
 21 disposal. Most of those activities that you
 22 see on this chart and -- many of those are
 23 included in excruciating detail in the packages
 24 that you have in the form of fact sheets. If
 25 any of those fact sheets don't answer your

1 questions, we've also included our cards. So,
2 feel free to call us if you have questions on
3 any of the processes that we deal with and are
4 actively engaged in.

5 Referencing Mr. McCullough's statement on
6 compliance with laws and regulations,
7 completing environmental cleanup, as he
8 mentioned under CERCLA, requires quite an
9 extensive involvement with regulatory agencies
10 over and above the extent of the active
11 installations to the point that -- for the
12 contaminants that we're dealing with in this
13 forum in terms of groundwater contamination
14 that may have migrated off of the installation,
15 we have to comply with CERCLA 120(h), which
16 states that final remedies must be in place and
17 operating successfully prior to deed transfer.

18 As Mr. McCullough has also mentioned, not
19 a whole lot of that has occurred throughout our
20 experience in BRAC. I'm a former Kelly-ite
21 myself. I spent about 11 years working in the
22 industrial complex and went off to Washington
23 to develop some of the policies that now I'm
24 back here implementing. It's great to be back
25 home, but when you go places like D.C., you've

1 got to be careful what you write because you
2 may end up having to comply with some of those
3 things. So -- anyway, it's good to be back
4 home. But --

5 Next chart. What we're going to be
6 concentrating on in our relationships with the
7 Restoration Advisory Board -- we're going to be
8 concentrating right now on educating you on
9 what we're going to be doing over the next
10 five to ten years to try to get property in a
11 condition to where environmental health and
12 safety is protected, as well as the Air Force's
13 future liability, right along with the
14 communities -- and that is GKDC's liability --
15 and protection of human health for all the
16 neighbors adjoining Kelly, as well as the folks
17 that, actually, are going to be working out
18 here as we redevelop the installation -- and I
19 think these goals of cleaning up to support
20 property disposal really involve -- force us to
21 involve a lot of input from, number one, the
22 reuse entity in terms of the GKDC. We work
23 closely with them every day on interests that
24 are expressed, evaluating those interests to
25 ensure that if, in fact, there is a lease for a

1 particular facility or a particular area, that
2 the regulatory agencies are involved, that we
3 take the appropriate measures to ensure that
4 health and the environment is protected. The
5 other one that Pat has also mentioned is our
6 responsibility for remedying all the
7 contamination the Air Force has caused. That
8 is for today and forevermore.

9 Implementation of BRAC policy: As I
10 mentioned, we work closely with TNRCC, with
11 EPA, as well as local regulatory entities. In
12 BRAC, these policies derive much more
13 investigation, much more scrutiny, because of
14 the fact that we're going to be transferring
15 property in terms of preparation for deed
16 transfer. And I'd like to make note -- and in
17 this forum you mainly hear about the cleanup
18 activities that are going on as they're related
19 to the soils, as they're related to groundwater
20 contamination -- but there are a lot of things
21 that are going on as a result of these BRAC
22 policies that you may not hear a lot about,
23 which we feel are, in a sense, preventative
24 measures that -- that are taken to ensure that
25 some of the same mistakes that we have made in

1 the past don't get repeated and the way we do
2 that is by implementing policies like removal
3 of underground storage tanks, removal of
4 underground fuel and hydrant systems,
5 industrial waste, tanks and piping. Those
6 things which have traditionally been
7 contributors to contamination of soil and
8 groundwater are the very things that -- when we
9 come into a BRAC installation -- that we
10 concentrate a lot of time and effort in
11 investigation and/or removal of those systems.
12 That, you probably haven't heard a whole lot
13 about in your forum as a Restoration Advisory
14 Board, but you need to know there's another
15 side of that program that's brought in to a
16 BRAC installation that deals -- not only with
17 the cleanup -- but also deals with closing out
18 and minimizing the opportunity for
19 contamination to occur in the future. The way
20 we implement these is through restriction in
21 our leases to the GKDC. If these actions
22 aren't actually implemented by the Air Force,
23 many of them, we require the incoming tenants
24 to implement, such things as plugging of floor
25 drains, which has been a pathway for

Page 85

1 contamination for many years and is a problem
2 at just about every Air Force Base that we deal
3 with in BRAC.

4 BRAC funding: This is only for the
5 portion of the base that, as Pat mentioned,
6 becomes surplus, and that is everything east of
7 the runway, the industrial area, that has since
8 1996 been funded by BRAC. We've had, I'd say,
9 the luxury of adequate funding levels to not
10 only address the cleanup issues, but to address
11 these protective measures that I just discussed
12 in terms of closure of the existing system,
13 minimizing future risk for both the Air Force
14 and for the community, to the tune of about
15 30 -- 20 to \$30 million per year is what we've
16 been funded at since about fiscal year '96.

17 This goes into a little bit of the phases
18 of reuse implementation and I'll just talk
19 briefly about some of the major activities. As
20 you see across the top, we've got, of course,
21 planning, decision-making and decision
22 implementation as the major processes.
23 Mr. McCullough would also like to -- like you
24 to make notice of a letter each of you should
25 have in your package, which is an invitation to

Page 86

1 attend some training that we're going to be
2 offering next week on this process. It's a
3 very complex process. We surely won't cover it
4 here tonight, but you will have the opportunity
5 to attend that training. There are focal
6 points in there. If any of you would like to
7 attend, you have an open invitation to attend
8 the training which addresses these processes in
9 much more detail.

10 Quickly, going down the left-hand side,
11 the community reuse planning occurs with the
12 GKDC's reuse plan or redevelopment plan, which
13 has already been provided. As part of that, we
14 develop -- or -- or plan for the disposal based
15 on reuse proposals in terms of land uses. In
16 GKDC's case, their plan, which includes
17 aircraft maintenance -- and many, many various
18 entities throughout the base are part of what
19 go into the environmental impact analysis
20 process, which is what you've heard of as the
21 environmental impact statement, which was
22 completed back in July of '97. And that is the
23 basis, in fact, for all of the planning that we
24 do in preparing these properties for
25 redevelopment and reuse.

Page 87

1 I talked a little bit about the fact that
2 we do additional work over and above what is
3 normally done at an active installation,
4 in terms of baseline surveys where we go out
5 and do record search. We do what we -- what
6 we're calling enhanced assessments to determine
7 the integrity of some of these systems. Some
8 of them may, in fact, be requested for reuse by
9 the Redevelopment Authority. We're going
10 through processes right now to ensure that if,
11 in fact, allowed reuse of any of these systems,
12 that we have done the appropriate assessments
13 and integrity testing to ensure that any
14 potential impacts are minimized in the future.

15 The way we limit or place restrictions on
16 reuse of property when there are environmental
17 concerns is through a process that's part of
18 leasing called a finding of suitability to
19 lease. This is an area where the regulatory
20 agencies are heavily involved in our
21 development of -- of leases to the GKDC and
22 subsequent leases to their tenants where we
23 identify what all these appropriate
24 restrictions are that I've mentioned like drain
25 plugging, notifications of existence of

Page 88

1 asbestos, lead-based paint, all those things
2 that we have a responsibility either to
3 disclose or to ensure is modified so that these
4 things are protective -- these facilities are
5 protective of human health and the
6 environment. There's a very thick fact
7 sheet -- it's Fact Sheet No. 7 in your
8 package -- that describes that -- that process
9 in a whole lot of detail.

10 The last thing I'd like to talk about is
11 the environmental cleanup and compliance with
12 respect to closing installations. As I've
13 mentioned, we have, I think, an opportunity
14 here to make a positive impact on the
15 environment and we, the Air Force Conversion
16 Agency, look forward to working closely with --
17 with the Restoration Advisory Board to ensure
18 that your needs are met, that we share openly
19 those things that are necessary to ensure that
20 we protect human health and the environment in
21 the future.

22 With that, I will turn it back over to
23 Mr. McCullough for the conclusion.

24 MR. MCCULLOUGH: This appears -- the
25 briefing appears to be a lot like our property

1 transfer goal. We've run over, but there's
2 just a couple things.

3 The web site at the bottom of the page
4 there -- if you -- you have it with you. You
5 don't need to write it down. I think if you
6 take a look at our web page, you'll -- you'll
7 find it interesting if you're interested in the
8 conversion of -- of Kelly.

9 The training that Adam mentioned -- we do
10 have two sessions. There, in fact, is one
11 session next week, but I think the letters that
12 you have invite you to a training session --
13 an identical one -- in February -- and the
14 reason they do is because there are already
15 80 people signed up to come to the one next
16 week. The facilities -- It's at the
17 Radisson Hotel downtown. The facilities can
18 accommodate 100 people. So, if, in fact, you
19 can go next week, it starts Monday afternoon --
20 all day Tuesday and, then, Wednesday morning.
21 You don't have to attend at all. There is no
22 charge to you. I think that it would be very
23 beneficial to you if you have questions on how
24 we do this business.

25 Having said that, are there any

1 the answer to that in that it makes the three
2 agencies coequal in their approach to that --
3 to all the environmental issues. And we all --
4 I don't want to speak for TNRCC and EPA, but we
5 all have our responsibilities statutorily and
6 regulatorily that we must make sure gets
7 accomplished in that and that's why it's such a
8 tough job.

9 It's -- Communication is vital to this
10 process -- absolutely vital. What you have to
11 understand, if you're going to be in this
12 process, is that not everybody is going to
13 think the same way about things and you --
14 there can't be a negative feeling about that.
15 That's -- That's an understood. When you come
16 sit at the table, you've got to expect that the
17 person sitting across the table from you has a
18 different agenda. If you try to reach across
19 the table and get that person to be of the same
20 mind, you're wasting your time. It's not going
21 to happen. That's my experience in this. What
22 you can do is take those issues and work them
23 and see if you can't come out with a successful
24 answer and that's -- that's what we'll try to
25

1 questions? Yes, George?

2 MR. RICE: Yeah. I'd like to ask you
3 about the BCT and -- you don't permit RAB
4 members to attend those meetings on
5 compliance. Would you be willing to make the
6 materials that are distributed at those
7 meetings available to the RAB?

8 MR. MCCULLOUGH: I'd like to clarify
9 one thing. I don't tell -- I don't direct the
10 BCT. The BCT is a coequal organization between
11 TNRCC, EPA and the Air Force. I can only tell
12 you -- I can influence a little bit what -- the
13 Air Force position and that might be, but I
14 cannot speak for who goes to the BCT and who
15 doesn't. What I can do is try to help with
16 that issue -- and I will -- I will help with
17 that issue.

18 MR. RICE: I appreciate that. The
19 other entities are the EPA, TNRCC and the
20 Air Force?

21 MR. MCCULLOUGH: Right. And the
22 reason for that, as -- as I think you should
23 know, is -- it goes back to the extreme
24 difficulties we had since 1988 when we first
25 started BRAC with who's in the lead on

1 do.

2 Yes, George? Armando's got his hand up.

3 MR. QUINTANILLA: Are you through,
4 George?

5 MR. RICE: I'll wait.

6 MR. QUINTANILLA: Okay. My question
7 is: What is your role in the leaseback of the
8 Red Horse property?

9 MR. MCCULLOUGH: Our role in the
10 leaseback of any property is to lease the
11 property to the Greater Kelly Development
12 Corporation in furtherance of the conveyance
13 that we have with them -- and, then, they make
14 the determination on the specific training
15 property.

16 There are kind of -- you're -- the -- you
17 have not been helped a lot by what's been
18 publicized on this, because there's some
19 technical inaccuracies in it. That particular
20 part -- Red Horse has two different areas we're
21 talking about over there. One that they
22 currently occupy of the compound, which is not
23 surplus property. It was not included in the
24 surplus determination that was made back in
25 March of '96 and it was to be retained by the

1 government. The parcel that you're talking
 2 about along the southern border, in fact, would
 3 be a sublease of the GKDC, not a leaseback.
 4 The original area would be a leaseback. The
 5 other area would be a sublease and, therefore,
 6 GKDC would be the landlord and that's why
 7 they're so prominent in that -- in that
 8 process.

9 MR. QUINTANILLA: My reason for the
 10 question is: We live in that neighborhood and
 11 we're concerned about the grime and the dust
 12 and the dirt and the noise that may come from
 13 there and we weren't at all notified about
 14 this.

15 GEN. MURDOCK: If I could -- at this
 16 point -- I don't believe that the Red Horse
 17 issue is a topic that should be discussed at
 18 the Restoration Advisory Board -- and with
 19 that, I would turn to Paul Roberson and ask
 20 Paul if he has any question on it -- but it,
 21 in my view, does not pertain to the restoration
 22 of Kelly Air Force Base and I don't believe
 23 it's the appropriate topic to discuss now and
 24 would ask Paul for a comment, please.

25 MR. QUINTANILLA: If I --

1 moment. Secondly, if we thought it did make
 2 sense from a technical perspective that -- the
 3 first thing we would do is take it to the
 4 people that live in that area and ask them for
 5 comment. So, the -- the people that live in
 6 that area will be provided an opportunity to
 7 comment. And, then, the third thing was that
 8 it would have to be reviewed and any final
 9 decision made by the GKDC board.

10 Right now, we've got the plan. We're
 11 tentatively looking at a 10 February public
 12 meeting for the residents that live in that --
 13 just off of East Kelly to ask them for comments
 14 on it -- and, then, I -- what I would do is
 15 take to my -- if assuming we continue through
 16 this process -- to the GKDC board meeting at
 17 the end of February.

18 GEN. MURDOCK: Armando, did you have
 19 a follow-up question?

20 MR. QUINTANILLA: I have no problem.
 21 As long as it's taken to the neighborhood
 22 and -- you know -- and let the -- the
 23 community decide as to what kind of industry we
 24 would like in that area. Do we want dusty
 25 industry or -- that sort of thing? We don't

1 GEN. MURDOCK: Excuse me, please.
 2 I'd like to ask Paul for a comment -- and,
 3 then, we'll be glad to get back to you.

4 MR. ROBERSON: Mr. Chairman, I might
 5 just -- because it is such a topical issue,
 6 maybe I could just make a brief -- just a very
 7 brief comment.

8 GEN. MURDOCK: Sure.

9 MR. ROBERSON: And I think the first
 10 comment and the thing that's been inaccurate
 11 about the news reports is that there are -- no
 12 decisions have been made on whether -- on
 13 whether the GKDC will decide to pursue a lease
 14 with Red Horse.

15 When they proposed to us that they wanted
 16 to do some training on East Kelly, our response
 17 to them was that we're willing to consider any
 18 proposal that you'd like to present to us and
 19 give it a fair evaluation. As of last Friday,
 20 we did get their proposal and we're in the
 21 process of evaluating it right now. The
 22 conditions we laid down were that, one --
 23 that -- I mean, it had to make sense, you know,
 24 from a -- from a technical perspective -- and
 25 that's what we're trying to evaluate at the

1 want to be bothered with all that dust and
 2 noise on -- on the weekends. We don't want it.

3 MR. MCCULLOUGH: I understand.
 4 Yes, George?

5 MR. RICE: A question related to
 6 Red Horse -- excuse me -- directly on it.
 7 Will your organization have a role in the
 8 decision-making process as to whether or not
 9 the proposal is approved?

10 MR. MCCULLOUGH: Not at all, just
 11 as -- just as Mr. Roberson described. If --
 12 depending on what they request of us, we might
 13 withdraw that parcel from surplus and make it a
 14 leaseback. But the way it stands now, they
 15 would have to request that from us. So,
 16 barring any request on GK -- they're in the
 17 driver seat on it right now.

18 Those are good questions -- and -- and
 19 I've been somewhat frustrated the way this has
 20 been treated out in public -- because there's
 21 some inaccuracies there that have led community
 22 members to believe that a decision has been
 23 made and, in fact, to my knowledge, there has
 24 not.

25 MR. QUINTANILLA: One more question:

1 Can we get a list from you of all the
2 properties and all the billings that have been
3 leased back to the Air Force?

4 MR. MCCULLOUGH: That will be leased
5 back?

6 MR. QUINTANILLA: Or that will be
7 leased back?

8 MR. MCCULLOUGH: We can do both. We
9 keep a -- It's a matter of public record.
10 Sure.

11 MR. QUINTANILLA: I would like a copy
12 of those.

13 MR. MCCULLOUGH: Absolutely.

14 MR. SCHABRA: We'll get you that.

15 MR. MCCULLOUGH: It's constantly
16 changing.

17 MR. QUINTANILLA: I understand.

18 MR. MCCULLOUGH: So --

19 MR. QUINTANILLA: But some of them
20 are already done deals -- some of the
21 buildings.

22 MR. MCCULLOUGH: Some of the
23 buildings are -- are done deals -- as far as
24 moving a tenant in under a lease situation --
25 as done a deal as a lease can be.

1 MR. QUINTANILLA: I want that -- and
2 any of the others that are being leased back.

3 MR. SCHABRA: We have that list. We
4 can make that available.

5 MR. QUINTANILLA: Tambien, por favor.

6 GEN. MURDOCK: Okay. Are there any
7 other questions of the RAB members or -- or the
8 public for Pat?

9 Thanks, Pat.

10 The last item -- or second to the last
11 item -- is the BCT update -- and although I
12 think we've discussed a portion of it, let me
13 directly answer, as best I can, Mr. Rice's
14 question and refer the RAB members and the
15 public to Tab No. 3, Item B, which talks to the
16 explanation regarding the denial by the BCT to
17 allow our former co-chair, Damian Sandoval, to
18 attend the BCT meetings.

19 To summarize, a BCT -- or the BRAC Cleanup
20 Team is what BCT stands for -- is established
21 at closing facilities where property is
22 available for transfer to the community. As
23 was mentioned, the Department of Defense
24 guidance identifies the makeup of the BCT as
25

1 MR. QUINTANILLA: That's what I want.

2 MR. MCCULLOUGH: Sure.

3 Good questions.

4 MR. ROBERSON: Just to clarify
5 here -- because, Pat -- you know, I -- I think
6 Armando -- I'm not sure it's 100 percent
7 clear -- but let's set this term leaseback
8 aside for a second. What we're talking about
9 is property that the Air Force did not declare
10 surplus. In other words, property that they
11 elected that they were going to retain. Is
12 that correct?

13 MR. QUINTANILLA: I want a list of
14 that.

15 MR. MCCULLOUGH: It depends on which
16 piece of property we're talking about.

17 MR. QUINTANILLA: I want a list of
18 those properties.

19 MR. MCCULLOUGH: We can --

20 MR. QUINTANILLA: Properties that
21 they are retaining for Lackland. Those are the
22 properties that I want.

23 MR. ROBERSON: Yeah. That's -- and
24 there -- there was a formal Secretary of the
25 Air Force surplus determination made and that's

1 having a representative from the
2 Department of Defense -- and in our case,
3 that's Kelly Air Force Base -- the state and --
4 our case, that's TNRCC -- and the EPA. This
5 team has the responsibility, the authority and
6 the accountability for environmental programs
7 at those installations and at BCT meetings is
8 carrying out the statutory requirements levied
9 upon each of those respective agencies.

10 I think Pat McCullough's explanation of
11 the directness and free flow of information
12 hopefully addressed your concern, George, but I
13 turn to -- to Pat and ask if you had any other
14 comments on the BCT, Pat.

15 MR. MCCULLOUGH: No, sir. Other than
16 expansion of what I already said, which --
17 I'll -- I'll be happy to expand with you
18 individually if you'd like.

19 GEN. MURDOCK: And, then, I guess,
20 before I ask for questions and comments from
21 the RAB members if the regulatory members of
22 the BCT would have any comment -- either from
23 the EPA or from the state -- concerning BCT
24 membership.

25 MS. STANKOSKY: I have no comments

1 other than what's in the package.
 2 GEN. MURDOCK: Okay.
 3 MR. QUINTANILLA: I have a comment,
 4 sir.

5 GEN. MURDOCK: Sure.
 6 MR. QUINTANILLA: I believe the BCT
 7 team is making some decisions that affect the
 8 people that have been impacted by the toxic
 9 spills from Kelly outside of Kelly.

10 There's numerous items in the minutes that
 11 I have read where it does involve us -- such as
 12 what is going to be done, how we're going to be
 13 informed on natural attenuation, if that's the
 14 way you're going to clean up our property and
 15 other different issues. And here, according to
 16 the executive order on environmental justice,
 17 it requires the people that are impacted by the
 18 toxic spills from any -- any agency -- to be
 19 part of the decision-making process --
 20 you know, the BCT has made this statement that,
 21 "Hey, they don't want to inconvenience the RAB
 22 members into a two-day meeting." I have never
 23 been polled. Do I want to be inconvenienced?
 24 I do -- I do not mind serving on that --
 25 in -- in the name of environmental justice.

1 let me finish, Armando? It is not me who is
 2 saying that. It's the BCT members. I want to
 3 make that absolutely clear. It's the
 4 regulators and the Air Force personnel.

5 I've also been assured -- and if you feel
 6 differently, we'll be glad to make an action
 7 item of it -- that any discussions that deal
 8 with Kelly's restoration program that are
 9 discussed in the BCT do, in fact, be -- are,
 10 in fact, reported to the TRS -- and, then,
 11 obviously, as Dr. Lene has done today, have the
 12 opportunity to communicate those issues to the
 13 RAB members in total. If I'm incorrect in
 14 that, we can certainly take that as an item to
 15 ensure that any of the BCT activities that
 16 affect the RAB be brought forth to the TRS for
 17 their review and, then, disseminated to the
 18 RAB.

19 I guess I'd turn to -- to Dr. Lene or
 20 Major Devenoge and ask if, in fact, that has
 21 been done in the past, to your knowledge.

22 DR. LENE: The BCT minutes have been
 23 distributed, but that's as far as I think we've
 24 gotten.

25 MAJ. DEVENOGE: Yes, sir. We're

1 GEN. MURDOCK: Any other comments or
 2 questions?
 3 George?

4 MR. RICE: Yeah. I'd like to say
 5 that I think that RAB members should be allowed
 6 to attend the meetings -- not -- not as
 7 participants, but as observers -- and that
 8 would further our role in getting information
 9 as to what's going on and letting other members
 10 of the public know about it.

11 However, since you won't permit RAB
 12 members to attend this meeting, I'd like to ask
 13 you the same question I asked Pat. Would you
 14 agree to distributing the materials that are
 15 handed out in BCT meetings to RAB members?

16 GEN. MURDOCK: Well, first of all,
 17 let me clarify. It's not -- I am not saying
 18 that you can't be a participant --

19 MR. RICE: You, the Air Force.

20 GEN. MURDOCK: -- in the BCT. The
 21 BCT members have stated they do not want a RAB
 22 member. It is not --

23 MR. QUINTANILLA: That is
 24 environmental racism, General.

25 GEN. MURDOCK: Excuse me. Would you

1 going to -- as I mentioned earlier, I think --
 2 we're going to synchronize the BCT days from
 3 the TRS days, so they'll occur on the same day
 4 so -- you know, the regulators will be here
 5 9 February. We're going to have the BCT that
 6 evening and we have the TRS meeting and -- so,
 7 the conversation is still fresh in everybody's
 8 mind and we can discuss the items with BCT with
 9 the TRS members that evening.

10 MS. HUERTA: Sir, in other parts of
 11 the country -- the BCT meetings -- are they
 12 open to the public? Who makes the decision in
 13 that?

14 GEN. MURDOCK: The BCT members make
 15 that decision.

16 MS. HUERTA: And those are by
 17 statute?

18 GEN. MURDOCK: Yes.

19 MS. HUERTA: Is it a local decision?

20 GEN. MURDOCK: It's a decision of
 21 that particular BCT membership.

22 MS. HUERTA: Is there anybody that
 23 has community members -- public members --
 24 that come in to listen?

25 GEN. MURDOCK: I'm not personally

1 knowledgeable of the makeup of other BCTs. We
2 can try and find -- We'll ask the question
3 and -- and find out for you.

4 MS. HUERTA: Okay. Thanks.

5 MR. ROBERSON: If I can make a
6 comment, Mr. Chairman, I --

7 GEN. MURDOCK: Sure.

8 THE WITNESS: It seems to me that --
9 that the key question, we, the community
10 representatives, have got to ask ourselves
11 is -- it's not -- it seems to me the issue
12 of -- you know, can you go to BCT meetings or
13 any other kind of meetings is really not the
14 issue. The issue is: Do we the community get
15 a chance to review and comment and influence
16 any decisions before they're finally
17 implemented? And if I understand this process,
18 at least, where we've been so far, that there's
19 no -- that no -- no remediation action is going
20 to be implemented without a public comment
21 period and without an opportunity or all of us
22 to get deeply into it.

23 Now, if we should, along the process, view
24 that we're not getting an adequate opportunity
25 to do that or if -- or if, in fact, we should

2 MR. QUINTANILLA: I'm just going to
3 make one more comment on this. This RAB --
4 every document that comes to this RAB or this
5 TRS first is reviewed and clarified by the BCT
6 before it comes in there. Any -- Any document
7 that they don't want us to see is withheld. We
8 want to -- We want to be part of that
9 decision-making process.

10 MR. ROBERSON: Well, Armando, I guess
11 my response would be: If there are documents
12 that should be -- public documents are being
13 withheld, then that's a problem that we,
14 collectively, need to address and do something
15 about.

16 MR. QUINTANILLA: It's right in the
17 BCT minutes. It's not working, General.

18 GEN. MURDOCK: Well, I need you to --

19 MR. QUINTANILLA: It's not
20 environmentally just.

21 GEN. MURDOCK: I need you to
22 articulate to the RAB and to myself what
23 documents are being withheld.

24 MR. QUINTANILLA: I have asked for
25 that under the Freedom of Information Act, sir,

1 learn that decisions are being made in a secret
2 meeting that the community's -- and, then,
3 being implemented without the community having
4 an opportunity to comment, that's a totally
5 different situation -- and, then, I would join
6 forces with Armando and everybody else and
7 demand that we have an opportunity to sit in
8 that. But it seems to me you've got to focus
9 on what the issue is. The issue is: Do we
10 have a chance to review and comment and
11 influence decisions? And sitting at a BCT
12 meeting is not the issue, in my mind.

13 Now -- but as I understand it, Dr. Lenc,
14 you are now getting copies of the minutes from
15 the BCT. So, the TRS is getting a chance to
16 review that level of what the issues are that
17 they're talking about. You know, every
18 organization probably has to have the
19 opportunity to have some internal meetings to
20 discuss issues and I guess my view is this is
21 kind of a federal government internal meeting,
22 and as long as we, the community, have a chance
23 to comment on any actions before decisions are
24 made, I feel comfortable with that. But I'd
25 like other RAB members to comment, too, and see

1 and you will -- possibly come through your
2 office.

3 GEN. MURDOCK: Well, what -- can you
4 tell me what documents are withheld?

5 MR. QUINTANILLA: I don't know that.
6 They won't tell me --

7 GEN. MURDOCK: So, you're speculating
8 that they're being withheld?

9 MR. QUINTANILLA: No, sir. It states
10 in there.

11 MAJ. DEVENOGE: If I can just
12 interject here for a second, sir, we -- we
13 talked about this a great deal last Tuesday
14 night -- for those of us that are on the
15 TRS -- you may recall the conversation --
16 and -- and I made it clear then and I want to
17 reiterate it here -- that the TRS and the RAB
18 receive the documents at the same time the
19 regulators do. Those are usually in the form
20 of a draft final document. That means the
21 document hasn't gone final. It's going to
22 get -- get ready to go final. For the moment,
23 it's still -- it's a draft -- a draft final
24 report -- and the TRS has the opportunity to
25 review it and comment on it just like everybody

Page 109

1 else. So, I think -- I think we covered that
2 one adequately last week, Mr. Quintanilla, and
3 I'm not sure what else we need to do to change
4 what it is we're doing.

5 MR. BANNER: I want to answer that,
6 Tom, that the BCT does not actually review
7 preliminary drafts of documents before they get
8 issued to the state EPA or the -- the RAB
9 itself. We don't have time in BCT minutes to
10 go pulling through documents and pulling out
11 the stuff we don't like.

12 The other thing I would add is that there
13 seems to be a major concern that the RAB is not
14 getting information, either through documents
15 or other processes -- Mr. Rice mentioned
16 that -- and, yet, Mr. Quintanilla, you also
17 mentioned that the TRS has had access to
18 documents, but hasn't reviewed them. So, in my
19 mind, I wonder, "Well, what" -- "what are we
20 actually doing here?" We're getting these
21 documents. We're not looking at them. And,
22 then, we're saying, "We need more documents."
23 Well, what are we going to do with more
24 documents? We haven't already looked at what's
25 available?

Page 110

1 MS. HUERTA: I think if we -- I think
2 if we did the executive summaries, it --
3 whether it's the web page or through our -- our
4 meeting information packets -- I think that
5 will help, you know. I'm sure every document
6 has a summary.

7 The other thing I'm confused about is on
8 the application, it says that the RAB is not a
9 decision-making body. So, why are we --
10 you know, what's the process?

11 GEN. MURDOCK: The RAB is an advisory
12 body.

13 MS. HUERTA: Right. Right. So --
14 you know, it's the process that we have to look
15 at, I guess.

16 MR. QUINTANILLA: If the RAB is not a
17 decision-making body, then we're just spinning
18 our wheels, General.

19 GEN. MURDOCK: I didn't say it wasn't
20 a decision-making body. I said it was an
21 advisory body. "Restoration Advisory Board" is
22 the title of the organization, I believe.

23 George, did you have a comment or a
24 question -- or Sam?

25 MR. SANCHEZ: I just wanted to

Page 111

1 comment on the documents that -- or a lack
2 of -- that the TRS has been looking at -- and
3 for the most part, the TRS -- TRS meetings --
4 for those that haven't attended -- are very
5 long meetings and they've been -- actually,
6 they've -- there has been some lack of
7 documents that the TRS committee hasn't looked
8 at. I mean, they're not even given the
9 documents that they've received from the
10 Air Force -- I mean -- and, then, we've had
11 presentations at those meetings. So, if --
12 you know, given the time constraints for the
13 TRS members that are at that particular meeting
14 for each -- each of that -- for that evening, I
15 think the TRS is fulfilling it's -- what it's
16 supposed to be doing.

17 I can't, as a member of TRS, maybe --
18 you know, satisfy any -- any other concern from
19 any of the other agencies that feel like maybe
20 they need more in-depth review of those
21 documents. Obviously, if that were to be the
22 case -- I mean, the TRS members themselves
23 could be sitting there all week looking at
24 those same documents. So, if we're forced
25 to -- to rely on a lot of the presentations

Page 112

1 that are presented by Air Force consultants and
2 by the Air Force themselves -- so -- I --
3 it's not just the TRS committee members that
4 have not done their job. I'd like to put that
5 on the record, General.

6 MS. HUERTA: Well, I think as a
7 community member sometimes I don't even know
8 enough of what to ask -- you know, I'm learning
9 so much that -- you know, there's information
10 that I ask for and I get, but then it opens up
11 more questions -- and, maybe, that's part of
12 the problem.

13 GEN. MURDOCK: George?

14 MR. RICE: Yeah. I'd like to say two
15 things. First, regarding reviewing documents.
16 At our last meeting, we began to establish a
17 system that we hope will make this process
18 easier so that we'll be better able to review,
19 at least, some of the documents. I suppose you
20 can't review all of them. I doubt -- I doubt
21 the regulatory agencies read all of them and
22 they get paid to do it.

23 But to get back to my original question to
24 you, General: Mr. McCullough pointed out that
25 there were four coequal members of the BCT and

1 he seemed not to have any problem with giving
2 the RAB copies of materials that are passed out
3 there. So, I'm asking you as an Air Force
4 representative: Would you be willing to give
5 the RAB copies of materials that are passed out
6 at BCT meetings?

7 GEN. MURDOCK: Well, since I --
8 yes -- you're correct. I'm an Air Force
9 member, but I'm not an Air Force member on the
10 BCT -- and, so, let me take that for an item
11 and -- and ask those folks that represent the
12 Air Force on the BCT. But you also need, then,
13 to ask the other half of the equation and
14 that's the question to the regulators, who are
15 the other entities on the BCT.

16 MR. RICE: Right. And that will be
17 an action item for our meeting, then?

18 GEN. MURDOCK: You bet.

19 MR. QUINTANILLA: General, one last
20 question: Who are the government members of
21 the RAB who are on the BCT?

22 GEN. MURDOCK: EPA, TNRCC and
23 Air Force members.

24 MR. QUINTANILLA: Who are the Air
25 Force members?

1 GEN. MURDOCK: I'll have to get you
2 that information as to who specifically.

3 MR. QUINTANILLA: Okay. I'm reading
4 from a -- from the document here by Ms. Goodman
5 and it says, "The BCT should be the government
6 members of the RAB." The way that it's
7 written, it means that -- you know, because I
8 live in the community -- I live in a -- mainly,
9 a Hispanic neighborhood -- low income -- that
10 I'm not a member of the government.

11 MR. PERSON: I agree with General --
12 I think it says government members.

13 MR. QUINTANILLA: I know what it
14 says. But -- you know, it -- I'm looking at it
15 and -- using that perception. It means that
16 they -- only the elite here -- government
17 members are -- can attend the BCT.

18 MR. PERSON: We've got other
19 government members on the RAB.

20 MR. QUINTANILLA: I'm a member of the
21 government, too.

22 MR. HAGELTHORN: You're a member of
23 the country. You're not a member of the
24 government.

25 MR. QUINTANILLA: I'm a member of --

KELLY, AR # 3334-10 Page 32 of 48
1 maybe I'm a member of Mexico and I'm not really
2 allowed to be part of the BCT.

3 MR. PERSON: Let's wrap this up.
4 It's 9:00 o'clock.

5 GEN. MURDOCK: Any other comments or
6 questions on the BCT issue? Any from the
7 community?

8 Okay. We'll take the action item as -- so
9 requested and we'll review those in just a
10 minute.

11 In closing, let me review the one agenda
12 item that I recall that we've elected to
13 discuss for the next meeting and that was
14 the -- to continue the discussion on the
15 Edwards Aquifer question -- and -- and we'll
16 make that as an agenda item as Mr. Rice as
17 indicated.

18 Are there any other -- before we review
19 the action items -- are there any other items
20 for the agenda that you would like to consider
21 to the co-chairs for consideration at the next
22 meeting?

23 Armando?

24 MR. QUINTANILLA: I've got two or
25 three of them and I -- and you-all can agree to

1 it, along with Dr. Lene.

2 The first one is Site D-10. I understand
3 that that is an old refinery of Kelly Air Force
4 Base. I'd like to be briefed on -- a little
5 bit on that -- you know, what is it, how is it
6 being cleaned up, who's cleaning it up, that
7 sort of thing. That's one item.

8 The second item: I think that we need to
9 be briefed on the contamination that is under
10 Building 375 at the moment. We have never been
11 briefed that that building has been
12 contaminated until now. That's the area
13 where -- where Boeing is located. I'd like to
14 know what is the extent of the contamination,
15 how and when it will be cleaned up, is
16 Building 375 city property or is it still Kelly
17 property? I understand that -- from other
18 sources -- that Boeing found the contamination
19 underneath the building. I'd like that
20 clarified.

21 MS. HUERTA: Can I ask when the
22 health assessment is set to be released, what
23 is the procedure? What's going to happen? How
24 is it going to be released?

25 GEN. MURDOCK: The director of that

1 effort. Dr. Fowler, from ATSDR has agreed to
 2 come to San Antonio to have an open public
 3 forum to discuss the results of the ATSDR
 4 report and, then, as directed by the RAB, part
 5 of the TAPP application process was to have an
 6 independent review of that report also. But
 7 the public -- my understanding is that the
 8 agency will have a public review here at -- in
 9 San Antonio.

10 MS. HUERTA: Is there, like, public
 11 notice when that's going to happen?

12 GEN. MURDOCK: Oh, yes -- I assume
 13 they -- I can't say yes. But I assume the
 14 agency will do that and we will encourage them
 15 to do that.

16 MR. QUINTANILLA: On that particular
 17 item, General, I understand that ATSDR sent an
 18 e-mail to you-all concerning the cleanup -- not
 19 the cleanup -- but the training of the people
 20 as to how they can know that -- about toxic
 21 con -- toxic contaminated diseases. Are you
 22 aware of that?

23 GEN. MURDOCK: No. If you'd get me a
 24 copy, I'd be glad to review it.

25 MR. QUINTANILLA: You have a copy of

1 MR. RICE: I'd like to ask about
 2 Item 7 on the agenda. Have we done that? Is
 3 that what you were doing a little earlier?

4 MR. MURRAH: I thought that's all the
 5 discussion and I asked twice, "Were there any
 6 more comments about the BCT?"

7 MR. RICE: Well, I was actually
 8 waiting to ask Gordon and Laura some questions
 9 during their presentation. Perhaps I could do
 10 it now -- and it's the same question as --
 11 Would TNRCC and EPA and the other members of
 12 the BCT object to the RAB getting these
 13 documents that are distributed at BCT
 14 meetings? I'd like to ask Laura and Gordon.

15 MR. BANNER: The BCT will address
 16 that at their next meeting and provide a
 17 response back to the RAB at its next meeting --
 18 or to the TRS when they meet next time on that.

19 MR. RICE: Okay. Laura, do you
 20 have --

21 MS. STANKOSKY: I don't have anything
 22 to add.

23 MR. RICE: Okay. Thank you.

24 GEN. MURDOCK: Does that answer your
 25 question for the moment, at least?

1 it. You have a copy of it.

2 GEN. MURDOCK: I don't have a copy.
 3 I guarantee you. I look at my e-mail every day
 4 and I don't have a copy.

5 MR. QUINTANILLA: Your staff most
 6 certainly does. They're keeping it from you.
 7 Because I talked to them and they said that
 8 you -- you -- your staff had it.

9 GEN. MURDOCK: Okay. We'll be glad
 10 to look at it.

11 MR. QUINTANILLA: What I wanted to
 12 know there is: What is the role that you will
 13 be playing -- Kelly -- what will be Kelly's
 14 role?

15 GEN. MURDOCK: Any other questions?

16 MR. QUINTANILLA: Well, I think you
 17 already answered the one about: Why wasn't the
 18 RAB and the community informed about the
 19 Red Horse coming into our community and
 20 polluting it? That's been answered. You --
 21 You said there wasn't -- wasn't environmental
 22 restoration, but it sure as heck is
 23 environmental pollution.

24 And that's about it, sir.

25 GEN. MURDOCK: Okay. George?

1 MR. RICE: Yeah.

2 GEN. MURDOCK: Okay.

3 MR. QUINTANILLA: I have one more
 4 item for next -- next meeting -- and that's
 5 three months from today.

6 What are the top five environmental
 7 cleanup issues at Kelly? What is the most
 8 important thing -- What are the five most
 9 important things by priority? What is number
 10 one?

11 GEN. MURDOCK: Well, I guess I don't
 12 understand what you mean by -- what's your
 13 definition of "important"?

14 MR. QUINTANILLA: Well, to me -- you
 15 know, the top issue here at Kelly -- or
 16 cleanup issue at Kelly -- is the cleanup of
 17 the neighborhoods. That's the number one issue
 18 for me. I want to know: What is your or your
 19 staff's thinking on that. But I would like to
 20 see five items. Fair enough?

21 GEN. MURDOCK: We will -- I'll have
 22 to get back with you by -- but -- sure.

23 MR. QUINTANILLA: No problem. Lene
 24 will possibly agree that, you know, we need to
 25 know what are the top five issues and

1 concentrate on those issues for the whole RAB.

2 GEN. MURDOCK: Okay. Any other
3 comments on agenda items?

4 Well, the co-chairs will review the agenda
5 items and, obviously -- I shouldn't say
6 obviously -- it appears to me the first thought
7 is that there are probably more agenda items
8 than time will permit, but we will try and
9 address as many as we can -- and for those that
10 we can't address at the next meeting, certainly
11 provide you rationale why we didn't and,
12 hopefully, provide the information for
13 subsequent RAB meetings.

14 Dick, do you want to go over the action
15 items as we have them at this point? And I'll
16 ask after your review if there are any other
17 action items that you feel pertinent to this
18 evening's program.

19 MR. WALTERS: At the beginning of the
20 meeting, General Murdock made a commitment to
21 do a letter of appreciation to Mr. Sandoval
22 expressing the appreciation of the entire RAB
23 signed by both co-chairs.

24 Mr. Rice, after some discussion, asked
25 that we continue the Edwards question until

1 KELLY, AP # 3334, 10 summary of 34 of 48
2 Ms. Huerta on the executive summary

3 MS. HUERTA: When is the web site
4 supposed to be up and available?

5 GEN. MURDOCK: I believe it's about
6 two months from now. But I defer to -- Tom?

7 MAJ. DEVENOGE: Yes, sir, that's
8 action. When he spoke with TRS last week, we
9 estimated it will probably be up in two to
10 three months. We've got the skeleton developed
11 at this point. We need to go in and load the
12 data.

13 MS. HUERTA: And when we talked about
14 it earlier -- when it was -- set it up --
15 knowing how many people are looking -- did we
16 say how many people or people would have to log
17 in and say who they were that were looking at
18 documents?

19 GEN. MURDOCK: No. It's anonymous.

20 MS. HUERTA: You just took count?

21 GEN. MURDOCK: Are there any other
22 action items that we need to include that we
23 missed?

24 MR. QUINTANILLA: Was it put on the
25 board there: What are the top five

1 next RAB meeting. So, that is there to be
2 continued.

3 Review -- on the document review --
4 providing executive summaries. I have it
5 twice, because both Mr. Rice and Ms. Huerta
6 have brought up the need to get the executive
7 summaries of the documents out to the RAB
8 members so that you know what's in the
9 documents and can make a logical choice of
10 where to proceed.

11 We're also looking at assessing the web
12 site as a way to get some of those executive
13 summaries and technical documents out to the
14 RAB. And, so, we will be looking in to see how
15 much we can put on the web site.

16 The BCT -- at its next meeting -- Kelly
17 will bring up -- look at the BCT handout
18 materials that are provided to them and whether
19 those will be provided to the RAB members.
20 Where the input that goes to BCT will also be
21 shared.

22 Mr. Quintanilla asked for a list of
23 properties leased back to the Air Force or
24 withheld in the transfer and AFBCA will be
25 putting together that list. And, then, again,

1 environmental cleanup issues at Kelly?

2 GEN. MURDOCK: Okay. We will include
3 that as an agenda item.

4 MR. WALTERS: It was added as one of
5 the potential agenda items.

6 GEN. MURDOCK: That was an agenda
7 item as opposed to an action item.

8 MR. QUINTANILLA: Because if we know
9 what those five are, this is what we're going
10 to concentrate on.

11 GEN. MURDOCK: Any other additional
12 action items?

13 Okay. Turning to our next meeting, the
14 next meeting of the TRS, as Dr. Lene mentioned,
15 is on the 9th of February at 18:30 at
16 St. Mary's. The next meeting of the RAB will
17 be on the 20th of April and that will be at
18 South San High School at 6:30 in the evening,
19 the 20th of April -- and I'd also request that
20 you tentatively mark your calendars for
21 subsequent meetings on the 20th of July and the
22 19th of October.

23 Are there any questions or comments
24 concerning future meetings?

25 MR. QUINTANILLA: I have a comment,

1 sir. By the time the next meeting comes on, a
2 lot of these items that we have talked about
3 have been overcome by events or we have
4 forgotten about them. It's too long a time
5 between meetings.

6 GEN. MURDOCK: So noted.

7 MR. QUINTANILLA: I beg your pardon,
8 sir?

9 GEN. MURDOCK: Noted.

10 Any other comments or questions from the
11 RAB members or from the public?

12 MS. HUERTA: You said that meeting in
13 October was on the 19th?

14 GEN. MURDOCK: Was the 19th.

15 Thank you-all very much. Appreciate your
16 time and attendance.

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2 COUNTY OF HEXAR

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9 WITNESS MY HAND, this the 21st day of

10 January, A.D. 1999.

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13 Cert. No. 5160

JULIE A. SEAL

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'S30 [1] 85:15	30th [1] 48:19	115:19 121:14 121:17	agency [13] 8:1	54:12 99:18
'01 [1] 8:9	375 [2] 116:10 116:16	123:8 123:22 124:12	agency [13] 8:1	abused [3] 87:18
'95 [2] 13:11 79:20	377-3027 [1] 126:15	124:12	agency [13] 8:1	Page 36 of 48
'96 [2] 85:16 92:25	3rd [1] 11:3	actions [3] 53:10	agency [13] 8:1	along [4] 82:13
'97 [1] 86:22	4 [6] 12:11 21:22	84:21 106:23	agency [13] 8:1	93:2 105:23 116:1
'98 [1] 11:22	22:3 29:16 62:12	active [2] 81:10	Agency's [1] 8:4	alternate [2] 35:1
'99 [1] 126:14	66:7	87:3	agenda [19] 10:17	67:15
00 [5] 55:17 55:20	50 [1] 75:7	actively [1] 81:4	20:14 27:15 35:5	alternates [2] 34:24
55:22 55:23 115:4	5160 [1] 126:13	activities [15] 5:16	35:25 53:24 57:14	35:7
1 [2] 22:3 66:9	55 [1] 58:16	8:7 13:19 15:10	63:16 91:19 115:11	alternatives [1] 64:13
10 [2] 61:15 95:11	6 [13] 4:5 16:18	18:3 18:18 27:22	115:16 115:20 119:2	always [3] 72:6
10-minute [1] 61:14	16:19 16:20 17:7	45:23 57:20 64:10	121:3 121:4 121:7	73:16 73:17
100 [2] 89:18 98:6	48:3 55:17 55:20	64:14 80:21 83:18	124:3 124:5 124:6	amended [1] 72:8
11 [1] 81:21	55:20 55:22 55:23	85:19 103:15	agendas [1] 63:20	ammunitions [1] 29:5
110 [1] 30:13	67:7 124:18	activity [2] 4:24	ago [6] 4:23 53:6	60:10
12 [1] 56:23	60 [1] 77:14	55:9	53:7 53:18 60:10	among [1] 63:15
12-month [1] 23:7	600 [1] 49:15	actual [1] 41:13	60:17	amount [2] 57:22
120 [2] 72:11 81:15	651st [1] 29:1	ad [1] 46:21	agrec [10] 6:2	68:15
12th [2] 47:16 47:17	7 [3] 58:16 88:7	Adam [4] 77:18	15:7 15:15 16:9	amply [1] 55:4
140 [1] 49:18	119:2	79:25 80:6 89:9	45:16 51:10 102:14	analysis [3] 37:24
14th [3] 13:16 47:14	80 [1] 89:15	add [3] 53:4 109:12	114:11 115:25 120:24	41:6 86:19
57:25	9 [3] 4:5 104:5	119:22	agrecable [2] 10:22	announce [1] 48:1
15 [1] 4:5	115:4	added [1] 124:4	64:4	anonymous [1] 123:19
15-minute [1] 61:15	925-1815 [1] 56:2	addition [1] 13:2	agreed [12] 7:13	answer [11] 13:10
15th [1] 62:14	9th [3] 66:2 67:5	additional [4] 34:11	7:19 15:7 36:14	28:21 45:5 49:3
18 [2] 53:6 124:15	124:15	58:6 87:2 124:11	50:25 59:10 60:13	75:21 80:25 91:2
19 [1] 1:11	A.D [2] 4:1 126:10	address [16] 10:21	60:20 66:3 66:5	91:25 99:14 109:5
1988 [1] 90:24	Abbi [2] 40:14 40:17	12:21 20:9 28:2	75:24 117:1	119:24
1989 [1] 73:7	able [4] 7:21 30:3	35:9 45:21 51:13	agreement [1] 67:22	answered [3] 43:20
1995 [4] 17:23 72:23	41:15 112:18	51:19 53:19 79:6	ahead [5] 6:24	118:17 118:20
79:18 79:22	above [4] 4:6	85:10 85:10 107:14	8:16 29:21 52:5	answers [2] 13:19
1996 [2] 13:8 85:8	81:10 87:2 126:5	119:15 121:9 121:10	69:6	69:5
1998 [2] 12:10 62:4	absolutely [4] 74:24	addressed [4] 13:12	air [91] 3:2 8:2	8:8
1999 [3] 1:11 4:2	91:11 97:13 103:3	51:17 64:14 100:12	8:5 8:7 8:8	8:25 10:4 11:14
126:10	accept [9] 20:19	addresses [1] 86:8	11:18 11:21 12:6	12:6 13:10 13:13
126:10	21:14 22:5 25:6	adequate [2] 85:9	14:16 14:21 15:5	14:16 14:21 15:5
19th [4] 4:1 124:22	25:7 25:22 30:10	105:24	15:21 16:11 18:3	15:21 16:11 18:3
125:13 125:14	31:25 49:1	adequately [1] 109:2	18:13 18:18 30:20	18:13 18:18 30:20
1st [1] 11:5	acceptable [1] 25:16	adjoining [1] 82:16	34:23 35:2 37:20	34:23 35:2 37:20
2 [2] 16:24 20:23	accepted [1] 5:12	administrative [2] 11:11 53:10	38:8 42:8 42:24	38:8 42:8 42:24
20 [1] 85:15	access [5] 49:13	advantage [1] 77:12	43:1 44:5 44:15	43:1 44:5 44:15
20th [3] 124:17 124:19	51:24 52:9 63:12	advisable [1] 35:3	44:18 44:23 47:13	44:18 44:23 47:13
124:21	109:17	advisory [9] 1:10	55:5 58:5 59:19	55:5 58:5 59:19
210 [1] 126:15	acclamation [1] 26:22	33:15 82:7 84:13	63:6 68:14 68:18	63:6 68:14 68:18
21st [2] 62:10 126:9	accommodate [2] 60:23 89:18	88:17 93:18 110:11	69:21 69:21 69:22	69:21 69:21 69:22
22nd [1] 11:4	accomplished [1] 91:8	110:21 110:21	69:23 70:1 70:7	69:23 70:1 70:7
23 [1] 34:10	according [5] 23:24	AFBCA [2] 80:7	70:12 70:21 71:12	70:12 70:21 71:12
2454 [1] 55:17	45:13 62:13 65:9	122:24	71:13 72:15 72:20	71:13 72:15 72:20
25 [1] 34:10	101:15	affairs [4] 46:4	74:1 75:17 75:20	74:1 75:17 75:20
2500 [1] 4:3	accountability [1] 100:6	56:1 76:25 77:23	76:9 76:10 76:12	76:9 76:10 76:12
28 [3] 20:15 21:14	achieve [1] 78:19	affect [3] 24:4	76:13 76:22 76:25	76:13 76:22 76:25
79:20	acronyms [1] 72:3	101:7 103:16	77:3 79:13 82:12	77:3 79:13 82:12
28th [2] 48:2 55:18	act [5] 60:13 72:5	afternoon [3] 37:23	83:7 84:22 85:2	83:7 84:22 85:2
29 [1] 12:18	72:8 79:21 107:25	40:21 89:19	85:13 88:15 90:11	85:13 88:15 90:11
29th [2] 47:6 48:20	acting [1] 7:11	again [16] 10:2	90:13 90:20 93:22	90:13 90:20 93:22
3 [7] 10:11 47:8	action [26] 4:25	20:1 20:9 21:8	97:3 98:9 98:25	97:3 98:9 98:25
49:7 56:10 56:16	9:12 10:7 10:8	22:23 24:16 37:5	100:3 102:19 103:4	100:3 102:19 103:4
57:6 99:16	10:11 13:18 20:12	43:5 44:13 47:22	111:10 112:1 112:2	111:10 112:1 112:2
30 [8] 4:5 11:21	48:13 49:8 50:10	53:15 58:13 61:9	113:3 113:8 113:9	113:3 113:8 113:9
48:3 55:20 67:7	50:12 51:13 51:16	65:15 70:17 122:25	113:12 113:23 113:24	113:12 113:23 113:24
85:15 124:15 124:18	51:19 80:17 103:6	against [1] 30:21	116:3 122:23	116:3 122:23
306 [1] 56:4	105:19 113:17 115:8	agencies [8] 75:25	aircraft [1] 86:17	86:17
		81:9 83:2 87:20	airfield [1] 70:22	70:22
		91:3 100:9 111:19	Al [1] 76:18	76:18
		112:21	ALC [1] 72:6	72:6
			alerting [1] 42:9	42:9
			ALLAN [1] 2:5	2:5
			allow [3] 53:1	53:1

79:20	attention [3]	4:10	86:14	between [6]	4:4	68:16
approve [1]	10:6 71:1		baseline [1]	60:14 69:20 71:11		Broker/Appraiser [1]
approved [4]	attenuation [7]	57:23	bases [2]	90:10 125:5		2:25
23:11 85:10	58:4 58:10 59:21		91:1	Bexar [8]	2:20	brought [8]
April [2]	59:22 61:9 101:13		Basewide [2]	2:23 4:4 8:20		10:16 24:7 45:10
124:19	audience [9]	5:2	62:5	8:22 9:21 28:17		60:17 84:15 103:16
aquifer [13]	7:5 14:7 20:25		basic [1]	126:2		122:6
14:22 15:9 15:11	45:18 45:20 58:14		basin [13]	Biclowicz [2]	70:6	Brown [1]
15:16 15:22 17:15	71:20 78:2		37:21 39:7 39:9	70:13		61:16
18:4 18:19 19:7	Austin [3]	2:10	39:9 41:2 41:3	big [2]	63:11 72:9	building [6]
19:10 19:11 115:15	40:9 49:19		41:3 41:5 41:10	billings [1]	97:2	77:14 116:10 116:11
arca [17]	authorities [2]	11:25	41:13 41:14 44:8	bio-augmentation [1]		116:16 116:19
28:13 31:12	74:6		basing [1]	61:11		buildings [2]
33:25 39:8 39:14	authority [2]	87:9	40:5	bit [15]	5:20 59:17	97:23
39:16 40:25 80:19	100:5		basis [5]	60:7 63:14 69:7		bullet [1]
83:1 85:7 87:19	available [22]	5:4	62:22 79:3 86:23	69:18 73:6 76:5		bunch [1]
93:4 93:5 95:4	12:4 12:12 30:1		BCT [63]	79:16 80:3 80:13		business [3]
95:6 95:24 116:12	30:17 41:17 46:25		10:18 10:24 11:7	85:17 87:1 90:12		53:11 89:24
arcas [5]	52:10 61:22 61:24		11:8 11:10 50:16	116:5		busy [1]
34:14 38:16	62:2 62:6 62:8		50:22 63:20 90:3	board [34]	1:10	4:15
69:7 92:20	62:9 62:11 62:13		90:10 90:10 90:14	6:2 10:14 20:16		C [2]
Armando [15]	75:8 90:7 99:5		91:1 99:12 99:17	20:24 23:6 23:6		2:12 10:23
2:12	99:23 109:25 123:4		99:19 99:20 99:21	24:5 24:8 24:10		Cafeteria [1]
9:10 13:6 16:17	avenues [1]	58:6	99:25 100:7 100:14	27:8 27:18 27:24		4:2
17:21 20:20 31:9	awarded [2]	12:8	100:22 100:23 101:6	30:14 32:14 33:7		calendar [1]
45:6 67:23 95:18	61:18		101:20 102:15 102:20	33:14 33:16 33:25		calendars [1]
98:6 103:1 106:6	aware [2]	44:12	102:21 103:2 103:9	34:15 42:6 43:3		124:20
107:10 115:23	117:22		103:15 103:22 104:2	58:19 62:24 66:19		California [1]
Armando's [1]	away [1]	53:10	104:5 104:8 104:11	68:7 82:7 84:14		74:1
92:2	awful [1]	57:23	104:14 104:21 105:12	88:17 93:18 95:9		cannot [2]
arrive [1]	ayc [3]	6:20 22:11	106:11 106:15 107:5	95:16 110:21 123:25		90:14
27:6	32:8		107:17 109:6 109:9	Bob [2]	10:3 61:4	39:16
articulate [4]	B [3]	10:12 56:25	112:25 113:6 113:10	body [5]	110:9 110:12	63:13
12:25	99:16		113:12 113:15 113:21	110:17 110:20 110:21		cards [1]
27:20 36:18 107:22	background [2]	28:20	114:5 114:17 115:2	Boeing [2]	116:13	81:1
articulating [1]	29:12		115:6 119:6 119:12	116:18		care [1]
33:20	Bailey [8]	15:18	119:13 119:15 122:16	bombs [1]	29:5	26:5
asbestos [1]	36:23 37:3 37:12		122:17 122:20	books [1]	76:7	careful [1]
88:1	37:17 38:23 39:7		BCTs [1]	border [1]	93:2	82:1
aside [1]	40:20		105:1	bothered [1]	96:1	Carl [6]
98:8	ballots [1]	66:16	Beach [1]	bottom [5]	14:11	2:23 8:19
aspect [1]	Banner [20]	2:9	bccame [1]	69:17 72:2 76:17		36:17 36:17 36:20
72:16	9:4 9:4 37:8		bccome [3]	89:3		42:21
asserts [1]	40:8 43:13 43:22		35:1 51:11	bombs [1]	29:5	Carolina [1]
15:20	47:19 47:23 55:13		bccomes [1]	books [1]	76:7	74:2
assessing [1]	55:23 56:16 57:5		85:6	border [1]	93:2	22:16
122:11	57:9 59:4 59:7		beforhand [1]	bothered [1]	96:1	100:8
assessment [5]	65:15 65:18 109:5		66:6	bottom [5]	14:11	case [9]
12:10	119:15		beg [1]	69:17 72:2 76:17		25:8 35:24
12:11 61:22 62:5	barring [1]	96:16	125:7	89:3		43:5 56:25 57:3
116:22	base [5]	8:1 8:2	began [3]	BRAC [17]	60:22	86:16 100:2 100:4
assessments [2]	8:7 10:4 11:14		62:16 112:16	68:16 79:10 79:11		111:22
87:12	12:6 12:7 14:22		began [11]	79:13 81:20 83:9		cases [1]
assigned [1]	18:4 18:13 18:18		4:12 4:18 5:6	83:12 83:21 84:9		77:12
28:25	28:24 29:2 34:24		5:22 7:6 8:11	84:16 85:3 85:4		caused [2]
assistance [3]	35:2 36:7 36:16		8:12 23:16 58:10	85:8 90:25 91:1		74:19
12:1	37:10 37:20 38:8		58:20	99:20		83:7
12:2 12:4	38:14 42:8 47:14		beginning [5]	break [6]	12:23	Center [18]
assistant [3]	49:21 58:5 58:10		22:20 29:15 36:5	35:7 47:12 57:14		8:8
76:22	63:6 68:11 68:12		121:19	57:15 58:17		59:20 70:7 71:13
77:7	68:14 68:18 70:12		begins [1]	Brewer [1]	77:22	72:15 75:20 76:10
78:7	70:21 70:25 71:2		6:15	brief [4]	52:15 52:23	76:10
72:14	73:4 73:7 73:9		behalf [2]	94:6 94:7		Center's [1]
Association [1]	73:22 74:1 74:14		6:17	briefed [4]	28:11	71:12
3:3	74:16 75:18 76:12		behind [1]	116:4 116:9 116:11		Centers [1]
117:12	79:22 85:2 85:5		beneficial [2]	briefing [3]	52:16	75:17
assume [2]	86:18 93:22 100:3		89:23	54:13 88:25		49:14
117:13	116:4		best [3]	briefly [2]	10:7	50:2
assuming [1]	bascd [2]	36:25	41:10 53:3	85:19		CERCLA [6]
95:15			99:14	BRIG [1]	2:2	48:24
assured [1]			bet [2]	BRIN [1]	37:25	72:16
103:5			20:10 113:18	bring [2]	42:14 122:17	81:8 81:15
ATSDR [5]			better [5]	bringing [1]	75:5	Cert [1]
12:10			63:14 73:17 76:21	brings [2]	66:13	126:13
61:21 117:1 117:3			112:18			certainly [7]
117:17						6:16
attached [3]						52:17 62:25 63:3
11:22						103:14 118:6 121:10
13:4 13:14						Certified [3]
attend [1]						3:7
30:4						126:3 126:14
86:1 86:5 86:7						certify [1]
86:7 89:21 90:4						126:5
99:19 102:6 102:12						cetera [2]
114:17						19:14
attendance [3]						71:25
57:16						chain [2]
68:8 125:16						76:17
attended [1]						77:11
111:4						
attending [1]						
28:12						

chair [1] 33:4	99:20 117:18 117:19	Commissioner's [1] 79:22	concerned [3] 33:4 110	concern [3] 11:18
Chairman [6] 8:21	120:7 120:16 120:16	commitment [1] 121:20	concerned [3] 33:4 110	concern [3] 11:18
21:13 24:14 31:24	124:1	committec [9] 8:23	concerned [3] 33:4 110	concern [3] 11:18
94:4 105:6		9:11 51:8 60:11	concerned [3] 33:4 110	concern [3] 11:18
chairperson [1] 7:9	clear [5] 21:2 24:17	60:14 64:23 65:4	concerned [3] 33:4 110	concern [3] 11:18
challenge [1] 73:17	98:7 103:3 108:16	111:7 112:3	concerned [3] 33:4 110	concern [3] 11:18
chance [5] 45:19	close [3] 21:11 26:7	common [1] 75:15	concerned [3] 33:4 110	concern [3] 11:18
105:15 106:10 106:15	26:10	commonly [1] 38:6	concerned [3] 33:4 110	concern [3] 11:18
106:22	closed [2] 8:8	communicate [1] 103:12	concerned [3] 33:4 110	concern [3] 11:18
change [4] 45:1	26:20	communication [2] 53:2 91:10	concerned [3] 33:4 110	concern [3] 11:18
59:16 63:22 109:3	closely [5] 73:24	communications [1] 21:6	concerned [3] 33:4 110	concern [3] 11:18
changing [1] 97:16	80:10 82:23 83:10	communities [2] 75:16 82:14	concerned [3] 33:4 110	concern [3] 11:18
channel [1] 76:9	88:16	community [74] 2:4	concerned [3] 33:4 110	concern [3] 11:18
charge [6] 8:1	closing [4] 84:17	2:5 2:7 2:8	concerned [3] 33:4 110	concern [3] 11:18
29:6 70:12 70:14	88:12 99:22 115:11	5:13 5:25 7:2	concerned [3] 33:4 110	concern [3] 11:18
77:18 89:22	closure [10] 46:17	7:15 7:17 9:17	concerned [3] 33:4 110	concern [3] 11:18
chart [4] 46:17 71:18	47:25 49:6 50:12	9:23 9:25 13:15	concerned [3] 33:4 110	concern [3] 11:18
80:22 82:5	55:15 68:16 73:5	20:21 22:23 22:25	concerned [3] 33:4 110	concern [3] 11:18
charter [11] 8:6	73:7 79:22 85:12	23:4 23:6 23:7	concerned [3] 33:4 110	concern [3] 11:18
23:3 23:4 23:12	closure [1] 71:2	23:11 23:17 24:15	concerned [3] 33:4 110	concern [3] 11:18
23:25 34:8 36:5	co-chair [28] 2:2	25:21 26:22 27:8	concerned [3] 33:4 110	concern [3] 11:18
43:11 45:14 60:11	2:4 5:9 5:17	27:13 27:17 27:22	concerned [3] 33:4 110	concern [3] 11:18
65:10	5:19 5:25 7:3	28:13 28:16 30:4	concerned [3] 33:4 110	concern [3] 11:18
chat [1] 35:6	7:11 7:12 7:21	30:8 30:11 30:15	concerned [3] 33:4 110	concern [3] 11:18
chemical [8] 37:17	10:3 22:20 23:5	30:25 31:3 32:18	concerned [3] 33:4 110	concern [3] 11:18
38:3 38:7 38:13	23:7 23:9 23:14	33:20 34:23 35:11	concerned [3] 33:4 110	concern [3] 11:18
38:14 38:19 39:11	23:17 24:5 24:9	42:6 46:12 49:11	concerned [3] 33:4 110	concern [3] 11:18
40:2	25:1 26:22 27:5	51:8 55:10 56:1	concerned [3] 33:4 110	concern [3] 11:18
chemicals [2] 19:9	27:5 32:19 33:22	57:17 63:12 68:19	concerned [3] 33:4 110	concern [3] 11:18
38:5	49:11 67:22 99:18	72:22 73:2 73:14	concerned [3] 33:4 110	concern [3] 11:18
Chief [3] 11:19	co-chairs [4] 65:11	73:20 73:20 73:23	concerned [3] 33:4 110	concern [3] 11:18
11:20 80:7	115:21 121:4 121:23	74:5 74:21 78:8	concerned [3] 33:4 110	concern [3] 11:18
Childress [1] 20:3	co-located [1] 56:4	78:25 85:14 86:11	concerned [3] 33:4 110	concern [3] 11:18
choice [2] 25:18	cocqual [3] 90:10	95:23 96:21 99:23	concerned [3] 33:4 110	concern [3] 11:18
122:9	91:3 112:25	104:23 105:9 105:14	concerned [3] 33:4 110	concern [3] 11:18
chose [1] 42:15	collective [1] 79:9	106:3 106:22 112:7	concerned [3] 33:4 110	concern [3] 11:18
chosen [1] 64:24	collectively [1] 107:14	114:8 115:7 118:18	concerned [3] 33:4 110	concern [3] 11:18
Christmas [1] 72:23	comfortable [1] 106:24	118:19	concerned [3] 33:4 110	concern [3] 11:18
Chuck [1] 78:3	coming [3] 8:10	community's [2] 4:16 106:2	concerned [3] 33:4 110	concern [3] 11:18
circle [2] 53:16	59:9 118:19	Compensation [1] 72:5	concerned [3] 33:4 110	concern [3] 11:18
53:17	commencing [1] 23:8	complete [1] 53:16	concerned [3] 33:4 110	concern [3] 11:18
citizen [2] 12:3	comment [36] 12:14	completed [1] 86:22	concerned [3] 33:4 110	concern [3] 11:18
33:24	13:24 21:9 35:23	completing [2] 80:20	concerned [3] 33:4 110	concern [3] 11:18
Citri-Clean [4] 38:12	42:23 44:4 46:15	81:7	concerned [3] 33:4 110	concern [3] 11:18
41:11 41:12 60:19	47:3 47:5 48:12	complex [3] 38:17	concerned [3] 33:4 110	concern [3] 11:18
city [1] 116:16	48:18 48:22 53:5	81:22 86:3	concerned [3] 33:4 110	concern [3] 11:18
clarified [3] 50:22	56:12 56:21 56:22	compliance [7] 2:16	concerned [3] 33:4 110	concern [3] 11:18
107:5 116:20	93:24 94:2 94:7	47:9 71:23 75:14	concerned [3] 33:4 110	concern [3] 11:18
clarifies [1] 50:17	94:10 95:5 95:7	81:6 88:11 90:5	concerned [3] 33:4 110	concern [3] 11:18
clarify [3] 90:8	100:22 101:3 105:6	comply [4] 71:24	concerned [3] 33:4 110	concern [3] 11:18
98:4 102:17	105:15 105:20 106:4	72:16 81:15 82:2	concerned [3] 33:4 110	concern [3] 11:18
Class [6] 47:8	106:10 106:23 106:25	compound [1] 92:22	concerned [3] 33:4 110	concern [3] 11:18
49:7 56:10 56:16	107:3 108:25 110:23	Comprehensive [1] 72:4	concerned [3] 33:4 110	concern [3] 11:18
56:25 57:6	111:1 124:25	con [1] 117:21	concerned [3] 33:4 110	concern [3] 11:18
clean [3] 3:2 8:25	commenting [1] 21:10	concentrate [3] 84:10	concerned [3] 33:4 110	concern [3] 11:18
101:14	comments [25] 10:21	121:1 124:10	concerned [3] 33:4 110	concern [3] 11:18
cleaned [3] 60:5	14:2 20:12 22:8	concentrating [2] 82:6 82:8	concerned [3] 33:4 110	concern [3] 11:18
116:6 116:15	31:15 32:5 41:23	concern [3] 100:12	concerned [3] 33:4 110	concern [3] 11:18
cleaning [2] 82:19	41:24 45:3 45:19		concerned [3] 33:4 110	concern [3] 11:18
116:6	47:13 49:1 49:4		concerned [3] 33:4 110	concern [3] 11:18
cleanup [23] 12:16	56:13 68:6 95:13		concerned [3] 33:4 110	concern [3] 11:18
12:17 12:22 47:10	100:14 100:20 100:25		concerned [3] 33:4 110	concern [3] 11:18
56:5 58:7 60:22	102:1 115:5 119:6		concerned [3] 33:4 110	concern [3] 11:18
64:13 75:23 79:10	121:3 124:23 125:10		concerned [3] 33:4 110	concern [3] 11:18
80:20 81:7 83:17	commercial [1] 55:11		concerned [3] 33:4 110	concern [3] 11:18
84:17 85:10 88:11	Commission [3] 9:5 18:16 46:20		concerned [3] 33:4 110	concern [3] 11:18

37:22 39:8 40:3	deeply [1] 105:22	50:1 74:9 76:5	documentation [5]	dusty [1] 95:24
40:4 41:5 41:14	Defense [3] 11:23	78:8 79:17	15:20 15:23 16:15	Dwight [2] 48:3
criteria [1] 37:1	99:24 100:2	difficulties [1] 90:24	18:22 43:15	55:16
current [1] 39:20	defer [3] 10:14 56:14	diluted [1] 38:24	documents [57] 12:12	E-3 [1] 55:15
D [2] 11:9 16:19	123:6	direct [4] 18:20	13:3 16:6 46:24	e-mail [3] 66:25
D-10 [1] 116:2	define [2] 44:5	33:23 69:16 90:9	47:1 49:8 49:17	117:18 118:3
D.C [2] 76:20 81:25	73:19	directed [1] 117:4	49:20 49:21 50:4	casier [6] 69:11
D.C. [1] 72:25	definitely [1] 50:19	directions [1] 63:23	50:12 50:14 50:15	69:18 73:12 73:16
daily [1] 79:2	definition [1] 120:13	directly [6] 21:10	50:16 50:21 51:1	76:6 112:18
Damian [8] 5:8	delays [1] 71:4	76:21 76:24 77:2	51:2 52:5 53:21	east [3] 85:6 94:16
5:24 6:4 6:7	delivered [1] 51:1	96:6 99:14	54:7 54:12 54:18	95:13
10:23 11:9 12:15	demand [1] 106:7	directness [1] 100:11	56:9 57:2 59:14	Ed [2] 2:11 9:13
99:18	DeMesme [1] 77:2	director [3] 68:13	61:20 64:3 64:5	educating [1] 82:8
Damian's [1] 5:12	demonstrated [3] 52:1 52:2 63:6	76:18 116:25	65:23 66:3 66:5	education [1] 73:11
data [5] 13:4 16:6	denial [1] 99:17	dirt [1] 93:12	66:6 107:11 107:12	Edwards [15] 13:6
16:11 42:2 123:12	department [6] 3:6	disclose [1] 88:3	107:23 108:4 108:18	14:18 14:22 15:9
database [3] 41:21	8:18 28:17 29:24	disclosure [1] 24:1	109:7 109:10 109:14	15:11 15:16 15:22
41:22 41:23	99:24 100:2	discontinued [1] 54:20	109:18 109:21 109:22	16:10 17:15 18:4
date [5] 61:23 62:10	depending [1] 96:12	discovered [2] 37:23	109:24 111:1 111:7	18:12 18:19 19:11
66:13 79:19 79:20	depicts [1] 79:16	40:7	111:9 111:21 111:24	115:15 121:25
dated [1] 11:21	depth [1] 10:19	discuss [11] 5:19	112:15 112:19 119:13	effect [2] 14:17
dates [2] 60:21 60:21	deputy [3] 15:4	10:8 10:19 42:25	122:7 122:9 122:13	14:18
David [1] 61:4	76:22 77:7	65:12 67:24 93:23	123:2 123:18	efficiency [2] 59:5
days [2] 104:2 104:3	derive [1] 83:12	104:8 106:20 115:13	doesn't [3] 29:19	65:16
dead [1] 40:3	described [1] 96:11	117:3	44:5 90:15	efficiently [1] 60:24
deal [13] 5:11 10:12	describes [1] 88:8	discussed [11] 43:16	done [12] 10:24	effort [3] 69:8
71:21 71:23 74:5	describing [1] 57:19	45:14 53:12 59:7	17:10 87:3 87:12	84:10 117:1
74:8 74:10 74:17	designated [1] 26:21	60:9 64:17 65:15	97:20 97:23 97:25	eight [1] 64:24
81:3 85:2 97:25	desire [1] 29:18	85:11 93:17 99:13	101:12 103:11 103:21	either [5] 34:14
103:7 108:13	desires [1] 35:22	103:9	112:4 119:2	41:9 88:2 100:22
dealing [2] 74:13	detail [4] 13:20	discussing [2] 10:15	dotted [2] 76:8	109:14
81:12	80:23 86:9 88:9	17:1	77:6	clct [5] 5:19 7:12
dealings [1] 53:11	determination [3] 92:14 92:24 98:25	discussion [9] 4:6	doubt [3] 70:11	22:19 35:14 54:17
deals [6] 72:12 75:22	determine [7] 27:23	6:13 6:19 20:7	112:20 112:20	clcted [3] 22:24
84:16 84:17 97:20	41:7 42:10 44:17	62:16 65:17 115:14	down [12] 33:10	98:11 115:12
97:23	53:2 54:12 87:6	119:5 121:24	33:11 40:25 47:21	clection [8] 7:1
dealt [1] 78:10	determined [1] 42:18	discussions [2] 7:18	48:11 61:23 66:20	7:14 7:19 23:4
debated [1] 42:13	determining [2] 38:18	103:7	72:22 72:24 86:10	23:17 24:19 25:23
Dec [1] 126:14	44:16	discases [1] 117:21	89:5 94:22	25:25
December [8] 11:3	develop [2] 81:23	disengage [2] 7:18	downstream [2] 41:4	clcts [1] 24:8
11:3 11:4 13:17	86:14	22:21	41:9	Elementary [1] 4:2
43:18 48:19 57:25	developed [1] 123:10	Dishner [1] 76:23	downtown [1] 89:17	eligible [2] 24:18
61:2	development [8] 2:21 9:7 63:9	display [1] 47:11	Dr [35] 2:3 7:9	24:20
decide [3] 51:2	75:10 75:11 79:4	disposal [7] 69:15	23:2 23:15 23:19	elite [1] 114:16
94:13 95:23	87:21 92:11	70:2 72:14 75:25	24:20 25:1 25:4	Emergency [2] 8:20
decided [1] 6:23	Devenog [12] 43:14	80:21 82:20 86:14	25:12 25:15 25:19	8:22
decides [2] 52:7	43:17 43:24 50:23	disseminated [1] 103:17	26:2 26:21 26:23	emphasis [1] 53:8
54:7	51:12 51:25 59:3	distinction [1] 69:20	27:10 32:20 33:6	encountered [1] 71:5
decision [9] 53:7	65:19 103:20 103:25	distributed [4] 59:4	33:11 49:12 58:21	encourage [4] 35:19
66:7 85:21 95:9	108:11 123:7	90:6 103:23 119:13	58:24 60:1 62:7	57:15 58:13 117:14
96:22 104:12 104:15	Dick [8] 45:22 45:24	distributing [1] 102:14	62:9 67:6 67:9	end [7] 14:8 39:9
104:19 104:20	46:2 47:15 47:19	District [4] 2:18	68:1 68:4 103:11	67:3 69:5 80:19
decision-making [7] 85:21 96:8 101:19	55:2 56:8 121:14	2:20 9:16 9:21	103:19 103:22 106:13	82:2 95:17
107:9 110:9 110:17	difference [3] 56:11	divert [2] 39:15	116:1 117:1 124:14	endeavors [1] 78:5
110:20	71:11 72:9	39:16	draft [6] 6:24 7:1	enforce [1] 78:15
decisions [6] 94:12	different [12] 38:13	diverted [1] 39:20	59:8 108:20 108:23	engaged [3] 5:16
101:7 105:16 106:1	48:21 57:9 70:4	Division [1] 11:20	108:23	27:21 81:4
106:11 106:23	71:14 73:4 76:9	document [16] 14:9	drafts [1] 109:7	engines [1] 70:1
declare [1] 98:9	76:16 91:19 92:20	14:10 14:15 14:17	drain [1] 87:24	enhanced [1] 87:6
declaring [1] 22:11	101:15 106:5	16:8 49:16 52:20	drains [1] 84:25	ensure [11] 21:11
decline [1] 25:6	differs [1] 103:6	56:10 66:8 107:4	draw [1] 69:20	78:16 82:25 83:3
dedicated [1] 31:20	difficult [6] 38:23	107:6 108:20 108:21	drive [1] 49:19	83:24 87:10 87:13
dced [4] 78:23 79:5		110:5 114:4 122:3	drinking [1] 18:13	88:3 88:17 88:19
81:17 83:15			drive [1] 49:19	103:15
			driver [1] 96:17	enter [1] 19:10
			Drs [2] 61:3 61:4	
			due [2] 47:14 64:15	
			during [3] 12:23	
			60:14 119:9	
			dust [2] 93:11 96:1	

interacts [1] 8:5	116:7 116:8 117:17	118:13	learning [1] 112:8	71:22 79:15
interest [8] 12:22	119:2 120:4 124:3	Kelly-ite [1] 81:20	lease [1] 82:25 87:19 92:10	list [8] 78:14 97:1
33:15 52:4 57:22	124:7 124:7	Kent [12] 27:16	82:25 87:19 92:10	98:13 98:17 99:1
57:24 58:9 69:12	items [23] 5:1	27:19 28:1 28:7	94:13 97:24 97:25	99:4 122:22 122:25
78:7	10:8 10:8 10:11	28:23 29:20 29:23	leaseback [6] 92:7	listed [1] 71:8
interested [3] 52:8	13:18 13:24 20:12	31:8 32:18 33:4	92:10 93:3 93:4	listen [2] 18:22
59:22 89:7	45:13 54:25 101:10	33:13 34:22	96:14 98:7	104:24
interesting [1] 89:7	104:8 115:19 115:19	Kent's [1] 29:15	leased [5] 97:3	live [8] 28:8 73:21
interests [3] 75:13	120:20 121:3 121:5	key [2] 77:15 105:9	97:4 97:7 99:3	93:10 95:4 95:5
82:23 82:24	121:7 121:15 121:17	kids [1] 28:12	122:23	95:12 114:8 114:8
interim [3] 48:13	123:22 124:5 124:12	kill [2] 36:10 44:8	leases [4] 75:6	lives [1] 76:11
48:14 49:7	125:2	killed [3] 36:10	84:21 87:21 87:22	living [1] 28:8
interject [1] 108:12	itself [1] 109:9	39:5 39:14	leasing [1] 87:18	load [1] 123:11
internal [2] 106:19	Jacobi [12] 3:5	kind [8] 30:3 30:20	least [6] 21:4 43:16	local [5] 8:22 33:23
106:21	8:17 8:17 21:20	49:25 65:6 92:16	64:7 105:18 112:19	74:6 83:11 104:19
Internet [1] 51:23	22:3 25:20 26:3	95:23 105:13 106:21	119:25	locally [1] 77:13
interrupt [1] 47:20	26:12 26:14 26:17	knew [2] 14:20	leaves [3] 75:17	located [4] 29:1
introduce [4] 7:8	26:19 54:16	59:9	75:19 75:20	29:16 48:15 116:13
8:13 35:15 77:15	January [7] 1:11	knowing [1] 123:15	led [1] 96:21	locations [3] 67:15
introductions [2] 4:19 7:7	4:1 47:6 48:20	knowledge [5] 31:14	left [2] 71:21 79:18	79:11 79:13
investigation [3] 64:13 83:13 84:11	55:18 63:4 126:10	41:11 68:17 96:23	left-hand [1] 86:10	log [1] 123:16
investigator [2] 40:12	Jerry [1] 42:8	103:21	leftover [1] 66:16	logical [2] 54:24
40:18	jet [1] 70:1	knowledgeable [1] 105:1	legal [3] 11:25 77:9	122:9
invitation [2] 85:25	Jimmy [1] 76:23	known [2] 31:11	80:11	Logistic [1] 75:17
86:7	job [5] 6:8 28:11	48:13	Leno [34] 2:3	Logistics [8] 8:8
invite [1] 89:12	73:17 91:9 112:4	knows [2] 24:18	7:9 23:2 23:15	70:7 71:12 71:13
involve [4] 78:25	John [8] 3:5 8:12	63:24	23:19 24:20 25:1	72:15 75:20 76:10
82:20 82:21 101:11	8:16 8:17 22:2	Kuhn [1] 77:9	25:4 25:12 25:15	76:10
involved [6] 28:14	25:19 33:6 54:15	lack [2] 111:1 111:6	25:19 26:2 26:21	longer [1] 78:22
30:8 72:11 73:7	join [1] 106:5	Lackland [3] 8:8	26:23 27:10 32:20	look [26] 4:24 6:1
83:2 87:20	judgment [1] 44:24	70:21 98:21	33:6 33:11 49:12	16:3 16:14 27:10
involvement [6] 33:21 33:24 44:16	JULIE [3] 3:7	ladies [1] 28:6	58:21 58:24 62:7	33:13 37:10 46:13
45:23 46:7 81:9	126:3 126:14	laid [1] 94:22	62:9 67:6 67:9	47:12 49:20 52:10
issue [27] 10:13	July [5] 8:9 11:1	land [1] 86:15	68:1 68:4 103:11	52:18 52:24 62:4
10:15 10:19 22:23	12:18 86:22 124:21	landlord [1] 93:6	103:19 103:22 106:13	65:1 66:6 66:9
27:3 35:7 42:18	June [1] 64:15	LAPC [1] 42:19	116:1 120:23 124:14	68:21 73:24 73:25
45:3 54:9 61:10	justice [3] 9:12	Larry [2] 3:2	Leon [5] 37:22 40:3	88:16 89:6 110:14
67:25 73:11 78:22	101:16 101:25	37:11	40:4 41:5 41:14	118:3 118:10 122:17
90:16 90:17 93:17	keep [5] 2:13 23:24	last [27] 5:7 5:10	Leslie [1] 61:16	looked [3] 47:3
94:5 105:11 105:14	63:13 64:22 97:9	10:14 11:6 14:3	less [1] 65:3	109:24 111:7
105:14 106:9 106:9	keeping [2] 77:16	15:10 15:25 18:7	letter [19] 5:8	looking [10] 54:21
106:12 115:6 120:15	118:6	20:22 43:13 43:22	5:9 5:12 5:23	95:11 109:21 111:2
120:16 120:17	Kelly [76] 2:21	43:24 46:16 50:24	6:7 6:8 6:24	111:23 114:14 122:11
issued [2] 28:15	8:2 8:7 9:7	52:1 58:25 63:4	7:1 10:12 11:19	122:14 123:15 123:17
109:8	10:4 11:14 11:15	63:5 88:10 94:19	13:14 15:4 19:22	looks [1] 61:21
issues [20] 12:9	12:6 12:6 13:7	99:11 99:11 108:13	20:1 59:4 59:8	loud [2] 21:1 21:7
27:13 30:16 31:1	14:19 14:21 15:8	109:2 112:16 113:19	65:14 85:24 121:21	low [1] 114:9
36:19 52:23 58:15	15:10 15:15 15:21	123:8	letters [4] 33:22	Lowas [1] 76:18
79:6 85:10 91:1	16:7 16:10 18:3	late [1] 40:21	34:1 34:2 89:11	luxury [1] 85:9
91:4 91:23 101:15	18:13 18:18 19:4	Laura [5] 3:4	letting [1] 102:9	M [2] 2:2 4:7
103:12 106:16 106:20	24:14 28:8 28:8	9:8 119:8 119:14	level [1] 106:16	mail [1] 63:19
120:7 120:25 121:1	31:1 33:12 34:23	119:19	levels [3] 75:24	mailed [3] 4:22
124:1	35:2 37:20 38:1	law [3] 72:6 72:10	77:7 85:9	11:2 11:4
item [43] 5:7 10:12	38:7 38:17 42:8	79:23	levied [1] 100:8	main [1] 56:3
10:15 10:23 11:9	42:24 43:4 43:9	laws [13] 69:16	liability [3] 72:5	maintain [2] 54:19
11:16 12:15 12:15	46:5 46:13 47:13	71:6 71:6 71:9	82:13 82:14	72:21
13:22 14:1 14:4	48:5 48:16 49:1	71:10 71:14 71:15	liaising [1] 73:1	maintained [1] 11:12
17:7 20:6 20:14	49:2 49:21 52:2	71:21 71:22 71:24	liaison [1] 72:22	maintains [1] 49:12
22:3 27:15 32:19	56:17 63:5 63:6	72:19 76:2 81:6	library [7] 11:13	maintenance [2] 70:1 86:17
35:25 45:18 50:10	63:23 68:14 68:18	lead [2] 31:12 90:25	11:14 47:1 49:10	MAJ [8] 43:17 43:24
50:12 51:13 51:16	69:13 75:10 75:11	lead-based [1] 88:1	49:14 49:21 50:2	50:23 51:12 51:25
51:19 80:17 99:11	79:3 80:8 80:9	leaders [1] 76:14	likewise [1] 34:24	103:25 108:11 123:7
99:12 99:16 103:7	80:12 82:16 89:8	leads [1] 37:21	limit [2] 35:15 87:15	major [15] 5:18
103:14 113:10 113:17	92:11 93:22 94:16	learn [1] 106:1	34:10	
115:8 115:12 115:16	95:13 100:3 101:9		line [4] 18:20 52:5	
	101:9 116:3 116:16			
	118:13 120:7 120:15			
	120:16 122:16 124:1			
	Kelly's [2] 103:8			

13:5 43:14 61:4 79:15 103:20	16:7 59:3 65:19 85:19 109:13	16:9 61:3 71:11 85:22	mean [6] 56:11 111:8 111:10 120:12	94:23 111:22	28:6 30:14 33:18 34:3 42:6 51:9 58:19 66:19 90:4 99:15 101:22 102:12 103:2 104:14 106:25 112:3 113:23 114:12 119:11 125:11	28:10 32:10 33:19 34:1 35:17 46:11 57:16 62:23 68:7 96:22 100:21 102:5 102:15 103:13 104:23 111:13 112:25 113:25 114:6 114:17 122:8 122:19	30:8 32:12 34:1 35:17 46:12 58:13 66:5 77:15 99:8 100:21 102:9 102:21 104:9 104:23 111:22 113:20 114:6 114:19 122:19	minutes [31] 11:1 11:6 16:22 20:17 21:14 22:17 63:16 63:20 69:4 106:14 missed [1] mission [18] 69:9 69:25 70:5 70:11 71:12 75:17 mistaken [1] mistakes [1] Mixon [8] 8:19 42:3 51:21 mod [3] 57:6 mode [1] modification [2] 47:8 modifications [2] 38:13 modified [1] moment [5] 95:1 119:25 Monday [1] money [2] 62:22 monitor [1] monitored [3] 58:3 monitoring [1] month [4] 46:10 monthly [3] 43:17 months [4] 120:5 morning [1] most [11] 15:7 70:22 111:3 120:8 motion [12] 20:19 22:16 26:15 32:6 move [10] 13:21 35:24 51:22 moved [2] 72:24 moving [1]	10:24 11:4 11:8 20:14 20:25 22:12 46:6 63:19 69:3 103:22 109:9 123:23 65:20 69:24 70:2 70:8 71:7 71:13 36:20 83:25 2:23 36:17 42:21 56:17 56:17 53:2 53:2 49:7 57:1 88:3 36:24 116:10 89:19 62:20 75:14 57:22 13:7 5:10 66:1 30:5 60:16 53:6 123:6 89:20 12:5 67:1 80:21 120:7 6:10 21:15 26:9 31:25 6:6 35:11 45:21 68:10 6:23 97:24	Ms [37] 2:6 9:8 24:14 41:18 53:23 67:4 77:22 104:16 105:4 112:6 117:10 123:1 123:20 multiple [1] Munitions [2] 29:4 Murdock [140] 4:7 6:16 10:3 15:12 16:12 16:23 17:11 17:25 18:25 19:17 20:4 21:18 22:14 28:5 31:15 32:1 32:13 33:8 34:21 36:13 42:1 44:13 45:5 47:22 54:1 54:23 61:18 67:20 68:24 70:13 94:8 100:19 102:1 102:25 104:20 107:18 108:7 112:13 113:22 116:25 118:2 118:25 120:11 121:20 123:21 124:11 125:14 Murdock's [2] 69:22 Murrah [5] 8:24 119:4 must [5] 31:6 Myrtle [1]	2:6 9:24 33:12 43:4 54:3 67:8 100:25 104:19 110:1 114:4 119:21 123:3 125:12 73:15 29:1 2:2 6:11 10:1 14:5 16:1 16:20 17:5 17:20 18:11 19:13 19:25 21:15 22:6 27:2 30:22 31:23 32:11 32:24 34:9 36:3 41:15 44:1 45:2 45:16 52:12 54:9 58:18 67:19 68:5 70:6 94:1 99:7 101:5 102:20 104:18 105:7 108:3 110:19 113:18 115:5 117:23 118:15 120:2 121:2 123:19 124:6 125:9 69:21 2:24 52:17 31:5 91:7 74:2
--	--	--------------------------------	--	-----------------	---	---	--	---	--	---	--

name [6] 9:19 9:22 28:7 29:23 31:8 101:25	26:5 nominated [2] 24:3 25:5	37:4 37:14 40:20 79:16 81:19 126:8	124:7 options # 3334.10 order [1] 101:16	86:13 86:18 87:17 92:9 104:12 107:8 107:8 107:8 111:3 112:11 115:2 117:4
national [1] 69:24	nominating [1] 33:24	occurs [1] 86:11	orders [1] 71:25	part-time [1] 28:16
natural [1] 9:5 18:15 41:2 46:19 57:23 58:3 58:10 59:21 59:22 61:9 101:13	nomination [4] 25:3 25:6 25:7 26:4	October [6] 11:1 11:21 20:15 21:14 124:22 125:13	organization [6] 8:15 52:22 90:10 96:7 106:18 110:22	participant [1] 102:18
necessary [1] 88:19	nominations [9] 23:16 23:23 24:12 24:13 24:24 26:7 26:8 26:10 26:20	off [6] 59:11 67:20 79:25 81:14 81:22 95:13	original [4] 1:21 65:22 93:4 112:23	participants [1] 102:7
need [37] 20:1 21:9 22:19 22:21 23:20 23:24 24:12 24:23 25:8 30:7 33:20 34:24 37:7 50:19 53:18 54:7 61:20 62:17 64:18 65:6 67:24 69:20 72:21 84:14 89:5 107:14 107:18 107:21 109:3 109:22 111:20 113:12 116:8 120:24 122:6 123:11 123:22	none [3] 26:19 45:4 53:21	offering [1] 86:2	OU-2 [1] 62:12	participate [2] 24:18 25:24
needs [2] 22:24 88:18	nor [1] 40:3	office [9] 40:9 40:10 40:10 40:14 40:22 40:25 42:13 76:19 108:2	ought [2] 15:18 54:13	participates [1] 79:12
negative [1] 91:15	normal [1] 36:16	offices [1] 49:18	ours [2] 70:9 76:15	participation [2] 7:16 46:7
neighborhood [4] 48:16 93:10 95:21 114:9	normally [1] 87:3	official [1] 11:18	ourselves [2] 31:7 105:10	particular [9] 36:22 69:12 78:12 83:1 83:1 92:19 104:21 111:13 117:16
neighborhoods [2] 73:21 120:17	North [1] 48:16	Ohio [1] 76:12	outfall [7] 37:19 37:19 38:20 38:25 39:10 39:12 39:19	parts [2] 70:15 104:10
neighbors [2] 46:12 82:16	Notary [2] 3:8 126:15	old [1] 116:3	Outreach [1] 56:1	pass [4] 66:18 67:2 69:3 70:14
never [4] 72:15 73:16 101:22 116:10	note [2] 52:3 83:16	once [5] 10:2 26:6 39:2 60:4 73:10	outside [2] 74:16 101:9	passed [2] 113:2 113:5
Nevertheless [1] 43:13	noted [4] 22:6 32:1 125:6 125:9	onc [63] 5:4 5:18 12:19 13:24 14:2 14:6 14:7 14:11 19:16 21:20 26:3 31:17 34:12 34:13 36:4 37:15 37:25 38:5 38:19 42:25 45:13 45:19 47:1 47:24 47:24 48:5 48:21 48:23 56:9 58:8 59:6 62:21 62:24 62:25 63:21 66:14 71:15 73:7 74:5 74:10 77:17 78:6 78:14 82:21 83:5 89:10 89:13 89:15 90:9 92:21 94:22 96:25 107:3 109:2 113:19 115:11 116:2 116:7 118:17 120:3 120:10 120:17 124:4	outstanding [2] 6:8 6:8	passive [1] 61:6
new [4] 7:2 22:19 67:21 72:10	notes [1] 62:14	oncs [3] 14:3 52:23 74:4	overall [1] 38:3	past [4] 21:3 48:23 84:1 103:21
news [1] 94:11	Nothing [2] 18:1 18:16	ongoing [1] 41:7	overcome [1] 125:3	Pat [19] 7:23 7:24 7:25 7:25 8:3 8:9 68:13 68:15 68:20 80:13 83:5 85:5 98:5 99:9 99:10 100:10 100:13 100:14 102:13
newspaper [1] 37:15	notice [4] 46:23 72:1 85:24 117:11	onto [1] 37:20	overflow [1] 39:11	pathway [1] 84:25
next [46] 13:21 14:4 20:6 20:9 20:13 27:3 27:14 35:24 40:22 45:17 48:2 51:19 62:14 62:16 66:1 66:1 66:10 68:11 69:10 69:18 70:24 71:5 72:18 76:4 78:13 79:14 82:5 82:9 86:2 89:11 89:15 89:19 115:13 115:21 119:16 119:17 119:18 120:4 120:4 121:10 122:1 122:16 124:13 124:14 124:16 125:1	noticed [1] 40:21	on [1] 52:19	overlap [1] 71:14	Patrick [1] 59:19
nice [1] 63:10	notifications [1] 87:25	onus [1] 52:19	override [1] 79:21	Paul [9] 2:15 2:21 6:5 9:2 9:6 93:19 93:20 93:24 94:2
Nick [1] 9:20	notified [2] 60:11 93:13	open [9] 20:6 24:1 24:1 24:12 24:24 37:5 86:7 104:12 117:2	ownership [1] 70:20	Pause [1] 35:21
NICOLAS [1] 2:19	November [4] 11:2 46:18 59:3 59:18	opening [2] 4:19 37:19	P.K. [1] 2:15	Peak [1] 19:22
night [4] 43:25 50:24 52:2 108:14	novice [1] 44:14	openly [1] 88:18	p.m. [4] 4:5 4:5 55:17 67:7	pending [1] 20:7
nine [1] 24:22	now [34] 18:21 25:8 27:7 34:10 38:1 38:18 38:24 45:21 53:20 55:13 56:4 61:19 62:10 62:11 63:8 65:4 73:5 76:4 77:13 80:10 81:23 82:8 87:10 93:23 94:21 95:10 96:14 96:17 105:23 106:13 106:14 116:12 119:10 123:6	opens [1] 112:10	Pacific [2] 2:16 9:3	Pentoa [1] 42:8
ninth [1] 14:8	now [34] 18:21 25:8 27:7 34:10 38:1 38:18 38:24 45:21 53:20 55:13 56:4 61:19 62:10 62:11 63:8 65:4 73:5 76:4 77:13 80:10 81:23 82:8 87:10 93:23 94:21 95:10 96:14 96:17 105:23 106:13 106:14 116:12 119:10 123:6	operating [1] 81:17	package [9] 4:22 5:8 10:6 11:22 20:23 29:17 85:25 88:8 101:1	people [21] 34:7 34:25 62:23 64:21 65:4 71:20 72:2 73:21 77:14 78:1 78:5 89:15 89:18 95:4 95:5 101:8 101:17 117:19 123:15 123:16 123:16
nobody's [1] 54:21	number [11] 34:6 38:16 56:3 64:21 64:23 64:25 65:3 78:14 82:21 120:9	operations [1] 14:18	packages [1] 80:23	per [1] 85:15
Nods [1] 32:4	Numeral [2] 10:18 35:11	opportunities [2] 46:8 46:11	packet [4] 5:3 13:14 13:20 32:21	perc [1] 38:6
noise [2] 93:12 96:2	numcrous [3] 33:19 52:25 101:10	opportunity [17] 20:18 33:18 46:13 47:5 56:24 57:18 84:18 86:4 88:13 95:6 103:12 105:21 105:24 106:4 106:7 106:19 108:24	packets [2] 12:19 110:4	percent [3] 30:13 75:7 98:6
nominate [2] 24:25	o'clock [4] 4:5 4:5 55:22 115:4	opposed [5] 6:22 22:14 26:17 32:11	page [18] 14:8 14:11 16:18 16:20 21:21 21:22 22:3 22:4 51:23 52:3 63:7 63:15 63:22 64:3 64:8 89:3 89:6 110:3	perception [1] 114:15

permanently [1] 72:23	polluting [1] 118:20	process [33] 7:14	13:9 13:15 18:14	20:2 25:10 25:13
permit [5] 47:8	pollution [1] 118:23	7:19 7:20 13:1	86:13 95:6 122:18	25:17 26:1 31:8
57:1 90:3 102:11	por [1] 99:6	23:16 35:8 36:17	122:19	31:9 31:11 33:2
121:8	portion [3] 22:18	42:12 48:25 55:7	providing [1] 122:4	36:1 36:4 37:16
person [12] 2:15	85:5 99:13	55:11 55:11 68:18	provision [1] 57:3	38:21 39:4 39:22
9:2 9:2 24:25	pose [1] 34:20	77:14 86:2 86:3	public [44] 3:8	45:4 45:7 45:9
25:11 26:11 26:13	position [3] 11:18	86:20 87:17 88:8	11:13 45:22 46:4	49:22 49:25 50:7
91:18 91:20 114:11	77:4 90:13	91:11 91:13 93:8	46:7 46:7 47:3	50:11 50:23 51:4
114:18 115:3	positive [1] 88:14	94:21 95:16 96:8	47:12 48:1 48:4	51:15 52:13 53:20
personal [3] 31:1	possibly [2] 108:1	101:19 105:17 105:23	48:9 48:12 48:18	55:4 65:9 74:13
69:14 77:20	120:24	107:9 110:10 110:14	48:22 49:5 52:2	74:20 74:23 74:25
personally [3] 5:15	posted [1] 63:21	112:17 117:5	55:14 56:1 56:11	75:4 92:3 92:6
53:18 104:25	poster [2] 12:19	processes [6] 42:9	56:18 56:19 56:20	93:9 93:25 95:20
personnel [2] 63:6	12:24	81:3 85:22 86:8	56:21 56:22 61:21	96:25 97:6 97:11
103:4	posters [3] 57:19	87:10 109:15	63:7 68:7 77:23	97:17 97:19 98:1
perspective [3] 52:18	58:2 58:6	professionally [1] 5:15	95:11 96:20 97:9	98:13 98:17 98:20
94:24 95:2	potential [2] 87:14	program [9] 11:24	99:9 99:16 102:10	99:2 99:6 101:3
pertain [1] 93:21	124:5	12:5 22:19 46:5	104:12 104:23 105:20	101:6 102:23 107:2
pertinent [1] 121:17	power [3] 40:14	48:25 80:2 84:15	107:12 117:2 117:7	107:16 107:19 107:24
Peters [1] 77:5	40:19 53:8	103:8 121:18	117:8 117:10 125:11	108:5 108:9 109:2
phases [1] 85:17	POWERS [1] 41:18	programs [4] 69:14	126:15	109:16 110:16 113:19
phone [1] 66:25	predominant [1] 70:8	77:19 80:7 100:6	publicized [1] 92:18	113:24 114:3 114:13
phytoremediation [2] 61:11 61:13	preliminary [1] 109:7	project [1] 66:11	publish [1] 49:2	114:20 114:25 115:24
piece [1] 98:16	premature [1] 64:16	prominent [1] 93:7	Puffer [8] 2:8	117:16 117:25 118:5
pin [1] 61:23	Prensa [1] 46:22	promise [1] 65:18	6:10 9:22 9:22	118:11 118:16 120:3
pipe [1] 19:24	preparation [1] 83:15	prone [1] 27:23	31:17 34:20 34:22	120:14 120:23 122:22
piping [1] 84:5	preparing [1] 86:24	pronounce [1] 7:24	55:19	123:24 124:8 124:25
place [9] 14:25 35:8	present [4] 27:11	proper [1] 52:14	pull [1] 33:4	quite [8] 5:11 22:22
38:4 53:24 59:13	46:8 53:1 94:18	properties [6] 86:24	pulling [2] 109:10	62:18 68:15 79:12
67:13 69:19 81:16	presentation [13] 8:3 12:16 13:5	97:2 98:18 98:20	pump-and-treat [1] 58:7	80:2 80:3 81:8
87:15	45:22 50:20 56:6	98:22 122:23	pursue [1] 94:13	quote [2] 18:20
places [2] 50:2	59:21 60:1 61:3	property [36] 69:15	put [16] 33:8 40:13	r-o-l-c [2] 21:22
81:25	61:6 68:22 69:5	70:2 70:17 70:19	41:24 47:23 48:5	22:5
plan [8] 12:11 47:9	119:9	70:20 70:25 71:22	51:22 52:5 52:19	r-o-l-l [2] 21:23
62:13 86:12 86:12	presentations [4] 66:4 66:10 111:11	72:14 74:8 74:14	53:7 54:17 54:22	RAB [142] 4:11
86:14 86:16 95:10	111:25	74:15 75:7 75:12	64:2 66:19 112:4	4:14 4:21 4:25
planning [4] 8:22	66:4 66:10 111:11	76:1 77:19 77:21	122:15 123:24	5:6 5:10 5:17
85:21 86:11 86:23	59:21 60:1 61:3	78:13 78:24 80:20	putting [2] 48:5	5:19 5:21 6:15
plans [6] 46:17	61:6 68:22 69:5	82:10 82:20 83:15	122:25	6:18 6:21 7:6
46:20 47:25 48:2	presented [3] 15:24	87:16 88:25 92:8	qualified [1] 31:19	7:7 7:17 8:13
49:6 55:15	53:15 112:1	92:10 92:11 92:15	quantities [3] 43:6	8:25 10:20 10:23
plant [2] 39:18 39:21	presuming [1] 21:5	92:23 98:9 98:10	43:8 43:11	10:25 11:2 11:17
playing [1] 118:13	pretty [4] 30:24	98:16 99:22 101:14	quantity [2] 41:19	11:23 12:3 12:7
pleased [2] 5:14	44:9 77:24 78:19	116:16 116:17	42:17	12:18 15:25 20:9
7:20	preventative [1] 83:23	proposal [4] 47:13	questioned [2] 14:24	21:8 22:13 22:15
plenty [1] 4:23	previous [2] 4:25	94:18 94:20 96:9	14:25	22:25 23:2 23:11
plugging [2] 84:24	76:2	proposals [3] 55:5	14:25	23:24 23:25 26:16
87:25	primarily [1] 7:4	55:6 86:15	questions [34] 10:20	26:18 27:15 27:18
point [17] 17:1	priority [1] 120:9	proposed [1] 94:15	20:12 22:8 28:19	27:20 27:22 28:2
22:18 23:14 24:11	private [1] 38:2	proposing [2] 50:9	28:21 29:12 29:13	28:6 28:10 30:11
27:19 35:10 48:20	problem [7] 34:5	50:12	29:20 31:16 32:6	30:11 31:25 32:10
57:14 65:5 67:10	85:1 95:20 107:13	protect [1] 88:20	43:20 45:3 45:20	32:12 33:18 33:19
69:2 78:21 78:23	112:12 113:1 120:23	protected [2] 82:12	49:2 49:4 54:25	33:21 33:25 34:3
81:11 93:16 121:15	112:12 113:1 120:23	83:4	57:11 68:6 69:4	34:7 35:19 35:23
123:11	problems [5] 21:2	protection [3] 9:9	81:1 81:2 89:23	40:6 41:15 42:1
pointed [3] 47:2	28:14 60:8 72:3	78:16 82:15	90:1 96:18 98:3	45:15 45:21 46:11
71:7 112:24	73:8	protective [3] 85:11	99:8 100:20 102:2	46:16 46:24 47:4
points [1] 86:6	procedurally [2] 5:20 7:20	88:4 88:5	112:11 115:6 118:15	49:4 49:9 50:3
policies [4] 81:23	procedure [3] 25:4	proud [2] 2:13	119:8 124:23 125:10	51:6 51:6 51:11
83:12 83:22 84:2	36:14 116:23	78:2	Quickly [1] 86:10	52:6 52:15 52:18
policy [7] 23:25	proceed [2] 4:20	provide [14] 5:5	Quintanilla [103] 2:12 9:10 9:11	53:1 53:11 53:13
23:25 39:14 60:2	122:10	11:25 19:1 34:2	2:12 9:10 9:11	53:15 54:11 56:1
77:6 77:10 83:9	proceedings [4] 4:8	34:17 39:2 41:22	13:6 16:18 16:22	57:16 58:4 58:12
polled [1] 101:23	7:6 22:22 126:7	58:5 58:22 58:25	16:24 17:3 17:6	58:13 58:18 59:1
		65:23 119:16 121:11	17:8 17:13 17:18	59:15 60:11 60:15
		121:12	17:23 18:6 18:9	62:23 62:23 63:1
		provided [8] 12:17	18:23 19:2 19:12	63:19 63:24 64:21
			19:15 19:19 19:21	65:10 65:11 65:24
				80:17 90:3 90:7
				99:8 99:15 100:21

101:21	102:5	102:11	recycle [1]	66:17	remedying [1]	83:6	resignation [2]	5:9	14:12	14:13	15:13
102:15	102:21	103:13	red [7]	79:19	remember [1]	64:3	resolve [2]	28:14	20:5	21:24	28:23
103:16	103:18	106:25	92:20	93:16	94:14	55:25	78:20	Resource [4]	9:5	28:23	29:3
107:3	107:4	107:22	96:6	118:19	rcdevelop [1]	82:18	18:15	46:19	72:7	29:9	30:19
108:17	109:8	109:13	rcdevelopment [4]	74:6	86:12	86:25	48:17	resources [1]	54:22	34:5	44:3
110:8	110:11	110:16	74:6	86:12	86:25	87:9	12:1	31:4	88:12	44:25	56:8
113:2	113:5	113:21	87:9	redevelopments [1]	74:4	referred [2]	14:23	15:2	21:24	57:6	64:2
114:6	114:19	117:4	87:9	74:4	refer [1]	99:15	22:1	84:1	36:6	90:2	90:18
118:18	119:12	119:17	87:9	Referencing [1]	81:5	referred [2]	39:3	40:5	40:13	96:5	102:4
121:1	121:13	121:22	87:9	81:5	referred [2]	16:6	40:15	41:16	42:7	109:15	112:14
122:1	122:7	122:14	87:9	81:5	16:6	referring [1]	42:14	43:1	43:18	115:16	119:1
122:19	124:16	125:11	87:9	81:5	16:6	refinery [1]	44:24	53:12	53:25	119:19	119:23
racism [1]	102:24		87:9	81:5	16:6	reflects [1]	59:15	60:15	76:4	121:24	122:5
Radisson [1]	89:17		87:9	81:5	16:6	refresh [2]	76:13	76:18	108:24	Rice's [1]	99:14
Railroad [2]	2:16		87:9	81:5	16:6	20:21	117:4	117:6	responsibilities [6]	rich [1]	46:10
9:3			87:9	81:5	16:6	20:21	117:4	117:6	30:10	right [33]	7:8
raising [1]	24:17		87:9	81:5	16:6	20:21	117:4	117:6	72:12	7:23	16:16
rapid [2]	70:25	71:3	87:9	81:5	16:6	20:21	117:4	117:6	72:20	31:5	31:5
rather [1]	35:5		87:9	81:5	16:6	20:21	117:4	117:6	91:6	33:6	38:18
rationale [1]	121:11		87:9	81:5	16:6	20:21	117:4	117:6	91:6	39:9	43:15
RCRA [3]	46:17		87:9	81:5	16:6	20:21	117:4	117:6	91:6	51:15	53:20
47:25	72:7		87:9	81:5	16:6	20:21	117:4	117:6	91:6	57:5	58:24
re-inject [1]	60:7		87:9	81:5	16:6	20:21	117:4	117:6	91:6	70:23	71:22
re-injection [2]	60:3		87:9	81:5	16:6	20:21	117:4	117:6	91:6	82:8	82:13
60:8			87:9	81:5	16:6	20:21	117:4	117:6	91:6	90:21	94:21
reach [5]	19:7		87:9	81:5	16:6	20:21	117:4	117:6	91:6	96:17	107:16
19:23	22:18	75:24	87:9	81:5	16:6	20:21	117:4	117:6	91:6	110:13	113:16
91:19			87:9	81:5	16:6	20:21	117:4	117:6	91:6	110:13	113:16
reached [2]	41:12		87:9	81:5	16:6	20:21	117:4	117:6	91:6	risk [1]	85:13
57:13			87:9	81:5	16:6	20:21	117:4	117:6	91:6	Roberson [20]	2:21
read [7]	17:7	18:6	87:9	81:5	16:6	20:21	117:4	117:6	91:6	6:6	9:6
71:18	76:7	79:17	87:9	81:5	16:6	20:21	117:4	117:6	91:6	21:13	25:2
101:11	112:21		87:9	81:5	16:6	20:21	117:4	117:6	91:6	26:25	31:24
reading [1]	114:3		87:9	81:5	16:6	20:21	117:4	117:6	91:6	73:1	78:17
reads [1]	23:4		87:9	81:5	16:6	20:21	117:4	117:6	91:6	94:4	94:9
ready [2]	35:10		87:9	81:5	16:6	20:21	117:4	117:6	91:6	98:4	98:23
108:22			87:9	81:5	16:6	20:21	117:4	117:6	91:6	107:10	105:5
reaffirm [1]	21:1		87:9	81:5	16:6	20:21	117:4	117:6	91:6	ROBERT [2]	2:2
real [5]	24:17	69:14	87:9	81:5	16:6	20:21	117:4	117:6	91:6	4:7	
69:22	77:20	78:18	87:9	81:5	16:6	20:21	117:4	117:6	91:6	Rodriguez [4]	2:19
realign [1]	8:7		87:9	81:5	16:6	20:21	117:4	117:6	91:6	9:19	9:20
realignment [1]	76:1		87:9	81:5	16:6	20:21	117:4	117:6	91:6	13:16	
really [6]	67:13		87:9	81:5	16:6	20:21	117:4	117:6	91:6	Rodriguez' [1]	57:25
78:11	80:15	82:20	87:9	81:5	16:6	20:21	117:4	117:6	91:6	role [7]	69:8
105:13	115:1		87:9	81:5	16:6	20:21	117:4	117:6	91:6	92:9	96:7
rear [1]	57:20		87:9	81:5	16:6	20:21	117:4	117:6	91:6	118:12	118:14
15:5	53:9	75:2	87:9	81:5	16:6	20:21	117:4	117:6	91:6	roll [1]	22:5
89:14	90:22	93:9	87:9	81:5	16:6	20:21	117:4	117:6	91:6	Roman [2]	10:18
reasonable [1]	64:25		87:9	81:5	16:6	20:21	117:4	117:6	91:6	35:11	
receive [2]	10:24		87:9	81:5	16:6	20:21	117:4	117:6	91:6	room [3]	33:12
108:18			87:9	81:5	16:6	20:21	117:4	117:6	91:6	57:20	47:11
received [8]	4:22		87:9	81:5	16:6	20:21	117:4	117:6	91:6	route [1]	76:16
5:3	5:10	10:7	87:9	81:5	16:6	20:21	117:4	117:6	91:6	routinely [2]	18:14
11:6	29:17	42:7	87:9	81:5	16:6	20:21	117:4	117:6	91:6	54:3	
111:9			87:9	81:5	16:6	20:21	117:4	117:6	91:6	rule [1]	24:6
recently [2]	37:15		87:9	81:5	16:6	20:21	117:4	117:6	91:6	run [6]	7:20
60:18			87:9	81:5	16:6	20:21	117:4	117:6	91:6	48:19	48:23
recollection [1]	36:22		87:9	81:5	16:6	20:21	117:4	117:6	91:6	89:1	63:18
recommendations [3]	54:11	79:22	87:9	81:5	16:6	20:21	117:4	117:6	91:6	running [2]	25:22
79:23			87:9	81:5	16:6	20:21	117:4	117:6	91:6	70:8	
reconvene [1]	58:15		87:9	81:5	16:6	20:21	117:4	117:6	91:6	runway [1]	85:7
record [5]	11:12		87:9	81:5	16:6	20:21	117:4	117:6	91:6	Ryan [2]	12:17
54:19	87:5	97:9	87:9	81:5	16:6	20:21	117:4	117:6	91:6	S [1]	4:3
112:5			87:9	81:5	16:6	20:21	117:4	117:6	91:6	S-1 [2]	48:14
Recovery [1]	72:8		87:9	81:5	16:6	20:21	117:4	117:6	91:6	S-4 [1]	64:10
			87:9	81:5	16:6	20:21	117:4	117:6	91:6	S-8 [4]	47:10
			87:9	81:5	16:6	20:21	117:4	117:6	91:6	55:15	56:9
			87:9	81:5	16:6	20:21	117:4	117:6	91:6	SA-2 [1]	55:15
			87:9	81:5	16:6	20:21	117:4	117:6	91:6	sadness [1]	5:11

SAF [1] 13:13	selected [2] 23:5	simply [1] 70:24	specifically [8] 8:6	statute [3] 11:24
safety [2] 79:7	58:10	sincere [1] 78:7	10:12 10:15 20:3	74:7 104:17
82:12	self-explanatory [1] 23:13	single [1] 74:7	38:18 72:18 75:22	114:2
sake [2] 10:9 35:5	semi-passive [1] 61:7	sit [4] 7:11 7:21	specifics [1] 80:1	statutorily [1] 91:6
Sam [7] 2:17 2:24	send [1] 11:7	91:17 106:7	speculating [1] 108:7	statutory [1] 100:8
8:24 9:15 29:24	sending [1] 6:7	site [15] 8:2 47:10	speech [3] 26:24	stay [1] 77:25
43:4 110:24	senior [1] 76:14	48:6 48:14 54:17	27:1 27:4	stayed [1] 69:1
sampled [1] 13:8	sense [3] 83:23	54:18 54:20 64:10	spent [2] 72:25	step [2] 54:24 63:11
San [18] 2:11 2:13	94:23 95:2	66:9 68:13 89:3	81:21	Steve [1] 78:3
2:18 4:3 9:1	sent [2] 19:21 117:17	116:2 122:12 122:15	spill [10] 36:9 37:2	still [9] 10:20 15:2
9:14 9:16 11:13	sentence [2] 15:10	123:3	37:13 42:7 42:9	24:8 64:11 65:5
29:25 40:11 40:24	separate [1] 61:1	Sites [1] 55:15	44:6 44:20 45:11	75:21 104:7 108:23
46:21 49:14 49:18	September [2] 11:1	sitting [3] 91:18	60:15 60:18	116:16
68:19 117:2 117:9	79:20	106:11 111:23	spills [10] 36:7	storage [2] 29:7
124:18	series [1] 58:2	situ [1] 61:7	36:15 40:11 43:1	84:3
Sanchez [9] 2:17	serious [4] 44:9	situation [5] 30:21	44:4 44:11 60:9	storm [5] 37:19
9:15 9:15 29:23	44:10 57:7 78:11	69:13 79:24 97:24	60:12 101:9 101:18	38:20 38:25 39:12
29:24 42:23 43:7	serve [5] 23:7 23:9	skelton [1] 123:10	spinning [1] 110:17	39:18
43:12 110:25	30:1 30:3 34:7	slide [12] 48:10	spoke [1] 123:8	straightened [1] 65:7
Sandoval [5] 5:8	service [1] 24:4	55:3 69:10 69:12	spoken [1] 40:17	strictly [1] 7:15
10:23 12:15 99:18	111:18	69:18 70:24 71:5	spring [1] 61:23	structure [1] 53:8
121:21	says [9] 17:7 19:4	72:18 76:2 76:4	Squadron [1] 29:1	studies [2] 18:2
satisfy [1] 111:18	19:4 19:9 36:5	78:13 79:14	St [8] 30:6 49:11	18:17
says [9] 17:7 19:4	110:8 114:5 114:12	slides [4] 13:5	50:1 50:18 67:8	study [2] 64:15
19:4 19:9 36:5	Schabra [3] 77:21	47:24 48:11 73:5	67:9 67:11 124:16	66:8
110:8 114:5 114:12	97:14 99:4	slight [1] 46:25	Stabilization [1] 48:14	stuff [3] 44:7 53:15
114:14	schedule [8] 4:16	small [4] 41:1	staff [14] 40:22	109:11
Schabra [3] 77:21	12:17 12:18 12:18	41:19 64:23 66:14	40:23 42:24 50:21	subcommittee [6] 7:10 43:2 51:6
97:14 99:4	12:21 12:22 69:1	soil [1] 84:7	52:14 56:5 76:13	52:21 59:6 68:9
schedule [8] 4:16	69:2	soils [1] 83:19	77:13 78:2 78:6	subcommittees [2] 30:2 30:7
12:17 12:18 12:18	School [4] 4:2	Soledad [1] 49:15	80:11 80:11 118:5	Subcommittees' [1] 49:10
12:21 12:22 69:1	48:3 55:16 124:18	soliciting [1] 23:16	118:8	subject [3] 57:24
69:2	schools [1] 28:13	solutions [1] 38:1	staff's [1] 120:19	67:21 68:11
School [4] 4:2	scrutiny [1] 83:13	solvent [1] 41:11	stage [1] 23:3	sublease [2] 93:3
48:3 55:16 124:18	SD-1 [1] 55:16	someone [1] 25:9	stakeholders [1] 74:23	93:5
SEAL [3] 3:7	SEAL [3] 3:7	sometime [2] 61:22	stand [4] 22:17	submit [2] 43:14
126:3 126:14	126:3 126:14	67:3	47:18 78:3 78:4	43:17
search [1] 87:5	search [1] 87:5	sometimes [1] 112:7	stands [2] 96:14	submitted [3] 19:3
scat [1] 96:17	scat [1] 96:17	somewhat [1] 96:19	99:21	46:18 46:20
seated [1] 4:11	seated [1] 4:11	somewhere [1] 65:2	Stankosky [5] 3:4	submitting [2] 30:9
seats [1] 58:19	seats [1] 58:19	soon [4] 34:1 34:18	9:8 9:8 100:25	30:12
second [18] 6:10	second [18] 6:10	39:12 62:1	119:21	subsequent [3] 87:22
6:12 21:17 23:8	6:12 21:17 23:8	sorry [4] 16:20 25:12	Stapleton [1] 60:2	121:13 124:21
25:2 26:11 26:12	25:2 26:11 26:12	29:21 32:3	start [1] 18:11	substance [1] 41:12
26:13 32:2 32:3	26:13 32:2 32:3	sort [7] 28:24 29:10	started [1] 90:25	substitute [2] 38:8
32:5 47:20 58:20	32:5 47:20 58:20	43:15 59:14 65:19	starts [2] 79:17	38:11
73:12 98:8 99:11	73:12 98:8 99:11	95:25 116:7	89:19	successful [2] 74:4
108:12 116:8	108:12 116:8	sources [2] 48:17	state [9] 8:15 56:19	91:24
seconded [1] 21:19	seconded [1] 21:19	116:18	66:21 100:3 100:23	successfully [1] 81:17
Secondly [1] 95:1	Secondly [1] 95:1	South [3] 2:13	109:8 126:1 126:4	such [11] 6:3
secret [1] 106:1	secret [1] 106:1	74:2 124:18	126:15	6:7 12:9 15:1
secretary [7] 13:13	secretary [7] 13:13	Southcross [1] 55:17	statement [16] 13:11	41:19 48:23 54:20
15:4 76:22 76:24	15:4 76:22 76:24	southern [1] 93:2	14:15 14:16 14:20	84:24 91:8 94:5
77:3 77:7 98:24	77:3 77:7 98:24	speak [9] 35:14	17:9 17:12 17:13	101:11
section [4] 11:23	section [4] 11:23	35:14 35:18 39:25	17:17 17:19 18:1	suggest [2] 27:18
49:16 72:11 72:12	49:16 72:11 72:12	40:6 40:15 46:6	19:6 65:20 71:8	34:25
security [1] 69:24	security [1] 69:24	90:14 91:5	81:5 86:21 101:20	suggestion [3] 62:21
sec [17] 6:2 14:3	sec [17] 6:2 14:3	SPEAKER [2] 47:15	statements [2] 4:20	62:24 67:15
14:7 20:1 27:4	14:7 20:1 27:4	62:7	35:12	suitability [1] 87:18
41:21 65:14 65:25	41:21 65:14 65:25	specialist [1] 46:4	states [3] 15:9	suitable [2] 38:8
69:1 76:5 80:22	69:1 76:5 80:22	specific [6] 11:17	81:16 108:9	38:10
85:20 91:24 106:25	85:20 91:24 106:25	69:6 70:15 74:8	stating [1] 19:23	
107:7 120:20 122:14	107:7 120:20 122:14	79:15 92:14	stations [1] 12:20	
scem [1] 61:23	scem [1] 61:23			

summaries [7]	51:1	ten [4]	65:3	69:3	100:4	113:22	119:11	65:20	66:6	66:20	University [2]	30:6
64:8	65:23	69:4	82:10		to-the-point [1]	44:7	44:7	103:16	104:3	104:6	up [46]	6:24
122:4	122:7	tenant [1]		97:24	today [4]		55:12	104:9	106:15	107:5	Page 46	of 48
summarize [1]	99:20	tenants [3]	84:23	87:22	83:8	103:11	120:5	108:15	108:17	108:24	10:16	33:4
summary [11]	13:12	tentatively [2]	124:20	95:11	together [3]	40:13	122:25	109:17	111:2	111:3	37:5	38:15
17:9	17:24	term [3]	98:7	23:13	Tom [3]	78:3	109:6	111:3	111:7	111:13	44:18	47:23
50:4	50:6	terms [9]	23:10	80:17	tomorrow [1]	76:20		111:15	111:17	111:22	55:6	56:21
59:15	60:8	23:10	80:17	81:13	tonight [7]		32:21	112:3	119:18	123:8	58:1	59:14
123:1		23:10	80:17	81:13	tonight's [1]	6:25		124:14			60:10	60:17
superb [1]	5:14	82:22	83:15	85:12	too [6]	59:11	67:10	truc [1]	126:6		64:20	66:3
support [5]	6:6	86:15	87:4		78:4	106:25	114:21	truly [1]	31:19		70:7	71:8
56:2	70:2	test [1]	40:1	18:14	125:4			try [10]	47:22	59:16	76:11	76:13
82:19	70:9	tested [1]		18:14	took [1]	123:20		65:19	80:12	82:10	78:4	79:19
suppose [3]	25:23	testing [1]	87:13	87:13	top [9]	21:21	21:22	90:15	91:19	91:25	82:19	89:15
65:11	112:19	tests [2]	18:2	18:16	22:4	71:8	85:20	105:2	121:8		101:14	112:10
supposed [3]	76:3	Texas [10]	3:6	3:6	120:6	120:15	120:25	trying [2]	28:14		116:6	116:6
111:16	123:4	4:4	8:18	9:5	123:25			94:25			122:6	122:17
surely [1]	86:3	18:15	40:23	46:19	topic [2]	93:17	93:23	Tuesday [5]	43:25		123:9	123:14
surplus [6]	85:6	126:1	126:5	126:15	topical [1]	94:5		50:24	52:1	89:20	update [7]	8:4
92:23	92:24	text [1]	14:24		Tossell [1]	61:4		108:13			10:18	58:22
98:10	98:25	thank [22]	6:3	6:3	total [2]	18:10	103:13	turn [15]	10:5	15:18	59:1	68:12
surveys [1]	87:4	8:9	10:1	23:19	totally [2]	67:13		20:25	23:1	23:14	updated [2]	61:17
suspect [2]	15:19	26:23	27:8	29:20	tough [2]	30:24		25:9	27:14	35:12	64:10	
42:2		31:22	32:15	32:23	towards [1]	42:24		37:3	58:21	67:18	upstairs [1]	49:15
switch [1]	8:12	37:12	39:22	42:20	town [1]	60:25		88:22	93:19	100:13	upstream [2]	41:4
synchronize [2]	60:20	57:12	58:16	68:20	toxic [4]	101:8	101:18	103:19			41:9	
104:2		68:23	68:24	68:24	117:20	117:21		103:19			used [6]	16:11
Syntech [1]	61:5	80:4	119:23	125:15	track [1]	57:10		turned [1]	61:25		38:1	38:3
system [2]	85:12	thank [1]	5:24	5:24	traditionally [1]	84:6		Turning [1]	124:13		41:6	38:17
112:17		Thanks [4]	31:23	31:23	training [13]	11:17		twice [3]	26:6		uses [2]	60:23
systems [6]	2:11	42:21	99:10	105:4	12:2	12:4	62:22	119:5	122:5		using [1]	114:15
9:14	84:4	themselves [4]	8:14	8:14	73:10	86:1	86:5	two [22]	14:7	23:9	usually [3]	71:4
87:7	87:11	24:16	111:22	112:2	86:8	89:9	89:12	28:12	34:11	47:24	71:4	108:19
tab [7]	10:11	thereby [1]	79:23		92:14	94:16	117:19	48:11	51:8	53:6	VI [1]	3:4
15:5	16:24	therefore [2]	42:17	42:17	transactions [1]	78:19		53:17	66:3	69:16	vacancies [1]	27:17
29:16	99:16	93:5			transcription [1]	126:7		71:6	71:9	71:15	vacate [1]	27:5
table [4]	48:8	they've [3]	111:5	111:5	transferred [1]	70:21		77:16	80:9	89:10	variety [1]	79:2
91:18	91:20	111:6	111:9		transferring [1]	83:14		92:20	112:14	115:24	various [4]	31:18
Tad [1]	77:8	thick [1]	88:6		treated [1]	96:20		123:6	123:9		57:20	78:5
taking [2]	4:15	thinking [1]	120:19	120:19	treatment [1]	39:17		two-day [1]	101:22		78:5	86:17
68:20		third [1]	95:7		tremendous [1]	57:22		type [1]	39:13		venue [1]	8:12
talks [2]	80:19	thought [4]	5:13	5:13	tried [1]	73:3		types [1]	56:12		verbal [1]	32:8
Tambien [1]	99:6	95:1	119:4	121:6	trip [1]	61:1		typographical [1]	21:21		verbiage [1]	69:3
tangents [1]	59:11	threc [8]	27:17	28:9	TRS [57]	5:17	42:25	21:21			videotape [1]	61:12
tanks [2]	84:3	51:8	59:2	91:2	43:2	43:14	43:23	U.S [1]	3:4		view [4]	37:7
84:5		115:25	120:5	123:10	43:2	43:14	43:23	under [10]	10:17		105:23	106:20
Tanya [2]	2:6	through [22]	12:4	12:4	50:14	51:5	51:7	48:24	56:16	56:23	VII [1]	10:18
9:24		19:23	36:16	37:20	52:19	53:9	53:12	63:8	75:9	81:8	vital [2]	91:10
tapc [1]	61:15	38:2	65:23	73:9	53:12	53:22	53:24	97:24	107:25	116:9	voice [3]	74:5
TAPP [7]	12:5	76:13	78:8	79:1	54:10	58:23	58:25	underground [2]			74:8	74:10
12:8	12:9	84:20	87:10	87:17	59:5	59:11	60:12	84:3	84:4		volume [1]	21:6
61:17	62:16	92:3	95:15	108:1	60:13	60:16	60:21	underneath [1]	116:19		voluntary [1]	48:23
117:5	117:5	109:10	109:14	110:3	63:16	63:23	64:17	understand [21]	14:6		volunteer [1]	26:5
team [6]	27:12	throughout [3]	38:2	38:2	64:20	64:22	65:17	14:13	15:6	15:13	volunteered [2]	22:4
79:10	99:21	81:19	86:18		transferred [1]	70:21		17:25	31:5	36:8	64:22	
100:5		timely [1]	10:25	10:25	transferring [1]	83:14		44:5	44:14	69:11	vote [15]	6:21
101:7		times [2]	37:22	37:22	treated [1]	96:20		69:19	74:22	91:12	22:13	22:15
teams [2]	56:2	73:15			treatment [1]	39:17		96:3	97:17	105:17	22:13	22:15
79:8		title [1]	110:22	110:22	tremendous [1]	57:22		106:13	116:2	116:17	24:20	26:16
technical [11]	7:10	TNRCC [16]	2:10	2:10	tried [1]	73:3		117:17	120:12		26:25	27:9
12:1	12:2	18:24	40:14	47:3	trip [1]	61:1		understood [1]	91:16		30:21	32:7
49:10	56:5	47:14	48:4	48:22	TR [1]	61:1		undertaking [1]	42:10		32:12	32:10
61:17	62:16	49:17	56:15	83:10	43:2	43:14	43:23	UNIDENTIFIED [2]	47:15	62:7	voted [1]	65:8
117:5	117:5	90:14	90:19	91:5	50:14	51:5	51:7	47:15	62:7		vouch [1]	78:17
team [6]	27:12	temporarily [1]	27:4		52:19	53:9	53:12	Union [2]	2:16		wait [2]	63:19
79:10	99:21				53:12	53:22	53:24	9:3			waiting [3]	92:5
100:5					54:10	58:23	58:25	unique [1]	71:14		64:11	119:8
101:7					59:5	59:11	60:12				walking [1]	42:13

Walters [14]	46:1	wish [1]	73:13
46:2	47:17	wishes [1]	35:14
49:24	50:5	withdraw [1]	96:13
55:1	55:3	withheld [6]	107:7
56:14	57:11	107:13	107:23
124:4		108:8	122:24
Walters' [1]	45:22	without [4]	61:1
wanting [1]	61:13	105:20	105:21
wants [3]	27:5	106:3	
30:15	65:6	WITNESS [3]	29:4
Washington [3]	72:24	105:8	126:9
76:19	81:22	wonder [3]	13:23
waste [2]	60:2	73:19	109:19
84:5		word [1]	21:22
wastewater [1]	39:17	words [3]	14:25
wasting [1]	91:21	48:25	98:10
watch [1]	61:14	worked [1]	31:18
water [20]	2:11	works [2]	59:24
2:20	3:2	77:12	
9:14	9:21	worry [2]	27:6
37:18	37:19	69:9	
38:20	38:24	wrap [1]	115:3
38:25	39:12	Wright-Patterson [1]	
39:16	39:18	76:12	
60:4		write [7]	5:23
ways [4]	52:25	6:17	15:1
79:2	80:2	82:1	89:5
wcalth [1]	68:17	writing [1]	13:10
web [18]	51:23	written [4]	14:2
52:9	54:16	16:7	42:7
54:19	54:22	wrong [3]	31:6
63:13	63:15	31:6	40:1
64:8	89:3	wrote [2]	14:20
110:3	122:11	15:2	
123:3		year [5]	11:5
Wednesday [1]	89:20	23:9	85:15
wcck [11]	4:23	85:16	
46:18	48:2	years [9]	28:9
86:2	89:11	38:9	53:6
89:19	109:2	80:9	81:21
123:8	111:23	85:1	82:10
wcck's [1]	43:22	yct [4]	15:9
wccknds [1]	96:2	39:3	109:16
wcight [1]	56:13	you-all [13]	6:2
Weinstein [3]	2:11	10:1	29:17
9:13	9:13	38:6	40:7
Welcome [1]	32:13	53:2	54:12
welcoming [1]	4:13	115:25	117:18
wells [2]	13:7	125:15	
18:12		yourself [2]	30:20
West [1]	55:17	35:15	
wheels [1]	110:18	Zone [3]	12:11
wherever [1]	33:11	66:7	
Whit [1]	77:5		
whole [7]	53:13		
71:13	72:10		
84:12	88:9		
wholly [1]	79:6		
width [1]	74:3		
Wildlife [1]	40:24		
William [2]	12:17		
46:16			
willing [3]	90:5		
94:17	113:4		
wing [1]	75:19		
Winston [1]	4:2		

FINAL PAGE

ADMINISTRATIVE RECORD

FINAL PAGE