

MONTGOMERY/GREENE COUNTY
LOCAL EMERGENCY RESPONSE COUNCIL

MGCLERC Meeting Notes –
04/26/2002

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MINUTES OF MEETING

FRIDAY, APRIL 26, 2002

**MIAMI VALLEY REGIONAL PLANNING COMMISSION
40 WEST FOURTH CENTRE – THIRD FLOOR CONFERENCE ROOM
DAYTON, OHIO 45402**

MEMBERS PRESENT

Raymond Baker – Wright-Patterson AFB
Robert Bauer - Citizen
Dennis Bristow – Regional Haz/Mat Coordinator
Angie Duvall – Cargill, Inc.
Maj. William Gooden – WPAFB Bioenvironmental
James Gross - Reg. Air Pollution Control Agency
Robert Gunter – Miami Valley EMA
(Alt. for Rosanne Anders)
Holley Hanes – General Motors Corporation
Pete Lane - OSU Extension – Montgomery County
Ken LeBlanc - Miami Valley Regional Planning
Comm.
(Alt. for Nora Lake)
Gerry Mahan – OSU Extension – Greene County
Kimberly Mason – Greene Co. Public Works
(Alt. for Tim Denger)
Ron Moorefield – Amateur Radio Emergency Services
Jim Napier – Greater Dayton RTA
Michael Nugent – American Red Cross Greene County
(Alt. for Judy Elder)
Fran O’Shaughnessy – American Red Cross- Dayton
Gavine Pitner - League of Women Voters
Howard Poston – Greene County Commissioners
(Alt. for Ralph Harper)
David Price - Greene County Fire Chief’s Association
Tim Reichard - Ashland Chemical
Kevin Sedensky – Montgomery County Commissioners
(Alt. for Charles Curran)
Andrew Steele – Dayton Fire Department
(Alt. for Lester Flohr)
Donna Winchester – Dayton Water Department
Doug Zink - Montgomery County Township Assn.

MEMBERS NOT PRESENT

Tim Ballard – Mont. Co. Sanitary Engineering
Patricia Bernitt - Greater Dayton Area Hospital Assn.
Tom Byrne - DELPHI
Jeffrey DeVoe - Greene Co. Law Enforcement Assn.
Beth Lackey – Greene Co. Health Department
Robert Miles - Montgomery Co. Fire Chiefs
Michael Phillips – Mont. Co. Combined Health District
Jerry Rapp – Tate & Lyle
Aaron Smith – ChemFirst Electronic Materials, Inc.
Bruce Sucher - Dayton Area Managers Association
David Vore - Montgomery Co. Police Chiefs Assn.
Nancy Wilson – WHIO-TV, WHIO/WHKO Radio
Jennifer Wise – Sinclair Community College

ALTERNATE WITH MEMBER PRESENT

Julie Spinner – Greater Dayton RTA

NONMEMBERS PRESENT

Thomas Allen – Miami Valley Reg. Planning Comm.
Jeff Beattie – Ohio EPA
Mike Cross – City of Dayton
Lt. Mike Fox – Montgomery Co. Police Chiefs Assn.
Helen Schooler – Miami Valley Reg. Planning Comm.
Peter Zaferes – Miami Valley Reg. Planning Comm.

I. **Call to Order:** Ms. Duvall called the meeting to order at 8:31 a.m. She noted a quorum was present.

II. **Introductions:** Ms. Duvall asked everyone in attendance to introduce themselves.

III. **Approval of January 25, 2002 Minutes:** Mr. Lane moved, seconded by Chief Price that the minutes of the January 25, 2002 quarterly meeting be approved as submitted. The motion was unanimously approved. (24-0-0)

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IV. Information Coordinator Report: Mr. LeBlanc reported that the bulk of facility reports have been filed for 2002. There were about 45 first-time filers. Out of 217 retail gas stations reporting in 2001, only about 40 reported in 2002. Those reporting had threshold amounts of kerosene and/or propane. There were 9 EHS facilities that reported in 2001, but not in 2002, as well as 23 regular facilities. At least 19 facilities filed later than the March 1 deadline. Crosschecks are now being conducted with local fire departments. The compliance committee will be using this data to conduct an enforcement effort this spring and summer. He also reported MVRPC staff has updated the release notification database. Facility mapping will need to be adjusted with the new orthophoto bases for both counties.

V. Emergency Operations Plan Update: Mr. Gunter noted the revised plan will be reduced in thickness and will be divided into three sections – Montgomery County, Greene County, and Regional Haz/Mat.

VI. Training Update: Mr. Bristow said the Regional Haz/Mat team utilized money from MGCLERC training funds to send two members to Tank Car Specialist class at the Technology Training Institute in Pueblo Colorado. In July, the Regional Haz/Mat Team will use some of the knowledge gained from the class at a training session at Cargill. The Regional Haz/Mat Team has also conducted training with anhydrous ammonia, which is used in agriculture, refrigeration facilities, and is also found in methamphetamine labs. Trotwood recently had a methamphetamine lab incident. Mr. Gunter said he is looking for weapons of mass destruction training through a grant from OEMA. Chief Price noted the City of Xenia was to conduct an Incident Command Class in May 2002. It was originally to be provided free of charge by the Ohio Fire Academy, but they have pulled funding from the class and the City of Xenia must now pay \$900 to provide the class. He is requesting MGCLERC provide the money for the class. Mr. LeBlanc noted some of the money to pay for the class may have to come from the MGCLERC funds originating from fines under the compliance program, in addition to the training money allocation from SERC. The MGCLERC policy is to provide such additional money to fire departments who participate in the compliance program. He noted Chief Price has served on the compliance committee and has assisted with the program. Therefore, his department would be able to utilize the funds. Mr. Bauer moved, seconded by Mr. Gross that MGCLERC authorize release of the necessary MGCLERC fire department training funds and compliance funds to the Xenia Fire Division in an amount to offset the \$900 cost of the Incident Command Class. Motion unanimously approved, with Chief Price abstaining. (23-0-1)

VII. Compliance Program: Mr. LeBlanc noted his staff has been assembling a matrix showing the individual years each facility has reported to MGCLERC under the SARA Title III program. A number of facilities have stopped reporting for one or more years. The Compliance Committee will be investigating these facilities and taking enforcement action, if necessary. Mr. Bristow noted one of the compliance issues is on-site inspection of such facilities. Mr. Gunter noted the SERC will be making approximately \$350 per LEPC available per year for compliance inspections. Mr. LeBlanc said he missed the deadline for this year and will check on when the money is available in the future.

VIII. Special Presentation – Jeff Beattie, Ohio EPA: Mr. LeBlanc introduced Mr. Jeff Beattie, Right-To-Know Program Supervisor at Ohio EPA. Mr. Beattie started out at the Franklin County LEPC and hired on at Ohio EPA in 1986. He noted Ohio EPA recently moved the

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Right-To-Know Program from the Division of Emergency and Remedial Response (DERR) to the Division of Air Pollution Control (DAPC). He noted this move now places the Right-To-Know Program under the same department that houses two related programs - the Toxic Chemical Release (TRI) Program and the Risk Management Planning (RMP) Program. The SERC web page will also be moved from the DERR page to the DAPC page under the Ohio EPA web site. Mr. Beattie also noted one of the primary goals of the Ohio EPA administration is electronic filing by the year 2003.

Mr. Beattie explained the recent changes in the state filing fees for the Right-To-Know Program. The fee changes were necessary to maintain adequate funding for the program given the lack of a fee change since 1991 and the exemption of most retail gasoline service stations starting in 2002. He also explained proposed rule changes by USEPA to ease the burden on regulated facilities for routine reporting of materials with minimal-risk. The proposed rule change would eliminate an OSHA-driven definition of health risks. A posting in the Federal Register asking for comments is expected later this year.

Mr. Bauer commented it has taken a long time to get OSHA minimal-hazard minimal-risk addressed. Mr. Beattie agreed. Mr. Bauer also inquired if USEPA is looking at removing information on building layouts from internet postings, as well as security of lock-boxes from terrorists. Mr. Beattie said USEPA is looking at those issues, but he isn't sure which way they will go on either of them at this time. Chief Price noted State Senator Steven Austria is introducing a bill exempting pre-planning documents as public records, including SARA Title III reports. Mr. Zink asked whether the minimal-hazard minimal-risk rule would affect filing and fees. Mr. Beattie thinks it wouldn't affect the fees collected very much, since most of the affected facilities would probably report other substances as well. Mr. Beattie closed by mentioning the SERC is considering an LEPC Excellence Award, which would recognize outstanding LEPC efforts each year in six subject areas – hazards analysis, exercise, plan document, compliance/enforcement program, public education program, and training program.

IX. **Other Business:** Mr. Napier noted there has been increasing interest in the possibility of conducting a train-transit bus collision exercise in Autumn 2002. Operation Lifesaver, Ohio Public Transit, National Transportation safety Board are all possible players. There will be a meeting on the idea in early July and Mr. Napier will report back at the July MGCLERC meeting. Funding may be an issue. Mr. Steele noted there is a need for a durable computer laptop for Haz/Mat that is compatible with the MGCLERC database and the new orthophoto and planimetric mapping.

X. **Adjourn:** Mr. Zink moved the meeting be adjourned at 9:27 a.m., seconded by Ms. Winchester. Motion unanimously approved (24-0-0)

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