

STATE EMERGENCY RESPONSE COMMISSION

Meeting Minutes September 22, 2011

Commissioners

Secretary Lewis D. Schiliro – Chair/DSHS	Glenn Gillespie – DEMA
Arthur D. Paul – DEMA	David Irwin – New Castle County LEPC
Grover P. Ingle – State Fire Marshal	Colin Faulkner – Kent County LEPC
Sen. Bruce Ennis – DVFA	Charles Stevenson – Sussex County LEPC
Steve Martin – DE State Fire School	Robert Byrd – Rail Transportation
Dwayne Day – DelDOT	Steve Owens – Water Transportation
Jim Paige – DSP	Dr. Jerry Llewellyn – Div. Public Health

Members/Visitors

Nancy Wyatt – DEMA	Joseph Murabito – NCC LEPC
Lynn Perry – DEMA	Bob Barrish – Citizen/Kent LEPC
Reginald Dunn – U.S. DOT	Allen Metheny, Sr. – Kent LEPC (Retired)
Eric Huovinen – SC EMS	David Mick – Kent LEPC
Lynn K. Poling – Lewis Environmental	

The September 22, 2011 meeting of the State Emergency Response Commission (SERC) was called to order at approximately 9:05 a.m. by the Chairman Lewis D. Schiliro, Secretary Department of Safety and Homeland Security. The meeting was rescheduled from the second Wednesday to September 22nd to de-conflict with other state activities. The attendees introduced themselves and a quorum was present for the purpose of conducting business. The June 8, 2011 meeting minutes were approved as written, following a motion by Mr. Steve Owens and second by Sen. Bruce Ennis.

STANDING COMMITTEE REPORTS

Finance and Budget Committee

Summary of SERC finances as of 9/20/2011 (for accounts at DNREC):

SERC Fee Holding Account:

Carryover from 2010 calendar year	+ \$ 260,838
Fees received thus far in 2011	+ \$ 286,960 (a)
Projected reimbursements thus far	- \$ 200 (b)
Annual disbursements for FY 2012 (approved at March 2011 meeting and completed in June/July 2011)	- \$ 245,818 (c)
Annual transfer to decon trailer replacement fund	- \$ 59,000 (c)
Account balance as of 9/20/2011	\$ 242,780

Decon Trailer Replacement Account:

Carryover from 2010 calendar year (interest info incomplete)	+ \$ 226,449 (d)
Transfer into account in June 2011	+ \$ 59,000 (c)
Interest received thus far in 2011 calendar year	+ \$ 0 (d)
Account balance as of 9/20/2011	\$ 285,449 (d)

Notes:

- Reports and fees from facilities covering calendar year 2010 were due (to be postmarked) by 3/1/2011. Additional fees are expected as we continue to follow up on delinquent reporters. Net fees collected during 2010 calendar year totaled \$297,380.

- b. Reimbursements will be necessary to a small number of facilities for reporting errors. These are identified as submission reviews are completed. Reimbursements are typically mailed to facilities later in the year. Reimbursements in the last two years have totaled less than \$500.
- c. Disbursements approved in March 2011 for FY 2012 were as follows:

Agency/Organization	FY 2012 Approved Allocation
City of Wilmington LEPC	\$ 53,439.20
New Castle County LEPC (account maintained at DSFS)	\$ 74,182.35
Kent County LEPC	\$ 45,406.63
Sussex County LEPC	\$ 68,199.74
SERC IT Committee (account maintained at DSFS)	\$ 4,590
DNREC/DWHS EPCRA Program support *	\$ 0 *
Total	\$ 245,817.92

*Original request for \$17,290 was approved, but was withdrawn by DNREC/DWHS on 5/16/2011.

Additional Transfer(s)	Approved Amount
Decon Trailer Replacement Fund **	\$ 59,000

** Separate interest bearing account maintained at DNREC for SERC.

- d. Accounts are being re-organized as part of migration to new State financial system in July 2010, and interest amounts for 2010 and 2011 are not currently available. Interest will continue to accumulate. Effective July 2008, interest from both the Fee Holding Account and Decon Trailer Replacement Account are being jointly deposited into the Decon Trailer Replacement Account.

HMEP Grant Review – Mr. Arthur D. Paul

Mr. Paul referred attendees to a Hazardous Materials Emergency Preparedness (HMEP) handout which included notes from the August 2011 HMEP Grant workshop and printouts of the current status of expenditures by DEMA and the Sub-grantees (Budget vs. Actual).

- The current tracks of expenditures for FY 2011 show that we will not spend nearly \$90,000 of the awarded \$154,000. There has been a significant increase in the scrutiny of eligible activities and many expenses that were previously reimbursed have been disapproved; this has exacerbated the already difficult task of liquidating the grant monies. Three years ago there was a 70% increase in HMEP funds (\$90k to \$154k) and a “refocusing of the grant program” to include a change in management personnel and increases in grant management staff. Mr. Paul briefed on the history of HMEP grants and Delaware’s current and past participation. Fiscal Year 2012 Grant award was reduced to \$118,094 from \$154,110, reductions in future grant awards may occur if HMEP funds are not utilized; several States had their rewards reduced. This fiscal year’s difficulties in expending HMEP funds lead to the August workshop for sub-grantees.
- The workshop was designed to review Delaware’s HMEP grant program and had a two-fold purpose: to identify projects to expend the remaining FY 2011 funds and to discuss strategies for doing a better job of expending FY 2012 funds. The following were outcomes of the workshop:
 - Discuss with the DE State Fire School expenditure opportunities for FY 2011/2012.
 - Kent County Decon team members to attend training by Sept 30, 2011, if Emergency Management Preparedness Grant (EMPG) backfill funds are available. (Beth Moran received verbal approval from the EMPG Program Coordinator, please schedule training ASAP).
 - Kent and Sussex LEPCs will explore additional training opportunities for FY 2011/2012.
 - Explore the possibility of updating or performing completing flow studies

- Following briefing on HMEP expenditures and the August Workshop, Mr. Paul further explained the evolution of the HMEP grant program and there were lengthily discussions and questions. Finally, Mr. Paul briefed on the Planning and Training Committee recommendation to establish an Adhoc Committee to examine the viability of flow studies and make recommendations to the Commission (see P & T Committee notes). The Chairman appointed the Special Committee and the SERC approved. The following are the members for the Special Committee: All LEPC's, SERC Transportation Representatives, DSP Motor Carrier Safety, Fire School, DNREC ERB, DelDOT and DEMA.

Planning and Training Committee – Mr. Glenn Gillespie

The Committee met on August 18, 2011 at State Emergency Operations Center (EOC) and 10 members/attendees was present. Committee Chairman Jamie Turner called the meeting to order at 9:00 a.m. and the May meeting minutes were approved. Attendees were provided a copy of the meeting agenda. The following agenda items were briefed and discussed.

- SERC Meeting Agenda – Mr. Paul suggested, by Mr. Dave Irwin, NCC LEPC Chairman. The Committee approved a briefing on Delaware's June TRANSCAER training event and Mr. Irwin will give a 15-20 minute PowerPoint presentation at the September SERC meeting.
- HMEP Update – Mr. Paul briefed on the Delaware Hazardous Material Emergency Preparedness (HMEP) Workshop that was held August 17, 2011.
- TRANSCAER (**T**ransportation **C**ommunity **A**wareness **E**mergency **R**esponse) – Mr. Paul and Mr. Irwin briefed on the very successful Tri-State Training Tour on June 22-23 2011 at the Transflo Wilsmere rail yard in Wilmington.
- The 5th Annual DE HazMat Conference – Mr. Paul briefed that the Conference Planning Committee had their first meeting for the 5th Annual Delaware Hazardous Material Conference. The Conference will again be hosted by the 31st Civil Support Team (CST) at the Smyrna Readiness Center and the specific date is being coordinated. The committee reviewed the surveys for the 4th conference and discussed areas for improvement and selected tentative sessions.
- New Business – 1). SERC Annual Report FY 2011 – The DE Code requires that an annual report be provided to the Governor. Mr. Paul recommended presenting the final draft to the SERC for approval at the September meeting, following email distribution and final review by the Committee and the Commission, prior to the September SERC meeting. 2). Review of SERC By-laws – a change to the By-laws were reviewed by the Committee. They have been amended to change the name of the "Division of Waste Management" to the "Division of Waste and Hazardous Substances," the change was made by Senate Bill 103 and was briefed by Ms Marjorie Crofts, SERC Vice-chair at the June SERC meeting. To amend the By-laws, there must be an affirmative vote of a three-fourths majority of the entire membership. 3). HMEP Workshop Project – As a consideration for possible activities, Mr. Paul briefed on the Delaware Hazardous Material Transportation Flow Studies (five were completed between 1994-1998; and two reports—that reviewed the five studies—in 2002 & 2004). Commodity flow studies were an example of an eligible HMEP expense taken from the National Association of SARA Title III Program Officials (NASTTPO) HMEP Grant Guiding Principles. Following a discussion on flow studies, the Committee decided to recommend that the SERC Chair establish an Adhoc Committee to examine the viability of flow studies and make recommendations to the Commission. The following are recommended members for the Ad Hoc Committee: All LEPC's, SERC Transportation Representatives, DSP Motor Carrier Safety, Fire School, DNREC ERB, DelDOT and DEMA.

Meeting Dates for 2011:

- P & T Committee: Nov 17
- SERC: Dec 14

The meeting was adjourned at approximately 9:55 a.m.

Decon Trailer Committee – Mr. David Mick

The Committee met on August 3rd, and 7 members were present. Co-Chair David Mick called the meeting to order at 10:00 a.m. at Delaware State Fire School. Minutes of the previous meeting were approved (received). Committee Reports: Repairs/Maintenance – None.

Decon Team Activity Reports:

	<u>Responses</u>	<u>Training</u>	<u>Public</u>
New Castle County	6	1 drill	1
Kent	0	2	0
Sussex	1	2	0

- WMD Funding – Discussion regarding reimbursement for costs associated with response vs. training. Ellen Malenfant gave a summary report of the existing and pending grant funds. An estimate of maintenance spending was presented. Currently there are 2 vendors available through the maintenance contract. Further information is needed as to exactly how the maintenance will be conducted.
- Old Business: Sub-committee formed to address long range plans and mission consisting of representative from each County Team, DNREC, and Wilmington. This sub-committee is charged with presenting preliminary long range plan at the next User's Group meeting. Much general discussion with a focus on diminishing grant funding and changing threat assessment. It was reported that the FS discipline has decided to withhold further funding in support of the FDUs. Stations still in possession of an FDU will be notified of same. Meeting adjourned 1200 hrs.

The next DECON meeting scheduled for October 05, 2011 – 10:00 a.m. at Delaware State Fire School.

Information and Technology Committee – Mr. Steve Owens

The IT Committee met on September 14, 2011 at the Fire School with 8 people present.

Business:

- Emergency Release Notification Guidance – In 2007, the SERC IT Committee printed outreach items providing facilities with guidance on Emergency Release Notification procedures. The guidance materials were based on the various regulations, and included a list of the items required to be reported by facilities under the regs when making notifications. Last Fall, through an effort led by New Castle County, a list of questions was developed to be asked by 911 Centers when facilities call to report a hazmat emergency. The 911 list of questions differs from the items required under the regulations. New Castle County has already distributed their list of questions to businesses by letter. Issue had been raised on whether the outreach materials developed by the SERC IT Committee should be updated and changed to address both sets of items. After lengthy discussions, it was agreed that the two sets of questions address two separate issues, and changes to the SERC outreach guidance to include the 911 questions are not necessary. Guidance contained in the SERC outreach item addresses EPCRA regulatory requirements for facilities to notify the SERC (thru DNREC) and LEPC Community Emergency Coordinator when there's a release of a listed substance above the listed Reportable Quantity (RQ). These reportable releases often require no emergency response and no notice to 911 (unless it's a transportation release). In fact, facilities are instructed to NOT call 911 for these "reportable" releases unless emergency response assistance is needed. The 911 questions were developed for facilities in the event they call 911 for assistance. The Committee did agree, however, that minor updates are needed to clarify the information on the SERC outreach guidance. An updated draft is being developed for review. Related "business card" outreach item will be updated for review as well. Printing of updated items will be limited, due to new restrictions on use of HMEP funds. Will try to focus on electronic distribution approaches.
- Emergency Planning Requirements for Facilities – Recently, questions have been raised concerning the legal requirements for development of emergency plans by facilities. A handout was presented as background information, including a summary of the planning requirements

under EPCRA, and a list of various federal regulations which require facilities to develop and maintain emergency response plans. This list was part of the Federal “One Plan” guidance. Dave Irwin noted that the New Castle County LEPC has a generic plan format they provide to facilities when needed. The generic plan will be circulated among the LEPCs for future discussion.

- Tier II Manager Issues and Updates –
 - GIS layer for Tier II sites has been created and loaded into Tier II Manager. Now working on update procedures for addressing new facilities and removed sites. Additional info on 911 addresses, cross streets, and Fire Depts, collected from 911 Centers, is being entered by DNREC EPCRA, instead of paying IDSI.
 - If there are any additional suggestions for upgrades for the next version of Tier II Manager, please forward to Bob P. as soon as possible.
- Annual Newspaper Ads Required under EPCRA - Due to new restrictions on HMEP funds, will likely fund these Ads from IT Committee budget. Art will contact papers for prices on streamlined Ads (text only, graphics limited) to meet the Federal requirements.

The next meeting will be, October 26 at 9:00 a.m., at Delaware State Fire School in Dover.

LOCAL EMERGENCY PLANNING COMMITTEE REPORTS

New Castle County – Mr. David Irwin

- Meeting Notes – There have been two LEPC meetings since the last SERC meeting: The July 11, 2011 meeting was hosted by the BASF Newport Plant, 205 South James Street, Newport, DE. Reported the LEPC budget is on track. Expenditures since the last meeting totaled 27,433.75. The FY2011 appropriated balance ended with \$3,613 in carryover. Mr. Bill McCracken reported that effective immediately he will be stepping down as the LEPC IT Committee Chairman and representative on the SERC IT Committee, Vice Chairman J. Murabito will assume the roles. Mr. Kris Gontkovsky, DNREC, gave an update on the amount of Tier II funds collected and the number of facilities that have not completed the reporting process. He also announced that the GIS (lat/long) layer for Tier II facilities has been added to the Tier II Manager System. The status of the NCCIHMRMRA 10th Anniversary Jacket Drive was discussed. Still \$1,750 short of goal. The FY2012 HMEP Grant activities were discussed and approved by the group. A presentation on the Delaware TRANSCAER 2011 Training Tour event was presented by Chairman David Irwin. The September 12, 2011 meeting was hosted by DuPont Chestnut Run, 974 Centre Road, Wilmington, DE 19880. Reported the LEPC budget is on track. Expenditures since the last meeting totaled \$14,670. Budget balance - \$82,659.26. Discussed the upcoming NCCIHMRMRA Shipboard training and annual training/dinner event. A presentation on the recent changes to DOT 49 CFR 178.900 was presented by Transportation Committee Chairman Bruce Galloway. Tier II submission and fee collection report was provided by Kris Gontkovsky. NCCIHMRMRA 10th Anniversary jacket drive – companies have committed \$2,600; still \$1,000 short of the \$3,600 goal. A presentation on the Claymont Functional Tabletop Exercise was presented by Vice Chair Joseph Murabito. The exercise was extremely successful. A presentation on the role, responsibilities, and function of DIAC was presented by DSP Lt. W. Crotty. The new NCC Public Safety Director, Scott McLaren attended the meeting.
- Facility Visits – Conducted site visits at 5 facilities, DuPont- Edge Moor, DuPont- Red Lion, Keen Gas, BASF and Municipal Services in New Castle. Reviewed a facility Hazardous Waste Contingency Plan submitted to LEPC and submitted changes regarding LEPC information.
- HazMat Plan Status – In accordance with SARA Title III Section 303 [42 U.S.C. 11003 (a)] the LEPC for NCC completed its annual review of the LEPC for NCC Hazardous Material Response Plan. No substantive changes to the plan were identified. Contact numbers were validated and updated as appropriate. The Plan was forwarded to NCC OEM on June 27, 2011. No Report
- Exercise Status – Executed the LEPC HMEP Grant funded Claymont Fire Company hosted intrastate (Claymont, DE /Marcus Hook, PA) transportation based Functional Tabletop Exercise on

June 4, 2011. The exercise was extremely successful. Reviewed, edited and approved release of O'Brian's Response Management after action report for the exercise. Submitted payment request for all expenses associated with exercise. Prepared thank you letters for Claymont Functional Exercise and mailed to Claymont Fire Company and Members of Planning Committee with copy of final report. Provided copies of the after action report to the US CG and other interested parties,

- HazMat Incidents – No incidents since the last SERC meeting required activation of NCCIHMR.
- Comments – Outreach Initiatives: Participated the Delaware City Refining and DC CAER meetings. Conducted HazMat/ Shelter-in-Place training for NCC OEM sponsored CERT class. Additional Staff Activities: Worked with Delaware DSHS and DOE regarding Shelter-In-Place training for school administrators and annual exercises. Participated in US Coast Guard Sector Delaware Bay Security Committee meeting. Provided copies of Delaware 2011 TRANSCAER event presentation and thank you letter to two event sponsors, Dow and Linde. Provided photos and contributed to the Delaware TRANSCAER article submission for national publication. Documented 17 facility release notifications. Attended Kent, Sussex(2) and Wilmington LEPC Meetings. Participated in SERC P&T and IT Committee meetings.

The next NCC LEPC meeting will be held Nov 14, 2011, 2:30 p.m. at Stine Haskell, Newark DE.

City of Wilmington

- Meeting Notes: – Our budget is on track. Members were urged to please call the office if you need help with training or anything we can do for you company/business.
- Facility Visits – EHS site visits completed. No report this meeting.
- HazMat Plan Status – The City of Wilmington plan was updated and reprinted in September/2009. But we continuously are updating the plan and making corrections.
- Exercise Status – Will continue to work with Noramco on their drills and exercises. HazMat Training – The WFD has been doing training with Magellan Ethanol Terminal at the Port of Wilmington classroom and onsite training to be better equipped to be efficient if an incident should occur. This training is on a continuing basis. Director Giles reported that there are 64 HazMat techs in Wilmington that we will provide update training and 14 new rookies to have the Hazmat course. Participated with New Castle County and the state in the TRANSCAER Training Tour. This training was very successful with 144 attendees both days and very informative.
- HazMat Incidents – Only one incident reported by Noramco which was an onsite spill and contained within the area. Clean up and inspection was done by DNREC
- Comment: Planning & Outreach – Continue teaching an all hazards approach to citizens, community groups, business groups and our City employees. Prepared CO tips for the citizens for announcements on the City website and our TV and radio stations. Still doing presentations on evacuation and sheltering in place. Participated in the Blue Rocks emergency Preparedness night with the state, City and NCC Citizens Corp handing out material to approximately 2500 citizens. The night was very successful.

The next meeting will be November 11, 2011, 10:00 a.m. at the 22 S. Heald Street Emergency Operation Center.

Kent County – Mr. Colin Faulkner

- Meeting Notes – There have been two LEPC meeting since the last SERC meeting. The July 12th meeting was called to order by Dave Mick and 24 members in attended. Dave Mick reported on Decon, no alerts, regular training continuing, and Harrington has completed their field DECON Unit training. Technical Rescue Team, working on a Fall Collapse Training but have hit a stumbling block regarding Liability Insurance. Will continue working on finalizing everything. Tier II Reporting – Kris Gontkowsky reported on the Tier II reporting program to include funds collected, the number of facilities reporting, and issues with reports. Additionally, he reported on the Tier II Manager System. Art Paul reported on the June 9th SERC meeting, SERC Annual

Reports due, HMEP FY 2012 grant returned with questions-need more detail, the Delaware Emergency Notification System (DENS), and the EAS Conference. Joe Murabito, NCC LEPC reported on their LEPC meeting and that the TRANSCAER Training Tour held June 22 & 23 in Wilmington went very well, about 150 attended. Charles Stevenson, Sussex County LEPC, reported on the activation of Decon Unit to a building fire in Millsboro with hazardous chemicals. This will be our topic of discussion for our meeting on Thursday.

The September 13th, meeting was called to order by Dave Mick and there were 17 members in attendance. Dave Mick reported on Decon, no alerts, regular drill suspended for summer. Getting ready for Dover Downs. September 25th there will be a HazMat Class. Technical Rescue Team – No alerts. Did a lot of preparations for Hurricane Irene by checking inventory, making sure personnel roster was up to date, etc. Fire school is offering classes about confined spaces. Will be having reviews of basic information for whoever can attend on Tuesdays (Tech Tuesdays). Tier II reporting Kris Gontkowsky reported on program and they are still waiting of a few to reports and have all the necessary information to go to enforcement to get these reports we are prepared to do so. He also reported on Tier II Manager Reporting system upgrade. Art Paul reported on the HMEP workshop held to discuss how to spend the funds correctly, DENS was used in all three counties and City of Wilmington during Hurricane Irene. Need to look into a few issues and to do more training on the web base program and to publicize getting resident's numbers into the system. Charles Stevenson, Sussex County LEPC, reported on anhydrous Ammonia Training on September 19th for industries and first responders, next Sussex LEPC meeting on September 15th. Art Paul reported on planning for 5th Annual Statewide HazMat Conference—bringing a lot of sessions back from the 4th conference. The conference will be held on March 30 & 31, 2012 at the Smyrna Readiness Center.

- Facility Visits – Bob Barrish, Process of reactivating facility visits program. It has been inactive due to funding and because all necessary facilities have been visited. The three year cycle time is up, so I will be visiting facilities that have been previously visited. Will send them previous report and ask them to update it and I will visit the facilities as well
- HazMat Plan Status – Not Reported
- Exercise Status – Not Reported
- HazMat Incidents – Not Reported
- Comments: Dave Mick received a phone call from a gentlemen identified as a University student. He wanted to know HazMat Plan details. Be cautious of these calls and take extra thought before answering questions. Barbara Shufelt, Red Cross, still collecting information on the Tornadoes/Floods in the South and will email it when all data is collected and up to date. – Dave Mick reported that the Kent County Emergency Operation Center was activated with a three shift cycles for Hurricane Irene. John Melvin-DAFS stated that the Base will be having their air show either and 2nd or 3rd weekend in June. Chief Colin Faulkner appreciates everyone's support of Kent County's LEPC.

The next Kent County LEPC meeting is scheduled for Tuesday, November 8, 2011, 10:00 a.m. at the Kent County Emergency Services Building.

Sussex County – Mr. Charles Stevenson

- Meeting Notes – There have been two LEPC meetings since the last SERC meeting. July 14th Meeting - There was 21 members/guests in attendance. Kristoffer Gontovsky, DNREC EPCRA gave a report on the EPCRA Reporting Program to include Tier II reports and Tier II Manager. Eric Huovinen reported one activation of the Sussex County DECON trailer, a structure fire with chemicals at Mountaire in Millsboro. Art Paul from DEMA provided a report: 4th Annual Delaware Hazardous Material Conference – The conference dates will be on Friday, April 1, 2011 and Saturday, April 2nd, 2011. The conference will be held at the Smyrna Readiness Center. The deadline to register is March 18, 2011.

SERC Meeting – The last SERC meeting was held on Wednesday, June 8, 2011 at DSFS-Dover. HMEP Grant- The process for HMEP grant funding is ongoing, with clarifications being made about eligible grant activities.

Presentations: The presentation for this LEPC meeting coincided with the incident report section of the agenda. Eric Huovinen, along with Joe Hopple of SCEMS and Jamie Bethard presented a Power point of the DECON Trailer activation at a building fire at Mountaire in Millsboro. Joe Beyerl and Mike Calloway of Mountaire joined the group discussion about any lessons learned from the incident, There was discussion as well about positives concerning the situation.

September 15th Meeting-There was 19 members/guests in attendance. Kristoffer Gontovsky, DNREC EPCRA gave a report on the EPCRA Reporting Program to include Tier II reports and Tier II Manager. Art Paul, DEMA, provided a report on: the SERC Meeting, HMEP Grant-A HMEP Grant Workshop, HazMat Conference-The 5th Annual HazMat Conference will be held on March 30 and March 31, 2012 at the Smyrna Readiness Center. The presentation for the LEPC meeting was a group discussion concerning the recent weather related events in Sussex County, including the hurricane, earthquake, and tornado and flooding. The discussion centered on facility emergency response plans and responses dealing with these types of events.

- Facility Visits – There have been three facility visits since the last SERC meeting. The Mountaire facilities in Millsboro, Frankford and Selbyville were visited during the month of July.
- HazMat Plan Status – The process for the yearly review of the Sussex County HAZMAT Response Plan has been completed.
- Exercise Status – The Sussex County LEPC sponsored an Anhydrous Ammonia training class on September 19, 2011. The two session class was taught by Tanner Industries and was attended by 29 people.
- HazMat Incidents – In the second quarter of 2011, there were 15 incidents reported
- Comments: Other LEPC activities include:-Attended the Kent County LEPC meetings on July 21 and September 13, 2011.-Attended the NCC County LEPC meetings on July 11 and September 12, 2011.-Attended the DECON User's Group Committee meeting on August 3, 2011.-Attended the SERC Planning & Training meeting on August 18, 2011.-Attended the SERC IT Committee meeting on September 14, 2011.-Attended the HazMat Conference Planning Committee meetings on August 5 and September 13, 2011.-Attended the HMEP Grant Workshop on August 17, 2011.

The next Sussex County LEPC meeting is scheduled for November 10, 2011 at 10 a.m. at the Sussex County EOC.

DNREC REPORT

Statistics for the 2nd quarter 2011 show the DNREC Emergency Response Team (ERT) responded to 87 incidents. This is compared to 76 responses in the 1st quarter of 2011. The largest number of responses this quarter was to transportation incidents with 24 responses. Of the 24 transportation incidents, 18 involved only the fuel and fluids from the vehicle fuel systems, 5 involved product transported by the vehicle and 1 response was to a train derailment. One response required transferring product from one tanker to another using bonding and grounding. The products involved in the motor vehicle incidents included waste acid, concentrated ink dye, motor oil, propionic acid, and latex. The rail cars involved in the derailment included ethanol and propane tank cars. The second highest number of responses this quarter with 10 incidents each was to marina and waterway spills, residential heating fuel spills, and other uncategorized spills.

DNREC ERT Activities:

DNREC Emergency Response Team members attended the New Castle County tabletop exercise at the Claymont Fire House on June 4, 2011. The DNREC Emergency Response Team the provided Hazardous Materials support function as part of a "joint hazard assessment team" with other emergency response and law enforcement agencies during the May 13-15, 2011 NASCAR race events

at Dover International Speedway. DNREC replaced the Sussex County oil spill trailer at a total cost of \$12,000 in December 2010. The 24 foot enclosed trailer is the same size as the Kent County DNREC-owned spill response trailer and is used to carry recovery drums, adsorbent pads, boom, oil dry, clean up tools, and a generator to run the lights. With this new trailer, DNREC will be able to maintain arrangements with Millsboro Fire Company to pull the trailer to responses to assist DNREC with cleanup of oil spills. DNREC has oil spill response trailers strategically staged in each county. DNREC's Kent County oil spill trailer is pulled by Felton FC and Belvedere FC pulls the New Castle County oil spill trailer.

DNREC ERT Responses of Note:

On May 29, 2011 DNREC ERT responded to a propionic acid spill in Newark, where a 150 gallon tote containing propionic acid (pH 5) fell out of a pick-up truck landing on its side at the intersection of Main St. & S. College Ave. Approximately 5 gallons leaked out of the lid on the road surface.

On June 1, 2011, DNREC ERT responded to an overturned tractor trailer on northbound Route 1 after the southbound tractor trailer crossed the median strip and overturned on the NB east side shoulder of the roadway. The truck's driver side saddle tank was damaged during the rollover spilling 50 gallons of diesel. The trailer was transporting six 10,000-pounds each industrial water filtration vessels bolted to the trailer floor which had to be disassembled before removal of the vehicle and cleanup of the spill.

On June 5, 2011, DNREC ERT responded to a DOT 407 tanker tractor trailer overturn on the Route 896 exit ramp from southbound I-95. The tanker carried 5000 gallons of non-flammable latex emulsion. The cargo tank did not leak, but the product needed to be transloaded to enable the wreckage to be removed. Based on best practices, DNREC ERT bonded and grounded the tanker before transferring the product. DNREC also oversaw the cleanup of a 50 gallon diesel spill from the tractor.

On June 20, 2011, DNREC ERT responded to a five car train derailment of a 25-car East Penn Railroad train that occurred at a private crossing near the 2800 block of Montchanin Road, Wilmington. The derailed cars included one 33,000 gallon non-odorized LPG high pressure tank car and two 28,000 gallon ethanol low pressure tank cars. The railcar assessment determined the railcars were upright with their wheels in the center of the rail ballast and the tracks to the outside and no damage to the cars. Rerailment occurred over the next two days using additional engine power from the Wilmington and Western RR and a highrail crane. No release occurred as a result of the derailment. About 500 feet of track required rebuilding.

OLD BUSINESS: SERC Annual Report Fiscal Year 2011 (July 2010 - June 2011) – Mr. Paul presented the final draft for approval. Normally, the final draft is approved at the September SERC meeting contingent on a final review of the Commission. Following SERC approval and inclusion of final comments, the report and a cover letter are sent to the SERC Chair for forwarding to the Governor's office. A motion was made by Mr. David Irwin and seconded by Mr. Robert Byrd, the report was approved by the SERC.

NEW BUSINESS: SERC By-Law Amendment – the by-laws are being amended because of a legislative name change: DNREC's "Division of Waste Management" to the "Division of Waste and Hazardous Substances." According to Article XI of the By-laws, three-fourths of the membership is required to amend or replace the by-laws. Three-fourths of the membership was not available because of a change to the meeting date, therefore this item will be tabled until the December meeting.

PRESENTATION – Mr. David Irwin, NCC LEPC, gave a presentation on TRANSCAER Training Tour. The free classroom and hands-on training featured safety training, rail car and tank truck familiarization and was open to Delaware, Pennsylvania, New Jersey and Maryland First Responders, EMS personnel and Industrial HazMat Teams. The HazMat based training tracks consisted of Anhydrous Ammonia, Ethanol, Boron Trifluoride, Cryogenics (liq. oxygen, liq. Carbon Dioxide, Hydrogen) and HAZMAT Transportation Awareness.

CLOSING COMMENTS – Mr. Paul briefed SERC membership status: Lori Palmer, Chemical Users, resigned because of extensive job traveling, position will be filled by the Governor's office; Capt Brian A. Wong has been appointed to the Shippers position; and Mr. Doug Murray has been appointed by the State Fire Prevention Commission.

Sec, Schiliro reminded the membership of the need for registering for the Tiered Driving system that was passed by the General Assembly. Registration can be accomplished thru the DEMA website and may take up to 21 days for approval.

The next meeting will be December 14, 2011. The meeting adjourned at approximately 10:30 a.m.