



**ARIZONA EMERGENCY RESPONSE COMMISSION MEETING SUMMARY**  
**MINUTES – May 25, 2021**

The Arizona State Emergency Response Commission convened via GoToMeeting.

**VOTING MEMBERS/DESIGNEES PRESENT VIRTUALLY**

Laura Malone	AZSERC Executive Director AZDEQ (AZ Department of Environmental Quality)
Allen Clark (Primary)	DEMA (AZ Department of Emergency and Military Affairs)
Matt Heckard	DEMA (AZ Department of Emergency and Military Affairs)
Cheryl Bowen Kennedy	AZDOHS (AZ Department of Homeland Security)
Tom Neve	AZDPS (AZ Department of Public Safety)
Brent Cain	AZDOT (AZ Department of Transportation)
Dwayne Uhlig (Primary)	AZDA (AZ Department of Agriculture)
Suzette dePersio	AZDA (AZ Department of Agriculture)
Geoffrey McCormick	ACC (AZ Corporation Commission)
Rob Biscoe (Primary)	AFCA (AZ Fire Chiefs Association)
James Johnson	AFCA (AZ Fire Chiefs Association)
Theresa Ehnert	ADHS (AZ Department of Health Services)

**COMMISSION MEMBERS ABSENT:**

AZDFFM (AZ Department of Forestry & Fire Management)  
ASMI (Arizona State Mine Inspector)  
AZICA (AZ Industrial Commission of Arizona)

**GUESTS**

Jeff Cantrell	AG (Attorney General’s Office)
Raymond Vasquez	UPRR (Union Pacific Rail Road) – Presenter

  
**MEMBERS OF THE PUBLIC**

Curt Bagby	La Paz County LEPC
Raymond Sayre	Santa Cruz County LEPC
Frank Granados	Santa Cruz County LEPC
Byron Steward	Mohave County LEPC
Jazmyne Tarkowski	Mohave County LEPC
Justin Quarles	Gila County LEPC
Gary Robinson	Gila County LEPC
Tony Badilla	Yuma County LEPC
Mike Erfert	Yuma County LEPC/Yuma Fire
Russell Hartley	Yuma County LEPC
Jesus Haro	Maricopa County LEPC
Joshua Yungvirt	Maricopa County LEPC
Wade Brannon	Pinal County LEPC
Robert Church	Coconino County LEPC
Mark Christian	Coconino County LEPC
Sandra Espinoza	Pima County LEPC
Griselda Moya-Flores	Pima County
Catrina Jenkins	Navajo County LEPC
Bill Jones	EPA Regions IX
Richard Rubal	
Rudy Perez	
Javier Reyes	

**STAFF PRESENT**

Arcangel Barragan	ADEQ-ERU (AZ Department of Environmental Quality Emergency Response Unit) - Presenter
Michele Martinez	ADEQ-ERU (AZ Department of Environmental Quality Emergency Response Unit) - Presenter
Chris Nutter	ADEQ-ERU (AZ Department of Environmental Quality Emergency Response Unit) – Presenter
Jamie Hernandez	ADEQ (AZ Department of Environmental Quality)

Mannie Bowler

ADEQ

(AZ Department of Environmental Quality)

1. A quorum is established Ms. Malone noted a quorum of voting members participating virtually nine members present, three absent.
2. Ms. Laura Malone, Executive Director of the Commission, called the meeting to order at 2:01p.m.

### 3. Introductions/Review of Minutes

Ms. Malone welcomed members and attendees.

Ms. Malone went over virtual housekeeping for attendees.

Ms. Malone requested that the Commissioners review the October 20, 2020 minutes and then called for a motion to accept the minutes.

Brent Cain asked that the acronym be changed from AZDPS to AZDOT.

Geoffrey McCormick offered the motion with the recommended changes that was seconded by Dwyane Uhlig.

The motion carried 9/0/3 absent.

Ms. Malone welcomed and introduced the new AZSERC Members, Allen Clark, Director of Emergency Management Division with the Department of Emergency & Military Affairs (DEMA); Colonel Heston Silbert, Director of Arizona Department of Public Safety (DPS); and Suzette dePersio, Assistant State Veterinarian – Emergency Coordinator for the Arizona Department of Agriculture (AZDA).

### **4. Executive Session**

Ms. Malone called for a motion to enter into Executive Session pursuant to A.R.S. §38-431.03(A) (2) to receive and discuss information regarding High-Hazard Flammable Trains (HHFT) which is confidential information pursuant to 49 CFR Part 1520.

Geoffrey McCormick offered the motion that was seconded by Rob Biscoe.

The motion carried 9/0/3 absent.

Commission adjourned to Executive Session at 2:09 p.m. to receive the High-Hazard Flammable Trains (HHFT) materials and presentation from Geoffrey McCormick of the AAC which were confidential and include copies of those materials. As well as review the process for dissemination of HHFT information.

The Commission reconvened into open session at 2:46 p.m.

## **Roll Call**

Ms. Malone noted a quorum of voting members participating virtually in open session at 2:46 p.m.

## **5. High-Hazard Flammable Trains (HHFT) Dissemination Process**

Discussion is held regarding how AZSERC will disseminate the HHFT information to the Local Emergency Planning Committees (LEPCs) Chairpersons and Fire Chiefs on an as needed basis.

Ms. Malone called for a motion to adopt the interim HHFT dissemination process.

Geoffrey McCormick offered the motion that was seconded by Brent Cain.

The motion carried 9/0/3 absent.

## **6. Union Pacific Railroad HazMat Group Presentation**

Ray Vasquez, Hazardous Materials Management Response Union Pacific Railroad Southwestern Region gave a presentation on the Union Pacific Railroad HazMat Group.

## **7. CALL TO SERC MEMBERS (ACTION ITEM RESULTS)**

**A. Action Item 1 Result- AZSERC staff to establish a standard work to include instructions on how to disseminate HHFT confidential information to LEPC Chairpersons and Fire Department Chiefs:** Michele Martinez, ADEQ-ERU presented the information during Executive Session. Process was accepted by the Commission and voted on in Item #5 of the minutes. Action item complete.

**B. Action Item 2 Result – AZSERC staff to develop a roster for the Commission of LEPC Chairpersons and Fire Department Chiefs:** Michele Martinez, ADEQ-ERU presented the information during Executive Session. Action item complete.

## **8. Conflict of Interest:**

Laura Malone reviewed ADEQ’s Conflict of Interest Policy and Conflict of Interest form. She asked that the Commission review the policy and sign the Conflict of Interest form and return to AZSERC Staff.

## **9. Local Emergency Planning Committees (LEPCs):**

a. Voting membership applications were presented to the Commission for ratification. Laura Malone called for a motion to ratify the membership applications as presented.

James Johnson offered the motion that was seconded by Tom Neve.

The motion carried 9/0/3 absent.

b./c. Michele Martinez presented information regarding LEPC compliance status with LEPC meetings held for 2020 and with AZSERC requests for information. Laura Malone will continue to reach out to the LEPCs to encourage compliance and participation. If she receives no response she will bring the matter back to the Commission for further review and action if necessary.

d. Chris Nutter presented the Emergency Response Plan Forms for Commission approval. AZSERC staff received 14 Emergency Response Plans, 1 was rejected, 1LEPC did not submit an ERP. Laura Malone called for a motion to approve the Emergency Response Plan Forms as presented to the Commission.

Brent Cain offered the motion that was seconded by Geoffrey McCormick.

The motion carried 9/0/3 absent.

#### **10. Hazardous Materials Emergency Preparedness (HMEP):**

Michele Martinez gave a presentation on the status of the HMEP grant and discussed two Regional Commodity Flow Studies for Northern and Southern Arizona regions.

#### **11. Emergency Response Fund (ERF)**

Arcangel Barragan provided information regarding the results of the participation in the ERF program for FY 2021 and what to expect for FY 2022.

#### **12. Tier II:**

Chris Nutter provided information regarding the results of the Tier II reporting year 2020 and what enhancements to expect in reporting year 2021 to the Tier II system. He further discussed the results of the facility stakeholder meeting held on April 26, 2021 and on the LEPC/First Responder Stakeholder meeting held on May 13, 2021.

#### **11. Future Agenda Items:**

**Action Item 1** – AZSERC staff to email the Conflict of Interest Policy and Conflict of Interest Forms to the Commission members and alternates.

**Action Item 2** – AZSERC staff send out prospective dates and times to the Commission for the next AZSERC meeting.

Additional items for the agenda may be emailed to Michele Martinez.

#### **11. CALL TO THE PUBLIC**



None.

Laura Malone announced the LEPC Workshop scheduled for 5/26/2021.

**12. PROPOSED DATE AND TIME OF NEXT MEETING**

A poll will be sent to the Commission for a proposed meeting to be held in three to six months.

**13. ADJOURNMENT**

There being no further business, Ms. Malone called for a motion to adjourn.

Geoffrey McCormick offered the motion that was seconded by Tom Neve.

The motion carried 9/0/3 absent.

Meeting adjourned at 3:57 p.m.

Minutes approved: 9/28/2021