



DEPARTMENT OF THE ARMY
OFFICE OF THE ASSISTANT CHIEF OF STAFF FOR INSTALLATION MANAGEMENT
600 ARMY PENTAGON
WASHINGTON, DC 20310-0600

REPLY TO
ATTENTION OF

August 16, 2019

Base Realignment and Closure Division

Mr. John E. Kieling
Chief Hazardous Waste Bureau
New Mexico Environmental Department
2905 Rodeo Park Drive East, Building 1
Santa Fe, New Mexico 87505-6313

SUBJECT: Proposal to Reset Enforceable Schedule and Resolve Programmatic Issues at Fort Wingate Depot Activity (FWDA), McKinley County, New Mexico. EPA # NM6213820974

Dear Mr. Kieling,

This letter is in reply to your email dated August 10, 2019 requesting:

1. A list of outstanding documents compiled by FWDA for comparison to NMED's list, and
2. A document proposing actions and a schedule, including all past due documents, to return FWDA into compliance with their RCRA Permit.

Per Request #1, the attached enclosures list the outstanding documents compiled by FWDA (enclosure 1) and documents with upcoming deadlines (enclosure 2). These enclosures also provide preliminary working schedules (per Request #2) for addressing the outstanding and upcoming documents. A projected submittal date for each document has been proposed contingent upon the assumptions listed at the bottom of each schedule. The Army believes it is critical to meet with the staff of NMED to discuss the schedules and the associated priorities in order to agree to final schedules both agencies can support and achieve. To this end, the Army is proposing the following actions:

1. **Issue Resolution:** The NMED and the Army would begin by having a meeting in September or October in Santa Fe, NM, followed by frequent conference calls to resolve the issues associated with the program that are affecting the outstanding documents. These meetings would also lay a foundation of teamwork that will continue throughout the program.

The Army will provide NMED an initial list of these issues by August 30, 2019 that will include programmatic and technical issues, as well as document and structure formatting concerns. Document specific comments needing to be addressed would also be listed and discussed where appropriate. The Army believes it will take approximately 3 months to complete the above actions.

2. **Schedule Refresh:** Once (1) is completed, the Army will work cooperatively with NMED to revise the priorities and the schedules for completing the outstanding and upcoming documents. Any revisions to the schedules would be developed jointly based on the type of

document, level of difficulty, time needed for completion, site priority, available funding, and other factors agreed upon by both parties.

3. **Contracting for Document Completion:** The Army will seek input from NMED on scopes of work (SOW) for one or more contracts to complete the outstanding documents. Development of SOWs will start, to the extent possible, concurrently with action (1) above. The Army will work with NMED in establishing the major milestones for each project SOW. The Army will attempt to identify and use the most appropriate and expedient contract vehicle for this effort.
4. **Document Completion:** The Army will award the contract(s) which will include the document submission deadlines prioritized with input from NMED. The Army anticipates submitting the first document as soon as reasonably possible following contract award. To ensure high-quality deliverables for NMED and stakeholders, the Army and its contractor(s) will need to communicate with NMED on a regular basis with an agreed upon frequency to resolve any project specific issues arising during preparation of the documents.
5. **Schedule Adherence:** Execution of the contract will be closely monitored by the Army and its contractor(s). NMED will be regularly updated on progress being made and issues that may arise. The parties may request discussion of any issues at any time to adjust for any unseen circumstances or events that may impact the schedules.
6. **On-Going Work:** Our highest priority will be to continue with the important work that is currently under contract at FWDA. We will continue per the scopes and schedules of the approximately \$120 Million in projects currently under contract at FWDA.

As we requested in our May 15, 2019 and June 19, 2019 letters, we again request that the NMED delay any decisions on issuing more NOVs and hold the current proposed penalties in abeyance while we implement the actions described in this letter. The Army looks forward to resolving these issues and completing documents in order to ultimately meet the permit goals. Please note that funding for additional phases of work following approval of outstanding documents may not be immediately available. You may contact Ian Thomas (ian.m.thomas2.civ@mail.mil; (703) 545-2536) to discuss the actions the Army has proposed to resolve the significant issues at Fort Wingate and to schedule an initial meeting in Santa Fe, NM.

Sincerely,

Thomas E. Lederle
Chief, Base Realignment
and Closure Division

Enclosures

CF:
David Cobrain, NMED HWB
Ben Wear, NMED HWB
M. Suzuki, NMED HWB
J. Verheul, NMED OGC
L. King, EPA Region 6 (6LCRRC)

C. Hendrickson, Region 6 (6LCRRC)
Renee Terrell, BRACD
Ian Thomas, BRACD
Sue Ryan, BRACD
Mark Patterson, BRACD
Arnold Newman, USACE
Kevin Davee, USACE
Loretta Turner, USACE
Scottie Fiehler, USACE
Steve Smith, USACE
Alan Soicher, USACE
Admin Record, OH / NM

BRAC - FWDA OUTSTANDING DOCUMENT PRIORITIES							
Parcel	Document Name	Army Priority	Version Due to NMED	NMED Deadline	NOV Received	Projected Army Submittal to NMED	Notes
Groundwater (Multiple Parcels)	Final Groundwater Supplemental RCRA Facility Investigation Report	1	Initial	02/08/19	06/20/19	8/30/2020	Under contract and work is in progress.
Parcel 7	Final RCRA Facility Investigation Report	2	Revision 2	04/30/19	06/20/19	7/31/2020	New contract action required for this work. Revision 1 was a NOD.
Parcel 21	Final Permittee-Initiated Interim Measures Report	3	Revision 1	06/30/19	Not Received	10/31/2020	New contract action required for this work. Initial version was a NOD.
Parcel 22	Final RCRA Facility Investigation Report	4	Revision 4	08/12/19	Not Received	01/31/21	New contract action required for this work. Revision 3 was a NOD.
Parcel 11	Final RCRA Facility Investigation Phase 2 Work Plan	5	Revision 2	02/25/19	06/20/19	4/30/2021	New contract action required for this work. Revision 1 was a NOD.
Parcel 6	Permittee-Initiated Interim Measures Report, Parcel 6, Areas of Concern 28, SWMU 8 - Former Building 537, SWMU 20 - Feature 4 (Areas A and B) and Locomotive	6	Revision 2	04/01/19	06/20/19	7/31/2021	New contract action required for this work. Revision 1 was a NOD.
Parcel 21	Final RCRA Facility Investigation, Phase 2 Report	7	Initial	01/02/19	Not Received	10/31/2021	New contract action required for this work.
Parcel 13	Final RCRA Facility Investigation Report	8	Revision 1	06/30/19	Not Received	1/31/2022	New contract action required for this work. Initial version was a NOD.
Parcel 24	Further Characterization and Remediation Work Plan	9	Initial	06/28/19	Not Received	4/30/2022	New request by NMED. Not under contract. Initial contract action required for this work. Two different deadlines assigned by NMED. Second requested deadline is 11/15/19 and named "Final RCRA Facility Investigation Phase 2 Work Plan."
Parcel 3	Final Interim Measures Work Plan Areas of Concern and Solid Waste Management Units in the Kickout Area	10	Revision 1	04/01/19	06/06/19	7/31/2022	New contract action required for this work. Initial version was a NOD.
Groundwater (Parcel 3)	Interim Facility-Wide Groundwater Monitoring Plan, Parcel 3	11	Initial	04/02/19	06/20/19	1/31/2023	New contract action required for this work.
Groundwater (Parcel 3)	Parcel 3 Groundwater Monitoring Report	12	Initial	04/02/19	06/20/19	10/31/2022	New request by NMED. Not under contract. Initial contract action required for this work.
Parcel 3	Final Report Munitions and Explosives of Concern Removal and Surface Clearance Kickout Area	13	Initial	11/15/18	06/20/19	12/31/2024	Remainder of fieldwork requires substantial additional funding (not currently programmed) and award of new remediation contract.

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Parcel	Document Name	Army Priority	Version Due to NMED	NMED Deadline	NOV Received	Projected Army Submittal to NMED	Notes
Parcel 22	Final Permittee-Initiated Interim Measures Work Plan	N/A Army sent withdrawl letter	Revision 1	12/31/18	Not Received	N/A Army sent withdrawl letter	No longer under contract. As directed by NMED, letter sent 12/11/18 withdrawing WP. NMED received 12/14/18. Pending NMED response. Initial version was a NOD.
<p>Assumptions:</p> <ol style="list-style-type: none"> 1) NMED and Army work cooperatively over the next three months to resolve the technical, programmatic, and document structure/formatting issues from NMED document disapproval letters. The Army is assuming that additional field work will only be required to complete Priority #13. 2) The Army will be able to communicate with NMED on both a regular recurring basis and on as-needed basis to resolve any project specific issues during the preparation of documents. 3) All work and associated schedule milestones are contingent upon the availability of funding and time required for contract acquisition(s). 							

BRAC - FWDA UPCOMING DOCUMENT PRIORITIES						
Parcel	Document Name	Army Priority	Version Due to NMED	NMED Deadline	Projected Army Submittal to NMED	Notes
Groundwater	Final Revision 1 Parcel 3 Groundwater RCRA Facility Investigation Report	1	Rev. 1 (see notes)	08/23/19	08/23/19	Under Contract and work in progress. Revision 1 received an Approval with Modifications
Parcel 24	Permittee-Initiated Interim Measures Report Parcel 24 - Igloo Block A, Revision 1	2	Rev. 2	9/27/2019	9/27/2019	Under Contract and work in progress. Revision 1 received a NOD.
Parcel 3	Final Work Plan Inner Fence, Revision 2.0, Parcel 3 Response to Approval with Modifications	3	Rev. 2	10/16/19	10/16/19	Under Contract and work in progress. This is for the MC sampling in low density MEC areas.
Groundwater	Final Groundwater Periodic Monitoring Report January Through June 2018	4	Rev. 1	11/30/19	11/30/19	Under Contract and work in progress. Revision 1 received a NOD.
Parcel 21	Interim Measure Report Parcel 21 - SWMU 1 - TNT Leaching Beds	5	Initial	12/26/19	12/26/19	Under Contract and work in progress.
Groundwater	Final Bench and Pilot Testing Work Plan to Support Future Corrective Measures Study	6	Rev. 1	12/31/19	12/31/19	Under Contract and work in progress. Saqib is thinking it might be good to withdraw this document. Initial version received a NOD.
Groundwater	Work Plan to Install a Background Well in the Vicinity of the Arroyo, Work Plan to Install a Replacement Well for Well CMW18.	7	Initial	12/31/19	12/31/19	Under Contract and work in progress. New request by NMED requires a modification. Modification will be awarded by 30 Nov 2019.

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Parcel	Document Name	Army Priority	Version Due to NMED	NMED Deadline	Projected Army Submittal to NMED	Notes
Groundwater	Final Groundwater Background Evaluation	8	Rev. 3	12/29/19	03/31/20	Under Contract and work in progress. Revision 2 received a NOD.
Parcel 3	HWMU Removal Report - Progress Report	9	Initial	09/30/19	03/31/20	Under Contract and work in progress. New request by NMED requires a modification. Contract modification will be awarded by 30 Sep 2019.
Parcel 3	HWMU Removal Report - Progress Report	10	Initial	06/30/20	06/30/20	Under Contract and work in progress. New request by NMED requires a modification. Contract modification will be awarded by 30 Sep 2019.
Parcel 3	Final Inner Fence Report Parcel 3	11	Initial	01/22/22	01/22/22	Under Contract and work in progress.
Parcel 3	HWMU Removal Report	12	Initial	03/29/23	03/29/23	Under Contract and work in progress.
Priorities #13-24 below are not currently under contract.						
Parcel 6	Final RCRA Facility Investigation Report	13	Rev. 2	09/02/19	02/28/21	New contract action required for this work. Revision 1 received a NOD.
Parcel 23	Final RCRA Facility Investigation Phase 2 Work Plan	14	Rev. 2	09/16/19	05/31/21	New contract action required for this work. Revision 1 received an Approval with Modifications.

BRAC - FWDA UPCOMING DOCUMENT PRIORITIES						
Parcel	Document Name	Army Priority	Version Due to NMED	NMED Deadline	Projected Army Submittal to NMED	Notes
Parcel 7	Phase 2 RFI Work Plan	15	Initial	09/05/19	08/31/21	New request by NMED. Initial contract action required for this work.
Parcel 22	Final RCRA Facility Investigation Phase 2 Work Plan	16	Initial	11/15/19	11/30/21	New request by NMED. Not under contract. Initial contract action required for this work.
Parcel 13	Final RCRA Facility Investigation Phase 2 Work Plan	17	Initial	09/30/19	02/28/22	New request by NMED. Initial contract action required for this work.
Parcel 2	Final RCRA Facility Investigation Work Plan	18	Rev. 2	12/31/19	05/31/22	New contract action required for this work. Revision 1 received a NOD.
Parcel 19	Final RCRA Facility Investigation Work Plan	19	Rev. 1	12/31/19	08/31/22	New contract action required for this work. Initial version received a NOD.
Parcel 11	Final Phase 2 RCRA Facility Investigation Report for Munitions and Explosives of Concern Parcel 11 Solid Waste Management Unit (SWMU) 40 and SWMU 10 MEC Removal Action	20	Initial	03/31/20	11/30/22	Initial contract action required for this work.

BRAC - FWDA UPCOMING DOCUMENT PRIORITIES						
Parcel	Document Name	Army Priority	Version Due to NMED	NMED Deadline	Projected Army Submittal to NMED	Notes
Parcel 22	Final RCRA Facility Investigation Report for Munitions and Explosives of Concern (MEC Parcel 22 Solid Waste Management Units 12, 27, 70 and Areas of Concern 88A and 88B)	21	Initial	03/31/20	02/28/23	Initial contract action required for this work.
Parcel 20	Final RCRA Facility Investigation Work Plan	22	Rev. 1	03/31/20	05/31/23	New contract action required for this work. Initial version received a NOD.
Parcel 3	Final RCRA Facility Investigation Work Plan	23	Initial	05/01/20	08/31/23	New contract action required for this work for RFI on AOC/SWMUs.
Parcel 9	Final RCRA Facility Investigation Work Plan	24	Rev. 2	12/31/19	11/30/23	New contract action required for this work. Revision 1 received a NOD.
Parcel 9	Final Investigation Report Igloo Block A Parcel 9	Recommend Withdrawing Document	Rev. 1	12/31/19	N/A	Initial version was rejected by NMED. Recommend withdrawing document.
<p>Assumptions:</p> <p>1) NMED and Army work cooperatively over the next three months to resolve the technical, programmatic, and document structure/formatting issues from NMED document disapproval letters.</p> <p>2) The Army will be able to communicate with NMED on both a regular recurring basis and on as-needed basis to resolve any project specific issues during the preparation of documents.</p> <p>3) All work and associated schedule milestones are contingent upon the availability of funding and time required for contract acquisition(s).</p>						