

DRAFT Minutes
IOWA EMERGENCY RESPONSE COMMISSION
September 25, 2008 at 9:00 a.m.
Wallace Building, 3rd Floor Conference Room
Des Moines, Iowa

Members Present:

Julie Bell
Jim Clark
#Dave Coppess
#Dean House
Kathy Lee
Kevin Klomnhaus
#David Miller
#Elizabeth Christiansen
#Anne Jackson

Absent:

#Jim Kenkel
Frank Magsamen
Mary Jones

Staff:

Paul Sadler - HSEMD
Lisa Sexton – HSEMD

EPA

Pat Reitz – EPA R7
Dave Williams –EPA R7

Patrick Bustos- EPA R7

Guests

Peggy Reelitz
Lori Morrissey
Mahala Cox
Bob Goldhammer

On the Phone:

Jo Duckworth

1. **Attendance and Introductions** – Vice Chair Julie Bell introduced herself as the Acting Chair of the IERC because the former Chair, Chris Scase has taken another job and will no longer be on the IERC. A round of introductions was made for the benefit of our guests
2. **Approval of Agenda** – Moved by David Miller to accept the agenda with no changes, second by Kathy Lee. Motion carried.
3. **Approval of March 6, 2008 Minutes**
Correction- Sue Lagneaux was not present at the March 6, 2008 meeting. It was a secretarial error. Moved by Dean House to accept the minutes with correction, second by Elizabeth Christiansen. Motion carried.
4. **Correspondence, Speeches, Conference Reports**
 - Elonda Bacon has gone to numerous county EMAs to provide demonstrations of the HERE Program.
 - An LEPC workshop was planned for June 2008 but was cancelled by the flooding.
 - The 2008 Governors Homeland Security Conference is next week
 - Reminder that the LEPC Conference in Kansas City is next year August 6-9, 2009 at the Sheraton Sports Complex Hotel, 9103 E 39th ST, Kansas City MO.
5. **Committee Updates: Membership/Reports**
 - Executive – no activity
 - LEPC Support/ Education – no activity
 - Fee Legislation Study Committee – no activity
 - Temporary Rules Committee – Anne Jackson and Kathy Lee met. Goal to get rules passed before next session but floods happened and will not happen this year. But intend to keep working on it.

- Temporary Cost Recovery Committee - Jim Clark and Kathy Lee – covered under Old Business.

6. Old Business:

Cost Recovery –

- **DNR update** – Kathy Lee - In response to a memo from Jim Clark at the last meeting, Kathy provided a hand out. Copy of the hand out is spread on the minutes. Kathy discussed each item on the hand out.
- **Warren County** – Mahala Cox spoke about suggestions for successful cost recovery of hazardous materials spills. She stressed that documentation is very important. When she is recovering the cost of a spill, she sends to the responsible party, a copy of the local ordinance, copy of Iowa Code 455B.381, information from the Iowa Trucking Association/Iowa Fire Fighters, HazMat Team Report of the incident, the Local Report and pictures of the incident, a letter of explanation of what happened and how the response took place, and a detailed invoice. Her packet is pretty thick but it is professional and it makes the spiller realize that the response actually was a bargain as compared to a clean up later if no response took place. She has a 100 percent recovery record.

7. New Business:

- **Resignations and appointments** –
 - Mark Shearer represented IDALS but took a job with HSEMD. Kevin K has been named to take his place, but has not formally been appointed by the Governor's office.
 - Chris Scase, represented the Attorney General's office and served as IERC chair for many years, took a job with Inspections and Appeals. A replacement has been named by the AG office but not appointed by the Governor's Office yet.
- **Election of Officers** –
 - Chair – Julie Bell nominated by Anne Jackson second by Dave Coppess. Julie Bell as chair. No other nominations. Motion carried.
 - Vice Chair – Kathy Lee volunteered to be nominated. Nomination of Kathy Lee by Dean House, second by Elizabeth. No other nominations. Motion carried unanimously.
- **2009 LEPC Conference funding** – included in the awards for HMEP. Segue into a discussion about the need for more education and training of EPCRA and the requirements of LEPCs. LEPCs and Emergency Management Coordinators are struggling. Kathy Lee asked Lori Morrissey, Mahala Cox and Peggy Reelitz to send in some lists of training/education needs. Suggestion that a LEPC conference be a part of the annual Hazmat Symposium, or take a program out to the regions. May also do video conferencing. This item was referred to the LEPC Support/Education Committee.

- **HMEP Grant Approval – Lisa Sexton** - Handouts were provided and are spread on the minutes. Madison County will be added to the grant because they became eligible just last night. We had a 70 percent increase in the amount of funds from USDOT. Applicants stayed pretty much the same except Harrison and Davis Counties applied this year.
- Move to accept the allocations by Elizabeth Christensen, second by Dave Miller. Motion carried.

8. Agency Reports

- **Homeland Security and Emergency Management Division**
 - Section 301 – LEPC membership – Appointments and Resignations. Resignations from Black Hawk, Jasper and Washington Counties was presented to the IERC. Jasper and Washington have become active since last time and the resignation represents those who no longer could or would serve on their LEPCs.
 - Paul Sadler explained that years ago, the IERC gave authority to him to appoint new LEPC members on the behalf of the IERC. Dave Miller asked that in the future, LEPC appointment be presented to the IERC and formal action be taken. All agreed and it will be done.
 - LEPC Membership Report – Paul Sadler. Provided a map that shows the inactive LEPC based on a lack of membership updates and two sets of minutes in the past year.
 - Section 303 – Plan Submissions – Paul Sadler reported that all counties in the state have a compliant Hazardous Materials plan at this date.
 - Section 305 – Training Funds and Courses – Lisa Sexton provided a spread sheet that is a tracking device for showing the training that has taken place in the fiscal year. This is how Lisa has to report to the USDOT.
- **Dept. of Natural Resources**
 - Section 302 & 312 – Tier II Reporting & facility Submissions – Kathy Lee reported 3477 facilities in data base and are confident they have correct addresses for all. Doing geo locating for each. Will look at chemicals and make sure they have the right CAS number for each. Will eliminate the Tier II submit program from the HERE because a small number are using it.
 - Section 304 & Section 313 - Emergency Notifications & Form R Reporting – Kathy Lee reported 681 spills to date. Right on track for the normal. 400 Form Rs turned in so far this year.

Kathy Lee presented a certificate of appreciation to Anne Jackson for her many years of coordinating the Tier II program and her cooperation in transitioning DNR.

9. EPA Reports

Pat Rietz – introduced Patrick Bustos as the new EPA Branch Chief and Dave Williams from EPA Emergency Response. Pat provided a hand out and is spread on the minutes.

- RMP 5 year re-submittals – will be done electronically. EPA wants to host three-half day workshops in Iowa.
- Grant - \$75,000 CEPP to IDALS.
- Biodiesel Manual. Nothing like this in the nation. Final draft in review. And should be on the website next Wednesday.
- Region 7 is putting together a booklet called *Energizing LEPCs* in review process. Not available at this time.
- EPA offered to partner with the IERC in providing assistance to training and exercising.
- 2009 LEPC Conference – is next year August 6-9, 2009 at the Sheraton Sports Complex Hotel, 9103 E 39th ST, Kansas City MO.
- TRI 2007 Data available electronically.
- Free Training IS-810 Oil and Hz Mat Response Annex training course.
- General RMP – Pat complemented Iowa for doing an excellent job in the past year. Encouraging facilities to re-submitting RMPs.
- Dave Williams – working with DNR on flooding issues this year.

10. Public Comment- none

11. Adjourn: Motion by Elizabeth Christiansen. Second by Dean House. Meeting adjourned at 10:55

Minutes submitted by Paul Sadler

Chairperson

Date