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BASE REALIGNMENT AND CLOSURE
PROGRAM MANAGEMENT OFFICE WEST
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Ser BPMO/0004

DEC 22 2009

BRAC Program Management Office West
Recommendation to Dissolve the Hunters Point Restoration Advisory Board

1. Purpose.

This document summarizes the state of the Hunters Point Shipyard (HPS) Restoration Advisory Board (RAB) and the dissolution process. I have found that the HPS RAB is no longer fulfilling its intended purpose of advising and providing community input to me as the Installation Commander (IC) and decision makers on environmental restoration projects (32 CFR Section 202.10(b)) and is not an effective forum for public participation. Through public comment and consultation with regulatory agencies and local elected officials, I have determined that a broader reaching and more efficient approach to public participation is needed. Throughout this decision process BRAC PMO has introduced several new public involvement approaches. Technical meetings, open house meetings and small focus group meetings have provided for the exchange of information and comments. Therefore, I recommend the HPS RAB be dissolved, and seek your approval.

2. Introduction and Background.

The Department of Navy (DON) initiated the HPS RAB in 1994 and has operated the RAB in accordance with 32 Code of Federal Regulations (CFR) Part 202. The purpose of a RAB is to provide: an opportunity for stakeholder involvement in the environmental restoration process; a forum for the early discussion and continued exchange of environmental restoration program information; an opportunity for RAB members to review progress, participate in a dialogue with, and provide comments and advice to the installation's decision makers concerning environmental restoration matters; a forum for addressing issues associated with environmental restoration activities under DON's Defense Environmental Restoration Program.

I am Director of the DON Base Realignment and Closure (BRAC) Program Management Office (PMO) West and the Installation Commander (IC) of HPS for purposes of 32 CFR Section 202.1(c)(4) and 202.10(b). I have determined that the HPS RAB as a whole is no longer fulfilling its intended purpose of advising and providing community input to the DON BRAC program decision-makers regarding environmental restoration projects. Therefore, I recommend that the HPS RAB be dissolved pursuant to the procedures set forth in 32 CFR Section 202 for the reasons set forth below.

3. Findings to support the Recommendation to Dissolve the HPS RAB.

The RAB atmosphere is not conducive to effective public discourse. Rules of order are regularly ignored during meetings, interruptions of individuals are common, and meeting facilitators do not receive cooperation and opposing views of RAB members by other RAB members are met with intolerance. (Administrative Record (AR) Document Nos. 16, 18, 21, 35, 63, 73). A number of RAB members have complained about the hostile tone of RAB meetings and decline to attend because of the unwillingness of other RAB members to listen to contrasting points of view and/or inability of the RAB to focus on environmental cleanup issues (AR Document Nos. 18, 25, 30, 34, 35, 41).).

Between August 2007 and February 2009, the DON RAB Co-Chair and a meeting facilitator attempted to refocus RAB meetings on environmental cleanup issues (AR Document Nos. 2, 3, 11, 16, 20, 23, 24, 28). Further, the DON RAB Co-Chair held discussions outside of RAB meetings with RAB members to try to refocus the RAB on the HPS environmental program. Despite these attempts to restore order and provide an open forum for all members to express views on the DON's environmental program, some RAB members were unwilling to allow other viewpoints to be expressed (AR Document Nos. 22, 29, 30, 34, 35, 37, 39, 40, 41, 61). This effort to silence opinions with which some RAB members disagree violates the purpose for which the RAB was established and is inconsistent with the statutes, regulations, and guidelines that apply to RABs.

At the January 22, 2009 RAB meeting, the RAB Community members voted to request the replacement of the City of San Francisco's representative because they stated she was derelict of duty and not meeting her obligations to the RAB. DON did not support the exclusion or replacement of the City of San Francisco's representative (AR Document No. 20, 22, 23).

At a February 18, 2009 "emergency meeting" called by the Community Co-Chair, RAB members voted and approved a resolution demanding the immediate removal of the DON RAB Co-chair. The RAB does not have the authority to remove DON officials. The DON RAB Co-chair will not be replaced (AR document No. 27, 28, 29).

RAB meetings have been dominated by discussion of issues that are unrelated to environmental cleanup decisions despite the DON attempt to restore order, respect the agenda, and identify the proper forums for other issues unrelated to the RAB's scope. As a consequence, the DON has been unable to present valuable information to the community during several RAB meetings and efforts to foster discussion of the effectiveness of certain proposed environmental actions for protecting human health and the environment have not yielded significant results.

The interruptions caused by addressing unrelated and out of scope issues have greatly limited the RAB forum's ability to provide, and the DON's ability to receive, input and advice on the Hunters Point environmental program. The DON has issued over eighty cleanup documents for review over the last twenty months and only three have received formal written comments from RAB members. The DON has issued four different Proposed Plan/Record of Decision documents over the past year without receiving any formal written comments from RAB members.

RAB meetings were used to discuss non-Navy issues and issues unrelated to the scope of RABs. Four recent examples are: the RAB voting to remove the City of San Francisco's representative on the RAB, the RAB voting for the replacement of the DON Co-Chair, and the RAB voting to stop all work on HPS due to concerns about a developer's construction work on the developer's property adjacent to HPS (AR Document No. 22). These are all issues unrelated to the DON environmental program. Another example is the RAB's time spent on a contracting issue that the DON explained, in detail, can only be addressed by the Army Corps of Engineers (ACOE). The RAB claims that the DON and ACOE have multiple FAR contract violations. DON must use ACOE contracting officers to contract for disposal of radiological impacted soil. Despite the DON's inability to govern ACOE's actions, the DON coordinated several meetings between ACOE representatives and RAB members, to describe the rules governing the contracts. The RAB members were advised to provide a written complaint to the ACOE. To my knowledge, no written complaint has been submitted.

4. RAB Dissolution Process

I have followed the RAB dissolution process set forth in 32 CFR Section 202.10. These regulations provide a stepped approach for recommending and approving the dissolution of a RAB. This stepped approach can be summarized as follows: (a) consult with the U.S. Environmental Protection Agency, state, local and tribal government representatives, as appropriate; (b) notify RAB members in writing of the intent to dissolve and seek their comments; and review comments from RAB members; (c) consult again with U.S. Environmental Protection Agency, state, local and tribal government representatives, regarding BRAC PMO's review of RAB comments and intention to proceed; (d) notify the public of the proposal to dissolve the RAB and seek comment from the public; and (e) send the final recommendation to the Deputy Assistant Secretary of the Navy (Environment) for approval or disapproval.

a. Summary of Initial Consultations.

The RAB dissolution process was initiated through consultations with Federal, state, and local government representatives as provided in 40 CFR Section 202.10(b)(2)(i). Consultation included representatives from Speaker of the House Nancy Pelosi, Senator Diane Feinstein, Senator Barbara Boxer, the U.S. Environmental Protection Agency,

California Department of Toxic Substances Control, California Regional Water Quality Control Board, City of San Francisco Mayor's Office, and City and County of San Francisco District 10 Supervisor. The consultations were held by way of a series of teleconferences, emails, and in-person meetings in March and April 2009 and involved discussion of the extent of irreconcilable issues, whether to initiate RAB dissolution, the RAB dissolution process, and other avenues for involving the community in the HPS remedial action process. All of the representatives understood the DON position, supported proposed plans to stimulate community involvement at HPS, and offered suggestions as to what the successor program should include.

b. Notice of Intent to RAB Members.

I issued a letter dated May 22, 2009 to the HPS RAB members as provided in 40 CFR Section 202.10(b)(2)(ii), giving notice of the intent to dissolve the HPS RAB and setting forth reasons for initiating the dissolution process. In addition, the letter confirmed a continuing desire for open, meaningful dialogue with the Bayview Hunters Point Community regarding the environmental cleanup of HPS. The letter also requested ideas for obtaining effective community involvement for HPS cleanup.

c. RAB Comments on Notice of Intent.

During the approximately five week review period for RAB member comments which ended on June 30, 2009, the DON received four e-mails and fourteen comment letters, as categorized in the following table. Additional detail is provided in the Responsiveness Summary (Enclosure 1).

Date	Comment Type	Commenter	Summary of Comment
27-May-09	Email	Community Member #1	Seeking a way to help with the Navy's goal.
28-May-09	Email	Community Member #2	Not supportive of dissolution.
04-Jun-09	Email	RAB Member #1	Email transmitted a letter to EPA requesting EPA to take a position on the Navy's intent to dissolve. Not supportive of dissolution.
11-Jun-09	Form Letter	12 RAB Members and 1 Community Member	Requests to reinstate the RAB. The single sentence Form letter, attached as Enclosure (2).
11-Jun-09	Email	RAB Member #2	Additional request to reinstate the RAB from 1 of the 12 RAB members who submitted the form letter of 11-Jun-09.
30-Jun-09	Letter	City of San Francisco	Supportive of attempts to resolve difficulties and to find a path that will yield productive public input.

In order to seek comments from RAB members who had not submitted written responses, the HPS BRAC Environmental Coordinator (BEC) attempted to contact these members. Seven of eight RAB members who did not submit written responses agreed

with the dissolution process and were interested in how future community involvement would be addressed. The last RAB member could not be reached.

d. Summary of Additional Consultations.

I have reviewed and considered the comments on the Notice of Intent and consulted again with EPA, State and local government representatives to discuss those comments and determine the next appropriate step as provided in 32 CFR Section 202.10(b)(2)(ii). Consultation included representatives from Speaker of the House Nancy Pelosi, Senator Diane Feinstein, Senator Barbara Boxer, the U.S. Environmental Protection Agency, California Department of Toxic Substances Control, California Regional Water Quality Control Board, City of San Francisco Mayor's Office, and City and County of San Francisco District 10 Supervisor. All of the representatives understood the DON position, and discussed ideas and means to improve public participation opportunities for HPS.

e. Notice of Proposal to Dissolve RAB.

A public notice of the intent to dissolve the RAB was published in the *San Francisco Examiner*, *San Francisco Bay Guardian*, and *Bayview Footprints* newspapers as provided by 32 CFR Section 202.10(b)(2)(ii) providing a 30 day period for the public to comment upon this proposal (*San Francisco Bay Guardian*- September 2, 2009; *Bayview Footprints*- September 4, 2009; *San Francisco Examiner*- September 6, 2009). A copy of the proposal was made available for public review and comment at the BRAC PMO Website:
<http://www.bracpmo.navy.mil/basepage.aspx?baseid=45&state=California&name=hps>,
and in the following information repositories:

Anna E. Waden Library (Hardcopy Only)
5075 Third Street, San Francisco, CA, 94124
Hours: Mon, Tues, Sat 10:00am - 6:00pm
Wed 1:00pm - 8:00pm
Thurs 1:00pm - 7:00pm
Sun CLOSED

San Francisco Main Library Science, Technical, and Government Documents Room
100 Larkin Street, San Francisco, CA, 94102
Hours: Mon, Wed, Fri, Sat 10:00am - 6:00pm
Tues & Thurs 9:00am - 8:00pm
Sun 12:00pm - 5:00pm

Contact: Patrick Shea
Phone: (415) 570-4500 Ext 5075

f. Responsiveness Summary for Public Comments on Proposal to Dissolve the Hunters Point Restoration Advisory Board (32 CFR Sections 202.10(b)(2)(iii) and (iv).

During the approximately five week public comment period which ended October 9, 2009, DON received 11 comments, as categorized in the following table. Except for 1 comment, the email, letters and editorials were not in favor of dissolving the RAB on the grounds presented in the public notice of 1 Sept 2009. That is, the commenters do not agree that the RAB has developed irreconcilable issues or spends its time discussing unrelated issues. Additional detail is proved in the Responsiveness Summary (Enclosure 1).

Date	Comment Type	Commenter	Summary of Comment
23-Sep-09	Email & Letter	RAB Member #1	The email forwarded a letter to EPA Administrator. Unsupportive of dissolution.
04-Oct-09	Editorial	RAB Member #1	San Francisco Bay View Article. Unsupportive of dissolution.
19-Oct-09	Letter	RAB Member #1	Letter addressed to Director of ATSDR. Unsupportive of dissolution.
08-Oct-09	Email	RAB Member #3	Unsupportive of dissolution.
09-Oct-09	Letter	RAB Member #3	Unsupportive of dissolution.
16-Sep-09	Email	Former RAB Member	Made suggestions for more efficient decisions. Supportive of dissolution.
02-Sep-09	Email	Community Member #2	Unsupportive of dissolution.
06-Sep-09	Editorial	Community Member #2	Internet Blog. Unsupportive of dissolution.
07-Sep-09	Email	Community Member #3	Made suggestions for improved layout of future meetings. Unsupportive of dissolution.
26-Oct-09	Telecon Memo	Community Member #4	Supportive of dissolution and wants to meet to recommend future actions.
06-Oct-09	Letter	Community Group #1	Letter provides 60-day Notice of Intent to bring suit under CERCLA and CAA. Unsupportive of dissolution.

g. Summary of Additional Consultations.

I reviewed and considered the comments on the proposal to dissolve and again consulted with EPA, State and local government representatives in accordance with 32 CFR Section 201.10(b)(2)(iii). All of the representatives understood the DON position, and discussed options to improve public participation opportunities for HPS.

5. Community Involvement during the Dissolution Process.

Throughout the dissolution process, the DON continued to provide information surrounding the HPS clean-up to the community and asked for public comment in a variety of ways. Recent progress reports and technical fact sheets were posted on the

BRAC PMO Website,
<http://www.bracpmo.navy.mil/basepage.aspx?baseid=45&state=California&name=hps>,
and mailed to interested parties. During that time, the DON hosted two large Community Environmental Forums and numerous small focus group meetings to discuss the HPS clean-up program. A video of the presentations made at the Community Environmental Forum were placed on the website. A technical meeting was also held to discuss documents undergoing public review in order to explain the DON process and recommendations and to elicit public comment on the recommendations. An open house style meeting was also conducted, after which DON received two emails supporting the format – one from a RAB member and one from a community member (AR Document Nos. 97, 98). The HPS BRAC Environmental Coordinator and Lead Remedial Project Manager attended a City of San Francisco Citizens' Advisory Committee (CAC) workshop on the early transfer process to answer questions related to the Navy's cleanup program. While individuals who disagreed with RAB dissolution made efforts to disrupt meetings, the different meeting forums proved to be effective in keeping to an agenda focused on the Navy Environmental Program. Additionally these meetings provided for an effective exchange of information and public input.

6. Ongoing community involvement opportunities

Based on the effectiveness of different meeting forums, the DON plans to continue with periodic community technical meetings, CERCLA Proposed Plan meetings, community focus group meetings, CAC meetings, as well as the distribution and website posting of environmental fact sheets and progress "Snap Shots" to enhance public participation after RAB dissolution. Additional detail on these community involvement opportunities is shown in Enclosure (3). These opportunities will be updated, as necessary, via the HPS Community Involvement Plan in accordance with CERCLA and DON policy.

7. Recommendation to Dissolve the HPS RAB.

Based upon the information above and the administrative record for this action, I have found irreconcilable issues between the parties and determined that the HPS RAB as a whole is no longer fulfilling its intended purpose of advising and providing community input to me as the IC and the DON Base Realignment and Closure (BRAC) program decision-makers regarding environmental restoration projects, and recommend pursuant to 40 CFR Sections 202.10(b)(2)(i), (iii) and (iv) that the RAB should be dissolved.

Signature: Laura Duchnak

Date: 12/22/09

LAURA DUCHNAK, Director, BRAC PMO West

- Enclosures:
1. Comment Responsiveness Summary
 2. Comment Form Letter
 3. Ongoing Community Involvement Opportunities

Enclosure (1)

**Hunters Point Shipyard
Restoration Advisory Board (RAB) Dissolution
Comment Responsiveness Summary**

May 22, 2009 RAB Member Notice of Intent to Dissolve

	Date	Commenter	Key Comment Point	Response
1	5-27-09	Diane Wesley Smith	"We attended a RAB meeting once or twice and did not find it representative of our community. What is your goal and how can we help?"	The Navy is encouraged to collaborate with the public, regulators and elected officials to broaden and enhance community involvement opportunities for the environmental program at Hunters Point Shipyard.
2	5-28-09	Francisco Da Costa	"Restore the RAB and serve the community that has suffered too much because of the radiological contaminants of your making."	The RAB format was not fulfilling its objective to reach the broad community of Hunters Point and to provide feedback on environmental documents and decisions. The Navy is committed to community involvement and an effective means to reach the diverse Bayview Hunters Point community.
3	6-4-09	Leon Muhammad	E-mail and letter to EPA – "Due to the recent actions by the US Navy, the Bayview Hunters Point community is in an emergency situation that need immediate attention: the dissolving of the RAB." ... "We are asking the EPA, Federal Government, to help our children, elders, families and community."	See Response to Comment #2.
4	6-11-09	Leon Muhammad	"We are requesting, as RAB members, that the United States Navy reinstate the current RAB, so that we may move forward as a community in the environmental cleanup of the Hunters Point Shipyard."	See Response to Comment #2.
5	6-11-09	Gaynorann Santaga	"We are requesting, as RAB members, that the United States Navy reinstate the current RAB, so that we may move forward as a community in the environmental cleanup of the Hunters Point Shipyard."	See Response to Comment #2.

6	6-11-09	Daniel Landry	"We are requesting, as RAB members, that the United States Navy reinstate the current RAB, so that we may move forward as a community in the environmental cleanup of the Hunters Point Shipyard."	See Response to Comment #2.
7	6-11-09	Keith Tisdell	"We are requesting, as RAB members, that the United States Navy reinstate the current RAB, so that we may move forward as a community in the environmental cleanup of the Hunters Point Shipyard."	See Response to Comment #2.
8	6-11-09	Archbishop Franzo King	"We are requesting, as RAB members, that the United States Navy reinstate the current RAB, so that we may move forward as a community in the environmental cleanup of the Hunters Point Shipyard."	See Response to Comment #2.
9	6-11-09	Dr. Raymond Tompkins	"We are requesting, as RAB members, that the United States Navy reinstate the current RAB, so that we may move forward as a community in the environmental cleanup of the Hunters Point Shipyard."	See Response to Comment #2.
10	6-11-09	Lonnie Mason	"We are requesting, as RAB members, that the United States Navy reinstate the current RAB, so that we may move forward as a community in the environmental cleanup of the Hunters Point Shipyard."	See Response to Comment #2.
11	6-11-09	Oscar James	"We are requesting, as RAB members, that the United States Navy reinstate the current RAB, so that we may move forward as a community in the environmental cleanup of the Hunters Point Shipyard."	See Response to Comment #2.
12	6-11-09	Jessie Mason	"We are requesting, as RAB members, that the United States Navy reinstate the current RAB, so that we may move forward as a community in the environmental cleanup of the Hunters Point Shipyard."	See Response to Comment #2.

13	6-11-09	Maric Harrison	E-mail and Letter - "We are requesting, as RAB members, that the United States Navy reinstate the current RAB, so that we may move forward as a community in the environmental cleanup of the Hunters Point Shipyard."	See Response to Comment #2.
14	6-11-09	Terry Anders	"We are requesting, as RAB members, that the United States Navy reinstate the current RAB, so that we may move forward as a community in the environmental cleanup of the Hunters Point Shipyard."	See Response to Comment #2.
15	6-11-09	Kristine Enea	"We are requesting, as RAB members, that the United States Navy reinstate the current RAB, so that we may move forward as a community in the environmental cleanup of the Hunters Point Shipyard."	See Response to Comment #2.
16	6-11-09	Aleta Bryant	"We are requesting, as RAB members, that the United States Navy reinstate the current RAB, so that we may move forward as a community in the environmental cleanup of the Hunters Point Shipyard."	See Response to Comment #2.
17	6-30-09	Michael Cohen	"We find it unfortunate that the RAB is currently in a period of great difficulty. We support your full and open public process of your attempts to resolve these difficulties and find a path forward that will provide for productive public input into the Navy's cleanup program."	See Response to Comment #1.

September 1, 2009 Public Notice of Intent to Dissolve

	Date	Commenter	Key Comment Point	Response
1	9-2-09	Francisco Da Costa	<p>"The RAB has a role, be it small it is called the Restoration Advisory Board and has every right to advise the US Navy. Feel free to abolish the RAB and face the wrath of the people that are outside the RAB and are fully cognizant of the ploys and machinations that the US Navy loves to exhibit as part of the Psychological Warfare that has failed this Nation."</p>	<p>While the RAB has had a role for several years, over the last few years the RAB format was not fulfilling its objective. In order to effectively reach the broad community of Hunters Point and to provide opportunities for feedback on environmental documents and decisions, the Navy believes a new approach is warranted to reach the diverse Bayview Hunters Point community.</p>
2	9-6-09	Francisco Da Costa	<p>Blog Article – "The inept United States Navy has decided on its own terms to disband the Restoration Advisory Board (RAB) to the Hunters Point Shipyard. This decision could not have come at a worst time. This decision clearly reveals to the world exactly what has been the main objective of the inept, sordid, United States Navy at Hunters Point Naval Shipyard – convey the Shipyard dirty to the City."</p>	<p>Over the past few years the Navy has released and held meetings on over 80 environmental documents. The RAB as the community forum for public participation has provided only 3 written comments on these documents. The Navy believes a new forum for public participation may more effectively reach the large and diverse community to elicit input on the environmental program.</p>
3	9-7-09	Jim Ansbro	<p>"For nearly a decade I have witnessed the order and security issues faced by this RAB; & I am aware of the acuteness of the current situation. I urge the Navy not to dissolve the HPSY RAB. I suggest future meetings be held at the Bayview Police station's community room, as they were held there in 2000 when I first started attending RAB meetings; & that all attendees must sit down or leave, as is the policy at SF's City Hall."</p>	<p>Thank you for your comment and recommendation on methods to address order and security. The Navy believes that such issues can be addressed in many meeting formats and that a new, more inclusive format is needed.</p>

4	9-16-09	Jim Rodriguez	<p>"I served on the RAB a few years ago and found it to be one of the most frustrating committees I've ever been on. The agenda was never completed and conversations frequently went off agenda to cover topics totally unrelated to the intent of the meetings." ... "My suggestion is to offer topics of discussion to the many local community non-profits and solicit their input on community concerns."</p>	<p>The Navy is encouraged to collaborate with the public, on ideas to broaden and enhance community involvement opportunities for the environmental program at Hunters Point Shipyard.</p>
5	9-23-09	Leon Muhammad	<p>E-mail and Letter to EPA – "The RAB should be reinstated immediately because it never should have been dissolved in the first place. The Navy claims the RAB was no longer fulfilling its' purpose, but nothing could be further from the truth. The RAB's purpose is to voice community concerns about the cleanup process. The people living in the proximity of the Shipyard consistently complained about dust and other potential harmful substances brought about by construction work in and around the shipyard."</p>	<p>Paramount to the RAB's purpose is to advise and provide community input to the Navy's environmental program. The RAB was not meeting this purpose as meetings were overtaken with discussion of redevelopment activities adjacent to the former Shipyard and non-Navy topics. Additionally, the RAB was not providing comments on important environmental documents and decisions that were on the RAB agenda. At one point, the RAB voted to remove both the City and Navy RAB representatives. RAB members do not have the authority to remove either the City or Navy representatives. Federal regulations at 32 CFR Part 202 provide for the dissolution of a RAB when it is no longer fulfilling the intended purpose of advising and providing community input on environmental restoration projects.</p> <p>The RAB is also not the appropriate forum to discuss issues with an air monitor, HV12, which was installed and managed by Lennar to monitor their construction activities adjacent to the former Shipyard. The Navy presented information concluding that predominant wind patterns and timing of Navy remediation work was not impacting HV-12. The Navy RAB Co-Chair then advised the RAB members to forward these concerns to the appropriate forum, e.g., the City of San Francisco's Project Area Committee and Citizens Advisory Committee for the Bayview Hunters Point area. Despite these efforts, certain RAB members continued to press the issue overtaking and disrupting RAB meetings, and effectively forcing</p>

				<p>discussion of Navy environmental documents and cleanup decisions off of the RAB meeting agendas. When limited input on cleanup decisions was received, it was generally oral input and was not focused on specific environmental documents or decisions.</p> <p>Over the last twenty months, more than eighty environmental documents were distributed for comment with only three comments received from RAB members. These three comments were considered and the Navy responded to them.</p> <p>The Navy has continued to fully comply with CERCLA and NCP requirements for public participation during the period following initiation of the RAB dissolution process. The Navy believes that a more effective approach to public participation is needed.</p>
6	10-4-09	Leon Muhammad	<p>Blog post to EPA – “The RAB should be reinstated immediately because it never should have been dissolved in the first place. [RABs are mandated whenever a contaminated military base is closed; see EPA guidelines at www.epa.gov/fedfac/documents/rab.htm.] The Navy claims the RAB was no longer fulfilling its’ purpose, but nothing could be further from the truth. The RAB’s purpose is to voice community concerns about the cleanup process. The people living in the proximity of the Shipyard consistently complained about dust and other potential harmful substances brought about by construction work in and around the shipyard.”</p>	<p>See Response to Comment #5.</p>

7	10-6-09	Californians for Renewable Energy, Inc. (CARE) Michael Boyd and Lynne Brown	“We allege that the proposal to dissolve the Hunters Point Naval Shipyard (HPS) Restoration Advisory Board (RAB) is retaliatory action for Mr. Leon Muhammad the Dean of the Muhammad University of Islam, CARE, Mr. Boyd, and Mr. Brown bringing complaints with the US Navy, US EPA, OSHA, and US DOJ against BAAQMD, CCSF, SFRA, and Lennar-BVHP LLC, regarding exposure of the surrounding shipyard community to dust containing asbestos on a continuous unabated basis, with full knowledge and informed consent of US Navy and US EPA.”	The Navy’s reasons for initiating dissolution of the RAB are related solely to the failure of the body to meet its purpose of providing a forum for the dissemination, discussion and comment on the Navy’s environmental cleanup program.
8	10-8-09	Lonnie Mason	“I Lonnie Mason a stakeholder of the BayView Hunters Point Community ask that you RESTORE the RAB to its original members as of September 8, 2009.”	Thank you for your comment.
9	10-9-09	Lonnie Mason	“As a stakeholder of the Bayview Hunters Point community I ask that the Navy Restore the original Restoration Advisory Board. Thank you.”	Thank you for your comment.
10	10-19-09	Leon Muhammad	E-mail and Letter to ATSDR – “The RAB should be reinstated immediately because it never should have been dissolved in the first place. The Navy claims the RAB was no longer fulfilling its’ purpose, but nothing could be further from the truth. The RAB’s purpose is to voice community concerns about the cleanup process. The people living in the proximity of the Shipyard consistently complained about dust and other potential harmful substances brought about by construction work in and around the shipyard.”	See Response to Comment #5.

11	10-26-09	Marie Franklin	<p>Phone call discussion after initial contact prior to the close of the public comment period – Marie stated that the RAB has become highly complicated and has reversed its scope of activities. She stated that the RAB is not as effective as the past and that she was happy it was closed down. Marie stated that she stopped attending RAB meetings about 4 years ago because of what was happening. Marie believes the Navy should go back to the table and list priorities and then start a new RAB. Marie stated that she would like to consult with someone and talk about this idea.</p>	See Response to Comment #4.
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Enclosure (2)

June 11, 2009

Dear Mr. Gilkey

We are requesting, as RAB members, that the United States Navy reinstate the current RAB, so that we may move forward as a community in the environmental cleanup of the Hunters point Shipyard.

Sincerely

Brother Geor Muhammad
RAB member

Enclosure (3)

Hunters Point Shipyard Ongoing Community Involvement Opportunities

BRAC PMO West is committed to community involvement and establishing an effective plan for improved public participation that facilitates open two-way communication with the Hunters Point community and that fosters informed decision making. The currently planned tenets of community involvement are specified below, and will be updated as necessary via the Hunters Point Shipyard Community Involvement Plan.

Community Technical Meetings

Held bi-monthly for major documents undergoing public review. These meetings will be held on the fourth Thursday of the month beginning in January 2010. Meetings will discuss the technical aspects of CERCLA milestone documents allowing for chapter-by-chapter review. The DON will work with the EPA Technical Assistance Grant (TAG) grantee to identify documents with the most community interest. The BCT will be given time at each meeting to provide an update.

Community Focus Group Meetings

These will be held with individual community groups at least once per year. The meetings will discuss the status of cleanup and specific projects as appropriate.

CERCLA Proposed Plan meetings

Held for all CERCLA Proposed Plan documents. Meetings will discuss the DON's planned approach for remediation on specific parcels before the Record of Decision is completed. The next meeting is projected to occur in February 2010.

Citizens' Advisory Committee (CAC) meetings

When invited, present Environmental Cleanup Program updates to the Committee. These meetings will provide an opportunity for coordinating Navy and Development actions with the community.

Fact Sheets and Progress Snap Shots

As new information becomes available, these easy to read and distribute documents will be posted on the BRAC PMO website and mailed to community members.