

Request for Legislative Action

Res. No: 20713
Sponsor: Jalen Anderson
Date: July 6, 2021

Completed by County Counselor's Office			
Action Requested:		Res.Ord No.:	20713
Sponsor(s):	Jalen Anderson	Legislature Meeting Date:	7/6/2021

Introduction
Action Items: ['Authorize']
Project/Title:
A Resolution authorizing Jackson County participation in a new Local Emergency Planning District (LEPD) through the Mid-America Regional Council (MARC). It further authorizes the Jackson County Executive to execute any and all agreements necessary for Jackson County to fully participate in this new new district which will administer and program hazardous materials training and response planning for Jackson County, Missouri. This resolution also authorizes the Director of Finance to pass-through all funds received from the State of Missouri Emergency Response Commission (MERC) for this purpose to MARC, all at no cost to the County.

Request Summary
This resolution approves Jackson County participation in and authorizes the County Executive to sign any and all agreements that pertain to a new Local Emergency Planning District (LEPD) that will be administered by the Mid-America Regional Council (MARC). Cass, Clay, Platte, Jackson and Ray counties will each be asked to form a new Local Emergency Planning District for Missouri to replace a Local Emergency Planning Committee (LEPC) for hazardous materials response planning and coordination that existed for both Kansas and Missouri counties since 1986 in the MARC service area. The new Missouri side LEPD will replace the regional LEPC and is fully funded by fees collected by the Sate of Missouri from companies engaged in hazardous materials production, storage and distribution. It is anticipated that the new LEPD agreement once finalized will be very similar to the LEPC agreement that was recently approved by the County Executive. This resolution further authorizes the Director of Finance to remit all funds received from the State of Missouri for this purpose directly to MARC. Jackson County receives approximately \$30,000 for LEPC/LEPD efforts from the State of Missouri and these funds can be used for no other purpose.

Contact Information			
Department:	County Executive Office	Submitted Date:	6/14/2021
Name:	Troy Schulte	Email:	TSchulte@jacksongov.org
Title:	County Adminstrator	Phone:	816-881-1079

Budget Information	
Amount authorized by this legislation this fiscal year:	\$ 0
Amount previously authorized this fiscal year:	\$ 0

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Total amount authorized after this legislative action:			\$
Is it transferring fund?			No
Single Source Funding:			
Fund:	Department:	Line Item Account:	Amount:
			!Unexpected End of Formula

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Prior Legislation	
Prior Ordinances	
Ordinance:	Ordinance date:
5412	October 12, 2020
5336	May 26, 2020
Prior Resolution	
Resolution:	Resolution date:
20423	May 18, 2020
20164	June 3, 2019

Purchasing	
Does this RLA include the purchase or lease of supplies, materials, equipment or services?	No
Chapter 10 Justification:	
Core 4 Tax Clearance Completed:	
Certificate of Foreign Corporation Received:	
Have all required attachments been included in this RLA?	

Compliance	
Certificate of Compliance	
Not Applicable	
Minority, Women and Veteran Owned Business Program	
Goals Not Applicable for following reason: Not spending money	
MBE:	.00%
WBE:	.00%
VBE:	.00%
Prevailing Wage	
Not Applicable	

Fiscal Information	
<ul style="list-style-type: none"> This legislative action does not impact the County financially and does not require Finance/Budget approval. 	

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History

Troy Schulte at 6/14/2021 12:57:48 PM - [Submitted |]Department Director: Troy Schulte at 6/14/2021 1:34:08 PM - [Approved |]Department Director: Barbara J. Casamento at 6/14/2021 1:59:11 PM - [Not applicable |]Department Director: Katie M. Bartle at 6/14/2021 4:28:11 PM - [Approved |]Department Director: Sarah L. Matthes at 6/15/2021 7:53:28 AM - [Approved |]Department Director: Sylvya Stevenson at 6/15/2021 11:08:13 AM - [Approved |]Department Director: Elizabeth Freeland at 6/17/2021 8:38:11 AM - [Returned for more information | Fine tuning needed.]Department Director: Troy Schulte at 6/17/2021 4:50:58 PM - [Submitted |]Department Director: Sylvya Stevenson at 6/21/2021 8:31:44 AM - [Approved |]Department Director: Barbara J. Casamento at 6/21/2021 8:40:18 AM - [Not applicable |]Department Director: Katie M. Bartle at 6/21/2021 9:16:22 AM - [Approved |]Department Director: Mark Lang at 6/21/2021 10:29:58 AM - [Not applicable |]Department Director: Sylvya Stevenson at 6/21/2021 11:40:26 AM - [Approved |]

600 Broadway, Suite 200
Kansas City, Missouri 64105-1659

816-474-4240
816-421-7758 FAX
marcinfo@marc.org
www.marc.org



June 10, 2021

County Chief Elected Officials,

The Mid-America Regional Council appreciates the support of your county for the Mid-America Local Emergency Planning Committee (LEPC). The LEPC has brought emergency responders together with private industry since 1986 to reduce risks and increase response capabilities to hazardous materials incidents.

The Missouri Emergency Response Commission (MERC) has required that we make substantial changes in the way we organize and use state funds granted to the counties for the LEPC from the Chemical Emergency Planning Fund (Tier II industry fees).

To meet requirements of the MERC, the LEPC voted today to have the five Missouri counties withdraw from the Mid-America LEPC. Immediately following that action, the MERC established a new multi-county LEPC - Each county has the option of participating in the multi county LEPC (Local Emergency Planning District) or forming a single-county LEPC. The MERC will be sending information to the county commissioners of each county in the Kansas City area for action to join the new LEPC or the option to create their own LEPC. The new LEPC is being formed as an entity outside of MARC. The new LEPC may choose to select MARC as its contractor to provide the planning and coordination support necessary for the regional effort and enter into an agreement for those services.

Here are the steps that will be necessary to comply with the MERC and a suggested timeframe. The MERC has asked that we complete this transition to a new LEPC by July 31, 2021. These steps are designed to ensure that there is an operating LEPC or LEPC and no gaps in service. The state regulations regarding LEPCs distinguish between a LEPC, which is county-specific, and a LEPC (District that is multi-county).

1. Your county will need to decide how you would like to proceed to either participate in the multi-county LEPC or form a single county LEPC. Upon your decision, you will need to send a letter to the MERC informing them of your action. We have included a sample letter for your use if you choose to join the LEPC.
2. As soon as the MERC receives the letter from your county and the other four counties regarding your decision, it will authorize a new LEPC and any LEPCs if any county decides not to be part of the new multi-county LEPC.

Several meetings have taken place over the past week with LEPC leadership, the MERC and MARC staff and we feel confident these steps are necessary given current state regulations. We appreciate your county's participation in the LEPC and all that has been accomplished together. If we can provide any additional information or answer questions, please let us know.

Respectfully,

A handwritten signature in black ink that reads "Erin Lynch".

Erin Lynch
Emergency Services Director

CC Assistant Chief James Zeeb – LEPC Chair
Mr. Scott Munk - LEPC 1st Vice Chair
Assistant Chief Jason Bonney- LEPC 2nd Vice Chair

Chair
Harold Johnson Jr.
Commissioner
Unified Government
of Wyandotte County/
Kansas City, Kansas

1st Vice Chair
Carson Ross
Mayor
Blue Springs,
Missouri

2nd Vice Chair
Janeé Hanzlick
Commissioner
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Kansas

Treasurer
Eileen Weir
Mayor
Independence,
Missouri

Secretary
Beto Lopez
Mayor Pro Tem
Lee's Summit,
Missouri

Executive Director
David A. Warm

DRAFT LETTER FROM COUNTY TO MERC

Michael Harris
Executive Director
Missouri Emergency Response Commission
Department of Public Safety
2302 Militia Drive
Jefferson City, MO 65102
Mike.Harris@sema.dps.mo.gov

Dear Mr. Harris,

_____ County, Missouri, has taken official action at its ___(date)___ meeting regarding participation in the newly formed Local Emergency Planning District.

It is our desire to participate in a new multi-county Local Emergency Planning District.

We encourage you as the MERC Executive Director to take swift action to finalize the new multi-county Local Emergency Planning District to minimize any disruption in operations.

Sincerely,