**Missouri Emergency Response Commission**

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Missouri Emergency Response Commission Agenda

St. Charles County EOC

1400 TR Hughes Blvd.

O’Fallon, MO

Conference Call Number: 573-418-9401

11:00 a.m.

August 27, 2019

Welcome/Introductions –

Commission members Present: Bill Brinton, Brian Allen, Lisa Cardone, Cory Jorgensen, Bill Kidd

Staff Present: Paul Kirchhoff, Patti Tye, Lana Nelson, Lisa Jobe, Karen Eagleson, Robbie Myer, Sara Allen, Rick Daly, Steve Shaw

Guests: Chris Berndt, Brad Harris, Mark Kempker, Karla Marshall, Jimalee O’Connor, Charlie Peel, Keith Henke, Shari Dye, Patrick Seamands, Mark Diedrich, Dane Riafesel, Jeff Riddle, Kelly Bobeen, Jamie Kidd, Alan Wyatt, Ina Smith, Jim Fingerhut,

Phone: Terri Blunk

Minutes from previous meeting: A motion was made by Bill K. to accept the minutes as written, seconded by Cory J. and passed unanimously

 **Reports:**

EPA report presented by Terri Blunk

The planning committee would like to thank everyone for attending the conference. Through mid-September, the conference website www.regonline.com/2019LEPC will be updated with presentations we have received permission to post and photos. If you would like to help the planning committee plan the 2021 conference, please contact Terri Blunk at blunk.terri@epa.gov or 913-551-7013

The List of Lists is a consolidated list of chemicals subject to EPCRA, CERCLA, and Section 112(r) of the Clean Air Act (CAA). It was prepared to help facilities handling chemicals determine, for a specific chemical, whether they may be subject to certain reporting requirements. For more information visit. www.epa.gov/epcra/consolidated-list-lists-under-epcracerclacaa-ss112r-june-2019-version

On June 4, 2019, EPA Administrator Andrew Wheeler signed a final rule to amend the emergency release notification regulations under EPCRA. This amendment adds a reporting exemption for air emissions from animal waste at farms. For more information, visit: www.epa.gov/epcra/cercla-and-epcra-reporting-requirements-air-releases-hazardous-substances-animal-waste-farms

For information on removal actions completed by EPA, please visit the new website at https://response.epa.gov

For more information about response efforts, regulations, tools, and research that will help the regulated community, government entities, and concerned citizens prevent, prepare for, and respond to emergencies visit: www.epa.gov/emergency-response

Local Government Reimbursements **–** Hazardous Substance Claims**.** To make a claim to EPA for reimbursement of costs associated with a hazardous materials response, go to www.epa.gov/emergency-response/local-governments-reimbursement-program

U.S. Coast Guard National Pollution Funds Center (NPFC) – Oil Claims**.** To make a claim for costs or damages from an incident under the Oil Pollution Act of 1990, use the two-page form found at the bottom of the NPFC Claimant's Guide, which can be found at www.uscg.mil/npfc/urg/

EPA Region 7 continues working on two ESF #10 Mission Assignments under R07-4435-DR-MO to assist the State of Missouri with the recovery and proper disposal of flood-displaced (“orphan”) containers potentially containing oil and hazardous materials, and to address any spills of hazardous materials resulting from the 2019 Missouri flooding.

Approximately 124 miles of flood-impacted levees have been assessed.

EPA and MDNR completed reconnaissance of the Missouri River in the eight counties for which the State of Missouri requested EPA’s assistance. Approximately 300 river miles were reconned.

Recovered containers are segregated and staged at a MODOT facility in Mound City pending waste characterization and proper disposal. Thus far, 741 tanks, drums and other containers have been recovered from flooded areas and approximately 14,500 gallons of oil/hazardous materials have been characterized and bulked for disposal.

EPA projects that field-based reconnaissance and recovery operations under R07-4435 will be completed by early August. Bulking and disposal of collected oil/hazardous materials, and final closure of the MODOT staging area in Mound City, is anticipated to take approximately 1-2 additional week(s) with a reduced staffing presence

The NETI eLearning Center provides online eLearning, live webinar, and classroom training opportunities to environmental enforcement personnel (including government inspectors, the legal community, and investigators) in federal, state, tribal and local governments. For more information on all learning opportunities visit www.epa.gov/compliance/national-enforcement-training-institute-neti-elearning-center

Brad Harris presented DNR report

The Department’s Environmental Emergency Response (EER) staff continues to engage and support local planning efforts through regular attendance at LEPC/LEPD and RHSOC meetings, either as standing committee members or in an Ex-Officio capacity. The EER staff also represents the Department at EPA Region 7 Regional Response Team (RRT) meetings, associated sub-area committee meetings, and participates in other committees such as EPA Region 7 EPCRA meetings. EER staff attended the EPA Region 7 LEPC Emergency Planning and Response Conference in Omaha on August 8-10, 2019 and are registered to attend the State Emergency Management Conference in St. Charles August 27-30, 2019 and the EPA Region 7 RRT meeting in Kansas City on September 25-26, 2019.

The following efforts have been documented in the Missouri Environmental Emergency Response Tracking System (MEERTS) and other databases.

FY19 (July 2018 through June 2019)

1008 incidents (979 non-meth; 23 meth-related)

312 responses (31.8%)

276 technical assistance inquiries into the spill line were managed by EER staff

148 outreach events were participated in by EER staff

FY20 (July 2019)

85 incidents (84 non-meth; 1 meth-related)

14 responses (16.7%)

30 technical assistance inquiries into the spill line were managed by EER staff

12 outreach events were participated in by EER staff

In an effort to serve the public and stakeholders better, the Department has implemented enhancements that have updated the ability for the public to search for incident data on our website at <https://dnr.mo.gov/env/esp/meerts/>

The Department, along with partners in the Departments of Public Safety (DPS) and Health and Senior Services (DHSS), are prepared to provide MERRTT to response agencies along Missouri’s radiation transportation corridors. EER staff continue to be engaged with local officials on planning additional classes. In addition, EER staff are working with DHSS, SEMA, and the MERC to schedule refresher classes in Regions H and C. Full classes will be delivered in Regions F and C. These classes are being scheduled for late 2019 and early 2020.

A JAG grant to continue this program has been approved for FY20. The approved grant does not include funding for a 40-hour Clandestine Drug Lab HAZWOPER so the class tentatively scheduled for August of 2019 has been canceled. Four refresher courses are scheduled to take place in December of 2019. Registration for the recertification courses can be completed online through the Missouri State Highway Patrol. www.mshp.dps.missouri.gov/MSHPWeb/PatrolDivisions/TND/2016Hazmat Recert.html

At this time the program is maintaining operation of eight (8) collection facilities located in the following locations: Hillsboro, Jackson, Kansas City, Nixa, Palmyra, Rolla, Sedalia, and Webb City. The number of labs, and subsequently the amount of chemicals, submitted to these facilities continues to decline with only 23 labs reported to EER during FY19.

In late March 2019, the area of Northwest Missouri experienced flooding that resulted in hazardous material containers to be deposited along roads and in farm fields (picture #2). MODOT requested the Department assist with removal of these orphaned containers from the I-29 corridor before the interstate could be opened. The removal of hazardous substance containers took place from 3/22-29/19. Container owners are evaluating other areas of state highways where hazardous substance containers were found for removal or the Department as access allows. The Department also assisted local public agencies with wastewater and drinking water system damage due to flooding.

The EER Section will be assisting with six pesticide-collection events in calendar year 2019 through funds resulting from a federal settlement. Following is a summary of events to date:

March 9 - Portageville on March 9 collected 55,467 pounds from 30 participants

April 6-Troy on collected 26,156 pounds from 62 participants

May 18 the Mount Vernon on collected about 4,500 pounds from 28 participants

June 29 - Carrollton event on collected about 6,800 pounds from 22 participants

August 3 - Ste. Genevieve collected about 5,000 pounds from 22 participants

September 7 - Columbia on TBD.

Additional information about the Pesticide Collection Program may be viewed at <http://www.dnr.mo.gov/env/hwp/pesticide/>

Paul Kirchhoff gave division of Fire Safety report. Training numbers were included in the commission packets.

Keith Henke delivered the report from DHSS. Keith delivered information on Rad/Chemical Emergency Response Program, trainings they have sponsored and attended.

Patti Tye gave the Tier II update.

To date, the MERC has received 8,214 Tier II reports for the 2019-filing year. That a little lower than last year’s total of 8,336. Reports do continue to come in daily.

Optional Distribution is complete. We do still get optional distribution reports coming in on occasion. Those are sent at the end of each month. This year, we had five packets returned as undeliverable. We will research and get proper mailing address for these and resend.

Patti spoke of planner activity, and the increase in the number of plans onsite at MERC. MERC is not at 67% of county plans on file. That is up from about 15% last year.

Karen has been working with the Region 7 LEPC Conference committee for the program, breakouts and awards, The Conference was August 8-10.

Karen is also working on a list of unpaid facilities for 2018, there are now 11 unpaid, but of the 17 previously reported, only one remains. She sent five inquiry letters out, all had to file.

I did follow-ups on 34 EER incidents

Lana Nelson gave the CEPF report: all payments for the Tier II reports are processed and filed into their folders.

I have received 46 CEPF applications for 2019. These were due to the MERC office no later than May 15th, 2019.

I have eight out of the 47 that are still pending. I have emailed each of these counties of what documents

they are missing.

Paul Kirchhoff, MERC Director, approved 38 CEPF applications for 2019, since our las commission meeting. Paul will address this in his report.

Lisa Jobe gave the training report.

A list of upcoming trainings were included in commission packets. Lisa also spoke of the promotional items ordered and received. A sample of each item was given to commission members.



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Director’s report was given by Paul K. Paul reported on the monies available through HMEP, and CEPF as shown above.

The MERC must approve the LEPC/D membership lists provided in CEPF applications

In addition to 16 LEPC/D CEPF applications we have applications for five counties with one going back to 2008. This represents our effort to engage counties that had been dormant over several years.

It is proposed that the commission approve the provide LEPC/D membership list for Hickory County -2017, 2018 and Polk – 2017.

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Motion to approve by Lisa C. Seconded by Bill B. Motion carried

Paul also addressed the commission on excess MERC training equipment.

We currently have two large pieces of training equipment that either are no longer being used (CERT Training Trailer Model #610) or have never been used (MC306 Tank Model). Due to limitations in transportation of the training aids as well as a lack of need for the equipment, we are recommending divesting the MERC of the aids.

CERT Training Trailer – Our trainers would have to have a method to transport the trailer to the desired location. We would also have to revise their contracts to accommodate the added expense. We currently contract this class outside of the MERC Trainers. The trailer must be maintained and licensed.

MC306 Tank Model – This training aid must also have a method to transport the aid to the desired location. Its construction is such that it would have to be loaded on a trailer and moved. It was designed to be in a single location for centralized training. The devise also does not meet the desired needs of the trainers in that it does not tilt of simulate the spill/leak of a product. It has been housed in the warehouse and never used.

Paul proposed we determine if there is a need/desire for the training aids at the local level. If so, we will go back to the Commission with requests and proposals. If not, we should work with SEMA Logistics Section to divest the equipment from the state inventory.

Paul requested a research option to gage the level of interest from the counties. Motion to approve made by Cory J. Second by Bill K. Motion carried.

Motion to adjourn made by Lisa C. Second by Bill K. Motion carried

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Meeting adjourned.

Respectfully Submitted,

Patti Tye