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Minutes of the
South Dakota Emergency Response Commission Meeting

Ramkota Hotel
920 West Sioux Avenue
Pierre, SD

September 10, 2019
5:15 p.m. CDT

INTRODUCTIONS: The commission members and those in attendance introduced themselves.

CALL TO ORDER AND ROLL CALL: Vice Chairman Paul Merriman called the meeting to order. A quorum was present.

COMMISSION MEMBERS PRESENT: Paul Merriman, Mike Carter, Andrew Canham, Kim McIntosh, Tina Titze, and Dustin Willett.

COMMISSION MEMBERS ABSENT: Robert McGrath, Jason Humphrey, Becky Pitz, and Patrick Snyder.

OTHERS PRESENT: See attached attendance sheet.

APPROVAL OF JULY 9, 2019, MEETING MINUTES: Motion by Titze, seconded by McIntosh, to approve the minutes from the July 9, 2019, State Emergency Response Commission meeting. Motion carried unanimously.

REGIONAL HAZMAT TEAM UPDATE: Jon Groen, Office of Homeland Security and manager of South Dakota Task Force 1, participated via telephone. He reported on the activities and training sessions for Task Force 1 during the Sturgis Rally, the status of the Hazmat training trailer, and future training sessions that will take place during the next several months.

ENVIRONMENTAL PROTECTION AGENCY (EPA) UPDATE: Bre Bockstahler discussed recent activities of EPA Region VIII, the Western Region SERC Conference, which will be held January 28 and 29, 2020, in Denver, and America's Water Infrastructure Act.

SOUTH DAKOTA ENVIRONMENTAL EVENTS: Trish Kindt provided a slide presentation discussing environmental spill and release events that have been tracked by DENR since 1972. These reported spills and releases are available on DENR's searchable online database at <https://arcgis.sd.gov/server/denr/spillsviewer/>. Included in the online database is spill and release information for former landfills, drug labs, Comprehensive Environmental Response, Compensation and Liability Information System (CERCLIS) sites, formerly used defense sites (FUDs), Abandoned Tank Program (ATP) sites, clean sites, Brownfields sites, and spill/release reports. A spill or release is reportable if it exceeds 25 gallons, threatens surface or groundwater,

threatens human health or safety, causes a sheen on surface water, exceeds groundwater or surface water quality standards, threatens wildlife or aquatic life, or meets a "Lists of Lists" Reportable Quantity (RQ). Ms. Kindt's presentation also included slides showing DENR's webpage, the property search/spills database and a summary of what is included in the database.

LEPC GRANT APPLICATION PACKAGE: Kelsey Newling, reported that \$44,780.18 is available for LEPC grants this year. The SERC members were provided with a draft copy of the LEPC grant application package prior to the meeting. Copies of the draft grant package were also available at the meeting. The grant application packet is unchanged from last year.

Only active LEPCs are eligible to apply for grant funds. Individual grant amounts are determined by a distribution formula. The first \$16,500 is divided evenly among LEPCs that qualify for and have applied for a grant. The remaining amount is divided among the qualifying LEPCs based on the number of facilities that paid Tier II fees for the reporting year from which the grant is funded. Increasing facility compliance can result in an increase in grant funds for future years.

Ms. Newling noted that any LEPC with a total outstanding/unspent LEPC grant balance in excess of \$200.00 must submit a request for a grant extension.

The grant package will be mailed to the LEPCs and emergency managers. The deadline for submittal of applications is November 30, 2019. Applications not postmarked, received, or hand-delivered by the deadline will not be accepted. Grants will be awarded during the December 16, 2019, SERC meeting.

Ms. Newling requested approval of the grant application package.

Motion by Willett, seconded by Carter, to approve the grant application package and to authorize Ms. Newling to distribute it to the LEPCs and emergency managers. Motion carried unanimously.

CHEMICAL SAFETY AND COMPLIANCE WORKSHOP UPDATE: Ms. Newling reported that DENR and EPA hosted four workshops from August 20-23, 2019, in Aberdeen, Mitchell, Pierre, and Rapid City.

DENR along with representatives from the U.S. Occupational Safety and Health Administration (OSHA), the South Dakota Department of Agriculture, and EPA presented information pertaining to compliance with chemical storage and safety regulations. Topics discussed included spill and release reporting, Tier II reporting, Industrial Stormwater Permits, Air Quality Permits, South Dakota's state program, agricultural spills and inspections, the federal RMP reporting and enforcement actions, TRI reporting, and a worker safety presentation by OSHA.

A total of 174 people attended the workshops. Attendees included representatives from the petroleum, propane, agricultural chemical, ethanol, local government, and manufacturing industries.

Due to the high level of interest in attending future workshops and requests that some new topics be covered, another series of workshops is being planned for 2020 or 2021.

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Mr. Willett suggested that workshops be held annually if the topics are new, the presentations are different, or if there are any regulatory updates from the previous years' workshops.

Ms. Newling requested that the SERC members contact her if there are topics that they would like presented at future workshops.

STURGIS RALLY UPDATE: Tina Titze reported on the activities of this year's rally operations center.

HAZARDOUS MATERIALS AND EMERGENCY PLANNING (HMEP) GRANTS, TRAINING, AND PLANNING REPORT: Jared Sandal, Office of Emergency Management HMEP grant administrator, provided the quarterly review of training and planning grant activities.

For FFY 2018 the grant award amount was \$221,930 to reimburse. The federal share is \$177,194 and the non-federal match is \$44,299. Of that amount, \$79,290 was spent on projects and \$9,567 for administration costs, and \$92,162 remains with all but \$5,734 allocated.

OTHER BUSINESS: The next meeting is scheduled for 10:00 a.m. Central Time on December 16, 2019, via the Digital Dakota Network.

Mr. Willett asked if the SERC will support sending a member to the 2020 Western States SERC conference, which will be held in January.

Motion by Carter, seconded by Titze, to approve using SARA fees to provide 20 percent of the cost of sending a SERC member to the Western States SERC conference in January 2020.

Discussion took place, and Carter offered an amend his motion to approve using SARA fees to provide 20 percent of the cost of sending Dustin Willett to the Western States SERC conference in January 2020. Titze seconded the amended motion. Motion carried . Willett abstained from voting.

PUBLIC COMMENT PERIOD: No one from the public offered comments.

ADJOURN: Motion by Merriman, seconded by Canham, to adjourn the meeting. Motion carried.

Chairman

Date

Witness

Date

