

# UPDATE



ILLINOIS ASSOCIATION OF AGGREGATE PRODUCERS

1115 S. 2nd Street • Springfield, IL 62704 • Phone: 217-241-1639 • Fax: 217-241-1641 • Email: iaap@hansoninfosys.com

John C. Henriksen, *Executive Director*  
Glenda Schoening, *Office Manager*

July 2006

## Golf Outing Preview

The IAAP's Annual Golf Outing and Dinner is set for Monday, August 14, 2006, at Panther Creek Country Club and Piper Glen Golf Club in Springfield, Illinois. The scramble format utilized at both courses makes our Annual Outing a fun, relaxed event.

### Tickets

A ticket to attend both the golf outing and dinner is still priced at \$160.00. **The \$160.00 ticket price covers everything** -- green fees, cart rental, registration gifts, lunch, beverages and snacks at the golf course, prize drawings, cocktails and dinner. In addition, **\$60.00 of your ticket is a donation to the IAAP** -- \$30 goes to support the IAAP PAC while \$30.00 goes to support the annual IAAP Science Teachers' Workshop. If you choose not to play golf that day but want to join your friends for dinner, you can buy a golf outing dinner ticket for only \$50.00.

### State Ethics Legislation

IAAP members have customarily bought golf outing tickets for government employees and officials. Until recently, that custom didn't cause any problems for either the IAAP member or his/her government guest. Although previous State ethics laws set limits on the value of gifts that State employees or officials could receive, those same laws specifically exempted golf outings from such limits. Moreover, previous State ethics laws did not apply to local government officials and employees. Finally, previous State ethics laws focused on the recipient of improper gifts rather than on the person or company who gave such gifts. **Those days are over.**

The State Officials and Employees Ethics Act prohibits State or local government employees and officials from receiving gifts from people who do business with them. However, this law provides two key exceptions to this complete ban. First, an exception is carved out for "food or refreshments not exceeding \$75 per person on a single calendar day; provided the food or refreshments are (i) consumed on the premises where purchased or (ii) catered." Second, an exception is carved out for "any item or items . . . during any calendar year having a cumulative total value of less than \$100." **Note: this State law provides that these two exceptions are "mutually exclusive and independent of one another."**

## Compliance with State Ethics Legislation

The IAAP Golf Outing and Dinner was restructured in 2004 so that you, and your State and local government guests, do not violate the State's ethics laws. As outlined below, we will continue to use this restructured outing format.

When you register your 4-some(s) for this year's event, please identify your government guest(s). Each of these guests is entitled to participate in both the golf outing and the golf outing dinner.

Your government guest at the IAAP Golf Outing will receive lunch, check-in gifts, green fees, cart fees and course refreshments. **The items your guest will receive at the IAAP Golf Outing have a cumulative value of less than \$100.00, as mandated by State law.**

- Your guest's name will not be included in our drawing for a door prize during registration. We don't want your guest going home with a golf bag or putter that puts him/her (and you) over the limit.
- We have eliminated the blind bogey contest. Again, we don't want your guest going home with a cash prize that puts him/her (and you) over the limit.
- Finally, your guest will not be eligible for any of the cash prizes associated with our "skill holes" – longest putt, closest to the green or longest drive.
- If your guest wants to buy some raffle tickets with his/her own money, that's OK.

Your government guest may also attend the **IAAP Golf Outing Dinner**, a separate event that includes snacks, beverages and an excellent buffet dinner. **The food and refreshments your guest will consume at the IAAP Golf Outing Dinner will not exceed \$75.00, as mandated by State law.**

- This cost figure assumes that your guest drinks the sodas, keg beer and wine provided as part of the Dinner.
- If your guest wants to buy bottled beer and/or mixed drinks with his/her own money at the cash bar provided, that's OK.

I am mindful that these changes make our Golf Outing and Golf Outing Dinner a little cumbersome. However, these changes have one purpose – **to ensure that our members and all of our guests stay well within the boundaries of State ethics legislation.**

## Two Final Notes

**Panther Creek and Piper Glen are filling up fast.** Send in your money and registration forms today so you don't get left out of this year's outing. The IAAP does not take registrations over the phone – First Come, First Served!

**Ticket confirmation letters will be mailed out on Friday, August 4, 2006.**

## IAAP Dosimetry Program

Mine Safety and Health Administration (MSHA) noise regulations require aggregate producers to monitor whether their employees are exposed to noise levels below or above the time weighted “action level” of 85 dBA. Employees exposed to a noise level above this level must participate in a hearing conservation program. **Given MSHA’s continual emphasis on the enforcement of its noise regulations, it is critical that an operator be able to document noise exposure levels at his or her operations.**

The best way to determine an employee's personal exposure level is through noise level surveys, conducted by trained technicians, using noise dosimeters. For that reason, we purchased three MSHA-approved noise dosimeters and designed a Noise Dosimetry program that allows properly trained IAAP members to borrow this equipment. Here’s how the program works:

- Mail a check to Glenda Schoening, IAAP Office Manager, in the amount of \$200.00 (payable to the IAAP). (This \$200.00 rental fee pays for the FedEx costs associated with the IAAP Dosimetry Program and partly offsets some of our annual maintenance costs). Include with this check the address where you want our equipment shipped.
- Along with this rental fee, please submit a separate damage deposit check payable to the IAAP, in the amount of \$500.00. This deposit is refunded (minus any necessary repair costs) when the equipment is returned.
- Finally, submit proof that you have been trained to use noise dosimetry equipment. You can satisfy this requirement by proof of attendance at an IAAP or NSSGA-approved Noise Sampling Course, at an MSHA, OSHA or NSC Industrial Hygiene Sampling Course or by documenting you have received training under the supervision of a qualified Industrial Hygienist.
- When Glenda receives your rental request, fee, deposit and proof of training, she will instruct Argus, LLC (the custodian of our equipment) to FedEx the IAAP dosimeters to your operation. Upon receipt of our equipment, you have five (5) calendar days within which to conduct noise monitoring. After your five (5) days are up, FedEx the IAAP dosimeters back to Argus, LLC at our expense.

Please be advised that there is currently no waiting list for the IAAP’s dosimetry equipment. **Therefore, if you want to monitor noise exposure levels before the end of the year, send in your rental fee, equipment deposit and proof of training today.**

## Visit the New IAAP Website

The colors are fresh, the pictures are interesting and so is the content. That is the best way to describe the new IAAP website. With pages devoted to our major committees and programs, as well as information about our Producer and Associate members, this will undoubtedly become a valuable resource for both members and the general public.

The history of this Association, a description of its many activities, and an explanation of the value of aggregates in our everyday lives are just the foundation of this website. Producers and companies supplying goods and services to this industry may ask themselves why join the IAAP? Well, this question is asked and answered on the Producer and Associate Membership Benefits pages. Associate members also benefit from having their company's contact information available to prospective customers. In the coming month, our producers can use the website to search for the specific products and services offered by our associate members.



**As always, we encourage you to buy the goods and services of our associate members.**

Our larger committees, PIE, Safety, Environmental, Technical, and Legislative, all have pages describing the work each is doing to promote this industry and address technical and political challenges. Each of these pages will be continually updated so you can stay informed of their planning and activities. Past issues of the Update newsletter can be downloaded from the website, as well as PowerPoint presentations from this year's seminars at the Annual Convention. The Golf Outing and Science Teachers Workshop pages have schedules and registration forms. And, if your company needs to learn about our insurance program, rent noise dosimetry equipment to conduct a noise level survey, apply for a Rock Solid Safety Award, or help a student looking for a scholarship, the website has detailed information about these programs too. Also, click on the calendar graphic on the homepage to see a month by month list of important events. I think you will agree this new website has become an even more valuable membership resource.

Explore the new website now by going to [www.iaap-aggregates.org](http://www.iaap-aggregates.org). A few pages remain to be completed but will be very soon. If you are an Associate member, be sure to download, complete and return the Products and Services checklist from the Associate Member Benefit page so you can be included in the search engine feature. Associate and Producer members are encouraged to check your listings for accuracy. Any changes, comments or suggestions about the website may be sent to **Shawn McKinney, IAAP Outreach Manager**, at [shawn@hansoninfosys.com](mailto:shawn@hansoninfosys.com). Special thanks go out to members of the various committees whose input has resulted in much of the information and links you will find on the website.

## When Does a Day of Golf Help Your Business?

The saying goes something like this, “A bad day of golf is better than a good day at work.” While not every IAAP member would agree, some do take time off to enjoy a round once in a while. When that day of golfing occurs at a political fundraiser for your local senator, representative or other elected official, you are helping to build relationships that will benefit the IAAP’s efforts and ultimately your business.

Early summer is golf outing season for Illinois’ senators and representatives. This past month, many events were scheduled at locations around the state. Making the most of these opportunities, IAAP members cleaned up their clubs, assembled foursomes, or just came out for a dinner reception, and headed to the golf course to meet and talk with their senator or representative. These events were fun for everyone involved and particularly interesting for some of our members.

Freeport Country Club was the course chosen by **Representative Jim Sacia (R-89, Pecatonica)** for his golf outing this year. A foursome made up of **Bruce Helm, Eric Helm, Brian Helm**, representing **Conmat, Inc.**, and **Shawn McKinney, IAAP Outreach Manager**, played a round of scramble golf and attended the dinner reception. For the Helms this was another opportunity to show the Representative their support and renew a longstanding friendship. Eric Helm acknowledged issues important to the aggregates industry are well known to Rep. Sacia and that he is always willing to consider our interests when asked to do so. While this foursome finished with a score in the middle of the pack, the dinner was very good and two members went home with nice door prizes. The Helms are already looking forward to next year’s event.



Bruce Helm, Eric Helm, Rep. Sacia, Brian Helm, Shawn McKinney

In the opposite corner of the State, **Representative Roger Eddy (R-109, Hutsonville)** invited golfers to the Quail Creek Country Club in Robinson where PGA tournament events were once held. **John Tarble** and **Keith Walker** of **Quality Lime Company** played in a foursome that did well enough to finish with low score in the B Flight. During the day and at the evening dinner, John and Keith spoke to Rep. Eddy as well as **Senator Dale Righter (R-55, Mattoon)** who was also attending the event. **Jerald Tarble, President, Quality Lime Company**, understands the importance of the work being done by the IAAP and was happy to have had his company’s employees attending the golf outing.



Lyle Bushman and Sen. Sieben

**Senator Todd Sieben (R-45, Geneseo)** hosted his fundraising event at the Dixon Country Club in Dixon. After a day of golf, the dinner reception was attended by **Lyle Bushman, Eagle Creek Quarries**, and Shawn McKinney, IAAP Outreach Manager, and offered a worthwhile opportunity to talk with the Senator. Sen. Sieben was quick to note the IAAP’s legislative efforts and issues of state and local concern to the aggregates industry.

He also asked Lyle about his career in the aggregates business and opening the quarry with his wife Sandy. Lyle took this opportunity to invite the Senator to visit the quarry and discuss its operations and how recent actions by the State have changed his business. The following week, Sen. Sieben, who has a degree in business administration, did just that. Lyle was impressed with the Senator's interest and friendliness and noted it was a very worthwhile experience. As a result of his efforts, the Senator now understands this industry better and Lyle knows that when he has a concern that should be addressed by the Senator, they have already established a great relationship.

Other IAAP members across the State have attended golf outings too. **John Cramer, President of Casper Stolle Quarry & Contracting Company**, played golf during **Representative Dan Reitz (D-116, Steeleville)** event in Waterloo and **Mike Sitterly, President of Western Sand & Gravel Company**, was present at Senica's Oak Ridge Golf Club for an event hosted by **Senator Gary Dahl (R-38, Granville)**. All of these IAAP members understand that to effectively engage the political process they need to define this industry and establish good relationships with elected decision makers.

Any industry subject to government regulations is necessarily involved in politics. Every year, elected officials are asked to consider laws and regulations that affect the aggregates industry. To ensure those decisions are made with thoughtful consideration, it is imperative that the IAAP works to educate everyone involved. Our members can help in that effort by establishing relationships with your elected representatives. This doesn't necessarily mean you have to begin playing golf; you can extend an invitation to visit your quarry or just take the opportunity to introduce yourself at a community event.

If you are interested in getting more involved in the IAAP's legislative efforts or already have a close relationship with politicians in your area, call **John Henriksen, IAAP Executive Director**, to discuss how we can be even more effective working together.

### **Industry Updates**

Aggregate Industries, Derwood, Md., has agreed to acquire **Meyer Material Company** for \$231 million from U.S. Equity Partners, L.P. and Park Avenue Equity Partners, L.P. Completion of the acquisition is anticipated to occur in July, subject to regulatory approval. Meyer operates six sand and gravel pits as well as 25 ready-mix concrete plants and a concrete paving products manufacturing facility. Meyer has 125 million metric tons of reserves, as well as underground reserves which may be considered for future development. The company employs about 750 people.

Hanson Aggregates North America, Neptune, N.J., has announced that it has completed the acquisition of **Material Service Corporation**, a deal announced in March, from General Dynamics Corporation for \$300 million in cash. Material Service Corporation is the thirteenth largest producer of aggregates in the U.S. and will be managed within Hanson Aggregates North America. Employing more than 800 people in Illinois and western Indiana, it sold over 20 million US tons of aggregates in 2005 and is estimated to have approximately 1.5 billion tons of aggregate reserves. Established in 1919 by the Crown family, Mr. Lester Crown will remain in his current capacity as Chairman of Material Service Corporation.

## Illinois Mining Institute Annual Meeting

On August 29-30, 2006, the Illinois Mining Institute (IMI) will hold its 114th Annual Meeting at the Springfield Crowne Plaza hotel. The IMI was created in 1892 to encourage the study of mining problems and to educate its members about practical and scientific mining methods. Although the IMI has historically focused solely on coal mining, this organization currently seeks to promote the interest of Illinois' aggregate industry through technical support, education, and information transfer.

The Illinois Mining Institute Board of Directors is currently comprised of representatives from Illinois coal and aggregate mines, Illinois power companies and federal and state agencies that regulate mining. **IAAP Executive Director John Henriksen** serves as President of the Illinois Mining Institute for the 2006 calendar year.

Annual Meeting registration begins at 7:00 am on Tuesday, August 29th in the first floor lobby of the Springfield Crowne Plaza. The Illinois Mine Rescue Association's annual mine rescue contest is also scheduled to commence at that time. The purpose of this contest is to simulate a portion of an underground mine with a problem requiring the services of a rescue team. During the simulation, the rescue team will encounter situations similar to those found in underground mining. Each team will have to explore the mine, make gas checks, change ventilation and account for any miners who may have been trapped in the mine. Given the recent Sago Mine disaster, these mine rescue contests have taken on a new significance throughout the United States.

The 2006 IMI Technical Program begins at 3:00 pm and includes a number of presentations on safety-related topics. For example, **Joe Angleton, Director of the Illinois Office of Mines and Minerals**, will present an overview of recent mine safety legislation. **David Beerbower, Peabody Energy**, will focus on safety training issues. **Michael J. Brinich, National Institute of Occupational Safety and Health**, will speak about recent technological advances in underground mine communications, tracking devices, self-rescuers and disaster management. Last, but not least, we will hear a talk from **John Head, Continental Placer, Inc.**, entitled "Underground Stone Mines – The Future of Aggregate Production or a Shot in the Dark"? Day One of the annual meeting concludes with a reception and an awards ceremony for the mine safety contest winners.

On Wednesday, August 30<sup>th</sup>, the IMI Golf Outing will be held at Piper Glen Golf Club with registration beginning at 7:30 am. The second day of the meeting concludes with a reception, the IMI Membership meeting and an awards ceremony.

Although summer is an extremely busy time for aggregate producers, the IMI Annual Meeting is an excellent forum for underground mine operators, whether coal or aggregate, to learn about new safety and production techniques. This event is also an excellent way for stone producers to network with potential customers -- the power companies in this region that utilize ever increasing tonnages of high calcium scrubber stone.

**A registration form for the 2006 Annual Meeting is printed on the following page.**



# ILLINOIS MINING INSTITUTE

## ANNUAL MEETING – 114<sup>th</sup> YEAR

August 29-30, 2006

Crowne Plaza Hotel • Springfield, Illinois

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### PRE-REGISTRATION AND MEMBERSHIP FORM

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**PRE-REGISTRATION DEADLINE: AUGUST 16, 2006**

**NUMBER OF PEOPLE\***

Pre-registration Meeting & luncheon \_\_\_\_\_ @\$75.00

Members 65 years of age or older registration & luncheon \_\_\_\_\_ @\$35.00

Payment of 2006 dues ONLY (cannot attend meeting) \_\_\_\_\_ @\$25.00

(If you have already paid your 2006 dues, please disregard)

Non-exhibiting vendors & luncheon \_\_\_\_\_ @100.00

*\*Please list additional names and addresses on reverse side.* TOTAL\$ \_\_\_\_\_

***Make checks payable to the Illinois Mining Institute for total amount and mail with this registration form to:***

**Illinois Mining Institute**  
ATTN: Nancy Cline  
Southern Illinois University  
Department of Mining and Mineral Resources Engineering  
Mailcode 6603  
Carbondale, Illinois 62901-6603

Name \_\_\_\_\_

Title \_\_\_\_\_

Company \_\_\_\_\_

Street or P.O. Box \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Phone (\_\_\_\_) \_\_\_\_\_ E-mail \_\_\_\_\_

**To make hotel reservations call 1-217-529-7777  
before July 28, 2006**



## **USEPA Updates**

### **Ultra Low Sulfur Diesel**

Effective June 1, 2006, the USEPA will require refiners and fuel importers to cut the sulfur content of highway diesel fuel 97 percent, from 500 parts per million to 15. The rules are issued in line with the Bush Administration's promotion of renewable energy sources and cleaner fuels, such as Ultra Low Sulfur Diesel (ULSD). According to the USEPA, this action, when fully implemented, will enhance environmental protection while preventing nearly 8,300 premature deaths and tens of thousands of cases of respiratory ailments such as bronchitis and asthma.

"America is breathing easier due to President Bush's historic investment in clean energy," said EPA Administrator Stephen L. Johnson. "Drastically cutting the emissions that cause soot and smog, EPA is delivering the American people cleaner engines, cleaner air and cleaner lungs."

ULSD enables advanced pollution control technology for cars, trucks and buses. Consumers will be able to purchase ULSD and vehicles with clean diesel technology later this year. The agency expects a smooth transition and will closely monitor the industry as it transitions to ULSD making this historic milestone a reality that will benefit Americans' health and the environment.

By addressing diesel fuel and engines as a single system, this action will produce the clean air equivalent of eliminating air pollution from 90 percent -- or about 13 million -- of today's trucks and buses. Once fully implemented, ULSD will result in the annual reduction of 2.6 million tons of nitrogen oxides and 110,000 tons of particulate matter.

### **Stationary Diesel Engines**

On June 29, 2006, EPA announced requirements that will limit air emissions from new stationary diesel engines by up to 90 percent. The stationary compression ignition internal combustion engines are used at a variety of facilities to generate electricity and power pumps and compressors.

The requirements will take effect in three increasingly stringent stages beginning in 2007. At full implementation in 2015, EPA estimates that 81,500 new stationary diesel engines will be covered by the requirements and will reduce their air pollutant emissions by more than 68,000 tons each year. These standards also limit the amount of sulfur in the diesel fuel used to run these engines.

The New Source Performance Standards will limit emissions of nitrogen oxides, particulate matter, sulfur dioxide, carbon monoxide, and hydrocarbons from new or reconstructed stationary diesel engines to the same stringent levels required by EPA's non-road diesel engine regulations.

For more information: [http://www.epa.gov/ttn/oarpg/t3/fact\\_sheets/ci\\_nsps\\_fnl\\_fs.html](http://www.epa.gov/ttn/oarpg/t3/fact_sheets/ci_nsps_fnl_fs.html)

## Calendar

August 4, 2006: IDOT Bid Letting; Hanley Building, Springfield, Illinois.

August 9, 2006: IAAP Technical Committee Meeting; IAAP Office, Springfield, Illinois.

August 14, 2006: IAAP Annual Golf Outing; Springfield, Illinois.

August 15, 2006: IAAP Board of Director's Meeting; IAAP Office, Springfield, Illinois.

August 16, 2006: IDOT/Industry Joint Coop Meeting: AGCI Headquarters, Springfield, Illinois.

August 22, 2006: IAAP Safety Committee Meeting; IAAP Office, Springfield, Illinois.

August 29-30, 2006: Illinois Mining Institute Annual Meeting; Crowne Plaza Hotel, Springfield, Illinois.

September 5, 2006: McHenry County Gravel Advisory Council; McHenry County Government Administration Building, Woodstock, Illinois.

September 13, 2006: IDOT/Industry Policy Committee Meeting; Hanley Building, Springfield, Illinois.

September 19, 2006: IAAP Environmental Committee Meeting; IAAP Office, Springfield, Illinois

September 20, 2006: TFIC Annual Meeting; Location TBD.

September 22, 2006: IDOT Bid Letting; Hanley Building, Springfield, Illinois.

September 26-27, 2006: NSSGA/State Executives Meeting: NSSGA Office, Alexandria, Virginia.

October 3, 2006: IAAP Clean Fill Training Seminar; Crowne Plaza Hotel, Springfield, Illinois.