

RESTORATION ADVISORY BOARD

FORT McCLELLAN, ALABAMA

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Taken before KELLI K. LOWERY, a Court Reporter
and Commissioner for Alabama at Large, at Building
215, Fort McClellan, Alabama, on the 22nd day of
January, 2007, commencing at approximately 5:10 p.m.

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1 CURTIS FRANKLIN: Let's call our
2 meeting to order. We'll have our roll call first.
3 Mr. Bolton?
4 SCOTT BOLTON: Here.
5 CURTIS FRANKLIN: Ms. Bragg?
6 CHERYL BRAGG: Here.
7 CURTIS FRANKLIN: Mr. Buford?
8 Mr. Burgett? Mr. Clendenin?
9 MONTY CLENDENIN: Here.
10 CURTIS FRANKLIN: Mr. Conroy?
11 Mr. Cox? Mr. Elser?
12 JEROME ELSER: Here.
13 CURTIS FRANKLIN: Mr. Hall?
14 Dr. Harrington will be late.
15 DR. MARY HARRINGTON: I'm here.
16 SCOTT BOLTON: Here she is.
17 CURTIS FRANKLIN: Oh, okay. I
18 thought you were going to be late.
19 DR. MARY HARRINGTON: Well, I
20 thought I was. Traffic was good to me.
21 CURTIS FRANKLIN: Mr. Kimbrough?
22 ED KIMBROUGH: Here.
23 CURTIS FRANKLIN: Mr. May?

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1 FRED MAY: Here.

2 CURTIS FRANKLIN: Mr. Miller?

3 Dr. Spain?

4 DR. JOHN SPAIN: Here.

5 CURTIS FRANKLIN: Mr. Wilson?

6 PENN WILSON: Here.

7 CURTIS FRANKLIN: Mr. Brittain? And

8 Brandy Little is excused, Dr. Steffy is excused, and
9 Mr. Jackson is excused. It's possible some will come
10 in a little bit later here.

11 If you would -- do we have guests?
12 Please introduce yourself as we go around the wall
13 back there.

14 RON GRANT: I'm a guest. I'm
15 Ron Grant. I'm just a citizen here tonight. I have
16 an interest in the RAB because I'm the former TAPP
17 contractor, and I'm just curious to see if you have
18 any intent on renewing that contract.

19 KAREN PINSON: And I'm Karen Pinson,
20 I'm with the Fort McClellan Transition Force.

21 CURTIS FRANKLIN: Thank you.

22 I think everyone received a copy of the
23 minutes beforehand. You also have them here. If

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1 everyone has looked over the minutes, do I hear a
2 motion that we approve the minutes as presented?

3 PENN WILSON: So moved.

4 CURTIS FRANKLIN: Yes, sir.

5 PENN WILSON: I so move.

6 CURTIS FRANKLIN: We have a motion.

7 Do I hear a second?

8 DR. MARY HARRINGTON: Second.

9 CURTIS FRANKLIN: We have a second.
10 Any discussion before we vote? All in favor, signify
11 by raising your right hand. All opposed, same sign.
12 Thank you. Minutes are approved.

13 Old business, there is no old business.
14 We have no program, except I hope everyone availed
15 themselves to the refreshments. That's our program
16 tonight, nutrition, and so, let's certainly help
17 yourself to those as the meeting goes on.

18 Agency reports, ADEM, they have no rep
19 here, but their report is in your packet.

20 I think everyone -- do we have anybody
21 here from ADEM?

22 No one. Everyone should certainly look
23 at the activities report of ADEM. Looks like they

1 have been fairly busy.

2 Does anyone have any comment on anything
3 on the activities report?

4 No comment on that.

5 We do not have a representative from EPA
6 here, do we?

7 BRENDA CUNNINGHAM: No, sir.

8 CURTIS FRANKLIN: JPA update, do we
9 have a --

10 MICHELLE KLOMP: Yes.

11 CURTIS FRANKLIN: Okay.

12 MICHELLE KLOMP: I can speak to the
13 environmental side of the JPA.

14 CURTIS FRANKLIN: Okay.

15 MICHELLE KLOMP: My name is
16 Michelle Klomp. I'm with Matrix Environmental
17 Services. I'm our new on-site project manager. I'm
18 still new to the project, so please forgive me, but as
19 far as the JPA's activities, we're trucking right
20 along, as far as both our chemical and our unexploded
21 ordinance issues.

22 We've cleared Bain's Gap Road for
23 opening. We're moving on with the fence -- a gate for

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1 clearance, and then that road can be opened. We're
2 trucking along on sites such as Landfill 3. We'll
3 begin our capping within a month or two on that.

4 SCOTT BOLTON: Construction or
5 design?

6 MICHELLE KLOMP: Design is complete.
7 We've actually been going through with some
8 contractors and --

9 SCOTT BOLTON: Do you have a -- and
10 I'm not trying to put you on the spot. It's just a
11 note that I have seeing if you or Steve showed up, to
12 find out some information.

13 When do you guys expect, down the road,
14 to have a groundwater remedy in place?

15 MICHELLE KLOMP: Groundwater remedy
16 in place is a tough question. We are working on --
17 right now we have -- we're putting together a
18 corrective measure implementation plan for the
19 project. We've actually gone through a
20 prequalification time, a process for a groundwater
21 remediation contractor, and we're leaving it up to
22 them to provide us with their best remediation
23 alternative for the groundwater at the site. What the

1 prequalified bidders come up with, it may be anything
2 from monitored natural attenuation to installation of
3 varying types of --

4 SCOTT BOLTON: Just any --

5 MICHELLE KLOMP: Right. So we hope
6 to have a remediation contractor chosen within the
7 next two months, and then we'll start in from there
8 implementing whatever their alternative is.

9 CURTIS FRANKLIN: Is that it?

10 SCOTT BOLTON: Yes.

11 CURTIS FRANKLIN: Anybody have any
12 questions?

13 MONTY CLENDENIN: I have a question
14 about Landfill 3. I don't know. We may get to that,
15 but has the clearing been finished? Have they
16 finished with taking the wood off?

17 MICHELLE KLOMP: The wood is off and
18 actually remarkably clear for the landfill now. It's
19 incredible to go out there and see it. The landfill
20 has been cleared as well as the area northwest of
21 Riley. We're doing both of them at the same time.
22 And we've received bids for a cap construction
23 contractor, and I believe that will be awarded in the

1 next month or so. We're ready to get going on work
2 out there.

3 CURTIS FRANKLIN: Anyone else?

4 Thank you.

5 What about Army Action Summary Sheet?

6 Questions and comments? Do we have anyone here?

7 SCOTT BOLTON: I could certainly --

8 CURTIS FRANKLIN: Okay.

9 SCOTT BOLTON: I'm not going to
10 bother to read the things that you're -- a lot of this
11 stuff you can look at, but kind of real quickly, an
12 update on the water tank sites. And basically, that
13 stuff is being staffed up right now at the Department
14 of the Army. We're waiting on their responses and so
15 forth, and we will go from there.

16 Snap Road water tank site, again, this
17 is over on the other side of the Starship, those of
18 you that are aware where the location is. It's kind
19 of captured by one of the ranges, so that's going to
20 be a long-term thing because basically, you've got the
21 UXO or MMRP removal before you can get to the other
22 chemicals of concern and so on. So in a way, that
23 piece of land is still captured.

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1 The Eastern Bypass Tract 3, we're in the
2 process of doing the FOST. We did receive some
3 additional comments from Department of the Army, so
4 we're going to look at those, and we had notice of
5 approval from ADEM as well, so we'll look at those
6 Army comments and resolve those and get that on the
7 way, as well.

8 The Iron Mountain Road addition, you'll
9 note on the little chart shows 11 acres. It's
10 actually seven acres plus four. Seven acres of it is
11 in the Bravo EE/CA area, and four acres of it is in a
12 clean area. So one of the issues that we've got to
13 deal with there is we've been kind of waiting to see
14 what happens with the ESCA. I know you've heard about
15 the modification of the Environmental Services
16 Cooperative Agreement. It's in place right now.
17 We've been talking about a big expansion of that ESCA,
18 and it's all money driven, plain and simple. There's
19 not a whole lot of money out there. Essentially, what
20 happened is the Army BRAC division has gone in --
21 Department of Defense did have some money, I think
22 they took from one of the other services, I think from
23 the Navy, that wasn't going to be able to use it, and

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1 they said, okay, submit your proposal, and that has
2 been done. I think we're waiting on the determination
3 who at DOD decides what we -- who gets the biggest
4 bang for the buck kind of deal, and they'll see how
5 much money they actually have. So we really don't
6 have any update on that.

7 So the seven-acre portion of that, to
8 some extent, is captured by that, by the ESCA. In
9 addition, we're going to be meeting with ADEM on that
10 and some other things because, as I understand it,
11 it's Matrix's intent to not close out the EE/CA
12 because they do their clean up under RCRA, Resource
13 Conservation Recovery Act, with ADEM, as opposed to
14 CERCLA, which is what we were doing with the clean-up
15 work. So we need to figure out with ADEM how to get
16 those seven acres kind of pried out of that area.
17 It's in land that we believe is in no further action,
18 and there's no contaminants or UXO or anything else
19 there, but it's just a function of figuring out
20 exactly how to cross the Ts and dot the Is. Sometimes
21 that can be just a challenging.

22 Highway 21, that's the remnants of an
23 old easement that we're trying to get over fee simple.

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1 You know, X number feet by the whole length of the
2 installation on 21, which is comprised of 11 acres.
3 That was behind my question to Michelle. Basically,
4 it's captured by the Landfill 3 work, and until they
5 get the remedy in place on the groundwater, which is
6 the date, unfortunately, she wasn't able to give me,
7 but until that happens, we can't do the findings of
8 suitability for transfer and ultimately transfer it.
9 So right now, we're showing possibly '08. Who knows?
10 Whether it's physical or calendar, it remains to be
11 seen.

12 So those are the updated status of the
13 property that we've got that the Army still holds
14 title to.

15 CURTIS FRANKLIN: Any questions?
16 Any comments?

17 SCOTT BOLTON: If I could alibi one
18 thing, I can give you an update on Bain's Gap Road,
19 and that is always interesting in that level, I think.
20 There were basically two segments to Bain's Gap Road,
21 okay, that involved old historic ranges, literally
22 World War 1 era ranges and so on, before my time,
23 before Penn's time, before a lot of people's time on

1 this installation. As a result, it required some MMRP
2 clearance or UXO clearance along side the road. One
3 segment was in the Federal property, the Fish &
4 Wildlife Service, the Army is responsible for that
5 clean up, and that has, in fact, been done.

6 So the second segment, basically is what
7 used to be called St. Clair Road and I think has been
8 recently changed back to Bain's Gap Road by the JPA.

9 The Irony of it is at one time, that was
10 a dividing line between the Bravo and the Alfa areas,
11 so we had to change the ESCA at one point so the JPA
12 could do both sides of the road. Kind of Murphy's law
13 on that one. But JPA has done that clean up and so
14 forth, as well. Fish & Wildlife had been notified.
15 Any time the Army does an MEC clean up where munitions
16 explosive constituents, cleaning up anything involving
17 these items, we have to literally go to the Deputy
18 Assistant Secretary of the Army for Environmental
19 Safety and Occupational Health to approve those clean
20 ups as being done. So that's one of the things that
21 we have to do. I know you saw some stuff about an
22 Army letter. I wish it were that simple. We could
23 write a letter to Steve Miller and say go ahead and do

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1 your thing.

2 It has to be approved, and we're at that
3 level. And at that level, Secretary Davis has sent a
4 letter over to the acting Secretary of the Interior,
5 the appropriate level, Mr. Berry, and that has been
6 done as well. I think the only thing that is out
7 there right now is the gate is being constructed.
8 It's under contract by the Fish & Wildlife Service.

9 The issue there is that the contractor
10 has, literally, until, like, 4 March to have it done,
11 to have the gate open. So I think the best date
12 anybody could probably give you --

13 MONTY CLENDENIN: Have they started
14 on it at all?

15 SCOTT BOLTON: Yes, I believe. I
16 think their power is out there. I think they got
17 their power poles in today or something. They've been
18 doing some construction on the gate. Our guards keep
19 us up to date on it and fill us in, so that would be
20 about the best date, I think -- not to speak for Fish
21 & Wildlife Service.

22 DR. JOHN SPAIN: I thought the last
23 time that we met, we had a firm date for December.

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1 SCOTT BOLTON: I can't address that
2 for you. I can tell you the components, and I can
3 tell you who did what when, and that's about it. I
4 think the issue becomes the contracting vehicle with
5 Fish & Wildlife Service, and they're required to go
6 through all the federal hoops that you have to go
7 through, and it can be frustrating sometimes here on
8 the ground, but it is what it is. Congress set it up
9 the way they wanted to set it up, small businesses get
10 certain preferences, get to bid, and there's a whole
11 procedure, and I think they're caught up in it as
12 well.

13 I know they awarded the contract, I
14 believe, before the first of the year, but there's a
15 certain minimum amount of time these guys have to be
16 given to do their work and so on. So the most recent
17 date, I believe, they have -- the drop date for the
18 contractor is March 4th. Now, whether it will be
19 before that or not, I would have to -- I would suspect
20 so because I think he's getting phone calls, too.
21 Steve Miller with Fish & Wildlife Service -- their
22 contractor is very, very interested in getting it done
23 as soon as they can, so --

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1 DR. JOHN SPAIN: You think the Fish
2 & Wildlife is interested in getting the work done as
3 soon as they can as well?

4 SCOTT BOLTON: I think they are. I
5 mean, they're under the gun as much as anybody and you
6 know, they --

7 MONTY CLENDENIN: Do we have any
8 more guns?

9 SCOTT BOLTON: So it will be -- it
10 looks like it's on a reasonable horizon, but some of
11 this is pure conjecture sometimes. Frankly, I think
12 we would have taken a slightly different approach on
13 the whole process and had different players in place
14 at the time. It is what it is, but I think it's on
15 the way to construction being started, and as near as
16 I know, that's the last piece.

17 And I'm not sure what gate you were
18 referring to. Is JPA putting up a gate as well?

19 MICHELLE KLOMP: No. I think that
20 was the same gate.

21 SCOTT BOLTON: I assume you're
22 talking about, quote, "the gate," which it seems as if
23 everyone speaks of that all the time.

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1 DR. JOHN SPAIN: And that's the gate
2 that closes at 10:00 and opens at 4:00?

3 SCOTT BOLTON: If that's their
4 hours.

5 DR. JOHN SPAIN: Is there a gate on
6 both sides?

7 SCOTT BOLTON: Yes. As I understand
8 it, because the eastern side of the refuge is open for
9 public access already. And I don't know what their
10 hours there are. Of course, the frustration is that
11 the eastern side is the steepest part, but the eastern
12 side of that slope of the ridge there has been opened
13 because it didn't have the UXO and safety issues
14 associated with the western side.

15 MONTY CLENDENIN: Will there just be
16 one gate, or will they leave two gates?

17 SCOTT BOLTON: And I don't know, but
18 I know they've got some planned, and I would assume
19 that they're going to, you know, somehow secure the
20 entire road when it's supposed to be secured, but I
21 really don't know.

22 MONTY CLENDENIN: A gate is a gate
23 is a gate, and if they've got a gate in place, why do

1 they want to put up --

2 SCOTT BOLTON: I have no idea. I
3 don't know how to address the gate issue with you,
4 Monty. I just --

5 CURTIS FRANKLIN: We do not have a
6 quorum.

7 SCOTT BOLTON: Yes, we do.

8 CURTIS FRANKLIN: Oh.

9 Anymore questions or comments?

10 PENN WILSON: One question. If
11 anybody around the table happens to know about Riley
12 Lake, does anybody have any idea when it'll be put
13 back to use?

14 MICHELLE KLOMP: That's coming up.
15 Unfortunately, I don't know that off the top of my
16 head, but I do know that that's in the works, and I
17 know that everybody's excited to get out there and do
18 some fishing. I've been up there recently, and we've
19 got a couple of landfill areas around there that they
20 need to work on. There's heavy traffic coming through
21 there with the Landfill 3 capping, so I'm -- it's
22 going to be a little while until we're done with
23 capping out there because we've got trucks coming in

1 from every direction trying to cap that thing. I
2 can't give you a certain date, but not in the very
3 near future from what I know.

4 DR. MARY HARRINGTON: Did you say
5 not in the very near future?

6 MICHELLE KLOMP: Not in the very
7 near future, but again, I can't give you a certain
8 date on that one.

9 PENN WILSON: Do you have any idea
10 of what the control mechanism will be for Riley Lake?
11 Have you heard any discussion on that?

12 MICHELLE KLOMP: I haven't at this
13 time, no.

14 ED KIMBROUGH: The lake has been
15 cleared.

16 PENN WILSON: Huh?

17 ED KIMBROUGH: The lake is fine. My
18 understanding is that the access to the lake is the
19 problem.

20 PENN WILSON: I think I've heard
21 before that the lake has been in good shape.

22 ED KIMBROUGH: They did some tests
23 on the fish and all.

1 SCOTT BOLTON: It has been sampled,
2 and those springs are routinely sampled and so on.

3 ED KIMBROUGH: To my understanding,
4 there are some people that are using it, coming across
5 the fence. They've been having a hard problem with
6 people coming in, unauthorized people, and it's really
7 dangerous in some of those areas that they're coming
8 through.

9 MICHELLE KLOMP: We have security
10 patrol that daily, have people checking gates, making
11 sure signs are still up. Apparently those are quite
12 the commodity, those little unexploded ordnance signs.
13 We're running quite a market on them.

14 SCOTT BOLTON: Sometime ago, I
15 thought every teenager in Calhoun County had one but
16 apparently not. We're still working on the new
17 generation still coming up.

18 CURTIS FRANKLIN: Anymore questions?
19 Comments?

20 Can anyone here with the JPA and JSU
21 provide a briefing on the Snake Effigy? Was that to
22 be done tonight?

23 MONTY CLENDENIN: No. That has not

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1 been done yet. JSU is still trying to get up to the
2 site. JPA has approved \$2,000 to go do the mapping of
3 the site. A road block has been put up by MATRIX, but
4 they cannot go up without a UXO escort, to the tune of
5 about \$700 a day. So the funding is not sufficient to
6 cover that and do all that, so I don't know where all
7 that stands right now in terms of getting up to the
8 site.

9 It's going to be spring time again soon,
10 and the idea is to get up there in the winter while
11 the snakes are sleeping and the poison ivy is not
12 blooming, but it just seems to be one road block after
13 another to get up there and get that site mapped.

14 I have a question, and I don't know if
15 this board has any authority to request it or
16 whatever, but it seems to me that some research could
17 be done if we had some high resolution ultraviolet
18 infrared radar imagining, if the Army, through the
19 Freedom of Information Act, could provide JSU with
20 some of that technology, there's also a series of
21 terraces that are over on Warrington Hill that really
22 make the Snake Effigy look like small potatoes. And
23 I'm just wondering if the high resolution technology

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1 is available through the Army or through NASA because
2 some studies could be done using that kind of
3 technology. Does anybody know that?

4 SCOTT BOLTON: As far as the Army
5 goes, I don't know of any such imagining that's ever
6 been done here, and obviously that would be the kind of
7 things that you would have to be asking for, you know,
8 those kinds of images. I'm sure there's aerial photos
9 of the area, but again, I don't know when those were
10 taken. Most of the aerial photos that I've seen was
11 fairly old, '50s, '60s, vintage kind of stuff --

12 MONTY CLENDENIN: Well, you can go
13 to --

14 SCOTT BOLTON: -- you know, quality
15 stuff, where you have GIF, all these different mapping
16 programs that can map the world or whatever, satellite
17 stuff, but I don't know of anything that the Army's
18 done. Quite frankly, I don't know who has done it or
19 who to even contact, to be honest with you. I don't
20 know.

21 DR. JOHN SPAIN: I hate to sound
22 stupid on this, but I would just like to know maybe
23 what the ultimate benefits or what the drivers are for

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1 it.

2 MONTY CLENDENIN: Well, it is a
3 prehistoric site. It is an eastern woodland Indian
4 site, one of many sites which go up to the ridge that
5 go all the way up to Ohio, all the way up to the
6 Appalachian Trail, Appalachian ridge. It's a very
7 valuable site in terms of archaeological preservation.

8 About two years ago, I had a group of
9 Native Americans from Oklahoma and Porch Creek come
10 out and look at it, and they were not interested in it
11 because it's -- they are historical Indians, and this
12 is prehistoric stuff. There's a number of rock
13 mounds. Harry Holstein is doing a tremendous amount
14 of study of the rock mounds up on the ridges right
15 around here and the valleys around here.

16 At one of the RAB Board meetings, one of
17 the charges of this committee was to -- in
18 preservation -- Restoration Advisory Board, and
19 restoration preservation issues would include
20 archaeological sites and preservation of some
21 archaeological sites.

22 DR. JOHN SPAIN: I can certainly
23 understand that, but somehow I got confused with the

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1 snakes.

2 MONTY CLENDENIN: It is a -- it
3 looks like a sidewalk, but it's made out of quartz.
4 It's about 4-feet wide and 160-feet long, the
5 snakes -- the road that goes right in front of the old
6 PX, you go right straight up the mountain there,
7 Skeleton Mountain, and it's right on that top edge of
8 Skeleton Mountain. It's right outside any of the
9 protected areas. It's a clear area. It borders some
10 of the UXO areas, but there's no UXO known problems up
11 there.

12 DR. JOHN SPAIN: Do you have to go
13 through an area --

14 SCOTT BOLTON: Yes. I think that's
15 the issue. To get to the site, there's no way to get
16 there except through, I think, the UXO areas.

17 MONTY CLENDENIN: You can get there
18 from going around the Ridgeline Road, around gate ten,
19 and then taking that road up to the top. And again, I
20 think that road is clear. I don't think that road is
21 in any prohibitive sites.

22 SCOTT BOLTON: I'm not sure. I
23 think a piece of it might be. I don't recall. I'm

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1 not sure about --

2 LISA HOLSTEIN: I think what
3 happened was that in our Bravo EE/CA, we recommended
4 no further action, and we do not have a concurrence on
5 that recommendation.

6 SCOTT BOLTON: I think you're right.
7 Gate 10, out of the south.

8 LISA HOLSTEIN: So until they concur
9 on the no further action recommendation, it's not
10 cleared.

11 SCOTT BOLTON: That's not coming in
12 from the north like we did when I took everybody and
13 talked about it years ago when we went up through the
14 north, but definitely on either side of that road,
15 there probably are impact areas going that route.

16 MONTY CLENDENIN: Right. And that's
17 the most difficult way in.

18 SCOTT BOLTON: We did it because it
19 was quick, but back then, it was equally difficult,
20 but now that they've improved the road --

21 MONTY CLENDENIN: Right.

22 That's a dead snake, I think, as far as,
23 you know, anything happening soon on it. I don't

1 know. I've told those that are involved that I give
2 up, I yield. I don't think -- the good thing about it
3 is, it's not going to go anywhere. One of these days
4 somebody will take an interest in it and map it, but
5 it's a very significant historical site. It goes back
6 to probably 1200, something like that, at least, maybe
7 all the way back to 900 BC.

8 DR. JOHN SPAIN: Is the intent to
9 eventually secure that area so that it's not --

10 MONTY CLENDENIN: It's pretty
11 secure. We can't get there. It's definitely secure
12 as an educational institution.

13 DR. JOHN SPAIN: I'm talking about
14 when it does get opened to the public.

15 MONTY CLENDENIN: It would have to
16 be secured because it would be pilfered and hauled off
17 rock by rock if it was not secured somehow.

18 SCOTT BOLTON: It's on JPA property,
19 if I remember correctly. Again, Murphy's Law, you
20 know, the road -- in proximity to the site, the road
21 becomes the boundary line at some point for the Fish &
22 Wildlife Preserve, and it's not in the preserve.

23 MONTY CLENDENIN: I think probably

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1 the energy is going to be directed toward the terrace
2 site which goes off of Warrington Hill down in the
3 Choccolocco Valley. It's a much larger piece of
4 architecture than the Snake Effigy itself, and it's
5 cleared. There's access to that now. So that'll
6 probably be where all the archaeological interest will
7 be focussed.

8 DR. JOHN SPAIN: Well, should there
9 be any long-term planning with respect to securing it?
10 I know it's secure now, but, you know, I would
11 certainly hate to see it get hauled away because there
12 was not any aforethought into it.

13 MONTY CLENDENIN: Well, again,
14 that's why it's still there is because it's not
15 accessible.

16 ED KIMBROUGH: How many
17 archaeological sites were identified?

18 MONTY CLENDENIN: I don't know the
19 number of that, but I know that there are quite a few.
20 There's a large number of archaeological sites. There
21 were some minor sites in that clearance between Yahoo
22 Lake and the end of the Fort, but they were just, you
23 know, small camp sites. They were not major villages

1 or whatever. And I don't know where some of the other
2 sites are, but as I understand, there's a significant
3 number of Native American sites on the Fort.

4 ED KIMBROUGH: That's what I
5 understood because they had one somewhere around
6 Landfill 3, Matrix -- I don't know if you're familiar
7 with that. They were looking at anything that's
8 identified as an archaeological site, you can't go in
9 and disturb it, you've got to --

10 MICHELLE KLOMP: That is correct.

11 ED KIMBROUGH: We were told you
12 couldn't disturb that because they had found some
13 arrowheads, where the chips were and everything.

14 MONTY CLENDENIN: There's a site
15 that I have heard from local people called the
16 Sleeping Lion, and I've never seen that or known of
17 anybody else that knows of it, but folklore in the
18 community over the last 75 years, that's one of the
19 sites they talk about is called the Sleeping Lion.

20 I have a slide presentation that I've
21 done with the JPA Field School that would show you
22 pictures of the site if the Board would be interested
23 in just seeing it because seeing it would be an

1 awesome thing.

2 DR. JOHN SPAIN: I would certainly
3 be interested in seeing it.

4 MONTY CLENDENIN: Okay.

5 PENN WILSON: I would, too.

6 MONTY CLENDENIN: Do you still have
7 it in your computer?

8 BRENDA CUNNINGHAM: I'll have to
9 check.

10 LISA HOLSTEIN: We can recreate it
11 if she doesn't.

12 CURTIS FRANKLIN: Since we have a
13 number of new members on the Board here, why don't we
14 schedule that for the next meeting then?

15 MONTY CLENDENIN: I'd love to do
16 that. Actually, I've got two presentations. One was
17 just the Snake Effigy itself, and the other is
18 archeological sites in Calhoun County including
19 Tallasahatchee Village where Andrew Jackson and
20 Davey Crockett killed a lot of Indians out on Ohatchee
21 Road there, so I'd be happy to present either one of
22 those.

23 CURTIS FRANKLIN: I think primarily

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1 the Snake Effigy. If you could arrange for that for
2 the next board meeting.

3 MONTY CLENDENIN: Okay. We actually
4 had slides made and things ready to pass out at one
5 meeting, and we didn't get to that.

6 CURTIS FRANKLIN: Okay.

7 DR. JOHN SPAIN: Well, at least we
8 could make sure that this does not fall off our
9 agenda.

10 MONTY CLENDENIN: I'm glad it's
11 staying on.

12 Does the RAB Board have a budget? Do we
13 have any money to work with? Because the JPA has
14 approved \$2,000 for the mapping. If somehow we could
15 have a Matrix UXO person to go with us, then we could
16 get up there fairly quickly, but the problem is paying
17 the UXO person 700 bucks a day. Harry thinks it will
18 take three to four days to map it, so it's not a
19 long-term process. It needs to be cleaned, and I
20 hired a pilot when we were up there to take some
21 aerial photos of it. I've got aerial photos of it
22 from pretty low altitudes. Does Matrix have --

23 DR. JOHN SPAIN: We don't have

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1 money?

2 CURTIS FRANKLIN: We don't have a
3 budget as far as I know.

4 JIM MILLER: I'll see what I can do.

5 DR. JOHN SPAIN: Can we beg from
6 anybody?

7 MONTY CLENDENIN: Can we ask Matrix
8 to provide any --

9 SCOTT BOLTON: For service.

10 MONTY CLENDENIN: -- service to get
11 us up there?

12 MICHELLE KLOMP: I'll see what I can
13 do.

14 MONTY CLENDENIN: If we could get
15 that approval, we could get up there and map it
16 probably before spring.

17 CURTIS FRANKLIN: While those live
18 snakes are going.

19 SCOTT BOLTON: While you can see it.

20 MONTY CLENDENIN: Actually I was up
21 on the mountain close to Donoho School in March of
22 last year and stepped on a big black snake, so they
23 come out pretty early.

1 DR. MARY HARRINGTON: It wasn't cold
2 enough to put them down?

3 LISA HOLSTEIN: Global warming,
4 maybe.

5 ED KIMBROUGH: We're not in
6 Colorado.

7 CURTIS FRANKLIN: Anybody have
8 anymore questions or comments?

9 DR. JOHN SPAIN: Thank you.

10 CURTIS FRANKLIN: Mr. Grant came to
11 see if there was interest in extending the TAPP
12 contract, and, Mr. Grant, could you present your case
13 a little bit better than I could possibly?

14 RON GRANT: Well, I guess, first of
15 all, the RAB has to show some interest as to whether
16 or not they want to pursue that. If the RAB is
17 interested, it is up to the Department of the Army to
18 request funds for that, and I was told that the Army
19 has not requested funds to continue the contract. Is
20 that --

21 SCOTT BOLTON: That is correct
22 because basically, the contract wasn't used is my
23 understanding where the decision making process got

1 made in that. Unfortunately, it wasn't my decision at
2 that time, so I can't give you a whole lot of detail
3 on that. I was briefed on that.

4 RON GRANT: I'm not sure why anybody
5 would say the contract wasn't used because --

6 SCOTT BOLTON: As I understand, the
7 TAPP contract is when you have technical questions and
8 technical expertise, and those kinds of things, and
9 there wasn't a lot of utilization of it, as I
10 understand it, so we can certainly discuss --

11 DR. MARY HARRINGTON: There were
12 definitely times when we requested things, and we got
13 what we asked for.

14 MONTY CLENDENIN: It was actually
15 through one of his presentations that I heard that it
16 was the responsibility of this board to tend to
17 cultural and archaeological issues, so I appreciate
18 that. That's where I got that --

19 SCOTT BOLTON: Okay. We can
20 certainly, as far as the availability of funds --
21 recognize that we're outside of the normal funding
22 cycle -- and it could be a channel, but we'll look.
23 It's not a problem to take a look at it.

1 RON GRANT: And I realize that has
2 to be initiated by the RAB. If the RAB's not
3 interested, then there's no need for any action on the
4 part of the Army. So it really is in your hands as to
5 whether or not you want to continue that sort of
6 service. The Army would have to request the funds,
7 and like Scott says, we may be out of the funding
8 cycle. If you do elect to do that, I'd certainly be
9 interested in providing that service again.

10 DR. JOHN SPAIN: Could he provide a
11 summary of the services that would be available?

12 RON GRANT: I'm not authorized to do
13 any original work of any kind. Mainly, what it
14 consists of is taking these rather voluminous reports
15 that the contractors generate in their studies and
16 trying to reduce them in more simplified language to
17 make a presentation to the RAB, so it is something you
18 could easily understand. Some of those things are
19 multiple volumes. I mean, if you stood one report up,
20 you know, it may stand several feet high, and rather
21 than you all trying to pour through that and read it
22 and understand it, I would go to the trouble to review
23 the document, try to simplify what the objectives are,

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1 what the goals are, what the conclusions are,
2 recommendations, tell a little bit about the methods
3 that they use in doing their studies, and hopefully
4 give it to you in a period of -- typically, my reports
5 have been 30 minutes to an hour, but certainly,
6 nothing lengthy. It may take me several weeks to
7 review the documents.

8 The contract typically is funded for
9 like up to \$25,000 a year, but in the years that I had
10 it, I only charged for the hours that I was working on
11 the contract. I could not initiate a study unless I
12 was directed to by the RAB, you know, you all say, we
13 want you to review this document. It's not up to me
14 to decide which ones I want to go look at. I charge
15 the government in the neighborhood of 6 to \$7,000 a
16 year for the work that I do.

17 DR. MARY HARRINGTON: Personally,
18 this is just from my standpoint, I thought his
19 services were necessary because there's a few of us
20 that's been here since we got started, for lack of not
21 having any better sense, but at one point, we got to
22 moving so fast and getting reports on certain things
23 so sparingly, when we did get them, it almost required

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1 you to just stop what you were doing and go back. And
2 we could ask him to bring us up to speed, to see if
3 this and this, and then I felt confident with that
4 because I don't have that kind of time, and at one
5 point, I think we were kind of second guessing each
6 other. We were feeling that we may have been getting
7 some run around because we didn't understand all the
8 technical aspects of it. Is that about right?

9 ED KIMBROUGH: Yeah. The question
10 was: We wanted -- we were looking at some things, and
11 we wanted to see if there were some other alternatives
12 to correct the problems, but we were told that that
13 could not be done, that he could only respond on the
14 technical documents -- and correct me if I'm wrong --
15 the technical documents as they were written, and if
16 we wanted interpretation of that. Isn't that right?

17 SCOTT BOLTON: That's right.

18 ED KIMBROUGH: Because there were
19 some issues at the beginning that there were some
20 questions on, and we said, well, somebody brought some
21 information in that there were other methods, but we
22 couldn't get a response to that. But from the
23 technical aspect, like she said, lots of the acronyms

1 that they used and other things that help people like
2 me that doesn't understand some of the technology and
3 all like that. That's what --

4 SCOTT BOLTON: That is the purpose
5 of it. That's the exact purpose of the TAPP.

6 DR. MARY HARRINGTON: That was very
7 valuable to me.

8 SCOTT BOLTON: Well, we can
9 certainly look into the utilization of the previous
10 contract, dollars, and stuff like that, and see
11 what's --

12 ED KIMBROUGH: How much was left
13 over?

14 SCOTT BOLTON: I don't have that
15 answer for you.

16 ED KIMBROUGH: Because there was
17 some money left over from the original contract.

18 SCOTT BOLTON: Well, that would have
19 been from the previous fiscal year, so I guarantee you
20 that money is gone. We're already in the first
21 quarter FY '07.

22 DR. MARY HARRINGTON: Do we need a
23 motion for that?

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1 SCOTT BOLTON: I can look into -- as
2 far as looking into the data and stuff like that, I
3 don't need a motion to go and do that. Now, recognize
4 that there's a whole contracting process that we go
5 through, too, okay, and that will have to occur. So
6 just -- not opposed at all to doing this, but just
7 because the RAB says we want to go do whatever, that's
8 fine if we can find the money to do it and so on, but
9 then it has to be a contract process, you know,
10 requested proposals, bids, all that kind -- you know,
11 the usual things that you do with contracts.

12 RON GRANT: There'll be no guarantee
13 that I would be the one to get the contract.

14 DR. JOHN SPAIN: Would it help if we
15 made a motion and provide any kind of benefit for you
16 to go forward?

17 SCOTT BOLTON: I mean, I can look
18 into it. It's up to the members. If they wish to
19 make a motion, they can make a motion. I mean, I'm
20 going to look into it. If you want it looked into,
21 that's not a problem to look into. I'll find out the
22 utilization, the billing, and all the stuff that we've
23 used, and what -- how much of what was done, and we'll

1 take a look at it.

2 RON GRANT: And I'll just say one
3 more thing, and I'll hush. I'm not -- you know, I
4 would love to get the contract, but one thing I
5 suggest you do for the benefit of some of the newer
6 members, get a copy of the scope of what it is the
7 TAPP contractor can do.

8 SCOTT BOLTON: That's a good idea.

9 RON GRANT: That way, they can have
10 a better grasp about what it is the TAPP contractor
11 can do for the RAB.

12 DR. JOHN SPAIN: Is there any
13 latitude as far as us going out for a contractor and
14 modify any of that scope to better accommodate --

15 CURTIS FRANKLIN: He had a question
16 there.

17 SCOTT BOLTON: I'm sorry.

18 DR. JOHN SPAIN: Is there any
19 opportunities, since the scope didn't seem to cover
20 all the things that the members of the Board would
21 like to have, is there any latitude as you're going
22 out for a new contract to modify that scope to
23 better --

1 SCOTT BOLTON: I don't know the
2 answer to that, quite frankly, because it is set --
3 there are certain laws and regulations that these
4 things comes within, and so I'll see what latitude
5 we've got in the scope within those parameters.
6 Generally speaking, within the lane, you usually have
7 some place -- I don't have a good feel for how narrow
8 it is. My sense is it's relatively narrow, and it was
9 designed to provide the technical expertise and
10 explanation of, you know, of the science and so on
11 because some of the science that you get involved in,
12 particularly in the reports, you know -- the e-mails
13 we get -- I got one contractor from Tennessee talking
14 about this data analysis, but that's the kind of thing
15 that you go ahead and present it to the technical
16 team, they understand, and present it to the RAB. Up
17 there, some would, some wouldn't. So that's the kind
18 of things that we're talking about.

19 CURTIS FRANKLIN: Do we want to make
20 a motion? You say it's not necessary, but would it
21 help as far as a matter of record that the RAB does
22 desire exploring renewal of the contract or extending
23 the contract? Does anyone --

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1 MONTY CLENDENIN: I so move.

2 ED KIMBROUGH: I second.

3 CURTIS FRANKLIN: Okay. We've got a
4 motion.

5 ED KIMBROUGH: Second.

6 CURTIS FRANKLIN: A second. Any
7 discussion before we vote? All in favor? All
8 opposed, same sign. Okay. Motion carries.

9 All right, sir. Any other comments?

10 Audience comments. Y'all are going to
11 have to talk a lot since there's a small audience.

12 KAREN PINSON: Did y'all vote on the
13 minutes?

14 CURTIS FRANKLIN: Pardon?

15 KAREN PINSON: Did you vote on the
16 minutes?

17 DR. MARY HARRINGTON: Yes, we did.

18 CURTIS FRANKLIN: Yes.

19 Any other comments?

20 ED KIMBROUGH: I've got a question.

21 CURTIS FRANKLIN: Yes, sir.

22 ED KIMBROUGH: In the negotiations
23 that's going on now between the JPA and the Army,

1 would then they take over the Bravo Area as far as
2 clean up goes?

3 SCOTT BOLTON: Essentially, yes,
4 that's kind of the intent.

5 ED KIMBROUGH: So that would use
6 your characterization and all that like that?

7 SCOTT BOLTON: Right. In fact,
8 there's a whole laundry list of things, and Lisa can
9 attest to the amount of time we spent looking at what
10 things JPA would pick up and so on, in a nutshell,
11 it's my understanding.

12 LISA HOLSTEIN: Basically, we would
13 turn over the EE/CA that we have to date, and Matrix
14 or JPA would negotiate with ADEM whether or not
15 additional sampling was required on certain areas
16 and --

17 ED KIMBROUGH: Just like Alfa?

18 LISA HOLSTEIN: Right.

19 SCOTT BOLTON: Right, it would be
20 the same process. The same --

21 ED KIMBROUGH: There probably were
22 some things they wouldn't accept in Alfa; right?

23 LISA HOLSTEIN: Right.

1 SCOTT BOLTON: Yeah.

2 MONTY CLENDENIN: May I back up and
3 just ask one thing to Michelle? I've been advised
4 that in terms of the JPA budget and the millions of
5 dollars that \$700 a day is not that much to consider.
6 Would you in your research find out if JPA would pick
7 up that tab and --

8 MICHELLE KLOMP: I'll look into it.

9 MONTY CLENDENIN: -- and get back
10 with me or Harry Holstein and let us know so we can do
11 that before the weather --

12 MICHELLE KLOMP: I'll see what I can
13 find out.

14 ED KIMBROUGH: What would be the
15 total on that? \$700 a day --

16 MONTY CLENDENIN: The figure I heard
17 was \$700 a day is what their fee would be.

18 ED KIMBROUGH: How many days would
19 you --

20 MONTY CLENDENIN: Probably three or
21 four at the most, I think. We would spend the first
22 day cleaning it. It's covered with limbs and debris,
23 and then doing the geopositioning, all that stuff,

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1 satellite measurements and all that.

2 ED KIMBROUGH: So we're looking at a
3 maximum or \$2100.

4 MONTY CLENDENIN: It'll cost JSU
5 \$2,000.

6 ED KIMBROUGH: Right, but 2100 for
7 the additional.

8 MONTY CLENDENIN: If JPA has some
9 change in the pot, that --

10 MICHELLE KLOMP: I'll see what I can
11 find between the sofa cushions at the office.

12 CURTIS FRANKLIN: Anything else? Do
13 I hear a motion that we adjourn?

14 DR. JOHN SPAIN: Let me ask one more
15 question. Would it be better to make a former request
16 from the Board to JPA rather than putting you in the
17 middle, or do you feel comfortable doing it?

18 MICHELLE KLOMP: For right now, I'm
19 okay doing it. I should be fine.

20 DR. JOHN SPAIN: Well, I gather this
21 is somewhat of a time sensitive situation. We all are
22 hoping for an early spring.

23 ED KIMBROUGH: Excuse me, but I'm on

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1 the program management, so there's two pots. One of
2 them is program management, and that's where the funds
3 are controlled for the clean up, and that has to be
4 what's related because we discussed that -- that has
5 to be by the military -- what we negotiated, you know,
6 there was a cost set out for everything and a plan,
7 and then that was negotiated, so when it came to the
8 program management team, it would have to be taken
9 from one of the clean ups --

10 MICHELLE KLOMP: We can't use ESCA
11 money for it.

12 ED KIMBROUGH: Right. So it would
13 have to be JPA, the money that they create on the
14 sale. The clean-up money cannot be used.

15 MONTY CLENDENIN: Can I ask if you
16 would be an advocate for this? Does that put you on
17 the spot?

18 ED KIMBROUGH: No. I -- she can
19 bring it up, and I can throw my two cents in. But I
20 don't meet with JPA. Program Management Team is a
21 totally separate position. You'd have to go through
22 JPA. Your politicians, you can get enough voters for
23 each one of them --

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1 MONTY CLENDENIN: I know
2 R. D. Downing is very anxious to get it done, and he's
3 frustrated that it hasn't been finished yet.

4 ED KIMBROUGH: I'll speak to the --
5 Chip's on there, and I think he's the only one that's
6 on JPA.

7 MICHELLE KLOMP: Uh-huh.

8 ED KIMBROUGH: The rest of them is
9 citizens. You wouldn't -- I can say that now.

10 CURTIS FRANKLIN: Anyone else?
11 Does that address your question?

12 DR. JOHN SPAIN: Yes. Thank you.

13 CURTIS FRANKLIN: Anyone else?
14 Do I hear a motion for adjournment?

15 DR. MARY HARRINGTON: I move that we
16 adjourn.

17 CURTIS FRANKLIN: Any second?

18 PENN WILSON: I second.

19 CURTIS FRANKLIN: All in favor? So
20 adjourned.

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C E R T I F I C A T E

STATE OF ALABAMA)
CALHOUN COUNTY)

I, KELLI K. LOWERY, a Court
Reporter and Notary Public in and for The State of
Alabama at Large, duly commissioned and qualified,
HEREBY CERTIFY that this proceeding was taken before
me, then was by me reduced to shorthand, afterwards
transcribed upon a computer, and that the foregoing is
a true and correct transcript of the proceeding to the
best of my ability.

I FURTHER CERTIFY this proceeding
was taken at the time and place and was concluded
without adjournment.

IN WITNESS WHEREOF, I have
hereunto set my hand and affixed my seal at Anniston,
Alabama, on this the 26th of February, 2007.

KELLI K. LOWERY
Notary Public in and for
Alabama at Large

MY COMMISSION EXPIRES: 09-15-2009.

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