

UNITED STATES ARMY CORPS OF ENGINEERS
PUBLIC COMMENT MEETING FOR THE
SHALLOW LAND DISPOSAL AREA PROJECT
PARKS TOWNSHIP

- - -

HEARING ON THE REVISED SITE PLAN

- - -

DATE: January 27, 2015
TIME: 7:15 p.m. - 8:15 p.m.
PLACE: Parks Township Volunteer Fire Department
1119 Dalmatian Drive
Vandergrift, Pennsylvania 15690
REPORTED BY: Cynthia M. Faló
Court Reporter

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I N D E X

	<u>SPEAKERS</u>	<u>PAGE</u>
1		
2		
3		
4	Michael Helbling	10
5	Neill Andritz	17
6	Patty Ameno	18
7	Michael Cardieo	22
8	John Voyten	23
9	Patricia Hagman	24
10	Perry Roberts	25
11	Lynn Crayne	27
12	Patty Ameno	28
13	David Battaglia	30
14	Tom Haley	31
15	Chuck Pascal	34
16	David Fisher	36
17	Unidentified Gentleman	37
18	Patty Ameno	38
19	Unidentified Gentleman (Tom)	39
20	Tom Haley	40
21	Peter Davin	42
22	Matt Kerchensky	44
23	Maggie Golofski	45
24	Patty Ameno	46
25		

P R O C E E D I N G S

- - -

(7:15 p.m.)

MR. JONES: Okay. Good evening everyone. My name is Dan Jones, I'm going to be the MC for this evening from the Public Affairs Office, the Pittsburgh U.S. Army Corps of Engineers. Welcome everybody. Thank you for coming out despite the weather. We appreciate you coming out tonight to hear your comments.

The first order I want to go through is kind of the rules for the public hearing. This isn't going to be like a normal public meeting. This is a formal public hearing. We have a Court Reporter here, and she will be collecting everybody's comments. Once the night is over, we will post a transcript of the comments of the public meeting on our website for everyone to get to look at, if they were unable to be here.

We want to make sure that everybody gets a chance to come up and give us your comments. If you don't feel comfortable at the mic, write it down or you can e-mail it to us, call us, any way you feel comfortable giving us

1 your comments, we'll welcome them.

2 When you come up to speak, for
3 those people who only actually signed up to
4 provide comments, and I understand some people
5 want to wait to see what comments are made before
6 they come up to speak, please say your name and
7 spell your last name that way the Court Reporter
8 can get your correct name down so the
9 transcript -- we'll be able to know who is
10 providing the comments.

11 Okay. At this time if you can
12 please place your phones on silent or vibrate.
13 If you do take a phone call, we ask that you step
14 outside. I know it's cold out, but I want to
15 make sure everyone can hear.

16 And also please be aware that this
17 hearing is being videotaped, this is for our
18 formal record. If you don't want to make a
19 comment at the microphone, just let us know and
20 we'll bring the microphone to you if you don't
21 feel comfortable.

22 Now, we also have a mediator
23 present, as well. At this time what we are going
24 to do, again, like I said, this is a public
25 hearing, not a public meeting. There is a

1 difference. We are here to collect your
2 comments. We are not going to give you an update
3 of the actual project. We're going to give you
4 an update of the Proposed ROD Amendment. And
5 we'll collect your comments concerning the
6 Proposed ROD Amendment.

7 We do have a public meeting, hope
8 everybody has a pen, it is scheduled for April
9 8th here at the fire hall. That will be our
10 normal Q & A session on our standard project
11 update and question and answer session.

12 Now, I'll go ahead and turn the
13 microphone over to Colonel Lindstrom, he'll say a
14 few words.

15 COLONEL LINDSTROM: How is
16 everybody? Can you hear me?

17 THE AUDIENCE: Yeah.

18 COLONEL LINDSTROM: Can you hear me
19 without this thing?

20 THE AUDIENCE: Yeah.

21 COLONEL LINDSTROM: That's what I
22 thought. I have a pretty loud voice, I don't
23 really need a microphone, army training.

24 I see a lot of folks out here from
25 the previous meetings we had before, welcome

1 back, it's good to see you, it's really good to
2 see you. Just a little bit about me for those of
3 you who haven't been here.

4 My name is Bernard Lindstrom, I was
5 born in Monroeville, right -- a couple hills
6 over, raised in Fayette County, a couple more
7 hills over, and about 24 years ago I left here --
8 graduated from high school, left here, joined the
9 Army, and a couple years ago the Army said, Hey,
10 we got a job for you. They selected me to be the
11 Commander of the Pittsburgh District United
12 States Army Corps of Engineers. Then they sent
13 me back to Pittsburgh with the family, and I am
14 just, first of all, humbled to be your public
15 servant in uniform in the United States Army, and
16 I am honored to serve you in the U.S. Army Corps
17 of Engineers for this region.

18 We are your water resource
19 infrastructure provided to you for the management
20 of 16 dams, 23 lock dams structures, and all of
21 the recreation and reservoirs that we manage
22 through this region (inaudible) and, of course,
23 this mission here that is given to the Pittsburgh
24 District --

25 The Corps of Engineers brings a lot

1 of skill sets to you. You would be amazed at the
2 amount of expertise that is being brought to this
3 specific project. I would just like to recognize
4 our friends here from Buffalo that are our
5 teammates on this. The Buffalo District brings
6 health physicists and civil engineers down here,
7 and project managers and if you made our previous
8 public meeting, you'd know the level of expertise
9 that they brought you to answer some of your most
10 challenging questions.

11 Today, we are not here to answer
12 questions. We are here -- it's a little
13 different than a meeting. We'll come back
14 April 8, and we're going to have a meeting where
15 we can go through a big question and answer
16 session.

17 So before we get started I would
18 like to thank a few of the elected officials that
19 are here today, because this is a wonderful
20 democracy we serve in, and it's good to recognize
21 them. If I get your name wrong, I apologize.
22 Some of you I know well, some of you I'm still
23 getting to know.

24 Wayne Dobos, Leechburg Councilman;
25 Shawn Lerch, Leechburg Mayor;

1 Steve Meredith is here for Senator
2 Pat Toomey's Office;

3 Mary Ann Cochran is here from
4 Representative Joseph Petracca's Office;
5 Anthony Shea, Leechburg School
6 Board;

7 Robert Monheim, Parks Township
8 Supervisor;

9 George Hall is here for Senator
10 Casey's Office;

11 And George -- George, where are you
12 at.

13 GEORGE SKAMAI: Skamai.

14 COLONEL LINDSTROM: Chief
15 Administrator of Armstrong County. I told George
16 I wasn't very good at saying his name earlier, so
17 I'm just going to call him George.

18 As you can imagine being a Colonel
19 in the United States Army and even growing up and
20 being Commissioned as a Second Lieutenant and
21 getting handed a platoon at the young age of 20,
22 21, 22, and then now leading an organization with
23 the responsibility of the Pittsburgh District
24 Corps of Engineers, you can imagine I understand
25 what power is. You think I would know what power

1 is at least in my range, in my -- in what I do.
2 And these eagles get worn on the shoulder because
3 they're a symbol of power, they're a symbol of
4 our nation's power. Well, let me tell you today
5 the power is not with me; the power is with you.

6 This is a hearing, and this hearing
7 is for anyone who speaks into that microphone.
8 This hearing today, your comments get gathered by
9 us, whether you do it verbally, whether you do it
10 in writing, whether you do it online, whether or
11 not you mail it in, your comments get taken by
12 us, we go back and our team has to formally
13 answer each one of those comments.

14 Now, we made a recommendation, it's
15 called a Record of Decision. And in that
16 recommendation if somebody for a large amount of
17 people speak and are against that recommendation,
18 that has to be considered. It has to be
19 considered. It can't just be, well, that's
20 interesting. By law, it has to be considered.
21 So you have the power. This is your Record of
22 Decision for your review. This is your time to
23 comment on our recommendation that is written in
24 that Record of Decision. That's what we're here
25 to do today. So I'm going to sit over here and

1 be nice and quiet, and watch everybody as this
2 great given process of our democracy works,
3 because that's my role today.

4 Thank you very much for coming.
5 Mike Helbling is our Elite Project Manager for
6 this project, and I'm going to introduce Mike,
7 and let him guide you through the Record of
8 Decision so we get through the process. Thank
9 you for coming.

10 - - -

11 MICHAEL HELBLING

12 - - -

13 MR. HELBLING: Good evening
14 everyone. Thank you very much for coming;
15 Colonel Lindstrom, Dan, Carol, appreciate it. We
16 have a great turnout here. We were wondering if
17 we would get enough people to come out and make
18 this a very viable session, and it seems like we
19 got that, that's a great thing, very good thing.
20 There is a lot we need to talk to you about in a
21 very short period of time. As Colonel Lindstrom
22 said, the real focus here is to get people's
23 input on this project and on the Proposed ROD
24 Amendment.

25 The last time we spoke to you was

1 in -- I don't speak as loud as the Colonel, let
2 me get the microphone on. How about that? Once
3 again, let me start over and thank everyone for
4 coming. We got a good crowd. We have a lot of
5 information to give you in a short period of
6 time.

7 The focus of this meeting is to get
8 your input back this way. I'm assuming that most
9 of the people here, if not all of them, have
10 taken a preliminary look at the Proposed ROD
11 Amendment and know roughly what it says.

12 The last two years the Corps of
13 Engineers spent a great bit of time looking at
14 the original ROD, original proposal as it was
15 laid out in the ROD, and we looked again at that,
16 the possible alternatives as part of this ROD
17 Amendment.

18 That review is required under the
19 regulation that we follow to do the thing up
20 there that's called CERCLA. Most of you heard it
21 referred to as superfund. But it's very
22 prescriptive in the way the work is conducted,
23 and one of the many pillars of CERCLA is the
24 input from the community, input from the
25 citizens, input from the State pillars who

1 potentially are effected by the cleanup.

2 In the original ROD, the remedy
3 called for CERCLA -- called for excavation of the
4 materials from the ground, from the trenches, as
5 you often heard referred to, and then that
6 material would be shipped off site for proper
7 disposal, and that proper disposal being a
8 landfill that is designed specifically to handle
9 this type of material.

10 And I'm going to cut to the chase
11 right here, as all of you know from looking at
12 the ROD Amendment that is the remedy that is
13 being recommended again in the proposed
14 amendment. The reason why we had to look at that
15 remedy again was because basically lessons
16 learned during the first phase of remediation.

17 Those lessons learned and
18 adjustments that we plan to make during the --
19 this second phase, if you would like to call it
20 that, make the cost of the remedy considerably
21 higher. So, the original remedy was roughly 44
22 million dollars estimated cost, and the new
23 remedy will be approximately 350 million dollars,
24 that's a sizeable increase.

25 Once again under CERCLA when that

1 type of change, significant change, takes place
2 in the way the remedy is to be conducted or the
3 cost of that remedy, a modification to the
4 original ROD is required, and you will notice
5 when you're looking at this it doesn't say ROD
6 Amendment, it says Proposed ROD Amendment, and
7 it's proposed because it's very important for
8 when that document becomes final that we're
9 receiving input from the public, and hopefully
10 the support of all of the stakeholders in doing
11 that.

12 So, I think I'll cut most of what I
13 want to say here, and let you know, let me give
14 you a little timetable for what is going on. We
15 will put out the ROD Amendment for review, we
16 told you that we would get a 30 day public
17 comment period, and that's pretty standard under
18 CERCLA.

19 Basically we received a number of
20 requests asking that we extend that commentary.
21 We received requests for 30 days and we've also
22 received a request for 60 days. We've given this
23 a lot of consideration. This is a big issue, and
24 we're going to grant that extension. We're going
25 to grant the extension until -- for 60 days,

1 which will mean we'll have until April 4th to
2 provide those comments.

3 Shortly after we get those comments
4 back, then we're going to schedule a public
5 meeting. That meeting will be different than
6 this hearing. What we'll do at that hearing is
7 we'll bring in experts, even more experts than we
8 already have here from the Corps, and we will
9 entertain questions with you, take your feedback,
10 and try to answer some of the questions you may
11 have with regard to the site and where we're
12 going from here.

13 Once those questions are answered,
14 we've had the public comment period, the next
15 thing that is going to happen is we are going to
16 finalize the ROD Amendment schedule. Once
17 that -- and that should take place in
18 approximately July, maybe early August, right in
19 that late, late summertime period.

20 We will then finalize the ROD
21 Amendment, we will bid the RFP, the best
22 contractors in the United States, to do this
23 work. They will be required to submit their bids
24 based on information that we provide in that RFP
25 and once that is done, we'll make a selection and

1 that contractor should be on board by
2 approximately January 2016.

3 The next action that will take
4 place with that contractor on board is we will do
5 design work, we will do work plan -- develop work
6 plans, and we will make any changes to the
7 infrastructure as it exists at the site now, and
8 then with the construction season in 2017, we
9 should begin excavation and remediation of the
10 site.

11 I think that's about what we have
12 to cover. Now, I'm going to turn it back over to
13 Dan, and Dan is going to let the -- direct and
14 help us through the question or not the question
15 and answer period, but the comment period. So
16 please everyone feel comfortable getting your
17 statements on the Record. If you really don't
18 feel comfortable talking, please make absolutely
19 sure that you get your paper and pen and put your
20 mind to it, sit down and write your questions and
21 comments out, and get them back to us within this
22 time period. I guarantee you every one of them
23 will be looked at, every one will be evaluated,
24 and every one will be taken into consideration.
25 Thank you all very much.

1 MR. JONES: Thank you, Mike.

2 Before we get into the comment period, I just
3 want to remind everybody that if you didn't sign
4 in, we would ask you to do so at some point
5 tonight so we have you on our e-mail list, our
6 phone list.

7 Before I go, I want to apologize
8 for what happened the last time. I heard my
9 voice -- it's a new system and we're still trying
10 to learn it, so I apologize for that. Based on
11 the number of people we have, we've only had four
12 sign up. I understand that some people might
13 want to wait, you know, to make comments. We're
14 going to start out with three minutes each and
15 then once everybody gives their comment, we'll go
16 back through and if you have an additional
17 comment, we'll give you another three minutes.

18 Also, I ask that you focus your
19 comments on the Proposed ROD Amendment, and not
20 so much the Agencies involved in the project. We
21 want to focus so we can address the proposed
22 remedy that's announced in the ROD Amendment.

23 I'm going to go ahead, and I will
24 probably butcher your name, I apologize, some of
25 you look like you have doctor's handwriting.

1 First person to speak will be Neill Andritz,
2 followed by Miss Patty Ameno, and Michael --
3 Mr. Michael Cardieo, am I saying that right? Is
4 there a Michael Cardieo here?

5 MR. CARDIEO: Right here, sir.

6 MR. JONES: And then you will
7 follow Miss Ameno, and we have a John Voyten.
8 There is our first four. After that, we'll open
9 it up for other comments. Thank you.

10 Oh, one more thing. Carol up here
11 has signs. She'll let you know when you have one
12 minute left, 30 seconds left, and then stop.
13 Please stop if she says so, because like I
14 said --

15 AUDIENCE: (Laughter.)

16 MR. JONES: Okay. Mr. Andritz.

17 - - -

18 NEILL ANDRITZ

19 - - -

20 MR. NEILL ANDRITZ: Thank you. My
21 name is Neill, N-E-I-L-L, Andritz, A-N-D-R-I-T-Z.
22 I own Rivers Edge Canoe and Kayak at 3158 River
23 Road.

24 During the initial remediation
25 project, we had SLDA trucks hauling radioactive

1 material that were unable to make the turn
2 south -- north bound onto Route 66 coming out of
3 the front gate. I made Colonel Jeff Hawk aware
4 of this as well as the Township Supervisors, Bud
5 Shannon for one.

6 Our concern is these trucks in the
7 future we hope that this gate is going to be
8 reconfigured because a radioactive material truck
9 blocking both lanes of Route 66 on River Road in
10 a passing lane is an inherently dangerous
11 situation.

12 So that is my comment, and I hope
13 we're able to fix this situation for future
14 hauling coming out of the SLDA. Thank you.

15 MR. JONES: Thank you, sir. Patty
16 Ameno.

17 - - -

18 PATTY AMENO

19 - - -

20 MS. PATTY AMENO: Good evening
21 everybody. My name is Patty Ameno, last name is
22 spelled A-M-E-N-O, first name Patty, P-A-T-T-Y.
23 I do thank everybody, and thank you so much for
24 coming out tonight. God Bless you, this is a
25 wonderful crowd in here tonight for

1 participation.

2 First of all I would like to say in
3 the words of John F. Kennedy: There are risks
4 and costs to action. They are far less than the
5 long-range risks of comfortable inaction. So I
6 will get right to it.

7 With respect to the Amendment of
8 Record of Decision.

9 1. That the cleanup of
10 the SLDA move forward without
11 delay for the total removal of
12 the nuclear waste to an offsite
13 licensed facility.

14 2. That the cleanup of
15 the SLDA be a concentrated
16 effort by all of the numerous
17 agencies involved working in
18 concert for the total removal
19 to an offsite licensed
20 facility.

21 3. That while securities
22 is a priority, it shall not
23 delay, overshadow or render
24 anyone or anything fearful to
25 move forward with the cleanup.

1 4. That the health and
2 safety of all of the people be
3 the highest priority matching
4 that of national security, for
5 the people are our country's
6 number one resource.

7 5. That the totality of
8 the original deeded and
9 licensed property that came
10 under ACE NRC License Number
11 SNM414 during the years that
12 the burials took place to
13 include the abandoned coal mine
14 beneath be qualitatively and
15 quantitatively investigated and
16 tested to ensure present and
17 future public health and
18 safety, and the safety of the
19 public that would come under
20 national security.

21 6. That the standards of
22 allowable residual limits to
23 remain, be more stringent than
24 what was allowed to be left at
25 the former NUMEC site in Apollo

1 ABC/NRC License Number SNM145.

2 7. That a temporary
3 containment building be erected
4 around the areas for the
5 purpose of health and safety;
6 minimizing on future dust;
7 minimizing on water runoffs
8 from watering down the soil,
9 and for national security to
10 keep to a minimum the
11 possibility of prying eyes like
12 those who may want to hurt us.

13 And then 8, that a
14 no-fracking zone be implemented
15 and enforced in the area of the
16 abandoned coal mine, i.e.
17 SLDA.

18 And in closing so -- just because
19 our nuclear legacy of our past has been filled
20 with pain, suffering and loss does not mean that
21 our future cannot be better than what we have
22 previously been shown, and everything that is
23 good is very good. Let's move forward.

24 Thank you very much.

25 MR. JONES: Thank you. Next we

1 have Mr. Michael Cardieo.

2 - - -

3 MICHAEL CARDIEO

4 - - -

5 MR. MICHAEL CARDIEO: Hello, my
6 name is Michael Cardieo, C-A-R-D-I-E-O. Thank
7 you very much for letting me speak. I'm a
8 lifelong resident of the Apollo/Leechburg area.
9 I'm currently employed at the Parks Bend site
10 across from (inaudible), which is right adjacent
11 to the site in question.

12 My concern is like Mr. Andritz's.
13 The product being removed safely. Hundreds of
14 people work in that industrial park. We all need
15 assured that the Corps uses the God given talent
16 to pick a contractor that can assure our safety,
17 our employment, in and out of that site, some of
18 them are family and friends. Because right now I
19 am in chemotherapy, I currently have lymphoma,
20 and I don't want to do that, chemotherapy sucks.

21 Thank you.

22 MR. JONES: Thank you, sir. Next
23 we have Mr. John Voyten.

24 MR. VOYTEN: Voyten.

25 MR. JONES: Voyten.

1 MR. VOYTEN: I don't think I need a
2 mic.

3 MR. JONES: We ask that you go in
4 front of the media and for the Court Reporter.

5 - - -

6 JOHN VOYTEN

7 - - -

8 MR. JOHN VOYTEN: My name is John
9 Voyten, last name is spelled V-O-Y-T-E-N. I am a
10 resident of Kiskimere.

11 My comments on that is that I'm 150
12 yards away from the burial site. My idea for a
13 future that's going to be healthy is leave well
14 enough alone. We had the issue with the trucks
15 coming out on 66. We went -- I have a daughter
16 that works down over the hill at Serious Windows.
17 There is a lot of people that could be
18 contaminated, so to speak, if we unearthed this
19 stuff.

20 I've been on the hill for 67 years,
21 and the only thing I have trouble with is growing
22 hair. So -- and I hunted across that property
23 numerous times years back. I've eaten the
24 rabbit, deer, grouse. Everything that I've got
25 off there I've eaten and had no side effects.

1 So that's my comments, and thank
2 you.

3 MR. JONES: Thank you, sir. Okay.
4 Now at this time no one else has signed up so if
5 you want to make a comment, we ask that you come
6 up to the microphone, try not to line up too many
7 deep. When you get up to the microphone, please
8 state your name and spell it for the Court
9 Reporter.

10 Do we have anyone that would like
11 to come up and make a comment?

12 - - -

13 PATRICIA HAGMAN

14 - - -

15 MS. PATRICIA HAGMAN: Good evening.
16 My name is Patricia Hagman, I'm from Allegheny
17 Township, and we are now in the process of a
18 lawsuit against our Township because of the
19 fracking that we are planning on doing in our
20 backyard.

21 One of my concerns is: You are
22 planning on doing this in 2017, and we're
23 planning on fracking within the next months. I'm
24 concerned about the seismic activity within three
25 miles of your site here. And Parks Township has

1 just filed and Leechburg has -- not Parks
2 Township, Leechburg just signed the same
3 ordinance we have. So what we're doing, we're
4 fighting the ordinance that it's
5 unconstitutional.

6 So I want to encourage you that if
7 there is any seismic activity from what they are
8 planning on doing right near our homes that is
9 going to affect this site, it will definitely
10 affect this site. It's too close to the river,
11 it's too close to everything. Please encourage
12 us and help us in our fight, it's our land, it's
13 our community. Thank you.

14 MR. JONES: Thank you.

15 - - -

16 PERRY ROBERTS

17 - - -

18 MR. PERRY ROBERTS: My name is
19 Perry Roberts, R-O-B-E-R-T-S. We had a -- as far
20 as fracking goes, you're clear across the river.
21 I would say eight years ago they fracked that
22 well by us there -- was that eight years ago they
23 fracked that? Eight years ago, and it's not even
24 a half mile, maybe a mile, they fracked a well
25 down here. They blew a great big hole out in our

1 neighbor's yard, okay, 1700 feet deep. So if
2 there's any fracking over there, and it blew out,
3 because it hit an old well, okay, like I said,
4 there's an old well that had been there from a
5 long time ago, so fracking across the creek,
6 across the river, I don't know about that.

7 But what I came up to say was you
8 guys are hiring another company to do this, all
9 right, the first ones that were in there, okay,
10 me and my wife and my neighbors were discussing
11 this that it hasn't been brought up that the
12 first crew that was brought in there to do this
13 job, okay, they were saying that they ran into
14 contaminated material that they didn't know how
15 to handle.

16 Well, what we heard at the meeting
17 right here is that they were not following proper
18 protocol and were forced off of the site, okay.

19 My question is: The next crew that
20 you guys get, contractors, whether it be driving
21 the trucks on the roads, digging up dirt beside
22 this gentleman's house, what's in it? Do you
23 guys really know what's in there? And why is it
24 so hard not to get professional people, the best,
25 to handle this? This has been drug out, drug

1 out, drug out. This has happened, it's happened,
2 safety, safety, safety. They didn't get a damn
3 thing done over there. These people are still
4 living with a great big hole in their yard. We
5 need to get this done this time. We need to get
6 it done right. Thank you.

7 MR. JONES: Thank you. Another
8 gentleman over here.

9 - - -

10 LYNN CRAYNE

11 - - -

12 MR. LYNN CRAYNE: Good evening. My
13 name is Lynn, last name is Crayne, C-R-A-Y-N-E.

14 Like others in this room, I am
15 concerned about the migration of contamination
16 for the underlying homeowners. The State of
17 Pennsylvania through the DEP has spent millions
18 of dollars to view mines. They've done grouting
19 in Apollo, Leechburg, Hyde Park, and actually
20 Babcock & Wilcox actually did their own
21 remediation, but they would control the property.
22 On the Proposed Record of Decision, it already
23 makes mention of the mine. It's a potential
24 thoroughfare; contaminated water, and other
25 future contamination to get into our environment.

1 That's all I have. Thank you.

2 MR. JONES: Thank you, sir.

3 Miss Ameno.

4 MISS AMENO: Yes.

5 - - -

6 PATTY AMENO

7 - - -

8 MS. PATTY AMENO: Let me make
9 something clear for those who don't understand
10 what's at stake here.

11 First of all, the Corps inherited
12 this, they didn't create it. And when there was
13 some surprises that came up, things came to a
14 standstill and they handled it extremely well.
15 Everybody -- the agencies that are involved right
16 now you can't get anymore. They are at the
17 highest level, I can assure you that.

18 But the consequences of doing
19 nothing and leaving it there are far more
20 dangerous than could ever be in digging it up
21 with the expertise of the agencies, not only the
22 Corps of Engineers, the Nuclear Regulatory
23 Commission, the Department of Energy, and I'm
24 going to go ahead and say it's a feasibility
25 study, and the NSA, and all of the other

1 agencies.

2 The contractor -- the money has
3 been allocated or will be allocated, and so cost,
4 and the expertise will be at hand.

5 Now, what if we leave it alone?
6 Well, let me tell you, back on December 21, 1993,
7 ARCO's project manager, senior engineer, Bert
8 Barker, stated that the trenches -- several of
9 the trenches were leaking dangerous levels of
10 radiological nuclear contaminants.

11 Now whether that was leaking
12 laterally or horizontally really doesn't matter
13 to me, because it means leaking, and if the
14 radiological material continues to leak, okay,
15 and should it get hemmed up where it's
16 collecting, and these neutrons start banging
17 heads, then we can have a critical mass event.

18 This was something that the Nuclear
19 Regulatory Commission testified in 1996 to the
20 chairpeople of the NRC. They knew that there was
21 a risk, but they weren't admitting to the
22 potential of the level of the material that may
23 or may not have been buried here just like what
24 was being brought up, and which may be out on the
25 other areas of the original deeded licensed

1 property.

2 I ask you to consider, because mine
3 subsidence is something that we have seen. It
4 wasn't that long ago Cook Vascular had the front
5 of their building redone. Why?

6 We have to be smarter folks. Thank
7 you.

8 MR. JONES: Thank you. Do we have
9 anybody else that would like to make a comment at
10 this time?

11 MR. BATTAGLIA: Let me.

12 - - -

13 DAVID BATTAGLIA

14 - - -

15 MR. DAVID BATTAGLIA: Mr. David
16 Battaglia, B-A-T-T-A-G-L-I-A, I live in Armstrong
17 County.

18 I would like to echo Mr. Andritz's
19 -- the height of this mic -- other than that, I
20 want to echo Mr. Andritz's comments. When you
21 are doing the RFP, if you could put in the RFP
22 the safeguards, the minimum safeguards, needed to
23 assure, I know you're going to go with the
24 response to better. We want to make sure that
25 the safety of the roadway is protected in that

1 RFP.

2 So I know Colonel Lindstrom talked
3 before about the work on the project, and I know
4 the quality of your work, and you should be
5 commended for the work. The Army Corps of
6 Engineers is always working shorthanded, and we
7 really appreciate all that you do.

8 With that being said, we need to
9 make sure we ensure the safeguards of the road,
10 and the best way to ensure that is having the
11 RFP.

12 Thank you.

13 MR. JONES: Thank you. Sir?

14 - - -

15 TOM HALEY

16 - - -

17 MR. TOM HALEY: Good evening. My
18 name is Tom Haley. I was an employee of NUMEC
19 from 1960 to 1971. I was a project manager. I
20 worked on all of the projects that took place
21 within NUMEC in that period of time. I helped
22 develop most of the videos on those projects, and
23 I'm aware of the blueprints, I'm aware of the
24 product, I'm aware of the waste, you know,
25 particularly involved in this program since

1 1970 -- I'm sorry, 2007, and I was asked to
2 have -- I will point out that in the Record of
3 Decision there's a lot of things that we've
4 learned that should show up in this Proposed
5 Amendment that isn't showing up clearly.

6 For example, there are a lot of
7 things identified in the initial excavation that
8 was not -- that have not made their way into the
9 thinking as to what is there. For example, it's
10 on Page 3 of the ROC and soil cleanup that goes
11 to the SLDA, and there are some things missing
12 there that I identified as being in the ground
13 being processed.

14 Some of the work programs and work
15 plans, for example, there were some radio
16 neutrons of interest that stuck out, because they
17 were -- they said that they weren't processed,
18 and they were. They were processed at NUMEC, and
19 I made that clear.

20 One specifically was a game
21 breaker, and that was related to 233. That was
22 processed. I pointed that out several times all
23 the way through this program, clear through the
24 identification. But as a matter of fact what I
25 did do is I prepared a document that listed

1 everything that I could find out; everything I
2 knew; consulting with Patty's -- Patty Ameno's
3 documents that she had in place, and I talked
4 about -- I presented in all the products and
5 services we had, and the processes, and the
6 operations, and the waste it came from, the waste
7 summary, the waste containment, the disposal of
8 the FOB, and I gave this to the Parks -- through
9 the converted service contractor in May of 2011.
10 And in August of 2011, it's been an excavation
11 site.

12 Well, unless something happened,
13 and the potential could have well occurred, and
14 the Colonel came to talk about that. I handed
15 him the document. I said, Have you seen this? I
16 prepared it for COBERRA.

17 No, we haven't seen it.

18 It's everything you need to know
19 about what was processed at NUMEC. It describes
20 waste within the limits of classified
21 specifications. I can only go so far with my
22 words.

23 Let me finish. I offered to come
24 and volunteer to talk to anybody in the Corps or
25 in the contractor community, and let them know

1 the details of the waste that was there, and I
2 haven't heard from anybody yet, and that was
3 three years ago.

4 MR. JONES: Thank you. Is there
5 anybody else that would like to make a comment at
6 this time?

7 MR. PASCAL: I would.

8 - - -

9 CHUCK PASCAL

10 - - -

11 MR. CHUCK PASCAL: Chuck Pascal,
12 P-A-S-C-A-L, resident of Leechburg and former
13 Mayor of Leechburg.

14 And this is once again it's like
15 Ground Hog Day. We've been having these meetings
16 for 20 years asking that this waste be removed
17 from here. And the Valley has been fairly
18 consistent for 20 years saying that it wants the
19 space, and we still do.

20 Some people have kind of glanced at
21 the cost, 350 million estimated at this point;
22 however, 350 million dollars is merely one dollar
23 for every person in the United States. I'd say
24 that's a small amount to pay considering the
25 amount of profit that was made by the companies

1 that own this site, and the amount of services
2 that they provided to the United States
3 Government, and the United States Government paid
4 for it, and millions and millions of dollars that
5 have been spent contaminating and poisoning this
6 Valley. It's a small amount to pay to undo that
7 and to get the dump back on the right track with
8 the people in this area.

9 Now a few things that have been
10 said here are correct. There needs to be more of
11 an emphasis on safety and emergency preparedness.
12 I don't think that was done the last time, and I
13 believe that part of what should happen from your
14 perspective is that we should be training the
15 fire departments in the area how to respond to
16 the kinds of chemicals or whatever is in this
17 site, chemicals and nuclear waste, how to fight a
18 fire, how to fight an emergency, have evacuation
19 plans, notify the municipalities around us of
20 what is going on, and when these -- when things
21 are going to be passing through their
22 municipalities.

23 I understand that's a security
24 issue but by the same token, I'm talking about
25 the police departments, fire departments, the

1 emergency management people, Armstrong County
2 Emergency Management, as well as the
3 municipalities. The first responder ambulance
4 folks all need to be trained in terms of how to
5 respond to the particular special things, which
6 might occur, given what is in the site.

7 In addition to that, I agree with
8 what Patty said earlier with regard to the
9 fracking issue and Miss Hagman, as well. There
10 has been a significant amount of seismic testing
11 in this area, and people -- and I've been seeing
12 it on Facebook and elsewhere, people are feeling
13 tremors from seismic testing that is miles away
14 from their house. That being the case, that may
15 disturb the trenches or whatever, the abandoned
16 mines in this area. So we should look at
17 immediately a ban of seismic testing within some
18 scientifically justifiable range of the site.

19 MR. JONES: Okay. Thank you. Who
20 would be next?

21 - - -

22 DAVID FISHER

23 - - -

24 MR. DAVID FISHER: My name is David
25 Fisher, F-I-S-H-E-R.

1 My concern is, is there going to be
2 continual air monitoring not only on site, but
3 off site. I live approximately 500 yards east of
4 where the processing place is and where the
5 trenches are, which 90 percent of our weather
6 blows from the west to the east and over a 10
7 year period, I would like to know if there could
8 be some type of monitoring done not only on site,
9 but off site to keep us safe in a 10 year period?

10 Thank you.

11 MR. JONES: Thank you. The
12 gentleman back there.

13 - - -

14 UNIDENTIFIED GENTLEMAN

15 - - -

16 UNIDENTIFIED GENTLEMAN: The people
17 up in Kiskimere where this is located at,
18 somebody needs to come up with a plan if
19 something would terribly go wrong. These people
20 that live up there have no evacuation plan.
21 That's one road up there and one road out. Okay.
22 These people are going to have to go into the
23 woods or down over a hill. So, something there
24 needs to be done, too, about getting people an
25 evacuation plan, if you want a road built, put it

1 in, I don't know. The Kiskimere people up there
2 are stuck up there. There is only one road in
3 and one road out.

4 MR. JONES: Okay, sir. Thank you.
5 Miss Ameno?

6 - - -

7 PATTY AMENO

8 - - -

9 MS. PATTY AMENO: Yes. With
10 respect to the Kiskimere, from the time the Army
11 Corps of Engineers took this job -- many thanks
12 to Jack Murphy, that has been one of the major
13 requests is to have an alternative evacuation
14 road for Kiskimere; however, I don't think it is
15 the Army Corps of Engineers lap that this falls
16 in. I actually believe this may fall into the
17 lap of the State, the State DEP and possibly the
18 governing State.

19 So in the interim, I might need
20 your help to try and coordinate some of this
21 going on, and hopefully they'll have the help of
22 the Corps of Engineers to get that going.

23 The fracking is a real serious
24 situation, as well. I had spoken to EPA about
25 this and the DEP, and they both said that this

1 needed to be a no-fracking zone in and around the
2 SLDA with or without a cleanup going on. It
3 needed to be a no-fracking area, because with the
4 potential for mine collapse, and the material to
5 migrate, and, again, as I told you before, once
6 that material, the radiological material, starts
7 moving, and it collects --

8 Tom, you're a nuclear engineer, am
9 I telling everything correct? Say it loud. Am I
10 telling it correct?

11 - - -

12 UNIDENTIFIED GENTLEMAN (TOM)

13 - - -

14 UNIDENTIFIED MAN (TOM): Yes. This
15 nuclear material starts gathering, it collects,
16 it will cause a neutron effect, okay, which will
17 be a critical mass. It will not be an explosion,
18 it will not be a destruction of buildings, it
19 will be a flashing blue light and if it happens
20 underground, you're not going to see it.

21 And what will happen from the
22 epicenter on, depending upon the amount of
23 material, everything living will start dropping
24 off dead. Now, I can't put that in any clearer
25 terms. This stuff has to get out, and it has to

1 be investigated to the rest of the original
2 deeded licensed property, because we know that
3 the companies were notorious back then, and so is
4 the Government finding out now, at least this
5 segment of Government. Thank you.

6 - - -

7 TOM HALEY

8 - - -

9 MR. TOM HALEY: I'm still -- I'm
10 still Tom Haley. Yes, I want to comment on what
11 Patty just said. I know the material that's in
12 there.

13 I know the material that's in
14 there. As it was being uncovered, I identified
15 it and there was a danner scan and some other
16 work analysis. It was proven that's what it is.
17 I've seen it. I worked with it. I know what it
18 is. And you can't leave it in there, especially
19 in the amounts that the NRC and ACE estimated
20 that was there. They had a high degree of
21 confidence that it's anywhere from 200 to 600
22 kilograms of at least 235 in there. There is
23 other materials in there, too, that are very
24 dangerous, isotopes, that we haven't found yet.

25 The other thing is that I want to

1 let you know how far off the estimates are in the
2 ROD and where they were. If you add up the
3 Table 1.1 in the ROD, the individual ROD, there
4 is 10 -- 10 trenches are there with the amounts
5 that you come up with, and you add those up it
6 comes to 26.6 kilograms.

7 I will tell you that the amount
8 of the material that was removed until
9 September 30th amounted to more than that in 235.
10 What was said was in all 10 trenches was a --
11 that was in a little over a half a trench just to
12 let you know about how far off the estimates are.
13 This job was set up to be a muck and truck type
14 of job; you get rid of the contaminated material
15 waste, contaminated soil.

16 So that's not what you have in the
17 ground. It's been proven. We've been still
18 fighting on that. That's there. It's dangerous.
19 It shouldn't be left there. I hope to God we
20 don't go through another one of those ROD's
21 again, because it's got to come out of there.

22 I will let you know there's a lot
23 more material in there that we don't know what it
24 is, and we haven't exhausted our efforts to find
25 out everything about what's there, so that the

1 people who are bidding this contract can have an
2 idea of what else they're going to find so that
3 they can work out the processes that can address
4 more than one isotope, several isotopes at once.
5 That's all I'm saying.

6 I'm suggesting strongly that we
7 exhaust all the information, that we gather all
8 of the information we can, which we have not done
9 yet. What we have to do is pick this thing up
10 and look at it. It will give you a lot of
11 questions that I can answer. I wrote this. It
12 took me six months to put it together with
13 Dr. Shapiro's help, with other workers from
14 NUMEC's help that I called around the country to
15 get the confirmed types of waste that were in
16 there, okay, and the possible amounts.

17 Thank you.

18 MR. JONES: Thank you. Do we have
19 anyone else that would like to comment at this
20 time? We have a gentleman back there.

21 - - -

22 PETER DAVIN

23 - - -

24 MR. PETER DAVIN: Hello, my name is
25 Peter Davin, D-A-V-I-N.

1 I'm a life-long resident of
2 Pittsburgh, Pennsylvania, and I'm very familiar
3 with the publicity that the site has. I've spent
4 30 years in the nuclear D & D business, and as I
5 look around the room I see some of the leading
6 experts in the industry, and I see in front of me
7 the Army Corps, which has a reputation, maybe not
8 known in this room, but certainly known
9 throughout the United States for having the most
10 exacting requirements for cleanup of this type.

11 I suggest that as part of the
12 procurement process you include a requirement in
13 the RFP that bidders propose a detailed risk
14 assessment and risk management plan as part of
15 the proposal. That way the community can see
16 what the risks are, and the contractors, which
17 are familiar with this management of this risk,
18 will delineate in the RFQ -- or, excuse me, in
19 their proposal in response to the RFQ what those
20 risks are and how they will be managed.

21 Thank you.

22 MR. JONES: Thank you, sir.

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MATT KERCHENSKY

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MR. MATT KERCHENSKY: My name is Matt Kerchensky, K-E-R-C-H-E-N-S-K-Y. My wife and I are kind of new to the area. We actually are in the process of purchasing a house in the Kiskimere area.

So I guess nobody is questioning the intelligence in this room, and how you guys are going to handle this. I guess my question is: I'm a general contractor for the gas company. You guys are putting this out to bid; you guys are giving this contract to another company. You're not actually doing the work yourselves, as far as I can understand.

I guess my suggestion is that somebody -- I hope somebody is going to be on this site at all times from this group of intelligence that you guys have here, because I've seen a lot of contractors come into the area, do the gas work that we do, and I've worked hand in hand with them, and because they have done this for so long, they know the easy way around it, and shortcut it, and the next thing

1 you know plants are on fire, wells are on fire,
2 you know, Console Energy is on fire because these
3 companies have actually shortcuted things that
4 they were supposed to do.

5 So, that's my -- I guess that's my
6 concern, is I hope you guys are planning on being
7 here 24-7, 365 days a year to oversee this
8 contract or whoever you get in there, whoever you
9 give it to.

10 MR. JONES: Thank you, sir.

11 (Applause from crowd)

12 - - -

13 MAGGIE GOLOFSKI

14 - - -

15 MS. MAGGIE GOLOFSKI: My name is
16 Maggie Golofski, G-O-L-O-F-S-K-I.

17 I'm a resident of Parks Township,
18 and as one of the residents I am totally in favor
19 of removing the waste that is on the site. And I
20 believe that if all of the protocols are
21 followed, that there will be no issues for
22 safety, for anybody in the area. I live very
23 close to the site, and I -- that's not one of my
24 concerns. And I know that if some of these
25 people had been to other meetings they would have

1 known that the county and local emergency
2 services are all trained and know what to do in
3 case there is an accident.

4 And also as far as evacuations,
5 because of security, I know they have those in
6 place, you know, and I don't have a concern about
7 that. I know that anything that needs to be
8 done, will be done safely, and we'll all be
9 protected.

10 So I'm just in favor of getting it
11 out of here, even if it might cost a lot of money
12 and take a long time, some of us might not see
13 the end of this, you know, might not be here, but
14 I'm just in favor of it all getting removed.

15 MR. JONES: Thank you. Did anyone
16 else --

17 PATTY AMENO: I would like to say
18 one thing in closing.

19 - - -

20 PATTY AMENO

21 - - -

22 MS. PATTY AMENO: This has been a
23 long road for all of us, and especially me.
24 We -- how many people in here have children? Let
25 me see your hands. This is what it's about. We

1 can't undo anything that's already been done. We
2 can't put the genie back in the bottle, but we
3 can sure as hell move forward with something
4 good, and we can leave something good for the
5 future generations.

6 Now, in the mid '90s I went to
7 Jack Murtha, and I asked him, because you know
8 how I feel about the NRC, they are an adjunct to
9 the industry, and I'll make no bones about that
10 in stating that. But I wanted the Corps of
11 Engineers to take this, because I believe in
12 them. Granted there is nothing perfect. There's
13 only one perfect thing that was ever created on
14 this earth and they crucified him, so none of us
15 are perfect. But they have an open line for open
16 discussion, and I got to tell you I was
17 extremely, extremely impressed on the way the
18 Corps handled the September 30th shutdown, and
19 how this community was informed.

20 Things needed tweaked. They saw
21 it, the writing on the wall, and now with all the
22 other agencies that's involved I have to tell you
23 value your children, and the safety, and, you
24 know that there is unknowns there, and I'm going
25 to tell you even more about this right now, about

1 the rest of the original deeded licensed property
2 at the time of the burials.

3 Recently I gave approximately 41
4 documents and photographs to the EPA. They ran
5 it by their general counsel, and then to their
6 contractor. They came out with a 17 page report,
7 and with every document, with every photograph
8 they're actually making an argument that it could
9 be there, or it's possible that it couldn't.
10 Given the history of what we know of the SLDA;
11 what do you think is more likely than not?

12 Okay, so that area has to be
13 investigated. And the fact that there are data
14 gaps in the inventories might suggest that they
15 couldn't put down classified information. They
16 couldn't have inventoried classified material.
17 That's all I have to say. Think about it people
18 and let's keep praying. Let's keep these guys
19 going. Thank you.

20 (Applause from audience)

21 MR. JONES: Thank you very much.
22 Anybody else would like to make a comment?

23 (No response.)

24 MR. JONES: Okay. What I'm going
25 to do now is, if you'd like to be on the mailing

1 list or phone list, please sign up before you
2 leave. If you didn't sign up when you came in,
3 please do so before you leave.

4 At this time, I'll remind everybody
5 again April 8th we will have a public meeting.
6 That will be our usual for all of those who have
7 been to our previous meetings. I hope we have
8 better weather. I thank everyone for coming out
9 and drive safely. Thank you very much.

10 (Whereupon, the meeting concluded
11 at 8:15 p.m.)

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C E R T I F I C A T E

* * *

I hereby certify that the proceedings are contained fully and accurately in the notes taken by me at the hearing of the within cause and that this copy is a true and correct transcript of the same.

Cynthia M. Faló, Court Reporter

<p>'90s [1] - 47:6</p> <p>1</p> <p>1 [1] - 19:9 1.1 [1] - 41:3 10 [6] - 2:4, 37:6, 37:9, 41:4, 41:10 1119 [1] - 1:17 150 [1] - 23:11 15690 [1] - 1:18 16 [1] - 6:20 16201 [1] - 1:23 167 [1] - 1:22 17 [2] - 2:5, 48:6 1700 [1] - 26:1 18 [1] - 2:6 1960 [1] - 31:19 1970 [1] - 32:1 1971 [1] - 31:19 1993 [1] - 29:6 1996 [1] - 29:19</p>	<p>36 [1] - 2:16 365 [1] - 45:7 37 [1] - 2:17 38 [1] - 2:18 39 [1] - 2:19</p> <p>4</p> <p>4 [1] - 20:1 40 [1] - 2:20 41 [1] - 48:3 42 [1] - 2:21 44 [2] - 2:22, 12:21 45 [1] - 2:23 46 [1] - 2:24 472-8009 [1] - 1:23 472-8950 [1] - 1:24 4th [1] - 14:1</p> <p>5</p> <p>5 [1] - 20:7 500 [1] - 37:3 543-4996 [1] - 1:23 543-5054 [1] - 1:24</p>	<p>ABC/NRC [1] - 21:1 able [2] - 4:9, 18:13 absolutely [1] - 15:18 accident [1] - 46:3 accurately [1] - 50:6 ACE [2] - 20:10, 40:19 action [2] - 15:3, 19:4 activity [2] - 24:24, 25:7 actual [1] - 5:3 add [2] - 41:2, 41:5 addition [1] - 36:7 additional [1] - 16:16 address [2] - 16:21, 42:3 adjacent [1] - 22:10 adjunct [1] - 47:8 adjustments [1] - 12:18 Administrator [1] - 8:15 admitting [1] - 29:21 Affairs [1] - 3:6 affect [2] - 25:9, 25:10 age [1] - 8:21 agencies [5] - 19:17, 28:15, 28:21, 29:1, 47:22 Agencies [1] - 16:20 ago [8] - 6:7, 6:9, 25:21, 25:22, 25:23, 26:5, 30:4, 34:3 agree [1] - 36:7 ahead [3] - 5:12, 16:23, 28:24 air [1] - 37:2 Allegheny [1] - 24:16 allocated [2] - 29:3 allowable [1] - 20:22 allowed [1] - 20:24 alone [2] - 23:14, 29:5 alternative [1] - 38:13 alternatives [1] - 11:16 amazed [1] - 7:1 ambulance [1] - 36:3 amendment [1] - 12:14 Amendment [15] - 5:4, 5:6, 10:24, 11:11, 11:17, 12:12, 13:6, 13:15, 14:16, 14:21, 16:19, 16:22, 19:7, 32:5 Ameno [10] - 2:6, 2:12, 2:18, 2:24, 17:2, 17:7, 18:16, 18:21, 28:3, 38:5 AMENO [11] - 18:18, 18:20, 18:22, 28:4, 28:6, 28:8, 38:7, 38:9, 46:17, 46:20,</p>	<p>46:22 Ameno's [1] - 33:2 amount [9] - 7:2, 9:16, 34:24, 34:25, 35:1, 35:6, 36:10, 39:22, 41:7 amounted [1] - 41:9 amounts [3] - 40:19, 41:4, 42:16 analysis [1] - 40:16 Andritz [4] - 2:5, 17:1, 17:16, 17:21 ANDRITZ [2] - 17:18, 17:20 Andritz's [3] - 22:12, 30:18, 30:20 Ann [1] - 8:3 announced [1] - 16:22 answer [8] - 5:11, 7:9, 7:11, 7:15, 9:13, 14:10, 15:15, 42:11 answered [1] - 14:13 Anthony [1] - 8:5 Apollo [2] - 20:25, 27:19 Apollo/Leechburg [1] - 22:8 apologize [4] - 7:21, 16:7, 16:10, 16:24 applause [1] - 45:11 Applause [1] - 48:20 appreciate [3] - 3:9, 10:15, 31:7 April [4] - 5:8, 7:14, 14:1, 49:5 ARCO's [1] - 29:7 AREA [1] - 1:5 area [12] - 21:15, 22:8, 35:8, 35:15, 36:11, 36:16, 39:3, 44:6, 44:8, 44:22, 45:22, 48:12 areas [2] - 21:4, 29:25 argument [1] - 48:8 Armstrong [3] - 8:15, 30:16, 36:1 Army [11] - 3:7, 6:9, 6:12, 6:15, 6:16, 8:19, 31:5, 38:10, 38:15, 43:7 army [1] - 5:23 ARMY [1] - 1:3 ASAP [1] - 1:21 asap10@ windstream.net [1] - 1:24 assessment [1] - 43:14 assuming [1] - 11:8 assure [3] - 22:16, 28:17, 30:23 assured [1] - 22:15</p>	<p>audience [1] - 48:20 AUDIENCE [3] - 5:17, 5:20, 17:15 August [2] - 14:18, 33:10 aware [5] - 4:16, 18:3, 31:23, 31:24</p> <p>B</p> <p>Babcock [1] - 27:20 backyard [1] - 24:20 ban [1] - 36:17 banging [1] - 29:16 Barker [1] - 29:8 based [2] - 14:24, 16:10 Battaglia [2] - 2:13, 30:16 BATTAGLIA [4] - 30:11, 30:13, 30:15, 30:16 becomes [1] - 13:8 begin [1] - 15:9 Bend [1] - 22:9 beneath [1] - 20:14 Bernard [1] - 6:4 Bert [1] - 29:7 beside [1] - 26:21 best [3] - 14:21, 26:24, 31:10 better [3] - 21:21, 30:24, 49:8 bid [2] - 14:21, 44:13 bidders [1] - 43:13 bidding [1] - 42:1 bids [1] - 14:23 big [4] - 7:15, 13:23, 25:25, 27:4 bit [2] - 6:2, 11:13 Bless [1] - 18:24 blew [2] - 25:25, 26:2 blocking [1] - 18:9 blows [1] - 37:6 blue [1] - 39:19 blueprints [1] - 31:23 Board [1] - 8:6 board [2] - 15:1, 15:4 bones [1] - 47:9 born [1] - 6:5 bottle [1] - 47:2 bound [1] - 18:2 breaker [1] - 32:21 bring [2] - 4:20, 14:7 brings [2] - 6:25, 7:5 brought [5] - 7:2, 7:9, 26:11, 26:12, 29:24 buckler.com [1] - 1:25 Bud [1] - 18:4 Buffalo [2] - 7:4, 7:5 building [2] - 21:3, 30:5</p>
<p>2</p> <p>2 [1] - 19:14 20 [3] - 8:21, 34:16, 34:18 200 [1] - 40:21 2007 [1] - 32:1 2011 [2] - 33:9, 33:10 2015 [1] - 1:15 2016 [1] - 15:2 2017 [2] - 15:8, 24:22 21 [2] - 8:22, 29:6 22 [2] - 2:7, 8:22 23 [2] - 2:8, 6:20 233 [1] - 32:21 235 [2] - 40:22, 41:9 24 [2] - 2:9, 6:7 24-7 [1] - 45:7 25 [1] - 2:10 26.6 [1] - 41:6 27 [2] - 1:15, 2:11 28 [1] - 2:12</p> <p>3</p> <p>3 [2] - 19:21, 32:10 30 [5] - 2:13, 13:16, 13:21, 17:12, 43:4 30th [2] - 41:9, 47:18 31 [1] - 2:14 3158 [1] - 17:22 34 [1] - 2:15 350 [3] - 12:23, 34:21, 34:22</p>	<p>6</p> <p>6 [1] - 20:21 60 [2] - 13:22, 13:25 600 [1] - 40:21 66 [3] - 18:2, 18:9, 23:15 67 [1] - 23:20</p> <p>7</p> <p>7 [1] - 21:2 724 [2] - 1:23, 1:24 7:15 [2] - 1:16, 3:3</p> <p>8</p> <p>8 [2] - 7:14, 21:13 814 [2] - 1:23, 1:24 8:15 [2] - 1:16, 49:11 8th [2] - 5:9, 49:5</p> <p>9</p> <p>90 [1] - 37:5</p> <p>A</p> <p>A-N-D-R-I-T-Z [1] - 17:21 abandoned [3] - 20:13, 21:16, 36:15</p>	<p>agencies [5] - 19:17, 28:15, 28:21, 29:1, 47:22 Agencies [1] - 16:20 ago [8] - 6:7, 6:9, 25:21, 25:22, 25:23, 26:5, 30:4, 34:3 agree [1] - 36:7 ahead [3] - 5:12, 16:23, 28:24 air [1] - 37:2 Allegheny [1] - 24:16 allocated [2] - 29:3 allowable [1] - 20:22 allowed [1] - 20:24 alone [2] - 23:14, 29:5 alternative [1] - 38:13 alternatives [1] - 11:16 amazed [1] - 7:1 ambulance [1] - 36:3 amendment [1] - 12:14 Amendment [15] - 5:4, 5:6, 10:24, 11:11, 11:17, 12:12, 13:6, 13:15, 14:16, 14:21, 16:19, 16:22, 19:7, 32:5 Ameno [10] - 2:6, 2:12, 2:18, 2:24, 17:2, 17:7, 18:16, 18:21, 28:3, 38:5 AMENO [11] - 18:18, 18:20, 18:22, 28:4, 28:6, 28:8, 38:7, 38:9, 46:17, 46:20,</p>	<p>amount [9] - 7:2, 9:16, 34:24, 34:25, 35:1, 35:6, 36:10, 39:22, 41:7 amounted [1] - 41:9 amounts [3] - 40:19, 41:4, 42:16 analysis [1] - 40:16 Andritz [4] - 2:5, 17:1, 17:16, 17:21 ANDRITZ [2] - 17:18, 17:20 Andritz's [3] - 22:12, 30:18, 30:20 Ann [1] - 8:3 announced [1] - 16:22 answer [8] - 5:11, 7:9, 7:11, 7:15, 9:13, 14:10, 15:15, 42:11 answered [1] - 14:13 Anthony [1] - 8:5 Apollo [2] - 20:25, 27:19 Apollo/Leechburg [1] - 22:8 apologize [4] - 7:21, 16:7, 16:10, 16:24 applause [1] - 45:11 Applause [1] - 48:20 appreciate [3] - 3:9, 10:15, 31:7 April [4] - 5:8, 7:14, 14:1, 49:5 ARCO's [1] - 29:7 AREA [1] - 1:5 area [12] - 21:15, 22:8, 35:8, 35:15, 36:11, 36:16, 39:3, 44:6, 44:8, 44:22, 45:22, 48:12 areas [2] - 21:4, 29:25 argument [1] - 48:8 Armstrong [3] - 8:15, 30:16, 36:1 Army [11] - 3:7, 6:9, 6:12, 6:15, 6:16, 8:19, 31:5, 38:10, 38:15, 43:7 army [1] - 5:23 ARMY [1] - 1:3 ASAP [1] - 1:21 asap10@ windstream.net [1] - 1:24 assessment [1] - 43:14 assuming [1] - 11:8 assure [3] - 22:16, 28:17, 30:23 assured [1] - 22:15</p>	<p>audience [1] - 48:20 AUDIENCE [3] - 5:17, 5:20, 17:15 August [2] - 14:18, 33:10 aware [5] - 4:16, 18:3, 31:23, 31:24</p> <p>B</p> <p>Babcock [1] - 27:20 backyard [1] - 24:20 ban [1] - 36:17 banging [1] - 29:16 Barker [1] - 29:8 based [2] - 14:24, 16:10 Battaglia [2] - 2:13, 30:16 BATTAGLIA [4] - 30:11, 30:13, 30:15, 30:16 becomes [1] - 13:8 begin [1] - 15:9 Bend [1] - 22:9 beneath [1] - 20:14 Bernard [1] - 6:4 Bert [1] - 29:7 beside [1] - 26:21 best [3] - 14:21, 26:24, 31:10 better [3] - 21:21, 30:24, 49:8 bid [2] - 14:21, 44:13 bidders [1] - 43:13 bidding [1] - 42:1 bids [1] - 14:23 big [4] - 7:15, 13:23, 25:25, 27:4 bit [2] - 6:2, 11:13 Bless [1] - 18:24 blew [2] - 25:25, 26:2 blocking [1] - 18:9 blows [1] - 37:6 blue [1] - 39:19 blueprints [1] - 31:23 Board [1] - 8:6 board [2] - 15:1, 15:4 bones [1] - 47:9 born [1] - 6:5 bottle [1] - 47:2 bound [1] - 18:2 breaker [1] - 32:21 bring [2] - 4:20, 14:7 brings [2] - 6:25, 7:5 brought [5] - 7:2, 7:9, 26:11, 26:12, 29:24 buckler.com [1] - 1:25 Bud [1] - 18:4 Buffalo [2] - 7:4, 7:5 building [2] - 21:3, 30:5</p>

<p>buildings [1] - 39:18 built [1] - 37:25 burial [1] - 23:12 burials [2] - 20:12, 48:2 buried [1] - 29:23 business [1] - 43:4 butcher [1] - 16:24 BY [1] - 1:19</p>	<p>closing [2] - 21:18, 46:18 coal [2] - 20:13, 21:16 COBERRA [1] - 33:16 Cochran [1] - 8:3 cold [1] - 4:14 collapse [1] - 39:4 collect [2] - 5:1, 5:5 collecting [2] - 3:16, 29:16 collects [2] - 39:7, 39:15 Colonel [8] - 5:13, 8:18, 10:15, 10:21, 11:1, 18:3, 31:2, 33:14 COLONEL [4] - 5:15, 5:18, 5:21, 8:14 comfortable [6] - 3:23, 3:25, 4:21, 15:16, 15:18, 19:5 coming [11] - 3:9, 3:10, 10:4, 10:9, 10:14, 11:4, 18:2, 18:14, 18:24, 23:15, 49:8 Commander [1] - 6:11 commended [1] - 31:5 comment [16] - 4:19, 9:23, 13:17, 14:14, 15:15, 16:2, 16:15, 16:17, 18:12, 24:5, 24:11, 30:9, 34:5, 40:10, 42:19, 48:22 COMMENT [1] - 1:4 commentary [1] - 13:20 comments [22] - 3:10, 3:16, 3:18, 3:23, 4:1, 4:4, 4:5, 4:10, 5:2, 5:5, 9:8, 9:11, 9:13, 14:2, 14:3, 15:21, 16:13, 16:19, 17:9, 23:11, 24:1, 30:20 Commission [2] - 28:23, 29:19 Commissioned [1] - 8:20 community [5] - 11:24, 25:13, 33:25, 43:15, 47:19 companies [3] - 34:25, 40:3, 45:3 company [3] - 26:8, 44:13, 44:15 concentrated [1] - 19:15 concern [5] - 18:6, 22:12, 37:1, 45:6, 46:6 concerned [2] - 24:24, 27:15 concerning [1] - 5:5</p>	<p>concerns [2] - 24:21, 45:24 concert [1] - 19:18 concluded [1] - 49:10 conducted [2] - 11:22, 13:2 confidence [1] - 40:21 confirmed [1] - 42:15 consequences [1] - 28:18 consider [1] - 30:2 considerably [1] - 12:20 consideration [2] - 13:23, 15:24 considered [3] - 9:18, 9:19, 9:20 considering [1] - 34:24 consistent [1] - 34:18 Console [1] - 45:2 construction [1] - 15:8 consulting [1] - 33:2 contained [1] - 50:6 containment [2] - 21:3, 33:7 contaminants [1] - 29:10 contaminated [5] - 23:18, 26:14, 27:24, 41:14, 41:15 contaminating [1] - 35:5 contamination [2] - 27:15, 27:25 continual [1] - 37:2 continues [1] - 29:14 contract [3] - 42:1, 44:14, 45:8 contractor [8] - 15:1, 15:4, 22:16, 29:2, 33:9, 33:25, 44:12, 48:6 contractors [4] - 14:22, 26:20, 43:16, 44:21 control [1] - 27:21 converted [1] - 33:9 Cook [1] - 30:4 coordinate [1] - 38:20 copy [1] - 50:8 CORPS [1] - 1:3 Corps [18] - 3:7, 6:12, 6:16, 6:25, 8:24, 11:12, 14:8, 22:15, 28:11, 28:22, 31:5, 33:24, 38:11, 38:15, 38:22, 43:7, 47:10, 47:18 correct [5] - 4:8, 35:10, 39:9, 39:10, 50:8</p>	<p>cost [6] - 12:20, 12:22, 13:3, 29:3, 34:21, 46:11 costs [1] - 19:4 Councilman [1] - 7:24 counsel [1] - 48:5 country [1] - 42:14 country's [1] - 20:5 county [1] - 46:1 County [4] - 6:6, 8:15, 30:17, 36:1 couple [3] - 6:5, 6:6, 6:9 course [1] - 6:22 Court [6] - 1:19, 3:15, 4:7, 23:4, 24:8, 50:12 COURT [1] - 1:21 cover [1] - 15:12 CRAYNE [2] - 27:10, 27:12 Crayne [2] - 2:11, 27:13 create [1] - 28:12 created [1] - 47:13 creek [1] - 26:5 crew [2] - 26:12, 26:19 critical [2] - 29:17, 39:17 crowd [3] - 11:4, 18:25, 45:11 crucified [1] - 47:14 cut [2] - 12:10, 13:12 Cynthia [2] - 1:19, 50:12</p>	<p>Decision [7] - 9:15, 9:22, 9:24, 10:8, 19:8, 27:22, 32:3 deeded [4] - 20:8, 29:25, 40:2, 48:1 deep [2] - 24:7, 26:1 deer [1] - 23:24 definitely [1] - 25:9 degree [1] - 40:20 delay [2] - 19:11, 19:23 delineate [1] - 43:18 democracy [2] - 7:20, 10:2 DEP [3] - 27:17, 38:17, 38:25 Department [2] - 1:17, 28:23 departments [3] - 35:15, 35:25 describes [1] - 33:19 design [1] - 15:5 designed [1] - 12:8 despite [1] - 3:9 destruction [1] - 39:18 detailed [1] - 43:13 details [1] - 34:1 develop [2] - 15:5, 31:22 difference [1] - 5:1 different [2] - 7:13, 14:5 digging [2] - 26:21, 28:20 direct [1] - 15:13 dirt [1] - 26:21 discussing [1] - 26:10 discussion [1] - 47:16 DISPOSAL [1] - 1:5 disposal [3] - 12:7, 33:7 District [4] - 6:11, 6:24, 7:5, 8:23 disturb [1] - 36:15 Dobos [1] - 7:24 doctor's [1] - 16:25 document [4] - 13:8, 32:25, 33:15, 48:7 documents [2] - 33:3, 48:4 dollar [1] - 34:22 dollars [5] - 12:22, 12:23, 27:18, 34:22, 35:4 done [13] - 14:25, 27:3, 27:5, 27:6, 27:18, 35:12, 37:8, 37:24, 42:8, 44:24, 46:8, 47:1 down [9] - 3:24, 4:8, 7:6, 15:20, 21:8,</p>
C		D		
<p>C-A-R-D-I-E-O [1] - 22:6 C-R-A-Y-N-E [1] - 27:13 cannot [1] - 21:21 Canoe [1] - 17:22 Cardieo [5] - 2:7, 17:3, 17:4, 22:1, 22:6 CARDIEO [3] - 17:5, 22:3, 22:5 Carol [2] - 10:15, 17:10 case [2] - 36:14, 46:3 Casey's [1] - 8:10 CERCLA [5] - 11:20, 11:23, 12:3, 12:25, 13:18 certainly [1] - 43:8 certify [1] - 50:5 chairpeople [1] - 29:20 challenging [1] - 7:10 chance [1] - 3:22 change [2] - 13:1 changes [1] - 15:6 chase [1] - 12:10 chemicals [2] - 35:16, 35:17 chemotherapy [2] - 22:19, 22:20 Chief [1] - 8:14 children [2] - 46:24, 47:23 Chuck [2] - 2:15, 34:11 CHUCK [2] - 34:9, 34:11 citizens [1] - 11:25 civil [1] - 7:6 classified [3] - 33:20, 48:15, 48:16 cleanup [7] - 12:1, 19:9, 19:14, 19:25, 32:10, 39:2, 43:10 clear [4] - 25:20, 28:9, 32:19, 32:23 clearer [1] - 39:24 clearly [1] - 32:5 close [3] - 25:10, 25:11, 45:23</p>	<p>closing [2] - 21:18, 46:18 coal [2] - 20:13, 21:16 COBERRA [1] - 33:16 Cochran [1] - 8:3 cold [1] - 4:14 collapse [1] - 39:4 collect [2] - 5:1, 5:5 collecting [2] - 3:16, 29:16 collects [2] - 39:7, 39:15 Colonel [8] - 5:13, 8:18, 10:15, 10:21, 11:1, 18:3, 31:2, 33:14 COLONEL [4] - 5:15, 5:18, 5:21, 8:14 comfortable [6] - 3:23, 3:25, 4:21, 15:16, 15:18, 19:5 coming [11] - 3:9, 3:10, 10:4, 10:9, 10:14, 11:4, 18:2, 18:14, 18:24, 23:15, 49:8 Commander [1] - 6:11 commended [1] - 31:5 comment [16] - 4:19, 9:23, 13:17, 14:14, 15:15, 16:2, 16:15, 16:17, 18:12, 24:5, 24:11, 30:9, 34:5, 40:10, 42:19, 48:22 COMMENT [1] - 1:4 commentary [1] - 13:20 comments [22] - 3:10, 3:16, 3:18, 3:23, 4:1, 4:4, 4:5, 4:10, 5:2, 5:5, 9:8, 9:11, 9:13, 14:2, 14:3, 15:21, 16:13, 16:19, 17:9, 23:11, 24:1, 30:20 Commission [2] - 28:23, 29:19 Commissioned [1] - 8:20 community [5] - 11:24, 25:13, 33:25, 43:15, 47:19 companies [3] - 34:25, 40:3, 45:3 company [3] - 26:8, 44:13, 44:15 concentrated [1] - 19:15 concern [5] - 18:6, 22:12, 37:1, 45:6, 46:6 concerned [2] - 24:24, 27:15 concerning [1] - 5:5</p>	<p>concerns [2] - 24:21, 45:24 concert [1] - 19:18 concluded [1] - 49:10 conducted [2] - 11:22, 13:2 confidence [1] - 40:21 confirmed [1] - 42:15 consequences [1] - 28:18 consider [1] - 30:2 considerably [1] - 12:20 consideration [2] - 13:23, 15:24 considered [3] - 9:18, 9:19, 9:20 considering [1] - 34:24 consistent [1] - 34:18 Console [1] - 45:2 construction [1] - 15:8 consulting [1] - 33:2 contained [1] - 50:6 containment [2] - 21:3, 33:7 contaminants [1] - 29:10 contaminated [5] - 23:18, 26:14, 27:24, 41:14, 41:15 contaminating [1] - 35:5 contamination [2] - 27:15, 27:25 continual [1] - 37:2 continues [1] - 29:14 contract [3] - 42:1, 44:14, 45:8 contractor [8] - 15:1, 15:4, 22:16, 29:2, 33:9, 33:25, 44:12, 48:6 contractors [4] - 14:22, 26:20, 43:16, 44:21 control [1] - 27:21 converted [1] - 33:9 Cook [1] - 30:4 coordinate [1] - 38:20 copy [1] - 50:8 CORPS [1] - 1:3 Corps [18] - 3:7, 6:12, 6:16, 6:25, 8:24, 11:12, 14:8, 22:15, 28:11, 28:22, 31:5, 33:24, 38:11, 38:15, 38:22, 43:7, 47:10, 47:18 correct [5] - 4:8, 35:10, 39:9, 39:10, 50:8</p>	<p>cost [6] - 12:20, 12:22, 13:3, 29:3, 34:21, 46:11 costs [1] - 19:4 Councilman [1] - 7:24 counsel [1] - 48:5 country [1] - 42:14 country's [1] - 20:5 county [1] - 46:1 County [4] - 6:6, 8:15, 30:17, 36:1 couple [3] - 6:5, 6:6, 6:9 course [1] - 6:22 Court [6] - 1:19, 3:15, 4:7, 23:4, 24:8, 50:12 COURT [1] - 1:21 cover [1] - 15:12 CRAYNE [2] - 27:10, 27:12 Crayne [2] - 2:11, 27:13 create [1] - 28:12 created [1] - 47:13 creek [1] - 26:5 crew [2] - 26:12, 26:19 critical [2] - 29:17, 39:17 crowd [3] - 11:4, 18:25, 45:11 crucified [1] - 47:14 cut [2] - 12:10, 13:12 Cynthia [2] - 1:19, 50:12</p>	<p>Decision [7] - 9:15, 9:22, 9:24, 10:8, 19:8, 27:22, 32:3 deeded [4] - 20:8, 29:25, 40:2, 48:1 deep [2] - 24:7, 26:1 deer [1] - 23:24 definitely [1] - 25:9 degree [1] - 40:20 delay [2] - 19:11, 19:23 delineate [1] - 43:18 democracy [2] - 7:20, 10:2 DEP [3] - 27:17, 38:17, 38:25 Department [2] - 1:17, 28:23 departments [3] - 35:15, 35:25 describes [1] - 33:19 design [1] - 15:5 designed [1] - 12:8 despite [1] - 3:9 destruction [1] - 39:18 detailed [1] - 43:13 details [1] - 34:1 develop [2] - 15:5, 31:22 difference [1] - 5:1 different [2] - 7:13, 14:5 digging [2] - 26:21, 28:20 direct [1] - 15:13 dirt [1] - 26:21 discussing [1] - 26:10 discussion [1] - 47:16 DISPOSAL [1] - 1:5 disposal [3] - 12:7, 33:7 District [4] - 6:11, 6:24, 7:5, 8:23 disturb [1] - 36:15 Dobos [1] - 7:24 doctor's [1] - 16:25 document [4] - 13:8, 32:25, 33:15, 48:7 documents [2] - 33:3, 48:4 dollar [1] - 34:22 dollars [5] - 12:22, 12:23, 27:18, 34:22, 35:4 done [13] - 14:25, 27:3, 27:5, 27:6, 27:18, 35:12, 37:8, 37:24, 42:8, 44:24, 46:8, 47:1 down [9] - 3:24, 4:8, 7:6, 15:20, 21:8,</p>

<p>23:16, 25:25, 37:23, 48:15 Dr [1] - 42:13 drive [1] - 49:9 Drive [1] - 1:17 driving [1] - 26:20 dropping [1] - 39:23 drug [3] - 26:25, 27:1 dump [1] - 35:7 during [4] - 12:16, 12:18, 17:24, 20:11 dust [1] - 21:6</p>	<p>entertain [1] - 14:9 environment [1] - 27:25 EPA [2] - 38:24, 48:4 epicenter [1] - 39:22 erected [1] - 21:3 especially [2] - 40:18, 46:23 estimated [3] - 12:22, 34:21, 40:19 estimates [2] - 41:1, 41:12 evacuation [4] - 35:18, 37:20, 37:25, 38:13 evacuations [1] - 46:4 evaluated [1] - 15:23 evening [7] - 3:4, 3:6, 10:13, 18:20, 24:15, 27:12, 31:17 event [1] - 29:17 exacting [1] - 43:10 example [3] - 32:6, 32:9, 32:15 excavation [4] - 12:3, 15:9, 32:7, 33:10 excuse [1] - 43:18 exhaust [1] - 42:7 exhausted [1] - 41:24 exists [1] - 15:7 expertise [4] - 7:2, 7:8, 28:21, 29:4 experts [3] - 14:7, 43:6 explosion [1] - 39:17 extend [1] - 13:20 extension [2] - 13:24, 13:25 extremely [3] - 28:14, 47:17 eyes [1] - 21:11</p>	<p>Fayette [1] - 6:6 fearful [1] - 19:24 feasibility [1] - 28:24 feedback [1] - 14:9 feet [1] - 26:1 few [3] - 5:14, 7:18, 35:9 fight [3] - 25:12, 35:17, 35:18 fighting [2] - 25:4, 41:18 filed [1] - 25:1 filled [1] - 21:19 final [1] - 13:8 finalize [2] - 14:16, 14:20 finish [1] - 33:23 fire [7] - 5:9, 35:15, 35:18, 35:25, 45:1, 45:2 Fire [1] - 1:17 first [11] - 3:11, 6:14, 12:16, 17:1, 17:8, 18:22, 19:2, 26:9, 26:12, 28:11, 36:3 Fisher [2] - 2:16, 36:25 FISHER [2] - 36:22, 36:24 fix [1] - 18:13 flashing [1] - 39:19 FOB [1] - 33:8 focus [4] - 10:22, 11:7, 16:18, 16:21 folks [3] - 5:24, 30:6, 36:4 follow [2] - 11:19, 17:7 followed [2] - 17:2, 45:21 following [1] - 26:17 FOR [1] - 1:4 forced [1] - 26:18 formal [2] - 3:14, 4:18 formally [1] - 9:12 former [2] - 20:25, 34:12 forward [4] - 19:10, 19:25, 21:23, 47:3 four [2] - 16:11, 17:8 fracked [3] - 25:21, 25:23, 25:24 fracking [10] - 21:14, 24:19, 24:23, 25:20, 26:2, 26:5, 36:9, 38:23, 39:1, 39:3 friends [2] - 7:4, 22:18 front [4] - 18:3, 23:4, 30:4, 43:6 fully [1] - 50:6 future [8] - 18:7, 18:13, 20:17, 21:6, 21:21, 23:13, 27:25,</p>	<p>47:5</p> <p style="text-align: center;">G</p> <p>G-O-L-O-F-S-K-I [1] - 45:16 game [1] - 32:20 gaps [1] - 48:14 gas [2] - 44:12, 44:22 gate [2] - 18:3, 18:7 gather [1] - 42:7 gathered [1] - 9:8 gathering [1] - 39:15 general [2] - 44:12, 48:5 generations [1] - 47:5 genie [1] - 47:2 gentleman [3] - 27:8, 37:12, 42:20 GENTLEMAN [3] - 37:14, 37:16, 39:12 Gentleman [2] - 2:17, 2:19 gentleman's [1] - 26:22 George [5] - 8:9, 8:11, 8:15, 8:17 GEORGE [1] - 8:13 given [6] - 6:23, 10:2, 13:22, 22:15, 36:6, 48:10 glanced [1] - 34:20 God [3] - 18:24, 22:15, 41:19 Golofski [2] - 2:23, 45:16 GOLOFSKI [2] - 45:13, 45:15 governing [1] - 38:18 Government [4] - 35:3, 40:4, 40:5 graduated [1] - 6:8 grant [2] - 13:24, 13:25 granted [1] - 47:12 great [6] - 10:2, 10:16, 10:19, 11:13, 25:25, 27:4 ground [3] - 12:4, 32:12, 41:17 Ground [1] - 34:15 group [1] - 44:19 grouse [1] - 23:24 grouting [1] - 27:18 growing [2] - 8:19, 23:21 guarantee [1] - 15:22 guess [4] - 44:9, 44:11, 44:17, 45:5 guide [1] - 10:7 guys [9] - 26:8, 26:20, 26:23, 44:10, 44:13,</p>	<p>44:14, 44:20, 45:6, 48:18</p> <p style="text-align: center;">H</p> <p>Hagman [3] - 2:9, 24:16, 36:9 HAGMAN [2] - 24:13, 24:15 hair [1] - 23:22 Haley [4] - 2:14, 2:20, 31:18, 40:10 HALEY [4] - 31:15, 31:17, 40:7, 40:9 half [2] - 25:24, 41:11 hall [1] - 5:9 Hall [1] - 8:9 hand [3] - 29:4, 44:23 handed [2] - 8:21, 33:14 handle [4] - 12:8, 26:15, 26:25, 44:11 handled [2] - 28:14, 47:18 hands [1] - 46:25 handwriting [1] - 16:25 hard [1] - 26:24 hauling [2] - 17:25, 18:14 Hawk [1] - 18:3 heads [1] - 29:17 health [4] - 7:6, 20:1, 20:17, 21:5 healthy [1] - 23:13 hear [4] - 3:10, 4:15, 5:16, 5:18 heard [5] - 11:20, 12:5, 16:8, 26:16, 34:2 HEARING [1] - 1:10 hearing [10] - 3:13, 3:14, 4:17, 4:25, 9:6, 9:8, 14:6, 50:7 height [1] - 30:19 HELBLING [2] - 10:11, 10:13 Helbling [2] - 2:4, 10:5 hell [1] - 47:3 hello [1] - 42:24 Hello [1] - 22:5 help [6] - 15:14, 25:12, 38:20, 38:21, 42:13, 42:14 helped [1] - 31:21 hemmed [1] - 29:15 hereby [1] - 50:5 high [2] - 6:8, 40:20 higher [1] - 12:21 highest [2] - 20:3, 28:17 hill [3] - 23:16, 23:20,</p>
E	F			
<p>e-mail [3] - 1:24, 3:24, 16:5 eagles [1] - 9:2 early [1] - 14:18 earth [1] - 47:14 east [2] - 37:3, 37:6 easy [1] - 44:24 eaten [2] - 23:23, 23:25 echo [2] - 30:18, 30:20 Edge [1] - 17:22 effect [1] - 39:16 effected [1] - 12:1 effects [1] - 23:25 effort [1] - 19:16 efforts [1] - 41:24 eight [3] - 25:21, 25:22, 25:23 elected [1] - 7:18 Elite [1] - 10:5 elsewhere [1] - 36:12 emergency [4] - 35:11, 35:18, 36:1, 46:1 Emergency [1] - 36:2 emphasis [1] - 35:11 employed [1] - 22:9 employee [1] - 31:18 employment [1] - 22:17 encourage [2] - 25:6, 25:11 end [1] - 46:13 Energy [2] - 28:23, 45:2 enforced [1] - 21:15 engineer [2] - 29:7, 39:8 Engineers [12] - 3:8, 6:12, 6:17, 6:25, 8:24, 11:13, 28:22, 31:6, 38:11, 38:15, 38:22, 47:11 ENGINEERS [1] - 1:3 engineers [1] - 7:6 ensure [3] - 20:16, 31:9, 31:10</p>	<p>F-I-S-H-E-R [1] - 36:25 Facebook [1] - 36:12 facility [2] - 19:13, 19:20 fact [2] - 32:24, 48:13 fairly [1] - 34:17 fall [1] - 38:16 falls [1] - 38:15 Falo [2] - 1:19, 50:12 familiar [2] - 43:2, 43:17 family [2] - 6:13, 22:18 far [8] - 19:4, 25:19, 28:19, 33:21, 41:1, 41:12, 44:16, 46:4 favor [3] - 45:18, 46:10, 46:14 FAX [1] - 1:24</p>			

<p>37:23 hills [2] - 6:5, 6:7 hiring [1] - 26:8 history [1] - 48:10 hit [1] - 26:3 Hog [1] - 34:15 hole [2] - 25:25, 27:4 homeowners [1] - 27:16 homes [1] - 25:8 honored [1] - 6:16 hope [7] - 5:7, 18:7, 18:12, 41:19, 44:18, 45:6, 49:7 hopefully [2] - 13:9, 38:21 horizontally [1] - 29:12 house [3] - 26:22, 36:14, 44:7 humbled [1] - 6:14 hundreds [1] - 22:13 hunted [1] - 23:22 hurt [1] - 21:12 Hyde [1] - 27:19</p>	<p>11:24, 11:25, 13:9 intelligence [2] - 44:10, 44:20 interest [1] - 32:16 interesting [1] - 9:20 interim [1] - 38:19 introduce [1] - 10:6 inventoried [1] - 48:16 inventories [1] - 48:14 investigated [3] - 20:15, 40:1, 48:13 involved [5] - 16:20, 19:17, 28:15, 31:25, 47:22 isotope [1] - 42:4 isotopes [2] - 40:24, 42:4 issue [4] - 13:23, 23:14, 35:24, 36:9 issues [1] - 45:21</p>	<p>kind [3] - 3:12, 34:20, 44:6 kinds [1] - 35:16 Kiskimere [6] - 23:10, 37:17, 38:1, 38:10, 38:14, 44:8 Kittanning [1] - 1:23 known [3] - 43:8, 46:1</p>	<p>life-long [1] - 43:1 lifelong [1] - 22:8 light [1] - 39:19 likely [1] - 48:11 limits [2] - 20:22, 33:20 Lindstrom [5] - 5:13, 6:4, 10:15, 10:21, 31:2 LINDSTROM [4] - 5:15, 5:18, 5:21, 8:14 line [2] - 24:6, 47:15 list [4] - 16:5, 16:6, 49:1 listed [1] - 32:25 live [4] - 30:16, 37:3, 37:20, 45:22 living [2] - 27:4, 39:23 local [1] - 46:1 located [1] - 37:17 lock [1] - 6:20 long-range [1] - 19:5 look [7] - 3:19, 11:10, 12:14, 16:25, 36:16, 42:10, 43:5 looked [2] - 11:15, 15:23 looking [3] - 11:13, 12:11, 13:5 loss [1] - 21:20 loud [3] - 5:22, 11:1, 39:9 lymphoma [1] - 22:19 Lynn [2] - 2:11, 27:13 LYNN [2] - 27:10, 27:12</p>	<p>39:17 matching [1] - 20:3 material [18] - 12:6, 12:9, 18:1, 18:8, 26:14, 29:14, 29:22, 39:4, 39:6, 39:15, 39:23, 40:11, 40:13, 41:8, 41:14, 41:23, 48:16 materials [2] - 12:4, 40:23 MATT [2] - 44:2, 44:4 Matt [2] - 2:22, 44:5 matter [2] - 29:12, 32:24 Mayor [2] - 7:25, 34:13 MC [1] - 3:6 McKean [1] - 1:22 mean [2] - 14:1, 21:20 means [1] - 29:13 media [1] - 23:4 mediator [1] - 4:22 MEETING [1] - 1:4 meeting [13] - 3:14, 3:18, 4:25, 5:7, 7:8, 7:13, 7:14, 11:7, 14:5, 26:16, 49:5, 49:10 meetings [4] - 5:25, 34:15, 45:25, 49:7 mention [1] - 27:23 Meredith [1] - 8:1 merely [1] - 34:22 mic [3] - 3:24, 23:2, 30:19 MICHAEL [3] - 10:11, 22:3, 22:5 Michael [7] - 2:4, 2:7, 17:2, 17:3, 17:4, 22:1, 22:6 microphone [8] - 4:19, 4:20, 5:13, 5:23, 9:7, 11:2, 24:6, 24:7 mid [1] - 47:6 might [7] - 16:12, 36:6, 38:19, 46:11, 46:12, 46:13, 48:14 migrate [1] - 39:5 migration [1] - 27:15 Mike [3] - 10:5, 10:6, 16:1 mile [2] - 25:24 miles [2] - 24:25, 36:13 million [4] - 12:22, 12:23, 34:21, 34:22 millions [3] - 27:17, 35:4 mind [1] - 15:20 mine [5] - 20:13, 21:16, 27:23, 30:2, 39:4</p>
I	J	L	M	
<p>i.e [1] - 21:16 idea [2] - 23:12, 42:2 identification [1] - 32:24 identified [3] - 32:7, 32:12, 40:14 imagine [2] - 8:18, 8:24 immediately [1] - 36:17 implemented [1] - 21:14 important [1] - 13:7 impressed [1] - 47:17 inaction [1] - 19:5 inaudible [2] - 6:22, 22:10 include [2] - 20:13, 43:12 increase [1] - 12:24 individual [1] - 41:3 industrial [1] - 22:14 industry [2] - 43:6, 47:9 information [5] - 11:5, 14:24, 42:7, 42:8, 48:15 informed [1] - 47:19 infrastructure [2] - 6:19, 15:7 inherently [1] - 18:10 inherited [1] - 28:11 initial [2] - 17:24, 32:7 input [6] - 10:23, 11:8,</p>	<p>Jack [2] - 38:12, 47:7 January [2] - 1:15, 15:2 Jeff [1] - 18:3 job [5] - 6:10, 26:13, 38:11, 41:13, 41:14 JOHN [2] - 23:6, 23:8 John [5] - 2:8, 17:7, 19:3, 22:23, 23:8 joined [1] - 6:8 JONES [25] - 3:4, 16:1, 17:6, 17:16, 18:15, 21:25, 22:22, 22:25, 23:3, 24:3, 25:14, 27:7, 28:2, 30:8, 31:13, 34:4, 36:19, 37:11, 38:4, 42:18, 43:22, 45:10, 46:15, 48:21, 48:24 Jones [1] - 3:5 Joseph [1] - 8:4 July [1] - 14:18 justifiable [1] - 36:18</p>	<p>laid [1] - 11:15 LAND [1] - 1:5 land [1] - 25:12 landfill [1] - 12:8 lane [1] - 18:10 lanes [1] - 18:9 lap [2] - 38:15, 38:17 large [1] - 9:16 last [8] - 4:7, 10:25, 11:12, 16:8, 18:21, 23:9, 27:13, 35:12 late [2] - 14:19 laterally [1] - 29:12 Laughter [1] - 17:15 law [1] - 9:20 lawsuit [1] - 24:18 leading [2] - 8:22, 43:5 leak [1] - 29:14 leaking [3] - 29:9, 29:11, 29:13 learn [1] - 16:10 learned [3] - 12:16, 12:17, 32:4 least [3] - 9:1, 40:4, 40:22 leave [6] - 23:13, 29:5, 40:18, 47:4, 49:2, 49:3 leaving [1] - 28:19 Leechburg [8] - 7:24, 7:25, 8:5, 25:1, 25:2, 27:19, 34:12, 34:13 left [6] - 6:7, 6:8, 17:12, 20:24, 41:19 legacy [1] - 21:19 Lerch [1] - 7:25 less [1] - 19:4 lessons [2] - 12:15, 12:17 letting [1] - 22:7 level [3] - 7:8, 28:17, 29:22 levels [1] - 29:9 License [2] - 20:10, 21:1 licensed [6] - 19:13, 19:19, 20:9, 29:25, 40:2, 48:1 Lieutenant [1] - 8:20 life [1] - 43:1</p>	<p>Maggie [2] - 2:23, 45:16 MAGGIE [2] - 45:13, 45:15 mail [4] - 1:24, 3:24, 9:11, 16:5 mailing [1] - 48:25 major [1] - 38:12 MAN [1] - 39:14 manage [1] - 6:21 managed [1] - 43:20 Management [1] - 36:2 management [4] - 6:19, 36:1, 43:14, 43:17 Manager [1] - 10:5 manager [2] - 29:7, 31:19 managers [1] - 7:7 Mary [1] - 8:3 mass [2] - 29:17,</p>	
K	K			

<p>mines [2] - 27:18, 36:16 minimizing [2] - 21:6, 21:7 minimum [2] - 21:10, 30:22 minute [1] - 17:12 minutes [2] - 16:14, 16:17 miss [1] - 28:3 Miss [4] - 17:2, 17:7, 36:9, 38:5 MISS [1] - 28:4 missing [1] - 32:11 mission [1] - 6:23 modification [1] - 13:3 money [2] - 29:2, 46:11 Monheim [1] - 8:7 monitoring [2] - 37:2, 37:8 Monroeville [1] - 6:5 months [2] - 24:23, 42:12 most [5] - 7:9, 11:8, 13:12, 31:22, 43:9 Most [1] - 11:20 move [4] - 19:10, 19:25, 21:23, 47:3 moving [1] - 39:7 MR [42] - 3:4, 10:13, 16:1, 17:5, 17:6, 17:16, 17:20, 18:15, 21:25, 22:5, 22:22, 22:25, 23:1, 23:3, 23:8, 24:3, 25:14, 25:18, 27:7, 27:12, 28:2, 30:8, 30:11, 30:15, 31:13, 31:17, 34:4, 34:7, 34:11, 36:19, 36:24, 37:11, 38:4, 40:9, 42:18, 42:24, 43:22, 44:4, 45:10, 46:15, 48:21, 48:24 MS [6] - 18:20, 24:15, 28:8, 38:9, 45:15, 46:22 muck [1] - 41:13 municipalities [3] - 35:19, 35:22, 36:3 Murphy [1] - 38:12 Murtha [1] - 47:7</p>	<p>31:18, 36:24, 42:24, 44:4, 45:15 nation's [1] - 9:4 national [3] - 20:4, 20:20, 21:9 near [1] - 25:8 need [10] - 5:23, 10:20, 22:14, 23:1, 27:5, 31:8, 33:18, 36:4, 38:19 needed [4] - 30:22, 39:1, 39:3, 47:20 needs [4] - 35:10, 37:18, 37:24, 46:7 neighbor's [1] - 26:1 neighbors [1] - 26:10 NEILL [3] - 17:18, 17:20, 17:21 Neill [3] - 2:5, 17:1, 17:21 neutron [1] - 39:16 neutrons [2] - 29:16, 32:16 new [3] - 12:22, 16:9, 44:6 next [8] - 14:14, 15:3, 21:25, 22:22, 24:23, 26:19, 36:20, 44:25 nice [1] - 10:1 night [1] - 3:16 no-fracking [3] - 21:14, 39:1, 39:3 nobody [1] - 44:9 none [1] - 47:14 normal [2] - 3:13, 5:10 north [1] - 18:2 notes [1] - 50:6 nothing [2] - 28:19, 47:12 notice [1] - 13:4 notify [1] - 35:19 notorious [1] - 40:3 NRC [4] - 20:10, 29:20, 40:19, 47:8 NSA [1] - 28:25 nuclear [7] - 19:12, 21:19, 29:10, 35:17, 39:8, 39:15, 43:4 Nuclear [2] - 28:22, 29:18 number [3] - 13:19, 16:11, 20:6 Number [2] - 20:10, 21:1 NUMEC [4] - 20:25, 31:18, 32:18, 33:19 numec [1] - 31:21 NUMEC's [1] - 42:14 numerous [2] - 19:16, 23:23</p>	<p style="text-align: center;">O</p> <p>occur [1] - 36:6 occurred [1] - 33:13 OF [1] - 1:3 offered [1] - 33:23 Office [4] - 3:7, 8:2, 8:4, 8:10 officials [1] - 7:18 offsite [2] - 19:12, 19:19 often [1] - 12:5 old [2] - 26:3, 26:4 ON [1] - 1:10 once [10] - 3:16, 11:2, 12:25, 14:13, 14:16, 14:25, 16:15, 34:14, 39:5, 42:4 one [24] - 9:13, 11:23, 15:22, 15:23, 15:24, 17:10, 17:11, 18:5, 20:6, 24:4, 24:21, 32:20, 34:22, 37:21, 38:2, 38:3, 38:12, 41:20, 42:4, 45:18, 45:23, 46:18, 47:13 ones [1] - 26:9 online [1] - 9:10 open [3] - 17:8, 47:15 operations [1] - 33:6 order [1] - 3:11 ordinance [2] - 25:3, 25:4 organization [1] - 8:22 original [9] - 11:14, 12:2, 12:21, 13:4, 20:8, 29:25, 40:1, 48:1 outside [1] - 4:14 oversee [1] - 45:7 overshadow [1] - 19:23 own [3] - 17:22, 27:20, 35:1</p> <p style="text-align: center;">P</p> <p>P-A-T-T-Y [1] - 18:22 p.m [4] - 1:16, 3:3, 49:11 PAGE [1] - 2:3 page [1] - 48:6 Page [1] - 32:10 paid [1] - 35:3 pain [1] - 21:20 paper [1] - 15:19 Park [1] - 27:19 park [1] - 22:14 PARKS [1] - 1:6 Parks [7] - 1:17, 8:7, 22:9, 24:25, 25:1,</p>	<p>33:8, 45:17 part [4] - 11:16, 35:13, 43:11, 43:14 participation [1] - 19:1 particular [1] - 36:5 particularly [1] - 31:25 Pascal [2] - 2:15, 34:11 PASCAL [4] - 34:7, 34:9, 34:11, 34:12 passing [2] - 18:10, 35:21 past [1] - 21:19 Pat [1] - 8:2 PATRICIA [2] - 24:13, 24:15 Patricia [2] - 2:9, 24:16 PATTY [9] - 18:18, 18:20, 28:6, 28:8, 38:7, 38:9, 46:17, 46:20, 46:22 Patty [11] - 2:6, 2:12, 2:18, 2:24, 17:2, 18:15, 18:21, 18:22, 33:2, 36:8, 40:11 Patty's [1] - 33:2 pay [2] - 34:24, 35:6 pen [2] - 5:8, 15:19 Pennsylvania [4] - 1:18, 1:23, 27:17, 43:2 people [27] - 4:3, 4:4, 9:17, 10:17, 11:9, 16:11, 16:12, 20:2, 20:5, 22:14, 23:17, 26:24, 27:3, 34:20, 35:8, 36:1, 36:11, 36:12, 37:16, 37:19, 37:22, 37:24, 38:1, 42:1, 45:25, 46:24, 48:17 people's [1] - 10:22 percent [1] - 37:5 perfect [3] - 47:12, 47:13, 47:15 period [12] - 10:21, 11:5, 13:17, 14:14, 14:19, 15:15, 15:22, 16:2, 31:21, 37:7, 37:9 Perry [2] - 2:10, 25:19 PERRY [2] - 25:16, 25:18 person [2] - 17:1, 34:23 perspective [1] - 35:14 PETER [2] - 42:22, 42:24 Peter [2] - 2:21, 42:25 Petraca's [1] - 8:4</p>	<p>phase [2] - 12:16, 12:19 phone [3] - 4:13, 16:6, 49:1 phones [1] - 4:12 photograph [1] - 48:7 photographs [1] - 48:4 physicists [1] - 7:6 pick [2] - 22:16, 42:9 pillars [2] - 11:23, 11:25 Pittsburgh [6] - 3:7, 6:11, 6:13, 6:23, 8:23, 43:2 PLACE [1] - 1:17 place [9] - 4:12, 13:1, 14:17, 15:4, 20:12, 31:20, 33:3, 37:4, 46:6 PLAN [1] - 1:10 plan [6] - 12:18, 15:5, 37:18, 37:20, 37:25, 43:14 planning [5] - 24:19, 24:22, 24:23, 25:8, 45:6 plans [3] - 15:6, 32:15, 35:19 plants [1] - 45:1 platoon [1] - 8:21 point [3] - 16:4, 32:2, 34:21 pointed [1] - 32:22 poisoning [1] - 35:5 police [1] - 35:25 possibility [1] - 21:11 possible [3] - 11:16, 42:16, 48:9 possibly [1] - 38:17 post [1] - 3:17 potential [4] - 27:23, 29:22, 33:13, 39:4 potentially [1] - 12:1 power [7] - 8:25, 9:3, 9:4, 9:5, 9:21 praying [1] - 48:18 preliminary [1] - 11:10 prepared [2] - 32:25, 33:16 preparedness [1] - 35:11 prescriptive [1] - 11:22 present [2] - 4:23, 20:16 presented [1] - 33:4 pretty [2] - 5:22, 13:17 previous [3] - 5:25, 7:7, 49:7 previously [1] - 21:22 priority [2] - 19:22,</p>
--	--	--	---	---

<p>20:3 proceedings [1] - 50:5 process [5] - 10:2, 10:8, 24:17, 43:12, 44:7 processed [5] - 32:13, 32:17, 32:18, 32:22, 33:19 processes [2] - 33:5, 42:3 processing [1] - 37:4 procurement [1] - 43:12 product [2] - 22:13, 31:24 products [1] - 33:4 professional [1] - 26:24 Professional [1] - 1:22 profit [1] - 34:25 program [2] - 31:25, 32:23 programs [1] - 32:14 PROJECT [1] - 1:5 project [11] - 5:3, 5:10, 7:3, 7:7, 10:6, 10:23, 16:20, 17:25, 29:7, 31:3, 31:19 Project [1] - 10:5 projects [2] - 31:20, 31:22 proper [3] - 12:6, 12:7, 26:17 property [6] - 20:9, 23:22, 27:21, 30:1, 40:2, 48:1 proposal [3] - 11:14, 43:15, 43:19 propose [1] - 43:13 proposed [3] - 12:13, 13:7, 16:21 Proposed [8] - 5:4, 5:6, 10:23, 11:10, 13:6, 16:19, 27:22, 32:4 protected [2] - 30:25, 46:9 protocol [1] - 26:18 protocols [1] - 45:20 proven [2] - 40:16, 41:17 provide [3] - 4:4, 14:2, 14:24 provided [2] - 6:19, 35:2 providing [1] - 4:10 prying [1] - 21:11 Public [1] - 3:6 PUBLIC [1] - 1:4 public [16] - 3:12, 3:14, 3:18, 4:24, 4:25, 5:7, 6:14, 7:8,</p>	<p>13:9, 13:16, 14:4, 14:14, 20:17, 20:19, 49:5 publicity [1] - 43:3 purchasing [1] - 44:7 purpose [1] - 21:5 put [8] - 13:15, 15:19, 30:21, 37:25, 39:24, 42:12, 47:2, 48:15 putting [1] - 44:13</p> <p style="text-align: center;">Q</p> <p>qualitatively [1] - 20:14 quality [1] - 31:4 quantitatively [1] - 20:15 questioning [1] - 44:9 questions [7] - 7:10, 7:12, 14:9, 14:10, 14:13, 15:20, 42:11 quiet [1] - 10:1</p>	<p>recreation [1] - 6:21 redone [1] - 30:5 referred [2] - 11:21, 12:5 regard [2] - 14:11, 36:8 region [2] - 6:17, 6:22 Registered [1] - 1:22 regulation [1] - 11:19 Regulatory [2] - 28:22, 29:19 related [1] - 32:21 remain [1] - 20:23 remediation [4] - 12:16, 15:9, 17:24, 27:21 remedy [9] - 12:2, 12:12, 12:15, 12:20, 12:21, 12:23, 13:2, 13:3, 16:22 remind [2] - 16:3, 49:4 removal [2] - 19:11, 19:18 removed [4] - 22:13, 34:16, 41:8, 46:14 removing [1] - 45:19 render [1] - 19:23 report [1] - 48:6 REPORTED [1] - 1:19 Reporter [6] - 1:19, 3:15, 4:7, 23:4, 24:9, 50:12 Reporters [1] - 1:22 REPORTING [1] - 1:21 Representative [1] - 8:4 reputation [1] - 43:7 request [1] - 13:22 requests [3] - 13:20, 13:21, 38:13 required [3] - 11:18, 13:4, 14:23 requirement [1] - 43:12 requirements [1] - 43:10 reservoirs [1] - 6:21 resident [5] - 22:8, 23:10, 34:12, 43:1, 45:17 residents [1] - 45:18 residual [1] - 20:22 resource [2] - 6:18, 20:6 respect [2] - 19:7, 38:10 respond [2] - 35:15, 36:5 responder [1] - 36:3 response [3] - 30:24, 43:19, 48:23 responsibility [1] -</p>	<p>8:23 rest [2] - 40:1, 48:1 review [3] - 9:22, 11:18, 13:15 REVISED [1] - 1:10 RFP [7] - 14:21, 14:24, 30:21, 31:1, 31:11, 43:13 RFQ [2] - 43:18, 43:19 rid [1] - 41:14 risk [4] - 29:21, 43:13, 43:14, 43:17 risks [4] - 19:3, 19:5, 43:16, 43:20 River [2] - 17:22, 18:9 river [3] - 25:10, 25:20, 26:6 Rivers [1] - 17:22 road [8] - 31:9, 37:21, 37:25, 38:2, 38:3, 38:14, 46:23 Road [2] - 17:23, 18:9 roads [1] - 26:21 roadway [1] - 30:25 Robert [1] - 8:7 Roberts [2] - 2:10, 25:19 ROBERTS [2] - 25:16, 25:18 ROC [1] - 32:10 ROD [20] - 5:4, 5:6, 10:23, 11:10, 11:14, 11:15, 11:16, 12:2, 12:12, 13:4, 13:5, 13:6, 13:15, 14:16, 14:20, 16:19, 16:22, 41:2, 41:3 ROD's [1] - 41:20 role [1] - 10:3 room [4] - 27:14, 43:5, 43:8, 44:10 roughly [2] - 11:11, 12:21 Route [2] - 18:2, 18:9 rules [1] - 3:12 runoffs [1] - 21:7</p>	<p>scheduled [1] - 5:8 School [1] - 8:5 school [1] - 6:8 scientifically [1] - 36:18 season [1] - 15:8 Second [1] - 12:19 Second [1] - 8:20 seconds [1] - 17:12 securities [1] - 19:21 security [5] - 20:4, 20:20, 21:9, 35:23, 46:5 see [10] - 4:5, 5:24, 6:1, 6:2, 39:20, 43:5, 43:6, 43:15, 46:12, 46:25 seeing [1] - 36:11 segment [1] - 40:5 seismic [5] - 24:24, 25:7, 36:10, 36:13, 36:17 selected [1] - 6:10 selection [1] - 14:25 Senator [2] - 8:1, 8:9 senior [1] - 29:7 sent [1] - 6:12 September [2] - 41:9, 47:18 Serious [1] - 23:16 serious [1] - 38:23 servant [1] - 6:15 serve [2] - 6:16, 7:20 service [1] - 33:9 services [3] - 33:5, 35:1, 46:2 session [4] - 5:10, 5:11, 7:16, 10:18 set [1] - 41:13 sets [1] - 7:1 several [3] - 29:8, 32:22, 42:4 shall [1] - 19:22 SHALLOW [1] - 1:5 Shannon [1] - 18:5 Shapiro's [1] - 42:13 Shawn [1] - 7:25 Shea [1] - 8:5 shipped [1] - 12:6 short [2] - 10:21, 11:5 shortcut [1] - 44:25 shortcutted [1] - 45:3 shorthanded [1] - 31:6 shortly [1] - 14:3 shoulder [1] - 9:2 show [1] - 32:4 showing [1] - 32:5 shown [1] - 21:22 shutdown [1] - 47:18 side [1] - 23:25 sign [4] - 16:3, 16:12,</p>
R				
	<p>R-O-B-E-R-T-S [1] - 25:19 rabbit [1] - 23:24 radio [1] - 32:15 radioactive [2] - 17:25, 18:8 radiological [3] - 29:10, 29:14, 39:6 raised [1] - 6:6 ran [2] - 26:13, 48:4 range [3] - 9:1, 19:5, 36:18 real [2] - 10:22, 38:23 really [6] - 5:23, 6:1, 15:17, 26:23, 29:12, 31:7 reason [1] - 12:14 received [3] - 13:19, 13:21, 13:22 receiving [1] - 13:9 recently [1] - 48:3 recognize [2] - 7:3, 7:20 recommendation [4] - 9:14, 9:16, 9:17, 9:23 recommended [1] - 12:13 reconfigured [1] - 18:8 record [1] - 4:18 Record [8] - 9:15, 9:21, 9:24, 10:7, 15:17, 19:8, 27:22, 32:2</p>	<p>reputation [1] - 43:7 request [1] - 13:22 requests [3] - 13:20, 13:21, 38:13 required [3] - 11:18, 13:4, 14:23 requirement [1] - 43:12 requirements [1] - 43:10 reservoirs [1] - 6:21 resident [5] - 22:8, 23:10, 34:12, 43:1, 45:17 residents [1] - 45:18 residual [1] - 20:22 resource [2] - 6:18, 20:6 respect [2] - 19:7, 38:10 respond [2] - 35:15, 36:5 responder [1] - 36:3 response [3] - 30:24, 43:19, 48:23 responsibility [1] -</p>	S	

<p>49:1, 49:2 signed [3] - 4:3, 24:4, 25:2 significant [2] - 13:1, 36:10 signs [1] - 17:11 silent [1] - 4:12 sit [2] - 9:25, 15:20 SITE [1] - 1:10 site [26] - 12:6, 14:11, 15:7, 15:10, 20:25, 22:9, 22:11, 22:17, 23:12, 24:25, 25:9, 25:10, 26:18, 33:11, 35:1, 35:17, 36:6, 36:18, 37:2, 37:3, 37:8, 37:9, 43:3, 44:19, 45:19, 45:23 situation [3] - 18:11, 18:13, 38:24 six [1] - 42:12 sizeable [1] - 12:24 SKAMAI [1] - 8:13 Skamai [1] - 8:13 skill [1] - 7:1 SLDA [8] - 17:25, 18:14, 19:10, 19:15, 21:17, 32:11, 39:2, 48:10 small [2] - 34:24, 35:6 smarter [1] - 30:6 SNM145 [1] - 21:1 SNM414 [1] - 20:11 soil [3] - 21:8, 32:10, 41:15 sorry [1] - 32:1 South [1] - 1:22 south [1] - 18:2 space [1] - 34:19 SPEAKERS [1] - 2:3 speaks [1] - 9:7 special [1] - 36:5 specific [1] - 7:3 specifically [2] - 12:8, 32:20 specifications [1] - 33:21 spell [2] - 4:7, 24:8 spelled [2] - 18:22, 23:9 spent [4] - 11:13, 27:17, 35:5, 43:3 spoken [1] - 38:24 stake [1] - 28:10 stakeholders [1] - 13:10 standard [2] - 5:10, 13:17 standards [1] - 20:21 standstill [1] - 28:14 start [4] - 11:3, 16:14, 29:16, 39:23</p>	<p>started [1] - 7:17 starts [2] - 39:6, 39:15 State [5] - 11:25, 27:16, 38:17, 38:18 state [1] - 24:8 statements [1] - 15:17 STATES [1] - 1:3 States [8] - 6:12, 6:15, 8:19, 14:22, 34:23, 35:2, 35:3, 43:9 stating [1] - 47:10 step [1] - 4:13 Steve [1] - 8:1 still [7] - 7:22, 16:9, 27:3, 34:19, 40:9, 40:10, 41:17 stop [2] - 17:12, 17:13 Street [1] - 1:22 stringent [1] - 20:23 strongly [1] - 42:6 structures [1] - 6:20 stuck [2] - 32:16, 38:2 stuck [2] - 32:16, 38:2 study [1] - 28:25 stuff [2] - 23:19, 39:25 submit [1] - 14:23 subsidence [1] - 30:3 sucks [1] - 22:20 suffering [1] - 21:20 suggest [2] - 43:11, 48:14 suggesting [1] - 42:6 suggestion [1] - 44:17 summary [1] - 33:7 summertime [1] - 14:19 superfund [1] - 11:21 Supervisor [1] - 8:8 Supervisors [1] - 18:4 support [1] - 13:10 supposed [1] - 45:4 surprises [1] - 28:13 symbol [2] - 9:3 system [1] - 16:9</p>	<p>thoroughfare [1] - 27:24 three [4] - 16:14, 16:17, 24:24, 34:3 throughout [1] - 43:9 TIME [1] - 1:16 timetable [1] - 13:14 today [6] - 7:11, 7:19, 9:4, 9:8, 9:25, 10:3 together [1] - 42:12 token [1] - 35:24 Tom [5] - 2:14, 2:19, 31:18, 39:8, 40:10 TOM [6] - 31:15, 31:17, 39:12, 39:14, 40:7, 40:9 tom [1] - 2:20 tonight [4] - 3:10, 16:5, 18:24, 18:25 took [4] - 20:12, 31:20, 38:11, 42:12 Toomey's [1] - 8:2 total [2] - 19:11, 19:18 totality [1] - 20:7 totally [1] - 45:18 TOWNSHIP [1] - 1:6 Township [8] - 1:17, 8:7, 18:4, 24:17, 24:18, 24:25, 25:2, 45:17 track [1] - 35:7 trained [2] - 36:4, 46:2 training [2] - 5:23, 35:14 transcript [3] - 3:17, 4:9, 50:8 tremors [1] - 36:13 trench [1] - 41:11 trenches [7] - 12:4, 29:8, 29:9, 36:15, 37:5, 41:4, 41:10 trouble [1] - 23:21 truck [2] - 18:8, 41:13 trucks [4] - 17:25, 18:6, 23:14, 26:21 true [1] - 50:8 try [3] - 14:10, 24:6, 38:20 trying [1] - 16:9 turn [3] - 5:12, 15:12, 18:1 turnout [1] - 10:16 tweaked [1] - 47:20 two [1] - 11:12 type [5] - 12:9, 13:1, 37:8, 41:13, 43:10 types [1] - 42:15</p>	<p>unconstitutional [1] - 25:5 uncovered [1] - 40:14 under [5] - 11:18, 12:25, 13:17, 20:10, 20:19 underground [1] - 39:20 underlying [1] - 27:16 undo [2] - 35:6, 47:1 uneearthed [1] - 23:18 UNIDENTIFIED [4] - 37:14, 37:16, 39:12, 39:14 Unidentified [2] - 2:17, 2:19 uniform [1] - 6:15 UNITED [1] - 1:3 United [8] - 6:11, 6:15, 8:19, 14:22, 34:23, 35:2, 35:3, 43:9 unknowns [1] - 47:24 unless [1] - 33:12 up [36] - 3:22, 4:2, 4:3, 4:6, 8:19, 11:19, 16:12, 17:9, 17:10, 24:4, 24:6, 24:7, 24:11, 26:7, 26:11, 26:21, 28:13, 28:20, 29:15, 29:24, 32:4, 32:5, 37:17, 37:18, 37:20, 37:21, 38:1, 38:2, 41:2, 41:5, 41:13, 42:9, 49:1, 49:2 update [3] - 5:2, 5:4, 5:11 uses [1] - 22:15 usual [1] - 49:6</p>	<p style="text-align: center;">W</p> <p>wait [2] - 4:5, 16:13 wall [1] - 47:21 wants [1] - 34:18 waste [12] - 19:12, 31:24, 33:6, 33:7, 33:20, 34:1, 34:16, 35:17, 41:15, 42:15, 45:19 watch [1] - 10:1 water [3] - 6:18, 21:7, 27:24 watering [1] - 21:8 Wayne [1] - 7:24 weather [3] - 3:9, 37:5, 49:8 website [1] - 3:18 welcome [3] - 3:8, 4:1, 5:25 wells [1] - 45:1 west [1] - 37:6 wife [2] - 26:10, 44:5 Wilcox [1] - 27:20 Windows [1] - 23:16 wonderful [2] - 7:19, 18:25 wondering [1] - 10:16 woods [1] - 37:23 words [3] - 5:14, 19:3, 33:22 workers [1] - 42:13 works [2] - 10:2, 23:16 worn [1] - 9:2 update [3] - 5:2, 5:4, 5:11 writing [2] - 9:10, 47:21 written [1] - 9:23 wrote [1] - 42:11 www.asap [1] - 1:25 www.asap-buckler.com [1] - 1:25</p>
<p style="text-align: center;">T</p> <p>Table [1] - 41:3 talent [1] - 22:15 team [1] - 9:12 teammates [1] - 7:5 temporary [1] - 21:2 terms [2] - 36:4, 39:25 terribly [1] - 37:19 tested [1] - 20:16 testified [1] - 29:19 testing [3] - 36:10, 36:13, 36:17 THE [4] - 1:4, 1:10, 5:17, 5:20 they've [1] - 27:18 thinking [1] - 32:9</p>	<p style="text-align: center;">U</p> <p>U.S [2] - 3:7, 6:16 unable [2] - 3:19, 18:1</p>	<p style="text-align: center;">V</p> <p>V-O-Y-T-E-N [1] - 23:9 Valley [2] - 34:17, 35:6 value [1] - 47:23 Vandergrift [1] - 1:18 Vascular [1] - 30:4 verbally [1] - 9:9 viable [1] - 10:18 vibrate [1] - 4:12 videos [1] - 31:22 videotaped [1] - 4:17 view [1] - 27:18 voice [2] - 5:22, 16:9 volunteer [1] - 33:24 Volunteer [1] - 1:17 VOYTEN [4] - 22:24, 23:1, 23:6, 23:8 Voyten [6] - 2:8, 17:7, 22:23, 22:24, 22:25, 23:9</p>	<p style="text-align: center;">Y</p> <p>yard [2] - 26:1, 27:4 yards [2] - 23:12, 37:3 year [3] - 37:7, 37:9, 45:7 years [13] - 6:7, 6:9, 11:12, 20:11, 23:20, 23:23, 25:21, 25:22, 25:23, 34:3, 34:16, 34:18, 43:4 young [1] - 8:21 yourselves [1] - 44:16</p>	
<p style="text-align: center;">Z</p> <p>zone [2] - 21:14, 39:1</p>				