

Petroleum Tank Release Compensation Board

Special Meeting Minutes

Thursday, July 24, 2014

Present: Board members – Petroleum industry representative Vern Kelley (Chair), Commissioner of Commerce delegate Jan Ludwigson (Vice-Chair), experience in claims adjustment representative Jeanne Hankerson, and public member representative William Hefner; Board Counsel Assistant Attorney General Michael Tostengard; and Director of the Petrofund, Joel Fischer. Ms. Hankerson and Mr. Hefner participated in the meeting via conference call.

Absent: Commissioner of the Minnesota Pollution Control Agency (MPCA) delegate Michael Kanner.

Location: Lower Level Room 35, Golden Rule Building, 85 – 7th Place East, Saint Paul, Minnesota.

Mr. Kelley called the meeting to order at 8:30 a.m..

A. Consideration of Environmental Lien Filing

1. Mr. Tom and Mrs. Elizabeth Pearson Leak #13178

Analyst: Colleen Schiltz

Mr. Kelley noted that the Board had previously reviewed this environmental lien at its July 9, 2014 meeting, ultimately deciding to table the matter. Mr. Fischer indicated that Mr. and Mrs. Pearson had notified staff that they would not be attending the special meeting or participating by phone, and did not have any additional information for the Board's consideration.

Ms. Ludwigson asked for confirmation that the review of the environmental lien had been tabled in order to allow Mr. and Mrs. Pearson to file an appeal with the MPCA regarding their status as responsible persons. Mr. Kelley confirmed that that was the case. Mr. Fischer reported that Mr. and Mrs. Pearson had indicated that they were still planning filing an appeal with the MPCA.

Ms. Hankerson asked for confirmation that any increases in the environmental lien amount would be brought to the Board for consideration. Mr. Tostengard confirmed that that is part of the cost recovery process.

Ms. Hankerson moved, Mr. Hefner seconded, to approve the Department of Commerce to file an environmental lien in the amount of \$18,374.05 against this leaksite property. The motion carried on a roll call vote of 4-0.

Adjournment – Ms. Ludwigson moved, Ms. Hankerson seconded, to adjourn the meeting. The motion carried on a roll call vote of 4-0. The meeting adjourned at 8:40 a.m..