

1 VICTORY HEIGHTS/MAPLE PARK

2 ADVISORY COMMITTEE

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5 EDWARD WHITE ACADEMY SCHOOL

6 1130 WEST 122ND STREET

7 CHICAGO, ILLINOIS

8

9 APRIL 28TH, 2004

10 7:00 P.M.

11

12 REPORT OF PROCEEDINGS had at the meeting of

13 the above-entitled cause held at the Edward White

14 Academy School, 1130 West 122nd Street, Chicago,

15 Illinois, on Wednesday, April 28th, 2004, at

16 7:00 p.m.

17

18 ATTENDEES:

19 MR. MARK BRITTON, Illinois EPA

20 MS. JANET POPE, US EPA

21 MR. BRAD BRADLEY, Project Manager

22 MR. TONY DAVENPORT, Monitor

23 MR. DAVID GRAHAM, City of Chicago

24 (appeared via telephone)

1 COMMUNITY REPRESENTATIVES:

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3 MS. EDNA HARRIS

4 MR. LEONARD TURNER

5 MR. JOHN CHENIER

6 MR. ARTIS WILLIAMS

7 MR. WILLIAM LANIER

8 MS. JUDITH THOMAS

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13 REPORTED BY: KATHLEEN A. MARTHALER, C.S.R.

14 Certificate No. 84-4036.

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1 MR. DAVENPORT: All right. Good evening,
2 everybody, and welcome to our meeting this evening of
3 the Victory Heights/Maple Park Advisory Council.

4 Again, I'm Tony Davenport, and I'll be the
5 facilitator for this evening.

6 Again, as we always do, I would just like
7 to go around the table and just have everyone
8 introduce themselves. We'll start over here.

9 MR. CHENIER: I'm John Chenier, 121st-122nd
10 Street Block Club.

11 MR. TURNER: Leonard Turner, the Maple Park
12 Homeowners' Association.

13 MS. HARRIS: Edna Harris, 121-122 Block Club.

14 MR. BRITTON: Mark Britton, Illinois EPA.

15 MR. BRADLEY: Brad Bradley, U.S. EPA, project
16 manager for Dutch Boy.

17 MS. POPE: Janet Pope, U.S. EPA.

18 MR. DAVENPORT: And as we always do, we would
19 like to go ahead and start by setting the next
20 meeting date and get that out of the way.

21 Any thoughts?

22 MR. TURNER: The 9th of June.

23 MR. DAVENPORT: The 9th of June?

24 MR. TURNER: I guess, after the June meeting,

1 we won't be able to meet again until September anyway
2 because of the summer vacation, so we figured maybe a
3 meeting in June before the summer vacation.

4 MR. DAVENPORT: And that's a Wednesday as
5 well?

6 MR. TURNER: That is a Wednesday from what I
7 understand.

8 MR. DAVENPORT: How about an alternate date?

9 MR. CHENIER: How about the week before that?

10 MR. TURNER: The week before, the 2nd? Okay.

11 MR. BRITTON: On the 2nd, I will not be
12 available. I'll be in Florida.

13 MR. DAVENPORT: If he's not available on the
14 2nd, will that create any kind of a conflict?

15 MR. BRITTON: Can we go a week later? Is the
16 school closed?

17 MR. TURNER: Well, the week of the 16th, Danese
18 won't be here that week.

19 When does the school close? Does anybody
20 know?

21 I'm not sure of the date. I know it's --

22 MR. BRITTON: Our schools close like May 28th,
23 so it's probably right at the beginning of June.

24 MR. TURNER: No, it's late in June.

1 MR. BRITTON: Oh, it is?

2 MR. TURNER: No, it's late in June.

3 MR. DAVENPORT: It's actually around the 20th
4 or so.

5 MR. TURNER: Yeah, so --

6 MR. DAVENPORT: Well, we could always -- you
7 know, if we want to go with one of those other dates,
8 we can always switch.

9 MR. TURNER: We can use it for an alternate and
10 let the 9th be the main date.

11 MR. DAVENPORT: We'll go with the 9th as the
12 main date and switch dates if need be.

13 MR. TURNER: We can have the 2nd or the 16th as
14 alternates, hoping that we don't use the alternate.

15 MR. DAVENPORT: Okay. The 16th will be the
16 alternate date?

17 MR. TURNER: Yeah.

18 MR. DAVENPORT: Just keep in mind, in case we
19 need to, we could move to the library as an alternate
20 location if we have to.

21 MR. TURNER: Okay. Great.

22 MR. DAVENPORT: Okay. So we're looking at
23 June 9th as the next meeting date.

24 Now that we have that out of the way, we

1 have the minutes from the last meeting. I assume
2 everybody got copies.

3 Are there any questions or any issues?

4 MR. TURNER: A couple of small corrections.

5 MR. DAVENPORT: Okay.

6 MR. TURNER: On Page 1, Line 16, the meeting in
7 February was at 7 p.m. instead of a.m..

8 MR. BRITTON: I wasn't there for that one.

9 (Laughter.)

10 MR. TURNER: And on Page 3, Line 9, the word
11 "introduced" should be included before "yourselves"
12 or "yourself." That's all I could find.

13 MR. BRITTON: I had one correction. On
14 Page 42, Line 6, it's listed that Mr. Davenport had
15 the whole next page worth of speaking, but it's
16 actually me.

17 I'll give you the credit, but then you'll
18 have you to assume responsibility, too. I just want
19 you to know.

20 MR. DAVENPORT: I understand.

21 Okay. Anything else?

22 Corrections? Comments? Questions?

23 MR. CHENIER: What I was looking for is there
24 was -- pardon me -- I think a reference to Omnitrax.

1 I'm sorry. There was a reference to
2 Omnitrax, and I've been going through this thing and
3 I can't find it.

4 Did anybody else happen to see that?

5 MR. DAVENPORT: Do you know what that was in
6 reference to? Do you know in what context?

7 MR. CHENIER: Mr. Turner read it and I read it,
8 too, and now when I go back to find it, I can't find
9 it. I've lost the context of it.

10 MR. TURNER: Maybe what we can do is at a later
11 date, you know, if we find it, just make a notation
12 to bring it in at the following meeting, you know,
13 but right now I can't see wasting a lot of time on
14 it.

15 MR. CHENIER: I don't want to hold up the
16 meeting to look for it. We'll find it and bring it
17 up at a subsequent meeting.

18 MR. DAVENPORT: What I'd ask you to do then is
19 to put forth a motion now just to accept it,
20 provisionally accept the minutes as we have them with
21 the appropriate corrections and leave the door open
22 for future corrections.

23 MR. CHENIER: Agreed.

24 MR. TURNER: I second it.

1 MR. DAVENPORT: All in favor?

2 (A chorus of ayes.)

3 MR. DAVENPORT: Do we have any unfinished
4 business?

5 MR. BRITTON: I want to quickly let you know
6 that Dave Graham contacted me. His grandfather is in
7 the hospital, and he needed to go. It's a family
8 emergency kind of situation.

9 He apologized for not being here, but he
10 is going to call in, so what we should do if it's
11 okay with you is go through anything that you want to
12 know about the City of Chicago update and get
13 that -- he's supposed to call in.

14 You know, he's at the hospital and they
15 don't allow cell phones, so we can't call him.

16 He said he would try to call in somewhere
17 around the 7:20 to 7:45 time frame, so whenever it
18 rings, if we can kind of pause, we'll ask him any
19 questions we have.

20 I don't know if he actually wants to give
21 a report.

22 I would be more than happy to give you the
23 phone and let you actually converse with him rather
24 than myself or whatever it takes.

1 I just wanted to let you know, so whenever
2 that happens, we'll kind of go to that mode if that's
3 okay with you.

4 MR. DAVENPORT: Sure. That's fine.

5 Do we really have any pressing business or
6 pending business with the City of Chicago?

7 MR. BRITTON: Or even their update or anything
8 or if you have questions about what's going on.

9 I don't know if he actually has a report
10 with him or not. He didn't discuss that.

11 MR. TURNER: Yeah, the only thing we were
12 hoping for is a report.

13 I'm interested to know about the Amforge
14 situation, though. What's the progress on that?

15 MR. DAVENPORT: Any other issues in
16 particular?

17 (No response.)

18 MR. DAVENPORT: So other than that, just a
19 general report?

20 MR. TURNER: Right.

21 MR. DAVENPORT: Okay. We'll keep our ears
22 peeled, and if he does, in fact, call in, we'll
23 address that. That's fine.

24 Okay. Dutch Boy?

1 MR. BRADLEY: Well, where we're at with Dutch
2 Boy is we have an inspection arranged for May 3rd
3 where representatives of NL Industries, myself and
4 Dave Graham are going to walk the site and make
5 sure that the concrete is out of the way so that
6 NL Industries won't have any obstacles to cleaning it
7 up.

8 At that point, -- we've worked out almost
9 all of the legal issues, and we can go ahead and push
10 for getting the consent order signed and get a work
11 plan and start getting that work done.

12 That's where we're at right now.

13 As long as everything looks good on
14 May 3rd, we're going to keep moving on.

15 MS. HARRIS: Do you have a date of when you'll
16 be finished?

17 MR. BRADLEY: Well, we're hoping by the end of
18 this year, really by the end of this construction
19 season.

20 Things do seem to come up, though, but
21 that would be our goal.

22 I'm hoping that at the end of this
23 construction season we are done, you know, with
24 what's left on site and the 20 or 25 yards that we

1 still have to clean up.

2 That's what we're shooting for. I don't
3 see any reason why we can't do it.

4 The only thing that could get in the way,
5 I would guess, would be if there is still a lot of
6 concrete out there, but the City assured me that they
7 removed it. We're just making sure that that's the
8 case.

9 MR. BRITTON: Should we ask him that also, if
10 they finished the removal of it?

11 MR. BRADLEY: Well, I think they were done at
12 the last meeting. Dave said they were done at the
13 last meeting.

14 So now that there is no issue with snow
15 cover or anything, we can see everything clearly.
16 We're going to go out there and make sure that it's
17 all ready to go.

18 MR. TURNER: I have a question about the
19 off-site cleanup.

20 Is that all done now? I mean, everybody
21 whose consent, you know, has been sent to you, have
22 their properties been addressed or is that something
23 that's --

24 MR. BRADLEY: We've done everyone except the 20

1 to 25 that --

2 MR. TURNER: Okay.

3 MR. BRADLEY: We got access agreements for
4 about 50-plus, 50 to 55, after we really cut off --
5 after we set the deadline for access.

6 NL's contractor went out and sampled all
7 of them, and they found 20 to 25 that still need to
8 be done.

9 One of them is the 11816 Emerald that
10 Sharon Oliver is concerned about.

11 So that's what we have left to do. We
12 have not gotten out and gotten the last bit of
13 residential cleanup finished.

14 NL Industries would like to, -- and as
15 long as it doesn't put too much delay in, we're okay
16 with this. They would like to have one mobilization,
17 have their contractor come out and take care of the
18 on site and the off site, that's it and they're done,
19 rather than come out once, there's a break and come
20 out again.

21 So we're trying to work with that, and so
22 far I think we can get them out to do both.

23 MR. DAVENPORT: Brad, has Ms. Oliver, in fact,
24 contacted you about that site?

1 I know that -- I think at the last
2 meeting, she indicated that what she was going to do
3 was she was going to try to get you some information
4 as far as who the owner was, who the current owner
5 was.

6 MR. BRADLEY: I haven't gotten anything from
7 Ms. Oliver, but I'll tell you that we were able to
8 sample it. We got access for sampling. It came up
9 over 500 parts per million, so it needs to be
10 cleaned.

11 Right now I don't see an obstacle in
12 getting it done. I think it will get done, but it's
13 just that it has taken some time.

14 MS. POPE: There was a lady who called me
15 today. She said she was from 11816-something. I
16 couldn't understand it because it was on my cell
17 phone.

18 She was saying that she wanted an
19 agreement. I didn't have any, but I asked her to
20 come to the meeting tonight and see if she could get
21 one from you guys. She said she would.

22 I couldn't get the name, but she said
23 she's from 11816-something. She left it on my cell,
24 but I couldn't hear it.

1 MR. TURNER: Did you hear the name of the
2 street at all?

3 MS. POPE: I just heard the address, so when I
4 called back, she wasn't there. I just left a message
5 saying, you know, come to the meeting tonight.

6 Then she called back and left another
7 message saying that she will come to the meeting
8 tonight.

9 MR. BRITTON: Hopefully, she'll show up, this
10 mystery woman.

11 MR. DAVENPORT: The lady that I had was 11710
12 Peoria, and she said she wouldn't be here.

13 MR. TURNER: The place is vacant, and I guess
14 we'll have to go through whoever owns the building
15 for that.

16 MR. DAVENPORT: It's vacant again?

17 MR. TURNER: Oh, yeah. It's constantly
18 vacant.

19 I don't know if it's vacant right now,
20 but, you know, I've been there several times and it
21 was vacant all the times that I've been there.

22 MR. DAVENPORT: Well, I know that when I went
23 back -- when I went over there initially, I spoke to
24 her mother, and I think she said it was vacant for --

1 I think she said three or four months.

2 So I know she acknowledged that, you know,
3 there has been some turnover, and I think somebody's
4 in there --

5 MR. TURNER: But I think what is happening
6 there -- I think what's happening, Tony, is that it's
7 being rented out.

8 I don't think they own it. I think
9 somebody else owns it that lives off site, and
10 they're just simply renting it out.

11 MR. DAVENPORT: Okay. I guess, that wouldn't
12 be her then.

13 MR. BRADLEY: Well, we'll try to follow up even
14 if she doesn't show up.

15 MR. DAVENPORT: Maybe she will show up this
16 evening or maybe she'll call back or something. She
17 was interested enough to call in the first place.

18 If she doesn't hear back from me in a
19 couple days or if she doesn't make it tonight,
20 perhaps she'll call again.

21 Okay. Any other questions? Comments?

22 MR. TURNER: Brad, percentage-wise, how much
23 would you say is left to do on that Dutch Boy site?

24 MR. BRADLEY: On the main site, I would say

1 there is about 25 percent left. They thought they
2 had done 100 percent, but then some concrete got
3 picked up.

4 So I would say there's about 25 percent of
5 what the total will be that's left, and out of the
6 the residential, it's probably a little less, more
7 like 15 to 20 percent.

8 So, you know, we're heading there. We
9 just have to get them mobilized and then they can
10 knock off that last bit.

11 MR. DAVENPORT: Okay. Any other questions?
12 Comments?

13 (No response.)

14 MR. DAVENPORT: Okay. You did give us a
15 tentative completion date on there. Hopefully, we're
16 shooting for the end of --

17 MR. BRADLEY: Yeah, probably like about
18 mid November of this year.

19 We're really trying to get to that. We're
20 moving it on our end, and we'll try to get the
21 negotiations done real quick after May 3rd and get it
22 going.

23 I don't think NL Industries wants to come
24 out here next year. I think they want to be done

1 this year, too.

2 MR. DAVENPORT: All right. Do we have anymore
3 questions or anymore comments?

4 If I can just ask -- we have three people
5 now that just came in. I would just ask that they
6 identify themselves for the record.

7 MS. THOMAS: Judith Thomas.

8 MR. WILLIAMS: I'm Artis Williams, Victory
9 Heights.

10 MR. LANIER: William Lanier, 121st Street Block
11 Club.

12 MR. TURNER: 121st and what?

13 MR. LANIER: Racine.

14 MR. DAVENPORT: Any of our new people that just
15 came in, do any of you have any questions?

16 Right now we're wrapping up the discussion
17 on the Dutch Boy site. Does anybody have anything
18 for Brad?

19 MR. WILLIAMS: I haven't.

20 MR. DAVENPORT: All right. If we don't have
21 any other questions, I guess we'll get wrapped up
22 here.

23 Why don't we take a couple minutes for a
24 break, and then we'll pick up on the next part of the

1 meeting and come back with the West Pulman site.

2 I guess we'll keep an ear open for Dave.

3 MR. BRITTON: We'll ask him for an Amforge
4 status update and any general update and specifically
5 to confirm that the concrete is completely removed
6 from Dutch Boy as far as the City is concerned.

7 MS. HARRIS: Do we want the stenographer to
8 stay because usually that information is in the
9 minutes, Dave's information?

10 She doesn't have to take them, but if Dave
11 calls --

12 MR. DAVENPORT: Oh, stay and wait for the phone
13 call do you mean? Yeah, I don't see why not.

14 MS. HARRIS: You know, if Dave calls, I would
15 like her to put that information into the report.

16 So when Gail and Marty come, she can stop.
17 But then at the point when Dave calls, she can pick
18 back up again.

19 MR. DAVENPORT: What I'll do then is I'll ask
20 them if they want to stay. If they do want to stay,
21 they can both stay, and if not, I'll ask them to
22 excuse themselves and then they can come back in
23 again.

24 Does that sound good with everybody?

1 MR. CHENIER: That sounds good.

2 MR. DAVENPORT: All right. Why don't we take
3 like a five-minute break and go from there.

4 (WHEREUPON, a recess was had.)

5 (WHEREUPON, David Graham called into
6 the meeting.)

7 MR. BRITTON (Speaking to Mr. Graham): I'll
8 give the phone to Tony, and he'll kind of speak for
9 you. They have three questions.

10 One is about the Amforge status
11 specifically, if you know about that, any general
12 updates other than that, and then the third one was I
13 just wanted to confirm that the concrete was
14 completely removed from Dutch Boy as far as the City
15 is concerned.

16 Okay. I'll hand the phone over to Tony.

17 (WHEREUPON, the phone was given to
18 Mr. Davenport who proceeded to speak
19 with Mr. Graham off the record, after
20 which the following proceedings were
21 had, to wit:)

22 MR. DAVENPORT: Okay. Let me just give you a
23 quick update, and if you have any questions, let me
24 know and we'll relate them back to David.

1 In regards to the first question, just a
2 general report on where they are on the site, they do
3 have removal in process for additional debris on the
4 east side of the property. Okay?

5 And we're talking about Dutch Boy right
6 now.

7 On the east side, there is still ongoing
8 removal of some loose debris. They're working on the
9 east side of the property.

10 So that's basically where they are with
11 that.

12 He also believes that the concrete that
13 Brad alluded to that he's going to -- they are both
14 going to go out and walk through the property on
15 May 3rd.

16 He believes that the concrete has been
17 removed in its entirety. It wasn't 100 percent, but
18 he believes that it has all been removed already.

19 So, again, he and Brad will be walking
20 that portion of the property on May 3rd.

21 In regard to Amforge, the east side of the
22 parcel is almost ready to request an NFR letter or a
23 remediation letter, so they're pretty much in good
24 shape with the east side.

1 On the west side, they do have some more
2 investigative work to do, and he is working with the
3 Environmental Development Corporation in terms of
4 acquiring some more funding for the infrastructure on
5 Amforge.

6 The other thing that he wanted to let you
7 know about was Ingersol and just that the City is
8 investigating at this point the possibility that the
9 City might purchase Ingersol.

10 There is nothing imminent right now.
11 There has not been a proposal, an official proposal,
12 for it yet, for the purchase of Ingersol.

13 But he has done the initial work in terms
14 of getting data together, and he has passed it along
15 to the powers that be.

16 So that's pretty much where they are as
17 far as Ingersol is concerned.

18 Any questions?

19 (No response.)

20 MR. DAVENPORT: No questions.

21 MR. BRITTON: All right. We didn't have any
22 questions.

23 (WHEREUPON, the phone call was
24 terminated.)

1 MR. DAVENPORT: All right. I guess what I
2 would like to do is -- it probably would be a good
3 idea to just leave the door open for the next meeting
4 if, in fact, there are some questions that come up
5 since he is not here to personally answer them, like
6 if something comes up in the next five minutes or
7 so.

8 So if we can get those questions out and
9 put them on the record, he'll address those questions
10 at the next meeting.

11 (WHEREUPON, the court reporter was
12 dismissed.)

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1 STATE OF ILLINOIS)

2) SS:

3 COUNTY OF W I L L)

4 I, KATHLEEN A. MARTHALER, a Certified
5 Shorthand Reporter of the State of Illinois, do
6 hereby certify that I reported in shorthand the
7 proceedings had at the hearing aforesaid, and that
8 the foregoing is a true, complete and correct
9 transcript of the proceedings of said hearing as
10 appears from my stenographic notes so taken and
11 transcribed under my personal direction.

12 IN WITNESS WHEREOF, I do hereunto set my
13 hand at Chicago, Illinois, this 26th day of
14 May, 2004.

15

16 KATHLEEN A. MARTHALER
17 Certified Shorthand Reporter

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23 C.S.R. Certificate No. 84-4036.

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