



Clark County Local Emergency Planning Committee
CLARK COUNTY GOVERNMENT CENTER
PUEBLO ROOM
LAS VEGAS, NV 89106

FINAL MINUTES

**Wednesday
November 13, 2013 9:00 AM**

ATTENDANCE

LEPC MEMBERS PRESENT:

FERNANDEZ LEARY, JANE SHUNNEY, RYAN TURNER, PHIL KLEVORICK, BRIAN PASSOW, JOHN HIGLEY, IRENE NAVIS, WENDY PAGAN, RICHARD BRENNER, CALESHA JOHNSON, JAMES OLSCHLAGER, MICHAEL JAQUES, KEVIN NICHOLSON, DAVE DAHL, SANDY SEDA, GLENN CLOSSON, CAROLYN LEVERING, FELIX ACEVEDO, BILL RICHARDSON, DONNIE FOSTER, MIKE RICHARDSON, JOHN WOOSNAM

LEPC ALTERNATES PRESENT:

JASON MOYER, DAN BERG, JEFF YEAGLEY, STEVE HOLLY, STEVE KRAMER, DENNIS WILSON, DESIREE ANG

LEPC MEMBERS ABSENT:

NICOLE HART, DAVE GOSS, MIKE MURPHY, SUSAN CROWLEY, PAUL GERNER, ROGER GOODMAN, GEOFFREY WILLIAMS, TOM AXTELL, MIKE BRYANT, SCOTT FULLER, ROY MICHAEL, BRIAN HARTLEY, TODD LERICOS, THOMAS COLEMAN, ELAINE HOUSER, JEFF LYTLE, JEFF BUCHANAN, LEO FERNS, SUSAN CROWLEY, DAVID STUHAN, KURT ADAIR,

I. Call to Order

Fernandez Leary, LEPC Chairman called the meeting to order at 9:09 A.M. on Wednesday November 13, 2013.

II. Roll Call

Misty Richardson, Quorum present.

III. Public Comments

- Ryan Turner, City of Henderson, announced his new position within the City as Manager of Emergency Management Safety and the recent reorganization. Ryan introduced Yuri Graves, Emergency Management Officer, and Al Johnson, Emergency Management Specialist. Yuri will assume many of Ryan's previous duties and Al will be taking on training and exercises for the City of Henderson.
- Ryan Turner then announced that the City of Henderson was selected to attend EMI for a community specific exercise in September of 2014.
- Kathryn Knapp, Department of Energy, announced that there are two public meetings regarding the potential transport and disposal at the Nevada National Security Site. The first of the 2 meetings will be held from 5 to 9 PM tonight at Cashman Center and then tomorrow night same time in Pahrump at Nevada Treasure RV Resort.

IV. Comments from the Chair

No comments

V. Approval of August 14, 2013 Regular Meeting Minutes

Motion, by Ryan Turner: To accept the minutes as recorded.

Seconded, by Jane Shunney.

No discussion, motioned carried.

VI. Approve and Recommend the FY14 HMEP Grant Application up to \$30,000.00

Richard Brenner provided a detailed summary of the intent of the grant and the limited allowable expenditures related to preparedness and training. A large portion of the money has always been used for training, this year is no different the submission is to have eight people attend training in Baltimore. The other request is from Las Vegas Fire and Rescue to do a gasoline tanker truck offload class that will encompass three days for each platoon to be able to attend. Richard advised that the agenda item asks for up to \$30,000 however, the actual request totals \$26,660.

Motion, by Carolyn Levering: To approve the applications as submitted.

Seconded, by John Higley.

No discussion, motioned carried.

VII. Review and Approve the LEPC Bylaws Update Addition of LEPC GIS Subcommittee

Irene Navis presented the proposed bylaw update and reiterated from the last LEPC meeting the reasoning behind the request to include GIS as a formal subcommittee. Richard Wells, City of Las Vegas has agreed to Chair this subcommittee.

Motion, by Carolyn Levering: To approve the update and addition of the GIS subcommittee.

Seconded, by Dan Berc.

No discussion, motioned carried.

Irene Navis after the vote addressed the Chair and advised that with this review and approval of the bylaws update the LEPC formally met the annual bylaws update requirement.

VIII. Review and Approve 2014 HazMat Plan Update

Richard Brenner reported that the LEPC Planning subcommittee met back in July 2013 to discuss the changes. Further, that the plan was sent to everyone for review and to provide feedback. Richard asked if there were any questions and then advised that Jason Moyer from LVMPD and Jeff Nelson from the Hospital Association both responded with updated information. Irene Navis interjected and reminded Richard of one last change to be made to the current draft before it was approved. Richard then referred to the presentation he made at the August LEPC meeting about EPCRA and the purpose as well as how it relates to Clark County having a plan. He then spoke about the nine criteria found on page Basic 1. Richard addressed the correction on the sixth criteria that was marked out, and advised that this does not need to be crossed out and will remain however, it will be found in Appendix B page 1 – 32. As a result of the LEPC review and the Planning subcommittee the draft put forth for everyone to review with the exception of criteria six no longer being crossed out the plan is ready for approval.

The Chair sought clarification about the draft versus final version of this plan update and discussion was had about the purpose of accepting the plan. Richard explained that there are annual requirements set forth by the SERC that each LEPC must follow in order to be eligible to receive grant funds.

Motion, by Ryan Turner: To approve.

Seconded, by Carolyn Levering.

No discussion, motioned carried.

Irene Navis, then asked the Chair if she could take a moment and thank the LEPC planning subcommittee for all of their assistance in the update and also acknowledge the work invested by the CCOEM Inter Phillip Fernandez.

IX. Approve Hazmat Exercise Swissport West Side Fuel Farm Table-Top Exercise to meeting State Emergency Response Commission (SERC) yearly requirements

Richard Brenner explained the SERC requirements for exercising the Hazmat Plan on an annual basis. This exercise is scheduled to take place on 11/14/13 and will be considered to meet the annual requirement should this body approve as presented.

Motion, by Jane Shunney: To approve the Swissport exercise to meet the annual requirement
Seconded, by Carolyn Levering.

No discussion, motioned carried.

X. Clark County Emergency Operations Plan Update

Irene Navis reported that internally to CCOEM they are working on some updates to Annexes of which several are under review and several will be left alone for now as she has not heard of a need to update. The few that are being worked on are Law Enforcement, Health and Medical, Protective Actions, Volunteer and Donations and Mass Casualty/Mass Care. She proposed that after the first of the year sometime in January, that the LEPC Planning subcommittee get together to review the Annexes to insure that there are no conflicts and that they are a good package of Annexes and Appendices to bring forward. In addition to the review of the aforementioned Annexes, determine if there are others that are linked that need to be updated as well. Irene advised that she would like to not present any of the updates today, though she does have a couple in draft form and ready to be reviewed by the LEPC Planning subcommittee.

The Chair asked for questions and clarified Irene's motion to approve not having an update today on these items but to work on it in January with the Planning Subcommittee and to bring back the updates at the next LEPC meeting in February.

Carolyn Levering, had a question and asked for a point of order, specifically she asked if there was a requirement for the County Plan to come before the LEPC body for approval. She stated that she was not aware of any requirements specifically. Irene addressed the question by stating that she was aware of being a requirement but a general practice we have had in place for a long time and this is a body where many of the people who are affected by the plan are sitting around the table so as a matter of practice we have brought it before the board for a courtesy approval.

The chair asked Carolyn Levering if that answered her question adequately. Carolyn acknowledged yes. The Chair then re-stated that there was a motion on the table

Motion, by Irene Navis: To not present any of the updates today but to instead present at the February meeting after the January LEPC planning subcommittee meeting

Seconded, by Jane Shunney.

No further discussion, motioned carried.

XI. Part 2 – Presentation on Hazardous Materials and Regulations and What Should be Confidential

Richard Brenner, reminded everyone of the last presentation at the last LEPC regarding EPCRA and risk management plans (RMPs) for facilities that have extremely hazardous substance like chlorine and ammonia. He also talked about PSM which is dealing with the OSHA standards and process safety management, and also the chemical facility anti-terrorism standard governed by DHS. He reminded everyone that he talked about the Chemical Safety Board, and the fact that people are coming to the LEPC meetings and requesting information about facilities and the chemicals that are stored in those locations. Richard advised that normally when they get requests at the state emergency response commission office that they refer the requesting person back to the local LEPC. However, since there are now large databases people are beginning to request the entire database. In the past SERC has chosen not to allow that because it's a quick way for businesses to research companies that may need their services which is not the intent of the database the

intent is for planning purposes. Richard then said he wanted feedback from LEPC on what they felt was confidential and appropriate to disclose. Richard mentioned the process on how the LEPC met and had planning subcommittee meetings and asked again how the LEPC felt about distributing information from the plan as a lot of the information can be used against the community. Richard did say that there have not been a lot of problems with this in our state thus far but it came up after the West Texas explosion when Reuters and AP were going to each state requesting the databases and information about facilities. The SERC declined their requests and subsequent meetings with the attorney general's office have taken place but this SERC has held their ground in not distributing that information.

Richard asked the group how they felt about people requesting information if they should have to come before the LEPC to request. Conversation ensued, Jason Moyer from LVMPD asked for clarifications and if the information fell under the PCII requirements, Richard advised that no it did not and that the purpose of EPCRA was solely for planning, which requires the sharing of information. He stated that the SERC has policies and procedures in place that require the requestor to prove that their request is legitimately for the purposes of planning.

A member of the public, Dr. Kathleen Peterson, spoke about the history of EPCRA.

Richard then closed with stating that what is in place is effective and he feels that continuing as it is now is the best idea. He explained that he currently has people who are requesting information come to him and he meets with them, citing his recent meeting with the Air Force. In January the SERC will be having a meeting to put the issue to rest about the release of information so his intent was to get a feel from the LEPC to know if they were going the right direction with the policies.

XII. A. LOCAL EMERGENCY PLANNING COMMITTEE

a. Plans Administration Subcommittee

Richard Brenner advised that there will be a meeting in January based on what Irene said earlier in the meeting. Richard thanked Phil Fernandez for his help on this plan as well as Jeff Nelson and Jason Moyer from Metro.

b. Training Subcommittee

No report

c. Grants Subcommittee

No report

d. Public Information Subcommittee

No report. UNLV IAEM will maintain this seat and the current President each year will serve in the capacity of subcommittee Chair.

e. Legislative Subcommittee

No report

f. Community Awareness & Emergency Response (CAER)

Glenn Closson reported that recently they had a meeting he reminded everyone that the primary reason they meet is to coordinate communications at the BMI complex or any one of the CAER group members. One of the things that they have been focusing on is better ways to communicate with the fire department or other interested/ needed entities in using today's technology. Glenn explained how the communication process currently works using his facility (TIMET) as an example. He further talked about the color coding system and how the information was transmitted

to dispatch at the police department and how antiquated the process is currently. The CAER group has been working closely with Richard Brenner and Ryan Turner where they have been allowed to participate in the use of some online software that the City uses called NXT Communicator. Glenn explained how this software worked and the benefits to their group.

Richard Brenner discussed a recent communication exercise that took place at the complex. He explained the scenario and the purpose of the exercise where they used the radio network that was recently installed this past year. Richard then advised that they discovered the hospital nearby didn't have a radio to receive information, so that has now been addressed as well as providing two Battalion Chiefs in Henderson Fire with radios, one to emergency management in Henderson and one to CCFD.

Glenn asked to revisit an earlier discussion about dissemination of sensitive information about facilities. He stated that the complex has a high volume of hazardous materials and if there was an incident it would have tremendous impact to the community. He further stated that screening the intent of people looking to know this information is critical and we should be very careful in going down the path of opening up information to people that may just be looking for personal interests that may not be in the best interest or safety of the community.

g. Community Organizations Active in Disaster (COAD)

Connie Morton reported that they are having an earthquake table top exercise scheduled for tomorrow at the Red Cross, there are about 30 participants/observers.

h. Emergency Management Coordinators Group

The Chair reported on behalf of Dave Stuhan, host of the EMC meeting held on 11/5/13 by reading the following: The Emergency Management Coordinators meeting was held November 5, 2013 at the National Nuclear Security Administration Nevada Field Office (NNSA/NFO).

Emergency Management professionals attended from the following agencies/organizations:

- National Security Technologies on behalf of NNSA/NFO
- City of Las Vegas Office of Emergency Management
- City of North Las Vegas Fire Department
- City of Henderson Office of Emergency Management
- Nellis Air Force Base Emergency Management
- Las Vegas Valley Water District
- Mesquite Fire and Rescue
- Sunrise Hospital
- Nevada Hospital Association

The following topics were discussed:

- A presentation on the Nevada National Security Site (NNS) Emergency Management Program was provided to include missions, key facilities, hazards, and emergency management framework.
- Updates on upcoming drills and exercises were provided by attendees. NNS will be hosting a Full Scale Exercise "Tremor-14" in April 2014 and invited Southern Nevada agencies and organization to participate. This exercise will be focused on a seismic event with multiple hazardous material releases with field

participation by first-responders. In addition, a focus will include regional interface and communication among Emergency Operations Center.

- Updates were provided related to emergency management activities and issues across southern Nevada.

i. Metropolitan Medical Response Update

No report.

j. Nuclear Waste Division Yucca Mountain Update

Phil Klevorick reported that they are expecting direction from the NRC Advisory Board judge panel to tell the NRC where they should be working and spending \$11-\$15 million as well as the Department of Energy; they were ordered to go back and review and reconvene the application process for Yucca Mountain. The general consensus and expectations are at this current time, to start using the money towards completing the safety evaluation reports (SER), a lot of it has already been completed and Phil advised that the experts generally concede that it would be in the best interest to continue on using that money, he expects that kind of order to come out the next week or so. Phil further stated that if that does occur, a 12 month review process can be expected or somewhere in the neighborhood, it further means that the SER reviews will be complete sometime late 2014. Phil further reported that yesterday there was a closed meeting with the Department of Energy. He then introduced representatives Scott Wade, Assistant Manager of Environmental Management and Al Stotts, Public Affairs, Office of Secured Transport. Phil explained that the Office of Secure Transport will be the responsible agency that will transport the U233 material eventually if it were to come to Nevada and that would likely be some time in 2014, further he stated that it could start any time after January 2014. Phil explained processes and levels of confidentiality related to the transport of these materials and asked the LEPC membership to not ask these specific types of questions. Phil then went on to say that the meeting yesterday the attendees were City of Henderson, City of Las Vegas, Clark County Emergency Management, Clark County Nuclear Waste, the State and the Governors Office as well as several other political representatives. There were other representatives from Oakridge laboratories. Phil stated the attendees of the meeting had a discussion about the transportation of this material for 1 1/2-3 years which is approx 50-100 shipments in type V containers. Phil indicated this process was brought up due to coordination efforts between Secretary Monese and Gov Sandavol and the amount of miscommunication and lack of coordination in prior years. Phil stated, tomorrow there will be a public meeting to take place in Pahrump for questions to be asked and answered within reasonability. Phil mentioned a recommendation from Richard Brenner to use table top exercises to coordinate efforts in the event of an accident or incident of this material. The exercise will be orientated towards identifying the primary response agency.

Phil turned over the time to Mr. Wade and Mr. Stotts to answer questions from the committee. A representative from Southern Nevada Water Authority (*inaudible name*) asked if all the vehicles have GPS. Mr. Wade stated that if the vehicles had GPS on them it would be due to it being a normal feature of commerce and not particular to this waste activity. The representative from Southern Nevada Water Authority asked if the truck would be able to be located if it deviated from its route or was stolen. Mr. Stotts stated the OST is supported 24 hours a day by a transportation control center in Albuquerque and any deviation would be communicated immediately. Phil added that Las Vegas has unique local conditions such as traffic and large scaled events in which the planning for transportation will take into consideration for routes and times. Carolyn Levering stated given the limited number of routes for the shipments there is no guarantee these routes will not include very critical areas of our community.

Carolyn continued by asking what planning has taken place to ensure the material does not spread or find its way into the community and stated she shows concern that HazMat teams have not been properly briefed or trained to respond to be the initial responders for this event. Mr. Wade stated one of the concerns of the State of Nevada was the need for a secured escort leading to the OST. The OST limits the amount of information that can be shared, but it doesn't stop the department's responsibility or accountability if there were to be an incident. The hazardous component will be controlled through its shipment and types of containers used. Wade asked if he answered Mrs. Levering's question. Mrs. Levering stated no he had not and stated her concern for the possibility of human error with these types of shipments. She continued to state her concern for the lack of information and training for local first responders. Mr. Wade stated emergency response and coordination in relation to low level waste has been coordinated with NDEM. Mrs. Levering stated the NDEM will not be the responders of the incident. She continued to say at the end of the day it is local responders who will be the primary response and with the lack of training and exercising will not be capable of such a task. Mr. Wade responded that the NDEM is the conduit and will not be responding to an incident. Mr. Wade stated they have an interest of sharing information of what the department is planning and the unique responses of OST. Ryan Turner stated he agreed with Mrs. Levering's comments and that it would be in the best interest of the community for preparedness if there would be more education on what to expect. Phil stated there has been training at the test site for handling these types of containers. Phil continued by stating there are two aspects, transportation and disposal. This is only viewing the transportation aspect. He continued to state that there is a significant amount of danger in this type of response. Mr. Stotts stated he is present in this meeting to gather information as to what the local communities and jurisdictions want in regards to what information the OST can provide. Irene Navis stated she believes it would be beneficial to know what is available and established in technical assistance for local emergency responders and personnel. She continued to state that the county has the ability to make requests from the State for additional assistance if the proper information is provided. Carolyn Levering stated face to face communication with OST about incidents that may take place are critical. Mr. Stotts asked if the table top exercise would suffice. Carolyn Levering stated it would be a good start. Ryan Turner agreed it would be a good start and urged the idea of more communication about what to expect. Richard Brenner stated he has previous experience with OST in a HazMat situation in a rural area, and that a plan needs to be put together. Jason Moyer stated a table top only affects a small audience and would not cover the large amount of LVMPD employees. Jason continued to state the OST needs to help provide information they can pass through to all of their employees.

The Chair then wrapped up the conversation by stating he felt that the LEPC membership has voiced their concerns and that the biggest concern is at the response level the coordination piece. He asked the DOE for whatever help they could provide in that effort, and reiterated that it's actually expected of them to provide. The Chair then announced for a second time the meetings that Ms. Knapp mentioned earlier in the meeting in the first public comment section. He then thanked the DOE representatives for their time.

k. State Emergency Response Commission (SERC)

Richard Brenner reported that Fire Shows Reno took place at the end of October, and there were over 150 participants. The planning process has begun already for next year's show that will be centered on transportation.

There was recently a policy meeting about the confidentiality of the information sharing, the decision at this time is to keep the existing policy and procedures. This

committee will discuss that decision at the next SERC meeting in January and have more discussion on how they will move forward.

August 1st there was an Executive Order from the President on how federal agencies work together on hazardous materials. What they are finding is that federal agencies tend to silo themselves which cause a lot of problems. He cited examples of EPA, OSHA, FBI, and ATF and their different focuses. The Order basically mandates them to work better together on a Federal level. Their first teleconference was held on November 5th in Houston, the next meeting will be held in Washington D.C. with the intent of traveling across the country to gather feedback and concerns from citizens and industry on how this process can work better. The West Coast meeting will be held in January likely in San Francisco as information is available it will be shared with the LEPC.

I. Satellite Phone Update

No report.

m. U.S. Environmental Protection Agency Report

(see attached report provided by Mike Ardito)

n. ARES/RACES Update

No report

XII. Public Comments

- The Chair announced his retirement as of January 3, 2014. He advised that there is no replacement identified at this time but it is likely that a Chief Officer with CCFD will be named. He further announced that the Co-Chair Jane Shunney will also be retiring.
- The Chair advised that CCOEM will be working towards Emergency Management Accreditation (EMAP) and that Misty Richardson will be the program Accreditation Manager. Furthermore, that there will be some internal changes to duties of OEM staff but they should all have a positive impact on the LEPC.
- The Chair thanked everyone for their support this past year.

Next LEPC meeting: Wednesday February 12, 2014 at 9:00 A.M., Pueblo Room Clark County Government Center 500 S. Grand Central Pkwy.

XIII. Adjournment

Motion, by Jane Shunney: To adjourn

Seconded, by Richard Brenner.

No discussion, motioned carried.

Meeting ended at 10:33 AM

In accordance to Nevada's Open Meeting Law, this meeting was properly posted and electronically recorded.



**U.S. Environmental Protection Agency Pacific Southwest Region
Emergency Prevention and Preparedness Program Update
For the Clark County Local Emergency Planning Committee Meeting
in Las Vegas on Wednesday, November 13, 2013**

Presidential Executive Order on Improving Chemical Facility Safety and Security

President Obama signed an Executive Order on August 1, 2013 to improve the safety and security of chemical facilities and reduce the risks of hazardous chemicals to workers and communities. The order directs the federal government to:

- Improve operational coordination with state and local partners (including State Emergency Response Commissions, Local Emergency Planning Committees and Tribal Emergency Response Commissions)
- Enhance Federal agency coordination and information sharing
- Modernize policies, regulations and standards, and
- Work with stakeholders to identify best practices.

The fact sheet about the Executive Order can be found on the White House website at:
The White House Fact Sheet: Executive Order on Improving Chemical Facility Safety and Security

<http://www.whitehouse.gov/the-press-office/2013/08/01/fact-sheet-executive-order-improving-chemical-facility-safety-and-security>

The actual Executive Order can be found on the White House website at:

Presidential Executive Order: Improving Chemical Facility Safety and Security

<http://www.whitehouse.gov/the-press-office/2013/08/01/executive-order-improving-chemical-facility-safety-and-security>

One of the first products under the Executive Order is the recent, federal multi-agency chemical advisory on “Safe Storage, Handling, and Management of Ammonium Nitrate.”

The link is: www.epa.gov/emergencies/docs/chem/AN_advisory.pdf .

Here is the link to the news release from EPA Headquarters on August 30, 2013:

“EPA, OSHA and ATF Provide Information and Lessons Learned About the Safe Storage, Handling and Management of Ammonium Nitrate”

<http://yosemite.epa.gov/opa/admpress.nsf/d0cf6618525a9efb85257359003fb69d/a15398fb5fc51da185257bd7006f1a64!OpenDocument>

“Listening Sessions” Being Held To Receive Input on President’s Executive Order

As part of the Executive Order 13650, *Improving Chemical Facility Safety and Security*, the Tri-Chair Working Group (Environmental Protection Agency, Department of Homeland Security, and Department of Labor) are holding several listening sessions. The first was held in Texas City, TX on Nov. 5.

Each of the listening sessions will provide an opportunity to obtain input to the Tri-Chair Working Group (EPA, DHS, and DOL) on specific areas of the EO. Stakeholders are encouraged to provide feedback on improving operational coordination with states, tribes, and local partners; enhancing information collection and sharing; modernizing regulations, guidance, and policies; and identifying best practices in chemical facility safety and security.

As dates/locations are confirmed for the proposed listening sessions below, the U.S. EPA staff will reach out for regional participation. The EPA welcomes and encourages your participation. If there are additional stakeholder engagement opportunities that you believe should occur to augment these, please let EPA know. In addition to the listening sessions, stakeholders may submit comments to eo.chemical@hq.dhs.gov.

Tentative Schedule

11/5/13 – Texas City, TX
11/15/13 – Washington, DC
11/19/13 – Springfield, IL
11/25/13 – Webinar
12/11/13 – Orlando, FL
12/16/13 – Webinar
Week of 1/6/14 – California
Week of 1/20/14 – Houston, TX
TBD – Hamilton, NJ

As you see above, the exact date in the week of January 6, 2014 for the California (and only Pacific Time) location is still to be determined. When more contact and registration information about the listening sessions and webinars becomes available, the EPA will forward for LEPC members and contacts.

EPA Pacific Southwest EPP Program Contact for Nevada

For more information about the U.S. EPA’s Emergency Prevention and Preparedness program for Nevada, you may contact the liaison, Mike Ardito, at 415-972-3081 or by email at ardito.michael@epa.gov.