

## **Maricopa County Local Emergency Planning Committee**

### **Summary Meeting Minutes January 10, 2007**

#### **Call to Order**

A meeting of the Maricopa County Local Emergency Planning Committee (MCLEPC) was held on January 10, 2007 at the Peoria Public Safety Administration Building located at 8351 W. Cinnabar Avenue, Peoria, Arizona, in the Peoria Room on the 2<sup>nd</sup> Floor. A quorum being present, Chairman Fusco called the meeting to order at 2:05 pm.

#### **Members/Designees Present**

Tom Abbott	City of Tempe Fire Department
John Bailey	Maricopa County Sheriff's Office
Steve Brittle	Don't Waste Arizona
Michael Fusco	City of Peoria Safety/Emergency Management
Cristina Herrera	Maricopa County Dept of Emergency Management
Mitchell Lach	City of Glendale Homeland Security
Ron Jamison	City of Phoenix Fire Department
Alan Jensen	City of Tempe Fire Department
Tim Jones	ON Semiconductor
Warren Leek	Maricopa County Dept of Emergency Management
John Power	Maricopa County Environmental Services
Kevin Rose	City of Peoria Environmental
Hal Rosen	Envirosure Solutions, LLC
Gary Smith	KTAR
Michael Trapasso	Univar USA, Inc.
Chris West	Honeywell, Inc.
MaryAlice Witzel.	Banner Good Samaritan Medical Center

#### **Guests**

Ed Hail, Mary Pyle, Scott Meyer, Jeannine Cooper, Charles McGoldrick, Carolyn Andrews, Roy Coulliette, Beverly Deason, Bryan Hopper, Chris Buboltz, Carol Bastian, Henry Walden, Lorraine Cona, Dewey Horton, Chris Haupt, Art Snap, and Phyllis Champeau.

#### **LEPC Support Staff**

Dori Lowham

### **Introductions/Approval of the Minutes**

Following brief introductions, Chairman Fusco called for a review of and motion to accept the November 2006 minutes. Mr. Leek moved to accept and Mr. Brittle seconded. Unanimously approved.

### **Approval of the Meeting Schedule**

Ms. Herrera provided a meeting schedule for 2007 based on the established quarterly and second Wednesday of the month schedule. She stated that all meetings will be conducted from 2:00 p.m. to 4:00 p.m. with the exception of the October meeting which is the evening meeting to be conducted from 6:00 p.m. to 8:00 p.m. She also proposed that the locations should be rotated throughout the valley in each direction. She indicated that the April meeting will be located in the central Phoenix area, July meeting will be located in the South Phoenix area, and the October meeting will be located in the East valley. Chairman Fusco stated that the goal of the Committee was to be accessible to the public. Chairman Fusco moved to accept and Mr. Brittle seconded. Unanimously approved.

### **Subcommittee Appointments**

Ms. Herrera reviewed the Subcommittee Listing but needed verification to its correctness. Ms. Herrera pointed out that each person can only hold one chair position and can sit on no more than two subcommittees. Ms. Witzel stated she was on the Rules Subcommittee and Mr. Jamison volunteered for the Plans Subcommittee. Chairman Fusco asked Mr. Jones to review the membership roster and to see what subcommittees needed more members. Chairman Fusco requested for members to participate on subcommittees and instructed to contact Mr. Jones.

### **Subcommittee Reports**

- **Education Subcommittee** – Mr. Petko not present and no report given.
- **Grants Subcommittee** – Ms. Herrera stated the Grants subcommittee met on December 12<sup>th</sup> and agreed to request funds from the Arizona Emergency Response Commission for Fiscal Year 2007 Grant Funding. She stated that on behalf of the LEPC she requested disbursement of non-competitive funds from the Commission in the amount of \$3,300 to Harquahala Fire District for the purchase of a Mobile Breathing Air Cascade System and requested disbursement of competitive funds in the amount of \$2,428 to Harquahala Fire District and \$2,446 to Surprise Fire Department for hazardous materials response equipment needs. Ms. Herrera also stated she requested on behalf of the LEPC the \$1,500 noncompetitive planning funds to support LEPC outreach and administrative activities. She concluded that the Commission response is pending.
- **Membership Subcommittee** – Mr. Tim Jones stated he had nothing to report. Chairman Fusco requested a report by email in regards to appointing members on subcommittees.
- **Plans Subcommittee – (Approval of Updated Hazmat Plan)** Mr. Brittle stated that the final document provided by MCDEM Staff included all the changes that had been recommended in the last meeting. Mr. Leek stated that the County is in the process of updating the County Emergency Operations Plan which covers all aspects not just hazardous materials. He further stated that this was the last component of this plan and it was expected to be presented to the Board of Supervisors in March or April. Chairman Fusco stated that the Hazmat Plan received public and industry input through the Planning Subcommittee. Chairman Fusco called for a motion to approve the updated

HazMat Plan. Mr. Brittle moved to accept and Mr. Leek seconded. Unanimously approved.

Mr. Brittle reported that his subcommittee has been working on the top ten facilities of special concern utilizing Cameo/Aloha, RMP-Comp, and trade industry calculations i.e. demographics, evacuation radius. Ms. Herrera stated that MCDEM staff has 5 of the ten maps and that he would be contacted when all are completed.

- **Rules Subcommittee** - Chairman Fusco reported on behalf of Mr. David Jones, Chair for an annual committee review of the Rules to be completed by the end of the year.

### **Response to Public Comments from DWAZ**

Ms. Herrera reported that the response document is in response to Public Comments submitted at an LEPC Outreach meeting in July 2006 by Mr. Scott Meyers of Don't Waste Arizona. She stated that the document was then formally placed on the agenda at the November 2006 with draft responses. She stated that the responses were now finalized and a letter was addressed to Mr. Meyers in hopes that the responses are satisfied to his requirements. She further stated that the committee is continuing to cooperate with the recommendations. She indicated that the LEPC is an advisory committee and does not have a lot of authority and that any particular questions or issues posed in the Public Comments should be directed to the appropriate agency. Mr. Brittle stated that putting information together from one another helps to answer questions from the public. Chairman Fusco stated that Ad Hoc committees can be formed under each subcommittee to address questions raised in the future.

### **Letter addressed to EPA Director Civil Rights**

Ms. Herrera stated that this is a follow up letter to the EPA Director due to an administrative complaint that was filed against the LEPC by the community group, Concerned Citizens of South Phoenix. A letter was addressed to EPA in August 2006 in which issues pertaining to the administrative complaint were addressed. She further stated that the two letters combined state that the LEPC is under new leadership, new members, new chairs, and a new executive director. Ms. Herrera iterated that the LEPC has made an attempt to reach a diverse group of the population by conducting the South Phoenix outreach meeting, recruiting new members of African-American background. She expressed that one potential member resigned citing a conflict of interest. Ms. Herrera concluded by stating that the letter is asking EPA to close the administrative complaint as the LEPC is taking proactive and positive steps toward making the committee non-discriminatory. Chairman Fusco iterated that part of the problem in the past is that the committee didn't reach out as much as what the committee is doing now.

### **Evacuation Drill**

Ms. Herrera reported that the last couple of meetings there was discussion on having an evacuation drill. She stated that there still needs to be a decision on when and where this will happen. She further stated that the LEPC had received grant to support the drill in the form of buying exercise supplies i.e., safety vests, door hangers. She asked that a location be determined so the evacuation drill can be carried out within the next quarter. Chairman Fusco asked that the Planning and Education Committees come up with a recommendation for a location and to begin planning the exercise scenario and timeframe. There was discussion on the location, resources,

impact, probability, shelter management and evacuation. Chairman Fusco asked Mr. Brittle to form an ad hoc committee involving at least one member of law enforcement, fire, media and industry and to make a recommendation within the next 30 days.

### **EPA Enforcement Settlement**

Mr. Brittle commented on EPA's Consent Agreement and Final Orders (CAFO) of five facilities in Maricopa County. He stated that the five facilities violated EPCRA requirements and chose to voluntarily disclosed and report. Mr. Brittle stated that he reviewed EPA's CAFO and there was no problem with most of the facilities except one. He stated that one facility had an explosion and not all the proper procedures were taken. Mr. Brittle stated they did not contact the National Response Center within 15 minutes and a written follow up report has not been filed. He stated that his concern was that the facility did not receive any kind of penalty. Mr. Brittle recommended a letter to the EPA inquiring about the no penalty. Mr. Brittle stated that the facility was caught because they were turned in. Chairman Fusco stated the committee was not in a position of recommending fines or punishment to EPA. Ms. Herrera stated that the LEPC has authority under EPCRA to request from the facility a 30 day written follow up report. Chairman Fusco instructed Ms. Herrera to send the facility a letter requesting the 30 day written follow up report.

### **Call to Public**

Mr. Scott Meyer thanked the committee for addressing his concerns from the last meeting. Mr. Ed Hail interacted during the meeting regarding ammonia amounts and releases in the Tolleson area. Mr. Brittle and Ms. Herrera took note for follow up action.

### **Public Review of Plan**

No comments were made by the public. The Plan was available for public review.

### **Announcement of next meeting**

Next meeting will be held on April 4, 2007 from 2 – 4 pm location will be the Red Cross Office, at the Black Canyon Freeway.

### **Adjournment**

Chairman Fusco called for motion to adjourn the meeting. Mr. Brittle motioned for adjournment and Mr. Smith seconded. The motion passed unanimously and the meeting was adjourned at 3:05 p.m.

Cristina Herrera  
Executive Director