

Petroleum Tank Release Compensation Board

Meeting

March 25, 2019

Approval of Minutes

February 11, 2019

•Questions / Comments?

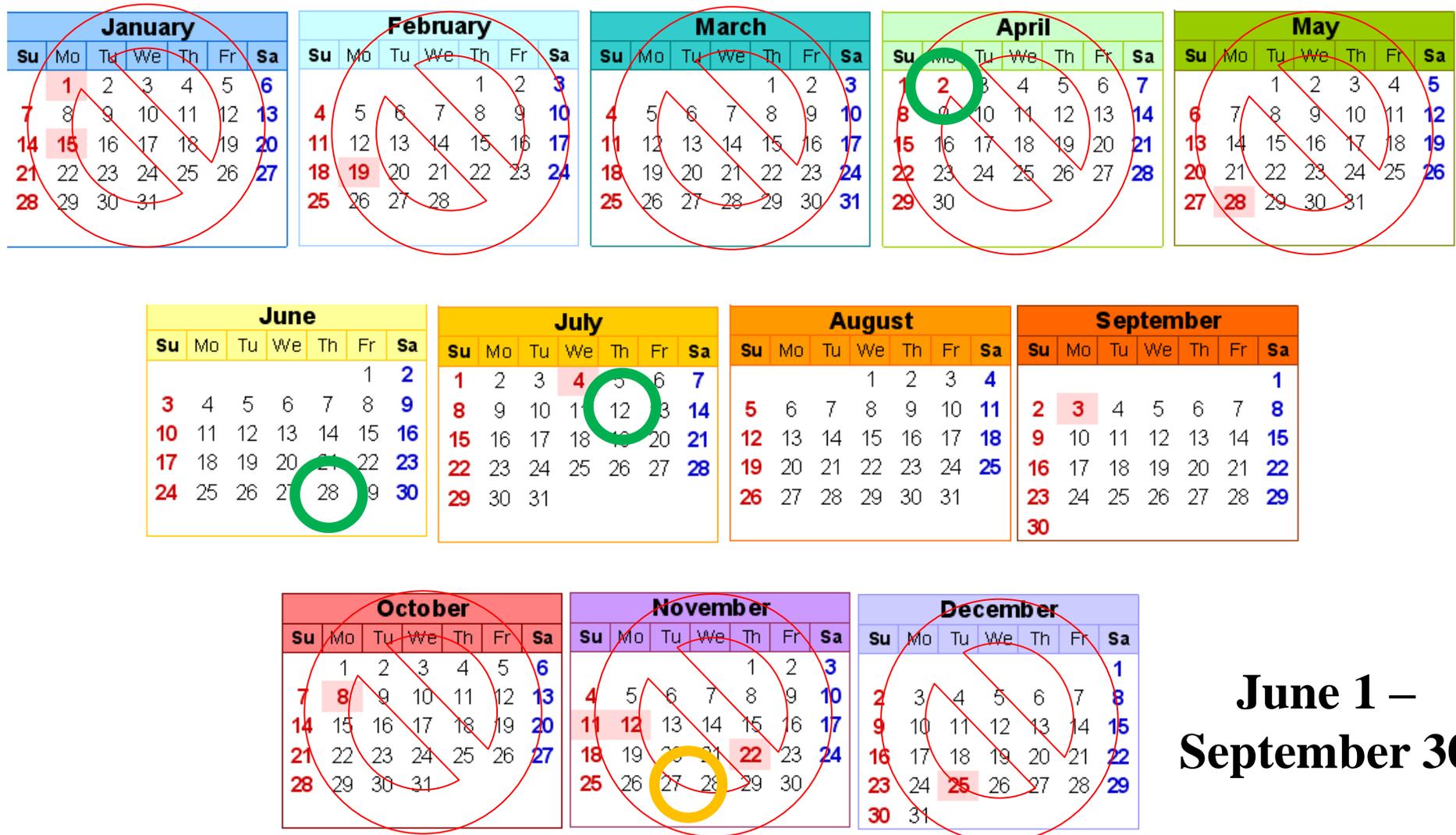
Reimbursement Adjustment

Work Plan Obligation

Former Long's Conoco, Fac: 1506101, Rel: 1850

| Activity | Task | Costs |
|------------------|--------------|-----------------|
| Proj. Management | Part of 2 | \$ 644 |
| Mobilization | Part of 3 | \$ 8 |
| Ground Rental | 12 | \$ 2,600 |
| Reload Soils | 13 | \$ 3,852 |
| FW Oversight, | 16 | \$ 1,515 |
| | Total | \$ 8,619 |

Soil Disposal Flathead County



**June 1 –
September 30**

Prior Board Meeting

- **November 19, 2018**
- **Work Plan over \$100,000.00**
- **Board staff Informed the Board**
\$8,610.75
Unnecessary Soil Handling Costs
Not Recommended for Reimbursement

November 19, 2018 Minutes

Mr. Wadsworth noted that although this is an opportunistic dig-out, the soils will have to be stored temporarily and moved again. The Board staff is not recommending reimbursement of the extra handling and associated costs, estimated to be about \$8,610.75.

Eligibility Ratification

| <i>Location</i> | <i>Site Name</i> | <i>Facility ID #</i> | <i>DEQ Rel # Release Year</i> | <i>Eligibility Determination – Staff Recommendation Date</i> |
|-----------------|---|----------------------|-----------------------------------|---|
| Bozeman | Loaf N Jug #729 | 1603913 | 5267 November 2017 | Reviewed 02/27/2019. Recommended eligible for 90% reimbursement. |
| Harlowton | Former Cross Triangle Motors | 5404876 | 5286 Nov 2003 | Reviewed 2/27/2019. Recommended eligible. |
| Lakeside | West Shore Harbor Inc (Lakeside Marina) | 1510599 | 5290 Sept 2018 | Review 2/14/2019. Recommended eligible for contamination associated with USTs. |
| Lewistown | Town Pump Inc Lewistown | 1408711 | 5278 July 2018 | Reviewed 2/27/2019. Recommended eligible. |
| Three Forks | Jenkins Garage | 1603254 | 5291 Sept 2018 | Reviewed 2/25/2019. Recommended eligible. |

Action Item

WEEKLY CLAIM REIMBURSEMENTS
March 25, 2019 BOARD MEETING

| Week of | Number of Claims | Funds Reimbursed |
|-------------------|-------------------------|-------------------------|
| February 20, 2019 | 9 | \$135,352.79 |
| February 27, 2019 | 35 | \$114,384.01 |
| March 6, 2019 | 25 | \$94,252.96 |
| Total | 69 | \$343,989.76 |

Action Item

Facility ID/Alt ID: 1512462 / 15-12462 **Facility Name:** Whitefish, Stacey Oil Bulk Plant

| ClaimID | Release ID | Amount | Date Denied | Reason Denied |
|----------------|-------------------|---------------|--------------------|---|
| 20180604A | 2069 | \$6,000.00 | 2/21/2019 | This work was not conducted in accordance with a Department of Environmental Quality approved corrective action plan at the time the work was done, and the costs are not eligible.(75-11-307, MCA) |
| Total: | | \$6,000.00 | | |

~~**Facility ID/Alt ID:** 5613771 / 56-13771 **Facility Name:** Billings, Keenan & Associates~~

| ClaimID | Release ID | Amount | Date Denied | Reason Denied |
|--------------------------|-------------------|------------------------|---------------------|---|
| 20170906D | 3034 | \$4,487.67 | 3/8/2019 | Tetra Tech's report dated 7/14/2017 indicates the source of contamination is hydraulically up-gradient (west) of the former UST basin. See Mont. Code Ann. 75-11-307(1)(a)(i). |
| 20170720C | 3034 | \$29,483.05 | 8/8/2017 | Tetra Tech's report dated 7/14/2017 indicates the source of contamination is hydraulically up-gradient (west) of the former UST basin. See Mont. Code Ann. 75-11-307(1)(a)(i). |
| Total: | | \$33,970.72 | | |

Claims Over \$25,000.00

| Facility Name Location | Facility- Release ID# | Claim# | Claimed Amount | Adjustments | Penalty | Co-pay | **Estimated Reimbursement |
|---------------------------|-----------------------------|-----------|-------------------|-------------|---------|--------|------------------------------|
| Farm Bureau, Polson | 5613843- 3347 | 20180731A | 41,846.04 | \$1,111.25 | -0- | -0- | \$40,734.79 |
| Total | | | 41,846.04 | | | | \$40,734.79 |

* In accordance with Board delegation authority to the Executive Director signed on December 8, 2003, the Board staff will review the claims for the Board. If the dollar amount of the claim is \$25,000.00 or greater, the claim must be approved and ratified by the Board at a regularly scheduled meeting before reimbursement can be made.

**In the event that other non-Board claims are paid in the period between preparation for this Board meeting and payment of the claim listed above, the amount of co-payment remaining may differ from that projected at this time, which may change the estimated reimbursement.

Action Item

Discussion Item

- Survey Monkey Board Results

- ~~• DEQ7 Change in Standards
Manganese and Iron Levels~~

Attorney Report

Report Item

PTRCB Case Status Report as of March 6, 2019.

| Location | Facility | Facility # & Release # | Disputed/ Appointment Date | Status |
|-----------------|-------------------------|--|---|---|
| Great Falls | Cascade County Shops | 07-05708 Release 3051- C1,3051- C2,3051-C3 AND 3051-C4 | Denial of applications | The District Court has allowed additional briefing, which has been completed. We are awaiting a decision from the Court. |

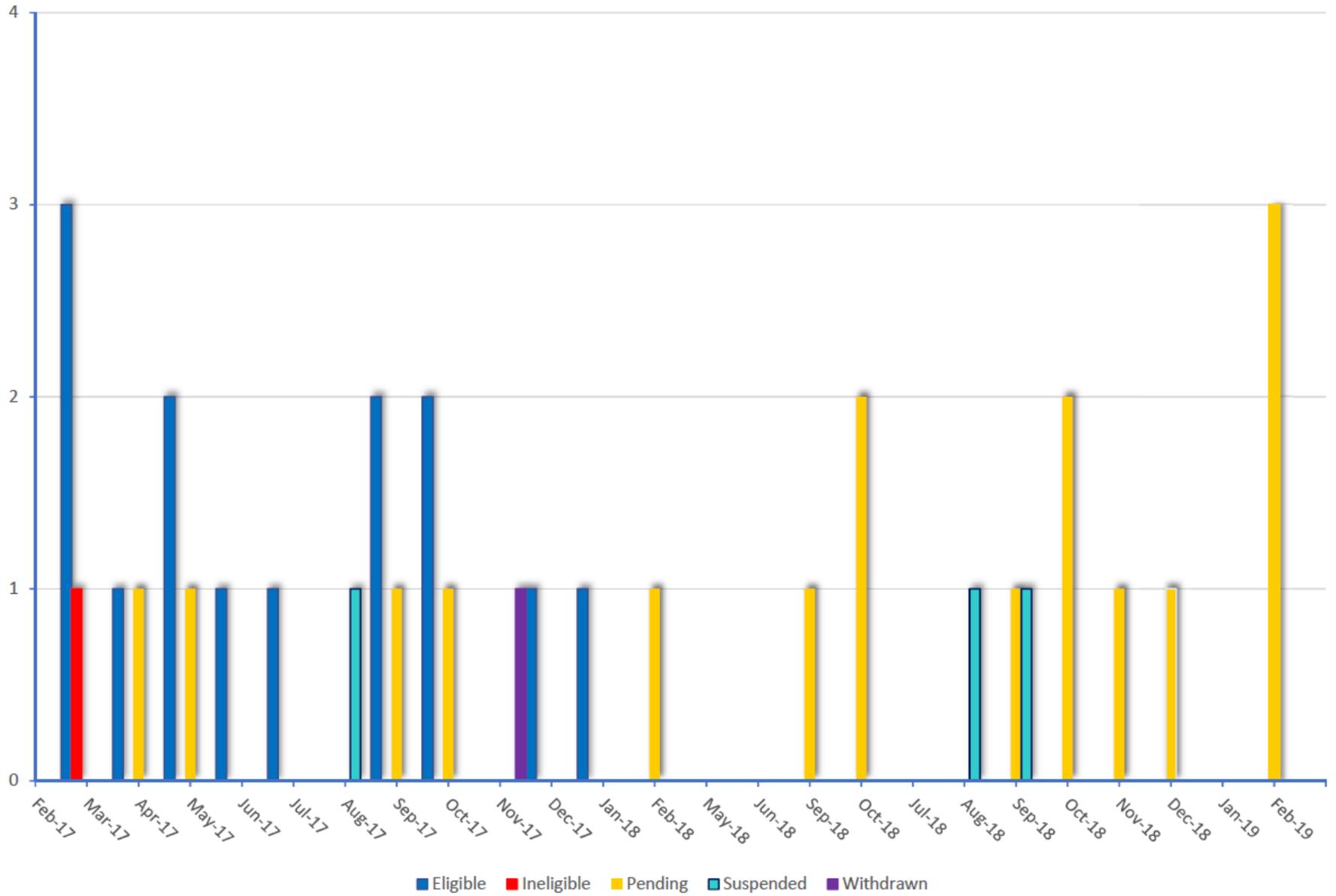
Fiscal Report

| | Legislative Approp. | Standard Budget | Rev/Exp through 2/28/2019 | Projected Rev/Exp | Total FY19 Projected Rev/Exp | Projected Fiscal Year End Balance |
|---|------------------------|--------------------|---------------------------------|----------------------|------------------------------------|---|
| Revenues: | | | | | | |
| MDT Fee Revenue Estimate | 7,218,000 | 7,218,000 | 5,239,305 | 2,358,724 | 7,598,029 | 380,029 |
| Estimated STIP interest earnings | 1,500 | 51,500 | 43,467 | 25,348 | 68,816 | 17,316 |
| Misc Revenue- Settlements | 100,000 | 0 | 0 | 0 | 0 | 0 |
| Total Revenues: | 7,319,500 | 7,269,500 | 5,282,772 | 2,384,072 | 7,666,845 | 397,345 |
| Expenditures: | | | | | | |
| (Includes current year expenses only) | | | | | | |
| Board | | | | | | |
| Personal Services | 354,974 | 354,923 | 245,963 | 135,000 | 380,963 | (26,040) |
| Contracted Services | 50,000 | 50,000 | 12,216 | 8,000 | 20,216 | 29,784 |
| Contingent Contract Services | 1,000,000 | 1,000,000 | 0 | 0 | 0 | 1,000,000 |
| Operating | 200,258 | 200,258 | 71,783 | 54,000 | 125,783 | 74,475 |
| Subtotal | 1,605,232 | 1,605,181 | 329,961 | 197,000 | 526,961 | 1,078,220 |
| DEQ Regulatory | | | | | | |
| Personal Services | 1,006,667 | 1,005,976 | 686,712 | 369,000 | 1,055,712 | (49,736) |
| Contracted Services | 50,000 | 50,000 | 7,082 | 20,000 | 27,082 | 22,918 |
| Operating & Transfers | 483,228 | 483,228 | 215,364 | 180,000 | 395,364 | 87,864 |
| Subtotal | 1,539,895 | 1,539,204 | 909,158 | 569,000 | 1,478,158 | 61,046 |
| Administrative Budget Remaining | | | | | | 1,139,266 |
| Claims/Loan | | | | | | |
| Regular Claim Payments | 4,990,000 | 4,590,000 | 1,950,265 | 1,224,092 | 3,174,357 | 1,415,643 |
| Accrual - FY19 for use in FY20 | | 400,000 | 0 | 400,000 | 400,000 | 0 |
| Loan Repayment (All loans paid in full) | | 0 | 0 | 0 | 0 | 0 |
| Subtotal | 4,990,000 | 4,990,000 | 1,950,265 | 1,624,092 | 3,574,357 | 1,415,643 |
| Total Expenses: | 8,135,127 | 8,134,385 | 3,189,384 | 2,390,092 | 5,579,476 | 2,554,909 |
| Increase/(Decrease) of Revenues over Exp as of February 28, 2019 | | | \$2,093,388 | (\$6,020) | \$2,087,368 | |

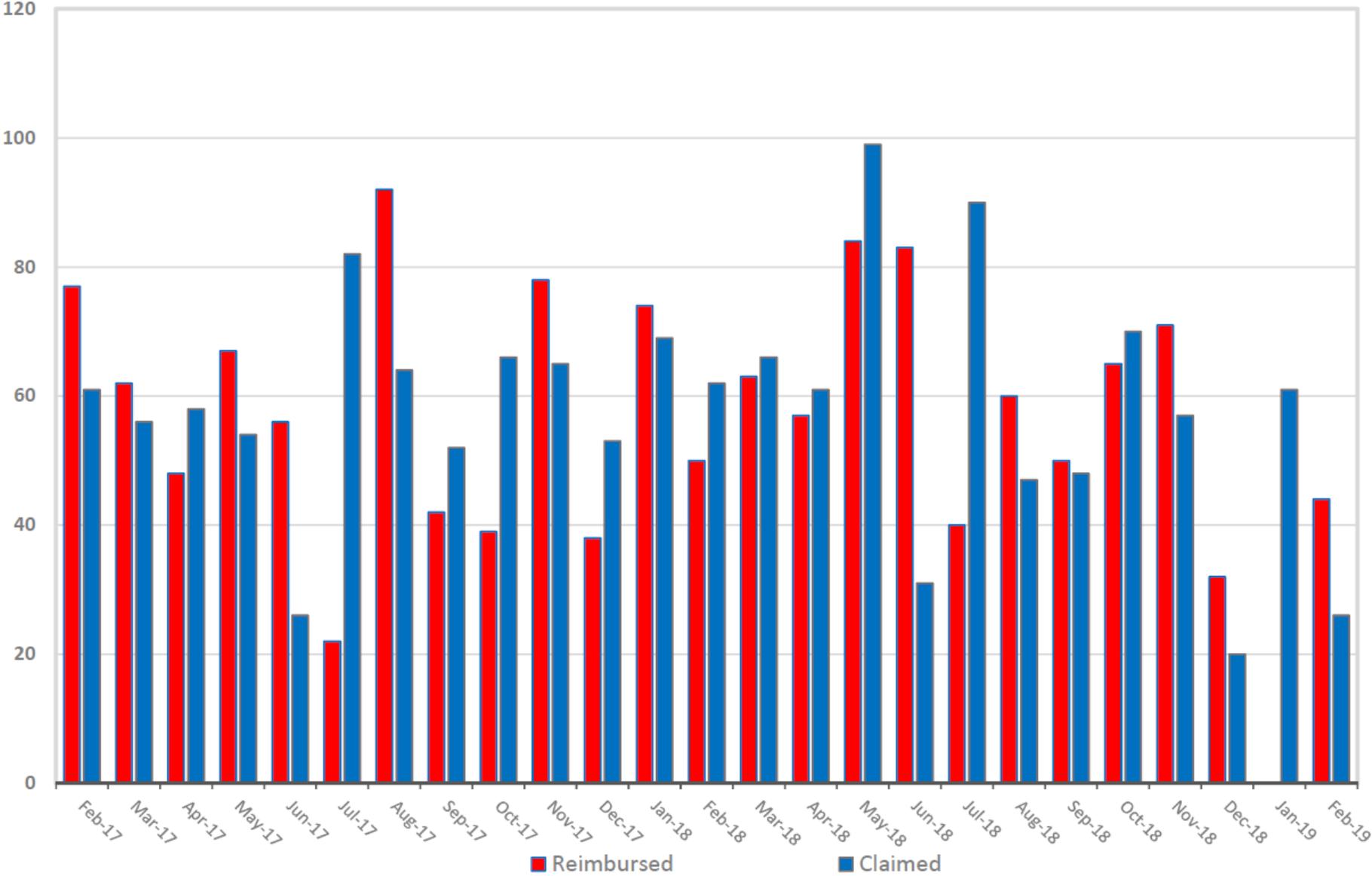
Fiscal Report

| EXPENDITURE SUMMARY | PERIOD ENDING 07/31/18 | PERIOD ENDING 08/31/18 | PERIOD ENDING 09/30/18 | PERIOD ENDING 10/31/18 | PERIOD ENDING 11/30/18 | PERIOD ENDING 12/31/18 | PERIOD ENDING 01/31/19 | PERIOD ENDING 02/28/19 | PERIOD ENDING 03/31/19 | PERIOD ENDING 04/30/19 | PERIOD ENDING 05/31/19 | PERIOD ENDING 06/30/19 | FY19 TOTALS |
|--|------------------------|------------------------|------------------------|------------------------|------------------------|------------------------|------------------------|------------------------|------------------------|------------------------|------------------------|------------------------|---------------------|
| REVENUE | | | | | | | | | | | | | |
| MDT Fees | 640,739.00 | 676,321.00 | 766,613.00 | 769,315.47 | 636,565.00 | 642,507.00 | 570,627.00 | 536,617.55 | | | | | 5,239,305.02 |
| Stip Earnings | | 4,417.53 | 5,292.22 | 5,102.85 | 6,596.45 | 6,921.98 | 7,340.79 | 7,795.61 | | | | | 43,467.43 |
| Misc Revenue | | | | | | | | | | | | | 0.00 |
| Total Revenue | 640,739.00 | 680,738.53 | 771,905.22 | 774,418.32 | 643,161.45 | 649,428.98 | 577,967.79 | 544,413.16 | 0.00 | 0.00 | 0.00 | 0.00 | 5,282,772.45 |
| BOARD | | | | | | | | | | | | | |
| Personal Services | 24,260.49 | 27,077.29 | 30,454.25 | 30,209.64 | 30,732.80 | 45,374.00 | 26,945.90 | 30,908.65 | | | | | 245,963.02 |
| Contracted Services | | 1,674.00 | 385.10 | 4,578.55 | 1,025.16 | 8,232.18 | -5,811.78 | 2,132.45 | | | | | 12,215.66 |
| Contingent Contract Services | | | | | | | | | | | | | 0.00 |
| Operating | | 12,739.64 | 11,468.42 | 8,261.95 | 8,527.56 | 10,361.86 | 12,019.16 | 8,404.01 | | | | | 71,782.60 |
| Subtotal | 24,260.49 | 41,490.93 | 42,307.77 | 43,050.14 | 40,285.52 | 63,968.04 | 33,153.28 | 41,445.11 | 0.00 | 0.00 | 0.00 | 0.00 | 329,961.28 |
| CLAIMS | | | | | | | | | | | | | |
| Regular CY Claim Payments | 53,490.89 | 548,770.77 | 161,791.17 | 159,334.89 | 343,188.55 | 490,956.69 | 57,379.35 | 135,352.79 | | | | | 1,950,265.10 |
| Subtotal | 53,490.89 | 548,770.77 | 161,791.17 | 159,334.89 | 343,188.55 | 490,956.69 | 57,379.35 | 135,352.79 | 0.00 | 0.00 | 0.00 | 0.00 | 1,950,265.10 |
| DEQ Regulatory | | | | | | | | | | | | | |
| Personal Services | 65,854.23 | 76,506.88 | 88,125.03 | 81,976.49 | 83,541.45 | 126,462.45 | 78,056.13 | 86,189.65 | | | | | 686,712.31 |
| Contracted Services | | 1,210.21 | 918.92 | 294.80 | 2,389.05 | 317.58 | 585.12 | 1,366.05 | | | | | 7,081.73 |
| Operating | 6,029.93 | 35,368.68 | 39,590.23 | 35,828.07 | 25,774.44 | 24,519.80 | 20,640.61 | 27,612.22 | | | | | 215,363.98 |
| Subtotal | 71,884.16 | 113,085.77 | 128,634.18 | 118,099.36 | 111,704.94 | 151,299.83 | 99,281.86 | 115,167.92 | 0.00 | 0.00 | 0.00 | 0.00 | 909,158.02 |
| CURRENT YEAR EXPENDITURE TOTALS | 149,635.54 | 703,347.47 | 332,733.12 | 320,484.39 | 495,179.01 | 706,224.56 | 189,814.49 | 291,965.82 | 0.00 | 0.00 | 0.00 | 0.00 | 3,189,384.40 |
| PRIOR YEAR EXPENDITURES | 73.98 | 815.52 | 0.00 | -2.80 | | | -634.38 | -25.37 | | | | | 226.95 |
| TOTAL EXPENDITURES | 149,709.52 | 704,162.99 | 332,733.12 | 320,481.59 | 495,179.01 | 706,224.56 | 189,180.11 | 291,940.45 | 0.00 | 0.00 | 0.00 | 0.00 | 3,189,611.35 |
| Board & DEQ Non-Claim costs | 96,144.65 | 154,576.70 | 170,941.95 | 161,149.50 | 151,990.46 | 215,267.87 | 132,435.14 | 156,613.03 | 0.00 | 0.00 | 0.00 | 0.00 | 1,239,119.30 |
| Claims Accrual Payments | 121,846.16 | 72,879.28 | 79,206.03 | 5,219.40 | 2,422.56 | 30,971.60 | 0.00 | | | | | | 312,545.03 |
| Guarantee of Reimbursement (A Accruals) | | | | | | | 185,377.76 | | | | | | 185,377.76 |
| PROJECTION SUMMARY | | | | | | | | | | | | | |
| | PERIOD ENDING 07/31/18 | PERIOD ENDING 08/31/18 | PERIOD ENDING 09/30/18 | PERIOD ENDING 10/31/18 | PERIOD ENDING 11/30/18 | PERIOD ENDING 12/31/18 | PERIOD ENDING 01/31/19 | PERIOD ENDING 02/28/19 | PERIOD ENDING 03/31/19 | PERIOD ENDING 04/30/19 | PERIOD ENDING 05/31/19 | PERIOD ENDING 06/30/19 | FY19 TOTALS |
| REVENUE | | | | | | | | | | | | | |
| MDT Fees | | | | | | | | | 558,724.00 | 600,000.00 | 600,000.00 | 600,000.00 | 2,358,724.00 |
| Stip Earnings | | | | | | | | | 7,848.24 | 4,375.00 | 4,375.00 | 8,750.00 | 25,348.24 |
| TOTAL REVENUE PROJECTED | 0.00 | 566,572.24 | 604,375.00 | 604,375.00 | 608,750.00 | 2,384,072.24 |
| BOARD | | | | | | | | | | | | | |
| Personal Services | | | | | | | | | 30,000.00 | 30,000.00 | 30,000.00 | 45,000.00 | 135,000.00 |
| Contracted Services | | | | | | | | | 2,000.00 | 2,000.00 | 2,000.00 | 2,000.00 | 8,000.00 |
| Contingent Contract Services | | | | | | | | | | | | | 0.00 |
| Operating | | | | | | | | | 12,000.00 | 12,000.00 | 12,000.00 | 18,000.00 | 54,000.00 |
| Subtotal | 0.00 | 44,000.00 | 44,000.00 | 44,000.00 | 65,000.00 | 197,000.00 |
| CLAIMS | | | | | | | | | | | | | |
| Regular CY Claim Payments | | | | | | | | | 306,023.00 | 306,023.00 | 306,023.00 | 306,023.00 | 1,224,092.00 |
| FYE19 Accrual | | | | 121,869.78 | | | | | | | | 400,000.00 | 521,869.78 |
| Subtotal | 0.00 | 0.00 | 0.00 | 121,869.78 | 0.00 | 0.00 | 0.00 | 0.00 | 306,023.00 | 306,023.00 | 306,023.00 | 706,023.00 | 1,745,961.78 |
| DEQ Regulatory | | | | | | | | | | | | | |
| Personal Services | | | | | | | | | 82,000.00 | 82,000.00 | 82,000.00 | 123,000.00 | 369,000.00 |
| Contracted Services | | | | | | | | | 5,000.00 | 5,000.00 | 5,000.00 | 5,000.00 | 20,000.00 |
| Operating | | | | | | | | | 40,000.00 | 40,000.00 | 40,000.00 | 60,000.00 | 180,000.00 |
| Subtotal | 0.00 | 127,000.00 | 127,000.00 | 127,000.00 | 188,000.00 | 569,000.00 |
| PROJECTION TOTALS | 0.00 | 0.00 | 0.00 | 121,869.78 | 0.00 | 0.00 | 0.00 | 0.00 | 477,023.00 | 477,023.00 | 477,023.00 | 959,023.00 | 2,511,961.78 |

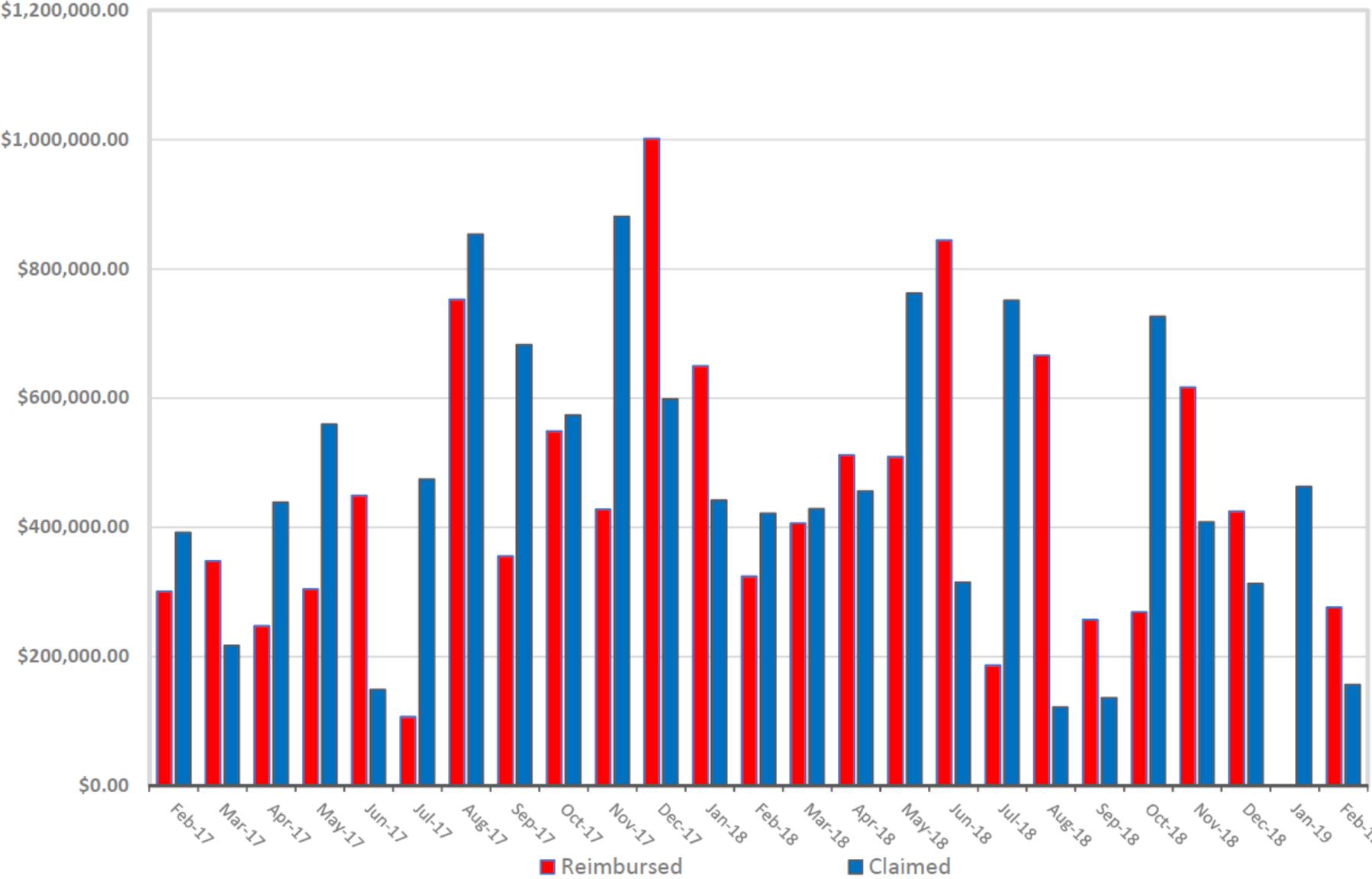
Board Staff Eligibility Graph



Board Staff Claim Count Graph



Board Staff Claim Value Graph



| Year | Month | Total | Obligated | Pending | Issue | Site |
|------|-------|-------|-----------|---------|-------------|--|
| 2016 | 1 | 4 | 4 | | | |
| 2016 | 2 | 16 | 16 | | | |
| 2016 | 3 | 31 | 31 | | | |
| 2016 | 4 | 7 | 7 | | | |
| 2016 | 5 | 17 | 17 | | | |
| 2016 | 6 | 16 | 16 | | | |
| 2016 | 7 | 19 | 19 | | | |
| 2016 | 8 | 8 | 8 | | | |
| 2016 | 9 | 13 | 11 | 2 | % Reimb | Muralts Truck Plaza |
| 2016 | 10 | 17 | 17 | | | |
| 2016 | 11 | 12 | 12 | | | |
| 2016 | 12 | 18 | 17 | 1 | Insurance | Holman Aviation Co |
| 2017 | 1 | 23 | 23 | | | |
| 2017 | 2 | 13 | 13 | | | |
| 2017 | 3 | 27 | 27 | | | |
| 2017 | 4 | 15 | 15 | | | |
| 2017 | 5 | 23 | 23 | | | |
| 2017 | 6 | 25 | 25 | | | |
| 2017 | 7 | 15 | 15 | | | |
| 2017 | 8 | 15 | 15 | | | |
| 2017 | 9 | 14 | 14 | | | |
| 2017 | 10 | 17 | 17 | | | |
| 2017 | 11 | 26 | 25 | 1 | Eligibility | Ezzie's Wholesale (Former Robertson Oil Co.) |
| 2017 | 12 | 16 | 15 | 1 | Hold | Packys |
| 2018 | 1 | 11 | 11 | | | |

Work Plan Counts

Work Plan Counts

| Year | Month | Total | Obligated | Pending | Issue | Site |
|------|-------|-------|-----------|---------|-------------------|---|
| 2018 | 2 | 19 | 19 | | | |
| 2018 | 3 | 10 | 10 | | | |
| 2018 | 4 | 12 | 12 | | | |
| 2018 | 5 | 22 | 21 | 1 | Eligibility | Ezzies Wholesale Tank Farm |
| 2018 | 6 | 9 | 9 | | | |
| 2018 | 7 | 8 | 7 | 1 | Briefing | Longs Conoco |
| 2018 | 8 | 13 | 13 | | | |
| 2018 | 9 | 8 | 7 | 1 | Splits | GM Petroleum Distributors |
| 2018 | 10 | 18 | 17 | 1 | Eligibility | Town Pump Inc Lewistown |
| 2018 | 11 | 14 | 11 | 3 | Insurance | Holiday Stationstore 272 (10623,24,25) |
| 2018 | 12 | 12 | 10 | 2 | Owner Activity | Kwik Way 13 United Parcel Service Billings |
| 2019 | 1 | 7 | 6 | 1 | Eligibility | West Shore Harbor Inc (Lakeside Marina) |
| 2019 | 2 | 10 | 6 | 4 | Ownership | 6 Ds Inc |
| | | 237 | 580 | 561 | 19 | |

Petroleum Release Activity since Last Report – January 28, 2019 to March 8, 2019

| Release Status | Activity |
|----------------------------|----------|
| Confirmed Releases | 2 |
| Releases Resolved (Closed) | 4 |

PTS Report

Petroleum Release Activity from – January 1, 2019 to March 8, 2019

| Release Status | Activity |
|----------------------------|----------|
| Confirmed Releases | 6 |
| Releases Resolved (Closed) | 4 |

Summary of All Petroleum Release Activity to March 8, 2019

| | |
|-----------------------------|------|
| Total Confirmed Releases | 4690 |
| Total Resolved Releases | 3702 |
| Total Active Releases | 949 |
| Total Active and Eligible | 619 |
| Active Ineligible | 96 |
| Active Undetermined/Pending | 218 |

Public Forum