

Draft
Restoration Advisory Board (RAB) Meeting Minutes
Former Kelly Air Force Base, TX
Kennedy High School

August 19, 2003

Attendees:

Mr. Ruben Peña, RAB Community Co-Chair
Dr. Gene Lené, Community Member
Mr. Rodrigo Garcia, RAB Community Member
Mr. Buddy Pletz, RAB Community Member
Mr. Daniel Gonzales, RAB Community Member
Mr. Sergio Rodriguez, RAB Community Member
Mr. Nazarite Perez, RAB Community Member
Mr. Robert Silvas, RAB Community Member
Mr. Mike DeNuccio, RAB Community Member
Mr. Adam Antwine, RAB Government Co-Chair, Air Force Real Property Agency (AFRPA)
Mr. William Ryan, AFRPA
Mr. Douglas Karas, AFRPA
Ms. Leslie Brown, AFRPA
Ms. Vanessa Musgrave, Air Force Center for Environmental Excellence (AFCEE)
Mr. Gary Martin, Greater Kelly Development Authority (GKDA)
Mr. Sam Sanchez, San Antonio Metropolitan Health District (Metro Health)
Ms. Linda Kaufman, Metro Health
Ms. Kyle Cunningham, Metro Health
Ms. Deborah Martinez, Metro Health
Ms. Melanie Rodriguez, Metro Health
Ms. Blanca Hernandez, Metro Health
Mr. Gary Miller, U.S. Environmental Protection Agency (USEPA)
Mr. Mark Weeger, Texas Commission on Environmental Quality (TCEQ)
Ms. Abigail Power, TCEQ
Dr. Mildred McClain, National Environmental Justice Advisory Council (NEJAC)
Ms. Edie Cromwell, NEJAC
Mr. Nick Rodriguez, BexarMet Water District
Mr. Jerry Needham, *San Antonio Express-News*
Mr. Raul Gonzales, Community Member
Mr. Al Rocha, Community Member
Mr. Paul Casar, Community Member
Mr. Glenn Williamson, Community Member
Mr. George Villarreal, Community Member
Mr. Rogelio Sanchez, Community Member
Ms. Marie Sanchez, Community Member
Mr. James Wittmer, PCEH
Ms. Dianne Powell, Community Member
Ms. Leslie Pedd , Community Member
Ms. Rose Ann Sanchez, City Council District 4
Ms. Jennifer Cantu, City Council District 5

Mr. Tim Sueltenfuss, Booz Allen Hamilton (Booz Allen)
Ms. Robyn Thompson, Booz Allen
Ms. Megan Mabee, Booz Allen
Mr. Eddie Martinez, Booz Allen
Mr. Hugh Farr, Booz Allen
Ms. Brittany Watts, Booz Allen
Ms. Christine Best, Booz Allen
Ms. Stephanie Trevino, Booz Allen
Dr. David Smith, Smith and Associates (Facilitator)

Members Absent:

Ms. Bernadette Peña, RAB Community Member
Mr. Paul Person, RAB Community Member
Mr. Mark Puffer, RAB Community Member
Mr. Sam Murreh, RAB Community Member
Ms. Esmeralda Galvan, RAB Community Member
Mr. George Rice, RAB Community Member
Mr. Roy Botello, Community Member

The meeting began at 6:39 p.m.

Welcome and Introductions

Dr. David Smith/Mr. Ruben Peña

Dr. David Smith introduced himself as the facilitator and welcomed all the RAB members and meeting attendees. He asked RAB members to introduce themselves to the audience and outlined goals for the meeting.

A motion was made to amend the agenda to announce the resignation of Mr. Roy Botello. Mr. Peña informed the Board that they could leave the position vacant until the end of the year, and then follow the normal process for accepting new membership applications for the January 2004 elections. The Board could also try to appoint someone in October to fill the position; however, that individual would only attend one meeting between now and the end of the year.

Mr. Peña read Mr. Botello's resignation letter, dated July 14, 2003, to the Board. In the letter, Mr. Botello explained that since he currently serves on two other boards, he does not have enough time to serve them all well. Mr. Peña stated that Mr. Botello would be invited to attend the October RAB meeting and would receive a certificate of appreciation for his service to the Board.

Mr. Adam Antwine acknowledged the presence of Dr. Mildred McClain, Chair of the Federal Facilities Working Group for the National Environmental Justice Advisory Council (NEJAC), and Ms. Edie Cromwell, who was also representing NEJAC. Mr. Antwine provided an overview of NEJAC, stating that the Council makes recommendations to the USEPA Administrator on environmental justice issues. Mr. Antwine pointed out that Kelly is one of several facilities across the country at which environmental justice concerns are being examined.

Mr. Mike DeNuccio reminded the audience that since the last RAB meeting, new City Council representatives had been elected in Districts 4 and 5. He pointed out staff members from City Council District 4 (Ms. Rose Ann Sanchez) and District 5 (Ms. Jennifer Cantu) who were in attendance.

Mr. Eddie Martinez reviewed the contents of the supplemental materials packets. Mr. Robert Silvas asked why a spill summary report was not included. Mr. Martinez reminded him that spill summary reports are provided at Technical Review Subcommittee (TRS) meetings.

Mr. Doug Karas made a recommendation from staff to remove Mr. Patrick Lynch's presentation on the Final Technical Assistance for Public Participation Review of the Zone 3 Resource Conservation and Recovery Act (RCRA) Facility Investigation (RFI) from the agenda. His recommendation was based on the fact that Mr. Lynch was not present at the meeting due to a lack of funding. Mr. Karas indicated that funding would be available to bring Mr. Lynch to San Antonio for the October RAB meeting. Mr. Silvas asked why these funds were not available last month, and if the funds that would be available in October would augment Mr. Lynch's original contract. Mr. Karas replied that AFRPA has funds available now, but did not have them in time to bring Mr. Lynch to San Antonio for the August RAB meeting. The funding does not augment Mr. Lynch's contract, rather it allows him to make an extra trip due to the cancellation of the July RAB meeting. Mr. Buddy Pletz made a motion to strike Mr. Lynch's presentation from the agenda and Mr. Dan Gonzales seconded the motion.

Mr. Garcia asked if Mr. Lynch would be performing any additional work under the new funding. Mr. Karas clarified that Mr. Lynch would not be doing any additional work under his current contract. Mr. Garcia stated that he had submitted comments to Mr. Lynch at the last TRS meeting. Mr. Karas stated that his comments should have been addressed. Mr. Peña requested that Mr. Karas check with Mr. Lynch to ensure he received Mr. Garcia's comments. Mr. Martinez assured him that Mr. Lynch received comments both from Mr. Silvas and from Mr. Garcia, and provided responses, which were included in the final report located in the materials packets that were mailed to all RAB members. Mr. Lynch will also be addressing their concerns in his final presentation, which will be presented at the October RAB meeting. Mr. Peña requested that Mr. Lynch allow more time for his presentation to make sure he addresses the RAB members' concerns.

Community Chair Announcements

Mr. Ruben Peña

Mr. Peña explained that community comment time was moved to the middle of the meeting agenda to accommodate workers, who may show up late to the meeting, as well as individuals with families, who may need to leave early. He encouraged the audience to contact Air Force or contractor staff if they wish to speak at any other time during the meeting.

Mr. Peña recounted that he met with Mr. Martinez and Dr. Smith to discuss how to address issues of concern to the RAB. He proposed organizing a one-day working retreat for all RAB members, which would possibly be held on a Saturday. The purpose of the retreat would be to address and prioritize issues of concern (such as water pollution, air quality, Mr. Lynch's review, etc.) together as a Board.

Mr. Peña suggested appointing a task force of three people to make sure issues of concern are addressed within a certain time frame. The chair of the task force would report to the Board at the next meeting so that the Board could decide to close the issue and move on or retain it as a reporting issue. Mr. Peña noted that under this new system, the meeting attendees would hear from Board members rather than Air Force and contractor staff, thus the meeting would be

driven by members of the Board. Nonetheless, the task force would work one-on-one with Air Force staff.

Mr. Peña stated that current by-laws allow for the establishment of an executive committee. He asked for two community members and one government member to serve on the committee that would be tasked with forming RAB meeting agendas, among other responsibilities. Mr. Garcia and Mr. Gonzales volunteered to fill the community positions and Mr. Martin volunteered to fill the government position.

Mr. Peña reminded RAB members to designate an alternate if they've not done so already, and to tell Mr. Martinez whom they have selected. Dr. Lené asked if the RAB could have a pool from which to choose if they had trouble identifying someone appropriate. Mr. Peña replied that it sounded acceptable, but he must look at the charter. Mr. Karas pointed out that individuals who were interested in becoming RAB members but who were not elected in January would be good alternates.

Mr. Peña informed the RAB that there was also a need for establishing a position for a parliamentarian per *Robert's Rules of Order*. He confirmed that all members had received a copy of this reference book. He expressed his desire to appoint a parliamentarian, a volunteer from Board. Mr. DeNuccio volunteered.

Announcement of TRS Chair Election

Dr. David Smith

Dr. Smith announced that the election of a TRS Chair will be on the agenda for the next TRS meeting, which will take place in September. He asked that anyone interested in the position give their name to Dr. Lené for consideration. Mr. Garcia expressed interest in serving as the TRS Chair.

Vote on Acceptance of Pledge of Allegiance and a Moment of Silence

Mr. Ruben Peña

Mr. Peña asked the Board if they had any comments about starting each meeting with the Pledge of Allegiance and a moment of silence before the Board votes on the issue. No comments were voiced, and Mr. Pletz made a motion to honor the flag and observe a moment of silence, which Mr. DeNuccio seconded. All RAB members were in favor of this decision.

Community Comments

Mr. Peña asked three times if there was anyone from the community who wanted to address the Board. As there was no one from the community who wished to speak, Mr. Silvas asked to read a letter concerning Agent Orange, dated July 29, 1980. However, he spoke softly and quickly so that the meeting attendees had difficulty hearing him. Mr. Peña and Mr. Rodriguez told Mr. Silvas that they couldn't hear him. Mr. Peña asked Mr. Silvas for copies of the letter.

Mr. Glenn Williamson, a member of the community, spoke during community comment time. He stated that Agent Orange had been used since 1974, and thus the report to which Mr. Silvas referred should have read, "Public, you have been drinking Agent Orange in your water since 1974." Mr. Williamson claimed that the government had cost him \$2.5 million dollars, alleged that government officials are liars, and warned community members not to trust the government. He stated that 200 drums of Agent Orange were once stored at Kelly AFB and that Agent Orange should not have left the former base. Mr. Williamson told meeting attendees that he's dying of

Agent Orange poisoning and he never served in Vietnam, nor did he ever leave the state of Texas.

Mr. Silvas thanked Mr. Williamson for his courage in speaking on this topic, and made a motion to get the government agencies present at the meeting involved in making access available to the property on Ackerman Road, where Agent Orange was stored. Mr. Perez seconded the motion.

Mr. Antwine added that it was true that Agent Orange was kept on East Kelly until 1974 and that the site belonged to the Defense Logistics Agency (DLA). Mr. Antwine said that the Air Force will share what it knows about disposal of the material with the RAB.

Mr. Garcia was in agreement with Mr. Silvas' request to obtain more information on Agent Orange. Mr. De Nuccio expressed his concern that the Board remain within its scope of work. Mr. Perez opined that the sooner the community finds out about contamination the better. Mr. Antwine reiterated that the Air Force would share with the Board investigations that have been conducted, reports, and details on the site closeout.

Mr. Sanchez asked where the site in question is located. Mr. Antwine explained that Agent Orange was stored on East Kelly at Site S-7 (currently SS009), but Mr. Silvas alleged that the Air Force sold Agent Orange to Texas Surplus, which is located on Ackerman Road. Mr. Antwine said that the DLA, which is currently located at Fort Sam Houston, disposed of the material. Mr. Sanchez pointed out that Ackerman Road is 10 miles from Kelly, and suggested that the RAB ask the Texas Commission on Environmental Quality (TCEQ) to research the site.

Mr. Garcia requested that the RAB get answers from the federal government, saying that if the material went off-site, someone else must get involved. Mr. Pletz asked if anyone from the San Antonio Water System was in attendance to verify Mr. Williamson's claim that Agent Orange was in the drinking water; however, no one was. Mr. Pletz recommended that the RAB obtain more information on the issue.

Mr. Silvas reiterated his opinion that the Ackerman Road site be investigated, as it is on Texas state property and there are schools located one-half and one and one-half miles away. Mr. Weeger informed meeting attendees that the TCEQ has already investigated the disposal of Agent Orange on Ackerman Road and will provide its report to the RAB. Mr. Silvas requested that the RAB pressure state and federal agencies to grant access to the Ackerman Road site to conduct testing. Mr. Weeger pointed out that since the site is private property, the TCEQ would need reasonable cause to conduct testing; otherwise, it would violate private property owners' rights.

Mr. Garcia requested tracing the material from East Kelly to see if there was an incident of illegal dumping by a contractor. Mr. Silvas asked for clarification on what the term "private" means. Mr. Weeger explained that the TCEQ can't do testing on property owned by individuals, corporations, government agencies, etc. because in a democracy, an agency must have reasonable cause to investigate.

Mr. Peña asked the RAB if all members were in favor of asking the TCEQ to obtain permission to conduct testing on Ackerman Road. As the majority was opposed to this, the motion died. Mr. DeNuccio made a motion for the Air Force to provide a history of Site S-7, based on Mr. Antwine's offer, and Mr. Pletz seconded the motion. Mr. Weeger reiterated that the TCEQ will

also provide information on investigations that it has conducted on the Ackerman Road site. No one was opposed to this plan of action.

Announcements

Community Update

Community Member

Dr. Smith explained that “Community Update” is a new category under announcements, which would allow RAB members to present updates on issues relevant to their constituents and provide an opening for community input into the meeting. Mr. Peña added that if someone approaches RAB members for information outside of the quarterly meetings, this would be their opportunity to share that encounter with the Board.

TRS Update

Dr. Gene Lené

Dr. Lené stated that there was not much to report from the TRS other than the fact that Mr. Lynch presented his preliminary findings at the last meeting, and the subcommittee has two projects pending; the review of the ATSDR Past Air Emissions Study and the review of the Zones 2 and 3 Corrective Measures Study (CMS). Dr. Smith reiterated that the TRS Chair election would be held at the next meeting.

BRAC Cleanup Team (BCT) Update

Mr. William Ryan

Mr. Ryan prefaced his remarks by opining that the BCT had had a busy summer. In Zone 2, AFRPA has completed 65 percent of the demolition of the Industrial Wastewater Treatment Plant, and is collecting information on five sites in Zone 2. In Zone 3, AFRPA completed the installation of a Permeable Reactive Barrier (PRB) at Building 301, which is 650 feet long, and a parking lot has been installed over the PRB. AFRPA is halfway through the construction of a PRB at Building 360, a former degreasing facility. AFRPA has completed the section of the PRB in the area known as the “U,” and is now working around the sides of the building. Mr. Ryan thanked the Greater Kelly Development Authority (GKDA) and Lockheed Martin for their cooperation with the project. He said that AFRPA is updating the groundwater model for Zone 3.

In Zone 4, AFRPA is collecting data for the installation of a PRB. AFRPA has half of the funding for the project this year, and will receive the other half in fiscal year 2004. Currently, AFRPA is developing a response to the Zone 4 RFI. In Zone 5, AFRPA has awarded a contract to construct a PRB on 34th Street, which will begin this fall and finish in December. AFRPA is awaiting a response from the TCEQ on the Zone 4 and Zone 5 CMSs. AFRPA is also evaluating properties that will be transferred to GKDA, which would encompass approximately 150–200 acres. Mr. Garcia reminded Mr. Ryan that he had requested that air pollution studies be conducted.

GKDA Update

Mr. Gary Martin

Mr. Martin expanded on Mr. Ryan’s update on the Building 301 PRB by stating that GKDA would be opening the new Boeing parking lot next Monday. Also, Triple S Steel wants to relocate to KellyUSA, Mr. Martin said. He continued by saying that, if passed by voters, \$2.6

million of bond money was earmarked for KellyUSA. In addition, GKDA is making progress to locate daycare providers on KellyUSA, an issue which had been raised by KellyUSA tenants.

Mr. Silvas asked whether the tenants were doing due diligence reports. Mr. Martin responded that he was not aware of any reports. Mr. Silvas asked about the current litigation involving GKDA and Mr. Martin said that he was not privileged to that information. Mr. Garcia asked what would be constructed in place of the bowling alley. Mr. Martin replied that no decision had been made on what would occupy the space. Mr. Garcia inquired whether the demolition crew had conducted tests for asbestos and lead-based paint. Mr. Martin responded that there had been asbestos at the bowling alley, but it was disposed of properly.

Metro Health Update

Mr. Sam Sanchez

Mr. Sanchez reported that Metro Health tested produce (such as tomatoes) at 94 houses in the plume area as part of Phase II of the fruit and nut study. The results of the study, which is 75 percent complete, will be presented at the September TRS meeting. This fall, Metro Health will test pecans. This fall Metro Health will also conduct air quality testing in neighborhoods as AFRPA is installing cleanup systems off-base. Mr. Sanchez said that Metro Health continues to conduct environmental health screenings at the Environmental Health and Wellness Center, and had seen in excess of 700 people during this phase. Through these screenings, Metro Health is developing an idea of what people's health concerns are, identifying chronic diseases, and providing a free service to community.

AFRPA Update

Mr. Adam Antwine

Mr. Antwine echoed Mr. Ryan's sentiment that AFRPA has been busy this summer and invited the community to visit the former base and see the ongoing construction activities associated with the installation of remedial cleanup systems. Mr. Antwine said that AFRPA will be starting construction of the first off-base remedy this fall in the vicinity of 34th Street near Growdon Road. He explained that AFRPA was working with the City of San Antonio (CoSA) to gain right-of-way access.

In addition, Mr. Antwine recounted that some 12 units are being prepared to be transferred for deed to CoSA in the Billy Mitchell Village area and AFRPA would complete the transaction before the end of the year. AFRPA is working with GKDA and the Salvation Army on a proposed child care center, which would be located near Thompson and Growdon Road.

Meeting Wrap-Up

Approval of April RAB Meeting Minutes

Mr. DeNuccio made a motion to approve the April RAB meeting minutes, which Mr. Pletz seconded.

Action Items from Previous Meeting

Please see attachment.

Mr. Martinez reviewed the responses to action items generated at the previous meeting, adding that Mr. Silvas' letter regarding Boeing's use of a chemical paint stripping process, and Mr. Garcia's request at the June TRS meeting to focus on air quality issues would be discussed at the first executive committee meeting in September. Mr. Martin said that GKDA would coordinate

with Boeing to see if a Boeing representative can come to the October RAB meeting to inform RAB members regarding Boeing's intent to use a chemical paint stripping process.

Mr. Martinez explained that at this RAB meeting, he displayed footage of the groundwater treatment plant and at the next RAB meeting, he will be displaying footage of the construction of a PRB.

Action Items from Present Meeting

- The RAB requested that the AFRPA provide a history of Site SS009 (S-7) and that the TCEQ provide a historical site report on 2103 Ackerman Road.

Additional Comments

Mr. Gonzales returned to the RAB's earlier discussion about membership by affirming that the RAB Charter indicates that Mr. Botello can recommend someone to replace him. Mr. Peña expressed his desire to call Mr. Botello and see if he wants to select his own replacement. Mr. Karas pointed out that Mr. Botello's term would have ended in December, so if he appointed a replacement at the October meeting, that individual's term would expire in December and he would have to seek reappointment to the Board in January.

Dr. Smith wrapped up the meeting by saying that the next TRS meeting would be held on September 9 and the next RAB meeting would be held on October 21.

Mr. Silvas pointed out that the CD-ROM of the Zone 3 RFI which he requested has not been provided to him. Mr. Martinez pointed out that the contractor who conducted the RFI was not tasked to provide electronic version of the draft final investigation. However, the final version will be available on CD. Mr. Garcia reiterated his dissatisfaction with Mr. Lynch's preliminary report and his desire to hire more local environmental consultants. Mr. Rodriguez recognized the staff member from City Councilman Perez's office who was in attendance, and requested that City Council members from Districts 1 and 3 receive notification about the RAB meetings.

The meeting adjourned at 8:43 p.m.

Attachments

Responses to Action Items and Community Comments from April 2003 RAB Meeting.
Letter dated July 29, 1980 concerning Agent Orange.