

**STATE EMERGENCY RESPONSE COMMISSION**

**MEETING MINUTES**

March 19, 2015, 2:30 p.m.  
Multi-Agency State Office Building  
195 North 1950 West  
Salt Lake City, Utah 84116

**Attendance List:**

Everett, Brent ..... Utah Department of Environmental Quality  
Hamlet, Kris..... Utah Department of Public Safety

**Also Attending:**

Falde, Samantha ..... Utah Department of Public Safety/DEM  
Hammer, Kim..... Utah Department of Public Safety/DEM  
Illum, Mark .....IM Flash Technologies LLC  
Martin, Chris ..... Utah Department of Environmental Quality/DERR  
Mortensen, Duane ..... Utah Department of Environmental Quality/DERR  
Porter, Coy ..... Utah Department of Public Safety/SFMO  
Reid, Patrick ..... Utah Department of Public Safety/DEM  
Riley, Michael..... Utah Department of Public Safety/SFMO  
Scharman, Reed ..... West Jordan Fire Department  
Silver, Mike ..... Utah National Guard  
Smith, Elisa ..... Utah Department of Environmental Quality/DERR  
Taylor, Neil ..... Utah Department of Environmental Quality/DERR  
Urban, Dale ..... Utah Department of Environmental Quality/DERR  
Zucker, Mike ..... Utah Department of Environmental Quality/DERR

**Attending Telephonically:**

Barton, Cody..... Sevier County Emergency Management  
Crowther, Angelia ..... Utah Department of Public Safety/DEM  
Miller, Mechelle ..... Utah Department of Public Safety/DEM  
Reed, Lori .....U.S. Environmental Protection Agency

**WELCOME AND INTRODUCTIONS**

**Kris Hamlet**

Kris Hamlet welcomed attendees to the State Emergency Response Commission (SERC) meeting and thanked them for their participation. Mr. Hamlet expressed thanks to the advisory committee for the work that they do. Introductions of those in attendance were made. Mr. Hamlet introduced Patrick Reid, who will represent the Division of Emergency Management (DEM) on the SERC Advisory Committee.

## **ACTION ITEMS**

### **Approval of December 11, 2014 Meeting Minutes**

**Kris Hamlet**

Minutes from the December 14, 2014 SERC meeting have been reviewed by the SERC. With no comments or changes needing to be made, a motion was made by Brent Everett to approve the minutes. The motion was seconded by Kris Hamlet. The meeting minutes were unanimously approved.

## **INFORMATIONAL ITEMS**

### **Advisory Board Administration and DEQ/DPS MOU**

**Neil Taylor**

During the December 2014 SERC Advisory Committee meeting and SERC meeting, a draft Memorandum of Understanding (MOU) was reviewed. The State Fire Marshal's office requested to have clarifications made to the document. Neil Taylor has made the requested changes in addition to changes requested by the Utah Department of Environmental Quality (UDEQ) and the Attorney General for the Division of Emergency Management (DEM). Brent Everett requested that "Acting Executive Director" be corrected to say "Executive Director". Mr. Taylor will make this change. The UDEQ and the Utah Department of Public Safety (UDPS) will review the MOU. It is anticipated that the MOU will be presented for adoption at the June 2015 SERC meeting.

### **LEPC Handbook and LEPC Workshop Update**

**Kim Hammer**

The DEM Community Support Liaisons completed the Local Emergency Planning Committee (LEPC) Handbook within the last couple of weeks. Kim Hammer will provide the handbook for review and feedback. Approval of the handbook will be an action item on the agenda for the June 2015 SERC meeting.

On March 11, 2015, an LEPC Workshop was held. There were approximately 100 individuals in attendance. The Environmental Protection Agency (EPA) provided sessions on several LEPC functions, CAMEO (Computer-Aided Management of Emergency Operations) and TERA (The Emergency Response Application). Feedback from the workshop was positive. Ms. Hammer would like to hold an LEPC Workshop annually. Next year, she would like to provide breakout sessions for software training. Ms. Hammer would appreciate comments and feedback. The LEPC Handbook was given to LEPCs in attendance in order for them to provide comments.

It was mentioned that the DEM Community Support Liaisons, with Kimberly Giles as the lead, were very instrumental in producing the LEPC Handbook.

### **HMEP Grant Update**

**Kim Hammer/Mike Riley**

Kim Hammer and Mike Riley reported that the Hazardous Materials Emergency Preparedness (HMEP) Grant awards will be going out to LEPCs in the next couple of weeks. The amount given to LEPCs was reduced from \$3,200.00 to \$2,750.00 due to a reduction in the overall grant.

The DEM will be changing the grant application process slightly this coming year. The grant application/approval process is being streamlined and will begin earlier in the fiscal year to allow awards to be issued to the LEPCs sooner. The HMEP grant provides funds for

training and planning. It was discussed that a follow-up report or survey from LEPCs could be useful to the SERC. Ms. Hammer will work with Reed Scharman to develop a simple tool to assist with grant management.

### **Executive Order Implementation Update**

**Neil Taylor**

Neil Taylor reported that while the Executive Order implementation has been a regular agenda item for the SERC meetings, not a lot has happened recently on the federal level and this topic will be removed as a standard agenda item until such time that relevant information is available. Both the EPA and Occupational Safety and Health Administration (OSHA) are working toward rule implementation. The Process Safety Management comments were due to OSHA in March 2014. New regulations are anticipated in the future. Comments to EPA on the Risk Management Plans were due in October 2014 and are also under review. Additionally, Oil by Rail modifications by the Federal Railway Administration (FRA) should also be released soon.

### **Hazmat Cost Recovery Ordinance Discussion**

**Kim Hammer**

Kim Hammer informed the SERC that a discussion was held during the SERC Advisory Committee meeting regarding a draft cost recovery ordinance. Don Cobb worked with Reed Scharman to draft a document based on local cost recovery procedures. Patrick Reid will be working to modify the document to meet the needs of the State of Utah. It is anticipated that cost recovery would only be used when a local agency is unable to recover costs. It was discussed that a definition of what a hazardous material is should possibly be added to the ordinance.

### **Other Items**

Neil Taylor reported that the regulation that establishes the SERC Advisory Committee states that the committee should contain a representative from an environmental clean-up contractor. Glen Jones from Clean Harbors Grassy Mountain is the current representative. Mr. Jones has only attended two meetings in two years and attempts to reach him have failed. The regulations state that if a representative has two absences in a one-year period, the SERC can decide to replace that representative. Mr. Taylor asked for permission to solicit applications for a new environmental clean-up contractor to fill this position on the SERC Advisory Committee. Permission was granted by the SERC.

Mike Zucker reported that March 1, 2015, was the deadline for reporting year 2014 Tier 2 submissions. The Division of Environmental Response and Remediation (DERR) launched a new submission portal this year. The DERR received 1,250 submissions via this new portal. Submissions can contain one or multiple facility information. There were an additional 231 new facility ID requests received.

Samantha Falde reported that the DEM is updating the State Emergency Operations Plan for confirmation by the Governor next year. Ms. Falde will need a committee to look over the Hazmat Annex to confirm the accuracy and relevancy of the information. The SERC Advisory Board has agreed to look at the plan and provide comments to Ms. Falde.

Reed Scharman reported that the Savage, Bingham and Garfield Railroad are attempting to expand the Welby Railyard without obtaining any local or state permits. The railroad claimed to be acting under a federal regulation. As of March 18, 2015, they have temporarily ceased operation of the expansion. A meeting will be held next week to discuss jurisdictional issues. West Jordan's Mayor and Union Pacific Railroad (UPRR) are also involved. UPRR owns the railyard. West Jordan has also notified the appropriate federal agencies. If the city is unable to enforce regulation from a local level, they want to ensure that regulations are being enforced on a federal level. Much of what is being stored at the location is hazardous materials. There could be a potential of up to 300 rail cars stored in the area. As the expansion continues, it is moving closer to a dense population area. For example, a one-mile radius evacuation area required for propane would include two elementary schools, one hospital, and a senior care center. The storage area, if expanded, will be within 40 feet of a residence.

Kris Hamlet asked if there has been updated information regarding transportation of reportable amounts of Bakken Crude entering Utah. Mr. Taylor reported that no new notifications have been received and that he has been informed that typically, Bakken Crude travels East rather than West in the United States. Discussion was held regarding some recent rail accidents and potential environmental impacts.

Neil Taylor reported that the DERR will host an Emergency Response Symposium on April 16, 2015. Each year, the UDEQ brings together the local health departments and other interested agencies that have responded to environmental issues throughout the past year to share incidents and lessons learned. This year, discussions will include flooding in Colorado along with a number of hazmat and flooding related events that occurred in Utah. There will be a brief intermission for the ShakeOut exercise being conducted that same day.

**Next Meeting Date and Time**

**Kris Hamlet**

The next SERC meeting will be held on June 18, 2015, at 2:30 p.m. in the Bonneville Room of the Multi-Agency State Office Building.

The SERC Advisory Committee meeting will be held the same day at 1:00 p.m. The location will be the same as the SERC meeting.

**Adjourn**

**Kris Hamlet**

The meeting adjourned at approximately 3:26 p.m.