



July 8, 2008 – Summary Meeting Minutes

Call to Order/Introductions:

A regularly scheduled meeting of the Maricopa County Local Emergency Planning Committee (MCLEPC) was held on July 9, 2008 at the Scottsdale Stadium located at 7408 E. Osborn Rd, Scottsdale, 85251. With a quorum being present, Chairman Hal Rosen called the meeting to order at 2:07 p.m. Guests and members were instructed to introduce themselves.

Members/Designees Present:

Tom Abbott
Brian Biesemeyer for Mike Fusco
Steve Brittle
Mike Danner for Sheriff Joe Arpaio
Justin Dutmers
Donald Hanson for Cara Sloman
Chris Haupt
Barbara Hauser for Craig Blum
Ron Jamison
Alan Jensen
David Jones
Rich Kochanski for Gil Damiani
Warren Leek
Joan Minichiello for John Power
Tim Newbill
Susan Nicholas
John Power
Greta Rogers
Hal Rosen
Gary Smith
Michael Trapasso
Jannine Wilmoth for Rob Gunter
MaryAlice Witzel

City of Tempe Fire Department
City of Peoria Safety Office
Don't Waste Arizona
Maricopa County Sheriff's Office
Honeywell Electronic Chemicals LLC
American Red Cross
DPC Enterprises
Maricopa County Dept of Transportation
City of Phoenix Fire Dept
City of Tempe Fire Dept
City of Scottsdale Emergency Management
City of Mesa Fire Dept/Emergency Management
Maricopa County Dept of Emergency Management
Maricopa County Environmental Services
City of Goodyear Emergency Management
Maricopa County Dept of Public Health
Maricopa County Environmental Services
Citizen at Large
Envirosure Solutions
KTAR
Univar USA, Inc.
City of Glendale Emergency Management
Banner Good Samaritan

Members Absent:

Cloves Campbell

Arizona House of Representatives

Guests:

William Beebe
Holly Carpenter
Gayle Dowdy
Jennifer Henry
Bryon Holbrook

Metal Management
Maricopa County Dept of Emergency Management
Cox Communications
Maricopa County Dept of Emergency Management
Western Refining

Ivan Lopez
Marty Powell
Cliff Puckett
Gabriel Sezate
Lauren Wikle

Maricopa County Sheriff's Office
U.S. EPA – Region IX
Salt River Indian Community
Mesa Fire Department
Maricopa County Dept of Emergency Management

LEPC Support Staff:

Cristina Herrera, Executive Director
Alaesha James, Recording Secretary

Maricopa County Dept of Emergency Management
Maricopa County Dept of Emergency Management

Review/Approve April 2008 Summary Minutes:

Chairman Rosen called for a motion to accept the April 2008 minutes. Ms. Herrera stated that the copy that was sent out for review by email has since been corrected. She explained that there were two minor changes made. Steve Brittle asked that another correction be made to change the acronym RFP to RMP [under Good of the Order]. It was so noted and the Draft Minutes will be changed.

MOTION: Acceptance of April 2008 minutes as amended.

BY: Steve Brittle

SECONDED BY: Ron Jamison

RESULT: Motion approved unanimously

Discuss Status of Evacuation Drill: Chairman Rosen reported that he, Ms. Herrera and Ray Kuzner (Phoenix Fire Department) met with Jason Glover of the Safeway Phoenix Ice Cream Plant located at 2424 E. Pecan Rd. in Phoenix regarding an evacuation drill at their facility. Ms. Herrera explained that an invitational letter was sent to Safeway's Corporate Office per the request of Mr. Glover. She further explained that Safeway has responded positively and is on board with the drill and feels it is an excellent opportunity for them to work with the community.

Chairman Rosen asked for volunteers to work with this project. Steve Brittle volunteered to assist and will review the emergency evacuation plan for the facility. Ms. Herrera explained that the funding for this project was received in 2006 and items like safety vests and door hangers have been purchased. She further stated that the design of the drill is still open for discussion.

Briefing on Status of Ammonia Safety Day: Ms. Herrera stated that the second annual Ammonia Safety Day will be held on November 12, 2008 at the Phoenix Mountain Preserve Recreation Center, located at 1413 E. Dunlap, Phoenix, AZ from 7:00a.m – 3:00p.m. She further stated that this is a free event with lunch provided. Ms. Herrera stated that currently representatives from the City of Phoenix, the refrigeration industry, and Mr. Gil Damiani are the committee working to put this event together. She stated that this event is seeking sponsors, booth exhibitors, and vendors. She also stated that a notice of the event has been posted on the Maricopa County LEPC website and the AZSERC website. She announced that the next meeting will be July 15th at 2:30p.m at the Maricopa County Department of Emergency Management.

Discuss Annual Review of Membership Records and Applications: Tim Newbill, Membership Subcommittee Chairman stated that the Membership Subcommittee Meeting met on July 8, 2008. Mr. Newbill informed the committee that the Membership Subcommittee will send a letter to LEPC committee members who have incurred two or more unexcused absences within the calendar year, encouraging them to either participate in meetings or to send a proxy. He stated that if there is no reply to the letter and/or

another meeting is missed, the member will be removed from the LEPC committee. Mr. Newbill stated that the Membership Subcommittee will be showing appreciation for perfect attendance to members by presenting them with a certificate of appreciation on an annual basis. Mr. Newbill acknowledged the following members with perfect attendance in 2007: **Steve Brittle, Ron Jamison, Al Jensen, Warren Leek, Mike Trapasso, and MaryAlice Witzel.**

Mr. Newbill stated that at the Membership Subcommittee meeting three applications for membership were reviewed. It was noted that Mr. Beebe was present at the meeting and he was asked to come forward and introduce himself. He was then asked questions in regards to a fire that occurred at his facility. He was also asked questions in regards to the company's collaboration with local responders and the community. Mr. Beebe graciously responded to the questions. Mr. Newbill then informed the Committee that the Membership Subcommittee would like to recommend William Beebe for membership at this time. Mr. Newbill stated that he will recommend to the other two applicants to attend at least one regular LEPC meeting before being considered further.

MOTION: Acceptance of Mr. William Beebe's application as a new member of the LEPC.

BY: Greta Rogers

SECONDED BY: David Jones

RESULT: Motion approved unanimously

Chairman Rosen asked Mr. Beebe to work with the Committee on the Evacuation Drill, Mr. Beebe accepted.

Discuss Member Training Requirement Recommendations: Dave Jones reported, on behalf of Mike Fusco, Ad Hoc Subcommittee Chair, that the Ad Hoc Subcommittee met and agreed on the following training courses for members:

APEX training completed within 90 days of appointment to the LEPC.

NIMS 100 and 700 completed within one year.

NIMS 200 and 800B completed the next year.

Mr. Jones stated that all of the courses can be completed online and if a committee member does not have access to a computer, they are encouraged to use one at either a library or at MCDEM. He further stated that all of the courses provide an online test after completion. Mr. Jones stated that the Ad Hoc Subcommittee felt that these courses will provide members with a basic knowledge of the Emergency Response System. He stated that if the recommendation is approved, the Rules Subcommittee will need to revise the rules to reflect the required training in the Rules at the next LEPC meeting. The training recommendations of the Ad Hoc Subcommittee were approved and the Rules Subcommittee was directed to draft the changes to the rules to reflect that approval.

Mr. Jones also stated that the Ad Hoc Subcommittee discussed an outreach program to cities and towns in the Western part of Maricopa County. Mr. Jones stated that he felt that they are underrepresented currently on the LEPC and would benefit from participation. Tim Newbill informed the committee of a West Valley Emergency Managers group that meets regularly. He will inform the West Valley Emergency Managers Group of the LEPC at their next meeting. Mr. Newbill also offered to host the October 8, 2008 LEPC Public meeting at his facility in Goodyear in hopes to encourage West Valley participation.

Greta Rogers informed the committee that she does not feel it is appropriate for the LEPC to expect members of the West Valley to drive into Phoenix for LEPC meetings. Ms. Rogers suggested to the LEPC to consider forming a West Valley LEPC. No further discussion. [This will be an agenda item for the October 2008 meeting].

Briefing on US DOT final regulation HM-223: Steve Brittle stated that he has been looking at the problems with regulating rail traffic and cargo containing chlorine. He stated that the question has been presented to EPA, "At what point does the chlorine become a reportable quantity that has to be filed with a Tier II report?" Mr. Brittle informed the Committee that U.S. DOT (Department of Transportation) has said that they are really not inspecting rail yards and they now have given more local control to the EPA, LEPC, and the SERC to do inspections and increase or make local requirements. He stated that in the State of Arizona, the Arizona Corporate Commission's Department of Railroad Safety also has jurisdiction over some of the inspections. Mr. Brittle stated he has called the Department of Railroad Safety and stated that they are aware of the changes associated with HM 233. Mr. Brittle stated that the Department of Railroad Safety informed him that if a rail car carrying hazardous materials goes into a fenced enclosure that is a side rail, even if it is leased from the railroad company or the owner, at that point it is private property and it is no longer considered to be in transportation. Mr. Brittle stated that the reason for his briefing to the Committee about the HM-223 regulation is because he wants to bring to the attention of the Committee that the regulations have changed. Chris Haupt informed the Committee that the (federal) Department of Homeland Security also conducts inspections and monitors the movement of toxic inhalation hazards (TIH) on rail. He also stated that there are charges from the railroad if the TIH railcars are not spotted on arrival. If the end user can not accept the TIH car on arrival, then these cars must go to a secure area at the rail yard. He further stated that these charges can be up to a \$1,000.00 per day.

Briefing on 2008 NFPA Standard 472: Tom Abbott stated that the 2008 NFPA Standard 472 is a performance driven competency for response. He further stated that over the years one of the chief complaints has been that the NFPA Standard 472 was very fire specific and the ultimate goal was for the standard to be complied by industry and law enforcement as well. Mr. Abbot informed the Committee that in the current 2008 edition some changes have been made to the performance standards in training. He stated that the new edition has made the NFPA more inclusive and has broken out certain areas. He further stated that the term "Responder" has now changed to "Personnel." Mr. Abbot stated that the First Responder Operational Level is where a lot of significant changes to the NFPA Standard took place. He reported on the changes: Weapons of Mass Destruction (WMD) has been added to every one of the competencies; Operational Level responders have been broken down to the core competencies for everyone; mission specific competencies that now allow industry, law enforcement, and fire service; Agent Specific has been added; Private Sector was dropped from Specialist Employee and is now just called Specialist Employee; A new position was added for Hazardous Drills Officer and Hazardous Drills Technician are now called Radiation Specialties.

Good of the Order/Announcements: Steve Brittle informed the Committee of the Risk Management Program (RMP) audit he conducted. Mr. Brittle conducted a cursory audit to find out if the companies who filed with the Risk Management Program also filed Tier II reports. Mr. Brittle informed the Committee that all of the companies who have filed with the RMP have also filed their Tier II reports as well. He stated there are currently 65 RMP Facilities in Maricopa County that are reporting. This number is down by 20 facilities from six years ago. Mr. Brittle stated there are a few RMP facilities that report for Ammonia, and that he has concerns about the different Off-Site Consequence Analyses they report. He stated that some facilities with ammonia would have a certain amount of Ammonia on the side

and their off-site consequences are large distances in the case of a spill and a facility with even more Ammonia would have off-site consequences ¼ of what the smaller companies have. Mr. Brittle stated that EPA informed him that the companies choose the computer modeling program of their choice to map their off-site consequence distances.

Mr. Rosen informed the Committee regarding his commitment to the LEPC. He stated that he takes the position of Chairman very seriously and would really like to make a difference. Mr. Rosen asked the Committee to work with him to make a difference. He requested the Committee members to call him or Ms. Herrera with suggestions or ideas that they may have. He would like to put those suggestions and comments into action. Mr. Rosen asked the members to either call him or email him by the next meeting.

Mr. Brittle stated that he would like the LEPC to write a letter to the Corporation Commission and ask them to start looking for railcars that sit for long amounts of time. He stated he would like the Corporation Commission to inform the LEPC of these railcars so the LEPC can inform the railroads of the need to fill out Tier II (reports). He requested this be put on the agenda for the October 2008 meeting.

Ms. Herrera announced that September is Disaster Preparedness Month. She stated many of the cities and town are gearing up for activities. Ms. Herrera stated there will be quite a few events and she would like LEPC members to participate in these activities if possible. Ms. Herrera informed the Committee that she will be purchasing audio equipment which will be ordered this fiscal year with grant money to help with the audio amplification at meetings.

Call to Public/Public Comments on Plan: None.

Announce Next Meeting: The next meeting will be on October 8, 2008 from 6 pm to 8 pm in Goodyear. It will be conducted at 190 N. Litchfield Road, Goodyear, AZ in Room 117. Mr. William Beebe offered to bring refreshments for this meeting.

Adjournment:

With no further business, Chairman Rosen asked for a motion to adjourn the meeting at 3:21 p.m.

MOTION: To adjourn

BY: Mr. David Jones

SECONDED: Mr. Ron Jamison

RESULT: Unanimously passed.

Respectfully submitted by: Cristina Herrera, Executive Director

Note 1: These minutes are considered DRAFT until approved at the next formal meeting.

Note 2: Meetings are open to the public and posted according to the Open Meeting Law.

Note 3: Members of the public have an opportunity to address the Committee under the *Call to the public*.

Note 4: Members of the public have an opportunity to review the Hazardous Materials Response Plan and provide comments.

Note 5: Agenda items may be taken out of order.