

ACEC Indiana Environmental Business Committee
IDEM and Indiana SRF Briefing Meeting
MEETING SUMMARY

The final meeting of the 2015-2016 committee year was held on May 18, 2016 at 1:30 p.m. in the Commissioner's Large Conference Room, Indiana Government Center North, 13th Floor. In attendance were:

Martha Clark Mettler	Indiana Department of Environmental Management
Paul Higginbotham	Indiana Department of Environmental Management
Bruno Pigott	Indiana Department of Environmental Management
Jerry Ditmer	Indiana Department of Environmental Management
Stacy Jones	Indiana Department of Environmental Management
Camille Meiners	Indiana Finance Authority, State Revolving Fund (SRF)
Beth Bauer	ACEC Indiana
Steve Gress	Donohue & Associates
Mark Sullivan	Midwestern Engineers
Rich Connolly	HNTB
Jeff DeWitt	Lochmueller Group
Brady Dryer	Commonwealth Engineers
Charity Dudley	Wessler Engineering
Angela Force	Christopher B. Burke Engineering
Greg Garnes	Clark Dietz
Joe Grinstead	American Structurepoint
Shannon Killion	Shrewsbury & Associates
Mac McCauley	Strand
Amy Moore	VS Engineering
Eric Smith	HWC Engineering
Sarah Hudson	Curry & Associates

Steve Gress, Committee Chair, welcomed attendees and all in attendance introduced themselves.

Camille Meiners provided the IFA/SRF/Brownfields Update:

- General Fund Update: approximately 33% of wastewater and 67% of drinking water funds have closed this year. Several projects are in queue. New fiscal year will begin July 1st for incoming PERs. Projected levels for new fiscal year are \$150M wastewater and \$40M drinking water.
- Funding Bills currently in Congress: The committee discussed that the True LEADership Act has been introduced but seems to have stalled. Steve Gress is watching SB 2848 WRDA which will be the main SRF source. A committee hearing on this Bill was held in April.
- Information on DNR loan program that IFA recently began oversight on: Camille stated that IFA is currently re-writing the requirements of the program which will include a Flood Control Revolving Fund (FCRF) component. Camille provided a draft of the document for review. The FCRF will offer \$250k loan amounts, at 2.0% for loans up to 60 months and 2.5% for loan terms between 5 and 10 years. There is no funding cycle for these loans. These funds may be used as a loan match (i.e. OCRA). Program will begin July 1, 2016 when DNR will no longer be involved.
- Update on needs survey IFA is to perform per SB 347: Letters were sent in April to approximately 560 community (priority) and 250 non-community water systems. The survey is

online. AWWA Audits also have to be submitted. IFA held 8 workshops to help people through the process and had approximately 250 people attend. Currently have about 20% response rate; need information by end of May. Consultants, encourage your clients to participate.

- Steve Gress informed the committee that Camille will be making a presentation on Fiscal Sustainability Plan preparation at the 2016 Environmental Business/Funding Conference.

Martha Clark Mettler and Paul Higginbotham provided an update on Staffing changes at IDEM.

- An updated Office of Water Quality Management Team organizational chart. Three Branches, (Drinking Water; Surface Water, Operations & Enforcement; Watershed Assessment & Planning) report directly to Martha. Paul oversees the other two Branches, Compliance and Permitting.
- Still have some key vacancies they are working to fill.

Paul Higginbotham provided an update on Clean Water Permit and Rule Issues:

- Treated wastewater reuse - update on proposed ACEC/IDEM subcommittee to research and possibly move oversight. Mac McCauley, Charity Dudley and Shannon Killion volunteered for ACEC. Paul requested some research on what other states are doing. Charity has started this. Paul will send out an invite for an initial meeting.
- Update on rule making for phosphorous limits in biosolids and beneficial reuse: This is currently part of the Land Application rules under the Office of Land Quality. It hasn't been pursued lately; Paul anticipates that 1st Notice will be given again when this starts back up. ACEC members asked if IDEM had considered Total P vs. Reactive P? Discussion of comparison of the two and impacts/availability of testing, etc. Paul advised Jeff Harmon, Office of Land Quality/Permitting Branch, would be IDEM's staff on this issue. Steve Gress suggested that the Government Affairs, Laboratory, and/or Residuals & Biosolids committees of Indiana Water Environment Association (IWEA) may be a good resource.

Paul Higginbotham and Jerry Ditmer provided information on CSOs Topics.

- Permit writers taking over CSO duties: There are many staff holes currently, so Leigh Voss and Lynn Riddle have been assisting with CSO permitting.
- Potential Great Lakes Enhanced CSO Notification Requirements: The 2016 Appropriations Bill was drafted to prohibit CSO discharges to the Great Lakes, but there was much pushback. The Consolidated Appropriations Act of 2016 instead requires Enhanced Public Notification. Must be in effect by end of December 2017. Jerry Ditmer reported that approximately 27 Indiana communities are impacted. Currently EPA is meeting with affected States and moving forward with Federal Rule Making. Guidance may or may not be provided. Unknown if this will have to be addressed within the NPDES permits. Any time extensions for implementation must come from EPA Administrator...State CSO staff not authorized to grant extensions.
- Wet Weather Treatment Facilities: A draft MMR form will be sent to communities for testing and feedback. An excel spreadsheet automatically creates a page that can be uploaded to NetDMR. Jerry Ditmer will send ACEC EBC notice when it goes out.

Martha Clark Mettler and Stacy Jones provided an update on Drinking Water Topics.

- IDEM actions are being taken for possible drinking water contamination in Indiana: IDEM conducted a survey asking utilities if they have any lead lines and to identify their location. Thirteen systems have had lead action level exceedances in the last 3-4 years. IDEM is assisting them to test and monitor, etc. Additional sampling is expected in June.

- Drinking water source water protection plans development by IFA: This is an agenda item for IFA in next meeting. Data has been collected by IFA, being verified. IFA will provide responses plans to IDEM. Awareness was the key intent of the new regulation, not necessarily risk mitigation.
- Mike Cline asked about possible EPA action on end-of-spigot treatment for drinking water: Martha stated this is highly unlikely to be required of homeowners, but may be an option for communities reporting above lead limits.
- Disinfection Byproducts (DB) Strategy: 682 Systems within Indiana are testing for DB. 26 systems have higher than allowed limits. 18 of those are purchasing surface water. Patoka and Bloomington are two bigger surface-water systems that sell to several of the communities exceeding limits. IDEM has been meeting with a Patoka Lake group since 2006 to assist in addressing DB issues.
- Martha Clark Mettler noted that the revised Coliform Rule went into effect on April 1, 2016.

Randy Braun reported on Stormwater Topics.

- A new MS4 Coordinator has been hired, Stacy Goodwin. They are currently re-evaluating the audit process on Good Housekeeping.
- Update on NPDES MS4 General Permit Remand: A lawsuit filed by the Natural Resources Defense Council and Environmental Defense Center claiming that MS4 regulations for obtaining permit coverage did not provide the permit authority opportunity to review measures selected, or adequate public notice related to content of the SWQMP. In response, EPA developed 3 options to change the regulations governing MS4 Permitting. The comment period ended March 21, 2016; EPA received approximately 75 comments on these. IDEM prefers the option that allows States flexibility on when NOI is issued and how much information is with it before Public Notice and issuance of permits. EPA released the revised rule in December 2015. EPA must issue a final rule by November 17, 2016.
- Update on General Permits for Stormwater
 - Rule 5: The Federal Construction General Permit is past the comment period with new regulations to come out in February 2017. Randy noted, for example, that dewatering criteria has been expanded, possibly moving it to its own General Permit. Angela Force offered that Florida would be a good model for dewatering regulations. IDEM will be working on identifying impacts to Indiana's Rule 5.
 - Rule 6 timeframe is still to be determined.
 - Rule 13 timeframe is still to be determined. Randy did note that there is potential that there could be 40-50 new MS4s identified and notified yet this year.

The ACEC EBC and the ACEC Funding Committees have planned a joint conference with dual sessions for 2016. Date is September 15, 2016.

The next Briefing Meeting will be with the new 2016-2017 ACEC EBC committee. Dates have not been set.

This meeting summary has been prepared by Amy R. Moore, VS Engineering

This summary represents the preparer's best recollection of the meeting. If you have any modifications or additions, please send them to the preparer and the summary will be amended accordingly.

C: Jim Longest, Beam, Longest & Neff
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