

INDIANA EMERGENCY RESPONSE COMMISSION (IERC) MEETING
Indiana Government Center South
302 W. Washington Street
Conference Room A
Indianapolis, Indiana 46204
September 9, 2013 1:00 P.M.

WELCOME AND INTRODUCTION

Chairman Mike Garvey welcomed everyone to the meeting and asked for a roll call.

ROLL CALL TO ORDER

Mike Garvey—State Government
Gerri Husband—State Government
Bernie Beier—Local government
Sherman Greer—Public Representative
James Pridgen—Industry Representative

Bruce Palin—State Government
Carlos Pettiford—State Government
Dean Larson—Public Representative
Shawn French—Industry Representative

The following commission members were absent:

Brian Lott— Local government

Carol Shelby—Public Representative

The following staff members were present:

Laura Steadham—IDEM
Mara Snyder—IDHS
Ian Ewusi—IDHS/IDEM
Ashley Holcomb—IDHS

The following members of the audience were present:

Stephanie McKinney—Gibson County
Jeff Larmore—Marion County
Tom Ecker—Madison County
Lise Crouch—Hendricks County

Becky Waymire—Morgan County
Greg Robinson—Warren County

QUORUM

Interim LEPC Coordinator Ashley Holcomb indicated a quorum was present

CONSIDERATION OF THE MINUTES

A motion to approve and adopt the minutes from the July 8, 2013, meeting was made by Mr. Larson and seconded by Mr. French. **MOTION CARRIED**

REPORT OF THE CHAIR

Mr. Garvey introduced Mr. Bernie Beier as a new addition to the commission to serve as a local government representative. He noted that this was the second time Mr. Beier had been selected to serve on the commission and thanked him for his willingness to serve.

Mr. Garvey also announced that position of retired Mr. John Steel as a LEPC Coordinator was on schedule to be posted and filled as soon as possible. He introduced Ms. Ashley Holcomb as the temporary fill-in for the position until the position was filled.

Mr. Garvey reported on scheduled state-wide exercise and invited participation by the commission members and the public. He also indicated the dates open to the general public.

COMMITTEE REPORTS

Communication Committee— Sherman Greer, Chair

The Chair reported that the committee met earlier that day and discussed findings regarding the IERC conference held in August. One of the discussions at the committee meeting was a proposal from the Emergency Management Alliance of Indiana (EMAI) to hold a joint IERC and EMAI conference in the future. The Commission agreed to consider the proposal at a later date while still maintaining separate conferences.

Motion was made by Mr. Larson to send 4 commission members and staff to the October EMAI conference and seconded by Mr. Palin. **MOTION CARRIED**

Police/Technical Committee— James Pridgen/Dean Larson, Co—Chairs

Mr. Pridgen spoke about 2013 IERC conference successes and noted that the policy/technical committee would commence strategic planning for future conferences.

Training Committee— Brian Lott, Chair

Mr. Ewusi spoke on behalf of Mr. Lott regarding vendor applications and updates for the approved LEPC resource list. He indicated that Lighthouse Readiness Group and Mission Ready had submitted documents to validate the types of services they provide.

Motion was made by Mr. Pridgen to accept the update documents and seconded by Mr. Greer. **MOTION CARRIED**

Fiscal Committee— Bruce Palin, Chair

Mr. Palin reported on the status of the 2013 budget the IERC which was approximately \$45,000. He also indicated that the current IERC balance was about \$600,351 and noted that the commission could adjust its budget or spending requirements if needed. He requested an updated list of committee members so notices could be sent for meetings.

Motion was made by Mr. Larson to accept the committee report and seconded by Mr. Pridgen. **MOTION CARRIED**

OLD BUSINESS

Mr. Ewusi provided a summary report on the LEPC account balances. The purpose was assist the commission to determine if the withheld LEPC funds could be redistributed in accordance with SEA 255 as a reimbursement grant. The report detailed the 2013 anticipated account balance for all 92 LEPCs and categorized the balances as follows:

Category A listed 16 counties with less than \$10,000

Category B listed 26 counties with between \$10,000 and \$20,000
Category C listed 30 counties with between \$20,000 and \$50,000
Category D listed 14 counties with between \$50,000 and \$100, 000
Category E listed 6 counties with greater than \$100, 000

There was discussion about county budget restrictions that may hinder LEPCs from applying for the withheld funds at this time and appropriating their funds under a reimbursement program. Mr. Ewusi and Ms Snyder explained that county fiscal bodies cannot impose restrictions on the appropriation of LEPC funds.

Based on this report and furthers discussions, the IERC voted to institute the fund redistribution as a reimbursement grant and instructed announcement of the grant program along with the application requirement and guidance to the LEPCs.

Motion was made by Mr. Greer to select 10 LEPCs to ascertain any fund appropriation difficulties with their county fiscal body and seconded by Mr. Pettiford. **MOTION CARRIED.**

Motion to roll-out redistribution of withheld funds in accordance with SEA255 as a reimbursement grant program was made by Mr. Pridgen and seconded by Mr. Larson. **MOTION CARRIED**

NEW BUSINESS

Mr. Palin informed the commission that current online system used by facilities to report their chemical inventories would require reprogramming and some updates. The updates to the system would address some required new entry fields required for reporting compliance. He indicated the need to hire a programmer for the project and that the anticipated cost would be between \$6000 and \$9000. Mr. Palin asked that the IERC provide funding needed for the project.

Motion was made by Mr. Pridgen to fund the project in an amount not exceed \$10,000 and was seconded by Mr. Beier. **MOTION CARRIED**

MEMBERSHIP ROSTER APPROVALS

Mr. Ewusi reported that the following 5 counties had submitted new or updated rosters for approval:

Lawrence	Madison	Monroe
Porter	Wayne	

Ms. Snyder indicated that to ensure roster completeness and thoroughness as it relates to the required number of members and their respective representative categories. She requested that in the future new/updated rosters be presented to the IERC not as a list of counties but in a report that shows the LEPC members in their representative categories and a copy of each LEPC roster made available to each commission member.

Motion was made by Mr. Pridgen to approve the rosters presented and seconded by Mr. Palin. **Motion Carried**

REPORT OF THE FIELD REPRESENTATIVE

Mr. Ewusi reported on the following field activities:

LEPC Activities—Attended LEPC meetings in 7 counties. These included Brown, Cass, Johnson, Madison, Ripley, Vermillion and Wabash

- Specific issues/matters addressed:
 - HMEP application, approval process, funding limitations and extension of timeline— Grant, Jefferson , Johnson, Marshall Counties

- HSEEP System Issues—Johnson and Monroe Counties
 - LEPC Industry Participation—Lawrence and Cass counties
 - By-laws Issues—Union County
 - Preparation for scheduled functional, full scale/tabletop exercises— Clark, Monroe and Putnam Counties respectively
 - Credit for actual hazmat incident as an LEPC exercise— Whitley County
- Published and released guidance document on LEPC composition and appointments—provided additional guidance on document content.
 - Worked on improving LEPC compliance and online reporting—Worked with Ashley Holcomb and Raj Pulikal.
 - Completed compliance summary report on inactive/noncompliant LEPCs to assist project management.

IERC Activities

- Worked with revenue to release report regarding EPCRA fees paid by reporting facilities (HC500)
- Completed 2013 LEPC account balance report and distribution map to facilitate completion of LEPC fund distribution in accordance with SEA-255.
- Assisted in 2013 Conference preparations and completion
 - Secure plaque awards—text edits, proofing, publication/production
 - Contact/inform award recipients—Sent official invitations and received confirmations
 - Worked with PIO on conference speech content and information
 - Offered a 4.5 CAMEO class
 - Presented on two topics
 - Complied pictures for award recipients and published at IERC website

EPA Activities

- Crop Tech, Knox Co.—EPA commenced enforcement action due to non-compliance
- Fore Production, Knox Co.—EPA commenced enforcement action due to non-compliance
- Hammelman Nitrate, Knox Co.—EPA commenced enforcement action due to non-compliance
- Lin-Gas, Knox Co.—EPA commenced enforcement action due to non-compliance
- Heritage Crystal Clean, Indianapolis, Marion Co.—EPA requested and received compliance information for possible enforcement action due to non-compliance

EPCRA/CAMEO Training

EPCRA Training Calendar

- Elkhart Chamber of Commerce—January 2014

CAMEO Training Calendar

- IERC Conference—August 22, 2013
- Steuben County—September 11, 2013
- Carmel Fire Dept—September 18, 19& 20, 2013
- Porter County—December 3, 2013 (for District 1)

Spill Reports (EPCRA Section 304)

<i>County</i>	<i>Month</i>	<i>No. of Reports</i>	<i>Facility</i>	<i>Chemical</i>	<i>Quantity</i>
Marion	August	1	Vertellus Agriculture & Nutrition, LLC	Pyridine	150 gals
Randolph		1	EPCO Carbon Dioxide Products, Inc	Anhydrous Ammonia	750 lbs
Vigo		1	SG Solutions LLC	Sulfur Dioxide	528 lbs

LEPC COMMENTS

Ms. Becky Waymire spoke about her appreciation for the award she received the 2013 IERC conference for contribution to the commission.

Mr. Greg Robinson of Warren County asked for assistance to help for his LEPC become compliant so that funding is not withheld.

Mr. Jeff Larmore spoke about the current LEPC rosters not reflecting the correct members and respective ethics training dates.

EPA COMMENTS

No Report

PUBLIC COMMENTS

Mike Alley with Lighthouse Readiness Group spoke the new service his company was offering to LEPCs in the field of LEPC plan development and writing.

NEXT MEETING

November 12, 2013, 1:00 pm
Indiana Government Center South
Conference Room A

ADJOURNMENT

Meeting was adjourned at 3:26 P.M.

Mike Garvey., Chair