

HSCA Advisory Committee (HAC)
Dover Public Library
35 Loockerman Plaza
Dover, DE 19901
June 5, 2014*
Meeting Minutes

Attendees:

DNREC

Walt Bryan, WALT BRYAN Enterprises
Marianne Cignaglia, DeEASI
Todd Coomes, RLF (TC)
Kathy Fox, EA Engineering
Clay Greer, Ten Bears
Stephanie Hansen, YCST
Ken and Joanne Haynes, Possum Point/SRAP
Marcus Henry, NCCo. (TC)
David Kane, TetraTech
Thomas Kovach, Saccullo (TC)
Guy Kramer, UD
Kyle Lampron, Ten Bears
Mark Lannan, BrightFields
Dotty LeCates, Possum Point/SRAP
Will Lyman, KCI
Maria Payan, SRAP (TC)
Betsy Rogers, Ten Bears
Joe Rossi, Environmental Alliance
Bill Stephens, STEPHENS Environmental
Craig Smith, Landmark Science and Eng.
Bill Smith, Environmental Alliance
Mike Vanderslice, Environmental Alliance

Marj Crofts
Greg DeCowsky
Kate Durant
Jill Hall
Melissa Leckie
Tiffany Neumann
Robert Newsome
Jim Poling
Tim Ratsep
Alex Rittberg
Qazi Salahuddin
Lori Spagnolo
Paul Will
Christina Wirtz

*Note information regarding the June 5 meeting is available online at:
<http://www.awm.delaware.gov/BAC/Pages/BACMeetings.aspx>

Introductions and Opening Remarks – Tim Ratsep welcomed members.

Approval of March 6 Meeting Minutes – The meeting minutes were unanimously approved.

Updates for SIRS: Qazi Salahuddin, Tim Ratsep, Paul Will and Marj Crofts provided information on the following:

- HSCA Bill (**SB 198**) -
<http://legis.delaware.gov/LIS/LIS147.nsf/vwLegislation/SB+198?Opendocument>
and additional proposed changes to the HSCA Regulations.
- Status update on the revised Brownfields Grant Reimbursement Guidance document.
- Electronic data deliverables (EDDs) requirement - data in DNREC's EQUIS EDD format should be obtained from the HSCA-certified laboratory and submitted to

DNREC_Equis@state.de.us, with a copy the project officer.

- BDAs must be fully executed prior to purchase of brownfield properties.

Updates for TMS: Alex Rittberg and Lori Spagnolo reviewed changes to the UST and AST statutes (HB 367 and HB 368) and other tank management issues. **HB 367 -**

<http://legis.delaware.gov/LIS/lis147.nsf/2bede841c6272c888025698400433a04/cabab476c643827b85257ce6006e62d5?OpenDocument&Highlight=0,underground,storage,tank>

HB 368 - <http://www.legis.delaware.gov/LIS/lis147.nsf/vwLegislation/HB+368?Opendocument>

Other issues discussed included:

- TMS' Pay for Performance, UST Removal and Hydrogeologic Investigation Contracts have been scored and awarded.
- Ability to Pay – Outside contractor has been retained to review and evaluate the process, which will be used by TMS and SIRS.
- The Tanks Advisory Committee will be reactivated in Sept 2014. Please contact Jill Hall or Barb Kirkland with TMS if interested in joining.
- TMS and SIRS collaboration on projects.

Brownfield Subcommittee Report Outs:

Outreach and Education Subcommittee – Robert Newsome (Chair)

Walt Bryan, Marianne Cinaglia, Greg DeCowsky, Kate Durant, Guy Kramer, Melissa Leckie, Nora Lober, Betsy Rogers, Bill Stephens, Pat Todd, Mike Vanderslice and Chris Whallon. Robert Newsome discussed the rollout of the new outreach strategy. Focus is on lower Delaware and Robert has provided brownfields information at several local events in Milford, Harrington, Dover, Felton, Seaford and Milton. Upcoming events include DE State Fair, Dover Days, Dover Heros, Pumpkin Chunkin', League of Local Governments' Annual Conference and Coast Day. Will continue to rotate HAC meetings downstate.

Brownfields Finance Subcommittee – Jim Poling (Chair)

Stephanie Hansen, Dave Kane, Thomas Kovach, Mark Lannan, Melissa Leckie, Jim Poling, Tim Ratsep, Bill Smith and Chris Whallon. Discussion included HSCA loan program, definition of abandoned and underutilized property, All Appropriate Inquiry (AAI) as required under Chapter 91, potential changes in brownfields grant policy to raise amount across the board, WATAR funding, conditional COCRs vs. LTS issues, and potential reduction in brownfields grant funding.

Regulatory Subcommittee (changes to Chapters 74, 74A, 79 & 91) – Alex Rittberg/Tim Ratsep (Contacts), Todd Coomes, Clay Greer, Stephanie Hansen, Todd Keyser, Mark Lannan, Melissa Leckie, Lynn Poling, Jim Poling, Qazi Salahuddin, Doug Seavey, Bill Smith, Lori Spagnolo, Bill Stephens and Chris Whallon. Discussion included adding a provision to bill as to when a site should be regulated under Chapter 74 or 74A vs. making change to joint and severable liability language in 2016.

Next Meeting – The next meeting will be held Sept. 4, 2014 from 9:00-12:30 at the Lukens Drive Field Office, 391 Lukens Drive, New Castle, DE 19720.