



**Cuyahoga County  
Local Emergency Planning Committee  
May 6, 2019 Meeting Minutes**



- **Roll Call-** Alan Finkelstein conducted roll call and led the meeting.
  - **LEPC Members in Attendance:** Jim Armstrong, Wade Balser, Scott Broski, Alan Finkelstein, Dave Freeman, John Jurcsisn, Roger Klein, Bryan Kloss, Megan Koeth, Greg Lightcap (Ken Simmons), Sara Lippi, Sheldon Lustig, Dennis O'Neil, Allen Turner
  - **Guests:** Nancy Veley- Cuyahoga Co. Public Safety, Denise Boyd- Permatex, Thomas Shuss- Permatex, Fred Romeo- ODNR Oil & Gas, Kaley Cancar-Laird, Bob Horwatt- Cleveland Emergency Management, Robert Howerton- Cleveland St.
  
- **Minutes**
  - The Committee approved the minutes from the March 11, 2019 meeting.
  
- **Financial Report** for the period ending April 30, 2019:
  - Payment to Cleveland St. for online hazmat training- \$3,500.00
  - Received HMEP reimbursement for Commodity Flow Study, Evacuation Annex update, and attending NASTTPO Conference- \$64,105.36
  - Payment for NASTTPO Conference Registration- \$385.00
  - Payment for flight for NASTTPO Conference- \$643.00
  - Current balance - \$399,767.49
  
- **Resolutions Approved-**
  - #05062019-1: Accept & File Financial Report Period ending April 30, 2019
  - #05062019-2: Approving payment for actor victims for Hazmat Exercise
  - #05062019-3: Apply for FY2019-2022 Hazardous Materials Emergency Planning (HMEP) Grant
  - #05062019-4: Approving payment for food/beverages for Evacuation Planning Workshops
  
- **Management Subcommittee**
  - No report
  
- **Facilities Security and Accident Prevention Subcommittee**
  - Working with CCOEM to review ReadyEx materials for chemical facilities
  
- **Transportation Subcommittee**
  - Operation Lifesaver- number of crossing and trespasser up 4% and number of deaths up 12% in 2018
  - Norfolk Southern Safety Train will be in Cleveland July 30-Aug 1. Multiple sessions each day. Visit <https://www.transcaer.com/events.aspx> for details and to register.
  - NTSB released report from 2018 Congressional Excursion Train rail crossing incident. Report states incident was caused by truck driver error, and lack of seatbelt usage on train contributed to injuries.
  - Federal Executive Order 4/10/19 to move liquified natural gas via rail and truck. DOT Secretary to rule on order no later than 13 months after the date.
  - Attended April SERC Meeting- final rule for high hazard flammable trains (HHFT) is for SERC to give info to local responders. SERC Committee established to discuss further; Sheldon will participate.
  - JD Transportation had spill on 3/15/19 near Dead Man's Curve on I-90. Spiller was bringing clean-up equipment from far away and was taking time. ODOT encouraged fire department and clean-up company to come back at later time to clean up, instead of keeping lane blocked. Left it to be cleaned up during non-peak hours.



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- Dump truck driver was driving down I-77 with bed raised. Raised bed crashed into bottom of overpass, knocking the bridge off it's posts. ODOT was able to remove the truck and ensure bridge came back down onto it's posts.

- **Spills Subcommittee**

- Past spills:
  - 2 unresolved historical spills:
    - A1 Top Soil from 2017- Prosecutor's Office has engaged with spiller, group had discussed penalties. Submitted report but was rejected due to illegibility and incompleteness.
    - All State Logistics from August 2018- leaked various fluids into retention pond- past 90 days, will send to Prosecutor's Office for assistance. Submitted report but was rejected due to incompleteness.
- Current period spills (March and April):
  - Spirit Airlines- 3/6/19 spilled at Cle Hopkins
  - JD Transport 3/15- spilled diesel on I-90 Dead man's Curve
  - Nestle 4/20- leaked liquid ammonia, close to 1500lbs, hazmat team responded
  - 7/11 4/25- diesel spill at Turnpike gas station
  - Constant Aviation 4/28- spilled 150gal jet fuel at County Airport
- Met with Ken Rock from County Prosecutor's Office. Brought Ken up to speed on LEPC and Spills Subcommittee duties.
- Scheduled to speak with County Fire Chiefs in September to discuss Spills/LEPC to educate/refresh chiefs regarding responsible party duties, required calls, etc.
- NEORSO required to publish list of "significant non-compliance" from industrial pre-treatment program. Non-compliance varies depending on number of violations, amount of releases, etc.
- NEORSO hosting Regulatory Compliance Seminar for industrial users on 5/7.

- **Emergency Preparedness and Response**

- Annual exercise is May 16 at NASA Glenn Research Center. SERT Hazmat will be main players. LEPC members are encouraged to observe, if able.
  - 9 objectives: Initial Notification of Response Agencies, Incident Assessment, Incident Command, Emergency Operations Center, Resource Management, Communications, Response Personnel Safety, Emergency Public Information, Emergency Medical Services

- **CCOEM Report**

- Records Requests- 14 since last meeting. Yearly total- 65
- Tier II Reports due March 1. Have entered ~800 facilities (totaling around 900 locations) into CAMEO. Reaching out to facilities who submitted last year but not this year.
- Sent First Time Filers list to Ohio EPA- 27 FTFs this year. Portions of their SERC fees comes back to local LEPC
- LEPC nominations- new term in 8/14/19 through 8/10/21. We are able to list everyone on one form this year. Once everything is accurate, we will have County Dir of Public Safety sign and submit to state. Due by 8/14.
- Amendment to EPCRA- On October 23, 2018, America's Water Infrastructure Act was signed into law, amending the Emergency Planning and Community Right-to-Know Act (EPCRA). This new legislation



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requires SERC to notify the applicable State agency (i.e., the drinking water primacy agency) of any reportable releases and requires LEPCs to provide community water systems with Tier II information for facilities within their source water protection area upon request. These requirements went into effect immediately upon signing the law.

- Met with Asst. Prosecutor Ken Rock to discuss assistance with spill reporting
- Hosting Evacuation Planning Workshops on May 10 (Mayfield Hts), 14 (Rocky River), 21 (Brecksville). Purpose is for municipalities to create Municipal-level Evacuation Plan templates with local information. (Templates created by contractor hired via HMEP Grant). Request further discussion at next meeting.
- Finalizing ReadyEx for chemical facilities. Going through final revisions before being sent to all chemical facilities in County. Being reviewed by Frank Blair- works for CFATS program at DHS, a few members of LEPC (John J, Chief Sloan, Alan), and CCOEM.
- Hazmat FSE at NASA with SERT on May 16
- Re-launching ReadyNotify system with new company. Asking all users to re-register.  
[www.readynotify.us](http://www.readynotify.us)
- **Next Meeting:**
  - LEPC Spills Subcommittee meeting: Monday July 8, 2019 at the Northeast Ohio Regional Sewer District at 12:30pm
  - Main LEPC meeting: Monday July 8, 2019 at the Northeast Ohio Regional Sewer District at 1:30pm