

**STATE EMERGENCY RESPONSE COMMISSION
SERC Advisory Committee**

MEETING MINUTES
Utah Department of Environmental Quality
Multiagency Office Building
Bonneville Conference Room
Salt Lake City, Utah
November 30, 2012 @ 1:00 p.m.

In Attendance:

Urban LEPC

Reed Sharman West Jordan Fire Department

Rural LEPC

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Hazardous Materials Advisory Council

Andy Byrnes UVU EM Services

Hazardous Chemical Transportation Industry

Dale Ipson (by phone).....DATS Trucking

Federal and State Agency Representatives

Bailey, Ty Utah Department of Public Safety/DEM
 Miller, Mechelle Utah Department of Public Safety/DEM
 Don Cobb Utah Department of Public Safety/DEM
 Coy Porter..... Utah Department of Public Safety/SFMO
 Michael Riley Utah Department of Public Safety/SFMO
 Neil Taylor..... Utah Department of Environmental Quality/DERR
 Mike Zucker Utah Department of Environmental Quality/DERR
 Kerry Guy EPA Region 8
 Joyel Dhieux EPA Region 8
 Jeff Pritchard..... Siegel Environmental

Fixed Site Regulated Industries (2)

Don Rigtrup IM Flash Technologies
 Kent Bradford (by phone)..... Westinghouse

National Guard

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Local Health Departments

Teresa Gray (by phone) Salt Lake Valley Health Department

Environmental Interest Groups

Kathy Van Dame Wasatch Clean Air Coalition

Environmental Cleanup Contractors

General Public (2)

Reed Scharman

Other

Bucky Whitehouse..... Tooele County LEPC
 Jeff Pritchard..... Seagull Environmental (EPA Planning Contractor)
 Mark Illum..... IM Flash Technologies

Agenda Items

Welcome / Introductions**Reed Scharman**
Reed welcomed everyone and opened the meeting at 10:00 a.m. Introductions were made around the room.

Action Items

Approve previous meeting minutes – August 30, 2012 Reed Scharman
The minutes were reviewed and approved unanimously.

New Member Review and Recommendation Neil Taylor
Applications for membership on the advisory committee had been received from speakers to fill existing vacancies. These include Glen Jones with USPCI; John Veranth, University of Utah; and Mark Illum, IM Flash Technologies. Don Rigtrup will be retiring from IM Flash Technologies on December 7th but wishes to remain on the committee as a representative of the general public. Mark Illum would take Don’s slot as a representative from “fixed site regulated industries”. Glen Jones would fill the vacant position as a representative of “environmental cleanup contractors” and John Veranth would serve as the now vacant second representative from the “general public”. A sheet was distributed to show the membership of the advisory committee if all applications were approved. A discussion of the qualifications of the applicants followed. Andy Byrnes made a motion to recommend that the SERC approve all applicants for membership on the advisory committee. Reed Scharman seconded the motion and the motion passed unanimously. Reed suggested re-nomination of all current members of the advisory committee in case any term limits were coming up. No one objected to the re-nomination. Neil Taylor mentioned that the advisory committee membership application form has been upgraded to a “complete the fields” form that can be more easily filled out by applicants.

Discussion Items

ESF 10 Plan Development Progress Report **Don Cobb**
Don Cobb reported on the “vibrant discussions” during the meeting of the ESF #10 planning team. Several long standing significant issues were discussed:

- DEM Hazmat Regions - the hazmat regions organized by DEM do not correspond to the current list of LEPCs. Ty Bailey stated that the regional response regions were originally put in place for hazardous materials response planning to enable locals to identify where their hazmat response resources were coming from. There is no regional governmental or organizational body in place for the regions. Reed Scharman mentioned that local health departments also have a different regional organizational structure than the hazmat regions.
- There is a need for MOUs with responding agencies.
- TERCs need to be included in the planning process.
- There may be some duplication of effort in the incident reporting process.

It was suggested that we move forward with the plan we have and that these issues will be addressed in the final planning process. Andy made a motion to push the planning effort forward to the SERC, including these five (4?) planning items. Reed seconded the motion. All were in favor.

Interagency Mutual Aid Agreement Coy Porter

Informational only two years ago Senate Bill 67 provided for public safety services crossing state borders. This became code 63K-5 which allowed public safety agencies to cross state boundaries to continue our pursuit of a person trying to escape from state boundaries. The law basically response to the UHP and Idaho State Patrol. The interest right now is to go back to the legislature and provide those same protections in small responses and other requests for mutual aid in other types responses. In Franklin County Idaho Utah usually provides assistance from Cash County. West Wendover usually provides aid to East Wendover Utah. In southern Utah, public safety agencies from the St. George area provide support to traffic accidents occurring across the border into Arizona. However, when any of state or local agencies respond out of Utah, they are responding outside of their area of jurisdiction and therefore have no insurance protection. DEM met with fire chiefs, Utah Task Force One and other groups to work on language to modify 63K to provide workers compensation and other insurance coverage in these types of out-of-state response. The same issue occurs when responding to tribal lands. It looks like a modified EMAC statute would probably be best. However although Utah can pass such legislation, reciprocal legislation would need to be passed by bordering states. Reed recommended looking at some type of language addressing the issue of cost recovery when dealing particularly with hazardous materials. There was a meeting yesterday with Rep. Olda discussion whether he or Rep. Greenwood would like to carry this legislation as part of their general reorganization of emergency management legislation. Ty mentioned that the legislation would allow Utah responders to provide coverage until the other state arrives on site. It's not the intention for Utah to provide a long term costly response outside Utah jurisdiction.

EPA Contingency Plan Update.....**Kerry Guy**

EPA is trying to rejuvenate area planning within the region. The Oil Pollution Act and the National Contingency Plan required EPA to conduct planning for oil spills in major drainage areas. Eight area plans were put in place using all hazards planning. Two in Utah exist for their Green River and the western Colorado River. The plans were originally based on political (county) boundaries. EPA is now trying to refocus on watershed boundaries. The region has been broken up into watersheds to cover the entire region. Terry displayed a series of slides that illustrated the watershed divisions and oil pollution threats. The region produces 1/5 of the nation's domestic oil. Utah Wyoming and North Dakota are significant players in this production. Previous

regional contingency planning to some extent missed some of the most active producing regions and in other cases included areas of lesser threat. The worst-case spill scenarios are most likely to arise from oil pipeline releases or large oil storage areas. In addition there are thousands of tanks with less than one million gallons of oil. EPA has also examined how far an oil spill would travel within a 27 hour time period needed to get extensive response equipment on-site (approximately 30 miles at 2 feet per second) and the sensitive environments located within that area. When a tanker truck loses it's loaded into a river you can generally expect about 1,000 gallon release. However, when a 8 inch pipeline break occurs the potential for worst-case colors as high as 36,000 gallons. The Chevron pipeline is a 12 inch pipeline which the worst-case scenario from this pipeline would be a "nightmare" exceeding one million gallons. Seagull Environmental is assisting EPA in the planning process. The plan would consist of identification of sensitive environments, response strategies, and call down lists. EPA is looking for state, local and industrial representation on two planning committees to assist in the planning effort. EPA believes a good starting point would be the Chevron pipeline. It conveys a large portion of the oil to the Salt Lake City area. Teresa Gray recommended contacting the Rural Water Association who has already met with the Chevron Pipeline Company, the Utah Pipeline Association other pipeline companies to identify pipeline river crossings and looked at potentially storing response supplies at key locations. Jeff Neumeier has been having conversations for over two years. Conversations have also included areas of activities and equipment that should be on-site given various activity scenario. Salt Lake County with FEMA is updating Jordan watershed pre-disaster mitigation planning and risk maps according to Reed Scharman. They may have information and data that may be of assistance in the planning process. Ty asked if Utah is going to have more than one planning team or are the committees going to be based upon watershed planning. Joyel Dhieux indicated that EPA is looking at organizing two planning committees: one for Utah and the Western Colorado area and the second for Wyoming because of the travel distances involved for committee meetings. EPA is looking at getting the Utah planning team organized and going through this summer and then next year kickoff the Wyoming planning effort. Ty recommended that the SERC approve a motion of support for the EPA planning effort. He indicated that Michele Miller is the contact person for DEM planning efforts in the Uintah Basin and encouraged EPA to work with her in coordinating meeting logistics and obtaining information concerning area contacts. Michelle provided information to Joyel and Kerry concerning the upcoming January 23, 2013 Pipeline Association luncheon

Other Discussion
Neil asked whether the tribal representatives should be added as a formal member of the advisory committee. Reed indicated that the tribe's separate legal status under EPCRA creates conflicts if they are a voting member of the SERC Advisory Committee. They are welcome to participate in the meetings. The Utah Pipeline Association has also previously attended; however, Reed recommended that third party associations not be voting members. The date and time of the next meeting will be set by the SERC. Don asked that the record reflect a thanks to Reed Sharman for his excellent year of service as the committee chair.

Next Meeting Date and Time
The next meeting date and time are generally scheduled the morning of the next scheduled SERC meeting. The SERC meeting was scheduled for 2:00 p.m. on March 14, 2013 at the Division of Emergency Management. Therefore, a meeting of the SERC Advisory Committee will be held at 10 a.m. that same day. Discussions in the interim will determine if this meeting schedule will be modified.

ADJOURN.....Reed Scharman
Meeting adjourned approximately noon.