

To: State Emergency Response Commission (SERC)

From: Cindy DeWulf, DAPC & SERC Co-Chair

Subject: December 12th, 2012 SERC Meeting Minutes

Date: January 28th, 2013

The December 12th, 2012 State Emergency Response Commission (SERC) meeting was called to order at the Ohio Emergency Management Agency by Cindy DeWulf, SERC Co-Chair (Ohio EPA).

12 Voting Members were present:

Cindy DeWulf, Ohio EPA, SERC Co-Chair
Nancy Dragani, Ohio EMA, SERC Co-Chair
Michael Idzkowski, AG Office (Alternate)
Dan Fisher, Public Utilities Commission of Ohio
Staff Lieutenant Kenneth Kocab, State Highway Patrol
Rick Hoffman, Professional Firefighters' Representative
Brian Galligher, LEPC Representative
Mike Snee, Ohio Department of Health (Alternate)
Al Phillips, Ohio Department of Transportation
Jeff Leaming, State Fire Marshal's Office
Jack Pounds, Chemical Manufacturer Representative
Clyde McKenzie, Fire Chief Representative

5 Voting Members were not present

Randy Van Dyne, Environmental Representative
Willie Brantingham, Volunteer Firefighters' Representative
Raenell Nagel, Environmental Representative
Toby Wagner, Ohio Department of Natural Resources
Richard Hughes, Industry Representative

Members not appointed by Governor

County Interest Representative (**Vacant**)
Elected Official Representative (**Vacant**)

Waive the 24 Hour Rule:

Jack Pounds made the motion, seconded by Al Phillips, that the 24-hour rule be waived.

Record of Vote: 11 -For
 0- Against
 0- Abstain

Approval of October 10th, 2012 SERC Meeting Minutes:

Cindy asked for a motion to accept the October 10th, 2012 SERC meeting minutes. A motion was made by Jeff Leaming. Motion to accept was seconded by Dan Fisher.

Record of Vote: 11 -For
 0 -Against
 0 -Abstain

SERC Committee Reports:

Executive:

Cindy DeWulf stated that the Executive Committee met prior to today's meeting.

The Committee has no pending enforcement orders at this time.

The workgroup examining changes to ORC 3750 had their first meeting. Ohio EMA, Ohio EPA, and workgroup members will meet December 17 to discuss proposed changes to the exercise requirements needed to coordinate the language between ORC 3750 and 5502.

Cindy stated that the initial SERC program introductory letter to the statewide County Commissioners was signed and mailed. The purpose was to reintroduce the program to the County Commissioners and to improve upon our communications with this group regarding the accomplishments of their respective LEPCs. We have received a few calls from LEPCs asking the letter was sent from the SERC. We will have a few LEPCs review the next letter before it is sent to the County Commissioners.

Cindy DeWulf continued that the committee discussed a few logistics involving SERC adopting the "E-Plan" system. The Administration Committee will be asking for a vote to make reporting using the E-Plan web based system an option in Ohio. The AGO shall be looking into the issue as to how this will affect the reporting to LEPCs and fire departments since they have the ability to access the secured system.

In the past few months, we have had discussions about possibly cutting back on the number of times the SERC meets during a calendar year. The committee has decided to maintain the current meeting schedule of every other month six times a year. Ohio EMA will coordinate having a select LEPC give SERC a presentation from time to time to let us know what is happening at the local level.

Cindy stated that the committee had brief conversation about the LEPC Conference and possibly moving the date of the gathering. The Training and Education Committee is examining combining the conference with the EMA Director's meeting. Ohio EMA will put together a survey seeking input from the LEPCs.

Cindy noted that the Executive Committee discussed including a SERC goal setting session at the February 2013 SERC meeting for SERC and its working committees.

Administrative & Funding:

The committee met prior to today's SERC meeting.

Cindy stated that the Hardin County LEPC asked if LEPC funds could be approved for a "Ohio Peace Office Training Academy Tactical Driving Instructor" course. The Committee reviewed the course and felt that the content fell outside the LEPC responsibility and denied the request. Hardin County LEPC will be notified to the decision.

The committee has worked to update the "LEPC Grant Application." The draft was distributed for comment. The committee reviewed the comments received by a few LEPCs, and incorporated many of their recommendations into the revised grant application. Ohio EPA will mail out the revised application packet to the LEPCs for the February 1, 2012 application due date.

The Committee continued with discussing the E-Plan web based reporting system. The Committee received positive feedback from the county LEPC programs and several counties in southwest Ohio which are familiar with the system and already have access to the information. Brian Galligher (Delaware County) was granted access to the E-Plan for his review. Brian stated that in his opinion, using the system is a "no brainer." The system is easily accessible, easy to use, sort functions are user friendly and there are numerous emergency response links as part of the system. Cindy stated that there is a strict structure in place to gain access and she will coordinate the authorization process... Don McDonald asked about the compatibility of the system with CAMEO and the generation of our hazard analysis. Brian Galligher stated that you can still transfer information into CAMEO, but he plans on using the ALOHA software tool for a more realistic hazard analysis. Cindy asked for an oral motion to adopt and implement the E-Plan web based system in Ohio and make it a reporting option for reporting year 2012. Motion was made by Clyde McKenzie as explained by Cindy and Brian Gallagher seconded the motion. No discussion and all approved by 11-0 vote.

Jeff Learning asked about the issue of how long it will take to get a ruling about whether or not the facilities will still have to report to the fire departments under this scenario. Cindy DeWulf responded that at this point we are unsure since this is in the early phases of implementation. USEPA has given out recent guidance that states can serve as the sole report submission repository if it makes the reports available to the LEPCs and fire departments.

Operations & Issues:

Brian Gallager met with Nancy Dragani and Sima Merick regarding the SERC Planning Guide, as well as, the role of Ohio EMA on the committee. Brian requested Rich Lauffer (Ohio EMA Field Liaison) be placed on the committee to tap into his historic and past experience with hazmat planning and exercise issues. Nancy also will have Rick

Warren be active on this committee based on his management role with the field liaisons at the agency.

Committee will meet in January 2013.

Training and Education:

Dan Fisher provided the Training and Education report.

Committee discussed the LEPC Conference and possible moving it to September/October. The committee discussed going back to a one day conference and eliminating SERC meeting which has been held in conjunction with conference. Nancy Dragani stated another possible option would be to coordinate with the EMA Director's meeting. The committee will continue to examine changing the conference logistics.

Don McDonald stated that it is our goal to increase attendance knowing that we cannot make it mandatory like it is with the EMA Director's gathering. The committee is looking at increasing training potential for firefighting sector in hazardous materials. The committee feels that the statewide approach to hazmat training can be improved upon with the Training and Education Committee helping assist the Fire Academy in this area. Dennis Tomcik and Don McDonald will help find ways to coordinate and come up with a training assessment form to initiate a start in this.

Agency Reports:

EMA

Rick Warren finished his overview presentation on how the Ohio EMA conducts the LEPC Plan and Exercise review process that result in a formal recommendation for voting by the SERC.

Rick explained the planning requirements and the option to submit the plan with no changes. A question was asked if SERC should allow a county to take 3 plus years to update their hazard analysis. Vikki Bunting (Ohio EMA) stated that there are sections in a plan that should be updated every year or periodically and this is an issue that needs to be addressed. Jack Pounds asked if the product that we are getting now is doing what is needed to protect the people of Ohio and does it in turn support the county LEPC programs in accomplishing their mission or conversely, is SERC satisfied with a "C" plan or should we strive for an "A" plan? The SERC needs to emphasize a reasonable and valid hazard analysis that proves to be of quality, as opposed to, just an adequate submission for credit.

Ohio EMA indicates that there are **6 LEPC Exercises up for SFY 2013 Exercise Concurrence**. Brian Galligher made a motion to approve **Resolutions 2012-138 thru - 143** as documented. Dan Fisher seconded the motion. No discussion.

Record of Vote: 12- For
0- Against

0- Abstain

Nancy Dragani continued that there is **1 LEPC up for SFY 2013 Exercise (60-Day Corrective Action) Concurrence**. Rick Hoffman made a motion to approve as documented. Al Phillips seconded the motion. No discussion.

Record of Vote: 12- For
0-Against
0-Abstain

Last, Nancy stated that there are **76 LEPC Plans up for SFY 2013 Plan Concurrence**. Clyde McKenzie made a motion to approve **Resolutions 2012-145 thru -220** as documented. Jeff Leaming seconded the motion. No discussion.

Record of Vote: 11/12- For
0- Against
0/1- Abstain (Hoffman-Fairfield/Galligher-Delaware)

EPA

Cindy mentioned that after today's meeting, ethics training will take place here in Room 204. Also, fiscal disclosure reports are on-line and are due by April 15th, 2013. Cindy will send out a reminder as we get closer to that date.

Cindy DeWulf introduced "**2011-2103 LEPC Membership Appointment**" **Resolutions 2012-221 through -232**, appointing new LEPC members for Auglaize, Gallia, Hardin, Knox, Logan, Lucas, Madison, Morrow, Portage, Ross, Tuscarawas and Wayne County LEPCs. Jack Pounds made a motion to approve. Brian Galligher seconded the motion.

Record of Vote: 12- For
0- Against
0- Abstain

LEPC meeting minutes were provided for Clermont, Franklin, Henry, Ottawa and Stark Counties.

ODNR: Not in Attendance.

PUCO: Nothing to Report.

Health: Nothing to Report.

SHP: Nothing to Report.

SFM: Jeff Leaming spoke of the Emergency Activation System (EAS) being voluntary and is not sure that the cable companies are buying the software to send out the

announcements when activated by the state. Mr. Leaming asked if there is a mechanism that checks or monitors this issue. Nancy Dragani stated that there is a state EAS Council that can answer this type of question and she asked Mr. Leaming to send her the question in e-mail and she will forward it onward to the council.

Jeff stated that there is an upcoming meeting at the SFM Academy to address the issue on hydraulic fracking with goal to address the issue, provide information and to help offset fears that maybe out there due to misinformation.

ODOT: Al Phillips mentioned I-77 in West Virginia is closed due to a gas explosion of a pipeline. The road is non-passable at this point.

AGO: Nothing to Report.

Meeting adjourned.