

CAMP CROFT RESTORATION ADVISORY BOARD MEETING

PLACE: Marriott Renaissance Hotel  
Spartanburg, South Carolina

DATE AND TIME: Monday, November 14, 2011  
6:30 p.m. to 7:30 p.m.

REPRESENTATIVES: Shawn Boone, Government Co-Chair and  
US Army Corps of Engineers  
Charleston District

Suzy Cantor-McKinney and  
Jason Shiflet  
Zapata Incorporated  
6302 Fairview Road, Suite 600  
Charlotte, North Carolina 28210

BOARD MEMBERS  
PRESENT: Gary Hayes  
James Herzog  
William B. Littlejohn, Jr.  
Hugh McMillan  
John Moon  
Paul Savko  
Jimmy Tobias



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1 BY MR. MOON:

2 We have a substitute recorder. Those of you --- just make sure you state your name. I'm  
3 John Moon, Community Co-Chair.

4 We also want to make sure everybody has signed in. The sign-in sheets are over here.  
5 We'd like to get everybody to sign in on those sheets if you will for us.

6 That being said, I'll go ahead and start and a quick order of business is a discussion of the  
7 by-laws.

8 BY SHAWN BOONE:

9 Last time --- this is Shawn Boone. Last time we were presented with some of the  
10 markups and suggested changes to the by-laws and we spent the last interim time reviewing  
11 them. So I'm open to suggestions about how to adopt them or discuss them. Does anybody have  
12 a preference?

13 BY HUGH MCMILLAN:

14 Hugh McMillan. I would just suggest that we ask if anybody has got any objections to  
15 the changes that you proposed and if they do, we'll just focus on those and if they don't, we will  
16 vote and go forward.

17 BY MR. MOON:

18 All right. I reckon that's a motion.

19 BY MR. SAVKO:

20 Paul Savko. Everyone has had an opportunity to review the by-laws and unless there are  
21 anyone that has a specific issue that they would like to discuss, I'd like to make a motion that the  
22 by-laws be accepted as written with the proviso that should they be amended at some later date,  
23 the opportunity is there.

24 BY MR. TOBIAS:

25 I'll second that.

1 BY MS. MCKINNEY:

2 Suzy McKinney. Is there any discussion from the Board?

3 BY MR. HERZOG:

4 Just one brief question --- Jim Herzog. Does anybody from the engineering firm or the  
5 Corps of Engineers have a problem with these?

6 BY MR. BOONE:

7 I actually reviewed Mr. Savko's first edition and made some of my own suggestions and  
8 so what you have in your hand has my comments as well.

9 BY MR. HERZOG:

10 The jury has no problem.

11 BY MR. MOON:

12 The next order of business is ---

13 BY MS. MCKINNEY:

14 We need to vote.

15 BY MR. MOON:

16 All in favor?

17 BY MR. MOON:

18 Any opposed?

19 BY MS. MCKINNEY:

20 So just to clarify for the record and for my clarification, the draft changes that you have, I  
21 will accept those changes into a final document and send each of you a copy of a clean set of by-  
22 laws including introduction and the roles and responsibilities and we'll also post that as part of  
23 the RAB portion on the website.

24 BY MR. SAVKO:

25 Okay, thank you.

1 BY MR. MOON:

2 All right, let's move on. The next order of business is the Remedial  
3 Investigation/Feasibility Study Update from the Corps of Engineers.

4 BY MR. BOONE:

5 So the big event, I hope you all are aware, is tomorrow evening. We're having a public  
6 meeting. The main purpose of the meeting tomorrow night, that will be held here in the hotel, is  
7 to generally inform the public of the scope of this phase of the project. We will be talking ---  
8 giving an overview of the project; why it's here, what regulations we're working under, and then  
9 we'll talk specifically about our methods of investigation and we'll also be asking for any of the  
10 homeowners who we need to inspect their property to sign rights of entry. So it's a pretty  
11 general meeting. If you've been coming to these meetings, the RAB meetings, you're probably  
12 familiar with a lot of the information that we're going to give, but I encourage you all to attend  
13 any way as it's nice to have knowledgeable people in the room that can discuss the project with  
14 people who aren't so knowledgeable and if any of the RAB members would like to attend, we've  
15 actually made you guys name tags so you can stand up and be recognized and help us answer  
16 questions and show that we are communicating with the people who live in the vicinity.

17 We just received, this evening, the first of the right of entries from Croft State Park so  
18 that's a pretty big milestone for us. That means the field work is forthcoming. I'm not sure of  
19 the time line of when all that will happen, but shortly, before we meet next time for another RAB  
20 meeting, we will be in the field.

21 Does anybody have any questions?

22 BY MR. MCMILLAN:

23 I'd like to ask, how many plan to attend tomorrow?

24 BY MR. MOON:

25 What time is it?

1 BY MR. BOONE:

2 Well there's an open house from 3:00 to 5:00 and we'll be in the room with --- there will  
3 be no presentation from 3:00 to 5:00, but we'll be there with all of our materials to answer  
4 questions in sort of an open house forum, so if you want to stop by and discuss. Anybody who is  
5 not that familiar with the project, who wants a better overview or more personal information,  
6 then that's a good time. We'll take an hour long break between 5:00 and 6:00 and then at 6:00  
7 P.M., we'll have a presentation in which we'll go over all the things that I just mentioned. And  
8 then we'll wrap things up around 9:00 depending on people's level of interests and questions.

9 BY MR. MCMILLAN:

10 Question number two, how many people can be here for the whole thing?

11 BY MR. HAYES:

12 I've talked with several landowners and there has been a problem in the mailings. I was  
13 under the impression that the mailings were going to be out thirty days prior --- I mean --- yeah,  
14 thirty days prior to the meeting. I talked to some people who haven't gotten theirs to date; I  
15 haven't gotten mine yet. One got theirs today; one got theirs Saturday. You know, Friday was a  
16 holiday, but the timing of the mailings has been very off and a lot of people are upset about that.

17 BY MR. BOONE:

18 Well it's sort of two-pronged approach. I understand that it's a short notice via mail and  
19 also we put ads in the newspaper to let people know about the meeting. The mailings only went  
20 to homeowners, not the general public.

21 BY MR. HAYES:

22 Well those were people who owned property at the former Camp Croft; private property  
23 owners of the former Camp Croft.

24 BY MR. BOONE:

25 Private property owners whose property we want to investigate on the former Camp

1 Croft, yes.

2 BY MR. HAYES:

3 But you're going to investigate the entire parcel, right?

4 BY MR. BOONE:

5 No, our investigation doesn't cover ---

6 BY MR. HAYES:

7 Well it goes from Dairy Ridge Road south, right?

8 BY MR. BOONE:

9 More or less, yes.

10 BY MR. MCMILLAN:

11 But it's a sampling, so out of the --- correct me if I'm wrong, out of the samples chosen,  
12 there may be property owners that --- whose area is not part of the sample, right, wrong?

13 BY MR. BOONE:

14 Yes, close.

15 BY MR. HAYES:

16 But still one getting theirs today and one getting theirs Saturday is pretty late when the  
17 last meeting we talked about they'd probably be 30 days ahead of time before the meeting.

18 BY MR. BOONE:

19 I understand it's short notice and ---

20 BY MR. HAYES:

21 Were all the mailings mailed short notice?

22 BY MR. BOONE:

23 Yes.

24 BY MR. MOON:

25 Forest Service just received a couple Friday. The ones we got were just received Friday.

1 BY MR. MCMILLAN:

2 Well my opinion about that is --- Hugh McMillan --- is it's done; let's see what happens  
3 tomorrow and move forward from there. I mean, you know, we are where we're at. Hashing  
4 over when it was mailed and whether or not we should have mailed it earlier is not going to fix  
5 anything before daylight in the morning.

6 BY MR. HAYES:

7 Well if you set standards, you need to stick with the standards. I mean the standard is 30  
8 days ahead of time what I understood --- I mean that's what you said you usually do when you  
9 do mailings so I think in the future we need to stick with the standards we set forth.

10 BY MR. BOONE:

11 I agree. Additionally, if you know of somebody who cannot make the meeting and they  
12 have questions or need information about the project, I mean you can always encourage them to  
13 contact me and that's my job is to inform people about the project and if they're effected by it,  
14 then certainly, you know, bring it to my attention.

15 BY MR. HAYES:

16 Well what if they were --- we got a stenographer at the meeting to take what all is said so  
17 somebody can read what was said if they can't come; we'll have a record of what the meeting  
18 was and that way you don't have to repeat everything over and over again.

19 BY MR. BOONE:

20 Well we haven't hired a recorder for tomorrow's meeting, no, but there is a slide  
21 presentation that we can post on the website.

22 BY MR. HAYES:

23 I just thought it would be good for somebody to be able to hear some of the discussions,  
24 questions and answers, what might help people in the future.

25 BY MR. MCMILLAN:



1 I make a motion that barring no other sunshine to be put on this thing that we move on.

2 BY MR. MOON:

3 Vote?

4 BY MR. SAVKO:

5 I'll second the thing.

6 BY MR. HERZOG:

7 What was the motion?

8 BY MR. MCMILLAN:

9 That we move on more or less in my odd vernacular.

10 BY MR. HAYES:

11 I don't see why you need a motion to move on; let's just move on.

12 BY MR. MOON:

13 Is that all you had for that section?

14 BY MR. BOONE:

15 Yes, unless somebody has questions.

16 BY MR. MOON:

17 Has anybody got any questions?

18 BY MR. MARLER:

19 Excuse me, Fred Marler. Is this the time to ask about these access contracts?

20 BY MR. BOONE:

21 Sure, if you have some ---

22 BY MR. MARLER:

23 Why was there not a hold harmless part put in it? In other words, you're not protecting  
24 me or the landowners at all. If one of your employees falls in my lost well, there's supposed to  
25 be another one down there, I've never found it, then you're going to sue me. There's no hold

1 harmless in here and unless there are, I'm not going to sign this.

2 BY MR. BOONE:

3 What we sent you is a standard form so I can't speak to the hold harmless section; I'm  
4 not a lawyer. And I don't know why it was left out or anything else, but we can run it by the  
5 legal staff and if you have specific questions like that then I'm sure they'll be glad to discuss it  
6 with you.

7 BY MR. MCMILLAN:

8 Am I incorrect that all the contractors will have workmans' comp, correct, so they, you  
9 know --- that will be the first --- should there be an accident, that will be the first point of, I don't  
10 know, legal --- we do require all our contractors to have workmans' comp ---

11 BY MR. BOONE:

12 Yes, they're bonded and insured.

13 BY MR. MARLER:

14 Still that puts me --- in other words, the employer covers the employee with workmans'  
15 comp, but that's not --- I'm talking about negligence.

16 BY MR. BOONE:

17 Yes, sir.

18 BY MR. MARLER:

19 The negligence would be that I never covered or filled this well wherever it's at. I don't  
20 even know if it truly exists; I know I filled one. But that's just an example and then, in other  
21 words, even if it goes to court and say I'm not negligent, I've already spent \$5,000 to \$10,000 in  
22 legal fees. So it's best, financially, not for me --- not to sign this unless there's a hold harmless  
23 agreement put in it, if you know where I'm coming from.

24 BY MR. BOONE:

25 I mean I understand completely, yes, sir, and it's a valid concern. I'm just not --- I don't

1 have the right education or credentials to answer it completely, so what I'd offer is that we get in  
2 touch later and maybe have a phone call or something with the lawyers so that they can address  
3 your concern in a manner in which it deserves to be addressed.

4 BY MR. MCMILLAN:

5 What was your name, sir?

6 BY MR. MARLER:

7 Excuse me?

8 BY MR. MCMILLAN:

9 What was your name?

10 BY MR. MARLER:

11 Fred Marler. It's M-a-r-l-e-r.

12 BY MR. HAYES:

13 When did you receive yours, Fred?

14 BY MR. MARLER:

15 Excuse me?

16 BY MR. HAYES:

17 When did you receive your package?

18 BY MR. MARLER:

19 Saturday.

20 BY MR. SAVKO:

21 Paul Savko. Mr. Marler, I understand your concern and it's very valid. When Mr. ---  
22 Shawn does get a hold of a legal --- I'm sure a codicil could be worked out; a little amendment to  
23 the contract. You know, a little simple piece of paper that would hold you harmless. I don't see  
24 that as being a big deal at all.

25 BY MR. MARLER:

1           It's a very simple ---

2 BY MR. SAVKO:

3           Exactly.

4 BY MR. MARLER:

5           --- legal paragraph you can enter.

6 BY MR. SAVKO:

7           Exactly, and I think that would satisfy your question.

8 BY MR. HAYES:

9           Who does Mr. Marler need to contact or Shawn are y'all going to contact him about that?

10 BY MR. BOONE:

11           Yes, I'll make sure that he's got my contact information and hopefully he'll give me his

12 and we'll touch base next week or later this week.

13 BY MR. MOON:

14           Any more questions?

15           All right, the next order of business under new business is the Sheriff's Department

16 Munitions Responses.

17 BY LIEUTENANT DYAS:

18           Lt. Dyas with the Sheriff's Office. Last time we was here, I told you we hadn't done too

19 much out there. Today I went on a call out there, the Pacolet area, 176, out there by the asphalt

20 plant, right behind the asphalt plant; there was a, what we used to call star clusters or star light

21 illuminator, used to --- it had a parachute and you pop it and it goes up in the air, white

22 phosphorus, and that's what it was. The man didn't touch it. He took pictures of it and sent

23 them to one of my temps on call and the temp on call brought it to me and showed me and we

24 went out there and it had already been fired, I think; nothing to it. The only other thing that he

25 said that he had found out there was some practice grenades and he ended up finding out that his

1 neighbor had a couple of kids that went to the army surplus store and they were playing army out  
2 there with the grenades so that's all --- that's all he had, but it's right there --- the (inaudible) was  
3 at the top of the property, which the property is right there so that's all it was, but it just looked  
4 like, you know --- it had been during the war games, somebody playing war games out there and  
5 that's where it landed.

6 BY MR. MCMILLAN:

7 What was that area again?

8 BY LIEUTENANT DYAS:

9 The exact address, I don't have it. It was right there at the --- it was right off of 176 in  
10 Pacolet, right at the asphalt plant; right behind the asphalt plant.

11 BY MR. HAYES:

12 You go past the fish camp it's up under the trestle on the right.

13 BY MR. MOON:

14 What did you say it was?

15 BY LIEUTENANT DYAS:

16 It was a starlight or star cluster. We call them star clusters, some people call them  
17 starlights. It's an aluminum tube that you shoot up in the air and it has a charge.

18 BY MR. MOON:

19 A flare.

20 BY LIEUTENANT DYAS:

21 A pop-up flare.

22 BY MR. HAYES:

23 This was World War II?

24 BY LIEUTENANT DYAS:

25 No, it would have been the Vietnam-era.

1 BY MR. MOON:

2 All right, moving on to old business; community outreach, distribution of brochures from  
3 the Army Corps of Engineers.

4 BY MR. BOONE:

5 Actually, the one who's been busiest distributing brochures is Mr. Savko, so maybe he  
6 would like to give us an update.

7 BY MR. SAVKO:

8 Shawn asked me to help pass out some brochures so I took --- he gave me 15 addresses. I  
9 got eight addresses, passed out 800 pamphlets to the post office at White Stone Community  
10 Center. I have a list; names and addresses of all the people and left a card. When they need  
11 more, I will provide more pamphlets. I would encourage everyone to take some pamphlets  
12 tonight and pass them out to your neighbors and what have you. There's pictures in there of  
13 what ordnance looks like. If your children or somebody sees it, they will not fool with it. I ran  
14 out of pamphlets, but I will get some more. Shawn has got plenty printed up. Please take some  
15 pamphlets and I will pass out some more to the local community. In addition, Ms. McKinney  
16 has got a hold of County News and they have --- they actually publish out 10 different  
17 newspapers for the local community and in that local newspaper it's pretty much the same  
18 information that is on the pamphlets. But please take the pamphlets. You will find them very  
19 helpful. And if you know anyone else that would like to have them, take a handful and give  
20 them some. Thank you.

21 BY MR. BOONE:

22 So I've actually ordered 10,000 of these brochures, but they are not in yet unfortunately.  
23 They will be soon, for our next meeting, and we still have some left from the last printing.

24 BY MR. MOON:

25 Under old business, is there any new topics, new business topics, from RAB themselves.

1 BY SUSAN BYRD:

2 I just wanted to say that I did call the contact information you forwarded me with DNR  
3 about the pond, the dry pond, and I spoke with the person that was in charge of the draining of  
4 the pond and the maintenance of it. He was not aware of ever seeing any drums or anything  
5 suspicious, nothing hazardous, when the pond was drained initially, so he said if he had he would  
6 have notified the proper authorities, but he did not observe anything. I'm Susan Byrd with  
7 DHEC. Thank you.

8 BY MR. HAYES:

9 Which pond is this?

10 BY MR. MOON:

11 Susan is referring to Lake Johnson. It was drained a year and a half ago.

12 BY MR. HAYES:

13 They were working on the dams?

14 BY MR. MOON:

15 They were stocked, completely restocked and we had some spawning beds. They did  
16 drain all the way down to --- back down to creek level, though, so you can see the entire pond.

17 Any other questions?

18 All right, any new business topics from RAB?

19 All right, that is it as far as the agenda --- takes care of this particular meeting unless  
20 anybody has got any questions, comments or concerns they'd like to share, otherwise we'll call  
21 this meeting done.

22 BY MR. BOONE:

23 I just wanted to one more time advertise our meeting tomorrow. There's some new faces  
24 here which may not be familiar with the purpose of the project and if you'd like to stick around  
25 later this evening, I can give you a general overview if you're not able to make it tomorrow, but I

1 encourage you all to come to tomorrow's meeting that will be here in the hotel again. That's my  
2 advertisement.

3 BY MR. MOON:

4 I'll just end with that same notion. It's important, this opportunity, to answer any  
5 questions you may have. If you know folks that can come if you can't, you know, just send them  
6 on. It's an opportunity for them to learn a little bit about what's taking place. It may not directly  
7 impact them, but it may be something they're interested in and it's an opportunity to find out  
8 how the whole thing works and get some answers on it, how it will take place and the benefit ---  
9 it will impact them in some way and if you come to Croft State Park and fish or hike a trail then  
10 it certainly impacts you in that regard, so it may be interesting for you just to have someone you  
11 know or somebody like that to come out. It starts, again, at 3 o'clock and will go to 5:00 and  
12 then a brief break there for an hour and then, like I said, it will go from 6:00 to 8:00 depending  
13 upon the crowd participation and that kind of thing. So, you know, it's just a good opportunity  
14 for everybody, so I'm saying what Shawn said, it's the perfect opportunity.

15 BY MR. MCMILLAN:

16 I do have one issue, Corps business; the firing range that is opened by the South Carolina  
17 Department of Wildlife, will it need to be shut down during the survey?

18 BY MR. MOON:

19 Yeah, I mean, we'll work that out. I mean obviously, I think, you guys can work it out.  
20 Whenever we get to that point, we'll --- I think we had talked briefly, you know, on where we  
21 should start to take less impact away from where visitors will be at certain times. It makes it  
22 easier on you guys to get what you need done and move to an area where it's less impacted.  
23 That would be one of those areas that you may want to hit at certain times, or close it, not have a  
24 big impact ---

25 BY MR. HAYES:



1 Well most of the actual road has been graded out, hasn't it?

2 BY MR. MOON:

3 It has.

4 BY MR. MCMILLAN:

5 The range itself, but I'm talking about down range from the ---

6 BY MR. HAYES:

7 There's a big berm there ---

8 BY MR. MOON:

9 Yeah, as far as that's concerned, I mean there's a trail that goes right in behind that's  
10 always open, but there is a --- yeah, it's up there.

11 BY MR. HAYES:

12 They'd have to shoot through ---

13 BY MR. MOON:

14 It's probably as wide --- it's at least as wide as this room.

15 BY MR. HAYES:

16 I talked to the DNR people today and they're getting a new building down there so they  
17 won't be in that little shed anymore.

18 BY MR. MOON:

19 They're getting more than just a building; it's going to be pretty nice; a really neat place.  
20 Completely off topic, but a real neat place for you guys to go and shoot if you want to go and  
21 shoot.

22 BY MR. MCMILLAN:

23 Well they have surveyed for a new pistol range in between the two --- the 100 and 200,  
24 so, you know, it might be a good idea if we can (inaudible) any areas that we thought would be  
25 remotely close with that shut down period for --- and I don't know if they've got a dime to do it

1 with yet, so ---

2 BY MR. HAYES:

3 Well there's several days they're closed anyway so that would be a good time to go,  
4 when they're closed; scheduled to close.

5 I mean, I'm just curious how many landowners are here tonight of the land that is going  
6 to be surveyed with the grids. Would you raise your hands? I'd like --- Ms. Moore, did you get  
7 a package in the mail?

8 BY MS. MOORE:

9 Yes.

10 BY MR. HAYES:

11 Okay, Mr. Marler. I'm a landowner and I haven't received one. Anybody on the board  
12 landowners? So I'm the only landowner on the board. So we have three tonight. Okay, thank  
13 you.

14 BY MR. MOON:

15 What is the total number of landowners?

16 BY MR. HAYES:

17 They said last time about --- around 2,000. They're should be around 2,000 mailings is  
18 what they said last meeting.

19 BY MR. SHIFLET:

20 This is Jason Shiflet with Zapata. I think the answer to that question is around 2,000  
21 parcels that are owned and will potentially be surveyed. Some of those may have duplicate  
22 owners, so I'm not sure about that number 2,000.

23 BY MR. BOONE:

24 There is about 450 letters that went out.

25 BY MR. MOON:

1 I think Croft had three different parcels and we've got three total --- I think it was three; it  
2 might have been four, but it seemed like it was three.

3 Any more questions?

4 BY MR. HAYES:

5 I make a motion we adjourn.

6 BY MR. SAVKO:

7 Second.

8 BY MR. MOON:

9 All in favor?

10 Opposed?

11 (Meeting concluded at 7:08 P.M.)

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STATE OF SOUTH CAROLINA                    )  
   )  
 COUNTY OF SPARTANBURG                    )        CERTIFICATE

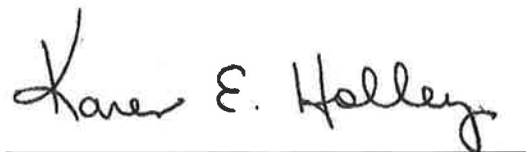
This is to certify that the within RAB meeting was taken on the 14<sup>th</sup> day of November, 2011;

That the foregoing is an accurate transcript of the meeting given;

That copies of all exhibits, if any, entered herein are attached hereto and made a part of this record;

That the undersigned court reporter, a Notary Public for the State of South Carolina, is not an employee or relative of any of the parties, counsel or witness and is in no manner interested in the outcome of this action.

IN WITNESS WHEREOF, I have hereunto set my Hand at Spartanburg, South Carolina, this 28<sup>th</sup> day of November, 2011.




---

Karen E. Holley  
 Notary Public for South Carolina  
 My Commission Expires: 5/3/17



**US Army Corps  
of Engineers®**



**Restoration Advisory Board  
November 14, 2011  
6:30 PM**

**Spartanburg Marriott at Renaissance Park  
Spartanburg, South Carolina**

**Meeting Agenda**

Welcome .....John Moon, Community Co-Chair

**New Business**

Discussion of By-Laws .....RAB

Remedial Investigation/Feasibility Study Update . US Army Corps of Engineers

Sheriff's Department Munitions Responses ..... Lt. Dyas

**Old Business**

Community Outreach ..... US Army Corps of Engineers

Distribution of Brochures

**RAB New Business Topics**

**Adjourn**

*Your attendance and participation are encouraged for the success of this important project!*

Reminder: Comments/questions shall be limited to two minutes on topic of discussion.

**Please note the new website address of [www.campcroft.net](http://www.campcroft.net).**