

AGENDA

PETROLEUM TANK RELEASE COMPENSATION BOARD MEETING

August 26, 2019

10:00 a.m.

Lee Metcalf Building, Room 111, 1520 E 6th Ave,
Helena, MT

NOTE: Individual agenda items are not assigned specific times. For public notice purposes, the Board will begin the meeting at the time specified. However, the Board might not address the specific agenda items in the order they are scheduled. The Board may take action on any of the items on the agenda. For disability accommodation, please contact DEQ Personnel at 444-4218.

9:00 *Executive Session*

10:00 *Board Meeting*

I. ADMINISTRATIVE AGENDA ITEMS

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II. ACTION ITEMS

Reimbursement Adjustment Dispute, Fac #5109749, Releases #3440, 4143, 4180, 4717, 4771,
Town Pump Shelby 15
Guarantee of Reimbursement, Cleanup, and Building Removal Funding WP#10820, Former
Bundtrock's Miracle Mile Service, Fac #0706613, Rel #1865, Great Falls 22
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DEQ Petroleum Tank Cleanup Section Report..... 85

V. Public Forum

Under this item, members of the public may comment on any public matter within the jurisdiction of the Board that is not otherwise on the agenda of the meeting. Individual contested case proceedings are not public matters on which the public may comment.

VI. Next Proposed Board Meeting date: November 4, 2019

VII. Adjournment

PETROLEUM TANK RELEASE COMPENSATION BOARD
 MINUTES
 June 10, 2019
 Lee Metcalf Building, Room 111, 1520 E 6th Avenue
 Helena, MT

Board Members in attendance were Jerry Breen, Keith Schnider, Ed Thamke, Mark Johnson, Heather Smith, Jason Rorabaugh and Gretchen Rupp. Also, in attendance in Room 111 were Terry Wadsworth, Executive Director; Kyle Chenoweth, Attorney for the Board; and Ann Root and Garnet Pirre, Board staff.

Presiding Officer Breen called the meeting to order at 10: 12 a.m.

It was noted that Ms. Gretchen Rupp had been appointed to fill the position of the representative from the public.

Approval of Minutes March 25, 2019

Ms. Rupp abstained from voting because she was not a member of the board, or present at the March 25, 2019 meeting.

Mr. Thamke motioned to approve the minutes as presented. Ms. Smith seconded. The motion was unanimously approved by voice vote.

Eligibility Ratification

Mr. Wadsworth presented the Board with the application for eligibility that was tabulated in the Board packet (see, table below). There were four (4) applications, and each was recommended eligible by Board staff.

<i>Location</i>	<i>Site Name</i>	<i>Facility ID #</i>	<i>DEQ Rel # Release Year</i>	<i>Eligibility Determination – Staff Recommendation Date</i>
Kalispell	John Jump Trucking	9995219	5283 July 2018	Reviewed 5/8/2019. Recommended Eligible.
Kalispell	Red Lion Hotels	9995040	5123 Dec 2015	Reviewed 5/22/2019. Recommended Eligible.
Valier	Former Roy Davis Gas Station	9995204	5263 Oct 2018	Reviewed 5/3/19. Recommended eligible as to any petroleum fuel contamination that exists and is attributable to (in the vicinity of) the former UST systems on the north side of the property.
Whitefish	Harring Residence	9995199	5238 July 2017 Resolved 8/15/2017	Reviewed 3/3/19. Recommended eligible as to any contamination associated with the historical heating oil tank that existed at the site and was removed from the site in approximately 1974.

Mr. Wadsworth noted that both the Former Roy Davis Gas Station, Release 5263, and the Harring Residence, Release 5238, were being recommended eligible only for any petroleum that exists and is attributable to the tank system.

Mr. Johnson asked if the Valier site, Former Roy Davis Gas Station, had more than one release, because the tank system was specified to be on the north side of the property. Mr. Wadsworth stated that he thought the clarifying language had to do with the possibility of on-site migration.

Mr. Schnider recused himself from voting on any sites that are clients of Payne West Insurance. Mr. Johnson recused himself from voting on any projects that are clients of RTI or associated with that company, or

Yellowstone Soil Treatment or associated clients. Ms. Smith abstained from any sites associated with First Interstate Bank.

Mr. Schnider moved to accept the eligibility recommendations, as presented. Mr. Rorabaugh seconded. The motion was unanimously approved by voice vote.

Weekly Reimbursements and Denied Claims

Mr. Wadsworth presented the summary of weekly claim reimbursements for the weeks of March 13, 2019 through May 22, 2019, and recommended the Board ratify the reimbursement of the 225 claims, which totaled \$870,402.94 (see, table below).

WEEKLY CLAIM REIMBURSEMENTS June 10, 2019 BOARD MEETING		
Week of	Number of Claims	Funds Reimbursed
March 13, 2019	31	\$187,762.15
March 20, 2019	37	\$107,759.50
March 27, 2019	28	\$86,731.07
April 3, 2019	21	\$78,191.51
April 10, 2019	33	\$110,852.48
April 17, 2019	17	\$93,257.52
April 24, 2019	18	\$64,089.95
May 1, 2019	12	\$33,878.33
May 8, 2019	15	\$80,277.78
May 22, 2019	13	\$27,602.65
Total	225	\$870,402.94

Mr. Wadsworth presented Claims # 20190325F, #20180323A, #20181228B, #20190325B and #20190325E that were denied.

Mr. Johnson asked if any of the denied claims were disputed. Mr. Wadsworth stated that notifications had been provided 30 days, or more prior to the date the denied claim table was created. He stated that Board staff hadn't heard from all the people notified, but the notifications were more than 30 days old.

Mr. Schnider recused himself from voting on any claims that are associated with Payne West Insurance. Mr. Johnson recused himself from voting on any claims associated with RTI or Yellowstone Soil Treatment. Ms. Smith abstained from any claims associated with First Interstate Bank.

Mr. Schnider moved to approve the weekly claims and denied claim claims as presented. Ms. Smith seconded. The motion was unanimously approved by a voice vote.

Board Claims – Claims over \$25,000

Mr. Wadsworth presented the Board with the six (6) claims for an amount greater than \$25,000 that had been reviewed by Board staff since the last board meeting (see, table below).

Facility Name Location	Facility-Release ID#	Claim#	Claimed Amount	Adjustments	Penalty	Co-pay	**Estimated Reimbursement
Holiday Stationstore 273 Great Falls	708069 3162	20100625A	\$194,285.00	\$142,037.28	-0-	-0-	\$42,247.72
Community Oil Co Reserve	9995156 5029	20190103C	\$39,707.78	-0-	-0-	-0-	\$39,707.78
Inman Property Chinook	6015189 4887	20190206A	\$30,530.33	\$711.42	\$9,840.24	-0-	\$19,978.67
Town Pump Inc Lewistown	1408711 5278	20190206D	\$45,885.05	-0-	-0-	\$5,231.59 Copay will be met with this claim	\$40,653.46
UPS Billings	5604542 111	20190222C	\$68,838.92	\$12,568.91	-0-	-0-	\$56,270.01
Missoula County Airport Authority Missoula	3201296 3756	20190307E	\$46,995.18	-0-	-0-	-0-	\$46,995.18
Total			\$426,242.26				\$245,852.82

* 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.

Mr. Johnson asked about the reduction of Claim #20100625A due to excessive costs for disposal of contaminated soils and wanted to know more about the circumstances surrounding the reduction. Mr. Wadsworth stated that the claim was from 2010, and that there was activity in Great Falls due to road reconstruction. Contaminated soils were encountered, and the Montana Department of Transportation (MDT) failed to coordinate with the third parties. The soil excavation and disposal costs were excessive, because MDT was in a contractual relationship with the party that gave them the best overall value for the project. The contracted party had high costs for excavation, hauling and disposal of contaminated soils, but it was part of the contractual arrangement with MDT. This road project involved the State, County, and City, and was a precedent-setting issue for MDT. On a subsequent project, MDT approached a road reconstruction in Havre by notifying all the parties and the possibility of finding contamination, well before the project began. They also looked at the costs associated with excavation, hauling and disposal more closely because of what happened with the Holiday Stationstore site associated with Claim #20100625A.

Ms. Wadsworth noted that MDT didn't look to see if there was any possible contamination in the project area before they started the project. MDT also didn't provide the owners an opportunity to address any contaminated soils or other third-party damages on their own at their facility.

Mr. Wadsworth noted that Board staff had talked with Holiday Stationstore regarding the recommended reimbursement, and chemistry at the site for the associated Claim ID #20100625A. He indicated the issues were well communicated with the owner, with the associated adjustments laid out.

Mr. Schnider recused himself with any claims associated with Payne West Insurance clients. Mr. Johnson recused himself from claims associated with RTI or Yellowstone Soil Treatment. Ms. Smith recused herself from claims associated with First Interstate Bank.

Mr. Schnider moved to approve the claims over \$25,000, as presented in the packet. Mr. Thamke seconded. The motion was unanimously approved by a voice vote.

Discussion Item

Mr. Breen asked Mr. Thamke to speak about the Survey Monkey® Results. Mr. Thamke stated that he had created a reader-friendly action item list of topics associated with the Survey Monkey® Results that were the Board's responsibility. The three broad categories Mr. Thamke chose were process documentation and consistency, staying in lanes, and providing supervisory responsibility to the Executive Director. Mr. Thamke provided an overview on his ideas of what things the Board could undertake to do as part of each of the categories.

Mr. Wadsworth cautioned that the document under discussion had not fulfilled the rules of public notice, and that may weigh in their decision on whether to discuss it now or after it is published for the public to review. Mr. Breen asked if that meant that nothing could be decided on the items without publishing it to the packet. Mr. Wadsworth stated that he would default to the Board Attorney on specific rules for public notification. He stated that there may be other parties that would wish to see the document and provide information to the Board. He stated that he would have loved to have had the information in time for the packet in time to allow others to see.

Mr. Thamke stated that he didn't anticipate doing anything other than handing the information out to the Board for discussion and suggested that it be put into a future packet for the public to be able to see it.

Mr. Chenoweth stated that he didn't have a lot of heartburn with the document, as it was a collection of Mr. Thamke's thoughts. He felt there was enough notice that it was going to be discussed today along with the fact that it was not an action item, but only for discussion. He stated that he didn't see any red flags.

A variety of ideas were put forth, such as: formation of sub-committees to discuss each broad category and formulate action ideas for the Board; use of a pre-formed sub-committee to address the creation of a job description for the Executive Director; getting a variety of viewpoints from stakeholders; being more specific in what changes are needed and the language used; understanding the processes already in place before suggesting change; keeping open dialog; providing a flow chart of the Board staff's business processes for more transparency; creating a memorandum of understanding; hiring a facilitator to work through issues; and utilizing all the different groups already formed to have more input.

Mr. Johnson asked if publishing the packet provided public notice. Board staff, indicated that publishing the packet did provide the public notice. The packet is mailed to the Board for review and published on the website for the public to review ten days before the next meeting, as required by statute.

Mr. Brad Longcake, Executive Director, Petroleum Marketers Association, addressed the Board. He stated that in his work with the Stakeholder Work Group, and working with Ms. Amy Steinmetz, Section Supervisor, Petroleum Tank Cleanup Section, Department of Environmental Quality (DEQ), he noticed that there are many misconceived assumptions about timing for activities. He noted that work plan review timing was something he had not known anything about.

Mr. Longcake stated that it looked like the Board was chasing rabbits down holes and forming more work groups will not get any decisions made. He suggested that people are assigned items from the issues discussed, set a time frame, and have the Board be accountable. He stated that the Petroleum Marketers want change and that they were formulating a list of items to be presented to the Board for discussion.

Mr. Thamke asked Mr. Longcake's opinion on hiring a facilitator to break down the issues. Mr. Longcake stated that it is a good option to have a third person facilitate but stated that person should have a basic understanding of what both DEQ and Board staff are trying to do. He stated that would enable the facilitator to give good and honest feedback.

After discussion, the Board decided to move this document, as presented, to an action item at the August 26, 2019 meeting. They stated that they would review the categories and items and come prepared to break down the items into actionable parts. The actionable parts would be addressed by placing them on future agendas, as the Board decides.

Board Attorney Report

Mr. Chenoweth stated that there had been a change in the Cascade County case since the packet went out. He stated that the Court had remanded the decision back to the Board, because the Court felt that the Board’s use of the five-year statute of limitations was improperly invoked. The Court did not say what should have been used. The five-year statute that was used referred to claims, not eligibilities and that is why it was remanded back to the Board.

Mr. Chenoweth indicated that he would be working with County’s counsel to address upcoming deadlines and try to encourage them to work with the Board’s meeting schedule. He stated that the Board may want to have an executive session to discuss litigation strategy. He also stated that he hoped to be providing the Board with materials to review regarding the case by the next Board meeting and noted the case files themselves are large.

Mr. Rorabaugh asked what the Board’s exposure was. Mr. Chenoweth stated that originally Cascade County was asking for three (3) releases, which would have been the reimbursement of \$982,500 for each one. He stated that so far one previous release had reached maximum reimbursement. He said there was an additional \$800,000 and change that was out there to finish the project.

Mr. Chenoweth stated that he would keep the Board members informed if there were any deadlines that needed to be addressed before the next Board meeting.

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

Mr. Wadsworth presented the Fiscal Report to the Board for the period ending April 30, 2019.

Mr. Johnson asked if the fiscal report included the million dollars that was taken in the 2019 legislative cycle. Mr. Wadsworth stated it would not show in this year’s fiscal reports, and that it was not a transfer. He stated that there would be two DEQ expenditures from the Fund in the amount of around \$500,000 per year for each of the fiscal years FY20 and FY21. Those expenditures will be reflected in the fiscal reports for those years.

Ms. Smith asked what the line item entitled “Contingent Contracted Services”, in the amount of \$1,000,000, was for. Mr. Wadsworth stated it was for subrogation of the big oil cases and noted that no money has been spent on those yet. He stated that the funds were appropriated by the legislature, so the amount stays there as funds authorized to be spent for potential cost recovery and payout of the legal contract.

Mr. Rorabaugh asked about a line item from the fiscal period ending on October 31, 2018, in the amount of \$123,000 for claims. Mr. Wadsworth stated that pertained to accruals from FY19.

Board Staff Report

Mr. Wadsworth presented the Board staff report. He noted that there was an error in the spreadsheet software used to create the Board staff graphs. In the past, Board staff had been able to create the graphs for the packet directly out of the MS Access® database, and the program no longer has that functionality. All Board members were provided a corrected graph for the Eligibility Report. The incorrect report was a result of not adding the releases applied for in August, September, October, November and December of 2018.

Ms. Rupp asked if the graph showed pending eligibilities from two years past and wondered if it was a running total, or something that just came to the Board’s attention. Mr. Wadsworth stated that the eligibility graph was based on the date of the eligibility application and its current status. There are eligibilities that remain pending until a Board determination is made, and the other statuses are eligible, ineligible, suspended and withdrawn. The older

eligibilities that are pending are in that status due to either insurance or other issues. If there is a pending eligibility that is recent, it is most likely still under staff review.

Mr. Johnson asked how a contested eligibility would be displayed on the graph and asked if it would be in a pending status. Mr. Wadsworth answered that it likely would show as pending, but not be shown as contested on this graph. There are times that the eligibility remains pending because an owner does not want to pursue an ineligibility dispute, and it can sit for 12 to 18 months without being a contested case. After, perhaps, obtaining more information, that owner may decide to pursue the dispute and then the matter comes before the Board. There are several releases that are in that status, where the ball is in the owner's court and the staff are in a holding pattern awaiting correspondence.

Mr. Johnson discussed a site where the owner had paid for clean-up with insurance funds and was debating applying for eligibility. Mr. Wadsworth encouraged him to have the owner apply, and if the release is determined eligible, the monies spent on remediation could be submitted on an Allocation to Co-Pay (Form 11) resulting in helping the owner meet their \$17,500 co-pay requirement. This process is open to everyone where there is another funding source being used in the stages of clean-up.

Petroleum Tank Cleanup Section (PTCS) Report

Ms. Amy Steinmetz, Supervisor, PTCS, DEQ, presented the Board with the PTCS Report. She presented the PTCS Activity Report and noted that since the last Board meeting's reporting period, there have been six new confirmed releases and 15 resolved. The year-to-date total is 10 confirmed releases and 21 resolved.

Ms. Steinmetz noted that this report is a combination of pulling information out of the TREADS database and information from their legacy database. She stated that they are finding duplicates and have to comb through the data to ensure the report's accuracy, but noted the kinks were being worked out.

Ms. Steinmetz stated that the total number of active releases was inaccurately stated as being 995 in the report. She stated that the accurate number is closer to 930.

Ms. Smith asked if there was seasonality in terms of the ground thaw/freeze cycle and release discovery. She asked if more releases were discovered during certain times of year. Both Ms. Steinmetz and Mr. Thamke stated that in their experience, there is not a seasonality, and the leak detection systems can go off at any time of year.

Ms. Rupp asked if the total number of active releases being off in calculation made the other total numbers off as well. Ms. Steinmetz stated that she thought the only number that was incorrect was the total active releases, but Ms. Smith and Ms. Steinmetz both noted that the sum of the categories on the activity report don't add up to a consistent number. Ms. Steinmetz stated that she would get this figured out for the next report.

Kernaghans Service, Great Falls, Fac #07-04508, Rel #4005, WP #716833773, Priority 1.1 and Kernaghans Service, Great Falls, Fac #07-04509, Rel #3400, WP #716833774, Priority 1.1

Ms. Steinmetz presented both WP #716833773, in the amount of \$138,355.91, and WP #716833774, in the amount of \$145,566.20, at the same time, because the technology being used at the site is the same. There has been one other WP with this technology, CalClean, that was briefed to the Board at the February 11, 2019 meeting. CalClean uses a multi-phase extraction technology shown to be very effective in other states, and it is currently being used in Miles City, Havre, and now in Great Falls. These sites will provide information for case studies to see if it can be used elsewhere in Montana. CalClean was found to be the most successful of the alternatives in the remedial alternatives analysis. Ms. Steinmetz stated that this was hopefully the most successful technology for both of these sites.

The purpose at both sites is to clean the persistent petroleum-impacted groundwater and soil in the saturated zone beneath the UST basin and dispenser islands on the west side of the facility. The WPs include the installation of extraction wells, operation of a high-vacuum dual-phase extraction (HVDPE) system for up to one-month, concurrent monitoring of HVDPE-induced groundwater draw-down, review and interpretation of real-time HVDPE monitoring data to optimize the extraction and flow rates within the aquifer, and one round of post-HVDPE compliance monitoring of the groundwater plume.

Ms. Steinmetz stated that the technology being used for WP #10965, in the amount of \$105,706.69, is an in-situ submerged oxygen curtain. When oxygen is added to the subsurface, it speeds up the breakdown of the petroleum products in the ground. The estimated time for closure using this technology is three to five years. The remedial alternatives analysis for this WP outlined the use of this in-situ oxidation canister treatment technology and the timeline for closure.

Mr. Rorabaugh asked what the goal was for closures for 2019, and what are the projections and actual closures for the same period. Ms. Steinmetz said that the goal was roughly 80 to 120, but if PTCS closes 80 sites they will be happy with that, and the group is on track to reach that number.

Ms. Steinmetz stated that, typically, closure packets are written in the first part of the year, then reviewed, and before a No Further Corrective Action Letter is written, the wells onsite have to be abandoned. She stated there are more sites approved for closure that are awaiting well abandonment. She noted the number of closed sites will increase quickly toward the end of the year.

Mr. Thamke asked the Department's performance partnership agreement with EPA influenced PTCS's goal of 80 closures. Ms. Steinmetz stated it was an internal goal that is shared with EPA. Feedback is given to the Department from EPA, and that feedback outlines their expectations, but there is no specific performance partnership agreement in place through the LUST Trust Program.

Public Forum

The following transcript of the public forum is provided by Nordhagen Court Reporting and was created from the recording of the June 10, 2019 Board meeting.

CHAIRMAN BREEN: That's it, then. We're down to public forum. And under this item, members of the public may comment on any public matter within the jurisdiction of the board that is not otherwise on the agenda of the meeting. Individual contested case proceedings are not public matters on which the public may comment.

Public forum. Is there anybody, anybody in the audience? Mr. Longcake?

MR. LONGCAKE: Again, Brad Longcake, with the Petroleum Marketers.

If you can bring that last slide up, the PTS report with the numbers, this slide triggered something from the session. So if you're looking at all the numbers on the bottom - 4700, 3705, 995 - I had a significant amount of questions related to the total active and ineligible, and the active undermined/pending --

UNIDENTIFIED SPEAKER: "Undetermined."

MR. LONGCAKE: "Undetermined," excuse me.

Just in the spirit of thinking of, you know, things we could work on from the board's perspective and, you know, setting some workable goals, and with Mr. Thamke asking about the 80, this might be something that might be good to look at, some of the active undetermined/pending, and set a goal on some of those.

Or, you know, the active eligible, there's -- you know, I get a lot of feedback from a variety of members, whether they're consultants or owner-operators. A lot of sites haven't been touched in quite a long time, and some of our members have actually proactively reached out to find, you know, "What can we do to close them?"

The problem is some of those are 10 - 15 years old, so the priority in terms of wanting to get those

closed, it's still there, but it's not as urgent as an active release that's happened that's catastrophic.

So, this might be something to figure out, you know, set a goal on some of those. Maybe we chop off 5 or 10 of those or 20 of those, or figure out a way to look at a priority in terms of, "We've almost -- we're at the 90-yard line. What's it going to take to get the last 10 yards," right?

I understand some of those might not be, on the hierarchy scale, extremely high, but it might be something that we can pick up some low-hanging fruit. So, I don't know how the Department can help look to figure out what some of those low hanging fruit are, but this might be something that, again, we could show some real tangible movable pieces by picking off some of these items.

And this is something that I just remember seeing and having a lot of conversations with legislators, and this might be something that we can really work together on.

It looks like Mr. Thamke is shaking his head. He's got something to talk to me about.

MR. THAMKE: Well, actually, we've talked, Mr. Chair and Brad, we've talked a little bit about this in our Tank Triune, and I'd like to ask Amy to come back up and share some of the thoughts that we've had on that.

MS. STEINMETZ: Mr. Chair, Mr. Thamke, and members of the board, we've recently undertaken an effort to do a review on all of our 930 active releases, put together a spreadsheet. Now, this is something that eventually our database will help us do, but for right now it's a manual effort going through.

I've had each of my project managers take a look at all of their sites and answer some questions so that we could help save them into these categories - the eligible sites, the ineligible sites, pending eligibility, whether or not they might be eligible for Brownfields funding, and whether or not they might be eligible for LUST Trust funding. And then knowing that, we have the \$500,000 in the next year to apply to some sites, how do we best achieve closure of the largest number of sites?

So, we're taking a look at - I think we're calling it "funding buckets" or I'm calling it "funding buckets" - how do these sites fit into those buckets?

And then also, where are they in the cleanup phase? Are they in investigation? Are they ready for remediation? The priorities on this spreadsheet, some of them are pending closure. So, we've been taking a look at these and really trying to identify: What is the mechanism for getting this site cleaned up and to closure?

And so, to address those ineligible sites, the pending sites, we've got some action items on there. One is: Work with the current owner to get them to apply for eligibility and help them out with the paperwork process, if we can.

Some of them -- just taking, taking a look and thinking about how we can best use the \$500,000 over the next year, we want to make sure that we're using that to not undermine the process that's in place with enforcement. So, for example, if we had a site where a responsible party -- there was a release at their site and they did something wrong, there's a violation, that's -- or they're, they're not meeting cleanup goals or they're not meeting time frames, that's an enforcement issue and not something where we would want to use that money.

But we do have a lot of sites where they are these old and ineligible sites, but the person who currently owns the property has no idea that there's a release on their property, it's maybe changed hands two

or three times and under our current regulatory structure, we don't have the authority to make them clean it up. They're not an owner and operator under the rule. So, we might be able to help them out by using some of this funding to go in, do an investigation or do a cleanup, and get that site to closure and get it off the books. And that would address quite a lot of those ineligible sites.

So those are a couple of things that we're thinking about -- well, that we're moving forward on, but right now we're kind of in the investigation stage.

MR. JOHNSON: Mr. Chairman, question. Would you be looking like at the SB 96 money that might assist someone who fails a means test to meet their deductible as well?

MS. STEINMETZ: Mr. Chair, Mr. Johnson, that's definitely something that we're considering. So, if they're Petrofund eligible but they don't have an ability to pay, we might assess that. That's another, another area where we might use some of that money.

MS. RUPP: Mr. Chair, Ms. Steinmetz, this table brings up another question in my head, based on the, the judge's finding last week that an ineligible site was, in fact, not ineligible because five years is not the proper standard to apply.

Do you have a sense of how many of the sites that are on this table that are listed as ineligible are, are so listed because of that five-year statute of limitations? I mean, is -- are a whole bunch of sites now going to have to get bumped into another category?

MS. STEINMETZ: Mr. Chair, Ms. Rupp, I would guess "no," but Mr. Wadsworth might have a better idea of that.

MR. WADSWORTH: Cascade County is the only one that I know of that falls in that category, that I'm aware of.

CHAIRMAN BREEN: So there's still some problems with generating information that's accurate out of the computer systems? Is that what I'm hearing?

MS. STEINMETZ: Mr. Chair, we are still working out some kinks.

CHAIRMAN BREEN: This is the same thing we were talking about at the last board meeting?

MS. STEINMETZ: I believe at the last board meeting, we were maybe talking about --

MR. THAMKE: Reimbursements -- (inaudible.)

MS. STEINMETZ: Reimbursements, correct.

CHAIRMAN BREEN: Payments.

MS. STEINMETZ: Payments.

CHAIRMAN BREEN: Do we have that solved?

MR. WADSWORTH: Yes, Mr. Chairman. That's why you saw \$850,000 in that weekly reimbursement.

CHAIRMAN BREEN: But was that done under the new program or with the old technology?

MR. WADSWORTH: It's, it's using our legacy system, our old technology.

CHAIRMAN BREEN: Old technology.

MR. WADSWORTH: Yeah.

CHAIRMAN BREEN: Where are we at on the new -- maybe you can't answer that. I'm just curious: Where are we at on the new technology?

MR. WADSWORTH: It's being worked on.

CHAIRMAN BREEN: Okay, thank you.

MR. WADSWORTH: I wish I could give you a timeline, but I don't have one.

CHAIRMAN BREEN: Okay. Anybody else for public forum? Mr. Longcake?

MR. LONGCAKE: Brad Longcake again. I just want to follow up on that.

Again, the Petroleum Marketers are trying to do the best we can with the system we have. We're trying to increase our transparency and our coordination with all the different entities. And again, I seem to be the conduit for all the, the phone calls.

And so, my only question would be, is -- I appreciate what the Department and Amy is saying about the ineligible sites, but from the marketers' perspective, I think if they're going to utilize that money, we would like to figure out the low-hanging fruit on the eligible sites first.

The only reason that I bring that up is that the people that are eligible have done the proper protocol and they've done the proper procedures, they've paid their co-pays, they've done all these things. And I understand trying to clean those ineligible sites up, but those individuals didn't follow the particular protocol. There's always exceptions. But my point would be, is, I don't want to see that money being utilized to fix a problem that those individuals potentially chose to not follow the rules.

I've got some feedback from members that they're concerned that they, they followed the rules, they've done the proper procedures, and then these other people that haven't, are they going to be able to utilize the same resources that they have access to?

I'm not saying that we don't want to do that in the future; I'm just saying that that's something that I want to make sure people are cognizant of because you're rewarding people for not doing what they're supposed to do.

You know, again, it's a small number, but again, that sometimes sends a message with unknown consequences or hurt feelings or misconceptions that people might not think of, but there are going to be people out there that do see that, and so I just want to make sure that people are cognizant of that.

I'm not saying that we shouldn't clean those up at some point in time and -- if there's some that can be easy to be done, but I just want to caution people for, for rewarding people that are not following the rules.

MR. THAMKE: Mr. Chair, Mr. Longcake, when's the next Montana Petroleum Marketers Association work group meeting.

MR. LONGCAKE: I think it's the 24th or 26th --

UNIDENTIFIED SPEAKER: 26th.

MR. LONGCAKE: 26th.

MR. THAMKE: Of this month?

MR. LONGCAKE: This month, sir.

MR. THAMKE: And has the agenda been --

MR. LONGCAKE: We're, we're working on that right now.

MR. THAMKE: You know, I would suggest perhaps that is something that is a good discussion item that might help drive some of the agency's effort to create a guide path for that appropriation.

And while I'm on that, I'm not going to be able to go to that next work group meeting. I was going to ask the Board for a volunteer that might help sit on the conference call or even attend, but I think it would

be great for edification for some of the Board Members to at least listen to that dialogue.

MR. LONGCAKE: Yeah. And our, our work group is -- we're just still formulating and gelling. We've only had one meeting so far, but we've decided to meet monthly because we find it's very important. And we're trying to get a collage of ideas. And once we've picked the two, three, four items that we really want to focus on, then we're going to move forward.

But it just takes time to gel with the Board Members, to open that honest dialogue. You know, because sometimes what you really want to say is not what everybody wants to hear, but I think it's important that we do that. And so, we're trying to find an atmosphere where that's open and honest.

And that's why I bring this up in terms of the ineligible sites. I just think that that's going to be something that, for our members, is going to be a sticking point, just from the standpoint that, again, everybody's trying to do the right thing. They're trying to make sure they have their site inspections, which is why we're doing this work group, but -- and to try to increase transparency. And by rewarding those individuals that haven't done, that I think is going to cause some friction, and I just want to make sure that I had an opportunity to express that to the board.

So, thank you again for the opportunity.

MR. JOHNSON: I have a question, Mr. Chairman.

And I'm not even sure if the law would even allow us to do that. (Inaudible) -- there's an enforcement issue.

But you mentioned that you were -- had been talking to legislators and they were concerned about the numbers. I mean, with your time in the legislature and considering that there was legislation that impacted this board, are there any other observations you would have from the legislative session that you could pass on to the board?

Because sitting in on that one hearing, it sounded like maybe there wasn't a clear understanding on the Natural Resources Committee what this fund does with -- and the relationship with the DEQ, and everything. If there's anything you --

MR. LONGCAKE: Yeah. Mr. Johnson, members, there was 100 percent not understanding anything that the board does.

MR. JOHNSON: I tried to be kind.

MR. LONGCAKE: This is a very complicated system. There's a lot of moving pieces, there's a lot of people that get involved. And if you're just, you know, Legislator A off the street and your, you know, your business is plumbing, you have no idea what, what the board does, right?

And so that's why I got so many questions off this particular graph, is because people couldn't understand: Well, what does "active undetermined" mean? Why are they undetermined? Why are they pending? Why aren't those people doing something to get those determined? Why do we still have this many sites -- I mean, why are these ineligible?

And so, it was very difficult for those individuals to understand -- I mean, people understand what "ineligible" means and "uneligible," hence -- but they couldn't understand why that was that way and they couldn't understand why there was bowls of money in the pot. When you try to explain there's money that's obligated, there's -- it's like your checkbook, cash comes in, cash goes out.

And during that process, they originally wanted to take 5 million. Well, by the time we got to the actual hearing, there was only 4.2. Well, then they wanted to take 4 million. Well, then by the time we got to the hearing, there was 3-and-change. It's, it's a revolving money-in/money-out.

And so, a very, very complicated process - which you guys all know because you live every day - that legislators have a hard time understanding what it is.

And so, what happens is, by the time we had so many interactions, they got to the point where they didn't want to talk about it anymore, "Find a solution and fix it."

And so that's where we were at, and that's why the million was taken out at that point.

You know, trying to figure out how to incorporate members, I have ideas of how that could be done. The problem is, is that those board members -- or, excuse me, those legislators roll out fairly frequently. So just when you get somebody to the point where they really understood it, then they might term out or not get reelected and so you start over.

And so, I don't know if that's an appropriate methodology, but just from the a 30-foot level -- the 30,000-foot level, they don't understand the process because it's very complicated. I mean, it's your business, you understand that.

MR. JOHNSON: Yeah. It just seems like, you know, we've gotten their attention now, and --

MR. LONGCAKE: Oh, we definitely got their attention. I mean, we ripped the band-aid off, for sure. But I look at that as an opportunity to figure out what we can all do better, right?

Every vested party in this has things we could do better. There's things that we haven't done well. And so that's where -- that's how this whole work group was originally starting, was to try to figure out: How can we make this better?

You know, and that's why -- you know, that's where I'm telling you guys, as the Board, don't go down the rabbit holes. Figure out what we can do that has some quick action, some low-hanging fruit. If you can find what those active, undetermined -- and let's say we only get 10 of them. Well, that's 10 more that you now can flood the petro board with and start that process, right?

And so that's, that's what I'm trying to figure out, is what can we do to make all these things more efficient? And the information that I've gotten - again, because I seem to be the conduit - is that there's a lack of communication by all parties involved.

And it could be something simple. The consultant thinks that the RP is understanding, they're not. RP thinks the Petro Board is paying, they're not. The petro board is not letting a consultant know that there's a piece of paper missing, right?

So, it's, it's little tiny things, but it's those little tiny things that have now compounded and have exploded, and those are the things that our group is trying to figure out what we can do to make that better, if that makes sense. I don't know what those items are going to be yet, but we're trying to flesh those out in our work groups.

MR. THAMKE: And frankly, that's where I've been coming from about diagramming and documenting those processes, so you can use that as a communication tool to not only the legislator but to the owner and operators and everybody informed. When you diagram it, when you document it, when you can find those opportunities, you can actually instruct communication with those entities that you just did. So that's why

I'm -- (inaudible.) And hopefully, we can get to that point where it's going to be easier for everybody to understand "what is this complicated, wasn't."

MR. LONGCAKE: Hopefully, that answered your question. It's --

MR. JOHNSON: Yeah. I was just hoping to hear of any insight, if you heard any just grumbling about this fund or -- in general. That's --

MR. LONGCAKE: Honestly, I don't think anybody knew the fund was even here --

MR. JOHNSON: Yeah.

MR. LONGCAKE: -- until the legislator brought it up. And then as we continued to work through that process, it started to become more elevated as we increased our debates.

MR. JOHNSON: Does it seem like a big deal to them? Because, I mean, our little fund, I mean, compared to most of the funds in the state, is --

MR. LONGCAKE: I don't think it's a big deal. I think it's an individual or entity saw what they thought was an unused pot of money, and they wanted that pot of money, not understanding how that pot of money is utilized. And then it's money-in/money-out. And so, we were able to get a few legislators to understand that process, but it's the masses, right? You have to convince the masses.

MR. JOHNSON: I think, also, one important thing to emphasize, if I can make a suggestion, is how efficient this fund is, how transparent it is, and how really little overhead. I mean, most of the money literally goes in the ground.

MR. LONGCAKE: Right. Well, and that, that was the unfortunate part of the whole scenario, was that the individuals pushing to take the money were telling other individuals that there was not active utilization of the money happening, and that was where the misinterpreted information was coming from.

Now, there's many angles to that, obviously, but that was the gist of it. I heard, "There's money, you're not using it. We're taking it and going to turn around and use it."

Well, that really isn't the case. And so that was the challenging part, is again, trying to explain to somebody that has very little or no understanding of the process to ensure that they understand. And it's very complicated, as everybody on the board understands.

MR. JOHNSON: And really very little waste.

MR. LONGCAKE: Yeah.

MR. JOHNSON: I mean, I think that -- if that could be demonstrated somehow to the legislature to say, you know, "This is, this is a good fund and is doing a good job" -- (inaudible.)

MR. LONGCAKE: And I don't think there was any question of waste. It was, "Is there work being done or is there not work being done?"

And that's where, like I said, I got lots and lots of questions about this. And that's why I think that -- something that Mr. Thamke suggested in our work group that we talk about is -- you know, again, for me, I'm not involved in that part of it. Why is there? I don't know the answer to that so I can't even tell people.

So, you know, once you peel the layers of the onion back and understand what it takes to get those done, then that's a totally different story. And I don't know because I just assume. So that's where I think, you know, our work group will be better.

My suggestion is let's pick off the low-hanging stuff, figure out what we need to do to get those cleaned up, moving forward, whatever it is, and then develop a long-term strategy to utilize the money to the best of our ability.

You know, and I would hope, again from the Marketers' perspective, that we don't reward the individuals that are in that ineligible bucket. I'm not saying that we shouldn't be doing; I'm just saying it's something to think about because there's going to be a consequence or pushback when that happens. That's just honest feedback, so --

CHAIRMAN BREEN: Thank you, Brad.

MR. LONGCAKE: Mr. Chairman, thank you.

CHAIRMAN BREEN: That's it. Our next board meeting is August 26th, and this meeting is adjourned.

Meeting adjourned at 12:10 pm.

Signature - Presiding Officer

Executive Summary
Town Pump Inc Shelby
Facility ID #29136 (#51-09749),
Releases #3440, #4180, #4717, #4143, #4771

ELIGIBILITY RECOMMENDATION AND
RECOMMENDATION FOR REIMBURSEMENT ADJUSTMENT

TYPE OF ACTION: Board review of owner's dispute of Board staff's recommendation of 0% reimbursement of all pending and future claims.

ACTIONS REQUESTED: Request the Board to review the facts and circumstances pertaining to the violations for Facility ID #29136 (#51-09749).

BOARD STAFF RECOMMENDATIONS: The Board staff has determined that petroleum storage tank systems at the Town Pump Inc Shelby failed to remain in compliance with the rules adopted pursuant to the Montana Underground Storage Tank Act (75-11-309(3)(b)(ii), MCA). The noncompliance at the facility results in suspension of all reimbursement of pending and future claims. Suspended and future claims are reimbursed according to the effect and duration of the noncompliance, and the period of noncompliance appears to be greater than 180 days. Therefore, consistent with ARM 17.58.336(7)(a), all suspended and future claims for Facility ID #29136 (#51-09749) will be recommended for zero percent (0%) reimbursement.

ISSUE: The owner requests to dispute the Board staff's recommendation of zero percent (0%) Reimbursement for Releases #3440, #4180, #4717, #4143 and #4771 at Town Pump Shelby.

Currently, DEQ has approved a work plan to excavate, transport, and dispose up to 6,000 tons of petroleum impacted soils for contamination associated with Releases #2896, #3002, #3296, #3440, #4143, #4554, #4771 and 4828.

BACKGROUND: Ten releases occurred between 4/22/1996 to 3/22/2011, consisting of diverse volumes and locations. A work plan (WP) was requested to take advantage of an opportunity to combine remediation work with on-site redevelopment. The combination of efforts will reduce some over-all costs for the remediation, such as resurfacing the property. A formal remedial alternatives analysis (RAA) has not been completed for these petroleum releases. Based on the tight clay soils, with very shallow groundwater (just below the surface) at an operating fueling station, clean-up options have been greatly limited, and excavation is considered to be the best option. The scope of work includes excavating approximately 4,000 tons of impacted soils to be disposed of at a licensed landfill; dewatering the excavation with water treatment and disposal; amending clean backfill to address contamination left in place.

CHRONOLOGY:

5/22/1998 Release #3440 was discovered.
1/12/1999 Release #3440 Application for Release Eligibility (Form 1-R) received.
3/4/1999 Release #3440 was Board-rated eligible for reimbursement.
12/3/2002 Release #4143 was discovered.
2/6/2003 Release #4143 was resolved.
5/18/2003 Release #4180 was discovered.
6/11/2003 Release #4180 Application for Release Eligibility (Form 1-R) received.
8/11/2003 Release #4180 was Board-rated eligible for reimbursement.
3/29/2004 Violation issued for failure to operate and maintain continuous corrosion protection on an UST (ARM 17.56.302).
7/22/2004 Violation ARM 17.56.302 (3/29/2004) closed, resulting in 115 days of noncompliance.
1/10/2007 Compliance inspection conducted 81 days prior to expiration of valid operating permit.
1/16/2007 Violation issued for failure to conduct a compliance inspection on active USTs at least 90 days prior to the expiration of a valid operating permit, resulting in 9 days of noncompliance (ARM 17.56.309).
1/17/2007 Violation issued for failure to install any corrosion protection on metal piping that may contain product (ARM 17.56.201(1)(b)).
9/12/2008 Violation ARM 17.56.201(1)(b) (1/17/2007) closed, resulting in 604 days of noncompliance.
2/6/2009 Release #4717 was discovered.
4/29/2009 Release #4717 Application for Release Eligibility (Form 1-R) received.
7/27/2009 Release #4717 was Board-rated eligible for reimbursement.
2/5/2010 Release #4771 was discovered.
7/14/2011 Release #4771 was resolved.
12/15/2015 Violation issued for failure to use spill prevention that is not obstructed by debris or other matter (ARM 17.56.201(1)(c)(i)).
7/12/2016 Violation ARM 17.56.201(1)(c)(i) (12/15/2015) closed, resulting in 210 days of noncompliance.
12/15/2015 Violation was issued for failure to maintain permanent, non-expiring Tag on UST system (ARM 17.56.311).
12/15/2015 Compliance inspection conducted 106 days prior to expiration of valid operating permit.
1/21/2016 Violation issued for failure to conduct a compliance inspection on active USTs at least 90 days prior to the expiration of a valid operating permit (ARM 17.56.309).
1/25/2016 DEQ received inspection documents that show the compliance inspection was conducted on 12/15/2015, resulting in 0 days of noncompliance.
2/16/2016 Release #4717 was resolved.
4/12/2017 Release #4180 was resolved.
2/15/2019 Compliance inspection conducted 45 days prior to the expiration of valid operating permit.
2/15/2019 Violation issued on 12/15/2015 closed.
2/21/2019 Violation issued for failure to conduct a compliance inspection on active USTs at least 90 days prior to the expiration of a valid operating permit, resulting in 45 days of noncompliance (ARM 17.56.309(1)(a)).

- 3/13/2019 Releases #4143 and #4771 Applications for Release Eligibility (Form 1-R) received.
5/23/2019 PTRCB letter to owner recommending that Release #4143 & #4771 be eligible with 0% reimbursement due to violations.
5/23/2019 PTRCB letter to owner stating that all suspended and future claims for Releases #3440, #4180, #4717, #4143, and #4771 will be reimbursed at 0% due to periods of noncompliance.
7/2/2019 Owner letter to PTRCB notifying of intent to dispute the Board staff's recommendation at Board meeting on August 26, 2019, and that there were violations noted that cannot be substantiated by the Department's UST program, nor their records.
7/2/2019 PTRCB email to Town Pump asking for unsubstantiated violations.
8/6/2019 Town Pump letter to PTRCB stating that violations ARM 17.56.401 and ARM 17.56.408 could not be substantiated by the Department or Town Pump.
8/12/2019 PTRCB letter to Town Pump stating that staff re-reviewed the UST files and agree that the violations were merely recommendations and not violations.
8/26/2019 Board Meeting

ADMINISTRATIVE RULES THE BOARD CARES ABOUT:

ARM 17.58.326(1)(f) Applicable Rules Governing the Operation and Management of Petroleum Storage Tanks

(1) The applicable state rules referenced in 75-11-308(1)(b)(ii) and 75-11-309(1)(b), MCA, are:

(f) the following requirements in ARM Title 17, chapter 56 are applicable to underground storage tanks:

- (i) the installation and design standards for underground storage systems contained in subchapters 1 and 2;
- (ii) the spill and overfill prevention and corrosion protection requirements for underground storage tanks contained in subchapter 3;
- (iii) the release prevention and detection requirements for underground storage tanks and piping contained in subchapter 4;
- (iv) the testing, monitoring, and recordkeeping requirements contained in subchapter 3 and subchapter 4;
- (v) the release reporting, initial response, and corrective action requirements contained in subchapters 5 and 6; and
- (vi) for inactive and permanently closed underground storage tanks, ARM 17.56.701 and 17.56.702, to the extent that those rules require emptying of such tanks.

SUSPENSION OF CLAIMS FOR NONCOMPLIANCE:

75-11-309(3)(b)(ii), MCA. Procedures for reimbursement of eligible costs – corrective action plans.

(3) The board shall review each claim received under subsections (1)(h) and (1)(i), make the determination required by this subsection, inform the owner or operator of its determination, and, as appropriate, reimburse the owner or operator from the fund. Before approving a reimbursement, the board shall affirmatively determine that:

(b) the owner or operator:

(ii) has complied with this section and any rules adopted pursuant to this section.

Upon a determination by the board that the owner or operator has not complied with this section or rules adopted pursuant to this section, all reimbursement of pending and future claims must be suspended. Upon a determination by the board that the owner or operator has returned to compliance with this section or rules adopted pursuant to this section, suspended and future claims may be reimbursed according to criteria established by the board. In establishing the criteria, the board shall consider the effect and duration of the noncompliance.

ARM 17.58.336(7)(a)(c)(e) Review and Determination of Claims for Reimbursement

(7) Claims subject to the provisions of 75-11-309(2) or (3)(b)(ii), MCA, must be reimbursed according to the following:

(a) Except as provided in (7)(e), such claims must be paid pursuant to the following schedule:

Period of Noncompliance	Percent of allowed claim to be reimbursed
1 to 30 days	90%
31 to 60 days	75%
61 to 90 days	50%
91 to 180 days	25%
greater than 180 days	no reimbursement

(c) For claims subject to the provisions of 75-11-309(3)(b)(ii), MCA, the period of noncompliance must begin on the date upon which the board determines that the owner or operator has not complied with 75-11-309, MCA, or rules adopted pursuant to 75-11-309, MCA. The period of noncompliance must end on the date upon which the board determines that the owner or operator has returned to compliance.

(e) The percentages of reimbursement set forth in (7)(a) may be adjusted by the board according to the procedures in (6) upon a substantial showing by the owner or operator that one or more of the following factors applies and would entitle the owner or operator to an adjustment:

- (i) the noncompliance has not presented a significant increased threat to public health or the environment;
- (ii) there has been no significant additional cost to the fund;
- (iii) the delay in compliance was caused by circumstances outside of the control of the owner or operator;
- (iv) there was an error in the issuance of the administrative order or an error in the determination of the date an administrative order was satisfied; or
- (v) any other factor that would render use of the reimbursement schedule in (7)(a) demonstrably unjust.

NONCOMPLIANCE OF ADMINISTRATIVE RULES OF MONTANA:

ARM 17.56.201(1)(b) & (c)(i) Performance Standards for New Tank Systems

(1) In order to prevent releases due to structural failure, corrosion, or spills and overfills for as long as the UST system is used to store regulated substances, all owners and operators of new UST systems shall meet the following requirements:

(b) the piping that routinely contains regulated substances, and is in contact with the ground, must be properly designed, constructed, and protected from corrosion in accordance with any one of the codes of practice developed by a nationally recognized association or independent testing laboratory identified in (1)(b)(i) and (ii):

(c) to prevent spilling and overfilling associated with product transfer to the UST system, owners and operators shall use the following spill and overfill prevention equipment:

(i) spill prevention equipment that will prevent release of product to the environment when the transfer hose is detached from the fill pipe (for example, a spill catchment basin); and

- 604 days of noncompliance

ARM 17.56.302(1)(a) Operation and Maintenance of Corrosion Protection

(1) All owners and operators of metal UST systems with corrosion protection shall comply with the following requirements to ensure that releases due to corrosion are prevented until the UST system is permanently closed or undergoes a change-in-service pursuant to ARM Title 17, chapter 56, subchapter 7:

(a) all corrosion protection systems must be operated and maintained to continuously provide corrosion protection to the metal components of that portion of the tank and piping that are in contact with the ground;

- 115 days of noncompliance

ARM 17.56.309(1)(a) Requirements for Compliance Inspections

(1) The owner or operator of an underground storage tank system shall have all active underground storage tank systems inspected by a licensed compliance inspector, licensed pursuant to ARM 17.56.1402(3), at least every three years for compliance with the operation and maintenance requirements of this chapter. The inspections must:

(a) be completed at least 90 days before the expiration date of the operating permit issued pursuant to ARM 17.56.308; and

- 54 days of noncompliance

ARM 17.56.311(2) Permanent NonExpiring Tag

(2) After September 1, 2011, the department shall issue a permanent nonexpiring tag for each underground storage tank for which the department has newly issued an operating permit as described in ARM 17.56.308(3) and (5). The tag must be visibly affixed by the owner or operator to each tank's fill pipe or to another visible part of the tank if affixing the tag to the fill pipe is impracticable.

- Noncompliance day count not available.

BOARD STAFF OPTIONS:

1. Ratify the staff recommendation.
2. Reject the staff recommendation and propose alternative motion based upon provisions of ARM 17.58.336(7)(e). If the staff recommendation is rejected, provide rationale for the decision.

Noncompliance of Administrative Rules of Montana

	3/19/2004	3/29/2004	7/13/2004	7/22/2004	1/1/2007	1/10/2007	1/16/2007	1/17/2007	9/12/2008	12/1/2012	12/1/2012	1/7/2013	3/8/2013	12/15/2015	12/15/2015	6/28/2016	7/12/2016	1/1/2019	2/15/2019	2/21/2019	Day Count	
17.56.201(1)(b) Correctible						Routine Inspection		Violation Issued	Violation Closed												604	
17.56.201(1)(c)(i) Correctible														Routine Inspection	Violation Issued	Re-Inspection	Violation Closed				210	
17.56.302 Correctible	Routine Inspection	Violation Issued	Re-Inspection	Violation Closed																	115	
17.56.309 Non-Correctible					Routine Inspection Required By	Routine Inspection	Violation Issued												Routine Inspection Required By	Routine Inspection	Violation Issued	51
17.56.311 Correctible														Routine Inspection	Violation Issued	Re-Inspection			Routine Inspection Required By	Violation Closed		n/a



Town Pump Inc.

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600 South Main Street
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Phone (406)497-6700 • Fax (406)497-6702

July 1, 2019

Ross Eaton
PTRCB Fund Cost Specialist
PO Box 200902
Helena, MT 59620-0902

RE: May 23, 2019 Letters regarding Suspension of Reimbursement for Release #'s 3440, 4180, 4717 and Pending Application release #'s 4143 and 4771 at Town Pump Shelby Facility ID # 51-09749.

Dear Mr. Eaton:

Thank you for your letters to us dated May 23, 2019, regarding the Suspension of Reimbursement at our Town Pump location in Shelby Montana Facility ID # 51-09749. Additionally, I would like to thank you for extending our timeline to respond to these letters from the standard 15 Days.

Please add these matters to the Petroleum Tank Release Compensation Board's August meeting agenda. We intend to dispute the Board Staff's recommendation to suspend all current and future claims for Release #'s 3440, 4180, 4717 and Pending Application release #'s 4143 and 4771 at Town Pump Shelby Facility ID # 51-09749.

Our basis for disputing the Board Staff's recommendation is within Administrative Rules of Montana (ARM) 17.58.336(7)(e)(i, ii, iii). Where violations and issues of non-compliance have been issued by the Montana Department of Environmental Quality Underground Storage Tank (UST) Program, the noncompliance has not presented a significant increased threat to public health or the environment; there has been no significant additional cost to the fund; and the delay in compliance was caused by circumstances outside of the control of the owner or operator. Additionally, there were some violations noted in your letter that cannot be substantiated by the Departments UST program, nor our records.

Please forward us confirmation that you are in receipt of our request. Thank you in advance for your time and attention in these matters.

Thank You

Don Edmisten

Environmental Services Manager

RECEIVED

7-8-19

Petroleum Tank Release
Compensation Board

Executive Summary
Bundtrocks Miracle Mile - Great Falls
Facility ID #18632 (#07-06613), Release #1865

Guarantee of Reimbursement - Cleanup, and Building Removal Funding
WP #10820

TYPE OF ACTION: Approval of reimbursement for structure removal and Guarantee of Reimbursement for corrective action financed by an RLF loan.

ACTIONS REQUESTED: The owner is requesting the Board reimburse for the demolition and removal of the Miracle Mile Station building, the east trailer, the north trailer, and the west storage building, to facilitate the removal of contaminated soil at the facility. The owner is asking the Board to reimburse for the structure removal based on a cost-benefit analysis of some cleanup alternatives depicted in the Release Closure Plan. In addition, the owner is requesting a Guarantee of Reimbursement for the structure removal (demolition and disposal), soil excavation and disposal, and other cleanup activities that will move the release towards closure. The activities associated with the work plan are outlined in the Expected Corrective Action Plan Tasks of the Guarantee of Reimbursement.

The lending agency, Great Falls Development Authority, is not asking for any special reimbursement provisions; therefore, claims will be reimbursed through the customary business practice, as they are received.

BOARD STAFF RECOMMENDATIONS:

The Board staff is recommending that the Board reimburse for 50% of the removal and disposal of three (3) of the four (4) onsite structures, and limit the reimbursement guarantee to eligible, actual, reasonable, and necessary costs, as outlined in the work plan task cost sheet and the Form 4. Board staff is recommending Board reimbursement for 50% of the demolition and disposal of Miracle Mile Station building, the east trailer, and the north trailer, but **not** the west storage building. Board staff is **not** recommending reimbursement for demolition of the west storage building, because wells GP-3, GP-6, and GP-19, which are located between the release and the west storage building, have been shown to be clean. It does not appear that there is any contamination beneath the west storage building.

Board staff is recommending Board reimbursement for excavation, well abandonment, well installation, well development, well monitoring, well survey and other cleanup related to those activities, as detailed on page 2 of the Form 4 - Guarantee of Reimbursement form.

Board staff is **not** recommending reimbursement of, or Guarantee of Reimbursement for, any ineligible activities. These activities include, but are not limited to, sampling associated with the on site septic system, removal of multiple totes and drums, hazardous waste, containerized waste, waste oil, and general site debris (car parts, tires, scrap metal, etc.) located on the site. These materials are not associated with the release from an UST system and are not eligible for

reimbursement. All work, such as project management and field work, and/or sampling related to any of these activities are also not eligible and must be clearly identified and invoiced separately.

Board staff is **not** recommending reimbursement for \$2,500.00 in miscellaneous debris removal included in the Shumaker bid, because it is related to the redevelopment and not specifically related to petroleum remediation.

Asphalt and concrete replacement costs will be recommended for reimbursement in those areas where asphalt and concrete were removed for the cleanup related to the petroleum release.

There is no discussion in the workplan, nor are there costs included in the budget, for dewatering the excavation, even though the groundwater is between 5 and 11 feet below ground surface on the site, and the excavation is expected to reach 9 feet. Since dewatering is not included in a department approved workplan reviewed by the board, it will not be recommended for reimbursement.

There is no discussion in the workplan, nor costs included in the budget, for land farm operation and maintenance. Therefore, the Board staff assumes these costs are included in the per yard disposal amount contained within the contractors bid and was assessed as such.

BACKGROUND:

Bundtrocks Miracle Mile (Facility) is owned by Theresa Andrews and is presently vacant. Previously the Facility operated as an automotive towing and repair shop. Prior to automotive towing and repair, the property operated as a gas station, and housed five underground storage tanks. The petroleum release is attributed to a loose joint on the former 6000-gallon gasoline tank, and has been fully investigated. The five underground storage tanks were removed from the ground on September 26, 1993, under UST permit # 93-0937. Excavation of petroleum contaminated soil is planned for late summer or early autumn of 2019. Presently, there are four structures onsite; the auto service and repair building, the metal storage building, and two mobile homes. Three of the four structures appear to be on top of the petroleum contamination and within the proposed excavation.

CHRONOLOGY:

Aug 26, 2019	Great Falls Development Authority Requests the Board approve a guarantee of reimbursement for the loan to finance the demolition and cleanup at Bundtrocks Miracle Mile Service in Great Falls.
Jul 18, 2019	PTRCB receives final copy of demolition work plan and budget
Jul 12, 2019	PTRCB receives Draft work plan #10820 and draft budget
Jul 10, 2019	Draft work plan #10820 is submitted to DEQ.
Oct 9, 2018	DEQ requests Work Plan #10820 for soil excavation
Mar 20, 2019	Release closure plan created
Feb 27, 2018	Work Plan #186518- F-RCPC only
Oct 6, 2017	Copay met
Jun 15, 2017	Work Plan #1865010 - Task Order 10 - F-B-SB/WI/GWM/TO

Jul 11, 2003	Work Plan #1504 - Remedial Investigation - R-B-GWM/SB - nineteen (19) soil borings and four (4) monitoring well installations.
Jun 17, 2003	Work Plan #1480 - Remedial Investigation - R-B-SB – (8/11/199 warning ends with the completion of this workplan)
Aug 11, 1999	Warning - Failure to Complete Corrective Action and Groundwater Monitoring
Aug 13, 1998	Release is ratified eligible by the Board
1997	Groundwater monitoring takes place of the four (4) onsite wells
1995	Huntingdon Engineering and Environmental installs four (4) groundwater monitoring wells - contamination typically between for (4) and eight (8) feet except for GP-2 (UST basin) where contamination was still present at 28 feet.
Oct 27, 1993	Voluntary Registration Form received
Sep 27, 1993	Release notification date
Sep 26, 1993	Five tanks (One 6,000-gallon gasoline, three 4,000-gallon gasoline, and one 500-gallon waste oil tank) removed under permit #93-0937
Sep 25, 1993	Release discovery date; Loose joint on a 6000-gallon gasoline tank (Tank#1) discovered during removal. Tank #5 is a 500-gallon waste tank.

STATUTES AND RULES:

ARM 17.58.344(4)- Corrective Action plans that require the removal, repair, or replacement of building(s), sign(s), or canopies must be shown to be the most cost effective corrective action and the costs must be approved by the board in writing before the action is performed.

75-11-309(6), MCA - (6)(a) The board may, at the request of an owner or operator, guarantee in writing the reimbursement of eligible costs that have been approved by the board but for which money is not currently available from the fund for reimbursement.

(b) The board may, at the request of an owner or operator, guarantee in writing reimbursement of eligible costs not yet approved by the board, including estimated costs not yet incurred. A guarantee for payment under this subsection (6)(b) does not affect the order in which money in the fund is obligated under subsection (5).

(c) When considering a request for a guarantee of payment, the board may require pertinent information or documentation from the owner or operator. The board may grant or deny, in whole or in part, any request for a guarantee.

BOARD STAFF OPTIONS:

1. Ratify the staff recommendations
2. Reject the staff recommendation with rationale for decision.



ENVIRONMENTAL

**COST EVALUATION
Remedial Excavation - Full vs. Partial
Former Bundtrock's Miracle Mile Service**

6221 2nd Avenue North, Great Falls, Montana

DEQ Facility ID 07-06613; Release 1865; Work Plan ID 10820

July 11, 2019

Building Demolition and Complete Remedial Excavation

	<u>Units</u>	<u>Rate</u>	<u>Cost</u>
Abatement Contractor	1	\$33,000	\$33,000
Well Abandonment Contractor	1	\$2,000	\$2,000
Demolition Contractor	1	\$28,000	\$28,000
Excavation and Backfill Contractor, per CY (approx.)	4300	\$70	\$301,000
Compaction Testing Contractor	1	\$2,300	\$2,300
Well Installation Contractor	1	\$8,000	\$8,000
Laboratory Analytical	1	\$20,000	\$20,000
Consultant Oversight (all above tasks)	1	\$80,000	\$80,000
In-Situ Remediation for So Edge, implementation (est.)	1	\$75,000	\$75,000
In-Situ Remediation for So Edge, per year (est.)	5	\$15,000	\$75,000
Groundwater Monitoring, per year	5	\$10,000	<u>\$50,000</u>

Approximate Total: \$674,300

Partial Remedial Excavation (no Demolition) and In-Situ Remediation

	<u>Units</u>	<u>Rate</u>	<u>Cost</u>
Abatement Contractor	0	\$33,000	\$0
Well Abandonment Contractor	1	\$2,000	\$2,000
Demolition Contractor	0	\$28,000	\$0
Excavation and Backfill Contractor, per CY (approx.)	2200	\$70	\$154,000
Compaction Testing Contractor	1	\$2,300	\$2,300
Well Installation Contractor	1	\$8,000	\$8,000
Laboratory Analytical	1	\$15,000	\$15,000
Consultant Oversight (all tasks)	1	\$40,000	\$40,000
In-Situ Remediation for full site, implementation (est.)	1	\$200,000	\$200,000
In-Situ Remediation, per year (est)	15	\$25,000	\$375,000
Groundwater Monitoring, per year	15	\$20,000	\$300,000

Approximate Total: \$1,096,300

MT DEQ Petroleum Tank Cleanup Section -- Release Closure Plan

(7 Sept 2017)

Part 3: Evaluation of Cleanup Alternatives				Date:	3/20/2018	DEQ PM:	Donnie McCurry
Required for Investigation, Cleanup, Monitoring & Closure of Release				Consultant:	CTA Environmental		
Facility Name / Address: Miracle Mile, 6221 2nd Avenue North, Great Falls, MT							
Facility ID: 07-06613		Release: 1865		WP ID: 0			
Administrative Rules of Montana 17.56.605(3) requires screening and selection of cleanup methods to develop a matrix evaluation of cleanup alternatives. A cleanup plan requires information on all alternatives and an explanation why any alternative was selected.		Fill-in appropriate site-specific Cleanup Methods that are based on RI results and CSM					
No Action*		Excavation	Enhanced Bioremediation	SVE	fill-in as needed or leave blank	fill-in as needed or leave blank	fill-in as needed or leave blank
Evaluation Criteria	Estimated Costs	Excellent	Moderate	Moderate	Low		
	Performance - Protective	Low	Good	Good	Moderate		
	Performance - method achieves soil & GW RBSLs & DEQ-7 standards	Poor	Good	Good	Moderate		
	Reliability -- Short Term <3 yrs.	Poor	Good	Moderate	Low		
	Reliability -- Long Term >3 yrs.	Low	Good	Moderate	Moderate		
	Implementation Issues & Limitations	Moderate	Moderate	Moderate	Low		
	Safety Issues	Moderate	Moderate	Moderate	Moderate		
	Effects on Public Health and Environment (includes Receptors)	Moderate	Moderate	Moderate	Moderate		
Numerical Rating ¹:	20	28	26	21			
Advantages of Cleanup Method:	None	Remove source materials quickly	Active treatment. Low Impact	None			
Disadvantages of Cleanup Method:	Not an active cleanup	Affects daily business, and can't remove materials under/adjacent to building.	Treatment period unknown.	Not effective in clay soils			
Est. Years to Complete Cleanup Method:	Unknown	Unknown	Unknown	Unknown			
Cleanup Recommendations:		X					
Methods to Evaluate Results of Cleanup:	GW Sampling	GW Sampling	GW Sampling	GW Sampling			
Information & Data Gaps:	Residual source material that will be left under/adjacent to building. Don't have sufficient data to fully evaluate enhanced bioremediation.						
Recommendations and comments:	CTA recommends free product recovery to extents feasible, followed by design and implementation of remedial excavation along northwest, south, and east sides of building, extending into parking areas south and southeast. Replace any destroyed wells as well as adding a well to the south. Prior to excavating CTA also recommends collecting tap samples. If impacted may need to replace water lines during the excavation. CTA also recommends a utility/receptor survey and possible VI study for residence on site.						

* Note: Cleanup technologies may be removed or added as appropriate for each Release; however, the 'No Action' alternative must be evaluated for comparison at every Release.

MT DEQ Petroleum Tank Cleanup Section -- Release Closure Plan

(7 Sept 2017)

Part 4: Monitoring Required to Close Release		Date:	3/20/2018	DEQ PM:	Donnie McCurry
Required for Investigation, Cleanup, Monitoring & Closure of Release		Consultant:	CTA Environmental		
Facility Name / Address:		Miracle Mile, 6221 2nd Avenue North, Great Falls, MT			
Facility ID:	07-06613	Release:	1865	WP ID:	0

Required Monitoring for each Cleanup Method and CSM & RI

Monitor Cleanup Progress & Results for each Cleanup Method Until Closure		No Action*	Excavation	Enhanced Bioremediation	SVE	fill-in as needed or leave blank	fill-in as needed or leave blank	fill-in as needed or leave blank
Monitoring Required by Cleanup Alternative	Borings/ Monitoring Wells (MWs)	N/A	Yes	Yes	Yes			
	GW Monitoring (freq., wells, years)	N/A	Semi - 2	Quarterly - 4	Quarterly - 5+			
	System O/M (frequency & years)	N/A	N/A	4 events	Bi-Monthly - unkonwn duration			
	Vapor Intrusion (VI) Monitoring	N/A	N/A	N/A	Yes			
	Receptor Monitoring	N/A	Yes	Yes	Yes			
	Waste Management & LF monitoring	N/A	Soil Disposal	N/A	N/A			
	Other							
	Est. Years to Complete all Monitoring	N/A	1 +	3 to 5	5+			
Estimated costs for O/M & monitoring	\$0	Moderate	Moderate	High				
Closure	Estimated Total Years to Closure:	10 +	3 to 5	5 to 10	5 to 10			
	Natural Attenuation Trends:	Not enough information						
	What currently prevents Closure?	Free product and water and soil above RBSLs						
	Is this a PMZ Closure Candidate?	No, does not currently meet PMZ standards.						
Other:	Even with excavation, additional remedial methods may be required to address residual impacts beneath the site building.							
Information & Data Gaps:	Residual source material that will be left under/adjacent to building. Don't have sufficient data to fully evaluate enhanced bioremediation.							
Recommendations and comments:	CTA recommends free product recovery to extents feasible, followed by design and implementation of remedial excavation along northwest, south, and east sides of building, extending into parking areas south and southeast. Replace any destroyed wells as well as adding a well to the south. Prior to excavating CTA also reccomends collecting tap samples. If impacted, may need to replace water lines during the excavation. CTA also recommends a utility/receptor survey and possible VI study for residence on site.							

* Note: Cleanup technologies may be removed or added as appropriate for each Release; however, the 'No Action' alternative must be evaluated for comparison at every Release.

Data Review 11-15-18 su

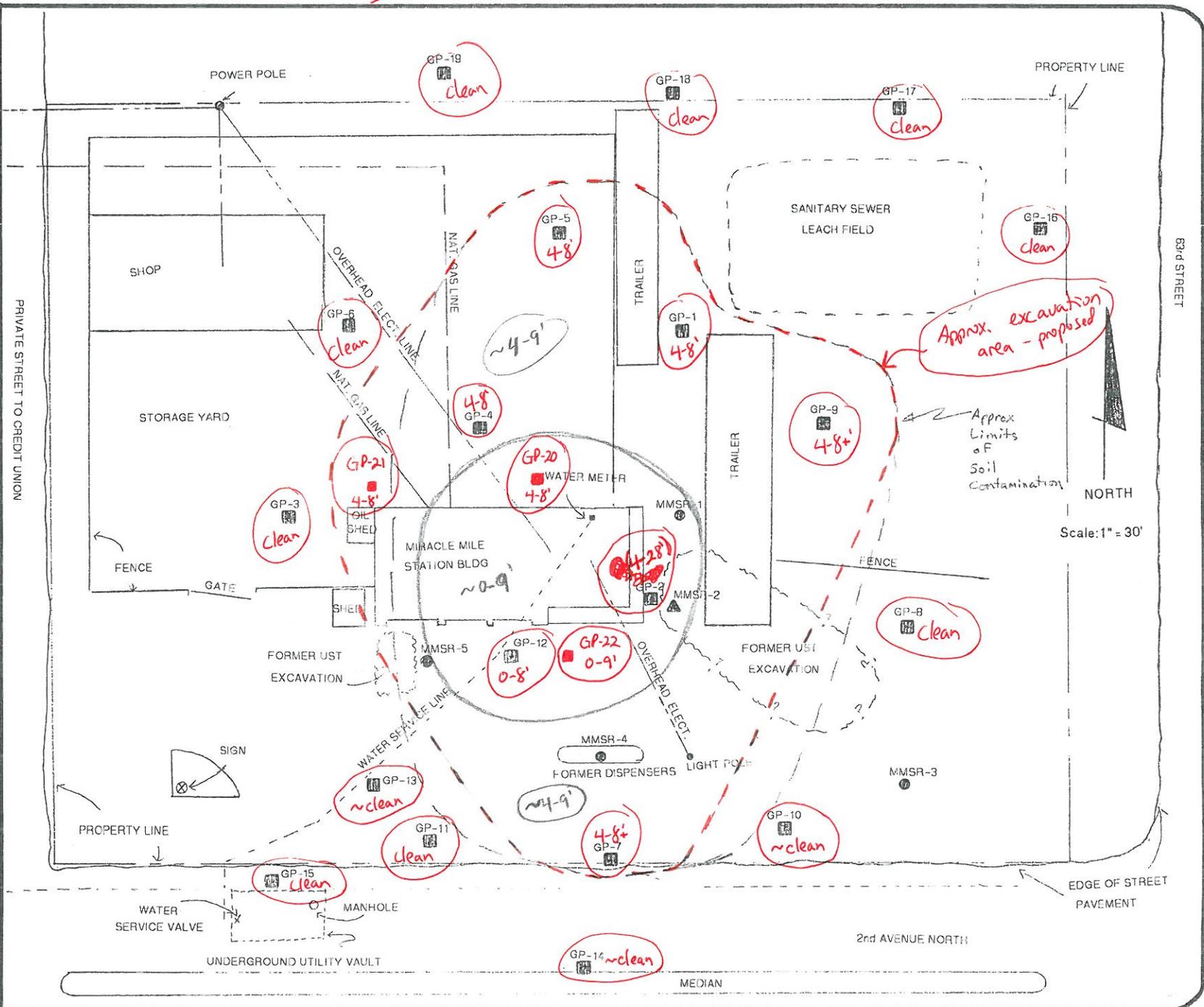


Project: Phase II Remedial Investigation
Miracle Mile Service, Great Falls, Montana

Site Plan
NTL Engineering and Geoscience
Great Falls, MT

Project Number: 197-56-1
Date: 9/18/03

Figure 2





Petroleum Tank Release Compensation Board

STATE OF MONTANA

P.O. Box 200902 • Helena, MT 59620-0902 • (406) 444-9710 •
 Website: www.deq.mt.gov/DEQAdmin/PET

Application for Guarantee of Reimbursement Form 4

This form should be used by an owner or operator to obtain a guarantee of reimbursement of eligible costs that have been approved by the Board, but for which money is not currently available, or a guarantee of estimated eligible costs not yet approved by the Board. The staff will prepare a recommendation to the Board from this request. The owner or operator will be advised of the Board determination. This guarantee is subject to all requirements and provisions imposed by or pursuant to Title 75, Chapter 11, Part 3, Montana Code Annotated (MCA) or rules, policies or procedures adopted pursuant thereto. The owner is responsible for the copay as found in subsection §75-11-307(4), MCA, and must remain in compliance with requirements pursuant to Title 75, chapter 11, part 5, MCA or rules adopted pursuant thereto (§75-11-307, MCA).

The completion of this form does not negate the requirement to submit claims for reimbursement of corrective action or third party costs. **This guarantee is not intended to affect the order in which money in the fund is obligated under subsection §75-11-309(5), MCA.** This form is intended to be used for a single release; therefore, a separate form must be completed for each Department of Environmental Quality petroleum release.

If you require assistance, contact the Board Staff at 406-444-9710

1. Owner or operator Information

Name:	Theresa Andrews
Street Address:	120 Silva Court
City/State/Zip Code:	Martinez CA 94553
Attn:	Theresa Andrews
Phone number:	(925) 787-5218
Fax number:	-
Email address:	mssyandrews@comcast.net

2. Facility and Release Information

Facility Name:	Former Bundtrocks Miracle Mileb Service
Street Address:	6221 2nd Avenue North
City/State/Zip Code:	Great Falls, MT
DEQ Facility Identification number:	#18632 (#99-95174)
DEQ Petroleum Release number:	1865

RECEIVED

AUG 9 2019

Petroleum Tank Release
Compensation Board

Facility Name: Former Bundtrocks Miracle Mileb Service Facility # #18632 (#99-95174)

Release # 1865

5. Certification

Have you, as the owner/operator of the tank that leaked, been convicted of a substantial violation of state or federal law or rule that relates to the installation operation, or management of petroleum storage tanks?

Yes

No

I, the owner or operator of this facility, certify the information contained within this form is true and correct. I fully understand that any fraudulent or erroneous information may jeopardize the reimbursement from the Petroleum Tank Release Cleanup fund for this release. With my signature, I authorize the Petroleum Tank Release Compensation Board to visit the site, to verify the information contained within this form, at a time mutually agreed upon by both parties.

[Signature] _____ Date 8-6-19 _____
 Owner/Operator Signature

State of _____
 County of _____

Signed and Sworn before me on this day _____ by _____
 Date Name of owner

**See Attached
 for
 Notarization**

(Seal)

 Notary Public Signature

 Printed or typed

Notary Public for the State of _____
 Residing at _____
 My Commission expires _____

RECEIVED

AUG 9 2019

Petroleum Tank Release
Compensation Board

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

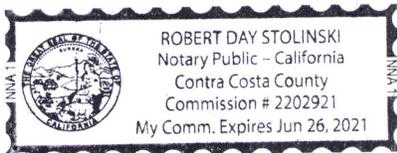
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)
County of CONTRA COSTA)
On 8/6/2019 before me, Robert Day Stolinski, Notary Public,
Date Here Insert Name and Title of the Officer
personally appeared Theresa K. Andrews
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature Robert Day Stolinski
Signature of Notary Public

RECEIVED

AUG 9 2019

Place Notary Seal Above

Petroleum Tank Release Compensation Board

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: Application for Guarantee Document Date: 8/6/19
Number of Pages: 4 Signer(s) Other Than Named Above: NA

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____
 Corporate Officer — Title(s): _____
 Partner — Limited General
 Individual Attorney in Fact
 Trustee Guardian or Conservator
 Other: _____
Signer Is Representing: _____

Signer's Name: _____
 Corporate Officer — Title(s): _____
 Partner — Limited General
 Individual Attorney in Fact
 Trustee Guardian or Conservator
 Other: _____
Signer Is Representing: _____

Facility Name: Former Bundtrocks Miracle Mileb Service Facility # #18632 (#99-95174)

Release # 1865

6. Guarantee Provisions

The Board will guarantee the reimbursement of claimed eligible costs that were actually, necessarily and reasonably incurred for the preparation and implementation of the aforementioned Department-approved corrective action plan with the following provisions:

7. This section is for PTRCB review and approval.

Board Review Date: _____

Board Comments:

Board Approval Date: _____

Signature: _____ Date: _____

Submit this completed claim and supporting documents to the following address:
PETROLEUM TANK RELEASE COMPENSATION BOARD
PO BOX 200902, HELENA MT 59620-0902

RECEIVED

AUG 9 2019

**Petroleum Tank Release
Compensation Board**

August 26, 2019
ACTION ITEM

ELIGIBILITY RATIFICATION

*Board Staff Recommendations Pertaining to Eligibility
From May 23, 2019, 2019 through August 7, 2019*

<i>Location</i>	<i>Site Name</i>	<i>Facility ID #</i>	<i>DEQ Rel # Release Year</i>	<i>Eligibility Determination – Staff Recommendation Date</i>
Shelby	Town Pump Inc Shelby	5109749	4143 December 2002 Resolved 2/6/2003	Reviewed 05/17/2019. Recommended eligible for 0% reimbursement.
Shelby	Town Pump Inc Shelby	5109749	4771 February 2010 Resolved 7/14/11	Reviewed 05/17/2019. Recommended eligible for 0% reimbursement.

RATIFICATION OF WEEKLY REIMBURSEMENTS

WEEKLY CLAIM REIMBURSEMENTS August 26, 2019 BOARD MEETING		
Week of	Number of Claims	Funds Reimbursed
May 29, 2019	14	\$28,818.31
June 5, 2019	11	\$60,811.67
June 12, 2019	8	\$295,254.72
June 19, 2019	20	\$68,816.73
June 26, 2019	24	\$94,354.25
July 17, 2019	14	\$87,889.23
July 24, 2019	18	\$93,135.87
Total	109	\$729,080.78



Petroleum Tank Release Compensation Board

Weekly Reimbursement Summary for 5/29/2019

Org Unit: 993050

Account: 67201

Claim ID	Facility ID	Release ID	Facility Name	City	Initial Claim	Reimbursement	Cumulative Reimb	Adjustments	Task Description
20180413B	4301701	1537	Lee Anns Motel	Poplar	5/22/2006	\$3,234.76	\$73,476.56	\$1,377.00	Report
20180711C	2508659	2988	High Country Travel Plaza	Helena	11/15/1996	\$986.01	\$399,739.43	\$422.00	Work Plan
20181206A	1506255	2092	Flathead County Fairgrounds	Kalispell	12/10/2001	\$1,642.00	\$62,942.71	\$276.03	Monitoring
20190417C	2405517	482	Arnies Gas and Tire Center Inc	Ronan	4/12/1996	\$2,193.31	\$245,992.87		Miscellaneous
20190423A	701873	4361	Sinclair Retail 25008	Great Falls	11/8/2004	\$625.00	\$173,011.20	\$197.25	Work Plan
20190104A	701289	1881	Consolidated Freightways Great Falls	Great Falls	10/17/1994	\$3,000.30	\$672,803.64	\$376.28	Report
20190429E	704232	1855	Big Sky Fuel	Black Eagle	6/27/1994	\$1,310.00	\$80,636.89		Work Plan
20190429F	704232	3262	Big Sky Fuel	Black Eagle	4/4/2001	\$1,310.00	\$85,319.04		Work Plan
20190507A	4703007	2692	Office Stop	Butte	10/11/1995	\$4,558.73	\$95,372.85	\$171.08	Mobilization
20190515B	708905	613	former Cenex Convenience Store	Great Falls	2/10/1992	\$2,552.50	\$208,066.60		Survey
20190320A	2705733	213	Troy Service Center Chevron	Troy	3/1/1990	\$6,228.66	\$395,143.38	\$471.49	Project Management
20190522B	1804137	3424	Ben Taylor Inc	Cut Bank	5/17/1999	\$311.16	\$475,780.91		Miscellaneous
20190522C	5100104	3333	Gasamat 573	Shelby	8/6/1999	\$625.00	\$106,962.54		Work Plan
20190522D	3209722	4280	Fort Lolo Hot Springs	Lolo	5/4/2005	\$240.88	\$561,740.25		Miscellaneous

14 claims in the report

Total Reimbursement: \$28,818.31

Reviewed for Reimbursement by:

[Signature]

Date

6/12/2019

Approved for Reimbursement by:

[Signature]

Date

6/12/2019



Petroleum Tank Release Compensation Board

Weekly Reimbursement Summary for 6/5/2019

Org Unit: 993050

Account: 67201

Claim ID	Facility ID	Release ID	Facility Name	City	Initial Claim	Reimbursement	Cumulative Reimb	Adjustments	Task Description
20151208A	2902122	2133	McCone County Hospital	Circle	9/9/1994	\$4,122.01	\$154,237.18	\$2,667.94	Survey
20190222A	3005138	2292	Rabes Auto Repair	White Sulphur S	12/19/1994	\$2,855.04	\$43,386.17		Report
20190304Z	6015045	4511	Big Sky Wood Crafters	Laurel	4/16/2008	\$1,579.00	\$14,482.29	\$1,579.00	Report
20190325I	1603734	4448	Westgate Station	West Yellowston	3/23/2006	\$2,970.00	\$399,080.05	\$12.00	Report
20190429C	702988	3533	Pro Lube 2	Great Falls	8/7/2001	\$1,259.32	\$21,356.89	\$672.06	Monitoring
20190507C	1401360	125	Central Montana Coop Denton	Denton	6/22/1993	\$625.00	\$62,391.72		Work Plan
20190522A	907083	2938	Cenex Harvest States	Miles City	10/27/1997	\$19,617.42	\$900,270.17		Well Installation
20190529B	800005	316	Fort Benton Cenex	Fort Benton	9/25/1990	\$1,799.00	\$402,280.25		Project Management
20190529C	702988	3533	Pro Lube 2	Great Falls	8/7/2001	\$3,269.64	\$21,356.89		Laboratory Analysis w/fee
20190529D	4203914	2262	Mini Mart 714	Fairview	3/6/1995	\$2,807.63	\$81,190.69	\$398.63	Mobilization
20190530B	9995118	4835	CarQuest Store	Havre	3/25/2013	\$19,907.61	\$173,493.20		Laboratory Analysis w/fee <i>Reagent</i>
11 claims in the report					Total Reimbursement:		\$60,811.67		

Reviewed for Reimbursement by: *Arnell K...*

Date 6/6/19

Approved for Reimbursement by: *Jerry Wadsworth*

Date 6/11/19



Petroleum Tank Release Compensation Board

Weekly Reimbursement Summary for 6/12/2019

Org Unit: 993050

Account: 67201

Claim ID	Facility ID	Release ID	Facility Name	City	Initial Claim Date	Reimbursement	Cumulative Reimb	Adjustments	Task Description
20100625A	708069	3162	Holiday Stationstore 273	Great Falls	12/17/1999	\$52,247.72	\$99,202.15	\$142,037.28	Miscellaneous
20190103C	9995156	5029	Community Oil Co	Reserve	10/7/2016	\$39,707.78	\$62,255.04		Well Installation
20190206A	6015189	4887	Inman Property	Chinook	4/11/2018	\$19,978.67	\$19,978.67	\$10,551.66	Miscellaneous
20190206D	1408711	5278	Town Pump Inc Lewistown	Lewistown	2/6/2019	\$40,653.46	\$52,921.88	\$5,231.59	Soil Removal
20190211D	3202040	2139	Minuteman Aviation Inc	Missoula	5/22/1997	\$38,415.90	\$120,280.44	\$5,611.68	WELL INSTALLATION
20190222C	5604542	111	United Parcel Service Billings	Billings	1/26/1996	\$56,270.01	\$88,057.17	\$12,568.91	Well Installation
20190307E	3201296	3756	Missoula County Airport Authority	Missoula	5/23/2001	\$46,995.18	\$90,547.87		Soil Removal
20190603A	6015014	4435	Superior Lube	Havre	10/7/2005	\$986.00	\$402,121.17		Miscellaneous

8 claims in the report

Total Reimbursement: \$295,254.72

Reviewed for Reimbursement by:

[Signature]

Date

6/12/19

Approved for Reimbursement by:

[Signature]

Date

6/19/19



Petroleum Tank Release Compensation Board

Weekly Reimbursement Summary for 6/19/2019

Org Unit: 993050
Account: 67201

Claim ID	Facility ID	Release ID	Facility Name	City	Initial Claim	Reimbursement	Cumulative Reimb	Adjustments	Task Description
20190528A	1506101	1850	Longs Conoco	Kalispell	9/30/1994	\$2,600.00	\$189,884.55	\$641.60	Miscellaneous
20181224K	1508723	611	Former Town Pump	Whitefish	12/18/1991	\$2,780.00	\$332,642.28		Report
20190305A	6015021	3964	Former Bull River Phillips 66	Noxon	6/13/2005	\$1,988.00	\$78,213.36	\$1,410.00	Laboratory Analysis w/fee
20190422C	4709420	813	Cenex Petroleum Inc Butte	Butte	3/3/1992	\$2,486.77	\$571,414.92		Report
20190422D	4709420	813	Cenex Petroleum Inc Butte	Butte	3/3/1992	\$2,230.00	\$571,414.92		Report
20190510E	9995091	4729	Guaranteed Muffler Shop	Helena	2/17/2010	\$3,614.09	\$20,503.02	\$4,001.58	Laboratory Analysis w/fee
20190510F	9995091	4729	Guaranteed Muffler Shop	Helena	2/17/2010	\$3,354.79	\$20,503.02	\$1,811.42	Monitoring
20190522E	3203617	4769	Swan Valley Centre	Condon	1/21/2010	\$2,823.55	\$260,516.32		Rem Sys Op & Maint
20190523A	2505639	4225	Oconnells Store	Craig	8/6/1999	\$3,515.40	\$111,404.19		Monitoring
20190524A	2504623	4080	Valentine Oil Property	Helena	12/31/2002	\$4,964.28	\$146,430.53	\$3,503.00	Report
20190529A	110034	5219	Co Op Supply	Dillon	5/29/2019	\$7,041.65	\$7,041.65	\$7,041.64	Well Installation
20190603C	2107467	826	Cenex Supply & Marketing Havre	Havre	9/24/1991	\$2,006.40	\$522,038.50	\$1,337.60	Report
20190603D	6015135	4723	Tire-Rama Found Tanks	Havre	7/14/2009	\$1,567.26	\$289,580.91		Report
20190603E	306483	4252	Andys Exxon	Chinook	4/5/2004	\$511.00	\$332,843.58		Report
20190606A	9995118	4835	CarQuest Store	Havre	3/25/2013	\$19,618.53	\$193,111.73		Fieldwork
20190610A	9995062	4125	Big Hole Petroleum Bulk Plant	Wisdom	7/23/2008	\$336.00	\$9,875.45	\$336.00	Project Management
20190610B	2501025	4031	Allen Oil Bulk Plant	Helena	9/26/2005	\$625.00	\$461,190.04		Work Plan
20190610C	2508708	4793	Town Pump Inc Helena 3	Helena	5/2/2011	\$2,285.00	\$71,412.42		Report
20190610D	2507404	3449	Bobs Valley Service Inc	Helena	10/15/1998	\$660.00	\$136,216.25		Project Management
20190612C	708905	613	former Cenex Convenience Store	Great Falls	2/10/1992	\$3,809.01	\$211,875.61	\$96.00	Mobilization

20 claims in the report

Total Reimbursement: \$68,816.73

Monday, June 24, 2019

Payment Reports _ Weekly Reimbursement by Date

Claim ID	Facility ID	Release ID	Facility Name	City	Initial Claim	Reimbursement	Cumulative Reimb	Adjustments	Task Description
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Reviewed for Reimbursement by: *Amel K. Haddad* Date *6/24/2019*
 Approved for Reimbursement by: *Jay Wadawath* Date *6/25/2019*



Petroleum Tank Release Compensation Board

Weekly Reimbursement Summary for 6/26/2019

Org Unit: 993050

Account: 67201

Claim ID	Facility ID	Release ID	Facility Name	City	Initial Claim	Reimbursement	Cumulative Reimb	Adjustments	Task Description
20181212C	2501315	3471	Malfunction Junction Sinclair	Helena	1/12/1999	\$793.00	\$119,537.99		Well Abandonment
20190311A	1507361	2697	Bermels Store	Bigfork	2/27/1996	\$965.00	\$41,439.23		Work Plan
20190401A	705775	3492	Mini Mart 766	Great Falls	11/25/1998	\$606.25	\$127,960.50	\$18.75	Work Plan
20190415A	4410824	5071	GM Petroleum Distributors	Forsyth	4/15/2016	\$4,221.21	\$160,518.72		Laboratory Analysis w/fee
20190513D	9995076	4681	Cross Petroleum Bulk Plant	Glendive	3/10/2009	\$965.00	\$397,306.34	\$35.00	Work Plan
20190606B	1609999	2362	Four Wheel Drive Products Inc	Bozeman	6/23/1995	\$1,482.50	\$553,377.46		Fieldwork
20190614A	704004	549	Westgate Exxon	Great Falls	11/9/2006	\$1,359.30	\$248,084.16		Monitoring
20190617A	704508	4005	Kernaghans Service 8th Ave N	Great Falls	2/5/2004	\$2,407.50	\$69,165.96		Work Plan
20190617B	704509	3400	Kernaghans Service 9th Ave N	Great Falls	7/28/1999	\$2,407.50	\$97,450.93		Work Plan
20190617C	9995174	5094	Bennett Motors Office Lot	Great Falls	11/20/2017	\$49,680.75	\$71,854.75	\$401.63	Fieldwork
20190617F	4002755	2619	Farmers Union Oil Bulk Plant	Terry	8/31/1995	\$1,251.76	\$162,461.29		Monitoring
20190617G	4002755	4948	Farmers Union Oil Bulk Plant	Terry	4/27/2015	\$1,251.77	\$39,070.92		Monitoring
20190617J	1502331	4393	Noons 436	Kalispell	9/6/2005	\$3,587.79	\$103,470.80		Miscellaneous
20190617K	2405517	482	Amies Gas and Tire Center Inc	Ronan	4/12/1996	\$167.60	\$246,160.47		Miscellaneous
20190617L	4405097	890	Pit Stop 23	Forsyth	11/4/1992	\$2,678.71	\$105,537.61		Mobilization
20190617M	3209722	4280	Fort Lolo Hot Springs	Lolo	5/4/2005	\$2,375.40	\$564,115.65		Monitoring
20190617N	3203617	4769	Swan Valley Centre	Condon	1/21/2010	\$234.32	\$260,750.64		Miscellaneous
20190617O	1503151	4118	Oles Country Store 5	Kalispell	10/1/2002	\$1,778.55	\$51,379.30		Mobilization
20190617P	6015311	5242	Mountain View Coop	Black Eagle	5/7/2018	\$3,539.75	\$63,222.38		Fieldwork
20190618A	4611342	4615	Herman Oil Inc Homestead	Homestead	2/18/2014	\$2,005.00	\$612,905.29		Laboratory Analysis w/fee
20190618B	5313598	4333	Former Mikes Muffler	Glasgow	2/15/2005	\$960.00	\$279,399.85		Laboratory Analysis w/fee
20190621A	802363	2032	Chouteau County Dist 1 Shop	Big Sandy	2/22/2000	\$1,808.50	\$32,777.00		Report
20190621E	5606960	2660	Heights Conoco 13	Billings	12/23/1995	\$6,027.80	\$166,302.85		Laboratory Analysis w/fee

Tuesday, June 25, 2019

Page 1 of 2

Payment Reports _ Weekly Reimbursement by Date

Claim ID	Facility ID	Release ID	Facility Name	City	Initial Claim	Reimbursement	Cumulative Reimb	Adjustments	Task Description
20190327B	1501680	3612	Valcon Distributing	Kalispell	8/18/1999	\$1,799.29	\$491,785.60	\$625.42	Laboratory Analysis w/fee

24 claims in the report

Total Reimbursement: \$94,354.25

Reviewed for Reimbursement by:

[Handwritten Signature]

Date

6/28/2019

Approved for Reimbursement by:

[Handwritten Signature]

Date

7/1/2019



Petroleum Tank Release Compensation Board

Weekly Reimbursement Summary for 7/17/2019

Org Unit: 993050

Account: 67201

Claim ID	Facility ID	Release ID	Facility Name	City	Initial Claim	Reimbursement	Cumulative Reimb	Adjustments	Task Description
20181116C	1108061	3375	Holiday Stationstore 271	Glendive	4/24/1998	\$17,951.89	\$76,990.37	\$1,963.25	Well Installation
20190115D	5304210	1588	Eds Sinclair Service	Glasgow	5/14/1993	\$6,137.50	\$138,380.37		Report
20190201A	1108663	1479	Norm & Rays Car Truckstop Inc	Glendive	10/7/1993	\$910.00	\$305,708.76		Project Management
20190517A	2705733	213	Troy Service Center Chevron	Troy	3/1/1990	\$6,633.05	\$401,776.43	\$546.92	Fieldwork
20190610E	3406686	1790	Park Farmers Coop	Wilsall	6/15/1998	\$8,404.95	\$168,029.83	\$20.00	Laboratory Analysis w/fee
20190612D	2002190	3764	Winninghoff Motors Inc	Philipsburg	6/21/2000	\$11,712.74	\$122,348.41	\$17.50	Laboratory Analysis w/fee
20190617D	705958	2478	Chucks Exxon	Great Falls	10/21/1997	\$8,347.13	\$400,977.57		Laboratory Analysis w/fee
20190617E	704772	4325	Rapley Property	Great Falls	11/21/2007	\$9,951.31	\$392,119.65		Laboratory Analysis w/fee
20190617I	1804137	3424	Ben Taylor Inc	Cut Bank	5/17/1999	\$2,278.85	\$478,059.76		Monitoring
20190619A	5600627	5138	Express Way	Huntley	1/17/2019	\$3,913.08	\$17,873.08	\$3,552.02	Laboratory Analysis w/fee
20190624A	4708591	955	Lyons Motor Inc	Butte	3/31/1992	\$903.75	\$275,776.10		Work Plan
20190701A	5606973	1666	William Daum Ranch	Pryor	7/15/1993	\$2,292.75	\$91,574.72		Well Abandonment
20190701D	9995118	4835	CarQuest Store	Havre	3/25/2013	\$2,416.00	\$195,527.73		Rem Sys Install
20190703A	306483	4252	Andys Exxon	Chinook	4/5/2004	\$6,036.23	\$338,879.81	\$31.51	Laboratory Analysis w/fee
14 claims in the report					Total Reimbursement: \$87,889.23				

Reviewed for Reimbursement by:

Date

7/22/2019

Approved for Reimbursement by:

Date

7/24/2019

Tuesday, July 16, 2019

Payment Reports _ Weekly Reimbursement by Date



Petroleum Tank Release Compensation Board

Weekly Reimbursement Summary for 7/24/2019

Org Unit: 993050

Account: 67201

Claim ID	Facility ID	Release ID	Facility Name	City	Initial Claim	Reimbursement	Cumulative Reimb	Adjustments	Task Description
20190318A	2100131	3589	Northern Tire Buff N Shine	Havre	6/7/1999	\$1,267.50	\$151,675.02		Work Plan
20190411I	2508706	3373	Town Pump Inc Helena 1	Helena	10/23/1998	\$696.00	\$259,216.91		Work Plan
20190523B	5600503	3189	Conomart Superstore 4	Billings	11/23/1998	\$5,911.15	\$68,355.18		Laboratory Analysis w/fee
20190621F	5608304	2624	Midland Electric Co	Billings	9/18/1995	\$4,034.80	\$24,332.82		Report
20190621G	5600134	4480	Johnson Ford	Laurel	7/6/2006	\$4,234.70	\$17,031.65	\$4,234.70	Laboratory Analysis w/fee
20190705C	4703007	2692	Office Stop	Butte	10/11/1995	\$2,043.93	\$97,416.78		Laboratory Analysis w/fee
20190705D	9995118	4835	CarQuest Store	Havre	3/25/2013	\$30,966.83	\$226,494.56		Well Installation
20190705E	1609999	2362	Four Wheel Drive Products Inc	Bozeman	6/23/1995	\$15,177.56	\$568,555.02	\$45.00	Rem Sys Removal
20190705F	205561	4058	Fox Service Center	Hardin	1/12/2004	\$2,960.63	\$724,345.28		Report
20190708B	702988	3533	Pro Lube 2	Great Falls	8/7/2001	\$1,500.00	\$22,856.89		Report
20190708C	5003596	1469	Mountain View Coop Fairfield	Fairfield	9/27/1994	\$659.66	\$235,866.55	\$10.02	Monitoring
20190708D	5003596	4385	Mountain View Coop Fairfield	Fairfield	3/8/2013	\$659.66	\$52,853.94	\$10.02	monitoring
20190708E	6015014	4435	Superior Lube	Havre	10/7/2005	\$6,172.95	\$408,294.12	\$36.00	Laboratory Analysis w/fee
20190712A	9995156	5029	Community Oil Co	Reserve	10/7/2016	\$5,672.40	\$67,927.44		Monitoring
20190716A	5405552	719	Bobs Chevron	Harlowton	1/16/1992	\$1,790.41	\$68,492.59		Monitoring
20190717A	5313598	4333	Former Mikes Muffler	Glasgow	2/15/2005	\$3,036.32	\$282,436.17		Mobilization
20190717B	1711117	902	6 Ds Inc	Jordan	2/28/1992	\$4,263.84	\$230,770.56		Mobilization
20190718A	110034	5219	Co Op Supply	Dillon	5/29/2019	\$2,087.53	\$9,129.18	\$2,107.52	Survey
18 claims in the report				Total Reimbursement: \$93,135.87					

Friday, July 26, 2019

Payment Reports _ Weekly Reimbursement by Date

Claim ID	Facility ID	Release ID	Facility Name	City	Initial Claim Reimbursement	Cumulative Reimb	Adjustments	Task Description
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Reviewed for Reimbursement by: *Frank Reed*

Date *7/30/2019*

Approved for Reimbursement by: *Jay Wadawath*

Date *8/1/19*



Petroleum Tank Release Compensation Board

Claims Denied Between 01/01/2018 and 08/07/2019 and Not Ratified

Facility ID/Alt ID: 5112333 / 51-12333 **Facility Name:** Shelby, Standard Oil Co

<i>ClaimID</i>	<i>Release ID</i>	<i>Amount</i>	<i>Date Denied</i>	<i>Reason Denied</i>
20160229A_CA	1435	\$28,000.00	7/2/2019	Documentation of expenses has not been provided. Claim was not submitted with substantiating documents in the form and manner required by the Board (75-11-309(1)(h)(i), MCA.)

Total: \$28,000.00

Facility ID/Alt ID: 5605861 / 56-05861 **Facility Name:** Billings, Pelican Oil Inc

<i>ClaimID</i>	<i>Release ID</i>	<i>Amount</i>	<i>Date Denied</i>	<i>Reason Denied</i>
20190612A	1270	\$1,600.50	7/2/2019	Costs withdrawn per request of Tetra Tech in email dated 7/1/2019.

Total: \$1,600.50

<i>ClaimID</i>	<i>Release ID</i>	<i>Amount</i>	<i>Date Denied</i>	<i>Reason Denied</i>
20190612B	3799	\$1,600.50	7/2/2019	Costs withdrawn per request of Tetra Tech in email dated 7/1/2019.

Total: \$1,600.50

Grand Total: **\$31,201.00**

TOTAL NUMBER OF CLAIMS FOR THIS REPORT: 3

Reviewed By: *Terry Waldsworth* Date: *8/13/2019*
 Board Approval By: _____ Date: _____

[Back to Agenda](#)

CLAIMS OVER \$25,000.00 *
August 26, 2019

Facility Name Location	Facility-Release ID#	Claim#	Claimed Amount	Adjustments	Penalty	Co-pay	**Estimated Reimbursement
Flying J Inc Miles City	908661-4365	20190408B	\$34,983.85	\$207.92	-0-	-0-	\$34,775.93
West Shore Harbor Inc (Lakeside Marina) Lakeside	1510599-5290	20190530A	\$28,942.09	-0-	-0-	\$14,471.04	\$14,471.05
Butte School Dist 1 Bus Barn Butte	4701980-1058	20190610F	\$36,575.71	-0-	-0-	-0-	\$36,575.71
Cenex Harvest States Miles City	907083-2938	20190617H	\$28,799.60	-0-	-0-	-0-	\$28,799.60
Village Pump Virginia City	2805399-5137	20190705A	\$55,372.33	\$554.70	-0-	-0-	\$54,817.63
Total			\$184,673.58				\$169,439.92

* In accordance with Board delegation of 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.

Reviewed for Reimbursement by: *Zany Wadsworth* Date *8/13/2019*

Board Approval by: _____ Date _____



Petroleum Tank Release Compensation Board

PO Box 200902 Helena, MT 59620 -0902 (406)444-9710 Website <http://deq.mt.gov/DEQAdmin/pet>

July 25, 2019

FJ Management - Remittance (OWNER)

Stephanie Cotton

185 S State St Ste 1300

Salt Lake City, UT 84111

Location Miles City

Facility ID 908661

Facility Name Flying J Inc - Miles City

SUBJECT: Recommended Adjustment(s) to Claim for Reimbursement

The Board staff has proposed the following adjustment(s) to this claim and has temporarily suspended it to allow an opportunity for you to comment on the proposed adjustment(s). Review the adjustments and contact me by phone or email within 14 calendar days of this date to discuss the specifics of any issue(s) you may have with the adjustment(s). After 14 days, the suspended claim will be released for processing.

If the adjustment can't be resolved at the staff level, you may dispute the proposed adjustment(s) at the next Board meeting. Should this be necessary, please notify me via email so that I may request to have this matter placed on the agenda of the meeting. Once the Board has made a determination, any dispute will be conducted according to Montana Code Annotated and compliant with the Montana Administrative Procedures Act.

Claim ID: 20190408B

Release ID: 4365

Ordinal: 15

Claim Amount: \$34,983.85

Reimbursement To-date: \$425,065.72

Adjustments:

<u>Action</u>	<u>Amount</u>	<u>Comment</u>
Reduced	\$2.62	Postage for mailing work plan disallowed (ARM 17.58.342(2)(a)).
Reduced	\$205.30	Markup on HazTech's invoice reduced to maximum allowed (ARM 17.58.342(3)(c)).

Total Adjustment \$207.92

If you have any questions please contact me at (406) 444-9716 or via email reaton@mt.gov.

Sincerely,

Ross Eaton
Fund Cost Specialist

20190408B

**MONTANA PETROLEUM TANK RELEASE COMPENSATION BOARD
CLAIM FOR REIMBURSEMENT -CORRECTIVE ACTION
FORM 3**

Claims should be submitted upon completion of a task or tasks of a Department of Environmental Quality corrective action plan for a **single** petroleum release. A **separate claim form is required for each release**. Please review the [Form 3 Instructions](#) before completing this form. If you require assistance, contact Janet Adolph at 406-444-9714 or e-mail jaadolph@mt.gov.

1. Facility and Petroleum Release Information	
Name of Facility:	Flying J Inc - Miles City
Street Address:	Exit 141 & Interstate 94
City:	Miles City, MT 59301
DEQ Facility Identification Number:	908661
DEQ Petroleum Release Number: (only one release #)	4365

RECEIVED

APR 8 2019

Petroleum Tank Release
Compensation Board

2. Owner – Name and Address	3. Operator – Name and Address	4. Payable to: – Name and Address (Required)
FJ Management, Inc. 185 South State Street, Suite 1300 Salt Lake City, Utah 84111 Attn: Marney DeVroom Phone Number: 801 624-1257 Fax Number: Email Address: marney.devroom@flmgt.com Do you want to receive Email about this claim? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Same Attn: Phone Number: Fax Number: Email Address: Do you want to receive Email about this claim? Yes <input type="checkbox"/> No <input type="checkbox"/>	FJ Management, Inc. 185 South State Street, Suite 1300 Salt Lake City, Utah 84111 Attn: Marney DeVroom Phone Number: 801 624-1257 Fax Number: Email Address: marney.devroom@flmgt.com Do you want to receive Email about this claim? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

5. Claimant – Name and Address	6. Consultant – Name and Address	7. Any other person – Name and Address
	Johnston Leigh Inc. 6205 View Drive Park City, Utah 84098 Attn: Leigh Beem Phone Number: 801 726-6845 Fax Number: Email Address: leigh@johnstonleighinc.com Do you want to receive Email about this claim? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	

8. Total amount of this claim (including all page 2's):	\$34,983.85
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E-MAILED
4-9-19

9. Detail of Costs: This section must be completed for each corrective action plan (CAP).

Please review [Form 3 Instructions](#) for detailed information.

The work claimed must be in accordance with an approved DEQ CAP. **The costs of each different corrective action plan must be on a separate page 2. Multiple tasks may be submitted on a single claim.** Submit itemized invoices and other support documentation with this claim. (Additional copies of this page may be included in each claim.)

Corrective Action Plan (CAP): CAP ID # 10311 CAP Date: 7/25/2016

CAP Modification (Form 8) Date (s) _____

View the [Task Names](#) on our web site. Enter the PTRCB task number, task name, budget, amount claimed and corresponding invoice number(s) for each task in the table below. The PTRCB task number is assigned by the Board staff in the CAP Review Letter.

COMPLETED TASKS SUBMITTED FOR REIMBURSEMENT

Task Number	Task Name	Budget	Amount Claimed	Invoice Numbers
1	Work Plan	\$884.00	\$874.62	
2	Project Management	\$1,736.00	\$1,736.00	
3	Mobilization	\$1,539.90	\$1,189.44	
4	Fieldwork	\$1,728.00	\$688.00	
5	Equipment	\$208.00	\$0.00	
6	Survey	\$813.52	\$813.52	
7	Lodging/Per Diem	\$973.00	\$505.27	
8	Well Installation	\$7,740.34	\$7,527.36	
9	Monitoring	\$5,102.50	\$5,095.64	
10	Laboratory Analysis w/fee	\$16,560.00	\$11,400.00	
11	Report	\$2,455.00	\$2,392.00	
12	Report	\$1,430.00	\$1,336.00	
13	Report	\$1,430.00	\$1,426.00	
				RECEIVED
				APR 8 2016
				Petroleum Tank Release Compensation Board
Total		\$42,600.26	\$34,983.85	

10. Acknowledgement of Payment (Form 6) is required for each invoice. Refer to Section 10 of the instructions for acceptable proof of payment. Reimbursement will be issued and mailed to the party identified as Payee in Section 4 on page 1.

11. An Assent to Audit (Form 2) is required for each consultant, contractor, or subcontractor who has worked at the release site with billable labor charges.

12. Owner Certification: I certify under penalty of perjury that this submitted claim is for work that was actually completed; that the work performed was necessary to clean up the petroleum release at the facility identified in **Section 1**; that the cost of work for which reimbursement is sought is reasonable; and that to the best of my knowledge, all information herein provided is true and correct. **NOTE: If someone is submitting the claim on behalf of the owner/operator, skip Section 12 and complete Section 13. See the [Form 3 instructions](#).**

Owner/Operator Signature _____

Date _____

Typed Name of Owner/Operator _____

State of _____	RECEIVED
County of _____	APR 6 2019
Signed and Sworn before me on this day _____	by <u>Petroleum Tank Release Compensation Board</u>
Date	_____
(SEAL)	Notary Public
	Printed or typed
	Notary Public for the State of _____
	Residing at _____
	My Commission Expires _____

13. Claimant Certification: I certify under penalty of perjury that I am authorized to submit claims on behalf of the owner or operator for this release and the information on this claim form is true to the best of my knowledge. This claim is submitted for work that was actually completed.

Claimant Signature _____

Date 3/27/2019

Typed Name of Claimant Leigh Beem

State of <u>Utah</u>	
County of <u>Summit</u>	
Signed and Sworn before me on this day <u>3/27/2019</u>	by <u>Leigh Beem</u>
Date	_____
	Notary Public
	<u>Dalton Jones</u>
	Printed or typed
	Notary Public for the State of <u>Utah</u>
	Residing at <u>Park City</u>
	My Commission Expires <u>04-30-2022</u>

Submit this completed claim and supporting documents to the following address:
PETROLEUM TANK RELEASE COMPENSATION BOARD
PO BOX 200902, HELENA MT 59620-0902



Petroleum Tank Release Compensation Board

Work Plan Task Costs

Facility ID: 908661

FacilityName: Flying J Inc - Miles City

City: Miles City

Release ID: 4365

WP ID: 10311

WP Name: F-B-SB/WI/GWM

WP Complete:

WP Date: 07/25/2016

Task #	Task Name	Phase	Estimated Cost	Actual Cost	Balance	Comment
1	Work Plan	F	\$884.00	\$872.00	\$12.00	
2	Project Management	F	\$1,736.00	\$1,776.00	(\$40.00)	
3	Mobilization	F	\$1,539.90	\$1,189.44	\$350.46	
4	Fieldwork	F	\$1,728.00	\$648.00	\$1,080.00	
5	Equipment	F	\$208.00			
6	Survey	F	\$1,817.52	\$813.52	\$1,004.00	
7	Lodging/Per Diem	F	\$973.00	\$505.27	\$467.73	
8	Well Installation	F	\$7,740.34	\$7,322.06	\$418.28	
9	Monitoring	F	\$5,102.50	\$5,071.00	\$31.50	
10	Laboratory Analysis w/fee	F	\$16,560.00	\$11,424.64	\$5,135.36	
11	Report	F	\$2,455.00	\$2,392.00	\$63.00	
12	Report	F	\$1,430.00	\$1,336.00	\$94.00	
13	Report	F	\$1,430.00	\$1,426.00	\$4.00	
Total:			\$43,604.26	\$34,775.93	\$8,828.33	

20190530A

**MONTANA PETROLEUM TANK RELEASE COMPENSATION BOARD
CLAIM FOR REIMBURSEMENT – CORRECTIVE ACTION
FORM 3**

Claims should be submitted upon completion of a task or tasks of a Department of Environmental Quality corrective action plan for a **single** petroleum release. **A separate claim form is required for each release.** Please review the Form 3 Instructions before completing this form. If you require assistance, contact Janet Adolph at 406-444-9714 or e-mail jaadolph@mt.gov.

1. Facility and Petroleum Release Information	
Name of Facility:	Lakeside Marina RECEIVED
Street Address:	7135 US Highway 93 South MAY 30 2019
City:	Lakeside
DEQ Facility Identification Number:	15-10599 Petroleum Tank Release Compensation Board
DEQ Petroleum Release Number: (only one release #)	5290

2. Owner – Name and Address	3. Operator – Name and Address	4. Payable to: – Name and Address (Required)
Eagle's Crest Marina LLC		Applied Water Consulting
7135 US Highway 93 South		P.O. Box 7667
Lakeside, MT 59922		Kalispell, MT 59904
Attn: Trevor Shaefer	Attn:	Attn: Roger Noble
Phone Number: (406) 250-3365	Phone Number:	Phone Number: (406) 756-2550
Fax Number:	Fax Number:	Fax Number: (406) 756-0527
Email Address: trevor@lakesideclub.com	Email Address:	Email Address: roger@appliedwater.net
Do you want to receive Email about this claim? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Do you want to receive Email about this claim? Yes <input type="checkbox"/> No <input type="checkbox"/>	Do you want to receive Email about this claim? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

5. Claimant – Name and Address	6. Consultant – Name and Address	7. Any other person – Name and Address
Applied Water Consulting		Applied Water Consulting
P.O. Box 7667		P.O. Box 7667
Kalispell, MT 59904		Kalispell, MT 59904
Attn: Roger Noble	Attn:	Attn: Lisa Johnson
Phone Number: (406) 756-2550	Phone Number:	Phone Number: (406) 756-2550
Fax Number: (406) 756-0527	Fax Number:	Fax Number: (406) 756-0527
Email Address: roger@appliedwater.net	Email Address:	Email Address: lisa@appliedwater.net
Do you want to receive Email about this claim? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Do you want to receive Email about this claim? Yes <input type="checkbox"/> No <input type="checkbox"/>	Do you want to receive Email about this claim? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

8. Total amount of this claim (including all page 2's):	\$28,924.09
--	-------------

E-MAILED
5-31-19

12. Owner Certification: I certify under penalty of perjury that this submitted claim is for work that was actually completed; that the work performed was necessary to clean up the petroleum release at the facility identified in Section 1; that the cost of work for which reimbursement is sought is reasonable; and that to the best of my knowledge, all information herein provided is true and correct. NOTE: If someone is submitting the claim on behalf of the owner/operator, skip Section 12 and complete Section 13. See the Form 3 instructions.

Owner/Operator Signature

Date

Typed Name of Owner/Operator

State of _____

County of _____

Signed and Sworn before me on this day _____ by _____
Date

(SEAL)

RECEIVED
MAY 30 2019
Petroleum Tank Release Compensation Board

Notary Public

Printed or typed

Notary Public for the State of _____
Residing at _____
My Commission Expires _____

13. Claimant Certification: I certify under penalty of perjury that I am authorized to submit claims on behalf of the owner or operator for this release and the information on this claim form is true to the best of my knowledge. This claim is submitted for work that was actually completed.

Roger A. Noble
Claimant Signature

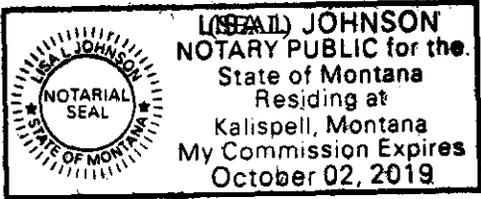
May 24, 2019
Date

Roger A. Noble
Typed Name of Claimant

State of Montana

County of Flathead

Signed and Sworn before me on this day May 24, 2019 by Roger A. Noble
Date



Lisa L. Johnson
Notary Public
Lisa L. Johnson

Printed or typed

Notary Public for the State of Montana
Residing at Kalispell
My Commission Expires 10/02/2019

Submit this completed claim and supporting documents to the following address:
PETROLEUM TANK RELEASE COMPENSATION BOARD
PO BOX 200902, HELENA MT 59620-0902



Petroleum Tank Release Compensation Board

Work Plan Task Costs

Facility ID: 1510599 **FacilityName:** West Shore Harbor Inc (Lakeside Marina) **City:** Lakeside

Release ID: 5290 **WP ID:** 716833753 **WP Name:** C-B-SR **WP Complete:** **WP Date:** 01/07/2019

Task #	Task Name	Phase	Estimated Cost	Actual Cost	Balance	Comment
1	Work Plan	C	\$1,029.50			
2	Project Management	C	\$1,889.25			
3	Mobilization	C	\$719.00			
4	Fieldwork	C	\$2,843.00			
5	Equipment	C	\$744.50			
6	Soil Removal	C	\$41,053.42	\$28,942.09	\$12,111.33	
7	Soil Removal	C	\$9,353.08			
8	Miscellaneous	C	\$1,284.00			
9	Miscellaneous	C	\$1,200.00			
10	Miscellaneous	C	\$1,875.00			
11	Laboratory Analysis w/fee	C	\$3,505.00			
12	Report	C	\$3,712.75			
13	Report	C	\$1,200.00			
Total:			\$70,408.50	\$28,942.09	\$41,466.41	

20190610F

**MONTANA PETROLEUM TANK RELEASE COMPENSATION BOARD
CLAIM FOR REIMBURSEMENT –CORRECTIVE ACTION
FORM 3**

Claims should be submitted upon completion of a task or tasks of a Department of Environmental Quality corrective action plan for a **single** petroleum release. **A separate claim form is required for each release.** Please review the **Form 3 Instructions** before completing this form. If you require assistance, contact Janet Adolph at 406-444-9714 or e-mail jaadolph@mt.gov.

1. Facility and Petroleum Release Information	
Name of Facility:	Butte School Dist 1 Bus Barn
Street Address:	1220 E Front St
City:	Butte, MT 59701
DEQ Facility Identification Number:	4701980
DEQ Petroleum Release Number: (only one release #)	1058 Eligible

RECEIVED

JUN 10 2019

Petroleum Tank Release
Compensation Board

2. Owner – Name and Address		3. Operator – Name and Address		4. Payable to: – Name and Address (Required)	
Butte School Dist 1		same as 2		same as 2	
1220 E Front St					
Butte, MT 59701					
Attn:	Dennis Clague	Attn:		Attn:	
Phone Number:	406-533-2503	Phone Number:		Phone Number:	
Fax Number:	406-533-2525	Fax Number:		Fax Number:	
Email Address:	claguedj@bsd1.org	Email Address:		Email Address:	
Do you want to receive Email about this claim?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Do you want to receive Email about this claim?	Yes <input type="checkbox"/> No <input type="checkbox"/>	Do you want to receive Email about this claim?	Yes <input type="checkbox"/> No <input type="checkbox"/>

5. Claimant – Name and Address		6. Consultant – Name and Address		7. Any other person – Name and Address	
Same as 2		Water & Environmental Technologies			
		480 E Park St			
		Butte, MT 59701			
Attn:		Attn:	Laura Surratt	Attn:	
Phone Number:		Phone Number:	782-5220	Phone Number:	
Fax Number:		Fax Number:		Fax Number:	
Email Address:		Email Address:	lsurratt@waterenvtech.com	Email Address:	
Do you want to receive Email about this claim?	Yes <input type="checkbox"/> No <input type="checkbox"/>	Do you want to receive Email about this claim?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Do you want to receive Email about this claim?	Yes <input type="checkbox"/> No <input type="checkbox"/>

8. Total amount of this claim (including all page 2's):	\$36,575.71
--	-------------

6-17-19

1 20

9. Detail of Costs: This section must be completed for each corrective action plan (CAP).

Please review Form 3 Instructions for detailed information.

The work claimed must be in accordance with an approved DEQ CAP. The costs of each different corrective action plan must be on a separate page 2. Multiple tasks may be submitted on a single claim. Submit itemized invoices and other support documentation with this claim. (Additional copies of this page may be included in each claim.)

Corrective Action Plan (CAP): CAP ID # 10717 obl CAP Date: 10/13/2017 ok

CAP Modification (Form 8) Date (s) Includes work plan modification dated 9/26/2018

View the Task Names on our web site. Enter the PTRCB task number, task name, budget, amount claimed and corresponding invoice number(s) for each task in the table below. The PTRCB task number is assigned by the Board staff in the CAP Review Letter.

COMPLETED TASKS SUBMITTED FOR REIMBURSEMENT

Task Number	Task Name	Budget	Amount Claimed	Invoice Numbers
1	Work Plan	\$2,526.00	\$1,425.00	140
2	Project Management	\$7,581.00	\$2,528.75	140, 142
3	Mobilization	\$484.88	\$50.00	140
4	Fieldwork	\$4,702.50		
5	Equipment	\$240.00	\$160.00	140
6	Survey	\$3,713.97	\$2,889.00	140
7	Miscellaneous	\$1,556.85		
8	Soil Borings	\$6,290.00		
9	Miscellaneous	\$8,426.25		
10	Miscellaneous	\$0.00		
11	Laboratory Analysis w/fee	\$8,328.50	\$3,955.50	142
12	Report	\$3,751.00	\$3,458.75	140, 142
13	Well Installation	\$22,210.50	\$17,933.71	140, 142
14	Survey	\$1,675.00	\$1,030.00	142
15	Miscellaneous	\$1,610.00	\$1,605.00	140, 142
16	Monitoring	\$1,800.00	\$1,540.00	142
				RECEIVED
				JUN 10 2019
				Petroleum Tank Release Compensation Board
Total		\$74,896.45	\$36,575.71	

modified budget

10. Acknowledgement of Payment (Form 6) is required for each invoice. Refer to Section 10 of the instructions for acceptable proof of payment. Reimbursement will be issued and mailed to the party identified as Payee in Section 4 on page 1.

11. An Assent to Audit (Form 2) is required for each consultant, contractor, or subcontractor who has worked at the release site with billable labor charges.

12. Owner Certification: I certify under penalty of perjury that this submitted claim is for work that was actually completed; that the work performed was necessary to clean up the petroleum release at the facility identified in **Section 1**; that the cost of work for which reimbursement is sought is reasonable; and that to the best of my knowledge, all information herein provided is true and correct. **NOTE: If someone is submitting the claim on behalf of the owner/operator, skip Section 12 and complete Section 13. See the Form 3 instructions.**

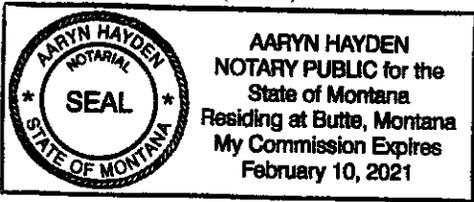
[Signature]
Owner/Operator Signature

5/14/19
Date

Dennis Clague
Typed Name of Owner/Operator

State of Montana
County of Silver Bow
Signed and Sworn before me on this day May 14, 2019 by Dennis Clague
Date

(SEAL)



[Signature]
Notary Public
Aaryn Hayden
Printed or typed
Notary Public for the State of _____
Residing at Butte, Montana
My Commission Expires 02-10-21

13. Claimant Certification: I certify under penalty of perjury that I am authorized to submit claims on behalf of the owner or operator for this release and the information on this claim form is true to the best of my knowledge. This claim is submitted for work that was actually completed.

Claimant Signature

Date

Typed Name of Claimant

RECEIVED
JUN 10 2019
Petroleum Tank Release
Compensation Board

State of _____
County of _____
Signed and Sworn before me on this day _____ by _____
Date

(SEAL)

Notary Public

Printed or typed
Notary Public for the State of _____
Residing at _____
My Commission Expires _____

Submit this completed claim and supporting documents to the following address:
PETROLEUM TANK RELEASE COMPENSATION BOARD
PO BOX 200902, HELENA MT 59620-0902



Petroleum Tank Release Compensation Board

Work Plan Task Costs

Facility ID: 4701980 **FacilityName:** Butte School Dist 1 Bus Barn **City:** Butte
Release ID: 1058 **WP ID:** 10717 **WP Name:** R-B-LIF/WI/GWM **WP Complete:** **WP Date:** 10/13/2017

Task #	Task Name	Phase	Estimated Cost	Actual Cost	Balance	Comment
1	Work Plan	R	\$2,526.00	\$2,520.00	\$6.00	
2	Project Management	R	\$7,581.00	\$5,720.75	\$1,860.25	
3	Mobilization	R	\$484.88	\$468.53	\$16.35	
4	Fieldwork	R	\$4,702.50	\$4,702.50	\$0.00	
5	Equipment	R	\$240.00	\$240.00	\$0.00	
6	Survey	R	\$3,713.97	\$3,713.97	\$0.00	
7	Miscellaneous	R	\$1,556.85	\$1,556.85	\$0.00	
8	Soil Borings	R	\$6,290.00	\$6,290.00	\$0.00	
9	Miscellaneous	R	\$8,426.25	\$8,426.25	\$0.00	
10	Miscellaneous	R	\$0.00			
11	Laboratory Analysis w/fee	R	\$8,328.50	\$4,494.00	\$3,834.50	
12	Report	R	\$3,751.00	\$3,707.75	\$43.25	
13	Well Installation	R	\$22,210.50	\$17,933.71	\$4,276.79	
14	Survey	R	\$1,675.00	\$1,030.00	\$645.00	
15	Miscellaneous	R	\$1,610.00	\$1,605.00	\$5.00	
16	Monitoring	R	\$1,800.00	\$1,540.00	\$260.00	
Total:			\$74,896.45	\$63,949.31	\$10,947.14	

20190617H



**MONTANA PETROLEUM TANK RELEASE COMPENSATION BOARD
CLAIM FOR REIMBURSEMENT –CORRECTIVE ACTION
FORM 3**

Claims should be submitted upon completion of a task or tasks of a Department of Environmental Quality corrective action plan for a **single** petroleum release. A **separate claim form is required for each release**. Please review the **Form 3 Instructions** before completing this form. If you require assistance, contact Janet Adolph at 406-444-9714 or e-mail jaadolph@mt.gov.

1. Facility and Petroleum Release Information	
Name of Facility:	Cenex Harvest States
Street Address:	301 Main Street RECEIVED
City:	Miles City, MT 59301 JUN 17 2019
DEQ Facility Identification Number:	907083
DEQ Petroleum Release Number: (only one release #)	2938 Petroleum Tank Release Compensation Board

2. Owner – Name and Address		3. Operator – Name and Address		4. Payable to: – Name and Address (Required)	
Cenex Harvest States				West Central Environmental Consultants, Inc.	
763 Willoughby Lane				P.O. Box 594	
Stevensville, MT 59870				Morris, MN 56267	
Attn:	Jerry Eide	Attn:		Attn:	Sheldon Giese
Phone Number:	406-777-0114	Phone Number:		Phone Number:	320-589-2039
Fax Number:	406-777-0260	Fax Number:		Fax Number:	320-589-2814
Email Address:	jerry.eide@chsinc.com	Email Address:		Email Address:	giesesh@wcec.com
Do you want to receive Email about this claim?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Do you want to receive Email about this claim?	Yes <input type="checkbox"/> No <input type="checkbox"/>	Do you want to receive Email about this claim?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>

5. Claimant – Name and Address		6. Consultant – Name and Address		7. Any other person – Name and Address	
West Central Environmental Consultants, Inc.		West Central Environmental Consultants, Inc.			
P.O. Box 594		1030 South Avenue West			
Morris, MN 56267		Missoula, MT 59081			
Attn:	Kathy Wevley	Attn:	James E. Rolle	Attn:	
Phone Number:	320-589-2039	Phone Number:	406-549-8487	Phone Number:	
Fax Number:	320-589-281	Fax Number:	406-549-8490	Fax Number:	
Email Address:	kwevley@wcec.com	Email Address:	jrolle@wcec.com	Email Address:	
Do you want to receive Email about this claim?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Do you want to receive Email about this claim?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Do you want to receive Email about this claim?	Yes <input type="checkbox"/> No <input type="checkbox"/>

8. Total amount of this claim (including all page 2's):	\$28,799.60
--	-------------

6-19-19

125

12. Owner Certification: I certify under penalty of perjury that this submitted claim is for work that was actually completed; that the work performed was necessary to clean up the petroleum release at the facility identified in Section 1; that the cost of work for which reimbursement is sought is reasonable; and that to the best of my knowledge, all information herein provided is true and correct. **NOTE: If someone is submitting the claim on behalf of the owner/operator, skip Section 12 and complete Section 13. See the Form 3 instructions.**

Owner/Operator Signature _____

Date _____

Typed Name of Owner/Operator _____

State of _____

RECEIVED

County of _____

JUN 17 2019

Signed and Sworn before me on this day _____ Date

by _____

(SEAL)

**Petroleum Tank Release
Compensation Board**

Notary Public _____

Printed or typed _____

Notary Public for the State of _____

Residing at _____

My Commission Expires _____

13. Claimant Certification: I certify under penalty of perjury that I am authorized to submit claims on behalf of the owner or operator for this release and the information on this claim form is true to the best of my knowledge. This claim is submitted for work that was actually completed.

Kathy Wevley
Claimant Signature _____

6-14-19
Date _____

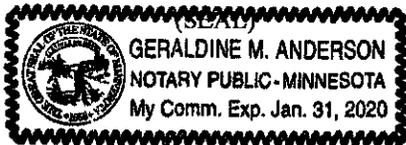
Kathy Wevley
Typed Name of Claimant _____

State of Minnesota

County of Stevens

Signed and Sworn before me on this day 6-14-19 Date

by Kathy Wevley



Geraldine M. Anderson
Notary Public _____

Geraldine M. Anderson

Printed or typed _____

Notary Public for the State of Minnesota

Residing at Morris, Minnesota

My Commission Expires January 31, 2020

Submit this completed claim and supporting documents to the following address:
PETROLEUM TANK RELEASE COMPENSATION BOARD
PO BOX 200902, HELENA MT 59620-0902



Petroleum Tank Release Compensation Board

Work Plan Task Costs

Facility ID: 907083

FacilityName: Cenex Harvest States

City: Miles City

Release ID: 2938

WP ID: 10903

WP Name: C-B-SVE/AS/GWM

WP Complete:

WP Date: 09/21/2018

Task #	Task Name	Phase	Estimated Cost	Actual Cost	Balance	Comment
1	Work Plan	C	\$1,830.00	\$1,830.00	\$0.00	
2	Project Management	C	\$4,350.00	\$3,211.25	\$1,138.75	
3	Mobilization	C	\$13,870.00	\$5,670.00	\$8,200.00	
4	Rem Sys Modification/Repair	C	\$22,439.20	\$18,256.29	\$4,182.91	
5	Rem Sys Op & Maint	C	\$3,471.20			
6	Well Installation	C	\$17,455.00	\$17,455.00	\$0.00	
7	Miscellaneous	C	\$8,400.00	\$2,050.20	\$6,349.80	
8	Water Level Measurements	C	\$164.00			
9	Monitoring	C	\$1,638.00			
10	Lodging/Per Diem	C	\$5,916.00	\$3,829.53	\$2,086.47	
11	Laboratory Analysis w/fee	C	\$4,485.00	\$50.00	\$4,435.00	
12	Report	C	\$6,080.00			
13	Report	C	\$1,450.00			
Total:			\$91,548.40	\$52,352.27	\$39,196.13	



Petroleum Tank Release Compensation Board

PO Box 200902 Helena, MT 59620-0902 (406)444-9710 Website <http://deq.mt.gov/DEQAdmin/pet>

July 24, 2019

Montana Heritage Preservation & Dev. Commissi

Elijah Allen

300 Wallace St

Virginia City, MT 59755

Location

Virginia City

Facility ID

2805399

Facility Name

Village Pump Gas Station

SUBJECT: Recommended Adjustment(s) to Claim for Reimbursement

The Board staff has proposed the following adjustment(s) to this claim and has temporarily suspended it to allow an opportunity for you to comment on the proposed adjustment(s). Review the adjustments and contact me by phone or email within 14 calendar days of this date to discuss the specifics of any issue(s) you may have with the adjustment(s). After 14 days, the suspended claim will be released for processing.

If the adjustment can't be resolved at the staff level, you may dispute the proposed adjustment(s) at the next Board meeting. Should this be necessary, please notify me via email so that I may request to have this matter placed on the agenda of the meeting. Once the Board has made a determination, any dispute will be conducted according to Montana Code Annotated and compliant with the Montana Administrative Procedures Act.

Claim ID: 20190705A

Release ID: 5137

Ordinal: 4

Claim Amount: \$55,372.33

Reimbursement To-date: \$35,474.63

Adjustments:

<u>Action</u>	<u>Amount</u>	<u>Comment</u>
Denied	\$41.74	Fed Ex amount claimed will be resubmitted when Fed Ex invoice is available.
Reduced	\$66.59	Markup is not allowed on lab invoices.
Reduced	\$272.60	Tech III rate claimed exceeds the 2019 Weston Tech III rate allowed.
Reduced	\$77.92	Project management rate claimed exceeds the 2019 Weston Project Management rate allowed.
Reduced	\$91.65	Staff Scientist rate claimed exceeds the 2019 Weston Staff Scientist rate allowed.
Reduced	\$4.20	Project Coordinator rate claimed exceeds the 2019 Weston Project Coordinator rate allowed.

Total Adjustment \$554.70

If you have any questions please contact me at (406) 444-9717 or via email jadydan@mt.gov.

Sincerely,

JoAnne Adydan
Fund Cost Specialist

**MONTANA PETROLEUM TANK RELEASE COMPENSATION BOARD
CLAIM FOR REIMBURSEMENT –CORRECTIVE ACTION
FORM 3**

Claims should be submitted upon completion of a task or tasks of a Department of Environmental Quality corrective action plan for a **single** petroleum release. **A separate claim form is required for each release.** Please review the [Form 3 Instructions](#) before completing this form. If you require assistance, contact Janet Adolph at 406-444-9714 or e-mail jaadolph@mt.gov.

1. Facility and Petroleum Release Information	
Name of Facility:	Village Pump Gas Station
Street Address:	221 E Wallace St
City:	Virginia City, MT 59755-0338
DEQ Facility Identification Number:	24653 (2805399)
DEQ Petroleum Release Number: (only one release #)	5137 Eligible

RECEIVED

JUL 5 2019

Petroleum Tank Release Compensation Board

2. Owner – Name and Address	3. Operator – Name and Address	4. Payable to: – Name and Address (Required)
Montana Heritage Preservation Commission		Weston Solutions, Inc
300 Wallace Street		PO Box 536121
Virginia City, MT 59755		Pittsburgh, PA 15253-5903
Attn: Elijah Allen	Attn:	Attn: Brenda Lewis
Phone Number: 406-843-5247	Phone Number:	Phone Number: 224-864-7203
Fax Number:	Fax Number:	Fax Number:
Email Address: eallen@mt.gov	Email Address:	Email Address: B.Lewis@WestonSolutions.com
Do you want to receive Email about this claim? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Do you want to receive Email about this claim? Yes <input type="checkbox"/> No <input type="checkbox"/>	Do you want to receive Email about this claim? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

5. Claimant – Name and Address	6. Consultant – Name and Address	7. Any other person – Name and Address
Weston Solutions, Inc.		Montana DEQ
805 N. Last Chance Gulch		
Helena, MT 59601		
Attn: Owena Yang-Totorica	Attn:	Attn: Brandon Kingsbury
Phone Number: 210-308-4302	Phone Number:	Phone Number: 406-444-6547
Fax Number:	Fax Number:	Fax Number:
Email Address: owena.yang-totorica@westonsolutions.com	Email Address:	Email Address: bkingsbury@mt.gov
Do you want to receive Email about this claim? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Do you want to receive Email about this claim? Yes <input type="checkbox"/> No <input type="checkbox"/>	Do you want to receive Email about this claim? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

8. Total amount of this claim (including all page 2's):	\$55,372.33
--	-------------

E-MAILED
7-12-19

12. Owner Certification: I certify under penalty of perjury that this submitted claim is for work that was actually completed; that the work performed was necessary to clean up the petroleum release at the facility identified in **Section 1**; that the cost of work for which reimbursement is sought is reasonable; and that to the best of my knowledge, all information herein provided is true and correct. **NOTE: If someone is submitting the claim on behalf of the owner/operator, skip Section 12 and complete Section 13. See the [Form 3 instructions](#).**

Owner/Operator Signature

Date

Typed Name of Owner/Operator

State of _____	RECEIVED
County of _____	JUL 5 2019
Signed and Sworn before me on this day _____ Date	by _____ Petroleum Tank Release Compensation Board
(SEAL)	_____ Notary Public
	_____ Printed or typed
	_____ Notary Public for the State of
	_____ Residing at
	_____ My Commission Expires

13. Claimant Certification: I certify under penalty of perjury that I am authorized to submit claims on behalf of the owner or operator for this release and the information on this claim form is true to the best of my knowledge. This claim is submitted for work that was actually completed.

Claimant Signature

Date

Owena Yang-Totorica

Typed Name of Claimant

State of <u>Texas</u>	
County of <u>Bexar</u>	
Signed and Sworn before me on this day <u>06/20/19</u> Date	by <u>Owena Yang-Totorica</u>
(SEAL)	<u>Julie Mello</u> Notary Public
	Julie Mello
	_____ Printed or typed
	_____ Notary Public for the State of <u>Texas</u>
	_____ Residing at <u>San Antonio</u>
	_____ My Commission Expires <u>12/01/2021</u>

Submit this completed claim and supporting documents to the following address:

**PETROLEUM TANK RELEASE COMPENSATION BOARD
PO BOX 200902, HELENA MT 59620-0902**



Petroleum Tank Release Compensation Board

Work Plan Task Costs

Facility ID: 1510599 **FacilityName:** West Shore Harbor Inc (Lakeside Marina) **City:** Lakeside

Release ID: 5290 **WP ID:** 716833753 **WP Name:** C-B-SR **WP Complete:** **WP Date:** 01/07/2019

Task #	Task Name	Phase	Estimated Cost	Actual Cost	Balance	Comment
1	Work Plan	C	\$1,029.50			
2	Project Management	C	\$1,889.25			
3	Mobilization	C	\$719.00			
4	Fieldwork	C	\$2,843.00			
5	Equipment	C	\$744.50			
6	Soil Removal	C	\$41,053.42	\$28,942.09	\$12,111.33	
7	Soil Removal	C	\$9,353.08			
8	Miscellaneous	C	\$1,284.00			
9	Miscellaneous	C	\$1,200.00			
10	Miscellaneous	C	\$1,875.00			
11	Laboratory Analysis w/fee	C	\$3,505.00			
12	Report	C	\$3,712.75			
13	Report	C	\$1,200.00			
Total:			\$70,408.50	\$28,942.09	\$41,466.41	

[Back to Agenda](#)

Survey Monkey Results

Board Responsibility

Response *	Agenda Topic	Priority
There needs to be a discussion about how the board obtains actual unit costs for various parts of projects that are being completed. It appears that the "statistical" numbers being used are from work plan "cost estimates" vs the actual invoice that is produced. specifically, the cost for actual time for labor and equipment spent in the field by consultants and subcontractors. The future unit costs should be re-evaluated based on actual numbers vs cost estimates. Additionally, unit costs should take into consideration special circumstances on a site by site basis depending on site information		
Allowing DEQ to complete the review and advisement on any work related to cleanup. PTRCB staff should stay in their lanes of finance and allow DEQ to asses risk and advise cleanup decisions. Spending state collected funding on cleanup.		
Turn-around time for obligation letters to be issued after CAPs are provided. No allocation of funds for Health and Safety Plan Development (yet it is a requirement). No obligation of funds to cover billing costs and the associated Forms. PetroFund staff questioning DEQ-approved scientific approaches. This causes unnecessary delays and extends well outside the purview of the PetroFund's role.		
Following through on commitments to fund DEQ-requested work and pay in a timely manner on Obligated work, without inappropriate somewhat-technical detours initiated by the Executive Director.		
The board staff are not project managers and their role is not to make technical decisions on a Site. The purpose of a DEQ project manager is to provide the technical expertise, evaluate remediation alternatives, and recommend paths forward at Sites. We've seen PTRCB staff overstep their boundaries in many instances recently and make technical decisions at Sites without the technical background or expertise. Some of these decisions have been made in direct contrast to recommendations to the DEQ project manager.		
It appears that the Board is depending heavily on the comments from the executive director (ED). The ED works for the Board and not the other way around. When items are brought before the Board, if there is contention, the ED gets very defensive which in turn appears to affect the Board. The process to get something before the Board also appears to be murky and not timely. There doesn't appear to be consistency in decisions. The Board staff are reviewing technical information which is outside of their purview. The statistics that the ED is using to control costs is not a good model.		
PTRCB has not been consistent in implementing policies throughout its existence. Costs that historically have been considered 'reasonable and necessary' by DEQ Technical staff and that have been historically reimbursed, are now being questioned as to whether they are necessary by non-technical PTRCB staff.		
Board staff should not make technical decisions regarding a work plan. That function should be left to the Department. In the same vein, once the Department has made a recommendation, the Board staff should not be allowed to override it or deem it to be unnecessary or unreasonable.		

*The responses in this table are input as they were received. Please see Page 2 for condensed "Action Item" version.

Survey Monkey Results
Proposed Board Action Items

Issue	Proposed Action Item	Priority
<p><u>Process Documentation & Consistency</u> There are opportunities to provide a higher level of service with reimbursements and timeliness through process documentation and consistency.</p>	<p>Recommendation for action item would be to direct staff to create a table that establishes unit costs while allowing some variability for site specific conditions. Timeliness could be address by issuing board policy on timelines for PTRCB staff work products and holding staff accountable.</p>	
<p><u>Staying in Lanes</u> Better clarity in roles and responsibilities between PTRCB staff and DEQ staff will increase efficiency and effectiveness for stakeholders.</p>	<p>With or without a Legislative Audit Division review, the board should collaborate with DEQ to analyze processes and produce a Decision Tree/Flow Chart/Swim Lane process flow document to help guide PTC and PTRCB staff in their roles and responsibilities. This would include looking at existing processes and being open to opportunities for improvement. A Memorandum of Understanding (MOU) could also be created to memorialize agreed upon roles/processes/improvements.</p>	
<p><u>Executive Director (ED)</u> The Board has supervisory responsibility over the ED and the person in that position deserves regular feedback on their performance.</p>	<p>There is a 2003 Montana Department of Administration Job Profile for the Executive Director Classification as-well-as an agency “Performance Growth Matrix”. The Board should review these documents to ensure they are current and accurate expectations for the ED. Then, we must use them to communicate expectations and accountability.</p>	

[Back to Agenda](#)

PTRCB BUSINESS MEETING DATES for 2020

Subject: Proposed PTRCB Meeting Dates for 2020

<u>Agenda Closed*</u>	<u>Packet Mailing</u>	<u>Meeting Date</u>
January 8, 2020	January 15, 2020	January 27, 2020
March 11, 2020	March 18, 2020	March 30, 2020
May 20, 2020	May 27, 2020	June 8, 2020
July 28, 2020	August 5, 2020	August 17, 2020
October 21, 2020	October 28, 2020	November 9, 2020

REFERENCE:

§75-11-318(3), MCA – Powers and duties of Board

The Board shall meet at least quarterly for the purposes of reviewing and approving claims for reimbursement from the fund and conducting other business as necessary.

*Materials to be included in the Board’s packet must be received by the Board staff by this date.

BOARD ATTORNEY REPORT

PTRCB Case Status Report as of August 7, 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 remanded the case to the Board. At this time, we are waiting for a response from Cascade County on how they would wish to proceed, i.e., (1) informal contested case before the board, (2) additional arguments before the hearing examiner, (3) written decision from Board attorney, (4) mediation or settlement discussions.

Petroleum Tank Release Compensation Fund Budget Status Report Operating Statement June 30, 2019 <i>Including Fiscal Year End Adjustments</i>						
	Legislative Approp.	Standard Budget	Rev/Exp through 6/30/2019	Projected Rev/Exp	Total FY19 Projected Rev/Exp	Projected Fiscal Year End Balance
Revenues:						
MDT Fee Revenue Estimate	7,218,000	7,218,000	7,426,819	0	7,426,819	208,819
Estimated STIP interest earnings	1,500	77,500	85,499	0	85,499	7,999
Misc Revenue- Settlements	100,000	0	0	0	0	0
Total Revenues:	7,319,500	7,295,500	7,512,318	0	7,512,318	216,818
Expenditures:						
(Includes current year expenses only)						
Board						
Personal Services	354,974	354,923	390,279	0	390,279	(35,356)
Contracted Services	50,000	85,000	80,531	0	80,531	4,469
Contingent Contract Services	1,000,000	1,000,000	0	0	0	1,000,000
Operating	200,258	165,258	116,497	0	116,497	48,761
Subtotal	1,605,232	1,605,181	587,307	0	587,307	1,017,874
DEQ Regulatory						
Personal Services	1,006,667	1,005,976	1,094,401	0	1,094,401	(88,425)
Contracted Services	50,000	50,000	13,569	0	13,569	36,431
Operating & Transfers	483,228	483,228	345,774	0	345,774	137,454
Subtotal	1,539,895	1,539,204	1,453,744	0	1,453,744	85,460
Administrative Budget Remaining						1,103,334
Claims/Loan						
Regular Claim Payments	4,990,000	4,440,000	3,567,614	0	3,567,614	872,386
Accrual - FY19 for use in FY20		550,000	0	549,247	549,247	753
Loan Repayment (All loans paid in full)		0	0	0	0	0
Subtotal	4,990,000	4,990,000	3,567,614	549,247	4,116,861	873,139
Total Expenses:	8,135,127	8,134,385	5,608,665	549,247	6,157,913	1,976,472
Increase/(Decrease) of Revenues over Exp as of June 30, 2019			\$1,903,653	(\$549,247)	\$1,354,405	

Accrual Information	
Claims	
Accrued in FY2018 for use in FY2019	351,000
Total Payments	<u>326,702</u>
Accrual Balance - written off at FYE	24,298
Guarantee of Reimbursement (A Accruals)	
Accrued in FY2017 for reimbursement in FY2019	216,367
Accrued in FY2017 for reimbursement in FY2022	253,761
Accrued in FY18/19 for reimbursement in FY2022	181,870
Total Payments	<u>185,378</u>
Accrual Balance	466,621
Average Monthly Claims	
FY19 to 06/30/19 - Current Year Only	297,301
FY19 to 06/30/19 - Current Year + Accruals	339,974
Actual Claims Paid in FY 2019 (Current Year + FY 18 Accruals)	4,079,694

	Fund Balance	Cash Balance
Beginning Balance	2,836,781	2,410,421
Revenues	7,512,318	7,512,318
Legislative Special Session Transfer		
Expenditures (affecting balance)	<u>6,264,726</u>	6,109,477
Projected Balance at 6/30/19	4,084,373	3,813,262
Revenue		
Revenue & Transportation Interim Committee		
Revenue Estimate set 11/18/16 for FY19		6,943,000
Biennial Report Revenue Estimate for FY19		7,410,000
MDT FY19 Revenue Estimate		7,157,000
MDT FY19 Revenues Collected	104%	7,426,819
Settlements		
Settlements received during FY2019		0
Settlements received to date		2,511,687
At \$.0075 per gallon sold, the revenue collected this year is equivalent to 990.2 million gallons sold.		

Cash Flow Analysis - FY19

	Actual					
	July-18	August-18	September-18	October-18	November-18	December-18
Beginning Cash Balance	2,410,421.11	2,784,778.75	2,687,527.81	3,054,939.06	3,496,387.17	3,641,947.05
Revenue						
MDT Revenue (\$.0075/gallon)	640,739.00	676,321.00	766,613.00	769,315.47	636,565.00	642,507.00
STIP Earnings	0.00	4,417.53	5,292.22	5,102.85	6,596.45	6,921.98
Settlements						
Other Misc Revenue	0.00	0.00	0.00	0.00	0.00	0.00
Total Revenue	640,739.00	680,738.53	771,905.22	774,418.32	643,161.45	649,428.98
Expenditures						
Petro Board Claims	53,490.89	548,770.77	161,791.17	159,334.89	343,188.55	490,956.69
Petro Board Staff	24,260.49	41,490.93	42,307.77	43,050.14	40,285.52	63,968.04
Prior Year Adj & Accrual Payments	116,745.82	74,642.00	71,760.85	12,485.82	2,422.56	30,971.60
Legislative Special Session Transfer						
Remediation	71,884.16	113,085.77	128,634.18	118,099.36	111,704.94	151,299.83
Total Expenditures	266,381.36	777,989.47	404,493.97	332,970.21	497,601.57	737,196.16
Ending Cash Balance	2,784,778.75	2,687,527.81	3,054,939.06	3,496,387.17	3,641,947.05	3,554,179.87

Cash Flow Analysis - FY19

	Actual					
	January-19	February-19	March-19	April-19	May-19	June-19
Beginning Cash Balance	3,554,179.87	3,757,364.28	4,009,836.99	4,025,242.69	3,904,861.11	4,124,848.70
Revenue						
MDT Revenue (\$.0075/gallon)	570,627.00	536,617.55	557,101.00	499,160.00	564,786.00	566,467.00
STIP Earnings	7,340.79	7,795.61	7,848.24	8,624.98	8,400.46	17,157.65
Settlements						
Other Misc Revenue	0.00	0.00	0.00	0.00	0.00	0.00
Total Revenue	577,967.79	544,413.16	564,949.24	507,784.98	573,186.46	583,624.65
Expenditures						
Petro Board Claims	57,379.35	135,352.79	398,942.47	471,858.73	195,873.28	550,674.34
Petro Board Staff	33,153.28	41,445.11	41,213.39	45,171.06	45,287.31	125,674.00
Prior Year Adj & Accrual Payments	184,968.89	-25.37	0.00	1,003.10	0.00	5,836.74
Legislative Special Session Transfer Remediation	99,281.86	115,167.92	109,387.68	110,133.67	112,038.28	213,026.60
Total Expenditures	374,783.38	291,940.45	549,543.54	628,166.56	353,198.87	895,211.68
Ending Cash Balance	3,757,364.28	4,009,836.99	4,025,242.69	3,904,861.11	4,124,848.70	3,813,261.67

**Petroleum Tank Release Compensation Fund
Budget Status Report
Monthly Expenditure/Projection Summary
June 30, 2019**

8/8/2019
REPORT ITEM
INFORMATIONAL

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	557,101.00	499,160.00	564,786.00	566,467.00	7,426,819.02
	Stip Earnings		4,417.53	5,292.22	5,102.85	6,596.45	6,921.98	7,340.79	7,795.61	7,848.24	8,624.98	8,400.46	17,157.65	85,498.76
	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	564,949.24	507,784.98	573,186.46	583,624.65	7,512,317.78
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	31,276.86	30,732.91	30,278.83	52,027.62	390,279.24
	Contracted Services		1,674.00	385.10	4,578.55	1,025.16	8,232.18	-5,811.78	2,132.45	1,932.20	5,525.11	6,006.00	54,852.14	80,531.11
	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	8,004.33	8,913.04	9,002.48	18,794.24	116,496.69
	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	41,213.39	45,171.06	45,287.31	125,674.00	587,307.04
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	398,942.47	471,858.73	195,873.28	550,674.34	3,567,613.92
	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	398,942.47	471,858.73	195,873.28	550,674.34	3,567,613.92
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	85,812.65	85,547.87	86,850.34	149,477.78	1,094,400.95
	Contracted Services		1,210.21	918.92	294.80	2,389.05	317.58	585.12	1,366.05	798.87	424.56	857.42	4,406.24	13,568.82
	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	22,776.16	24,161.24	24,330.52	59,142.58	345,774.48
	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	109,387.68	110,133.67	112,038.28	213,026.60	1,453,744.25
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	549,543.54	627,163.46	353,198.87	889,374.94	5,608,665.21
PRIOR YEAR EXPENDITURES		73.98	815.52	0.00	-2.80			-634.38	-25.37		-2,480.37			-2,253.42
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	549,543.54	624,683.09	353,198.87	889,374.94	5,606,411.79
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	150,601.07	155,304.73	157,325.59	338,700.60	2,041,051.29
Claims Accrual Payments		121,846.16	72,879.28	79,206.03	5,219.40	2,422.56	30,971.60	0.00	0.00	0.00	4,870.37	0.00	9,286.76	326,702.16
Guarantee of Reimbursement (A Accruals)								185,377.76						185,377.76
PROJECTION SUMMARY														
REVENUE														
	MDT Fees													0.00
	Stip Earnings													0.00
	TOTAL REVENUE PROJECTED	0.00	0.00											
BOARD														
	Personal Services													0.00
	Contracted Services													0.00
	Contingent Contract Services													0.00
	Operating													0.00
	Subtotal	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
CLAIMS														
	Regular CY Claim Payments													0.00
	FYE19 Accrual				121,869.78								549,247.38	671,117.16
	Subtotal	0.00	0.00	0.00	121,869.78	0.00	0.00	0.00	0.00	0.00	0.00	0.00	549,247.38	671,117.16
DEQ Regulatory														
	Personal Services													0.00
	Contracted Services													0.00
	Operating													0.00
	Subtotal	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
PROJECTION TOTALS		0.00	0.00	0.00	121,869.78	0.00	549,247.38	671,117.16						

Petroleum Tank Release Compensation Fund Budget Status Report Operating Statement July 31, 2019						
	Legislative Approp.	Standard Budget	Rev/Exp through 7/31/2019	Projected Rev/Exp	Total FY20 Projected Rev/Exp	Projected Fiscal Year End Balance
Revenues:						
MDT Fee Revenue Estimate	7,722,800	7,722,800	644,424	6,782,012	7,426,436	(296,364)
Estimated STIP interest earnings	80,000	80,000	(420)	86,913	86,493	6,493
Misc Revenue- Settlements	500	0	0	0	0	0
Total Revenues:	7,803,300	7,802,800	644,004	6,868,925	7,512,929	(289,871)
Expenditures: (Includes current year expenses only)						
Board						
Personal Services*	393,150	393,150	21,275	386,000	407,275	(14,125)
Contracted Services	85,000	85,000	0	82,500	82,500	2,500
Contingent Contract Services	1,000,000	1,000,000	0	0	0	1,000,000
Operating	166,913	166,913	2,197	130,500	132,697	34,216
Subtotal	1,645,063	1,645,063	23,472	599,000	622,472	1,022,591
DEQ Regulatory						
Personal Services*	1,153,051	1,153,051	63,312	1,087,500	1,150,812	2,239
Contracted Services	50,000	50,000	0	27,500	27,500	22,500
Abandoned Tank Cleanup (Restricted/OTO)	500,000	500,000	0	500,000	500,000	0
Operating & Transfers	411,691	411,691	3,045	400,000	403,045	8,646
Subtotal	2,114,742	2,114,742	66,357	2,015,000	2,081,357	33,385
Administrative Budget Remaining						1,055,976
Claims/Loan						
Regular Claim Payments	4,990,000	4,440,000	0	3,740,000	3,740,000	700,000
Accrual - FY20 for use in FY21		550,000	0	550,000	550,000	0
Loan Repayment (All loans paid in full)		0	0	0	0	0
Subtotal	4,990,000	4,990,000	0	4,290,000	4,290,000	700,000
Total Expenses:	8,749,805	8,749,805	89,829	6,904,000	6,993,829	1,755,976
Increase/(Decrease) of Revenues over Exp as of July 31, 2019			\$554,175	(\$35,075)	\$519,100	

Accrual Information

	Claims
Accrued in FY2019 for use in FY2020	549,247
Total Payments	0
Accrual Balance - written off at FYE	549,247

Guarantee of Reimbursement (A Accruals)

Accrued in FY2017 for reimbursement in FY2020	30,989
Accrued in FY2017 for reimbursement in FY2022	253,761
Accrued in FY18/19 for reimbursement in FY2022	181,870
Total Payments	0
Accrual Balance	466,620

Average Monthly Claims

FY20 to 07/31/19 - Current Year Only	0
FY20 to 07/31/19 - Current Year + Accruals	0

Actual Claims Paid in FY 2020 (Current Year + FY 19 Accruals)	0
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	Fund Balance	Cash Balance
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Beginning Balance	4,084,373	3,813,262
Revenues	7,512,929	7,512,929
Expenditures (affecting balance)	6,436,030	6,435,278
Projected Balance at 6/30/20	5,161,271	4,890,913

Revenue

Revenue & Transportation Interim Committee Revenue Estimate set 11/19/18 for FY20	7,352,000
Biennial Report Revenue Estimate for FY20	7,600,000
MDT FY20 Revenue Estimate	7,157,000
MDT FY20 Revenues Collected	9% 644,424

Settlements

Settlements received during FY2020	0
Settlements received to date	2,511,687

At \$.0075 per gallon sold, the revenue collected this year is equivalent to	85.9 million gallons sold.
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* Personal Services appropriation assumes 2% vacancy savings, no overtime & no professional growth pay increases. Based on current incumbent or vacancy at snapshot.

Cash Flow Analysis - FY20

	Actual July-19	August-19	September-19	Projected October-19	November-19	December-19
Beginning Cash Balance	3,813,262.20	4,375,987.85	4,466,663.34	4,530,638.34	4,594,613.34	4,658,588.34
Revenue						
MDT Revenue (\$.0075/gallon)	644,424.00	672,262.00	610,975.00	610,975.00	610,975.00	610,975.00
STIP Earnings	-420.48	6,913.49	8,000.00	8,000.00	8,000.00	8,000.00
Settlements						
Other Misc Revenue	0.00	0.00	0.00	0.00	0.00	0.00
Total Revenue	644,003.52	679,175.49	618,975.00	618,975.00	618,975.00	618,975.00
Expenditures						
Petro Board Claims	0.00	340,000.00	340,000.00	340,000.00	340,000.00	340,000.00
Petro Board Staff	23,471.98	68,500.00	47,500.00	47,500.00	47,500.00	47,500.00
Prior Year Adj & Accrual Payments	-8,550.97	0.00	0.00	0.00	0.00	0.00
Abandoned Tank Cleanup (Restricted/OTO)	0.00	0.00	50,000.00	50,000.00	50,000.00	50,000.00
Remediation	66,356.86	180,000.00	117,500.00	117,500.00	117,500.00	117,500.00
Total Expenditures	81,277.87	588,500.00	555,000.00	555,000.00	555,000.00	555,000.00
Ending Cash Balance	4,375,987.85	4,466,663.34	4,530,638.34	4,594,613.34	4,658,588.34	4,722,563.34

Cash Flow Analysis - FY20

	January-20	February-20	March-20	April-20	May-20	June-20
Beginning Cash Balance	4,722,563.34	4,700,538.34	4,755,763.34	4,810,988.34	4,866,213.34	4,921,438.34
				Projected		
Revenue						
MDT Revenue (\$.0075/gallon)	610,975.00	610,975.00	610,975.00	610,975.00	610,975.00	610,975.00
STIP Earnings	8,000.00	8,000.00	8,000.00	8,000.00	8,000.00	8,000.00
Settlements						
Other Misc Revenue	0.00	0.00	0.00	0.00	0.00	0.00
Total Revenue	618,975.00	618,975.00	618,975.00	618,975.00	618,975.00	618,975.00
Expenditures						
Petro Board Claims	340,000.00	340,000.00	340,000.00	340,000.00	340,000.00	340,000.00
Petro Board Staff	68,500.00	50,000.00	50,000.00	50,000.00	50,000.00	72,000.00
Prior Year Adj & Accrual Payments	0.00	0.00	0.00	0.00	0.00	0.00
Abandoned Tank Cleanup (Restricted/OTO)	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00
Remediation	182,500.00	123,750.00	123,750.00	123,750.00	123,750.00	187,500.00
Total Expenditures	641,000.00	563,750.00	563,750.00	563,750.00	563,750.00	649,500.00
Ending Cash Balance	4,700,538.34	4,755,763.34	4,810,988.34	4,866,213.34	4,921,438.34	4,890,913.34

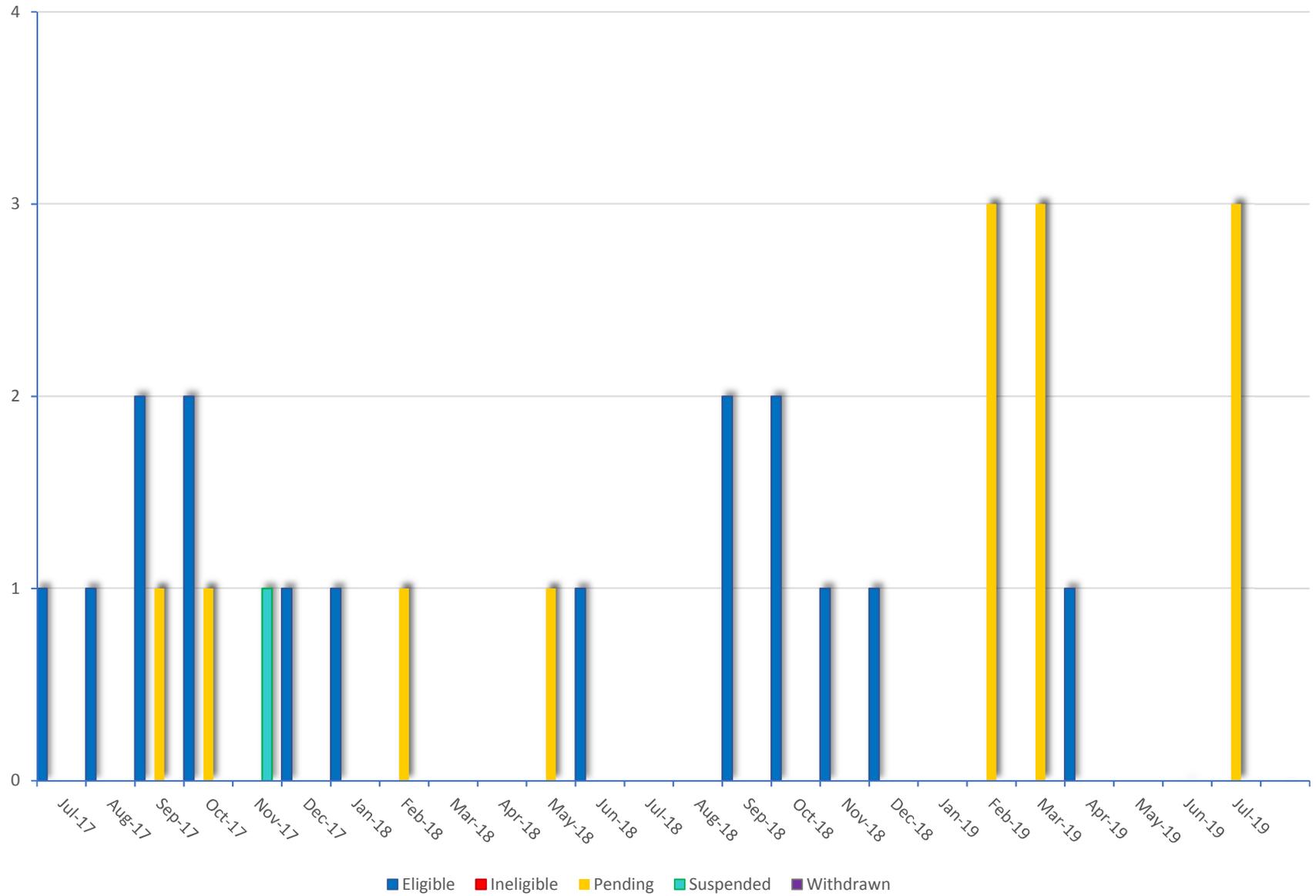
**Petroleum Tank Release Compensation Fund
Budget Status Report
Monthly Expenditure/Projection Summary
July 31, 2019**

8/8/2019
REPORT ITEM
INFORMATIONAL

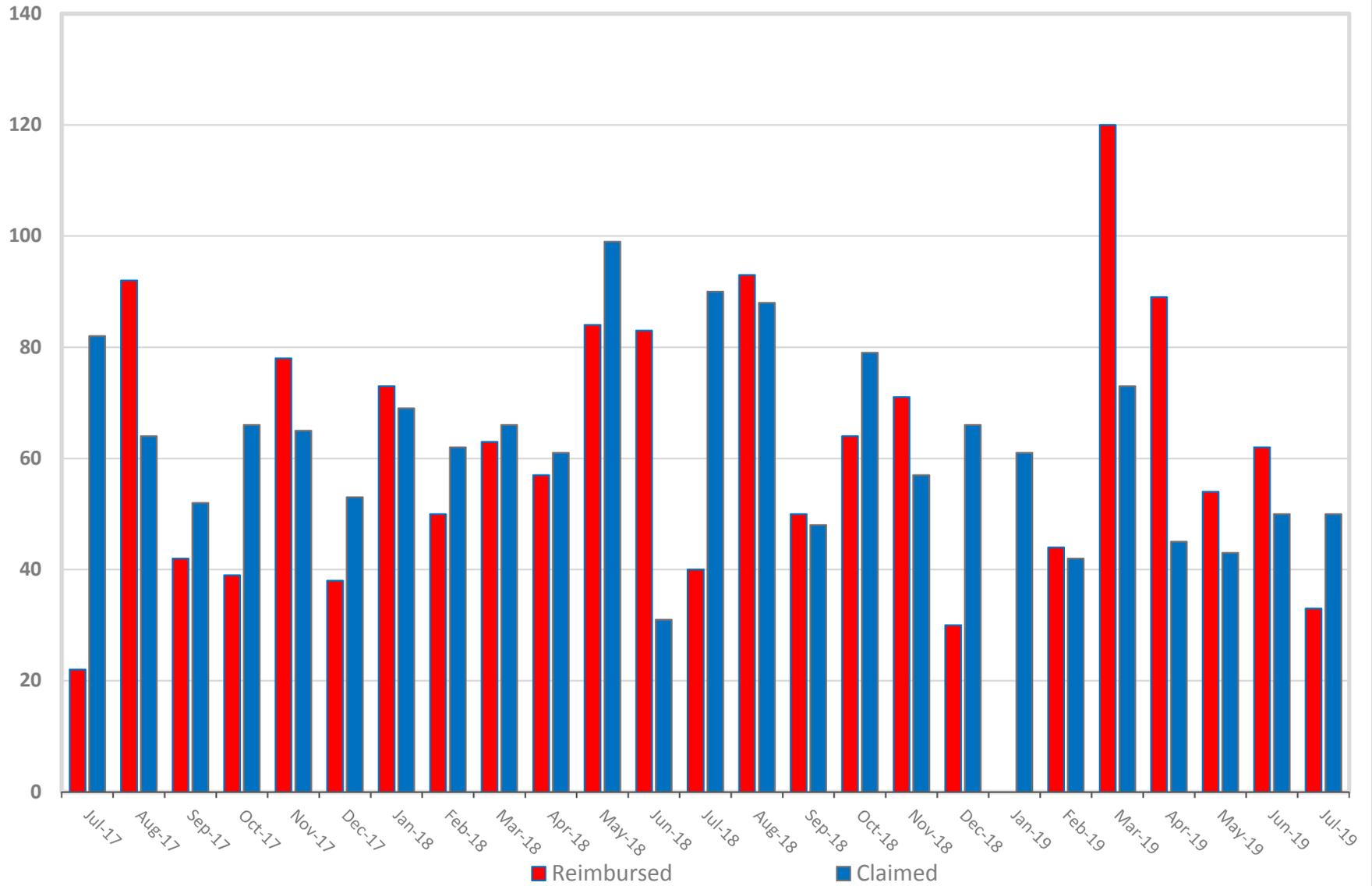
EXPENDITURE SUMMARY	PERIOD ENDING 07/31/19	PERIOD ENDING 08/31/19	PERIOD ENDING 09/30/19	PERIOD ENDING 10/31/19	PERIOD ENDING 11/30/19	PERIOD ENDING 12/31/19	PERIOD ENDING 01/31/20	PERIOD ENDING 02/29/20	PERIOD ENDING 03/31/20	PERIOD ENDING 04/30/20	PERIOD ENDING 05/31/20	PERIOD ENDING 06/30/20	FY20 TOTALS
REVENUE													
MDT Fees	644,424.00												644,424.00
Stip Earnings	-420.48												-420.48
Misc Revenue													0.00
Total Revenue	644,003.52	0.00	644,003.52										
BOARD													
Personal Services	21,274.72												21,274.72
Contracted Services	0.00												0.00
Contingent Contract Services													0.00
Operating	2,197.26												2,197.26
Subtotal	23,471.98	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	23,471.98
CLAIMS													
Regular CY Claim Payments	0.00												0.00
Subtotal	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DEQ Regulatory													
Personal Services	63,312.25												63,312.25
Contracted Services	0.00												0.00
Abandoned Tank Cleanup (Restricted/OTO)	0.00												0.00
Operating	3,044.61												3,044.61
Subtotal	66,356.86	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	66,356.86
CURRENT YEAR EXPENDITURE TOTALS	89,828.84	0.00	89,828.84										
PRIOR YEAR EXPENDITURES													0.00
TOTAL EXPENDITURES	89,828.84	0.00	89,828.84										
Board & DEQ Non-Claim costs	89,828.84	0.00	89,828.84										
Claims Accrual Payments	0.00												0.00
Guarantee of Reimbursement (A Accruals)													0.00
PROJECTION SUMMARY	PERIOD ENDING 07/31/19	PERIOD ENDING 08/31/19	PERIOD ENDING 09/30/19	PERIOD ENDING 10/31/19	PERIOD ENDING 11/30/19	PERIOD ENDING 12/31/19	PERIOD ENDING 01/31/20	PERIOD ENDING 02/29/20	PERIOD ENDING 03/31/20	PERIOD ENDING 04/30/20	PERIOD ENDING 05/31/20	PERIOD ENDING 06/30/20	FY20 TOTALS
REVENUE													
MDT Fees		672,262.00	610,975.00	610,975.00	610,975.00	610,975.00	610,975.00	610,975.00	610,975.00	610,975.00	610,975.00	610,975.00	6,782,012.00
Stip Earnings		6,913.49	8,000.00	8,000.00	8,000.00	8,000.00	8,000.00	8,000.00	8,000.00	8,000.00	8,000.00	8,000.00	86,913.49
TOTAL REVENUE PROJECTED	0.00	679,175.49	618,975.00	6,868,925.49									
BOARD													
Personal Services		45,000.00	30,000.00	30,000.00	30,000.00	30,000.00	45,000.00	32,000.00	32,000.00	32,000.00	32,000.00	48,000.00	386,000.00
Contracted Services		7,500.00	7,500.00	7,500.00	7,500.00	7,500.00	7,500.00	7,500.00	7,500.00	7,500.00	7,500.00	7,500.00	82,500.00
Contingent Contract Services													0.00
Operating		16,000.00	10,000.00	10,000.00	10,000.00	10,000.00	16,000.00	10,500.00	10,500.00	10,500.00	10,500.00	16,500.00	130,500.00
Subtotal	0.00	68,500.00	47,500.00	47,500.00	47,500.00	47,500.00	68,500.00	50,000.00	50,000.00	50,000.00	50,000.00	72,000.00	599,000.00
CLAIMS													
Regular CY Claim Payments		340,000.00	340,000.00	340,000.00	340,000.00	340,000.00	340,000.00	340,000.00	340,000.00	340,000.00	340,000.00	340,000.00	3,740,000.00
FYE20 Accrual													550,000.00
Subtotal	0.00	340,000.00	340,000.00	340,000.00	340,000.00	340,000.00	340,000.00	340,000.00	340,000.00	340,000.00	340,000.00	340,000.00	4,290,000.00
DEQ Regulatory													
Personal Services		127,500.00	85,000.00	85,000.00	85,000.00	85,000.00	130,000.00	90,000.00	90,000.00	90,000.00	90,000.00	130,000.00	1,087,500.00
Contracted Services		2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	27,500.00
Abandoned Tank Cleanup (Restricted/OTO)			50,000.00	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00	500,000.00
Operating		50,000.00	30,000.00	30,000.00	30,000.00	30,000.00	50,000.00	31,250.00	31,250.00	31,250.00	31,250.00	55,000.00	400,000.00
Subtotal	0.00	180,000.00	167,500.00	167,500.00	167,500.00	167,500.00	232,500.00	173,750.00	173,750.00	173,750.00	173,750.00	237,500.00	2,015,000.00
PROJECTION TOTALS	0.00	588,500.00	555,000.00	555,000.00	555,000.00	555,000.00	641,000.00	563,750.00	563,750.00	563,750.00	563,750.00	1,199,500.00	6,904,000.00

[Back to Agenda](#)

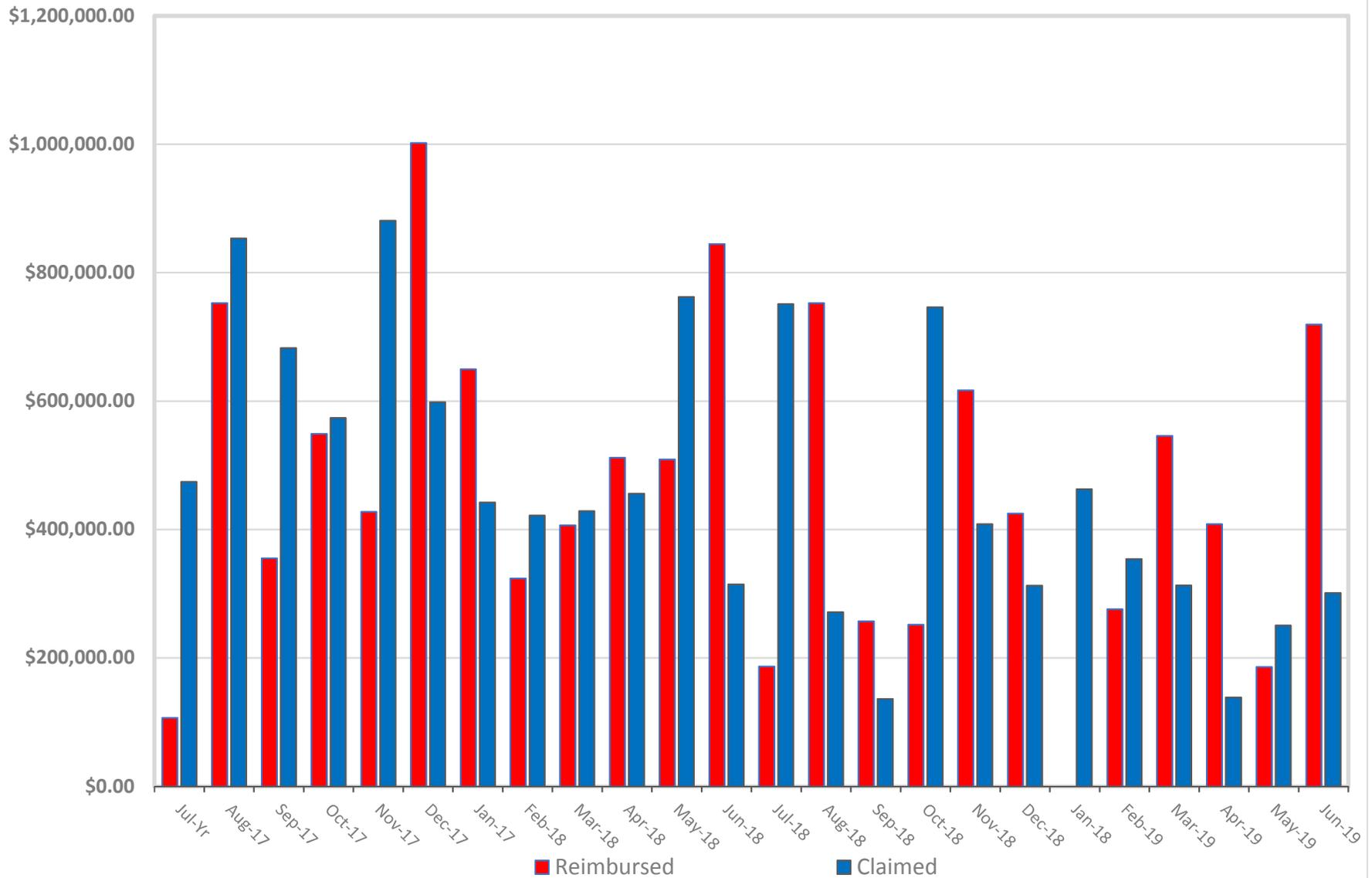
Board Staff Eligibility Graph



Board Staff Claim Count Graph



Board Staff Claim Value Graph





Petroleum Tank Cleanup Activity Report

August 12, 2019

Summary of Confirmed and Resolved Petroleum Releases

Petroleum Release Activity since Last Report – May 29, 2019 to August 12, 2019

Release Status	Activity
Confirmed Releases	10
Releases Resolved (Closed)	18

Petroleum Release Activity from – January 1, 2019 to August 12, 2019

Release Status	Activity
Confirmed Releases	20
Releases Resolved (Closed)	39

Summary of All Petroleum Release Activity to August 12, 2019

Total Confirmed Releases	4710
Total Resolved Releases	3723
Total Active Releases	987



Facility Name: former McFinny's Conoco (former Kwik Way 17)
Physical Address: 446 Grand Avenue, Billings, Yellowstone County
Facility ID: 56-05749
Release Number: 3281
Priority: 3.0
Page 1 of 2

Work Plan ID 33857

The estimated cost for this work plan (WP) is \$96,610.00. The purpose of the approved WP is to excavate and dispose of previously inaccessible petroleum-impacted soil. The underground storage tank (UST) system and dispenser canopy were decommissioned/removed in May 2019; that work has allowed access to petroleum-impacted soil. WP tasks include the following: project management; excavation and soil screening; separation and stockpiling of non-impacted overburden soil; disposal of petroleum-impacted soil; collection of field data and samples; laboratory analyses and data validation; site restoration; and data analysis, conclusions, recommendations, and reporting. DEQ expects the proposed actions in the plan to remediate petroleum sources and promote resolution of the Release.

Release Closure Plan

A release closure plan (RCP) determined the most effective method to clean up the petroleum-impacted soil is excavation and disposal. The RCP also evaluated the following clean-up methods: no action; soil vapor extraction and air sparge; insitu chemical treatment/injection; and monitored natural attenuation.

Site History

The former McFinny's facility is located at the southeast corner of the intersection of 5th Street West and Grand Avenue in Billings. The property was established as a retail gasoline facility in 1966 by Standard Oil and operated until the early 1980s when they closed the Facility and removed the USTs (first UST system). Kwik Way, Inc. leased the property in the early 1980s; installed a UST system (second UST system); redeveloped facility building as a convenience store; and in 1997 replaced the USTs (third UST system). Kwik Way operated the Facility from the early 1980s until 2008 when they ceased business. McFinny's leased and operated the Facility from 2008 until 2019. The UST system was removed from the Facility in May 2019 by the property owner Wag Tag, Inc.

Release 3281 was reported to DEQ on October 29, 1997, when gasoline-impacted soils were discovered during removal and replacement of the USTs. The UST basin (where all three systems had been installed) was located on the west side of the Facility building near the southwest corner of the property. Dispenser islands were located north of the Facility building (Site Map on page 2).

1997: Remedial excavation and removal of about 500 cubic yards of petroleum-impacted soil from the UST basin prior to installation of new USTs.

1998 – 2011: Installed soil borings and monitoring wells, and conducted compliance groundwater monitoring. Monitoring results demonstrated persistent gasoline-impacted groundwater in the area south and east of the dispenser islands.

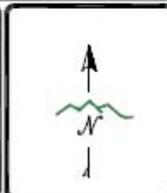
2019: Groundwater monitoring results demonstrated persistent gasoline-impacted groundwater remains in the area south and east of the dispenser islands. After Wag Tag, Inc. had the UST system and canopy removed, soil-test pits were installed in former dispenser area and former UST basin. The test pit results documented petroleum-source soil is now accessible via excavation.



LEGEND:

- PROPERTY LINE
- MONITORING WELL LOCATION
- EXCAVATION LIMITS

DEQ FACILITY ID: 56-05749
 RELEASE NUMBER: 3281



DISPLAYED AS:
 COORD SYS/ZONE: NAD 83, NAD83
 DATUM: NAD 83
 UNITS: INT. FEET
 SOURCE: GOOGLE

SCALE IN FEET

FIGURE 1

PIONEER
 TECHNICAL SERVICES, INC.
 2310 BROADWATER AVE, SUITE 1
 BILLINGS, MT 59102
 (406) 545-4805

PROPOSED EXCAVATION LIMITS
 446 GRAND AVE.
 BILLINGS, MT
 McFINY'S CONOCO

DATE: 4-2019



Petroleum Tank Release Compensation Board

Work Plan Task Costs

Facility ID: 5605749

FacilityName: Kwik Way 17

City: Billings

Release ID: 3281

WP ID: 716833857

WP Name: C-S-SR

WP Complete:

WP Date: 06/27/2019

Task #	Task Name	Phase	Estimated Cost	Actual Cost	Balance	Comment
1	Work Plan	C	\$1,040.00			
2	Project Management	C	\$1,262.00			
3	Mobilization	C	\$63.00			
4	Fieldwork	C	\$4,440.00			
5	Equipment	C	\$360.00			
6	Soil Removal	C	\$35,125.00			Currently waiting for another bid.
7	Soil Removal	C	\$32,000.00			
8	Miscellaneous	C	\$2,000.00			
9	Laboratory Analysis w/fee	C	\$3,675.00			
10	Report	C	\$3,020.00			
Total:			\$82,985.00			



Facility Name: Bundtrock's Miracle Mile Service
Physical Address: 6221 2nd Avenue North, Great Falls
Facility ID: 07-06613
Release Number: 1865
Priority: 1.1
Page 1 of 2

Work Plan – (WPID 10820)

The work plan is for excavation of contaminated soils and includes the demolition and removal of onsite buildings. The excavation work plan consists of monitoring well abandonment and replacement, monitoring well surveying, well development and groundwater sampling, building demolition with remedial excavation, and reporting. At the surface, the excavation is anticipated to be roughly 12,850 square feet (SF), and the approximate volume (in-situ) of soil anticipated to be excavated is 4,300 cubic yards (CY). Six wells will be abandoned prior to excavation activities. Seven replacement wells will be installed in the vicinity of the former wells. Up to four buildings will be demolished to access the underlying contamination.

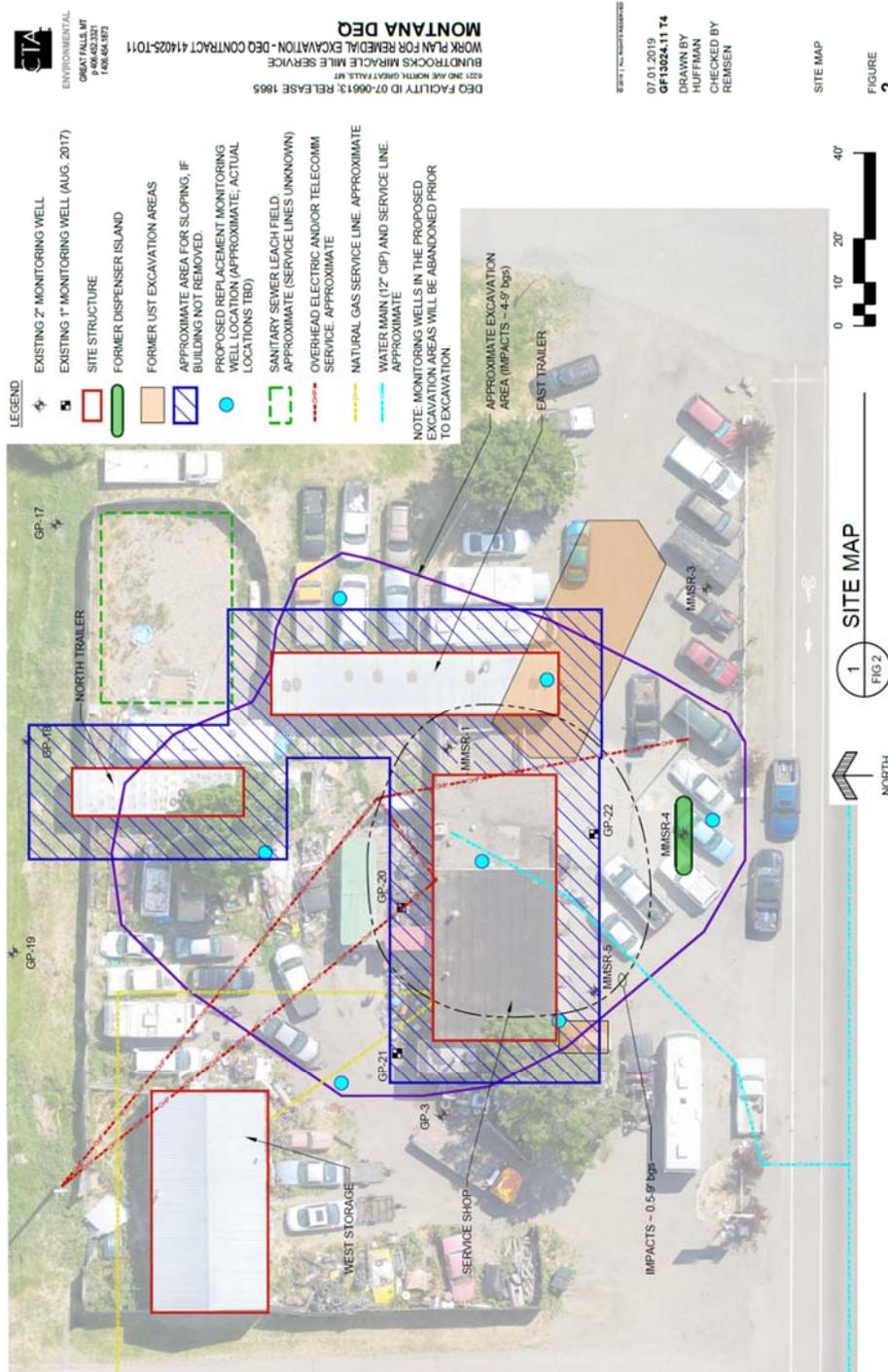
Remedial Alternatives Analysis

A Release Closure Plan (RCP) was submitted in March of 2018 and an updated RCP with remedial alternatives was provided to DEQ in July of 2019. In the 2019 RCP, with the original responsible party passing away and the business closing, the consultant recommended demolition of site structures, followed by full remedial excavation as the preferred alternative. The previous recommendations were also for excavation. However, during that time the business was active and areas underneath the buildings would have been inaccessible. Leaving the structures intact would result in more than half of the estimated petroleum-impacted soil being left in place. Alternatively, demolition of structures and full remedial excavation is expected to remove almost all source material from the site. Excavation was also recommended in Reports in 1995 by Huntingdon and 2003 by NTL.

Site History

Bundtrocks Miracle Mile Service is presently inactive. Five underground storage tanks (USTs) and all associated piping and dispensers were removed in September 1993. Four tanks contained gasoline and one tank contained waste oil. Petroleum hydrocarbon contamination was discovered in the soil beneath the UST basin. Two small tank removal excavations were completed, one near the waste oil tank, and a larger excavation where the other four USTs had been located. There was evidence of soil contamination detected in the larger excavation off the east end of the building. The excavations were later backfilled with the petroleum impacted soils removed from the excavations. Subsequent investigations confirmed the presence of significant petroleum contamination in both the soil and groundwater in front of the building, beneath the auto service center and out-buildings, and behind the service center. Based on the recommendation to excavate, Great Falls Development Authority will provide Brownfields Revolving Loan Funding for ineligible hazardous substance abatement costs and a portion of the petroleum impacted soil remedial costs. As such, DEQ has approved building demolition with over-excavation of the contaminated soil to the extent practicable, and installation and sampling of additional and/or replacement monitoring wells to confirm the effectiveness of the dig out.

Site Map:





Petroleum Tank Release Compensation Board

Work Plan Task Costs

Facility ID: 706613 **FacilityName:** Bundtrocks Miracle Mile Service **City:** Great Falls
Release ID: 1865 **WP ID:** 716833907 **WP Name:** C-B-SR-WI-GWM-R **WP Complete:** **WP Date:** 07/10/2019

Task #	Task Name	Phase	Estimated Cost	Actual Cost	Balance	Comment
1	Work Plan		\$1,045.00			
2	Project Management		\$7,860.00			
3	Mobilization		\$3,890.00			
4	Well Abandonment		\$2,556.00			
5	Miscellaneous -50% of Building Demo (3 of 4 structures)		\$11,342.00			
6	Soil Removal		\$332,303.10			
7	Miscellaneous - Landfarm O&M		\$0.00			
8	Equipment		\$2,124.30			
9	Miscellaneous - Dewatering		\$0.00			
10	Laboratory Analysis w/fee		\$24,835.00			
11	Well Development		\$812.60			
12	Well Installation		\$10,781.25			
13	Survey		\$1,587.75			
14	Monitoring		\$2,232.00			
15	Miscellaneous		\$393.00			
16	Report - Letter report for well abandonment		\$417.50			
17	Report - AR-04		\$3,020.00			
18	Report- AR03		\$2,525.00			
19	Report - Release Closure Plan Update		\$300.00			
Total:			\$408,024.50			

Budget Amount Requested = \$441,217.51



Facility Name: First Interstate Bank
Physical Address: 425 1st Avenue North, Great Falls, Cascade
County
Facility ID: 99-95133
Release Number: 4901
Priority: 1.2 – High Priority Remediation – Free Product
Page 1 of 3

Work Plan- (WPID 10962)

The estimated cost for this work plan is \$205,528.68. The approved work plan consists of the abandonment of a monitoring well, excavation and disposal of contaminated soils, installation of a replacement monitoring well, and reporting. The first phase of field work will consist of properly abandoning MW-1, which is in the proposed excavation area. Prior to performing the excavation all utilities and subsurface features will be located and marked. An estimated 1600 cubic yards of soil will be excavated and disposed of at a commercial landfarm. Regular soil samples will be collected to assess the progress of contamination removal and to determine if changes to the excavation boundaries need to be made. Clean fill will be brought in to replace the soil removed. Due to the soil types encountered at the site, any clean excavated soil will not be used to backfill the excavation as it will be difficult to obtain the proper compaction for stability. The clean fill will be compacted at regular intervals to maintain uniform subsurface conditions. After the excavation has been filled and the ground surface has been returned to its previous condition, a replacement monitoring well will be installed. It is estimated that the excavation and field work will be able to be performed during the summer of 2019 and a report detailing the work plan activities submitted mid-fall. The report will also contain an updated Release Closure Plan (RCP) to reflect the site conditions and to monitor the progress of cleanup.

Remedial Alternatives Analysis (RAA)

A Remedial Alternatives Analysis performed for the release included Enhanced Bioremediation, Excavation and Off-site Disposal, Monitored Natural Attenuation (MNA), a Petroleum Mixing Zone (PMZ), and Soil Vapor Extraction (SVE). The RAA indicated that the most effective option for cleanup would be performing Enhanced Bioremediation, which was implemented. However, the Enhanced Bioremediation was not as successful as expected. Based upon the RAA the next estimated most effective cleanup method is Excavation and Off-site Disposal. MNA is a less than ideal choice due to calculated extended cleanup time combined with the associated monitoring costs. A Soil Vapor Extraction system would not be effective based on the cost of implementation and the soil types encountered at the facility. While a PMZ would result in site closure, it is currently not possible as the property owner, who is not the Responsible Party, is not willing to have one in place.

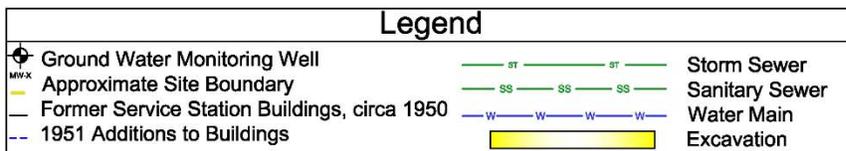
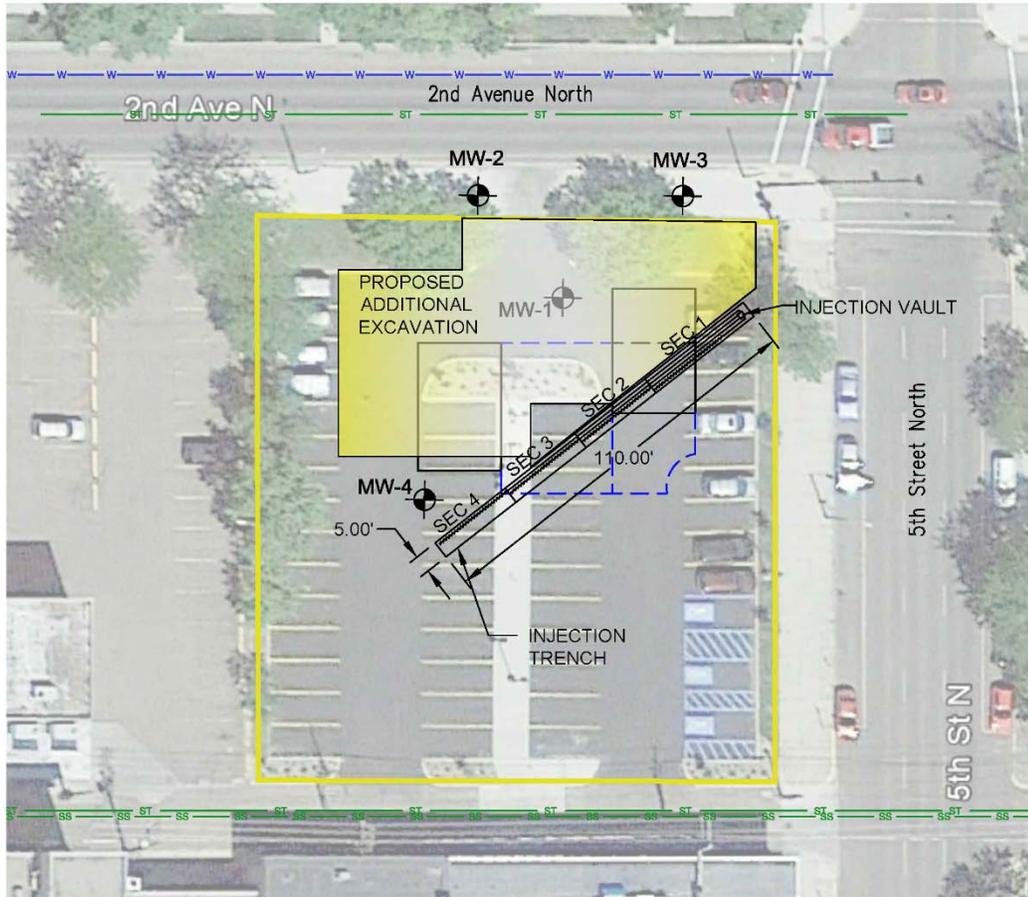
Site History

Release 4901 was discovered on March 22, 2012, during a Phase II Environmental Site Assessment (ESA) which was being performed as part of a pending property transfer. The ESA indicated that soil and groundwater contamination were present in an area previously occupied by an auto service and retail gas facility which was present from the 1920s to 1950s. The site has functioned as a parking lot since the facility was removed. A Remedial Investigation was performed in 2014 and included the installation of four soil borings/monitoring wells that were sampled semi-annually. The results of the investigation indicated that soil and groundwater contamination was present in the northeastern area of the property. Subsequent investigations



Facility Name: First Interstate Bank
Physical Address: 425 1st Avenue North, Great Falls, Cascade
County
Facility ID: 99-95133
Release Number: 4901
Priority: 1.2 – High Priority Remediation – Free Product
Page 2 of 3

determined that enhanced bioremediation using sulfates would be an appropriate technology to remediate the release. This was implemented in 2018, however, it was not as successful as anticipated due to varying discontinuous subsurface soil conditions.



1
FIG 2

SITE MAP



NORTH

DEQ FACILITY ID 99-95133; RELEASE 4901; WP ID 10962

CTA
 ENVIRONMENTAL
 GREAT FALLS, MT
 (406)452-3321
 Fax (406)454-1873

425 FIRST AVENUE NORTH, GREAT FALLS, MT
 FORMER FIB DOWNTOWN PETROLEUM RELEASE
 PROPOSED EXCAVATION
FIRST INTERSTATE BANK

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02.19.2019
 GF12058.3
 DRAWN BY
 DRESCH
 CHECKED BY
 REMSEN

PROPOSED
 EXCAVATION
 FIGURE
2



Petroleum Tank Release Compensation Board

Work Plan Task Costs

Facility ID: 9995133 **FacilityName:** First Interstate Bank **City:** Great Falls

Release ID: 4901 **WP ID:** 10962 **WP Name:** C-B-SR-WI-RCPC/PMZ **WP Complete:** **WP Date:** 03/08/2019

Task #	Task Name	Phase	90%	Estimated Cost	Actual Cost	Balance	Comment
1	Work Plan			\$940.50			
2	Miscellaneous -WP change from an AC-04 to an AC-07			\$755.10			
3	Project Management			\$5,069.70			
4	Mobilization			\$1,659.78			
5	Well Abandonment			\$728.33			
6	Soil Removal			\$142,000.45			
7	Miscellaneous - Parking			\$0.00			
8	Equipment			\$896.40			
9	Well Installation			\$1,868.72			
10	Miscellaneous - Dewatering			\$12,600.00			
11	Laboratory Analysis w/fee			\$25,788.60			
12	Report - 1 well abandonment letter report			\$103.50			
13	Report - Release Clsoure Plan			\$519.30			
14	Report - AR-04			\$2,718.00			

Total: \$195,648.37 90% of the \$217,387.08 in work plan allowables

10% of the costs associated with this work plan are related to 2-55 gallon drums discovered and removed under work plan 10529



Facility Name: Holiday Stationstore 272
Physical Address: 200 1st Street West, Havre, Hill County
Facility ID: 21-08068
Release Numbers: 3537 and 5212
Priority: 1.2 – High Priority Remediation – Free Product
Page 1 of 2

Work Plan- (WPIDs 33833 and 33834)

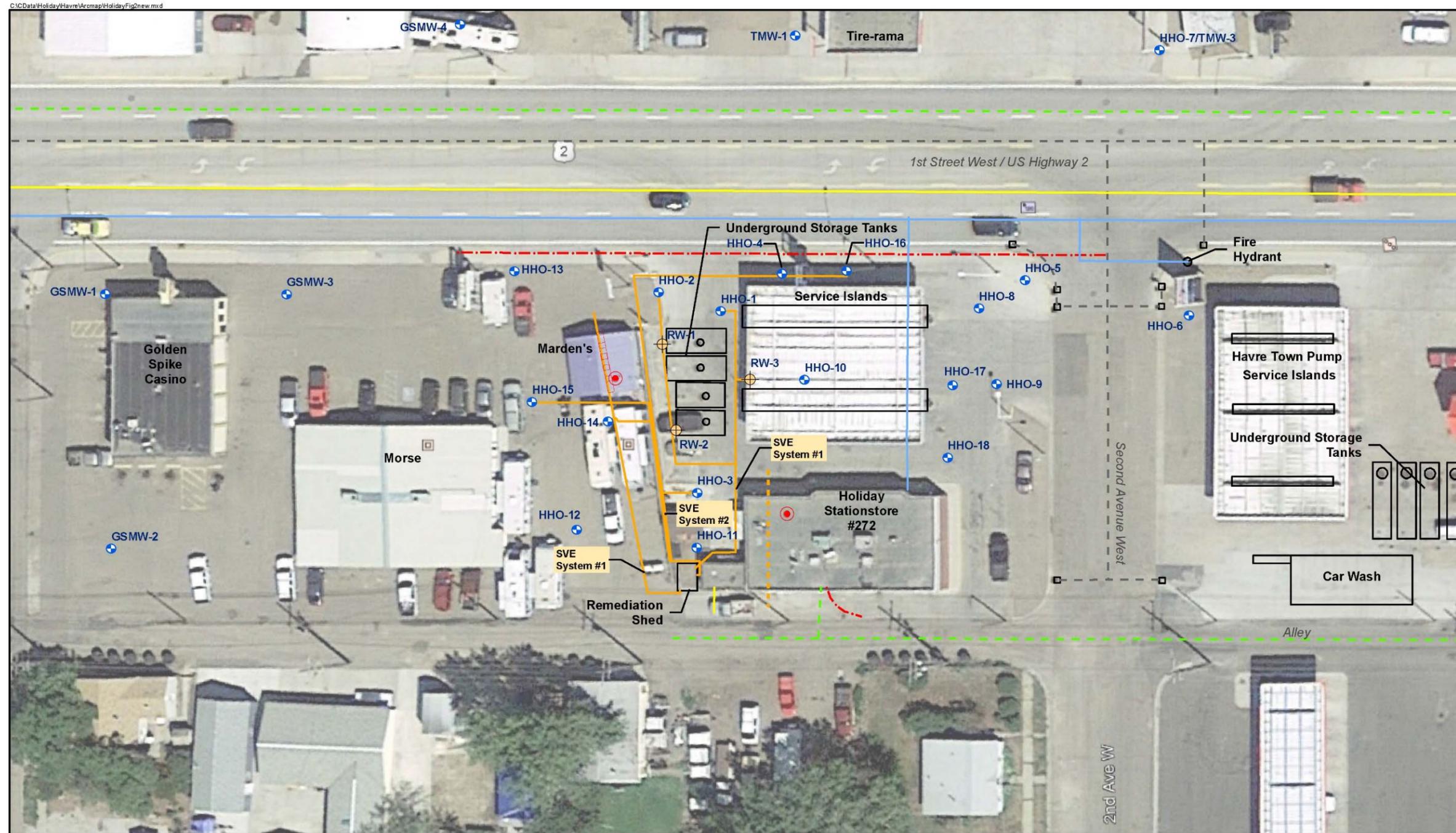
The estimated cost for this work plan is \$154,485.76. The approved work plan consists of the installation, operation, and monitoring of a sub-slab vapor extraction system which will be installed under the Holiday Stationstore 272 to mitigate any vapor intrusion threats. This new vapor extraction system will be tied in to the existing soil vapor extraction (SVE) system which is currently operating at the Facility. In addition to the system installation, monthly visits to the Facility will be performed to inspect and service the currently operating free product recovery system and the existing and newly installed vapor extraction systems. Indoor air and sub-slab vapor monitoring will also be performed monthly for the Holiday Stationstore 272 building and the neighboring Marden's Trailer Sales facility to ensure that vapor intrusion threats are not present. Groundwater monitoring of all monitoring wells associated with the Releases will be conducted semi-annually for one year to assess site remediation. Two semi-annual reports will be submitted after each groundwater monitoring event. The first report will include a summary of the installation of the new vapor extraction system. The second report will contain a completed Release Closure Plan (RCP) to provide a pathway for release closure.

Remedial Alternatives Analysis (RAA)

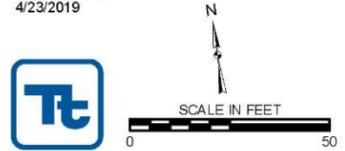
No remedial alternatives analysis has been performed for these releases. Since release 5212 occurred there has been both free product present and the threat of vapor intrusion to nearby buildings. All work performed so far, along with work proposed in this work plan, is a result of mitigating any risks to human health and the environment.

Site History

Release 3537 was confirmed on October 1, 1998 when contaminated soil was encountered during the upgrade and replacement of the spill and overflow protection of the diesel underground storage tank. Further investigation and monitoring of this release has been performed since January 1999. The latest reports indicated that residual contamination was only located at the northeast corner of the facility. Release 5212 was confirmed on April 3, 2017 when free gasoline product was encountered in two monitoring wells nearest to the UST basin. Follow up sub slab vapor sampling of the nearby Marden's Trailer Sales building indicated that extremely high levels of petroleum vapors were present. Emergency action was immediately taken to investigate and mitigate any vapor intrusion issues in nearby buildings. At that time both SVE and free product recovery systems were installed. Subsequent system monitoring has shown that both the free product and SVE systems have been effective in removing petroleum contamination. Currently the extent of contamination has been largely defined and work consists of remediating the free product and vapors which are still present at the Facility.



114-551381-17
 4/23/2019



- | | | | |
|-------------------------------|----------------------|----------------|-----------------------|
| Recovery Well | Facilities | Water Lines | SVE Lines |
| Monitor Well | Underground Electric | Sanitary Sewer | SVE Perforated Piping |
| Storm Sewer Drains | Natural Gas | Storm Sewer | Proposed SVE Lines |
| Sub-slab Vapor Sampling Point | | | |

Figure 2

**Monitor and Recovery Well Locations
 Holiday Stationstore #272
 Havre, Montana**



Petroleum Tank Release Compensation Board

Work Plan Task Costs

Facility ID:2108068

FacilityName: Holiday Stationstore 272

City: Havre

Release ID:3537 & 5212 WP ID: 33833 & 33834 WP Name: C-B-SVE-VI-FPR-GWM/RCPC

WP Complete: WP Date: 05/23/2019

Task #	Task Name	Estimated Cost	Release 3537	Release 5212	Total
1	Work Plan		\$619.80	\$2,479.20	\$3,099.00
2	Project Management		\$1,003.75	\$4,015.01	\$5,018.76
3	Mobilization		\$3,714.66	\$14,858.64	\$18,573.30
4	Miscellaneous -Vapor Intrusion sampling		\$1,891.20	\$7,564.80	\$9,456.00
5	Rem Sys Op & Maint - SVE		\$4,874.64	\$19,498.56	\$24,373.20
6	Rem Sys Install - SVE		\$3,114.27	\$12,457.06	\$15,571.33
7	Survey- Hydro Vac		\$436.56	\$1,746.24	\$2,182.80
8	Water Level Measurements		\$557.70	\$2,230.80	\$2,788.50
9	Monitoring		\$1,413.60	\$5,654.40	\$7,068.00
10	Laboratory Analysis w/fee		\$8,168.00	\$32,672.00	\$40,840.00
11	Lodging/Per Diem		\$1,392.60	\$5,570.40	\$6,963.00
12	Miscellaneous - Data Validation Forms		\$661.13	\$2,644.51	\$3,305.64
13	Report - AR-07		\$1,380.00	\$5,520.00	\$6,900.00
14	Report - Release Closure Plan		\$260.00	\$1,040.00	\$1,300.00
Total:			\$29,487.91	\$117,951.62	\$147,439.53

Release 3537 is responsible for 20% of the total work plan costs and is 100% reimbursable up to the \$250,000.00 insurance deductible.

Release 5212 is responsible for 80% of the total work plan costs and is 90% reimbursable after the 1 million dollars in insurance has been exhausted.



Facility Name: Former Northern Tire
Physical Address: 2 Second Street East, Havre
Facility ID: 21-00131
Release Number: 3589
Priority: 1.1
Page 1 of 4

Work Plan- (WPID #33751)

This work plan is for installation of an air sparge and soil vapor extraction system to be used as a polishing phase. In 2016 approximately 1,700 cubic yards of contaminated soil were removed and 3,250 pounds of oxygen release compound (ORC) pellets were added to the clean backfill soil. Additionally, piping was installed during the backfill process. A biosparge piping system was installed to allow for the possibility of future injection of air or other oxidation enhancing gases into groundwater to help remediation. Vent piping was also installed to address safety concern of vapors mobilizing toward indoor receptors if air injection was used. Due to high levels of contamination that remain onsite, NewFields recommended making use of the piping infrastructure for air sparge/soil vapor extraction (AS/SVE). AS/SVE was not recommended in the remedial alternatives analysis due to the native soil types, however, with porous backfill and the piping system that was installed following excavation, it is presently the best option for remediating remaining groundwater contamination and for preventing petroleum vapors from mobilizing toward indoor air receptors.

Site History

Four underground gasoline and diesel tanks, along with associated piping and dispensers were removed from the site in September 1988. Tank closure forms indicated no evidence of leaks.

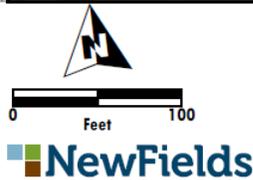
In 1992, the Havre Senior Citizen's Center reported to the Montana Department of Health and Environmental Services Leaking Underground Storage Tank (LUST) program that their consultants had discovered gasoline in the groundwater in soil borings installed as part of a geotechnical investigation. In June 1998, the LUST program identified the Former Northern Tire Property across the street from the Havre Senior Citizen's Center as the source of the petroleum contamination.

Petroleum contamination at the site was significant and widespread. Much of the contamination was in the vicinity of and downgradient of the former UST system. While excavation removed much of the source material, groundwater is still highly contaminated.

Site Map on following page:

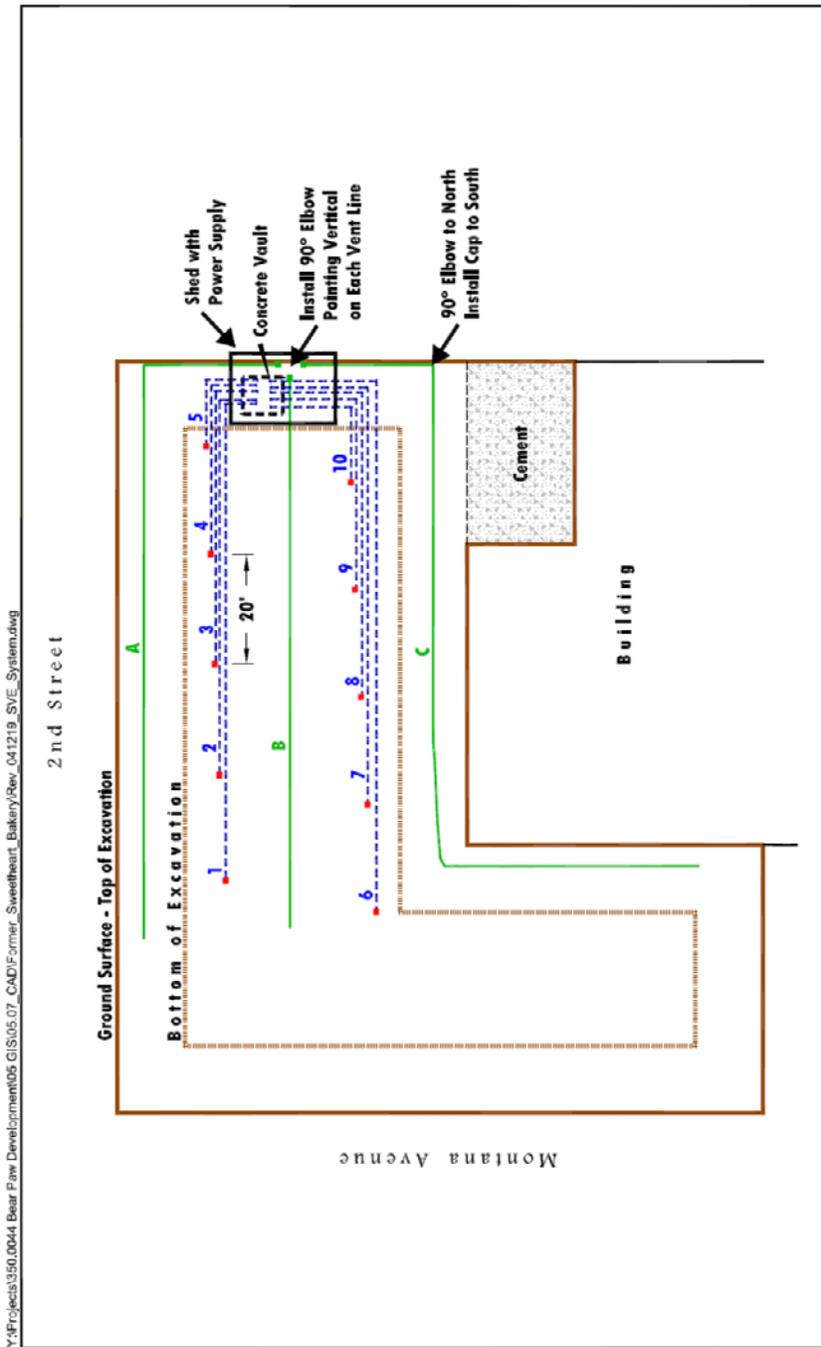


Service Layer Credits: Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community



- + Monitoring Well
- Groundwater Samples Collected
- Sub-Slab Vapor Sampling Location
- Limits of Excavation

Site Map
 Former Sweetheart Bakery
 Havre, Montana
 FIGURE 2



Proposed Air Sparge and
SVE Piping Modifications
Former Sweetheart Bakery
Havre, Montana
FIGURE 4

--- Air-Sparge Lines
 --- SVE Piping
 ■ Air Sparger/Bioventing Point

North
 0 Feet 25
NewFields

Y:\Projects\350.0004 Bear Paw Development\05 GIS\05.07_CAD\Fomer_Sweetheart_Bakery\Rev_041219_SVE_System.dwg



Petroleum Tank Release Compensation Board

Work Plan Task Costs

Facility ID: 2100131 **FacilityName:** Northern Tire Buff N Shine **City:** Havre
Release ID: 3589 **WP ID:** 716833751 **WP Name:** C-B-AS-SVE-GWM **WP Complete:** **WP Date:** 05/02/2019

Task #	Task Name	Phase	Estimated Cost	Actual Cost	Balance	Comment
1	Work Plan		\$1,630.00			
2	Project Management		\$8,255.00			
3	Mobilization		\$4,143.92			
4	Rem Sys Design		\$3,314.50			
5	Rem Sys Install		\$74,373.78			
6	Miscellaneous - Electrician		\$3,453.52			
7	Rem Sys Start Up		\$1,648.00			
8	Rem Sys Op & Maint		\$2,850.00			
9	Well Installation		\$9,079.20			
10	Survey		\$859.21			
11	Water Level Measurements		\$295.75			
12	Monitoring		\$4,278.00			
13	Laboratory Analysis w/fee		\$16,467.95			
14	Lodging/Per Diem		\$2,058.50			
15	Report - AR-07		\$3,880.00			
16	Report - Release Clsoure Plan		\$1,300.00			
Total:			\$137,887.33			



Facility Name: John Jump Trucking
Physical Address: 2780 Highway 2, Kalispell, Flathead County
Facility ID: 99-95219
Release Number: 5283
Priority: 1.3
Page 1 of 2

Work Plan- (WPID 10890)

The estimated cost for this work plan (WP) is \$110,611.16. The purpose of the WP is to clean up the petroleum-impacted soil and groundwater beneath the former diesel dispenser island at the Facility. The DEQ-approved work plan is for excavation, disposal of petroleum contaminated soil at the local county landfill, application of Oxygen Release Compound (ORC) in the base of the excavation, installation of monitoring wells, and semi-annual groundwater monitoring to assess the effectiveness of remediation.

Remedial Alternatives Analysis (RAA)

A Release Closure Plan (RCP) was completed and it was determined that excavation of the source mass with application of ORC in the base of the excavation is the most effective way of remediating the petroleum contamination. Other options evaluated included pump and treat and injection of an active carbon amendment. These options were dismissed based on complications associated with implementing the option, cost, and the time required to remediate and monitor the results.

Site History

John Jump Trucking is a hauling company started in the 1960s. The facility contained above-ground storage tanks (ASTs) and dispensing equipment to service the company vehicles. The ASTs were removed in 2017 after being out of use for approximately 20 years. An environmental site assessment was completed in 2018 during which petroleum contamination was found near the former diesel dispenser. The extent and magnitude of petroleum contamination in soil and groundwater resulting from the Release has been characterized by the installation of seven soil borings. Excavation of petroleum contaminated soil will remove the source mass that is a direct-contact risk to human health and a continuing source of petroleum contamination to groundwater.



	PROJ NO: 1054-18	DRAWN: JEG	JUMP TRUCKING REMEDIATION	FIGURE
	LOCATION: KALISPELL, MT	PROJ MGR: R.NOBLE		EXCAVATION AREA MAP
SCALE: 1"=60'	CHECKED: APPVD:	DATE: Feb/04/2019	REV -	
FILE NAME: Jump Site.dwg				



Petroleum Tank Release Compensation Board

Work Plan Task Costs

Facility ID: 9995219

FacilityName: John Jump Trucking

City: Kalispell

Release ID: 5283

WP ID: 10952

WP Name: C-B-SR/WI/GWM/T

WP Complete:

WP Date: 01/24/2019

Task #	Task Name	Phase	Estimated Cost	Actual Cost	Balance	Comment
1	Work Plan	C	\$1,551.50			
2	Project Management	C	\$3,014.75			
3	Mobilization	C	\$1,165.00			
4	Miscellaneous (Utility Investigation)	C	\$530.00			
5	Miscellaneous (UI Subcontractor)	C	\$749.00			
6	Fieldwork	C	\$5,300.00			
7	Equipment	C	\$4,706.50			
8	Soil Removal (E L H B C)	C	\$44,051.90			
9	Soil Removal (D)	C	\$7,607.25			
10	Miscellaneous (Compaction Testing)	C	\$1,605.00			
11	Miscellaneous (Water Disposal)	C	\$6,520.00			
12	Miscellaneous (Test Pits)	C	\$2,675.00			
13	Well Installation	C	\$5,386.38			
14	Survey	C	\$802.50			
15	Miscellaneous (Cuttings Disposal)	C	\$515.00			
16	Well Development	C	\$348.00			
17	Monitoring	C	\$1,116.00			
18	Laboratory Analysis w/fee	C	\$9,100.00			
19	Report (AR-07)	C	\$5,946.00			
20	Report (RCP)	C	\$848.00			
Total:			\$103,537.78			



Facility Name: Former Roy Stanley Chevrolet
Physical Address: 1000 Highway 2 West
Facility ID: 15-0065
Release Number: 473
Priority: 1.3 High Priority Remediation
Page 1 of 2

Work Plan- (WPID 33858 for Remediation)

The estimated cost for this work plan is \$144,767.35. This work plan consists of excavation of up to 1,600 cubic yards of soil.

Remedial Alternatives Analysis (RAA)

A remedial alternatives analysis was completed for this petroleum release and compared excavation, a permeable reactive barrier, and monitored natural attenuation. Excavation is the preferred alternative because it is estimated to take fewer than five years to close the site after excavation, it alleviates third party concerns, and it is highly reliable, whereas neither of the other two options would close the site within a reasonable timeframe.

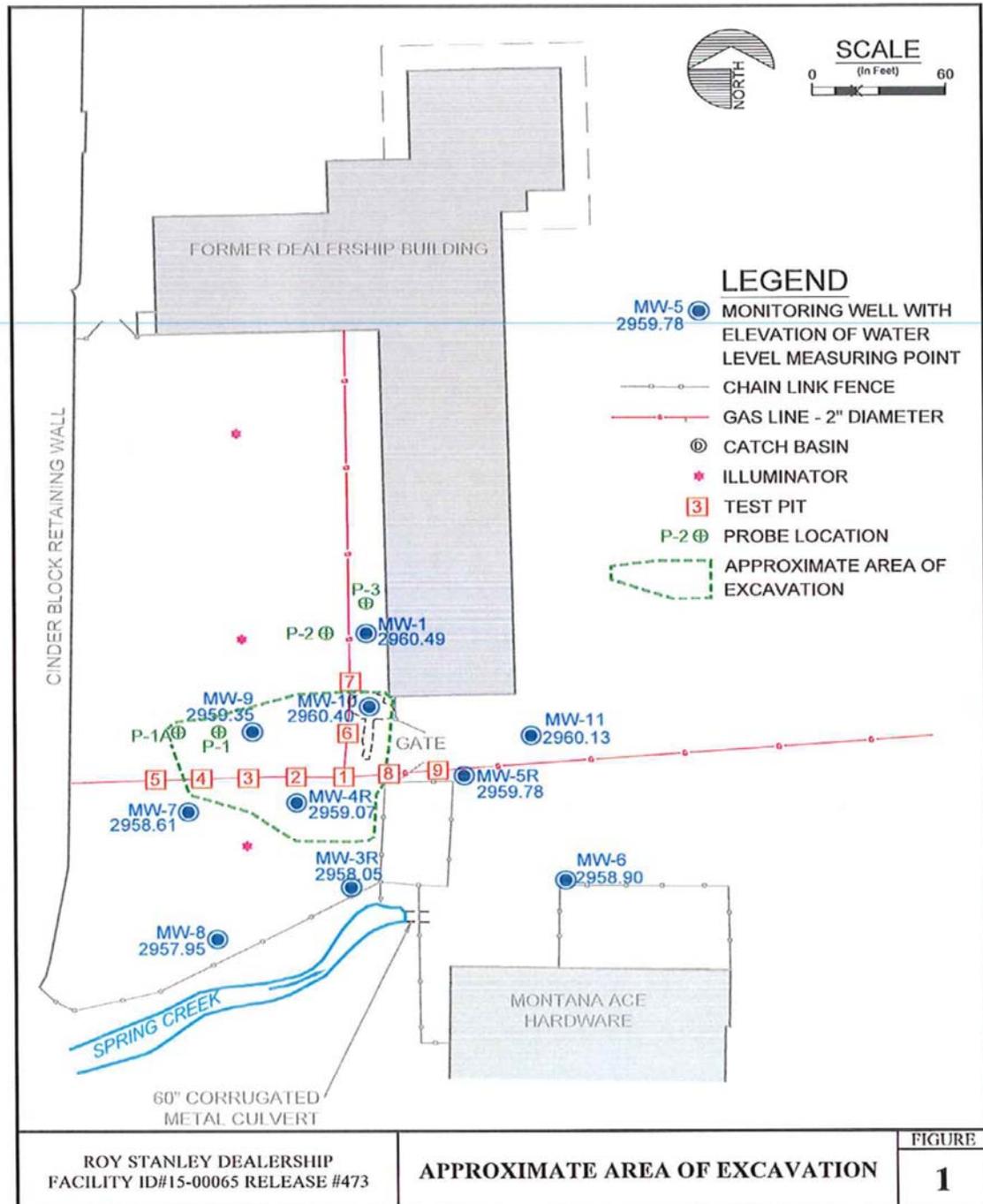
Site History

Release 473 was discovered in November 1990 during tank removal. A pipe connection was found to be the source. Petroleum impacted soil was observed in the excavation. All fueling system components were removed in 1990.

A total of eleven monitoring wells are installed at the Facility. Groundwater monitoring has been conducted periodically since 1991. Groundwater concentrations in the source area wells remain elevated with concentrations of benzene greater than 500 parts per billion and exceedances of several other human health standards and risk-based screening levels.

Site Map:

The site map is located on the next page.



ROY STANLEY DEALERSHIP
 FACILITY ID#15-00065 RELEASE #473

APPROXIMATE AREA OF EXCAVATION



Petroleum Tank Release Compensation Board

Work Plan Task Costs

Facility ID: 1500065

FacilityName: Roy Stanley Chevrolet

City: Kalispell

Release ID: 473

WP ID: 716833858

WP Name: C-B-SR/GWM/WI/W

WP Complete:

WP Date: 06/18/2019

Task #	Task Name	Phase	Estimated Cost	Actual Cost	Balance	Comment
1	Work Plan	C	\$1,600.00			
2	Project Management	C	\$3,828.00			
3	Mobilization	C	\$3,091.00			
4	Fieldwork (WAO)	C	\$0.00			
5	Well Abandonment	C	\$1,284.00			
6	Fieldwork (SRO)	C	\$6,216.00			
7	Soil Removal (E L H B C)	C	\$51,788.00			
8	Soil Removal (D)	C	\$34,931.25			
9	Equipment	C	\$869.45			
10	Fieldwork (WIO)	C	\$1,332.00			
11	Well Installation	C	\$4,893.11			
12	Well Development	C	\$400.00			
13	Survey	C	\$1,551.50			
14	Monitoring	C	\$3,720.00			
15	Miscellaneous (Surface Water Sampling)	C	\$100.00			
16	Laboratory Analysis w/fee	C	\$13,440.00			
17	Report (AR-04)	C	\$3,020.00			
18	Report (AR-03)	C	\$2,525.00			
19	Report (RCPU)	C	\$300.00			
			Total:	\$134,889.31		



Town Pump Inc. Shelby
1350 W Roosevelt Hwy
Facility ID: 51-09749
Release Numbers: 2896, 3002, 3296,
3440, 4143, 4554, 4771, and 4828
Priority: 1.1
Page 1 of 6

Work Plan - (WPIDs 33836 – 33843 to excavate)

This work plan (WP) was requested to take advantage of an opportunity to combine remediation work with on-site updates. The combination of efforts will reduce over-all costs for the remediation in that costs for resurfacing the property will not be paid using fund dollars. The scope of work includes excavating approximately 4,000 tons of impacted soils to be disposed of at a licensed landfill; dewatering the excavation with water treatment and disposal; amending clean backfill to address contamination left in place; protecting the on-site water service line; collecting environmental samples; completing a release closure plan; and reporting.

The site has had 10 petroleum releases. Technical review of analytical results will be used by the consultant to invoice in such a manner as to identify costs with the appropriate release.

The WP budget is \$700,061.15. The project will move forward in phases to correspond with the on-site updates.

Remedial Alternatives Analysis (RAA)

A formal remedial alternatives analysis has not been completed for this petroleum release. Based on the tight clay soils with very shallow groundwater (just below the surface) at an operating fueling station, clean-up options have been greatly limited. However, the consultant's report will include a release closure plan which has an RAA required as part of the closure plan.

Site History

The site property has been used for bulk storage and retail fuel service by various owners since at least the late 1930's. The Shelby Pipeline and Refinery (later known as the Northwest Refinery) operated in the area from 1938 to 1947. The property was leased by Standard Oil in the late 1950's. Bair's Service Stations owned the property in the late 1960's. Travel Plazas of Montana purchased the property in 1988 and there are no known property use changes planned.

The Town Pump facility is an active fuel service station, truck stop, and casino owned by Travel Plazas of Montana and operated by Town Pump, Inc. There are currently nine registered underground storage tanks (USTs) that supply fuel to dispensers located north, west, and south of the station building (Site Map). There are two 12,000-gallon gasoline USTs, five 12,000-gallon diesel USTs, one 8,000-gallon diesel UST, and one 20,000-gallon diesel UST.

Release 2896 was confirmed on April 22, 1996, following inspection results. This contamination has been attribute to historical contamination from the Petroleum Refining Corporation of Shelby and the release was resolve July 12, 1996 based on analytical results below risk-based screening levels (RBSLs). This WP will be conducting work in the historical area of this release; data will



Town Pump Inc. Shelby
1350 W Roosevelt Hwy
Facility ID: 51-09749
Release Numbers: 2896, 3002, 3296,
3440, 4143, 4554, 4771, and 4828
Priority: 1.1
Page 2 of 6

be gathered and evaluated to determine if it is associated with refinery work or from fuel dispensing.

Release 3002 was a release of between 75 and 100 gallons of diesel that was released to the surface during a fuel delivery on September 15, 1996. The release was resolved on September 30, 1996, based on clean-up of the surface spill. This WP will be conducting work in the historical area of this release; data will be gathered and evaluated to determine what contamination will be attributed to each release.

Release 3296 was a diesel release confirmed on December 15, 1997, when approximately 100 gallons of diesel were released to the surface from a semi-truck's ruptured fuel tank. The release was resolved on December 30, 1997, based on clean-up of the surface spill. This WP will be conducting work in the historical area of this release; data will be gathered and evaluated to determine what contamination will be attributed to each release.

Release 3440 was reported in May 1998 when a fuel distribution line cracked near the west end of the gasoline dispensers. This release remains open. To date \$377,974.68 has been reimbursed for this release. This WP will be conducting work in the historical area of this release; data will be gathered and evaluated to determine what contamination will be attributed to each release.

Release 4143 occurred on December 3, 2002, when approximately 30 gallons of diesel fuel were spilled after a nozzle malfunctioned while fueling a semi-truck. This release was resolved on February 6, 2003, based on clean-up of the surface spill. This WP will be conducting work in the historical area of this release; data will be gathered and evaluated to determine what contamination will be attributed to each release.

Release 4180 was reported in 2003 when an estimated 550 gallons of diesel fuel were spilled in the diesel dispenser area during a hit and run accident on May 18, 2003. The fuel left the facility, entered the storm drains and was discharged to the ditch on the north side of US Hwy 2. The release was resolved on April 12, 2017, following clean-up and analytical results of in place soils below RBSLs. To date \$36,927.89 has been reimbursed for this release.

Release 4554 occurred on January 27, 2007 when approximately 148 gallons of diesel were spilled during fuel delivery. The release was resolved on May 8, 2007, based on clean-up of the surface spill. This WP will be conducting work in the historical area of this release; data will be gathered and evaluated to determine what contamination will be attributed to each release.

Release 4717 was reported in 2009 after a patron backed into dispenser 9 & 10 cracking the "fire valve" under the dispenser and causing a release of about 240 gallons of gasoline. The release was resolved on February 16, 2016, based on clean-up of the surface spill and confirmation soil



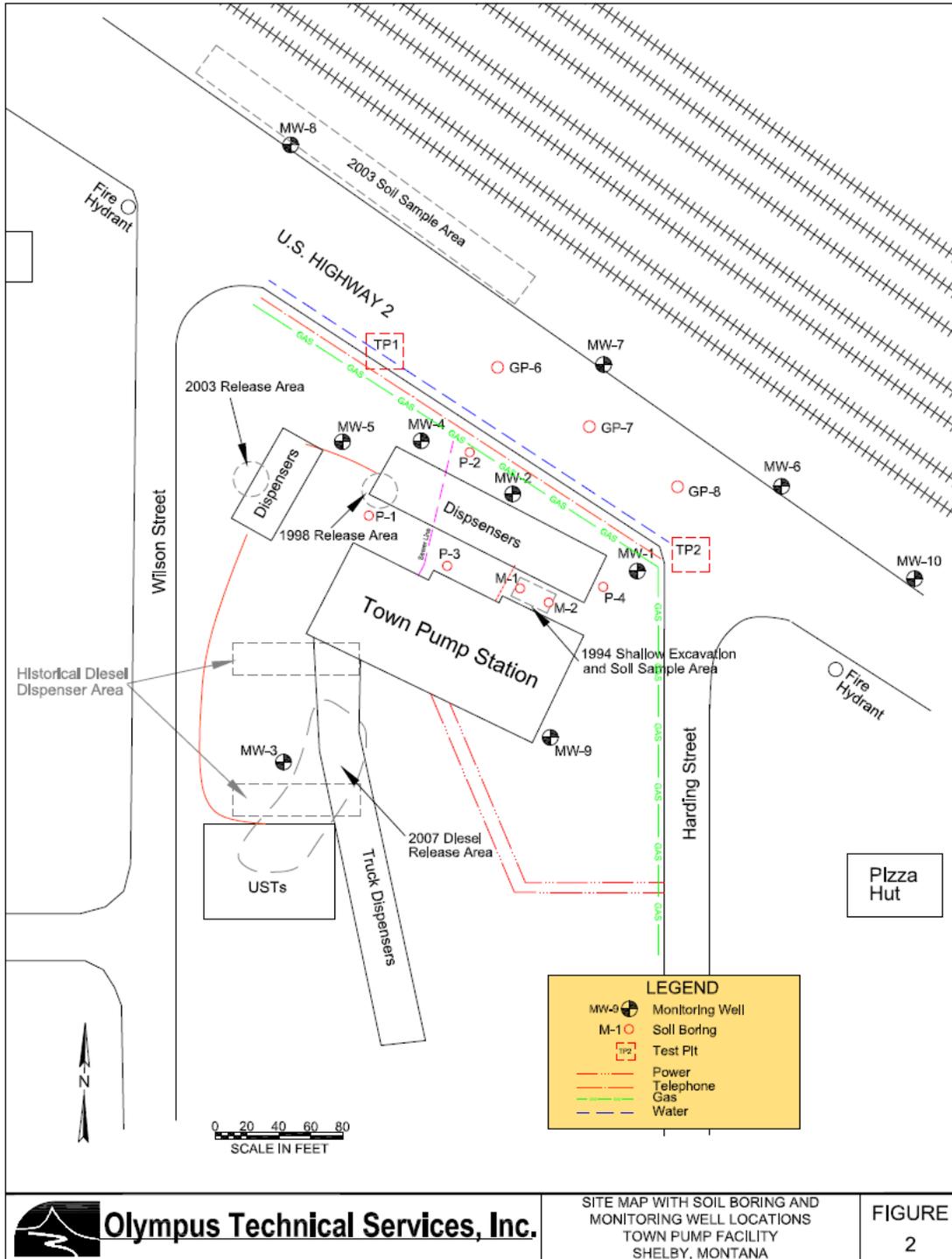
Town Pump Inc. Shelby
1350 W Roosevelt Hwy
Facility ID: 51-09749
Release Numbers: 2896, 3002, 3296,
3440, 4143, 4554, 4771, and 4828
Priority: 1.1
Page 3 of 6

samples below RBSLs. To date \$0.00 has been reimbursed. This WP will be conducting work in the historical area of this release; data will be gathered and evaluated to determine what contamination will be attributed to each release.

Release 4771 occurred on February 5, 2010, when gasoline began leaking out of a crack in the dispenser hose. Approximately 31 gallons of gasoline were spilled. The release was resolved on July 14, 2011, based on clean-up of the surface spill. This WP will be conducting work in the historical area of this release; data will be gathered and evaluated to determine what contamination will be attributed to each release.

Release 4828, which occurred in 2011, was caused when a patron left their vehicle while fueling and the fueling nozzle fell out of the tank. Approximately 20 gallons of diesel fuel were released onto the pavement before the pump nozzle could be turned off. The release was resolved on February 11, 2016, based on clean-up of the surface spill. Confirmation soil samples were below RBSLs. This WP will be conducting work in the historical area of this release; data will be gathered and evaluated to determine what contamination will be attributed to each release.

Site Map:



Olympus Technical Services, Inc.

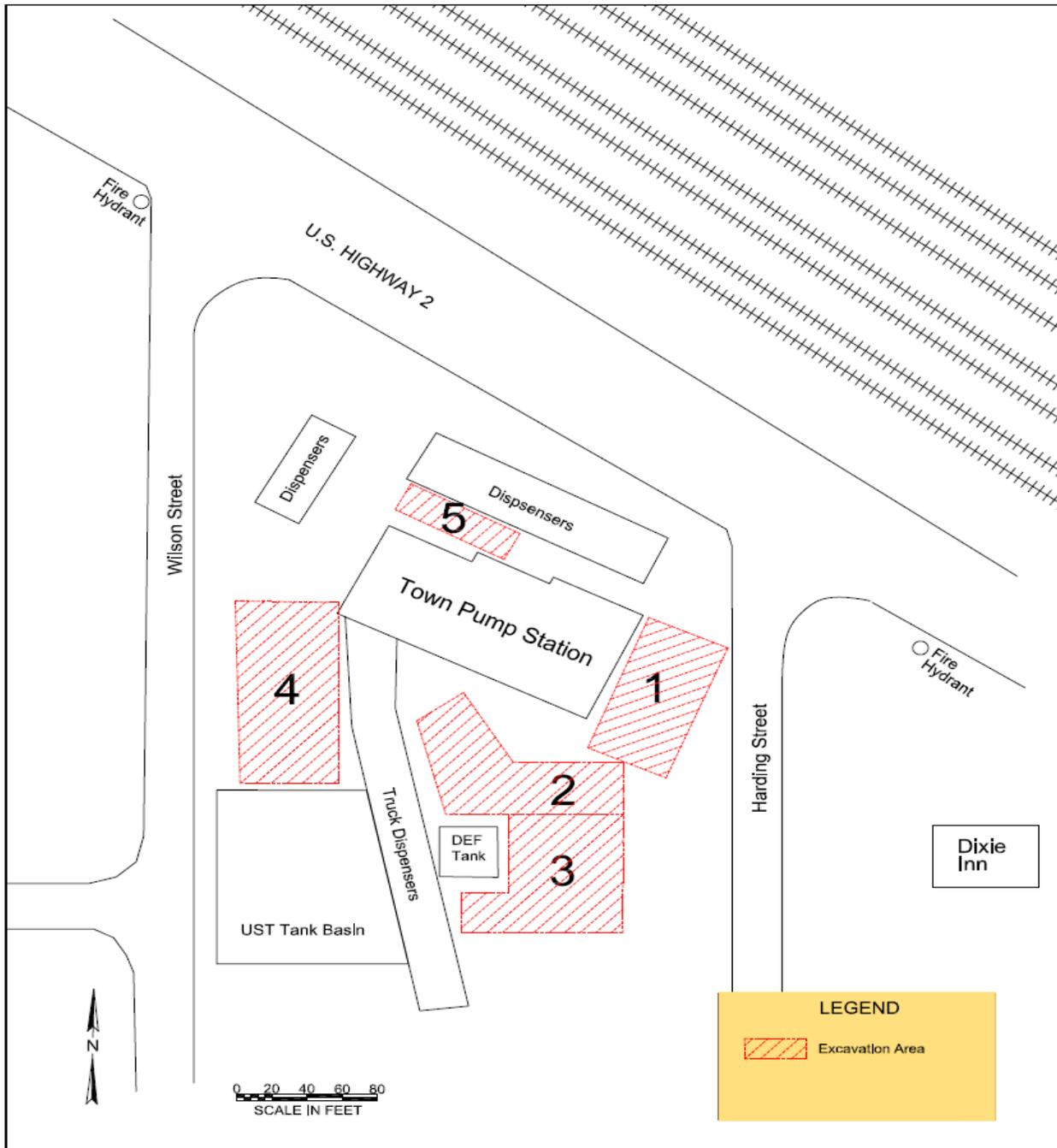
SITE MAP WITH SOIL BORING AND
MONITORING WELL LOCATIONS
TOWN PUMP FACILITY
SHELBY, MONTANA

FIGURE
2

Approximate Release Locations:



Approximate Areas of Concrete Removal by Phase in 2019:





Petroleum Tank Release Compensation Board

Work Plan Task Costs

WP includes Release #2896, #3002, #3296, #3440, #4143, #4554, #4771, and #4828

Facility ID: 5109749 FacilityName: Town Pump Inc Shelby

City: Shelby

Release ID: 3440 WP ID: 716833839 WP Name: C-S-SR

WP Complete: WP Date: 04/23/2019

Task #	Task Name	Phase	Estimated Cost	Actual Cost	Balance	Comment
1	Work Plan		\$0.00			
2	Project Management		\$0.00			
3	Mobilization		\$0.00			
4	Fieldwork		\$0.00			
5	Soil Removal		\$0.00			
6	Soil Removal		\$0.00			
7	Soil Removal		\$0.00			
8	Miscellaneous		\$0.00			
9	Miscellaneous		\$0.00			
10	Equipment		\$0.00			
11	Lodging/Per Diem		\$0.00			
12	Miscellaneous		\$0.00			
13	Survey		\$0.00			
14	Laboratory Analysis w/fee		\$0.00			
15	Report		\$0.00			
16	Report		\$0.00			
Total:			\$0.00			

Before a budget can be established, PTRCB staff needs to know the splits per release, splits per dig-out phase, and the percent reimbursement for eligible releases due to noncompliance.



Facility Name: Town Pump White Sulphur Springs
Physical Address: 309 East Main Street
Facility ID: 30-08724
Release Number: 2642
Priority: 1.4
Page 1 of 2

Work Plan- (33896 for Excavation)

This work plan (WP) was requested to combine remediation work with Facility upgrades. The old underground storage tanks and dispenser canopy are to be removed in August 2019 allowing access to petroleum-contaminated soil. WP tasks include the following: project management; excavation and soil screening; separation and stockpiling of non-impacted overburden soil; disposal of petroleum-contaminated soil; backfill amendment; collection of field data and samples; laboratory analyses and data validation; site restoration; and data analysis, conclusions, recommendations, and reporting. DEQ expects the proposed actions in the plan to remediate petroleum sources and promote resolution of the Release.

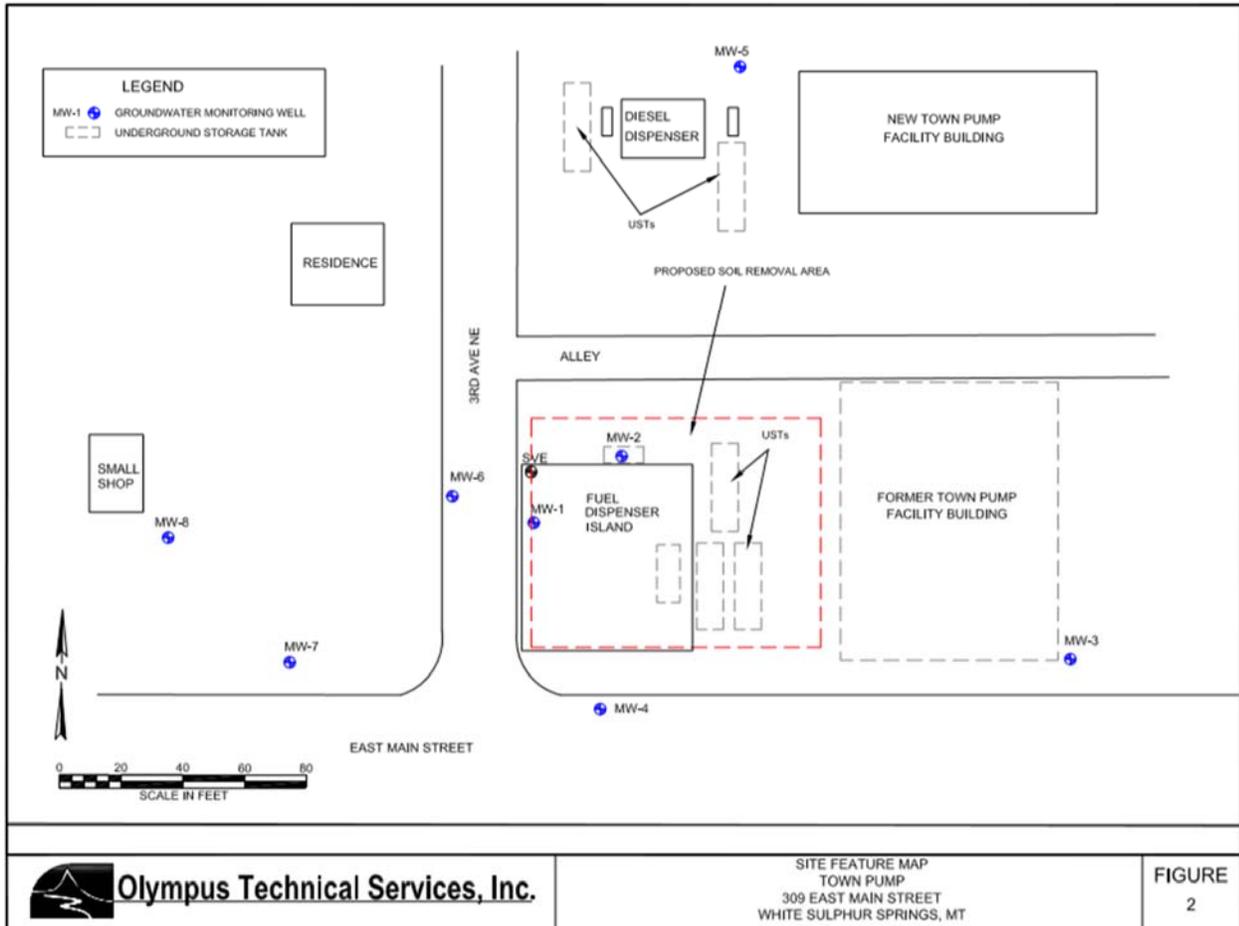
Remedial Alternatives Analysis (RAA)

A formal remedial alternatives analysis has not been completed for this petroleum release. An opportunity to remove contaminated soil in conjunction with Facility upgrade work will reduce excavation remediation costs. A release closure plan will be provided with the excavation report and contains an RAA section.

Site History:

The property has historically been used as a gasoline service station and was a Texaco prior to becoming a Town Pump. The site includes a retail gasoline outlet and a convenience store. The site was redeveloped in 2019. Upgrades include a new convenience store and new underground storage tanks and dispenser islands.

Site Map: (next page)



Olympus Technical Services, Inc.

SITE FEATURE MAP
 TOWN PUMP
 309 EAST MAIN STREET
 WHITE SULPHUR SPRINGS, MT

FIGURE
 2



Petroleum Tank Release Compensation Board

Work Plan Task Costs

Facility ID: 3008724 **FacilityName:** Town Pump Inc White Sulphur Springs **City:** White Sulphur Springs

Release ID: 2642 **WP ID:** 716833896 **WP Name:** C-B-SR-RCPU **WP Complete:** **WP Date:** 07/19/2019

Task #	Task Name	Phase	Estimated Cost	Actual Cost	Balance	Comment
1	Work Plan		\$1,045.00			
2	Project Management		\$5,446.00			
3	Mobilization		\$4,110.00			
4	Fieldwork		\$46,800.00			
5	Soil Removal (E,LC,D)		\$66,178.00			
6	Soil Removal (H,B)		\$60,983.13			
7	Miscellaneous - Dewatering		\$24,810.00			
8	Miscellaneous - Backfill Amendment - ORC-A		\$14,400.00			
9	Equipment		\$1,200.00			
10	Lodging/Per Diem		\$4,189.00			
11	Survey - Utility locates		\$2,140.00			
12	Laboratory Analysis w/fee		\$6,700.00			
13	Report - AR-04		\$3,020.00			
14	Report - Release Closure Plan Update		\$300.00			
Total:			\$241,321.13			

[Back to Agenda](#)