



KELLY AFB
TEXAS

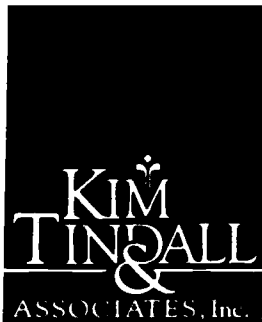
ADMINISTRATIVE RECORD
COVER SHEET

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RESTORATION ADVISORY BOARD

JULY 28, 1997

ORIGINAL



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1 APPEARANCES:

2 MR. EDWARD RIOJAS
3 Kelly AFB co-chair;

4 MS. ANNALISA PEACE
5 Community co-chair;

6 MR. ALLAN HAGELTHORN
7 Community Member;

8 MR. GARY BEYER
9 TNRCC, Austin;

10 MR. ARMANDO C. QUINTANILLA
11 Keep South San Proud;

12 MR. GEORGE RICE
13 Groundwater Hydrologist;

14 PROF. GENE W. LENE
15 Academic Community;

16 P.K. PAUL PERSON
17 Manager, Compliance Measurements
18 Union Pacific Railroad;

19 MR. JIM CLARK
20 San Antonio Metropolitan Health
21 District;

22 MR. CHUCK AHRENS
23 Bexar Metropolitan Water District;

24 MR. DAVID JOHNSON
25 Committee for Environmental Justice
Action;

MR. PAUL ROBERSON
Greater Kelly Development Corporation;

MR. CARL MIXON
Bexar County Fire Marshal;

MR. SAM MURRAH
Broker/Appraiser;

MR. LARRY HOFFMAN
Regional Clean Air & Water
Association;

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MR. JUAN SOLIS, SR.
Community Member;

MS. CAMILLE HUENI
U.S. EPA, Region VI;

MR. JOHN A. JACOBI
Texas Department of Health;

JULIE A. SEAL
Certified Shorthand Reporter
and Notary Public.

* * * * *

1 On the 28th day of July, A.D., 1997,
2 at Dwight Middle School, 2454 W. Southcross,
3 San Antonio, Bexar County, Texas, between the
4 hours of 6:00 o'clock p.m. and 9:00 o'clock
5 p.m., the above entitled meeting came on for
6 discussion before said ANNALISA PEACE, and the
7 following proceedings were had:

8 MS. PEACE: Welcome to the
9 Restoration Advisory Board meeting for Kelly Air
10 Force Base restoration. My name is
11 Annalisa Peace. I'm community co-chair for the
12 RAB and we'll just go around and have everybody
13 introduce themselves to start off.

14 MR. RIOJAS: I'm Ed Riojas from
15 Kelly Air Force Base.

16 MR. BEYER: Gary Beyer, TNRCC.

17 MR. JACOBI: John Jacobi,
18 Texas Department of Health.

19 MR. MURRAH: Sam Murrah. I'm a
20 person here in San Antonio, not an officer of
21 any kind. Thank you.

22 MR. SOLIS: Juan Solis, community
23 representative.

24 MR. HAGELTHORN: Allan
25 Hagelthorn, just a local community member.

1 MR. PERSON: Paul Person,
2 Union Pacific Railroad.

3 MR. RICE: George Rice, community
4 member.

5 MR. MIXON: Carl Mixon. I'm the
6 County Fire Marshal, Emergency Management
7 Coordinator and I'm also the chairman of the
8 Local Emergency Planning Committee.

9 MR. HOFFMAN: Larry Hoffman,
10 Air Force, retired, representing Regional Clean
11 Air & Water Association.

12 MR. QUINTANILLA: Armando
13 Quintanilla. I live here in South San.

14 MR. CLARK: Jim Clark, with the
15 Metropolitan Health District.

16 MR. JOHNSON: David Johnson, with
17 CEJA.

18 MR. LENE: Gene Lene, St. Mary's
19 University.

20 MR. AHRENS: Chuck Ahrens,
21 Bexar Met. Water District.

22 MR. ROBERSON: Paul Roberson,
23 with the Greater Kelly Development Corporation.

24 MS. PEACE: Thank you.

25 The purpose of the Restoration Board is --

1 The Restoration Advisory Board allows members of
2 the community and representatives of the
3 installation, U.S. Environmental Protection
4 Agency, state regulatory agencies and local
5 governments to work together toward a common
6 goal.

7 The RAB has a twofold purpose. First, the
8 RAB is a forum for representatives of the
9 installation, regulatory agencies and the
10 community to discuss and exchange information
11 about the Department of Defense's environmental
12 restoration program. Second, the RAB gives
13 stakeholders the opportunity to participate in
14 the cleanup process and make their views known
15 to decision-makers. The RAB's focus should be
16 Department of Defense's environmental
17 restoration program. Stakeholders may raise
18 other issues such as future land use, economic
19 factors and jobs, but there are other forums in
20 which to discuss those issues.

21 It is the responsibility of all RAB members
22 to ensure that discussions stay on track.
23 Remember, RABs are intended to promote
24 cooperation between the government and
25 communities by establishing equal member status

1 for all persons sharing chairmanship of the
2 board between the installation and the community
3 and soliciting individual advice rather than
4 forced consensus. It is the
5 Department of Defense's hope that this kind of
6 partnership approach will result in
7 environmental restoration decisions that meet
8 the needs of the community and the
9 Department of Defense.

10 We have, for the members, several new
11 things in the member packets tonight. We've got
12 a copy of Robert's Rules of Order, which was the
13 recommendation of the Administrative Committee
14 to use -- and we'll take a vote on that later.
15 We've got a RAB resource book, which is nice to
16 finally get those -- and, then, an executive
17 summary on soil samples, the new member
18 applications and the ballot for that and minutes
19 and -- and pertinent documents for the last
20 meeting on May 21st -- and, then, also, there's
21 been a handout on a presentation that Mr. Rice
22 is going to make on issues regarding off-base
23 groundwater contamination.

24 I've got the minutes now. Are there any
25 corrections to the minutes?

1 Mr. Rice?

2 MR. RICE: Yes. I have two
3 things to say about the minutes. The first is
4 at the top of Page 6, Item 3. It's the second
5 sentence I'd like to address. I'd like that
6 statement to refer to the fact that I said,
7 "Larry Bailey had told me that the Air Force
8 had a plan to replace me as the technical
9 committee chairman." I'd like that correction
10 made.

11 MS. PEACE: Okay.

12 MR. RICE: And, then --

13 MR. RIOJAS: That Larry Bailey --
14 instead of the Air Force. Is that what you're
15 saying?

16 MR. RICE: No.

17 MR. RIOJAS: I can't hear you,
18 George.

19 MR. PERSON: Why don't you speak
20 up?

21 MR. RICE: Pardon me?

22 MR. PERSON: You need to speak
23 up.

24 MR. RICE: Okay. What I had said
25 during my presentation was that I had been told

1 by Larry Bailey that the Air Force had intended
2 to replace me as the technical committee chair.
3 I'd just like that revision.

4 And my second is a general comment. I
5 would just like to ask whoever is preparing the
6 minutes not to editorialize in the minutes.
7 Please don't use terms that some people might
8 consider pejorative and treat everyone
9 evenhandedly.

10 Thank you.

11 MR. RICE: Mr. Quintanilla?

12 MR. QUINTANILLA: Yes. I'd like
13 a clarification and correction, if possible, to
14 the minutes -- and this refers to Page 5,
15 Paragraph B, Zone III cleanup -- Paragraph B-1.

16 MS. PEACE: Okay.

17 MR. QUINTANILLA: "The Air Force
18 contractor, SAIC, gave a presentation. Mr. Rice
19 said he liked the idea of optimizing the cleanup
20 systems as they are built. He is concerned
21 about not knowing the cost of the time needed to
22 clean up. He said SAIC's plan to have cleanup
23 systems in place in two years seemed
24 optimistic. He asked for a report on the
25 cleanup of Quintana Road. SAIC said that they

1 were not responsible for that project." My
2 question is: Who is responsible for that
3 project? It seems a little negative by putting
4 it that way.

5 MS. PEACE: That would be better
6 to add --

7 MR. QUINTANILLA: I just want a
8 positive statement as to who is responsible for
9 that, for the record.

10 MS. PEACE: Okay. Do we have an
11 answer?

12 MR. QUINTANILLA: Shouldn't it be
13 General Childress that is responsible? He's
14 responsible for the total cleanup.

15 MR. RIOJAS: Well, the Air Force
16 is responsible for cleaning up anything caused
17 by the Air Force.

18 MR. QUINTANILLA: All right.

19 MR. RIOJAS: If that's the
20 segment that you need in here, then we can -- we
21 can change that to reflect that.

22 MR. QUINTANILLA: Yes. Instead
23 of -- I want someone that is responsible,
24 General Childress, Mr. Riojas, Mr. Bailey --
25 someone that is responsible.

1 MS. PEACE: The United States
2 Air Force? So, if we say, "SAIC said that" --
3 how about --

4 MR. RIOJAS: Do you know what we
5 could do? We could -- Armando, what we could do
6 is add a statement at the bottom of this that
7 says the Air Force is responsible for cleaning
8 up any problems that is created by the
9 Air Force. Would that satisfy you?

10 MR. QUINTANILLA: I'm talking
11 specifically Quintana Road. I just need to know
12 who is responsible for cleaning up
13 Quintana Road.

14 (Discussion off the record.)

15 MS. PEACE: That's just the
16 drainage project, though, not the cleanup.

17 MR. RIOJAS: What he's talking --
18 he's talking about is he's talking about any
19 environmental problems that we have at
20 Quintana Road. Is that what you're talking
21 about?

22 MR. QUINTANILLA: Yes, the
23 environmental problems that we have contaminated
24 groundwater.

25 MR. MIXON: Let me ask this

1 question, then, if I may: Did we discuss that
2 in the meeting and should that have been in the
3 minutes? If the answer is no, then we shouldn't
4 be discussing this.

5 MS. PEACE: That's true.

6 MR. MIXON: We're just going to
7 approve the minutes, if they're correct.

8 MR. QUINTANILLA: They're not
9 correct.

10 MR. MIXON: Did we discuss it at
11 the last meeting?

12 MR. QUINTANILLA: Yes. This
13 subject was discussed -- the cleanup of
14 Quintana Road.

15 MR. PERSON: The question was
16 answered.

17 MR. QUINTANILLA: No, it was not
18 answered.

19 MR. RIOJAS: You're saying the
20 minutes, then, is that -- as they are, then --

21 MR. QUINTANILLA: I can't say
22 that.

23 MR. MIXON: But it needs to be
24 corrected somewhere, not necessarily the
25 minutes -- because it wasn't discussed -- but we

1 can discuss it in regular business.

2 MS. PEACE: Okay.

3 MR. RIOJAS: But his point is
4 well-taken. Carl's point is that if it wasn't
5 stated that way, how can you correct the minutes
6 to say something that wasn't said? But it needs
7 to be said. I think we've said it a dozen times
8 before -- that the Air Force is responsible for
9 any type of cleaning up, any problems the
10 Air Force caused -- and we will be glad to issue
11 a statement -- we can issue a statement for
12 these minutes, if you'd like.

13 MR. QUINTANILLA: I need
14 something like that.

15 MR. RIOJAS: Okay. You've got
16 it.

17 MS. PEACE: Okay. Are there any
18 amendments to the minutes?

19 Okay. Is there a motion to approve the
20 amendments?

21 MR. QUINTANILLA: I move that
22 they be approved, as corrected.

23 MS. PEACE: Okay. Is there a
24 second?

25 MR. RICE: Second.

1 MS. PEACE: All in favor, say
2 "aye."

3 (Vote by the RAB members.)

4 MS. PEACE: All opposed?

5 Okay. The minutes stand approved as
6 amended.

7 Now, we're going to have a vote on new
8 members and the procedure here will be that --
9 there are six nominees and each will be given
10 three to four minutes to address the board about
11 why they would like to be elected to the board.

12 Okay. It's six with the dropout, I
13 believe. Okay. So, after the nominees speak,
14 board members will have two to three minutes to
15 ask any general questions about the nominees'
16 qualifications and, then, the nominees will be
17 invited to leave the room during the vote, if
18 they'd like, then we'll take a vote -- a voice
19 vote -- which will be recorded and votes will
20 be tallied -- and the top four nominees will be
21 installed to the board -- and, then, the
22 newly-elected board members will be seated
23 immediately after the election.

24 So, we will call these candidates in
25 alphabetical order: Dominga R. Adames. Would

1 you come to the microphone, please?

2 MS. ADAMES: Hello. My name is
3 Dominga Adames -- I wrote it down because I'm
4 getting laryngitis and I didn't know if I was
5 able to speak today or not.

6 At this time, I would like to thank you for
7 considering me as part of the RAB, not only the
8 fact that Kelly is my back-door neighbor, but,
9 also, at this point in my life, I feel I am
10 better able to serve our community. My family
11 is grown and away from home -- that I have more
12 time on my hands than before.

13 My interest in our community is that we
14 share an interest in what is going on in our
15 community surrounding things that are a part --
16 that are important -- of importance to us. By
17 being a member on the RAB Board I feel our
18 outlook on things that are being accomplished
19 will be better viewed -- and on that note, I can
20 be assured that, not myself, but our community
21 will benefit from all this.

22 Thank you.

23 MS. PEACE: Are there any
24 questions for Ms. Adames?

25 MR. RIOJAS: You're from the

1 North Kelly Gardens; is that right?

2 MS. ADAMES: Yes, sir.

3 MR. RIOJAS: Are you represented
4 now on the RAB by anybody? Does Yolanda Johnson
5 represent North Kelly Gardens?

6 MS. ADAMES: Yes, she does.
7 She's my across-the-street neighbor.

8 MR. RIOJAS: Okay. Thank you.

9 MR. ADAMES: Thank you.

10 MS. PEACE: Are there any further
11 questions? Thank you, Ms. Adames.

12 Okay. Grady Floyd?

13 MR. FLOYD: Good evening. My
14 name is Master Sergeant Grady Floyd. I live and
15 work at Kelly Air Force Base. Currently, I
16 perform duties as a housing advocate -- resident
17 advocate -- for, approximately, 80 families at
18 Kelly Air Force Base. So, not only am I
19 representing myself, but I'm here representing
20 those families in which I perform duties for at
21 Kelly.

22 We live, work and play at Kelly Air Force
23 Base, so there is a genuine concern about our
24 future, as well as the well-being of our family
25 members. I am seeking membership to your panel

1 because of those reasons -- and I will gladly
2 serve in any way that I can. Thank you.

3 MS. PEACE: Are there any
4 questions for Mr. Floyd? Mr. Mixon?

5 MR. MIXON: What do you do at
6 Kelly?

7 MR. FLOYD: I'm a social active
8 technician, human relations and education.

9 MR. JACOBI: How many families
10 was it you said you --

11 MR. FLOYD: Approximately 80
12 families.

13 MR. JACOBI: Eighty families?
14 Where do those families live?

15 MR. FLOYD: They live in four
16 different housing units; 300, 301, all the way
17 to 304.

18 MR. JACOBI: All on base?

19 MR. FLOYD: All on base.

20 MR. JACOBI: Very good.

21 MS. PEACE: How long will those
22 families be living there?

23 MR. FLOYD: The amount of time in
24 which those families will be there -- it
25 varies. We have a turnover rate -- which is not

1 a high turnover rate -- but as those families
2 leave, others will be coming.

3 MS. PEACE: So, this isn't
4 affected by the privatization?

5 MR. FLOYD: No, it's not.

6 UNIDENTIFIED SPEAKER: And your
7 rotation?

8 MR. FLOYD: I'm not expecting to
9 be PCSing or moving any time. So, I'm going to
10 be at Kelly for a while.

11 MS. PEACE: Any further
12 questions? Thank you, Mr. Floyd.

13 MR. FLOYD: Thank you.

14 MS. PEACE: Okay. Willie Jones,
15 Jr.

16 MR. JONES: Good evening. I'm
17 Technical Sergeant Willie Jones, Jr., and I live
18 on Kelly Air Force Base. I am also a housing
19 advocate and I'm the advocate for 48 families.
20 One of the reasons why I wanted to be a member
21 of the RAB was because -- I think we have a
22 stake here where my family and other families
23 live on Kelly Air Force Base and I want to make
24 sure that Kelly and the community get a fair
25 shake in what we're doing here.

1 MS. PEACE: Okay. Are there any
2 questions for Mr. Jones?

3 MR. JACOBI: How long have you
4 been at Kelly?

5 MR. JONES: Three years.

6 MR. JACOBI: Do you expect to
7 continue for some time.

8 MR. JONES: Yes. I expect to be
9 here for a while, unless the Air Force decides
10 to move me and I don't see that coming any time
11 soon.

12 MS. PEACE: Any further
13 questions?

14 MR. PERSON: How many families do
15 you represent?

16 MR. JONES: Forty-eight.

17 MR. QUINTANILLA: Is that in
18 addition to Mr. -- Grady Floyd's -- or
19 Sergeant Floyd's --

20 MR. JONES: Each advocate has
21 their own responsibilities and it's not shared,
22 so -- unless --

23 MR. RIOJAS: They're not the same
24 families.

25 MR. JONES: No, they're not.

1 Different houses, different buildings and
2 some -- some of them -- they're spread all over
3 the base. I have four buildings -- 48
4 families -- and, basically, what we do is we go
5 out and we inspect the houses to make sure
6 everything is up to par with the lawns and
7 everything -- and, also, if there is any -- like
8 brown areas -- you know, we check that out and
9 make sure that -- the possibility that there's a
10 gas leak or something could be contaminated --
11 so, you would get a hold of environmental and --
12 which I did on a couple of occasions and didn't
13 find anything wrong. As a matter of fact, all
14 the spots were from animals and what they had to
15 do was just put down sod and water it and that
16 took care of the situation.

17 MS. PEACE: Okay. Any further
18 questions? Thank you, Mr. Jones.

19 David Newman?

20 Okay. Damian Sandoval?

21 MR. SANDOVAL: Good evening,
22 Kelly RAB. My name is Damian Sandoval and I've
23 been on RABs before -- not so much as a RAB
24 member, but more of a regulatory agency. My
25 experience on the RAB consists of working on

1 major BRAC closing programs for the
2 City of San Francisco, George Air Force Base --
3 and my last assignment was Hamilton Army Air
4 Field in Nevada, California. I think I'd bring
5 to the RAB a couple different things, not only
6 do I bring the responsibility of what it is to
7 be a RAB member, but also the duties of a
8 community member.

9 Quickly, as background information: I'm a
10 long-term South Side San Antonian. I went to
11 St. James School here in San Antonio, then to
12 Central Catholic and, then, also, graduated from
13 St. Mary's University. We've recently been back
14 about six months. That's pretty much the
15 responsibility that I think the RAB members
16 have. If you have any questions, I'll be glad
17 to answer them.

18 MS. PEACE: Are there any
19 questions?

20 MR. RIOJAS: Damian, where do you
21 live now?

22 MR. SANDOVAL: I live at
23 1515 Hoover, which is north of -- in
24 Palm Heights -- north of East Kelly.

25 MR. QUINTANILLA: When you say

1 "East Kelly," that would be the Normoyle Park
2 area?

3 MR. SANDOVAL: That's correct --
4 between Zarzamora and Nogalitos.

5 MR. QUINTANILLA: What is your
6 awareness of Six Mile Creek and the
7 contamination there? Can you tell us anything
8 about that?

9 MR. SANDOVAL: Officially or
10 non-officially? The reason I say that is
11 because I work for the Department of
12 Transportation and I know one of my
13 responsibilities there is to ensure that future
14 roadway projects are clear of contamination.
15 With that information, I do have information
16 that I can and cannot discuss at this point. I
17 do discuss a lot of environmental issues with
18 Kelly Air Force Base directly. So, the
19 information that they have, I'm pretty much up
20 on.

21 The last project that I know of is the
22 installation of the monitoring wells along
23 Loop 353, which is New Laredo Highway -- and I
24 do know that information at hand.

25 MR. QUINTANILLA: The reason for

1 the question is: Since you have that
2 information, how good is it or how will it help
3 the people that reside in that neighborhood.

4 MR. SANDOVAL: Well, I think one
5 of the things that we, as community members,
6 need to know is a little bit of risk
7 management. We live in a day-to-day life that
8 we have to deal with risk all the time. One of
9 the issues in risk assessment that I've been
10 exposed to is the issue about risk scenarios.
11 What are the actual receptors? A lot of
12 individuals do not know what that means. I
13 think education is very important in that area.

14 The concentration of certain levels of
15 contaminants via VOCs or SVOCs or whatever they
16 may be have a chance to be risked away, but that
17 information has to be explained to the public.

18 MR. QUINTANILLA: Thank you.

19 MS. PEACE: Are there any further
20 questions? Okay. Thank you very much,
21 Mr. Sandoval.

22 MR. SANDOVAL: Thank you.

23 MS. PEACE: Ruben Solis? Okay.

24 Since David Newman and Ruben Solis are not
25 present, I will just read a little bit of

1 their -- David Newman is City of San
2 Antonio's -- Environmental Services. So, he
3 would be a city representative. Ruben Solis
4 works with the Southwest Workers Union --
5 Southwest Network. He's knowledgeable of the
6 community problems and people in the community
7 and he's been involved in organizing grass roots
8 efforts.

9 Okay. Are there any further questions for
10 any of the candidates? Okay. At this time,
11 before we take the vote, the nominees, if you'd
12 like, are -- may leave the room. If you want to
13 stay and see the vote, that's all right, as
14 well.

15 Mr. Rice?

16 MR. RICE: I have a question
17 about procedure. Looking through these
18 applications, I see that some people filled out
19 their application a couple months ago and we
20 know they've been asking to be members of the
21 RAB for quite some time and other people filled
22 out their applications a couple of weeks ago.
23 Ought we give preference to the time when
24 somebody asked to become a member of the RAB?
25 Shouldn't it be first come, first serve?

1 MS. PEACE: Frankly, I think
2 that's a point well taken and I would --

3 MR. RIOJAS: Are you asking for
4 an opinion or are you asking for something
5 else?

6 MR. RICE: Well, I guess I'm
7 trying to open up this discussion.

8 MR. PERSON: Well, the answer is
9 no. It's best qualified, George.

10 MS. PEACE: Also, I think that
11 each individual person might take that into
12 consideration. Because some of these people
13 have been waiting to get on for a very long time
14 and -- so, I would urge you to go ahead and take
15 that into consideration when you are voting,
16 that some of these people have had a continuing
17 interest in this process and have attended
18 nearly every meeting and have waited, like I
19 said, to get on this for quite sometime.

20 Is there any further discussion?

21 MR. RIOJAS: But they're not here
22 right now; is that not right?

23 MS. PEACE: I'm thinking of
24 Ms. Adames.

25 MR. MIXON: I have a question.

1 The two folks that are not here, why are we
2 going to consider them if they're not even here
3 to speak to --

4 MR. RIOJAS: Well, we've got
5 their bio -- and I guess that's about the best
6 we can do.

7 MS. PEACE: Okay. Is there any
8 further discussion?

9 MR. QUINTANILLA: Are we just
10 going to vote on the ones that are here today or
11 on all --

12 MS. PEACE: No, on all the
13 candidates. So, all candidates are eligible to
14 be voted on.

15 MR. MIXON: Or you may take it
16 under consideration that they didn't appear.
17 That may affect your vote.

18 MS. PEACE: Exactly.

19 MR. MIXON: It does mine.

20 MS. PEACE: Is it okay if I begin
21 voting? All in favor of Dominga Adames?

22 MR. RIOJAS: I don't think we
23 need to do it that way. What we need to do,
24 I think, is give each member four votes -- that
25 way you can make sure that everybody gets --

1 doesn't vote five times -- don't you think?

2 MS. PEACE: So, we should go
3 around the room and --

4 MR. RIOJAS: Ask Armando for all
5 four of his, you know -- and, then, if
6 somebody -- like that --

7 MR. MIXON: Couldn't we just
8 circle the ones we want and turn the paper --

9 MR. HAGELTHORN: Can we look at
10 the procedure that we've been following for the
11 last three years? We have a ballot.

12 MS. PEACE: There was a
13 request -- you know, I asked about the ballots,
14 too, and I was told that they had requested a
15 voice vote so that it could be part of the
16 record.

17 MR. HAGELTHORN: Who's they?

18 MS. PEACE: Well, Mr. Crist --

19 MR. RIOJAS: Maybe I can explain
20 a little bit --

21 MR. HAGELTHORN: We can have a
22 record of the vote -- I mean, you can count to
23 ten as easy you can listen to somebody say,
24 "Yeah."

25 MS. PEACE: All in favor of the

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ballots -- I prefer that, too -- say "aye."

(Vote by the RAB members.)

MS. PEACE: All opposed? So, we will go ahead and cast our votes by ballot.

MR. ROBERSON: Just circle the names of four --

MS. PEACE: Circle the names of the four that you like.

MR. RIOJAS: Is there anyone that doesn't have a ballot?

MR. SOLIS: I don't have a ballot.

(Short break taken.)

MS. PEACE: Have the ballots been collected? While the ballots are being counted, is there any objection to continuing on with the community statements?

Is there anybody who would like to make a statement at this time? No?

MR. QUINTANILLA: Are you talking about the community there?

MS. PEACE: Yes, anybody from the audience.

MR. QUINTANILLA: For those of you who do not know, Councilman Prado is here

1 visiting at our RAB meeting and maybe he has
2 some comments for us. Will you, please?

3 MS. PEACE: Okay. Before --
4 Councilman Prado, I'm sorry to interrupt. We
5 need two members of the audience to go with
6 Mr. Lankford here and certify the votes -- two
7 volunteers from the audience.

8 Okay. Councilman Prado, it's great to see
9 you here.

10 MR. PRADO: Thank you,
11 Madam Chairman and members of the RAB. This is
12 not my first meeting of the RAB, but it's my
13 first meeting as City Councilman. I will tell
14 you that what the RAB does is of great interest
15 to me.

16 I represent a district -- District 4 --
17 on the City Council -- City of San Antonio --
18 that has much of Kelly Air Force Base and
19 Lackland Air Force Base and those territories
20 outside the gate. I want you to know that I've
21 also received -- at various meeting -- not only
22 the RAB here, but PTAs and other civic
23 organizations and -- telephone calls and letters
24 from constituents who are concerned about the
25 situation in and around and outside -- inside

1 the gate of Kelly -- in some cases, Lackland Air
2 Force Base. So, I hope that this is not my
3 first and last RAB meeting. If I will be kept
4 informed as to the meeting dates, I'll be more
5 than happy to be here.

6 I will say that when I do receive
7 correspondence from constituents in my capacity
8 as City Councilman, I do refer them to the
9 Office of City Manager. I did receive some
10 correspondence here recently and I've asked him
11 and his staff to respond specifically to some of
12 the concerns raised by citizens. I am concerned
13 as to what happens here at Kelly, Lackland and
14 the surrounding area. I'm concerned because my
15 constituents are concerned. So, in that
16 respect, I intend to be an avid attendee to the
17 RAB meetings. As I've said, when I receive
18 correspondence from constituents and when I
19 receive telephone calls, I'll refer them to the
20 correct and to the proper agency or department
21 from the City of San Antonio.

22 From time to time, I'll be asking for
23 information from the Department of the
24 Air Force, Kelly and Lackland Air Force Base and
25 I've asked for some information from the

1 Department of Defense. So, I'm not here to
2 point fingers at anyone. I'm here on a
3 fact-finding mission as I will be for other RAB
4 meetings. But as I said, initially, your
5 concerns and what you bring to the table is of
6 my interest and the interest of the constituents
7 that I represent. So, with that, if there's any
8 questions you'd like to ask me, I'll just go
9 back to my seat and listen attentively to the
10 discussions that will be going on here this
11 evening.

12 Thank you.

13 MS. PEACE: Councilman Prado, I
14 would like to say, as community co-chair, that I
15 am really glad to see you here. With the last
16 council, there was a conspicuous absence of
17 interest by the council members that represented
18 the people in this area -- and, so, I really do
19 thank you for your interest and your concern.

20 MR. PRADO: Thank you,
21 Madam Chair. I'm glad to be here.

22 MR. RIOJAS: I would like to echo
23 that, too, Mr. Prado. We are honored by your
24 presence here. Thank you for coming.

25 MR. PRADO: Thank you.

1 MS. GOMEZ: Good evening,
2 everybody. My name is Mrs. Gomez. I live in
3 this area. As you know, in the last meeting I
4 had a complaint about the cat going half dead
5 and whatever.

6 My concern is this: What's going to happen
7 to this community when Kelly has offered to help
8 and clean all of these things around the area
9 when they leave? What's going to happen to us
10 in the community after Kelly is no longer
11 Kelly? What is the government going to do about
12 keeping its promise to us here in our
13 community? I'd sure like to know if they're
14 going to keep their word and keep the cleaning
15 of this business around this area. Would you
16 please let us know? Because I'm very much
17 concerned with this health business in our
18 community.

19 Thank you.

20 MR. RIOJAS: May I respond to
21 that? It's a legitimate concern. The cleanup
22 that we're going to do surrounding Kelly Air
23 Force Base is being done by the Air Force and
24 not necessarily Kelly. So, once Kelly is closed
25 down, we'll still have an organization here

1 called the Air Force Base Closure Association --
2 Organization -- that is responsible for cleaning
3 up all the remnants of any contamination we
4 left. So, the Air Force has made a
5 commitment -- and I hope that this satisfies
6 you, too, Mr. Quintanilla -- that the Air Force
7 is making a commitment that we will clean up any
8 contamination that the Air Force has caused on
9 Quintana Road and on the North Kelly Gardens.

10 MS. GOMEZ: Thank you, sir.

11 MR. QUINTANILLA: How long will
12 it take, Mr. Riojas -- the Quintana Road?

13 MR. RIOJAS: I don't really
14 know. There is speculation -- There's some
15 speculation, but I really don't know -- because
16 they don't have the final cleanup processes in
17 place, yet. I think that sometime in the
18 next -- by maybe -- hopefully, the next meeting
19 or the meeting after that -- we'll be able to
20 shed more light on it. They're talking in terms
21 of 18 years the last time that I heard, but this
22 is just speculation, Armando, right now.

23 MR. QUINTANILLA: General
24 Childress was here and he said it was going to
25 take 30 years. I mentioned that it was too long

1 and it was supposed to be reduced. We have
2 never heard back.

3 MR. RIOJAS: Well, really,
4 there's a lot of things that that depends on.
5 It depends on what thresholds that we're being
6 driven to by both EPA and TNRCC -- and if those
7 thresholds change later on to where we have to
8 clean it up cleaner than what we would do right
9 now, then it will take longer. I don't think
10 that we're in a position right now to give you a
11 real good answer on that -- and I do promise you
12 we will give you an answer.

13 MR. QUINTANILLA: See, the
14 contamination is like a boil. It's something
15 that people turn their heads away from. We
16 cannot sell our properties -- our homes -- for
17 what they were originally intended for and for
18 what they are worth because of contamination.

19 MR. RICE: May I make a comment
20 regarding that point? The Air Force is
21 currently involved in a lawsuit in federal
22 court -- and as part of that lawsuit, they're in
23 the process of disavowing responsibility for
24 much of the contamination in the neighborhood --
25 groundwater contamination -- including the great

1 majority of the contamination in the
2 Quintana Road neighborhood -- and this will be
3 the subject of my presentation that is scheduled
4 for 8:20 under, "New business." I hope you-all
5 stick around and listen.

6 MS. PEACE: Okay. Are there any
7 other speakers?

8 The votes are --

9 MR. PERSON: I have one question
10 before you move on, if you don't -- I'm sorry.

11 MS. PEACE: Go ahead.

12 MR. PERSON: George made a
13 comment about a lawsuit that's being currently
14 argued and the Air Force is disavowing
15 responsibility. Can you tell us who that
16 lawsuit is with and for?

17 MR. QUINTANILLA: I'll answer
18 that, George. I filed the lawsuit.

19 MR. PERSON: It's your lawsuit?
20 And you're working with him as an expert witness
21 in that lawsuit?

22 MR. RICE: That's correct.

23 MR. PERSON: So, you're using
24 this platform as discoverable information --
25 using your lawsuit?

1 MR. RICE: I'm not sure what you
2 mean by that, Paul.

3 MR. PERSON: You're using the RAB
4 and the information you receive here as
5 discoverable information to use against
6 Mr. Quintanilla -- or with Mr. Quintanilla --
7 for your lawsuit.

8 MR. RICE: Well, once again, I'm
9 not sure what you mean. But what I'm trying to
10 do is get information to the public that I think
11 the public ought to know.

12 MS. PEACE: Mr. Person, I just
13 want to say that I proposed the agenda item --
14 not Mr. Rice.

15 MR. HAGELTHORN: Thank you.
16 Continue. I'd like to hear --

17 MR. PERSON: Well, I would like
18 to know if you're representing Mr. Quintanilla
19 and Mr. Quintanilla has a lawsuit against
20 Kelly Air Force Base -- I see that as a severe
21 conflict of interest, George.

22 MR. RICE: Well, Paul, I hope you
23 stick around and hear what I have to say, then
24 maybe you'll be able to make a more informed
25 judgment.

1 MR. MIXON: Could I make a point
2 of order -- not to interrupt this discussion --
3 but we're having -- this time is set aside for
4 the members of the public that come to speak --

5 MR. PERSON: I didn't start
6 this. He did.

7 MR. MIXON: I understand.
8 So, we can get --

9 MR. PERSON: I just wanted this
10 on the record at this time.

11 MR. MIXON: Sure. I appreciate
12 that.

13 MR. PERSON: I'm sorry I
14 interrupted --

15 MR. MIXON: If we could just let
16 everybody speak -- and, then, we can get into
17 new business and really whip this up.

18 MS. PEACE: Okay. I agree.
19 I'm sorry, Ms. Adames.

20 MS. ADAMES: That's okay. I'm
21 used to waiting.

22 First, I'd like to thank our council member
23 for being here. We haven't had anybody -- at
24 least not from my area -- but he's here. I
25 thank you.

1 Also, regarding the language --
2 terminology -- as you very well know, some of
3 us are not as educated as some of you are. So,
4 I would appreciate very much if it was just
5 simple and easy -- things that the community can
6 understand.

7 Also, I understand from Mr. Riojas that
8 there is talk about a survey, which is very much
9 appreciated. At least, now, we're getting to
10 where we know what's going on. Thank you.

11 And another question that I have -- I don't
12 know who can answer -- is there anything being
13 done about the new houses that are being built.
14 Some of them are on the plume. They're still
15 going up. Now they've put a barrier around it,
16 so -- but, still, they are there. Is anybody
17 interested in what is going on there and why
18 they are being built after I, myself, am against
19 it because of the contamination? Who's in
20 charge of those houses? Who gives the okay?

21 MS. PEACE: I believe that's the
22 San Antonio Housing Authority. Is there anyone
23 here from that agency? No.

24 MS. ADAMES: Well, I am very
25 greatly concerned, also. A friend of mine is

1 buying a house and -- close to where I live --
2 and she had no idea that place is
3 contaminated -- plus, she's already signed the
4 papers -- and nobody told her anything. I
5 thought it was supposed to be known that that
6 area is contaminated and what they are getting
7 into. I think it's very serious. But, like she
8 said, nobody told her anything about it.

9 MS. PEACE: I'm not sure about
10 the disclosures. I do remember, at the last
11 meeting, there was a homeowner that was
12 concerned about disclosure before selling a home
13 and I know it is a state law that such things
14 should be disclosed, but -- Who did you -- Do
15 you know --

16 MS. KNAPP: I have a copy of the
17 disclosure statement that's required and the
18 copy of the statute, if anybody would like to
19 look at this -- and maybe during the break, we
20 can get together and discuss what is required
21 for disclosure.

22 MS. ADAMES: Okay.

23 MR. JOHNSON: Is that disclosure
24 to the City of San Antonio or is it to --

25 MS. KNAPP: It's a state

1 statute -- state code -- part of the property
2 code.

3 MS. PEACE: The disclosure would
4 be to potential buyers, correct?

5 MS. KNAPP: It's a seller's
6 disclosure statement, correct.

7 MS. PEACE: Okay. Thank you,
8 Ms. Adames.

9 MS. ADAMES: Because I want --
10 there are some houses that are being sold -- and
11 I talked to this lady and she said, "It's a
12 bargain. You can buy a real nice house for
13 \$35,000 and you even get a bonus to go ahead and
14 fix it up." I mean, nobody wants to pass up an
15 opportunity like that -- at what cost? More
16 than money-wise, I mean. Thank you.

17 MS. PEACE: Ms. Adames, I share
18 your concerns and that's something that we need
19 to take up with the City rather than the RAB,
20 because the RAB doesn't have anything to do with
21 it. I will try to send an invitation and get
22 somebody from that agency at the next meeting.
23 Thank you.

24 Are there any other speakers? Okay. The
25 votes are still out, so Ms. Camille Hueni from

1 the Environmental Protection Agency will make
2 the next presentation.

3 MS. HUENI: Thank you. Again, I
4 am Camille Hueni. I'm with the Environmental
5 Protection Agency out of Dallas -- and last time
6 we talked about having additional information at
7 this meeting about environmental justice. We
8 have brochures that we brought that we'll
9 distribute at the break that discuss the ground
10 offerings that remain available during FY '97.

11 From -- From my conversation with
12 Shirley Augurson, those grants will be awarded
13 toward the end of the fiscal year -- so,
14 probably, at the end of September. Also, I
15 wanted to pass on for Shirley that those grants
16 will probably be offered again this next year,
17 although -- let's see -- we anticipate that
18 procedures will be very much the same as they've
19 been in the last four years. So, if you'd be
20 looking for that, I'll keep my head up, too, on
21 that, too. We should be hearing something about
22 the FY '98 ground offering probably sometime in
23 December.

24 I'll have this information out at the
25 break -- don't have a lot of material here --

1 but if anyone wants additional copies, I'll have
2 a list there for you to leave your name and
3 number and address.

4 MR. JOHNSON: Does that
5 information just include private agencies or
6 would it also include higher education and
7 learning institutions?

8 MS. HUENI: The grant
9 application? It's actually both.

10 MR. JOHNSON: Both?

11 MS. HUENI: Uh-huh. There's
12 actually one grant that's under the small grants
13 program and there's one grant also available
14 that involves area universities, as well.

15 Shirley Augurson and, also, Carol Wallace
16 from the TNRCC -- they're planning on being here
17 at the InfoFair that's going to be August
18 13th -- in the evening. So, if anyone wants to
19 talk with them one-on-one, they will be
20 available at that time.

21 MS. PEACE: Okay. Thank you very
22 much, Ms. Hueni.

23 We'll proceed to fuel tank night opts,
24 which Mr. Riojas --

25 MR. RIOJAS: That's mine.

1 MS. PEACE: Okay.

2 MR. RIOJAS: The question on the
3 fuel tank night operations had to do with
4 refueling aircraft at night and refueling the
5 big tanks that are by North Kelly Gardens. What
6 the Air Force has done is the Air Force has
7 ceased filling the tanks at night and those
8 complaints about noise, diesel engines running
9 with the diesel fuels coming out -- they have
10 ceased doing that at night. They will no longer
11 be filling the tanks after 5:00 o'clock.

12 However, the operations for the flightline
13 may continue, because we have a 24-hour
14 flightline. So, what you might see is, you
15 might see the Air Force trucks there getting
16 fuel out of the tanks to go service an
17 aircraft -- that will not be as bad as the big
18 trucks that are discharging large amounts of
19 fuel there. So, that's the way that the
20 operations will be with respect to those tanks.

21 MS. PEACE: Okay. Thank you very
22 much, Mr. Riojas.

23 Next, we have installation restoration
24 program status and Mr. Larry Bailey will give us
25 that presentation.

1 MR. BAILEY: Good evening. If I
2 could ask everybody to take a look in your
3 packets -- on the left-hand side of your packet,
4 towards the very back, there are two pieces of
5 paper for which I'd like to reference tonight.
6 One is entitled, "Kelly Air Force Base
7 Installation Restoration Program Status." It
8 looks like this. Pardon me. It's on the
9 right-hand side -- I was now informed --
10 Excuse me. It's got the various zones listed --
11 and, then, along the top, it has acronyms and,
12 then, it's got dates -- and, then, associated
13 with that document is another document entitled,
14 "Kelly Air Force Base Installation Restoration
15 Program, FY '98 Execution Program" -- and it's
16 got a listing by project of the various projects
17 that are planned for the FY '98 time period.
18 So, it's these two documents.

19 I'd like to start off by discussing the
20 first one, which is the FY '98 Execution Plan
21 and indicating that one of the primary purposes,
22 if not the primary purpose, of the Restoration
23 Board is to hear from Kelly Air Force Base what
24 is the plan. Over the last few RABs, there's
25 been limited time where we've discussed some of

1 the issues relative to that -- and, in this
2 forum, we would very much like to -- "we," being
3 Kelly Air Force Base -- to identify the kind of
4 projects that are planned for the FY '98 time
5 period. They indicate if there is various
6 activities by documents that are required, as
7 well as other kinds of information pertaining to
8 specific projects that we've got planned for
9 next year.

10 In addition to that, we have a column
11 called, "Planned execution." There's been some
12 questions by various RAB Board members relative
13 to, "When do you plan on getting these projects
14 under contract?" So, if I could ask each of you
15 to refer to the column, "Planned execution by
16 quarter" -- we plan on executing or signing the
17 contracts for these projects, based upon that
18 time period identified.

19 The one issue that we are not able to
20 identify at this time is that, "Are we for sure
21 going to receive funding in the October time
22 period of this next year?" We anticipate
23 receiving funding in the FY '98 time period in
24 October or November, like we did last year. So,
25 we do have planned -- anticipated planned

1 execution times for you.

2 At the same time, the last column refers to
3 remarks. This refers to the types of funding --
4 repeat, the types of funding -- that we're going
5 after to fund for these projects -- and I think
6 you will note that there are two specific
7 accounts or funding lines that we go after. One
8 is called BRAC -- the base realignment and
9 closure dollars that we get for being designated
10 as a BRAC closure facility -- and the other are
11 called DERA -- or it's currently called ERA --
12 or it's the Defense Environmental Restoration
13 Account -- or, now, Environmental Restoration
14 Account. So, sometimes, when you go get funding
15 for various projects, it falls into two
16 categories -- and in other categories, it's a
17 single funding account. So, again, this is to
18 give you an idea of those projects as they're
19 currently planned for FY '98.

20 The other document which refers to the
21 various zones -- the title of this is,
22 "Installation Restoration Program Status."
23 This is what I consider to be a very, very
24 valuable document. A few years back -- or a
25 couple years ago -- when we established the

1 RAB Board, we had a document not shown this way,
2 but shown another way -- and since that time,
3 we presented it -- and periodically do -- this
4 time we changed the format to identify to RAB
5 members that have been on board for a while and
6 those new RAB board members for what we believe
7 is an easily recognizable way to review those
8 documents for -- which have already been
9 completed. So, if I could ask you to refer with
10 me as I go across and use some of these as an
11 illustration -- regarding Zone 1, it has -- to
12 the right of it -- "GW" and "Soil," because
13 each zone is broken out into groundwater for the
14 "GW" and "Soil" for itself. The "PA" and the
15 other items are identified with a nomenclature
16 below that identifies which step of the
17 process -- remembering that, as you go from left
18 to right, you're going from the study to
19 completion. So, if we were to talk about
20 Zone 1 -- the groundwater -- and refer all the
21 way to the feasibility study, it indicates that
22 in March of '96 this was a document that was
23 completed and submitted to the TNRCC and it was
24 approved -- and just to highlight certain
25 items -- for Zones 1, 2 and 3 -- 4 --

1 groundwater -- you will note that those items
2 are identified in the lighter color and those
3 indicate that, in fact, the feasibility studies
4 have been approved by the state.

5 This indicates currently that the State has
6 approved the approach that Kelly Air Force Base
7 has recommended for cleaning up the groundwater
8 in those three zones. This means that, unless
9 there's some significant change to what we
10 propose, we will probably not be coming back to
11 the RAB asking for you to review various
12 documents. We will be bringing you into the
13 process to take a look at progress reports,
14 what's happening as part of the design, the
15 schedule for the design, what's happening as
16 part of the construction phase -- but as the RAB
17 charter says and as the national RAB charter
18 says, the involvement of the Restoration Board
19 members for advisory purposes is not completed,
20 but in a less than formal way, it ends with the
21 feasibility study.

22 We, on the other hand, from Kelly have
23 decided, through the RAB process, that we will
24 continue to keep you-all informed as to what is
25 actually happening so that you understand what

1 the schedules are for these projects, when they
2 plan to go in -- and, more importantly, what's
3 happening as a result of putting these projects
4 in. As an example, there's been some questions
5 by some folks -- and we'll have a presentation
6 later this morning -- a presentation made by
7 Mr. Rice and a presentation made some
8 contractors -- CH₂M Hill -- on what's called the
9 capture zone modeling for some our work. In
10 laymen's terms and everybody's terms, this just
11 simply means this: We have put a cleanup system
12 in operation in Zone 2, which is what we're
13 going to talk about. How effective is that
14 system? Is it working or isn't it working? And
15 that's the type of information that we're going
16 to be bringing back to the RAB members and,
17 also, the general public.

18 This is a tool which I would submit to you
19 that we need to continue to use every RAB
20 meeting just to bring everybody up to date to
21 identify any changes that might occur. If I
22 could ask you, also, to take a look at Zone 1 --
23 and you go across on the right-hand side to
24 where it says, "RD," that's '98 -- that's
25 '98 -- but that's the fourth quarter -- that's

1 an FY -- that's a fiscal year time period and
2 not a calendar year. But, other than that, we
3 will be coming forth and identifying to you when
4 these events take place.

5 So, let me highlight something to you which
6 is coming. The key is, "What documents are
7 coming before you soon?" So that you,
8 Restoration Board members, know what they are,
9 so that you can plan. You may want to go back
10 and take a look at previous documents that have
11 been prepared for that zone, as well prepare for
12 these other documents. So, if we were to look
13 down into Zone 4 and Zone 5 -- groundwater for
14 Zone 4 and groundwater and soil for Zone 5 -- if
15 you would look over to the right -- that first
16 darkened area for the RI or remedial
17 investigation -- and that's for the first
18 quarter of FY '98, which will occur in the
19 October through the December time period. More
20 than likely, it will occur in about the middle
21 of that time. The reason why we're giving a
22 range in here is because there are a lot of
23 factors that determine when that document will
24 be complete enough to submit to the regulators,
25 therefore, complete enough to submit to the RAB

1 Board members. So, the time period for those
2 documents in Zone 4 and 5 will be coming out
3 within the next three to five months -- and as
4 we go forth, we'll be able to update you with a
5 much more specific date rather than a zone.

6 So, the intentions of using this particular
7 document are to better inform you -- and we hope
8 that that's exactly what takes place -- as to
9 what documents are forthcoming, as well as where
10 we stand on other documents that have been
11 submitted before the regulators. That's all the
12 information I have and I'll be glad to answer
13 any questions anybody might have.

14 MR. QUINTANILLA: Repeat again
15 what remedial -- the feasibility studies
16 actually mean. Does that mean that they've
17 already studied all of the areas and that they
18 no longer need to punch holes in the ground?

19 MR. BAILEY: Yes, sir.

20 MR. QUINTANILLA: And this was
21 all completed for Zone 3 in March of '96.

22 MR. BAILEY: For Zone 3 in April
23 of 1996?

24 MR. QUINTANILLA: Yes.

25 MR. BAILEY: Yes.

1 MR. QUINTANILLA: That was last
2 year.

3 THE WITNESS: Yes.

4 MR. QUINTANILLA: Well, just a
5 couple of months ago you dug another well there
6 on Quintana Road in Zone 3. What was that well
7 for?

8 MR. BAILEY: We anticipate
9 digging additional wells out into the community
10 and on base to better find some of the extent of
11 plumes. As we've described in the past, we have
12 a very challenging task before us -- and that is
13 that we're dealing with shallow groundwater --
14 that sometimes there's shallow groundwater there
15 and sometimes there's not. Sometimes the
16 concentrations of contaminants may be at this
17 level. Sometimes they may be at that level.

18 So, it behooves us to go out and better
19 define the extent of some of these contaminants
20 and that's why we will be putting wells
21 additionally in on-base and off-base areas over
22 the next few months.

23 MR. QUINTANILLA: I'm a little
24 bit confused on feasible studies. I thought we
25 completed the feasibility study and we were no

1 longer going to dig any more wells or punch any
2 more holes.

3 MR. BAILEY: No. The feasibility
4 study does not indicate that we're not going to
5 dig any more wells.

6 MR. QUINTANILLA: What does it
7 indicate, then?

8 MR. BAILEY: It indicates that we
9 have chosen a technology to clean up that area
10 and that technology has been submitted to the
11 regulators and they have approved that
12 technology.

13 MR. JOHNSON: I have a question.
14 Are these wells being monitored during periods
15 where drought -- I mean, flood conditions occur
16 to see whether or not there's additional water
17 movement there? Is that part of the plan?

18 MR. BAILEY: Depending upon what
19 the level -- Depending upon where the wells
20 are. As an example along Leon Creek, we sample
21 along Leon Creek -- the creek and the wells --
22 generally, two, three -- and I'm not sure -- I
23 don't want to say four times -- but it's two to
24 three times each year. So, we do sample some
25 wells -- not seasonally -- but at different

1 times during the year.

2 Other wells, we monitor annually. But we
3 monitor for various wells all the contaminants
4 that we've found in the past. I mean, it isn't
5 that we suddenly don't sample for it just
6 because the well was dry. We go back in there
7 with the assumption that we might find it.

8 MR. JOHNSON: Well, the reason I
9 was asking that -- because you had mentioned the
10 actual capture model in which flow patterns
11 occur -- but I was wondering whether or not
12 these are actually being studied during periods
13 of high water and flooding-type conditions and
14 whether or not the flow models actually
15 changed.

16 MR. BAILEY: Normally, not so.
17 Now, when we get into the discussion for the
18 Zone 2 -- those -- those gentlemen can, I
19 think, much better answer your question.

20 MR. JOHNSON: The second question
21 was: At what point in time -- if the technology
22 that's being used is considered adequate to a
23 degree, but not necessarily the best capturing
24 system -- at any point in this period, is there
25 a time frame where you remodel your models or go

1 back and actually tweak the system and say --
2 because we're on a timetable here and it depends
3 on the fiscal year, as we said -- the total
4 amount of dollars that you're going to
5 receive -- at what point in time -- or is there
6 a design in there that would say, "This isn't
7 working as well as we want it to. Let's go
8 ahead and try this" -- "something else."

9 MR. BAILEY: Let me address
10 that. I think there are two questions that I
11 hear. So, let me start off with the first
12 question. When the funding comes to us, the
13 funding is initiated -- but it may cover itself
14 and extend itself through some other part of the
15 FY. Please don't think it's limited to just
16 that time period.

17 The other part of this is: We have
18 institutionalized a process whereby -- we'll
19 just take Zone 1, because it's the one that's on
20 the top of this list -- even though we have a
21 feasibility study there that was approved, we're
22 going down a pathway. Let us assume that the
23 regulators come to us and say, "There is a
24 better technology" -- say, two years from now --
25 each year -- each year, now -- "we," Kelly Air

1 Force Base -- are going to go and we're going to
2 evaluate the efficiency of that cleanup system
3 for that zone and/or that site. So, this is
4 done on an annual basis -- such that if a new
5 technology comes up, we should be able to insert
6 it -- if, in fact, it's one that we see that
7 could speed up the cleanup process -- which I
8 believe, David, is what you're focusing on.

9 MR. JOHNSON: Right.

10 MR. BAILEY: -- which is what
11 we're all focusing in on -- at the same time, if
12 it's not a cleanup technology, but it may be
13 what's called optimization or making better the
14 system that you have that way, then that also
15 allows us to do just that. So, annually, we are
16 doing this.

17 MR. JOHNSON: Thank you.

18 MR. BAILEY: Yes?

19 MR. RICE: Larry, about a year --
20 year and a half ago, now -- we had made an
21 agreement that the RAB members would be involved
22 in the remedial design process for groundwater
23 in Zone 3. How would that fit into this chart
24 here -- the IRP status? Would that be under any
25 one of these particular boxes here?

1 MR. BAILEY: Well, we aren't at
2 that point right now. But where we are right
3 now is -- is -- as we informed at the last RAB
4 or the RAB before -- we're waiting for the pumps
5 tests to be completed, that data to be
6 evaluated, modeling -- I'm getting into some
7 technicalese -- I'm not trying to -- but I'm
8 trying to explain the best way I possibly can.
9 We're waiting for information and for
10 information to be pulled together -- and, then,
11 we are going to be coming back to the RAB with
12 information on exactly what that shows -- that's
13 not been pulled together, yet.

14 MR. RICE: Okay. Thank you.

15 MR. BAILEY: Yes, sir.

16 MR. JACOBI: I notice under
17 feasible study and a couple under the public
18 comment periods where -- for example, under
19 Zone 2, Site ETS -- the feasibility study was to
20 have been completed in July. Is that an
21 indication that that's forthcoming almost
22 immediately?

23 MR. BAILEY: Yes.

24 MR. JACOBI: Okay.

25 MR. BAILEY: Thank you very

1 much.

2 MS. PEACE: Thank you,
3 Mr. Bailey.

4 At this time, Mr. Lankford has requested
5 that he give the budget report now -- because he
6 has to leave as soon as possible. He has a
7 latchkey child at home. So, if that's okay,
8 with you-all's permission, I would allow
9 Mr. Lankford to give his report right now.

10 MR. LANKFORD: I want to take
11 this opportunity to bid farewell to the RAB
12 Board members. This will be my last RAB that
13 I'm coordinating. I've accepted a position back
14 in law enforcement and pretty quickly will be
15 deploying with that effort. I've enjoyed
16 working -- for the most part, enjoyed working
17 with everyone here. I thank you for all your
18 support that you've given me over the -- well,
19 since November of '96.

20 We've had a lot of community outreach
21 projects that we've used the RAB on, including
22 the Earth Day poster contest. We've got some
23 events scheduled such as the Kids Fair at the
24 Alamodome that we'll be using some RAB members
25 as judges in. We had the first environmental

1 civic leaders' tour in March, which I think was
2 very successful -- and what I'd like to do at
3 this time is introduce Mr. Gary Emery who will
4 be taking my place. Gary is the former public
5 affairs officer from Sheppard Air Force Base.
6 Gary and I have worked together in our Air Force
7 careers. We're both Senior Master Sergeant IMAs
8 and we've worked together for over 20 years -- I
9 guess, Gary -- and worked very well. I
10 handpicked Gary. He's a good man and will do
11 you-all a real good job.

12 MR. RIOJAS: IMA -- you mean
13 reservist, right?

14 MR. LANKFORD: Yes, sir,
15 individual -- he's assigned to an active duty
16 unit -- the same as I am -- rather than a
17 reserve unit -- but, please, give him your
18 support -- and if you need anything, Mr. Emery
19 will be able to help you out, there.

20 We've had several questions over the months
21 about the RAB budget and I wanted to share with
22 you where the money goes. I can tell you the
23 budget was set long before I ever came out of
24 law enforcement and went to Kelly Air Force
25 Base. I didn't negotiate the contract. SAIC

1 has the contract. It was negotiated by our
2 contracts officer. I simply was the RAB
3 coordinator, among other things. I had five
4 major programs -- some of which -- I was the
5 program manager on the environmental impact
6 statement for Kelly, which we did in record
7 time. I was the program manager on the BRAC
8 cleanup plan, which we did in record time. I
9 was the program manager on the biological
10 assessment, which we did in record time. So,
11 the RAB only took -- the RAB -- I tried to treat
12 as a co-equal among those projects -- but, quite
13 frankly, I had other projects going on -- and I
14 always tried to -- try to give the RAB my
15 highest priority, because I think it's a very
16 valuable tool for the community and for the
17 Air Force to join hands as partners and get on
18 with the restoration of Kelly Air Force Base.

19 We've had questions about where the money
20 goes, as far as the actual RAB. And I can tell
21 you this: That the average RAB meeting is not
22 just what you see tonight. It's not the money
23 that we spend -- the Air Force spends tonight.
24 There's a lot of planning that goes into it.
25 There's pre-meeting items that we have on the --

1 as tasked under the contract -- a
2 post-meeting -- and that's not even counting the
3 time that I spend on it or Dick Walters or some
4 of the other folks spend on it. The average RAB
5 meeting, which was negotiated by our contract
6 officer, goes from about \$8,000 to about \$12,000
7 per meeting. Now, that is -- there are a lot of
8 factors that -- you say, "Well, why is it so
9 nebulous?" Well, it depends on what we do. If
10 the Court Reporter -- If the meeting goes on
11 until 10:00 -- 11:00 o'clock at night -- that
12 costs more for the Court Reporter. Why?
13 Because that's on an hourly basis. If we wind
14 up with having to get Robert's Rules of
15 Orders -- which we finally got -- believe it
16 or not, in San Antonio, no single book vendor
17 has more than three Robert's Rules of Orders.
18 So, we -- they have different versions, but no
19 one carries 25 of the same version. So, we had
20 to order those. We had to get the resources
21 book Xeroxed. So, anyway, it's a flexible
22 number. But it generally runs between eight and
23 \$10,000.

24 Now, that's just not what you see tonight.
25 There's pre-meeting things which are up there --

1 a lot of drafts that I have to go over -- I have
2 to distribute, but -- this doesn't even count
3 for the miles I put on my car going back and
4 forth to the JA office or going back and forth
5 to Public Affairs or what have you, but these
6 are some of the items in the pre-meeting.

7 Does anyone have a question on the
8 pre-meetings? And, then, I'll get to the actual
9 meeting night. One thing I'd like to do -- and
10 it worked very well this time -- we've
11 always -- or since I've had the RAB -- we've
12 always tried to get the agenda mailed out at
13 least three weeks in advance so that RAB members
14 could make comments on the agenda -- and we've
15 had to put a drop-dead date on that because
16 we're -- here recently, we've gotten into the
17 habit -- and I'm probably as much to blame as
18 anyone else -- of changing the agenda at the
19 last minute, which -- believe it or not --
20 doing that creates a lot of effort -- because
21 you're -- the staff for the RAB -- the RAB
22 coordinator is me and I have a work-study
23 student that works part-time and we have to,
24 with the contractor, put all this together.

25 So, please -- on the RAB agenda -- if we

1 put on there a week's turnaround time or two
2 weeks, let's stick strictly to that deadline for
3 Mr. Emery -- and you-all have been real good
4 about that.

5 Any questions on the pre-meeting --
6 Armando?

7 MR. QUINTANILLA: Why is there
8 such a big variance of names, 3,000 to 15,000.

9 MR. LANKFORD: 8,000 to 12,000.

10 MR. QUINTANILLA: Well, you've
11 got, "Mailing 3,000 to 15,000 on' the" --

12 MR. LANKFORD: Oh, that depends
13 on who we mail them to. There are certain --
14 The mailing list is divided down into three
15 different reams with -- that you have. If
16 it's -- Let's say it's an InfoFair -- which is
17 covered under this, also -- an InfoFair is where
18 we all get together and we have poster stations
19 at a school that's near the base -- and we have
20 an actual InfoFair -- and I might as well plug
21 the next InfoFair, which is going to be on
22 August 13th. We're going to have -- EPA
23 Region 6 is going to be participating in it.
24 We're going to have TNRCC participating in it.
25 Texas Department of Health will participate in

1 it and we've got U.S. Fish & Wildlife
2 participating in it, as well as Kelly.

3 So, for those type mailings -- we go --
4 it's like an onion -- unwrapping an onion,
5 Armando -- we mail out to others. We also do
6 news releases and put ads in publications for --
7 we hit La Prensa, San Antonio Express News --

8 MR. RIOJAS: Armando I think what
9 he's trying to say -- and he's stumbling on it a
10 little bit -- is that it depends on what the
11 mailings are for. If it's for a RAB meeting,
12 he's got a certain amount of mailings --

13 MR. QUINTANILLA: That's all
14 we're asking for -- for the RAB meeting -- and
15 for the RAB meeting, he's saying that --

16 MR. RIOJAS: But, also, this
17 budget applies to more than just supporting the
18 RAB meeting -- that's what he's talking about.

19 MR. QUINTANILLA: I asked just
20 for a budget for the RAB.

21 MR. RIOJAS: Well, there is no
22 such thing as a RAB budget.

23 MR. QUINTANILLA: Well, why don't
24 you say so.

25 MR. RIOJAS: What he's talking

1 about is an environmental budget that's got a
2 line item that we support the RAB with, but it's
3 not a RAB budget.

4 MR. HAGELTHORN: I have to agree
5 with Mr. Quintanilla -- one of the few times I
6 do agree with him -- and I would like to see
7 what the budget is for the community relations
8 program on this RAB. Because, in my opinion,
9 it's totally ineffective.

10 MR. LANKFORD: I'm glad you asked
11 that question. I got with our contracts
12 officer, Cliff Tremble -- and there are two --
13 two -- you know, I wasn't here when the
14 contract was negotiated. I had nothing to do
15 with that. I wasn't even on Kelly Air Force
16 Base. I did go --

17 MR. HAGELTHORN: These spears
18 aren't directed at you, Denton.

19 MR. LANKFORD: I know that. It
20 wouldn't matter, anyway. I'm still the
21 coordinator.

22 But I talked to our contracting officer,
23 Armando, because I thought that would probably
24 come up tonight -- and there are two laws that
25 govern how we acquire services for the

1 Air Force -- and this is a service. One of them
2 is the Federal Acquisition Regulations, which
3 has all the procedures in there for how the
4 Air Force buys services -- whether it be
5 environmental services, RAB services --
6 whatever -- service on vehicles -- that's the
7 Federal Acquisition Regulations. Then, we also
8 have the Freedom of Information Act, which
9 covers the contractors that bid on the -- that
10 bid on the actual services. For example, if we
11 had about five companies that bid on the RAB
12 contract, it would not be legal nor fair to
13 share with everyone else what they bid on those
14 services. So, I was told that if you want to
15 know what any of these line items are -- and
16 anyone in the audience -- anyone can do
17 this -- you simply send a letter to the
18 Freedom of Information office -- and I've got
19 that address with me tonight -- and say you want
20 to see the RAB budget on this -- this particular
21 item -- and they'll take it from there.

22 MR. HAGELTHORN: Can you outline
23 or explain why we don't have a community
24 relations plan in place for -- I think, the last
25 one that's around was about three or four years

1 ago -- and that was prior to the Air Force's
2 approval of the community relations plan. So,
3 it really doesn't address --

4 MR. LANKFORD: Allan, when I came
5 on board, the community relations plan was at a
6 standstill. I mean, it was not moving through
7 the process.

8 MR. HAGELTHORN: Okay. Why?

9 MR. LANKFORD: I don't know. I
10 wasn't here. Just don't know. But I raised
11 holy you-know-what with the contractor and I
12 said, "I want that community relations plan
13 completed by mid-July," and it is on schedule.
14 It is in its final review and that community
15 relations plan should be published -- we should
16 have it by the 1st of August -- and it will
17 certainly be available to everyone at the next
18 RAB meeting. But I got it off dead center. I
19 got it moving and I got it moving in a positive
20 direction and I got it done pretty damn quick.

21 MR. HAGELTHORN: Shouldn't it
22 have been coordinated through the RAB -- on the
23 draft?

24 MR. LANKFORD: You'll be getting
25 your -- that's why I say -- it will be

1 published -- a draft will be published --

2 MR. HAGELTHORN: The last draft.

3 MR. LANKFORD: -- and you-all
4 will be getting your copies at the next RAB
5 meeting or sooner. If you want a mailout, we'll
6 do a mailout.

7 Yes?

8 MR. RICE: Mr. Riojas said that
9 there is no RAB budgets, as such. Where does
10 the RAB money come from -- the money that's
11 spent on the RAB?

12 MR. RIOJAS: On the RAB
13 meetings?

14 MR. RICE: Or other RAB
15 activities -- any RAB activities.

16 MR. RIOJAS: It's an Air Force
17 budget -- It's an Air Force budget and it's a
18 budget line item on the environmental
19 organization at Kelly Air Force Base. But it's
20 not a budget that we put together ourselves as
21 members of the RAB, go some place to get money
22 and give money here that we dole out for RAB
23 activities -- and that's why I said it's not
24 officially a RAB budget -- but it's a budget
25 line item that Mr. Bailey owns to support RAB

1 activities.

2 MR. RICE: Is there a ceiling on
3 that or not -- on that --

4 MR. RIOJAS: Is there a ceiling
5 on that?

6 MR. RICE: On the amount of money
7 that can be spent on --

8 MR. RIOJAS: It's the budget --
9 you know, it's part of the federal budget -- you
10 know, the federal budget -- we put in budget
11 line items and sometimes it gets approved and
12 sometimes it doesn't. Each year is different.

13 MR. HAGELTHORN: So, what is the
14 total budget allocated for community relations?

15 MR. RIOJAS: That's a good
16 question, Allan. I'll tell you why. Because
17 this is only one facet of community relations.

18 MR. HAGELTHORN: That's not my
19 question, sir. My question is: What is the
20 total budget for community relations at
21 Kelly Air Force Base?

22 MR. RIOJAS: I can't tell you --
23 because I don't know.

24 MR. HAGELTHORN: I would like to
25 have that information.

1 MR. RIOJAS: Well, I don't think
2 you can get it as part of the RAB, because
3 you're dealing with items that are outside of
4 the RAB.

5 MR. HAGELTHORN: I don't think
6 so, sir.

7 MR. RIOJAS: Well, all you have
8 to do is file a piece of paper with the
9 organization that he asked you to -- for
10 freedom of information and you can get it. But
11 what they'll have to do is, they'll have to put
12 it together, because nobody talks about our
13 community relations with the chambers downtown,
14 what we do with civic leader tours, what we do
15 with the various dignitaries from downtown and
16 from the state to come in -- all that is part of
17 community action, too.

18 MR. HAGELTHORN: That wasn't the
19 question. The question is -- There is a line
20 item -- the total budget for community relations
21 on this contract with SAIC. The question is:
22 How much is SAIC getting to manage the community
23 relations program in support of the
24 environmental activities at Kelly Air Force
25 Base?

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MS. PEACE: I believe
Mr. Lankford had already stated that --

MR. HAGELTHORN: No. He said
that he wanted line items.

MR. LANKFORD: If you want
anything surrounding -- Allan, if you want
anything surrounding -- as far as budget -- what
I was instructed -- by our Judge Advocate
General's office and our contracting officer,
who are the authorities -- I don't know --
because I don't have it. I was not here when
this was negotiated and I can tell you what --

MR. HAGELTHORN: Is the
contractor in total compliance with the contract
right now?

MR. LANKFORD: Is the contractor
in total compliance? What do you mean by that?

MR. HAGELTHORN: Is he
accomplishing everything that was let out in the
contract?

MR. LANKFORD: Everything that
I -- Every task order that I have given to the
contractor, they are in compliance.

MR. HAGELTHORN: Have they always
been in compliance?

1 MR. LANKFORD: Pardon?

2 MR. HAGELTHORN: Have they always
3 been in compliance?

4 MR. LANKFORD: As far as I know.
5 Since I have been RAB coordinator, they have
6 been -- certainly, they have been in compliance.

7 MR. HAGELTHORN: What was the
8 original contract -- the time line -- for the
9 issuance of the community relations plan? I
10 don't think it was three years.

11 MR. LANKFORD: No, no -- and
12 that's why I'm saying --

13 MR. HAGELTHORN: Therefore, they
14 were not in compliance.

15 MR. LANKFORD: Allan, I hear what
16 you're saying. You're singing to the choir.

17 When I came to the November 28th meeting --

18 MR. HAGELTHORN: Yes, sir. I
19 understand that.

20 MR. LANKFORD: -- which was
21 literally my first -- first association with
22 this RAB -- I had my arm in a cast -- the first
23 day I went back and I said, "I want to find
24 where that community relations plan is and I
25 want to get it off dead center," and I had to do

1 some screaming -- and I screamed and it got
2 done.

3 MS. PEACE: May I make a
4 suggestion? I know there's a lot of questions
5 that we all have that I don't think Mr. Lankford
6 is prepared to answer. I'd like to put this on
7 the agenda for the next meeting, as well -- if
8 you-all would submit your questions to me -- so
9 that I can get them to Denton's replacement --
10 and that way we can -- he will know what
11 information that he needs to bring in advance.

12 MR. LANKFORD: Is Cliff Tremble
13 here tonight -- our contracting officer? He
14 told me that he would be here tonight. I don't
15 see him.

16 But a lot of these -- Annalisa, the
17 questions really need to be put in writing and
18 given to the contracts officer and to the --
19 under the Freedom of Information Act. I mean,
20 putting it on the agenda is just kicking the
21 can. Nothing is going to happen until it
22 reduces to writing and is submitted to the
23 Freedom of Information officer or the contracts
24 officer -- either way.

25 MS. PEACE: I understand that.

1 But I would still like to review what questions
2 people have so that we can get an idea --

3 Mr. Quintanilla?

4 MR. QUINTANILLA: I just want to
5 read from the Federal Register what it says
6 about funding for the RAB.

7 MS. PEACE: Okay.

8 MR. QUINTANILLA: It's
9 Section 324, D, Public Law 104-106,
10 Amended Section 2705, G, Title Opinion,
11 United States Code describes the level and
12 allocations of funds for the RAB administrative
13 expenses. There is a specific line item for
14 that.

15 MR. LANKFORD: For the RAB?

16 MR. QUINTANILLA: For the RAB.

17 MR. LANKFORD: For the RAB?

18 MR. QUINTANILLA: For the RAB.

19 And that's what I asked for -- how much -- you
20 know, what is the budget and how are we doing.
21 Are we overextending or --

22 MR. LANKFORD: Again, I will
23 repeat what our contracts officer and our
24 Judge Advocate General's office said. It has --
25 because it contains proprietary information that

1 contractors bid -- in other words, if I knew
2 SAIC's hourly rate and I'm another
3 contractor -- if I know that rate -- then that
4 puts me at an unfair advantage in the bid
5 process.

6 MR. QUINTANILLA: It doesn't cook
7 well.

8 MR. LANKFORD: Armando, our
9 U.S. Congress passed the Federal Acquisition --
10 they passed the acquisition --

11 MR. QUINTANILLA: They also
12 passed this here.

13 MS. PEACE: I understand what
14 you're saying about contractors, but I would
15 like to know the total amount -- and, I guess,
16 we can go ahead and find that out for ourselves
17 if the information isn't really coming from --
18 from you-all -- by just looking up that line
19 item in the federal budget. So, we'll try and
20 have somebody do that for the next meeting.

21 I'd like to wrap this up -- because I think
22 there's -- this is something we could discuss at
23 length, but I don't think that Mr. Lankford is
24 prepared for some of the questions that we
25 have.

1 Are there any more?

2 MR. QUINTANILLA: No. Let's wrap
3 this up and give Mr. Lankford a round of
4 applause for his efforts and wish him well on
5 his next assignment.

6 MR. LANKFORD: Thank you,
7 Armando.

8 MS. PEACE: I'd like, also, to
9 say that Mr. Lankford initiated a program that's
10 being put together right now between the
11 Air Force Environmental Services and science
12 classes for a South San Antonio school district
13 and I think that sends something really positive
14 to school districts -- and he's done a lot of
15 things like that that just came out on his own.
16 So, we thank you very much, Mr. Lankford.

17 We have the results of the election -- and
18 we're going to take a break, so the new members
19 will be seated after the break. They are
20 Ms. Adames, Mr. Floyd, Mr. Jones and
21 Mr. Sandoval. Congratulations.

22 We'll take a short break and reconvene in
23 ten minutes.

24 (Short break taken.)

25 MS. PEACE: We'd like to bring

1 the meeting to order again.

2 We'd like to congratulate the new members
3 that are seated -- and you-all have full voting
4 powers, as well as any other members of the RAB
5 right now. Congratulations.

6 I believe, now --

7 MR. ROBERSON: Annalisa, could I
8 make one comment just to close out the
9 discussion that occurred before the break?

10 I guess it's my sense -- and, in fact, I
11 would like to see if it's a consensus of the
12 RAB -- if we could ask our co-chair, Mr. Riojas,
13 if he could check and see what -- if the
14 Air Force could put together a presentation for
15 the next board meeting about the budget for the
16 RAB and what information is going to be
17 available. And, then, if it really is true that
18 we can't get that except through a
19 Freedom of Information Act, let us know and
20 we'll get somebody to follow up on that.

21 MS. PEACE: General Roberson,
22 Hilary Knapp, who is an Air Force attorney --
23 she had told me that she was working on that and
24 she didn't realize that Denton was going to do
25 this presentation tonight -- that it was

1 premature -- and she will have a better report
2 for us in the future.

3 MR. ROBERSON: Great.

4 MR. QUINTANILLA: Will it have
5 dollar figures?

6 MS. KNAPP: I don't know, yet.

7 MR. QUINTANILLA: Don't waste our
8 time if it doesn't have the dollar figures.

9 MR. ROBERSON: I think what we
10 need to do is get what they appropriately can
11 provide. And, then, if they can't provide
12 dollar figures, just let us know and we'll get
13 some people to put in a Freedom of Information
14 Act.

15 MS. PEACE: I had asked
16 Larry Hoffman to work on this with Hilary --
17 and, so, if you-all could direct your questions
18 concerning the budget to Larry Hoffman -- and
19 you have his number and his fax number in the
20 membership roster.

21 MS. KNAPP: A Freedom of
22 Information Act request will not be necessary
23 for this. I will give you all the information
24 that is available under the Freedom of
25 Information Act.

1 MS. PEACE: Thank you, Hilary.

2 MR. ROBERSON: Thank you.

3 Well done.

4 MS. PEACE: Great.

5 Okay. Moving on, we have our subcommittee
6 reports. The first one is the Technical
7 Subcommittee June Meeting Report. Mr. Rice and
8 CH₂M Hill will be presenting.

9 MR. RICE: Hello. I'm going to
10 be giving two reports this evening. This first
11 one is in my capacity as chair of the RAB
12 Technical Committee and I'm going to report on
13 the topics that were covered in the June 24th
14 meeting.

15 We went over three topics. The first one
16 was the design of the cleanup system for the
17 Quintana Road groundwater contamination -- for
18 groundwater contamination in the Quintana Road
19 area. The second was interim groundwater
20 remediation systems and capture zone modeling
21 done by CH₂M Hill -- and, then, finally, we
22 addressed the issue of the Air Force withholding
23 environmental data from the public. So, I'll
24 just go through these three, one at a time.

25 First of all -- regarding the design of

1 cleanup systems in the Quintana Road area -- we
2 were told that that topic could not be discussed
3 during the technical committee meeting because
4 it was an item under litigation. So, we had no
5 technical presentation on that matter. But two
6 of the Air Force lawyers did explain to us why
7 the topic couldn't be addressed -- and, so,
8 that's all I have to say on that one.

9 Second are the -- an excellent presentation
10 by CH₂M Hill on the interim groundwater
11 remediation systems and capture zone modeling
12 that they've done. They're going to talk about
13 it immediately after I'm done here. But I'd
14 just like to say, based on what CH₂M Hill had to
15 say, it appears that some of these interim
16 measures are working very well -- and
17 surprisingly well, in my opinion. The data they
18 presented shows that there are some great
19 reductions in contaminant concentrations,
20 apparently, as a result of the operations from
21 these interim measures.

22 Now, the third topic I'm going to talk
23 about is one that I raised here at the last RAB
24 meeting and that is the issue of the Air Force
25 withholding data from the public -- and here,

1 we'll also be talking a little bit about the
2 loss of -- because that's intimately involved in
3 how we were able to get the information that we
4 did.

5 As you might recall during the last
6 meeting, I raised the possibility that the
7 Air Force may be withholding some important
8 environmental information from the RAB. My
9 basis for the statement at that time was that,
10 as part of the discovery process in the lawsuit,
11 we had obtained analytical data from three
12 monitor wells in the Quintana Road neighborhood,
13 which I couldn't find in any public document.
14 So, that's when I raised the issue at the last
15 RAB meeting and it was decided at that time that
16 that would best be addressed in a technical
17 committee meeting. So, that's what we did.

18 And to make a fairly long story as short as
19 I can, let me just say that, yes, the Air Force
20 does withhold environmental data from the
21 public -- and as far as I can understand their
22 reasons for doing this, they say that they are
23 not legally required to release certain data to
24 the public -- and, therefore, they don't release
25 it.

1 MR. PERSON: Explain.

2 MR. RICE: Well, perhaps one of
3 the Air Force lawyers -- like Brad -- would
4 like to explain it after I give my attempt --
5 but, as I understand it, unless data is
6 collected under one of the RCRA-type projects or
7 Superfund projects or one of these type of
8 projects, that data is not necessarily
9 releasable to the public.

10 I'm probably copying what you said, Brad,
11 but certainly feel free to correct me or expand
12 on what I just said if you'd like to.

13 CAPT. KNOX: I will correct you
14 on a couple of things.

15 First of all, the Air Force will produce
16 data that is part of the IRP project. Anything
17 that is required to be put in the public domain
18 will be put in the public domain -- which, for
19 example, would be the San Antonio Central
20 Library. However, there's also copies of
21 information that is not required to be submitted
22 to the public -- put in the library -- for
23 example, basewide remedial assessments. They
24 are, by information, put in the library by
25 Kelly Air Force Base for information purposes

1 only, but are not a part of any official IRP
2 project.

3 Essentially, everything that Kelly does --
4 there's no requirement for every study, every
5 project, every document that's produced by Kelly
6 to be made available to the public. There are
7 ways for that to happen -- for example, in the
8 lawsuit filed by Mr. Quintanilla and the RCRA
9 permit. Mr. Rice, you know that there are ways
10 for documents to be made available to people
11 either through the FOIA process or through
12 discovery. So, are we withholding data?

13 No, sir, we are not. And that kind of language
14 needs to be corrected because it's inflammatory
15 against the Air Force.

16 Essentially, we make all documents that are
17 part of the process available to the public.
18 Any other documents that are not a part of that
19 process are available to the public through FOIA
20 or through the discovery process -- for example,
21 in the litigation. Is that clear?

22 MS. PEACE: May I ask a
23 question?

24 CAPT. KNOX: You sure may.

25 MS. PEACE: So, if it were not

1 for the discovery process in this lawsuit, this
2 information about the data from the three
3 monitoring wells would never have --

4 CAPT. KNOX: Incorrect, ma'am.
5 That is also something that can be made
6 available through the FOIA process.

7 MS. PEACE: And what process
8 would that be?

9 CAPT. KNOX: Unless there's a
10 privilege attached by the exemptions in the
11 FOIA -- Freedom of Information Act -- unless
12 there is some exemption that is statutory that
13 is available through FOIA.

14 MS. PEACE: So, you would think
15 that if -- Well, see, if we don't know that this
16 information exists, it's -- should we just like
17 start requesting Freedom of Information things
18 by stabbing in the dark?

19 CAPT. KNOX: No. If there's
20 something that you think is relevant to what
21 you're doing here in the RAB, then feel free to
22 ask for it -- and you have access to people that
23 work with the technical information and you can
24 ask them that kind of information -- if there's
25 something that's discussed here that is

1 pertinent to the RAB. But the information that
2 I think George is talking about was not
3 necessarily pertinent to the RAB at the time.

4 MS. PEACE: Frankly, I think it
5 is. Because it has to do with how the cleanup
6 projects are designed and -- you know, what
7 cleanup projects will be in operation -- and I
8 think that's exactly what we're supposed to be
9 dealing with.

10 CAPT. KNOX: Well, I disagree
11 with you on that, but -- there are some
12 technical issues that I'm not capable of
13 speaking with you on, as far as technical
14 aspects -- but he specifically asked about,
15 "Does the Air Force withhold data." The answer
16 is, no, it does not. And the information that
17 he has gotten he could have been gotten through
18 the FOIA process. He just happened to get it
19 through the discovery process.

20 MS. PEACE: But --

21 MR. SANDOVAL: If I could add a
22 couple of things to that -- if I can remember my
23 BRAC process -- the public information
24 repository is developed via an administrative
25 record of file, correct?

1 CAPT. KNOX: Correct.

2 MR. SANDOVAL: Any documents
3 that's made -- that's used by the BRAC process
4 to make decisions on should be in that file,
5 correct?

6 CAPT. KNOX: That is also
7 correct, as far as I'm aware.

8 MR. SANDOVAL: So, should we
9 have -- or do we have a list of documents that
10 are in the administrative record of file?

11 CAPT. KNOX: There is an index of
12 all the documents that are in the administrative
13 record.

14 MR. SANDOVAL: And I guess the
15 second point I need to make is that when the
16 Department of Defense or a military installation
17 is doing -- compiling information -- and the
18 documents and the draft format does not
19 necessarily have to be in the administrative
20 record of file, correct?

21 CAPT. KNOX: As far as I
22 understand.

23 MR. SANDOVAL: Thank you.

24 MS. PEACE: Okay. I would just
25 like to say that, to me, many -- you know, data

1 from three wells -- three monitoring wells --
2 puts the science of your whole remediation
3 project for that area in question. It seems to
4 me that if you can selectively omit data --

5 CAPT. KNOX: Allow me to correct
6 you. There is no selective omission of the
7 data. The time that the reports that he is
8 discussing were put out -- those wells were not
9 monitored at the time. They were done for a
10 different purpose than for the BRA. So, there
11 was no connection between the report he is
12 discussing and the work that was done on the
13 three wells. I believe that was talked about at
14 the technical subcommittee.

15 MR. RICE: Okay. Thank you,
16 Brad.

17 MR. MURRAH: One other point,
18 there, I needed to ask you: You mentioned about
19 this material being down there at the main
20 library --

21 CAPT. KNOX: Yes, sir --

22 MR. MURRAH: Well --

23 CAPT. KNOX: -- the
24 administrative record.

25 MR. MURRAH: A fellow that used

1 to be with the group here -- Tom Culbertson --
2 and he had gone down there and looked at that
3 data and there was no index -- nobody there at
4 the library had an index and had any way of
5 knowing -- you know, there's a lot of stuff
6 there in boxes -- but there's no way to use it.

7 Now, what kind of -- have you-all improved
8 that situation?

9 MS. PEACE: May I address that?

10 CAPT. KNOX: Sure.

11 MS. PEACE: Well, we were -- as
12 part of the administrative committee -- have put
13 together recommendations for a RAB report that
14 will be on file that will organize all this
15 information and make it available to the RAB
16 members and the public. So, if we can hold off
17 discussion of that until the administrative
18 subcommittee report, I think we'll answer your
19 question.

20 MR. JACOBI: If I could make a
21 comment? It sounds to me like you would take
22 your car in for a brake job and expect them to
23 tell you you had bad spark plugs?

24 MS. PEACE: I don't see that
25 that's --

1 MR. JACOBI: If they're taking
2 environmental samples for a specific purpose
3 such as --

4 MS. PEACE: But the charge of the
5 restoration for the base is --

6 MR. RICE: I think that if we
7 moved on, a lot of these questions would be
8 answered.

9 MS. PEACE: Okay.

10 MR. RICE: Because a point I had
11 intended on addressing in the disagreement with
12 Brad is, "What is the relevance of this
13 information to the RAB?" And I think -- you
14 know, we'll see that this information is highly
15 relevant to the RAB.

16 MR. PERSON: Where is the
17 information, George? Where's the analytical --
18 If you've got it, let's have it.

19 MS. PEACE: Well, wouldn't it be
20 okay, then, for us to go ahead and move your
21 presentation up?

22 MR. RICE: Well, I have two
23 presentations.

24 MS. PEACE: I understand.

25 MR. RICE: And, now, I'm talking

1 about withholding data -- and in the next
2 presentation, I'm going to talk about the
3 Air Force disavowing responsibility for
4 contamination of the neighborhoods.

5 MR. PERSON: George, we're not
6 here to try Mr. Quintanilla's case in this
7 forum. We're here to disseminate information to
8 the public, period.

9 MR. RICE: That's what I'm
10 attempting to do. So, if I could just
11 continue --

12 MR. HAGELTHORN: Do you have the
13 information? All we have is a brief synopsis of
14 your opinion of something. Where is the data?

15 MR. RICE: I do not have the
16 analytical reports with me.

17 MR. HAGELTHORN: Then, I would
18 make a motion that we table this until you
19 provide that information.

20 MR. PERSON: I second that
21 motion.

22 MR. RICE: However, I would be
23 happy to make copies of the analytical data for
24 anyone who would like it. I've given copies to
25 the BRAC reporting agency -- who, by the way --

1 I think it's interesting -- the Air Force didn't
2 give this information to either the EPA or the
3 TNRCC, either. But I'd certainly be happy to
4 give anyone any information I have.

5 MR. HAGELTHORN: That's fine.
6 I'd like to have the information to the board
7 and I think that we should -- waiting on that
8 information -- we should table your discussion
9 until after we've had a chance to review it --
10 using the same criteria that's used when the
11 Air Force makes a presentation --

12 MS. PEACE: Paul, since there is
13 a motion and a second --

14 MR. PERSON: I second the motion.

15 MS. PEACE: -- can we have a vote
16 on that?

17 MR. PERSON: Yes.

18 MS. PEACE: All in favor?

19 (Vote by the RAB members.)

20 MS. PEACE: All opposed? We're
21 going to need a show of hands, I guess.

22 MR. ROBERSON: What is the
23 motion, Annalisa?

24 MS. PEACE: It's been moved that
25 we table -- which means indefinitely postpone --

1 the remainder of Mr. Rice's report until he
2 brings copies of the data that he has already
3 submitted to some of the people, but doesn't
4 have copies for everybody.

5 MR. PERSON: It's hearsay without
6 any evidence.

7 MS. PEACE: I understand that.
8 But at the same time, he has offered to give
9 you-all copies of the report. So, I'm going to
10 request --

11 MR. HAGELTHORN: We obviously
12 have a double standard here. We require the
13 same information from the Air Force before they
14 make a presentation. We require the same
15 information from TNRCC --

16 MS. PEACE: But the difference is
17 that the Air Force --

18 MR. HAGELTHORN: All we're
19 saying --

20 MR. QUINTANILLA: Point of order.

21 MS. PEACE: Yes.

22 Okay. There's been a motion and a second
23 to table -- which, like I said, is to postpone
24 indefinitely -- the discussion of this item
25 until such time as Mr. Rice brings those

1 documents and until such time as there is a
2 motion to bring this item up again. Because if
3 it is tabled, it will not automatically come
4 up --

5 MR. PERSON: It was voted on and
6 it passed.

7 MR. RICE: May I say something?
8 I would just ask that you just take five minutes
9 to allow me to make my presentation. Because I
10 think you-all will find it informative.

11 MR. HAGELTHORN: No, I don't
12 think so. I think you need to follow the same
13 rules and engage them as everyone else does.

14 MS. PEACE: No, no, no. He's --
15 This is discussion on the motion.

16 You're asking that, as part of the
17 discussion, that the motion be denied, so that
18 you'll have five minutes to make the
19 presentation.

20 MR. RICE: May I get a
21 clarification? Does that mean that any time
22 someone makes a technical presentation, they
23 must bring all the analytical backup with them?

24 MR. HAGELTHORN: No, George. If
25 information is presented in the technical

1 subcommittee or in the subcommittee and the
2 information has been discussed, then a report of
3 that information is presented to the board. If
4 you have your own personal opinion about
5 something and your personal information, you
6 need to present that information to the board
7 for review -- for a review process -- before
8 it is presented to the public.

9 MR. RICE: Well, I guess we ought
10 to vote on the motion.

11 MR. HAGELTHORN: You agreed with
12 those rules. Okay?

13 We've talked to you about bringing the same
14 thing up over and over again. I'm just,
15 frankly, getting tired of you just ignoring the
16 rules for your own agenda.

17 MS. PEACE: Is there any further
18 questions?

19 MR. QUINTANILLA: I think there's
20 something in Robert's Rules of Orders that says,
21 "Whatever is on the agenda, that's the orders
22 of the day and you will proceed with those
23 orders." I think that's the way Robert's Rules
24 of Orders reads -- and we don't have a
25 parliamentarian now.

1 MS. PEACE: Since we haven't
2 formally adopted those rules, I would like to
3 still take the vote -- and I guess we'll have to
4 take a show of hands since a voice vote wasn't
5 really conclusive.

6 So -- Let's see. Mr. Hoffman, will you be
7 in charge of counting these votes, please?

8 Okay. All those in favor of tabling the
9 discussion of this technical subcommittee report
10 until such time as Mr. Rice --

11 MR. ROBERSON: Annalisa, could
12 I --

13 MR. HAGELTHORN: It's not a
14 technical subcommittee report.

15 MS. PEACE: Pardon me?

16 MR. HAGELTHORN: It's an
17 individual report, not a technical subcommittee
18 report.

19 MR. ROBERSON: I'm not sure I
20 understand exactly what we're voting on here.

21 MS. PEACE: It's to table --
22 which is indefinitely postpone -- the discussion
23 of the item on the agenda, which is Item No. --
24 New Business, A, Extent of Off-Base
25 Contamination of the Shallow Aquifer.

1 MR. ROBERSON: George, what do
2 you actually have to show us? I mean, do you
3 have a summary of the data? What were you going
4 to present to us? Just briefly describe it.

5 MR. RICE: I was going to show a
6 map showing the plume as the Air Force has
7 presented it to us without the data that they
8 withheld from the public -- and, then, I was
9 going to show a map of the plume that I drew
10 using the data that was withheld from the
11 public -- and there's a striking difference.

12 MR. HAGELTHORN: But what we're
13 asking is the same thing that Mr. Rice used as
14 an argument before -- was that we would like to
15 see the documents and like to see the data
16 before it's presented.

17 MR. RICE: Excuse me, Allan. But
18 I would challenge you to find a statement of
19 mine like that anywhere in the transcript.

20 MS. PEACE: One thing I would
21 like to clarify, Mr. Hagelthorn, is this is an
22 item under, "New Business." It's not part of
23 the technical subcommittee report.

24 MR. HAGELTHORN: That's what I
25 said. It's a personal opinion and that's --

1 MS. PEACE: It's an item under
2 "New Business," so all I'm saying is that the
3 rules of the technical subcommittee don't
4 necessarily apply to that.

5 MR. HAGELTHORN: I agree with
6 that. And what we're trying to do here is to
7 prevent Mr. Rice from using the technical
8 subcommittee as a forum for presenting his own
9 personal information.

10 MS. PEACE: Well, this is an item
11 of new business. It's not a technical
12 subcommittee report.

13 MR. HAGELTHORN: I understand
14 that, Ms. Peace.

15 MR. MIXON: Do you want to table
16 the motion or do you want to vote on it?

17 MS. PEACE: Mr. Mixon has a
18 motion. Is there a second?

19 MR. MIXON: I was saying that --
20 I'm sorry -- in --

21 MS. PEACE: Well, you can do
22 that.

23 MR. MIXON: -- sarcasm.

24 We probably should go ahead and vote or
25 just forget about it.

1 MS. PEACE: Okay. You're calling
2 the vote?

3 MR. MIXON: But on the other
4 hand, if we're still discussing this -- let me
5 just add this one thing -- that if Mr. Rice
6 could give his presentation without too much
7 inflammatory language -- that might go better to
8 informing folks -- and any time somebody stands
9 and starts a presentation and says that the
10 people that we depend to give us information is
11 lying to us, that's pretty inflammatory -- and
12 if that's the way we're going to conduct it,
13 then I would have to agree. We need to get some
14 more information -- because there's certain
15 people that got this information and studied
16 it -- and I assume you're one of them -- because
17 you seem to be reading as if you have
18 information and I think that's unfair to the
19 rest of us.

20 MS. PEACE: Well, you-all have
21 all been given a handout --

22 MR. MIXON: I've got that
23 handout. You're speaking to something specific
24 and I just feel a little bit off balance that
25 we're going to discuss something that impugns

1 some people and reputations. We've got
2 Department of Health, TNRCC and folks that have
3 been looking over the shoulder and working with
4 Kelly -- and, I assume, have some credibility --
5 unless Mr. Rice is going to impugn their
6 credibility this time.

7 But what I'm saying is: If he can give his
8 presentation -- this is my two cents worth --
9 without being so negative -- and just give the
10 information as what he perceives or thinks or
11 feels as his own personal -- and we can do that,
12 I would think -- and move on -- and, then, if
13 we want to address the integrity of the agencies
14 that we've come to depend on, then we can take
15 that up as another item.

16 MS. PEACE: That's a question put
17 to you, Mr. Rice.

18 MR. RICE: Is that right?

19 Well, I think -- I can only say what I said
20 before. I think that you'll find the
21 information I have to present very interesting.
22 It is my belief that the Air Force has withheld
23 data from both the public and the regulators --
24 and if that's an inflammatory statement --
25 I'm sorry -- but that's my opinion.

1 MR. JOHNSON: But I think --
2 this -- this -- this particular issue, though,
3 that we're talking about -- whether we table it
4 or not -- is something that's very serious --
5 and as a Restoration Advisory Board, I think
6 that we all should at least consider -- if
7 it's -- if it's technical data that we're
8 talking about here.

9 MR. HAGELTHORN: I agree with
10 you.

11 MR. JOHNSON: We're being -- In
12 my opinion, we are being a little bit too
13 nitpicky here -- and I think that -- all that
14 information can still be made available to
15 anyone. I mean, it's --

16 MR. PERSON: David, we're all --

17 MS. PEACE: I'd like to ask --

18 MR. JOHNSON: -- like with
19 everything else. If you want the information,
20 he's willing to give it.

21 MR. PERSON: He should present
22 the information in his presentation. He's got
23 something that we don't have. She has it,
24 but we don't have.

25 MR. JOHNSON: I don't have it,

1 either. But, again, if it raises an issue that
2 is as serious --

3 MS. PEACE: I'd just like to
4 ask --

5 MR. JOHNSON: -- considered under
6 a review and allow him -- if it's not today --
7 but make sure that he doesn't get tabled and he
8 gets put off and that we be able to have that
9 information --

10 MR. HAGELTHORN: The information
11 should go through the technical review
12 subcommittee --

13 MS. PEACE: Excuse me. I have
14 the floor, please. I would like --
15 Mr. Hagelthorn, please -- I would like to ask --
16 Mr. Beyer and Ms. Hueni have had the opportunity
17 to look over this data -- if they think that it
18 would be helpful to have this report now or if
19 they think that it is unfounded. This is a
20 point of discussion.

21 MR. HAGELTHORN: We still don't
22 have the data to the board members before the
23 presentation is met and that information hasn't
24 gone to the technical review subcommittee for
25 review. I mean --

1 MS. PEACE: I was addressing a
2 question, please.

3 MR. BEYER: I guess today -- and
4 I think we have -- in many cases, we've had data
5 presented without full backup of all the sample
6 results. In those situations, we have to
7 withhold judgment until we get the full data
8 and -- I mean, I don't see anything wrong with
9 presenting the information as -- How usable is
10 that information and how -- you know, if you can
11 actually use that information to make any kind
12 of decision is another question.

13 And, so, I guess there's really two
14 questions here. One is, "Is Air Force
15 withholding information from the public?"
16 That's one question.

17 MR. PERSON: That question has
18 already been answered by the attorney.

19 MR. BEYER: And the other
20 question is, "Is the Air Force doing a good job
21 of determining the extent of contamination?"
22 And, so, those are the two issues -- I don't
23 know if we can resolve those two issues
24 tonight -- maybe -- I mean, maybe we need to --
25 I don't know if we can resolve these issues in

1 this forum -- right here, right now.

2 I think the questions are there, but I
3 don't know if -- and correct if I'm wrong -- I
4 don't know if we can answer those directly at
5 this time.

6 MR. FLOYD: I think we have
7 family members present here today -- people who
8 have stakes within the community -- and I think
9 if we're going to put information on the floor,
10 we need to ensure that the information that
11 we're putting out there is as factual as
12 possible. So, if we can do that by having this
13 gentleman bring some factual information with
14 him and present it to us, then I think that's a
15 better presentation all the way around. We have
16 to consider others than just us at this panel.
17 We need to consider the people that are here who
18 have stakes in this, as well. And if we can
19 provide them a better product by ensuring that
20 we have factual information, I think that's all
21 the better.

22 MS. PEACE: Okay. Is there any
23 further discussion? I'd like to call the vote.

24 MR. ROBERSON: Annalisa, could
25 you rephrase the motion? Could I suggest a

1 different motion -- that --

2 MS. PEACE: Would you like to
3 amend the motion?

4 MR. ROBERSON: -- to amend the
5 motion so that it's not tabled indefinitely, but
6 rescheduled for the next RAB meeting -- but with
7 the technical review committee -- or technical
8 committee -- meeting prior to the next
9 meeting -- and when George gives a
10 presentation -- you know, at least we'll, then,
11 have comments from other members of the
12 technical committee.

13 UNIDENTIFIED SPEAKER: Second.

14 MR. MIXON: Who made the original
15 motion?

16 MR. HAGELTHORN: I would agree
17 with that change and that motion.

18 MS. PEACE: We need to vote,
19 first, on the amendment. It's been moved that
20 the motion be amended as General Roberson just
21 stated. All in favor, say "aye."

22 (Vote by the RAB members.)

23 MR. RICE: Excuse me. Is there
24 discussion?

25 MS. PEACE: I'm sorry.

1 MR. RICE: Are we setting a
2 precedent here that before any information
3 regarding the extent of contamination -- the
4 presence of contamination -- can be presented to
5 the RAB, that that information must be provided
6 to everyone? All the technical backup must be
7 provided to everyone and that the technical
8 committee must approve all that information
9 before any technically-related presentation can
10 be made? Is that the precedent we're setting
11 here?

12 MR. MIXON: Any other comments
13 before we vote?

14 MS. PEACE: Are there any other
15 comments?

16 MR. JACOBI: George -- if I could
17 make a comment here -- I don't think we're
18 looking for the analytical data -- the complete
19 data quality package -- but I think -- I think
20 the members of the board are certainly entitled
21 to the representation of the analytical values
22 associated with the information you intend to
23 provide, such as -- you know, there's "X" parts
24 per million of methyl, ethyl -- whatever.

25 MR. RICE: I can certainly

1 provide that information -- but just as a
2 question: Will that also apply to our next
3 speaker? I don't know.

4 James, have you brought all your analytical
5 data here with you so that you can share it with
6 all of us before you make your presentation?

7 MS. PEACE: Okay. That's a point
8 well taken, but what I would like to say -- I'm
9 just going to explain, also -- It's kind of
10 complicated what we're doing here. So, first,
11 we're going to vote whether or not the motion
12 that Mr. Hagelthorn made should be amended as
13 per what General Roberson said -- and, then, we
14 will vote on whether or not to approve the
15 amended motion. So, it's going to be two
16 parts.

17 By voting for the amendment to the original
18 motion, that does not mean that you're actually
19 voting against hearing this presentation at this
20 time. Is that clear? Because, then, there will
21 be a second vote on the amended motion --
22 whether it's all in favor of the amended
23 motion -- all opposed. Okay?

24 So --

25 MR. QUINTANILLA: I'd like to ask

1 the chair two questions: What is your original
2 motion and what is the amended motion?

3 MS. PEACE: The original motion
4 was to table discussion of this information
5 until such time as Mr. Rice brings analytical
6 data and the amended motion was to postpone
7 discussion of this information until such time
8 as --

9 MR. ROBERSON: If I could --
10 because I think George, you know, raises a good
11 question. It certainly was not my intent to
12 require that any time a presentation -- that all
13 of us have to have all the technical data -- but
14 I think, George -- quite frankly, the statement
15 you made is a fairly serious allegation and
16 before -- you know, before we try to do anything
17 with it -- I'd like to have a technical review
18 and if the technical -- and that does not
19 mean -- I would still think -- regardless of
20 what the technical committee means -- I think
21 that George should give this presentation. But
22 if the technical committee -- there's a
23 difference of opinion -- we need to hear both
24 sides of it. But it's a serious allegation and
25 we need to have some review of it before it's

1 laid out in this forum.

2 MS. PEACE: Well, frankly -- may
3 I -- for discussion -- General Roberson,
4 I asked that this agenda be put on -- because I
5 felt that it was important for the community as
6 a whole to be looking at this -- because this
7 has very great consequences for the community,
8 I think -- you know, the outcome of -- you know,
9 these questions here -- and, so, I felt like --
10 because we only meet every two months and for
11 various other reasons -- I really felt like it
12 was something that we could just hear -- you
13 know, Mr. Rice's allegations -- and, then,
14 you know -- not that we have to address them or
15 accept them or anything right now -- but I just
16 felt that it was appropriate for us to be aware
17 of what his allegations are.

18 MR. MIXON: May I make a --
19 before we go to the vote -- I have one last
20 comment. There seems to be other motivations
21 involved in this -- and I think we mentioned a
22 lawsuit that's been filed -- and it just seems
23 to me that if somebody is speaking in regards to
24 a lawsuit that's been filed, that they are
25 somewhat biased in their report.

1 MS. PEACE: I understand.

2 MR. MIXON: And, so, therefore,
3 we might want to go that extra step to make sure
4 that bias doesn't overwhelm them and allow them
5 to -- or lead them into treacherous waters that
6 they may not be able to substantiate later on.

7 MS. PEACE: And that's a good
8 point -- but I would like to reiterate that it
9 was I that asked for this agenda item to be put
10 on -- and I really, you know, have no -- here
11 nor there about the lawsuit. I'm not involved
12 with it in any way.

13 MR. MIXON: I wasn't discussing
14 you, Madam Chairman -- co-chairwoman -- I was
15 referring to the speaker.

16 MS. PEACE: Okay. I understand.
17 Okay. May we call the vote now?

18 MR. RICE: Annalisa, may I ask a
19 question? And, that is, if I'm not going to
20 continue with the presentation this evening,
21 then what will I need to bring or what will need
22 to happen between now and the next meeting that
23 will allow me to make a presentation?

24 MR. HAGELTHORN: I think you need
25 to prove your allegations.

1 MS. PEACE: I believe it was
2 recommended that it go through the technical
3 subcommittee first for discussion by the
4 technical subcommittee before it comes to the
5 RAB as a whole.

6 MR. QUINTANILLA: Well, here --
7 according to the agenda -- he's making a
8 technical subcommittee June meeting report.
9 This was what happened at the June meeting.
10 He's saying --

11 MR. PERSON: Was that analytical
12 provided at that June meeting?

13 MR. QUINTANILLA: At the June
14 meeting, the Air Force withheld a report. Here
15 we heard the other gentleman -- Captain Knox --
16 saying that they didn't withhold the data.

17 MS. PEACE: I understand that. I
18 believe that that portion of the agenda was over
19 and that we were addressing No. 7, Item A.

20 I would like to call the vote now. Okay.
21 So, first, we're voting on the amendment to the
22 original motion, which is that the report be
23 postponed rather than tabled. All in favor, say
24 "aye."

25 (Vote by the RAB members.)

1 MS. PEACE: Any opposed?

2 Okay. The motion carries. Now, we will
3 vote on the amended motion, which is that this
4 item -- and I think we're going to need a show
5 of hands on this, please -- and Mr. Hoffman will
6 count the votes -- that this discussion -- it's,
7 "New Business, Item VIII, A," which is the,
8 "Extent of Off-Base Contamination of the
9 Shallow Aquifer" -- that this discussion be
10 postponed until after the technical subcommittee
11 has met and reviewed this material; is that
12 correct?

13 Okay. All in favor?

14 (Vote by the RAB members.)

15 MR. HOFFMAN: Fifteen in favor.

16 MS. PEACE: Okay. Opposed?

17 Okay. So, the motion carries. Thank you
18 very much.

19 Mr. Rice?

20 MR. RICE: At this point, I have
21 a question. So, I will not give the technical
22 committee report, correct?

23 MS. PEACE: I --

24 MR. RICE: -- that's -- that's
25 over with -- that's done -- and is it also true

1 that we voted that I would not give the report
2 on the extent of off-base contamination?

3 MS. PEACE: That's what we were
4 voting on was Item VIII, A, under New Business.

5 MR. RICE: All right. So, I'll
6 give neither report?

7 MS. PEACE: I thought that --
8 I'm sorry. I thought you had given the
9 technical subcommittee report.

10 MR. RICE: No, I haven't.

11 MS. PEACE: Okay. Would you
12 please complete that, then?

13 MR. RICE: Sure.

14 Okay. I guess I just didn't understand
15 what was going on.

16 Well, if I can -- give me just a couple of
17 seconds here to collect my thoughts. Brad had
18 just given his opinion on whether or not the
19 Air Force was withholding data and whether or
20 not that was relevant to the RAB --

21 MR. JACOBI: Excuse me. What
22 does this have to do with the technical
23 subcommittee?

24 MR. HAGELTHORN: Let's go with
25 the technical subcommittee --

1 MR. RICE: This is the
2 information -- This is for the topic in the
3 technical subcommittee. This is what was
4 discussed in the technical subcommittee --
5 that's my reporting on it here. This is one of
6 three topics that we discussed.

7 MR. PERSON: And I believe he has
8 adequately answered that in front of the
9 audience here tonight, George. I believe he has
10 given a very full definition of not withholding
11 information and the information is readily
12 available in several different ways.

13 MR. RICE: So, if I might just
14 continue -- since, apparently, we did not vote
15 to prevent me from making this presentation --
16 what I would like to do now is show you two view
17 graphs.

18 First of all, the area that I'm going to be
19 talking about is the Zone 3 --

20 MS. PEACE: Mr. Rice, this is not
21 part of the technical subcommittee report, is
22 it?

23 MR. RICE: Yes. Yes, this is.

24 MR. HAGELTHORN: What are the
25 view graphs you're going to show before you put

1 them on the screen?

2 MR. RICE: This is a technical
3 subcommittee report.

4 MS. PEACE: Okay.

5 MR. RICE: So, what I would just
6 like to do is -- is show you -- show you that
7 the general area that I'll be referring to --
8 and this is for the data that was brought to the
9 technical subcommittee, by the way -- but where
10 the data I'm referring to comes from -- I'm
11 afraid we can't see this very well.

12 Thank you. But this is Kelly Air Force
13 Base right here. Here's the Quintana Road
14 neighborhood in Zone 3 -- and the data that we
15 discussed during the technical subcommittee
16 meeting comes from three wells in here. Now,
17 what I'd like to do is show you a picture of two
18 contaminant plumes that have been developed
19 here -- and this is why I believe it is
20 significant, not only --

21 MR. HAGELTHORN: Mr. Rice, you
22 were asked not to present this information until
23 it was presented in technical subcommittee.

24 MS. PEACE: Yeah. Mr. Rice --

25 MR. RICE: Excuse me. I'm

1 confused. I thought I had been asked to
2 continue my technical subcommittee report.

3 MR. HAGELTHORN: Not with the
4 inflammatory information --

5 MS. PEACE: But at which -- you
6 would need to reflect the majority opinion of
7 the technical subcommittee and not your own
8 opinions.

9 MR. RICE: Well, gee. I guess
10 what -- what I would like to do is show you what
11 the effects of including this information have
12 on the interpretation of the plume --
13 that's -- now we've got three lawyers shaking
14 their heads no. I guess the answer is no.

15 MR. HAGELTHORN: No. We've
16 already said that.

17 MR. ROBERSON: Ms. Peace, if I
18 could ask -- is another member of the technical
19 subcommittee present tonight? Are you the only
20 one, George?

21 MR. RICE: No. Camille was there
22 and --

23 MR. ROBERSON: There's seems to
24 be a controversy about what happened.

25 MS. HUENI: I think I'm a little

1 confused, George, because I thought this was the
2 same issue that we just tabled.

3 MR. RICE: I am, too. I thought
4 we tabled it, as well. But --

5 MR. HAGELTHORN: Then, why are
6 you presenting it?

7 MS. PEACE: We postponed it.

8 MR. RICE: Then, I was told it
9 wasn't tabled.

10 MS. PEACE: No. Let me
11 reiterate. We postponed Item VIII,
12 New Business, A, the Extent of Contamination of
13 the Shallow Aquifer. You asked to be allowed to
14 continue with the technical subcommittee report,
15 which should only contain the report of -- the
16 consensus of the technical subcommittee.

17 MR. QUINTANILLA: Madam Chairman,
18 I need to ask this question: Why are we so
19 opposed to hearing this?

20 MS. PEACE: Well, I don't know.
21 But, Mr. Quintanilla, it has been a majority
22 vote of the board and so, as such, we should
23 accept it.

24 MR. QUINTANILLA: I'm asking the
25 question --

1 MR. PERSON: Armando, we're not
2 here to try your case in a public forum. Okay?

3 MR. QUINTANILLA: Sir?

4 MR. PERSON: We're not here to
5 try your case in a public forum.

6 MR. QUINTANILLA: I don't want
7 you to try my case.

8 MS. PEACE: Mr. Quintanilla --

9 MR. QUINTANILLA: My case is at
10 710 Price Avenue and is --

11 MS. PEACE: Excuse me.
12 Mr. Quintanilla, you are out of order.

13 MR. QUINTANILLA: It has nothing
14 to do with the whole neighborhood that is
15 contaminated there and that's what he's trying
16 to show.

17 MS. PEACE: Mr. Quintanilla, you
18 are out of order.

19 Please, I would like to -- since it has
20 been a majority vote of the board and we need to
21 respect that. I'm sorry. This will come up on
22 the next agenda. Like I said, it's a consensus
23 of the RAB and, as such, we must respect it --
24 the same for you, Mr. Rice.

25 If I may, then, is it your opinion -- those

1 of you who were at the technical subcommittee --
2 that this is pertinent to the technical
3 subcommittee report? Because I wasn't there.

4 MR. HOFFMAN: I didn't take
5 notes. But, to me, a lot of things occurred at
6 that technical subcommittee and he's reporting
7 on what occurred. To me, that is different than
8 saying the Air Force has withheld information.
9 To the extent that he is just reporting what
10 happened at that committee meeting -- you know,
11 I don't see why we can't --

12 MS. PEACE: Okay. Mr. Rice, if
13 you can report the facts that were presented at
14 that meeting and refrain from making any
15 opinions, judgments or allegations, then we can
16 proceed and wrap this matter up.

17 MR. RICE: Okay. I'll try to do
18 it quickly.

19 Let me recall a conversation, Camille, that
20 you had with the Air Force representative --
21 Mr. Ryan, I think his name is -- where we were
22 looking at the areas where these samples that
23 we're referring to had been collected -- and
24 your question to Mr. Ryan was, "Were any of
25 these results above the regulatory standards?"

1 Mr. Ryan's response, I believe, was, no, they
2 weren't. But, in fact, they were. Some of them
3 were -- Excuse me. Go ahead.

4 MS. HUENI: Go ahead.

5 MR. RICE: Some of the results
6 were significantly above the regulatory
7 standards -- up to 20 times above regulatory
8 standards. And, second, your question to
9 Mr. Ryan, then, was: Well, will this affect our
10 interpretation of the plume -- the extent of the
11 plume -- and Mr. Ryan said, no, it wouldn't --
12 and, at that point, I said, "It certainly
13 will." It gives you a far different impression
14 of the extent of the contaminant plume when you
15 have this information that hasn't been made
16 public than if you don't.

17 MS. HUENI: Again, I think -- I
18 think that is a valid point. I do remember
19 having that conversation with the man. I think
20 the points that we were making were that -- that
21 we have existing data out there -- you know, the
22 three well points in question from the previous
23 discussion we just had are the ones that we need
24 to consider as a RAB group and -- you know, part
25 of the technical subcommittee. Are those

1 additional points actually defining -- further
2 defining -- near the plume, as we know it?
3 And, if so, how does that -- how does that
4 impact our the decision from this point
5 forward?

6 So, I think those are the questions that
7 we'll be addressing once we meet again as --
8 through the subcommittee -- actually look at
9 what information do we have, what actual period
10 of reporting does the existing information
11 reflect -- because I remember there was an
12 issue, too, of the data that was existing being,
13 sort of, out of sequence with the new data
14 points that we had. I'm not sure exactly how
15 that fell out, but --

16 MR. RICE: Rather than go through
17 this torture, why don't we just set a date for
18 the next technical committee meeting where we'll
19 try and get all this stuff --

20 MS. PEACE: I think that's a good
21 idea. I would like to suggest, also, that the
22 data that you have be mailed beforehand to all
23 the technical subcommittee members so that they
24 we would have ample time to --

25 MR. RICE: May I ask the

1 Air Force to bear the expense of copying and
2 mailing this information?

3 MR. MIXON: I've got a
4 question -- George, I appreciate you willing to
5 wait and have this go before the technical
6 subcommittee -- and I'm not sure how the
7 dynamics of the technical subcommittee work --
8 if they met and, then, they elected a spokesman
9 or a chairman of the subcommittee or if George
10 is the chairman. How were you selected,
11 George?

12 MR. RICE: Oh, that was the
13 second or third meeting.

14 MR. MIXON: And that, then,
15 brings me to this question, then -- and that is
16 that since you now are biased because of your --
17 and I just learned this tonight -- it's your
18 technical assistance to someone involved in
19 civil litigation?

20 MR. RICE: That's correct.

21 MR. MIXON: That -- I don't want
22 to use the word "offends me," but just -- it
23 kind of dumbfounds me that you're now leading
24 the subcommittee that's going to evaluate data
25 that may be biased in favor of your client that

1 you're working for.

2 MS. PEACE: Mr. Mixon, that's a
3 point well taken. But I think it's also the
4 business of the technical subcommittee to --

5 MR. MIXON: I consider it my
6 business, too -- because I'm a member of this
7 board -- and if somebody here has an axe to
8 grind and they're going to make money off of it,
9 I want to know why they're using my time to do
10 it.

11 MR. PERSON: I agree.

12 MR. MIXON: I would love to be
13 home with my wife having supper right now
14 instead of having to be here listening to
15 this -- someone providing a technical report
16 that's supposedly -- allegedly was the
17 subcommittee's report and it's not.

18 It is an opportunity to start a case -- or
19 to -- to build a case to the community who is
20 here -- and until the community -- if the facts
21 are such that Kelly Air Force Base officials are
22 lying, there isn't going to be anybody more
23 angrier than me about that if indeed those facts
24 prove up. But I don't like it when somebody
25 makes allegations and stands up from the

1 point -- and George has done this since he came
2 on this board -- and that's not to say he's
3 wrong -- it's just simply to say that's his --
4 that's his way -- his demeanor. But the point
5 is, is that we need to be fair to all the RAB
6 board members.

7 Mr. Quintanilla, you have your own
8 concerns -- and I agree -- but every
9 motion -- every vote that you make -- is now
10 suspect, because you now have taken yourself out
11 of being a regular RAB board member and you are
12 now a litigant -- and I don't -- I think that
13 you should either step down or refuse to vote or
14 to just remain silent on issues that have to do
15 with Quintana Road.

16 MS. PEACE: I --

17 MR. QUINTANILLA: Point of
18 privilege, ma'am.

19 MS. PEACE: Okay. But, first --

20 MR. QUINTANILLA: And this is
21 it. He brought out something. I have never
22 voted on anything that affects my property,
23 which is 710 Price Avenue. We are talking about
24 an area that affects over a thousand families,
25 not 710 Price Avenue.

1 MS. PEACE: We will be discussing
2 conflict of interest in the next agenda item, so
3 if we could just put this off right now -- and,
4 Mr. Mixon, I would urge you -- I think that what
5 you're talking about -- I understand it's
6 pertinent to the whole RAB -- but I think that
7 it should be discussed by the technical
8 subcommittee, first -- and I would urge you to
9 go to the next technical subcommittee meeting
10 and discuss that and -- you know, make motions
11 and --

12 MR. PERSON: I think is an issue
13 for the entire RAB. I don't think this is an
14 issue for the technical subcommittee.

15 MS. PEACE: But it would be
16 new business, please. It would not be in order
17 right now.

18 MR. HAGELTHORN: On the issue of
19 the technical subcommittee, I would like to make
20 the recommendation we hold it in the evening
21 since daytime meetings of the technical review
22 subcommittee are not -- not everybody is able to
23 attend those -- and this is an important issue,
24 so, if you are going to set a time for this
25 meeting, it will be in the evening.

1 MS. PEACE: Okay. Is there a
2 suggested date?

3 MR. RICE: How about two weeks
4 from today? Does that sit well with folks?

5 MS. PEACE: Let's go ahead and
6 give them -- Is it okay if we give them a chance
7 to look at their calendars and I'll -- and
8 we'll move on to the next item and then come
9 back?

10 MR. ROBERSON: If I might add,
11 Annalisa, when you send the notices out for
12 that, could you send it to the entire RAB? A
13 lot of us would like to come to that technical
14 review committee.

15 MS. PEACE: Yes. I think that's
16 a good point.

17 MR. RICE: As I understand it,
18 the topic of that will be the data that I
19 believe that the Air Force has withheld.

20 MR. PERSON: I think the topic is
21 going to be conflict of interest, George.

22 MR. RIOJAS: George, there you go
23 again. See, what the problem is -- what the
24 problem is -- people want you to get up and give
25 the report and not your opinions. If you would

1 do that -- and if the report substantiates your
2 opinions, that's fine. But what you do is, you
3 don't give a report. You give a lecture and
4 that offends everyone.

5 MS. PEACE: So, what will be
6 discussed at the technical subcommittee meeting
7 is Item VIII, under New Business, A, the
8 Extent of Off-Base Contamination of the Shallow
9 Aquifer -- and all the RAB members will be
10 notified -- and, Mr. Rice, I guess -- since the
11 Air Force has agreed to pay for it -- if you can
12 give your data to SAIC, I guess, to mail out to
13 all the RAB members --

14 MR. HAGELTHORN: I think we also
15 need to discuss conflict of interest.

16 MS. PEACE: That will be
17 discussed in the next item, please. We have the
18 administrative rules coming up and that's part
19 of that. So, if we --

20 (Discussion off the record.)

21 MS. PEACE: Okay. They've asked
22 to have it on Tuesday, the 12th, in the
23 evening. How late are you talking about,
24 Mr. Hagelthorn?

25 MR. HAGELTHORN: 7:00 p.m. would

1 be fine.

2 MS. PEACE: 7:00 p.m. on Tuesday,
3 the 12th. Is that satisfactory?

4 Okay. And we'll request -- Let's see. We
5 have had -- Okay. This is going to be part of
6 the next agenda item, but -- you know, it has
7 been requested that these technical subcommittee
8 meetings be held off base so that they could be
9 open to the public. So, at this time -- Let me
10 think. I guess I would like to suggest that,
11 perhaps, they be held in a public venue -- a
12 city or county venue that we can get for free --
13 rather than where they have been -- and,
14 frankly, I don't think that room is going to be big
15 enough, anyway -- there where we usually have
16 them in the environmental building. So -- you
17 know, we will notify you of the site when you
18 get notified by mail.

19 So, I request -- SAIC will notify all RAB
20 members of the date and the place, which is
21 tentatively Tuesday, the 12th, at 7:00
22 o'clock -- place to be named -- and we will also
23 mail out all the background data so that
24 everybody can examine it at their leisure before
25 the meeting.

1 MR. PERSON: What happened to
2 Monday night?

3 MS. PEACE: Pardon me?

4 MR. PERSON: What happened to
5 Monday night? The regulators can't make it on
6 Monday night?

7 MS. HUENI: We actually have to
8 be here, anyway, for the InfoFair -- which is
9 the next day. We have an all-day meeting on the
10 13th. So, it would be helpful for us if we
11 could have the meeting on the evening of the
12 12th which is the night before -- or either --
13 or the day after.

14 MR. PERSON: The 13th?

15 MS. HUENI: Well, the 14th or the
16 12th. The InfoFair is the 13th. We're having
17 all-day meetings already on the 13th.

18 MR. PERSON: The 14th, if that's
19 acceptable? I'll be out of town on the 12th and
20 I would like to be there.

21 MS. HUENI: On the 14th?

22 MR. PERSON: I'll be here on the
23 14th.

24 MS. HUENI: How about the 12th --
25 evening of the 12th?

1 MR. PERSON: I'll be out of town.

2 MR. QUINTANILLA: Are we trying
3 to do something for one person?

4 MS. PEACE: Can we have that --
5 discuss this.

6 MR. PERSON: Armando, I'll make a
7 special point to be back on the 12th.

8 MR. QUINTANILLA: Sir?

9 MR. PERSON: I'll make a special
10 point to be back on the 12th just for you.

11 MR. QUINTANILLA: To me, it
12 doesn't make any difference. I'm available any
13 day.

14 MS. PEACE: According to what's
15 amenable to our out-of-town people, the meeting
16 will be announced by postcard -- the time and
17 the place to be announced.

18 Okay. Let's move on to the next agenda
19 item.

20 MR. RICE: May I just ask for
21 clarification? The next technical committee
22 meeting, what topics -- I'm not clear as to what
23 topics will be discussed.

24 MS. PEACE: It will be Item VIII,
25 under new business, A, the Extent of Off-Base

1 Contamination of the Shallow Aquifer.

2 MR. RICE: And how will --

3 MR. PERSON: And, B, was conflict
4 of interest.

5 MR. RICE: And how will the data
6 that I have been seeing that has been withheld
7 from the public -- how will that --

8 MS. PEACE: You will, please,
9 submit that -- copies of that data to SAIC, who
10 will mail it out to all RAB members.

11 MR. RICE: We will discuss --

12 MS. PEACE: And it will be
13 discussed at the technical subcommittee meeting.

14 MR. RICE: Three items, then:
15 Extent of contamination, the data withheld and
16 conflict of interest.

17 MS. PEACE: Okay. Those three
18 items will be discussed at the next technical
19 subcommittee -- and we're also going to discuss
20 conflict of interest right now with the
21 administrative rules. So, if -- if I may have
22 your leave to present those new rules so that we
23 can start operating under them as soon as
24 possible -- because I think that will clear up a
25 lot of the points that you-all have made during

1 this meeting -- and up to this point -- let me
2 just tell those new members -- when I became
3 chair in January, I did not realize that we were
4 not operating under any standard set of rules
5 and I assumed that we were operating under
6 Robert's Rules of Orders. I was informed that
7 we weren't. And, so, frankly, there were times
8 when I was called upon to make a decision when
9 I -- which I was totally incompetent to make
10 because I didn't know what rules we were
11 operating under.

12 So, it was made a motion -- last time that
13 we had an administrative committee -- which
14 would decide upon rules for the RAB to operate
15 under. Hilary Knapp and Mary Kelly were
16 facilitators of that for the Air Force -- two
17 Air Force attorneys -- let's see -- and the
18 members -- let's see -- Well, can the
19 members -- will you identify yourselves?

20 Okay. Larry Hoffman, George Rice,
21 Camille Hueni, Mr. Jacobi and Gary Beyer and
22 Armando Quintanilla -- and I believe that's
23 everybody.

24 Okay. I'm going to go ahead and give
25 you-all a rundown now of what these rules

1 were -- and you-all received copies of this in
2 the mail -- this document -- which I'm reading
3 from right now. I don't know if you have it
4 with you or not, but -- I hope that you've had a
5 chance to look over it because we will be voting
6 on this tonight.

7 We have procedural rules for meetings. We
8 had agreed to adopt parliamentary procedure
9 as -- according to Robert's Rules of Order --
10 okay -- they have provided each RAB member with
11 a copy of the rules -- and a RAB membership will
12 appoint a parliamentarian by majority vote of
13 the RAB -- and I would like to propose at this
14 time that the parliamentarian be
15 Larry Hoffman -- and the floor is open for
16 nominations for parliamentarian at this time.

17 MR. ROBERSON: You just nominated
18 Larry Hoffman?

19 MS. PEACE: Yes. Are there any
20 other nominations?

21 MR. ROBERSON: I second that.

22 MS. PEACE: Okay. Do we have any
23 other nominations for parliamentarian?

24 MR. JACOBI: I move the
25 nominations be closed.

1 MS. PEACE: Okay. All in favor?
2 (Vote by the RAB members.)

3 MS. PEACE: Any opposed?

4 Okay. Larry Hoffman in our new
5 parliamentarian -- and, Larry, you'll have to
6 really study this book -- and we all have to
7 abide by what he says in the future.

8 MR. HOFFMAN: Why do I feel like
9 I was railroaded?

10 MS. PEACE: Okay. Then, we have
11 the role of co-chairs. The charter committee
12 should consider proposing for the RAB's approval
13 the following language for inclusion in the
14 charter -- and that's, "The installation and
15 community co-chairs are equals, jointly
16 responsible for determining meeting agendas and
17 ensuring that appropriate issues are raised and
18 discussed" -- and that was taken directly,
19 I believe, from the RAB resource book. Is there
20 a motion -- or, I guess this is a motion made by
21 the subcommittee -- I would rather vote on these
22 as we go along, if that's okay with you-all.

23 MR. PERSON: Could you repeat
24 that, please?

25 MS. PEACE: Okay. Oh, I'm

1 sorry. You-all don't have copies.

2 MR. PERSON: No, we don't. The
3 new members don't have copies, either.

4 MS. PEACE: There is a charter
5 committee and we would like this included in --
6 for consideration by the charter committee to be
7 included in the RAB charter. It's concerning
8 the role of the co-chairs, which is myself and
9 Mr. Riojas, right now. The wording is, "The
10 installation and community co-chairs are equals,
11 jointly responsible for determining meeting
12 agendas and ensuring appropriate issues are
13 raised and discussed."

14 MR. MIXON: I'll second the
15 motion.

16 MR. RICE: It's been seconded.

17 MS. PEACE: Do you need any
18 clarification on that?

19 MR. FLOYD: No.

20 MS. PEACE: Okay. May I call the
21 vote? All in favor?

22 (Vote by the RAB members.)

23 MS. PEACE: Any opposed?

24 Okay. Now, that will have -- necessitate,
25 I guess, a meeting of the charter subcommittee

1 in the near future.

2 The next item is, "In the interest of
3 increasing participation by RAB members in the
4 business of the RAB, the board will experiment
5 with different formats of meetings. One format
6 to be tried is dividing the chairing of the
7 meeting, but each co-chair chairs a portion of
8 the meeting." What this means is that -- it was
9 proposed that, for all the items that the
10 Air Force will be presenting, Mr. Riojas, the
11 installation co-chair, will chair that portion.
12 The meeting would be divided in half to
13 alternate -- you know, like sometimes the
14 Air Force goes first -- sometimes the community
15 goes first -- and, then, everything related to
16 community topics, I would be chairing. So,
17 rather than us taking turns as we have been --
18 it was just proposed -- that was actually
19 proposed by Mary Kelly and -- as a format that
20 we might like to try.

21 What we had agreed on was that we will try
22 this out for two meetings -- for the next two
23 meetings, we will be trying out this new
24 format -- and, then, after that, the RAB will
25 decide whether or not they like the format or if

1 they would rather return to the old format where
2 we each take turns chairing the meeting. So --

3 MR. JACOBI: I so move.

4 MS. PEACE: Second?

5 MR. ROBERSON: Second.

6 MS. PEACE: All in favor?

7 (Vote by the RAB members.)

8 MS. PEACE: Okay. Mr. Mixon?

9 MR. MIXON: Never mind. Go

10 ahead.

11 MS. PEACE: No. That's okay. If
12 you have discussion --

13 MR. MIXON: You've already
14 voted. We'll let it pass. That train was
15 moving too fast for me.

16 MS. PEACE: I'm sorry. Well,
17 there will be opportunity on this, though, to
18 make your -- you know, opinions about the
19 process -- because we have not adopted this.

20 MR. MIXON: The only comment I
21 had is, is we have a charter set up where --
22 it's already been set up that the co-chairs
23 would each chair and they would do it a certain
24 way. One co-chairman would chair one meeting
25 and, then, the other one would chair the next

1 meeting -- and that's the way it's already been
2 established and we voted on that --

3 MS. PEACE: Does that charter
4 prohibit a temporary --

5 MR. MIXON: Well, there is no
6 such thing as a temporary -- a charter change.

7 MS. PEACE: I understand.

8 MR. MIXON: You do it a certain
9 way -- and you may feel that way right now
10 because you're the co-chairman, but there may be
11 others. I filed for that position at one time
12 and I wasn't elected. See, so I still have some
13 feelings about that.

14 MS. PEACE: I'm really sorry,
15 Mr. Mixon. I was not aware -- Nobody brought up
16 that point at the subcommittee meeting that this
17 was a charter rule. I wasn't aware at all that
18 that was a part of the charter. Frankly, I --
19 that's a point well taken and we will refrain
20 from voting on that item, then, until the
21 charter subcommittee addresses it, if that's
22 okay.

23 MR. HOFFMAN: May I ask a
24 question? Have enough people on the RAB read
25 this beforehand or are we really stumbling

1 through item by item here? Because -- you know,
2 it's already ten till 9:00 --

3 MS. PEACE: Would you like to
4 post --

5 MR. HOFFMAN: For the sake of
6 people's understanding, the reason we met was to
7 to bring some kind of order to our meetings.

8 MS. PEACE: That's true.

9 MR. HOFFMAN: All of us are in
10 this together -- no matter which side you're on
11 or what position you have -- you know, I think
12 we must all work together on this and I think
13 understanding is important. We are a long way
14 from going through each of these tonight -- and
15 if people haven't really read it to understand
16 it, then I don't think they're equipped to vote.

17 MS. PEACE: Thank you,
18 Mr. Hoffman. That's a point very well taken.

19 MR. HOFFMAN: I would suggest we
20 postpone the full briefing and voting on this
21 until the next RAB -- and really ask people to
22 take time to read it. It will be important for
23 us. Because we have a lot of confusion. We had
24 a lot tonight. I've seen it -- and I'm new,
25 so -- I don't know as much as many of you know

1 who have been here. But, for the sake of
2 working together and getting things done in some
3 orderly fashion, I move that we postpone this
4 action on this report until the next meeting.

5 MR. PERSON: I second it.

6 MS. PEACE: May I make an
7 addition to that? I would also like for the
8 charter committee to -- in the interim -- meet
9 and discuss those items which are pertinent to
10 the charter committee prior to bringing this
11 item up again.

12 MR. QUINTANILLA: That's
13 Mr. Allan Hagelthorn.

14 MS. PEACE: Pardon?

15 MR. HOFFMAN: We can do that
16 without an amendment to the motion.

17 MR. QUINTANILLA:
18 Allan Hagelthorn is the chairman of that
19 committee. He has left.

20 MS. PEACE: I would like to
21 suggest that, though -- and if you-all could do
22 that, it would be much appreciated.

23 Okay. We're going to vote on
24 Mr. Nixon's -- I mean, on Mr. Hoffman's motion.

25 All in favor?

1 MR. MIXON: Wait, wait, wait.

2 MS. PEACE: Oh, I'm sorry.

3 Discussion?

4 MR. MIXON: You've been watching
5 City Council too much.

6 MS. PEACE: I'm just looking at
7 the clock too much.

8 Okay. Mr. Mixon? I'm sorry.

9 MR. MIXON: The only thing is
10 that -- I want to make sure it's clear -- we've
11 already approved two -- and, so, let's leave
12 those approved and just say the remainder of the
13 report --

14 MS. PEACE: I agree.

15 MR. HOFFMAN: I accept that.

16 MS. PEACE: Okay. So, the motion
17 that's amended is that we postpone discussion of
18 the items which have not yet been approved,
19 which is Items 1.3 through to the finish until
20 the next meeting -- and, in the interim, if it
21 is possible, that the charter committee discuss
22 those items which are pertinent to the charter
23 committee prior to bringing this up at the next
24 meeting.

25 MR. PERSON: Call for the vote.

1 MS. PEACE: Camille had asked if
2 I could just, like, go over the items really
3 briefly without voting on them. I think,
4 though, that the new members -- they don't
5 have --

6 MR. RIOJAS: We have to get
7 copies to the new members.

8 MS. PEACE: I think it is
9 appropriate --

10 MR. QUINTANILLA: Let's vote on
11 the motion.

12 UNIDENTIFIED SPEAKER: Yeah. I'd
13 like to call the question.

14 MS. PEACE: Okay. All in favor?
15 (Vote by the RAB members.)

16 MS. PEACE: Any opposed?
17 Okay. The motion carries.

18 Okay. That puts us back closer to
19 schedule, anyway.

20 MR. SANDOVAL: Madam Co-chair,
21 question. I have a question in addition to this
22 information. Could we also request a copy of
23 the draft or final charter for the RAB for the
24 new members?

25 MS. PEACE: Yes. You should be

1 getting that in a packet. And if you don't get
2 it, like, in about two weeks before the meeting,
3 please call me and let me know.

4 MR. RIOJAS: You'll get it in a
5 week.

6 MS. PEACE: Okay. So, what we
7 have now is another portion for community
8 comment.

9 Have we any comments from the community?

10 MS. FLORES: I have some concerns
11 about today's meeting. I was here the last
12 time --

13 MR. SANDOVAL: Excuse me. Could
14 you please state your name?

15 THE WITNESS: My name is
16 Christina Flores.

17 I was here at the last RAB meeting and
18 Mr. Rice had made these statements the last
19 time -- and my concern is that you-all never
20 talk about what he was going to talk about
21 today. I understand that you've got to get all
22 that strained out, but the thing is that -- you
23 know, you should have done this before because
24 the comment had already been made -- you
25 see -- about him saying that they were

1 withholding information -- Kelly's withholding
2 information -- you know, you already knew the
3 statement -- but, yet, you didn't let him make
4 his presentation. I think that wasn't fair.

5 And, also, Mr. Quintanilla had requested
6 some information on the budget -- and that was,
7 also -- we're still -- we've gotten nowhere --
8 those two things that were on the agenda today.

9 So, I think that both community -- I'm
10 asking the RAB to do -- is that whenever
11 somebody makes a statement like that to you
12 guys, that -- you know, the statement that was
13 made -- I think that beforehand you-all need to
14 get all the information gathered -- like the way
15 you said you want -- to be able to look at it --
16 you know, I think that should be done -- because
17 I see -- a lot of times coming to these
18 meetings -- and we're not getting nowhere -- you
19 know, because -- like you were saying -- also,
20 before that, you were saying that -- on the
21 conflict of interest -- you brought up -- about,
22 also -- Mr. Paul Person, you brought a comment
23 out saying that -- on the conflict of interest
24 with Mr. Quintanilla -- you know, because we all
25 know what Mr. Quintanilla is going through,

1 also -- and -- you know, he is a resident here
2 at Kelly Air Force Base -- and do you live in
3 the area, sir?

4 MR. PERSON: I work right across
5 the street. I don't live in the area. I live
6 in the county.

7 MS. FLORES: You live in the
8 area?

9 MR. PERSON: I live in the
10 county.

11 MS. FLORES: Okay. Well, you
12 should also have a conflict of interest, too,
13 you know -- because it is very important -- the
14 issues that are being discussed here.

15 MR. PERSON: Because I live in
16 the county, I have a conflict of interest?

17 MS. FLORES: Excuse me?

18 MR. PERSON: Because I live in
19 the county and I fulfill the requirements of the
20 RAB, I have a conflict of interest?

21 MS. PEACE: I believe she's
22 referring to --

23 MS. FLORES: Well, you made a
24 comment about conflict of interest --

25 MR. PERSON: I'm not suing

1 anybody here. I don't have a lawsuit against --

2 MR. ROBERSON: Could I suggest we

3 let the citizen complete her statement without

4 getting into an argument here?

5 MS. FLORES: Well, that was the

6 argument a few minutes ago about his lawsuit,

7 you know -- and, to me, that was offensive --

8 because that's his personal business and that

9 shouldn't be in the discussion.

10 MR. PERSON: Well, his personal

11 business is being brought up by Mr. Rice.

12 MS. FLORES: He just made some

13 statements earlier -- you see -- and -- he made

14 some statements and right away you brought up

15 that -- you know, his lawsuit -- and I think

16 that that's not right. I really think that's

17 not right.

18 MR. PERSON: Mr. Rice --

19 MS. PEACE: Mr. Person, this

20 citizen's comment.

21 MS. FLORES: But what I'm saying

22 is -- the part before that -- you should

23 evaluate the information. The comment was made

24 at the last meeting.

25 MR. PERSON: I can't evaluate

1 things I don't have.

2 MS. PEACE: Okay. Thank you very
3 much. Actually, I think that being that these
4 comments are coming from a member of the
5 community, they are well taken. Thank you for
6 those comments.

7 Do we have any other people from the
8 community or from the audience that would like
9 to speak at this time? Okay. The community
10 comment time is closed.

11 The next order of business is to set the
12 time, date and location for the next RAB
13 meeting. Do we have any proposals?

14 MR. ROBERSON: Madam Co-chairman,
15 I'd like to recommend that we not wait two
16 months.

17 MS. PEACE: I agree.

18 MR. ROBERSON: I think between
19 four and six weeks would be more appropriate,
20 given the importance of this topic that we're
21 going to cover.

22 MR. QUINTANILLA: I favor that.
23 I'll second the motion.

24 MS. PEACE: Can we put that in a
25 motion, then?

1 MR. ROBERSON: Can we have the
2 meeting somewhere between the next four to six
3 weeks?

4 MS. PEACE: Second?

5 All in favor?

6 (Vote by the RAB members.)

7 MS. PEACE: Any opposed? One
8 person opposed. The motion carries.

9 Does anybody have a suggested date for the
10 next meeting?

11 While we're discussing this, is it okay if
12 I have any suggestions for agenda items for the
13 next meeting that anybody wants to make for the
14 record right now?

15 MR. MIXON: Do we want to do this
16 on September the -- the 8th or 9th?

17 MS. PEACE: That's what Ms. Hueni
18 had suggested and Mr. Riojas is looking to see
19 if he's going to be in town.

20 MR. QUINTANILLA: That sounds
21 good.

22 MS. PEACE: Does anybody have
23 objections to holding the meeting on Tuesday
24 rather than a Monday? The 9th?

25 MR. ROBERSON: September the

1 9th?

2 MR. HOFFMAN: Can we get a show
3 of hands? Which is the most available?

4 MS. PEACE: So, Tuesday,
5 September 9th at 6:00 o'clock -- and please
6 get -- because the meeting will be moved up,
7 please get your agenda items in as soon as
8 possible.

9 MR. RIOJAS: I've just been
10 informed that we don't know where we're meeting,
11 because school will be in session then. So,
12 we'll have to work out a schedule and work out
13 where it's going to be.

14 MS. PEACE: Okay. And we've got
15 like a lot of unfinished business that's already
16 in. So, I would ask you-all to refrain from too
17 many new agenda items, if possible.

18 And the charter subcommittee, I hope, will
19 be able to pin down a date, as well as the
20 technical subcommittee, in the interim.

21 Is there any other business that needs to
22 be brought up at this time?

23 MR. JACOBI: I move we adjourn.

24 MR. ROBERSON: Second.

25 MS. PEACE: All in favor?

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(Vote by the RAB members.)

MS. PEACE: All opposed?

The meeting is adjourned. Thank you very
much.

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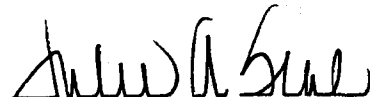
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WITNESS MY HAND, this the 30th day of July, A.D. 1997.

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Certified Shorthand Reporter
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