



LEPC Meeting Minutes July 15, 2010

Attendance and introductions

Approval of Minutes

The minutes of the May 20, 2010 Minutes were approved as distributed.

Old Business

Ryan Grant reported that he met with Lucas County Fire Chiefs to discuss the spill trailers. The location has not been determined and he will continue to work with the Fire Chiefs. Oregon Fire has expressed an interest in maintaining a trailer. Possibly look at purchasing non-hydrocarbon boom to add to the trailers.

Sub-Committee Reports

Executive Committee: Second Contract for Laura Stead to continue work on HazMat Plan
Mike Frey reported that the bulk of the work is completed on the HazMat Plan. The current contract to type the current plan into Word ends September 16, 2010. The second contract for Laura Stead is to maintain and edit the plan. The first payment would be March 17, 2011. Questions were raised in reference to how this plan works in relation to the Lucas County EMA Emergency Support Function (ESF). The work being done would eliminate two separate plans and the HazMat plan would serve as an appendices. Motion to approve entering into a contract with Laura Stead by Carrie Perry, second by Chris. Motion passed.

Training: Mike Gerber discussed a recent incident with oily animals. Bp has put on training in the past for Animal response. Perhaps NOMAD and LEPC can organize training for this area.

Chris Herman announced that he presented to 30 people at the NW Ohio Fire Chief Association about NOMAD.

Michelle reported that the meeting with University of Findlay for 8 hour refresher is next Friday. No HazMat IQ planned for this year.

Exercise: No report.

Announcement-Hospital Association Regional Functional Exercise Day is scheduled for April 13, 2011.

Finance: Received SERC grant. Budget Report attached.

Grants: Notice of SERC Grant Award
SFY 2010-\$50,174
SFY 2011-\$55,202

Plan review: Plan undergoing revisions.

Information Coordinator: No request.

Emergency Coordinator: Michelle Hughes-Tucker reported that the PUCO grant award will include the 8-hour refresher for the second year. The refresher date will be October 21st or 28th. It is open to government, private industry, and LEPC board members. Registration materials will go out in September.

Public Relations: Kathy Silvestri moved forward with the contract with Toledo Free Press. The first article will be in this Sunday. Next month's topic is for the transportation industry.

\$1500 is available for a tri-fold about LEPC.

The RFP draft is out for comment. The group is looking for pilot facilities. Meetings are posted on the LEPC website and the next meeting is tentatively in August. Matt will work with Lucas County Purchasing. Kathy has two vendors and needs to submit on additional.

Compliance Committee: Compliance Cases. Tony Sloma provided a spreadsheet listing of the status of cases. The spreadsheet is attached. Tony Sloma made a motion that the LEPC vote on the requested waiver or proposed counter offer.

<u>Facility</u>	<u># of offenses</u>	<u>Days Late</u>	<u>Penalty - Voluntary</u>	<u>Status</u>	<u>Subcommittee Recommendation</u>	<u>LEPC Vote</u>
TOL Aviation	1	43	\$53.10	Waiver request, late first time filer	5-0 Decline Waiver - 2 abstain	Wiegand 2 nd motion to decline Passed 1 abstain
Delta Fuels	5	17	\$5,521.00	waiver request, claim reports mailed 2/23/10	6-0 Decline Waiver - 1 abstain	Heyrman 2 nd motion to decline Passed 1 abstain
Jeffers Crane	4	18	\$,5282.00	waiver request, missed filing administrative oversight	7-0 Decline Waiver	Wiegand 2 nd motion to decline Passed
Sam's Club	4	24	\$5,262.00	waiver request, or reduction to \$1,762 (eliminate previous citation points)	7-0 Decline Waiver	Herman 2 nd motion to decline Passed
New Mather Metals	3	29	\$5,002.00	waiver request, or reduction to \$1,200, going out of business in 2010	7-0 Accept \$1,200 Counter	Perry 2 nd motion to accept Passed
Avis	3	25	\$4,762.00	counter offer \$1000	7-0 Accept Counter \$1,000	Herman 2 nd motion to accept Passed

National Car Rental	4	18	\$5,233.00	waiver request, change in filing personnel, State electronic filing on 2/12/10	7-0 Accept Counter \$1,000	Davis 2 nd motion to accept 1 opposed Passed
Henry Gurtzweiler	2	17	\$4,631.00	waiver request, economic hardship, personnel reductions	5-2 Counter 10% \$463.10	Herman 2 nd motion to accept 3 opposed Passed
American Metal Cleaning	3	17	\$4,861.00	waiver request, misplaced report	6-0 Counter 20% \$972.20 - 1 abstain	Wiegand 2 nd motion to accept Passed 1 abstain
St Charles Hospital	2	18	\$4,730.00	waiver request, oversight	7-0 Counter 20% \$946.00	Herman 2 nd motion to accept Passed 2 abstain
Toledo Shredding	4	21	\$5,390.00	waiver request, oversight, economic hardship	6-0 Counter 20% \$1,078.00 - 1 abstain	Wiegand 2 nd motion to accept Passed 2 abstain

<u>Entity</u>	<u>Non-compliance</u>	<u>Proposed Penalty</u>	<u>Status</u>	<u>Recommendation</u>	<u>Committee Recommendation</u>
American Sign Company	Late 30-minute and 30-day spill report of oil to water, sewer and soil from Alexis Road facility.	\$3,962.50	Request for waiver, economic hardship, tenant caused issue, may file bankruptcy	5-0 Decline Waiver and recommend Company list Lucas County LEPC as creditor on bankruptcy claim. 2 abstain	Perry 2 nd motion to decline Passed 3 abstain
American Youth for Christ	Late 30-minute and 30-day spill report of oil to water, sewer and soil from Alexis Road facility.		Have not filed reports for release, submitted notice of retainer of attorney		

New business

Mike forwarded flyers for the 2010 LEPC Conference scheduled for August 11th and August 12th.

Chris Herman reported he is acting chairman of NOMAD now that Scott Outsky has left the area.

Kraft Foods has joined.

The resource catalog is going through final review.

Resources have been donated for the Toledo Fire boat.

Ryan Grant reported that two applications for appointment have been submitted.

Stephen Arnold-Transportation

A motion to approve the applications for appointment was made by Barnes, seconded by Mike Gerber.

Motion passed.

Chad Gogley-Private Citizen

A motion to approve the applications for appointment was made by Chris Herman, seconded by Greg Bonfiglio.
Two abstained. Motion passed.

Adjournment

- Meeting was adjourned. The next LEPC meeting will be at 12:15 p.m. on September X, 2010 in the third floor conference room of the Lucas County Emergency Services Building.

Minutes Submitted by: Patekka Pope Bannister

Approved:

Paid Cases

<u>Entity</u>	<u>Non-compliance</u>	<u>Penalty paid</u>
Independent Concrete Company	Late 30-day spill report of 1 Gallon of diesel from truck on property released to Ottawa River.	\$1,000.00
Alro Steel	2009 Late First time filer 232 days late	\$138.00
St. Lukes Hospital	2009 Late First time filer 204 days late 2010 late Tier II report 16 days late	\$144.00 \$116.00
Ambiol Flex Fuels	2010 late first time filer 30 days late	\$67.10
Grand Aire	2010 late first time filer 50 days late	\$129.00
Owens Corning Flight	2010 late first time filer 43 days late	\$50.00
Young Chemical	2010 late Tier II voluntary 18 days late	\$47.10

Pending cases

<u>Facility</u>	<u># of offenses</u>	<u>Days Late</u>	<u>Penalty - Voluntary</u>	<u>Status</u>	<u>Subcommittee Recommendation</u>
Quality Fuels	3	4	\$473.00	No response to penalty letter	2 nd Notice
Lowes #1659, #1614, #1643	3	2	\$1,425.60	pending response to denial of waiver	2 nd Notice
Amerigas Propane	5	22	\$5,233.00	Telephone conversation, no written response	2 nd Notice

American Sign

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