

In Person Attendance:

Minnesota Department of Commerce
85 7th Place East, St. Paul, MN 55101
Golden Rule Building, Summit Conference Room
(Go to Front Desk on Skyway Level for escort to 5th Floor)

Remote Attendance:

This meeting can be attended remotely.
Check the Petrofund website for more information:
<https://mn.gov/commerce/business/petrofund/>



Petroleum Tank Release Compensation (Petrofund) Board Regular Meeting

Date: Wednesday, July 16, 2025

Time: 10:30 AM

Agenda

- A. Approval of May 21, 2025 Petrofund Board Regular Meeting Minutes**
- B. Consideration of Appeal Lk# 21024**
- C. Consideration of Appeal Lk# 21929**
- D. Minnesota Pollution Control Agency (MPCA) Staff Report and Fund-Financed Summary Report**
- E. Minnesota Department of Commerce (Commerce) Staff Report and Fund Report**
- F. Discussion of Board Mtg time for 2026**

Next Petrofund Board Regular Meeting

Wednesday, September 17, 2025 – 10:30 AM
Minnesota Department of Commerce
85 7th Place East, St. Paul, MN 55101
Golden Rule Building, Summit Conference Room

To participate remotely, check the Petrofund website for updates:
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Petroleum Tank Release Compensation (Petrofund) Board Regular Meeting

A. Approval of May 21, 2025 Petrofund Board Regular Meeting Minutes

Petroleum Tank Release Compensation Board

Regular Meeting Minutes

Date: 21 MAY, 2025
Location: Summit Conference Room, Golden Rule Building, 85 – 7th Place East, St. Paul, Minnesota
Participants could also attend remotely in accordance with Minn. Stat. §13D.015.

Board Members

Present

- Chair Frank Orton, Petroleum industry representative.
- Julie Quinn, Public member representative
- Charles Blixt, Experience in claims adjustment representative
- Vice-Chair Sarah Larsen, Commissioner of the Minnesota Pollution Control Agency (MPCA) designee
- Peter Bratsch, Commissioner of the Minnesota Department of Commerce (Commerce) designee

Call to Order

Mr. Orton called the meeting to order at 10:30 a.m.

Introductions

Mr. Frank Orton Reads the Remote Mtg opening statement.

Approval of the JAN 15, 2025 Board Regular Meeting Minutes

Ms. Larsen moved, Mr. Bratsch seconded, to approve the January 15, 2025 Board regular meeting minutes. The motion passed 5-0.

Consideration of Environmental Lien for Lk# 21392, Hanson residence

Mr. Hawks provides a summary of Lien and requests Board's approval to file lien in the amount of \$4,983.07 (10% of cost to MPCA fund financed). Invoices are from 2020-2023, the RP (Bonnie Hanson) filed for financial hardship Dec 2020, and was approved March 2021. The site is currently closed and no further charges are expected. No member of the Hanson family was present for discussion.

Mr. Blixt makes a motion to approve the lien, and Ms. Quinn seconds the motion. The motion passes 5-0.

A motion by Frank Orton was made to reopen discussion because a family representative arrived to represent, Julie Quinn Seconded. Motion passes 5-0.

Mr. Hawks provided summary again. Ann Sanaga wanted to ask about a payment option. Payment are an option with or with out lien. Discussion ensued.

Mr. Orton makes motion to approve the lien while simultaneously working out a payment plan with applicant, Ms. Larsen seconds. Motion passes 5-0.

Consideration of Appeal for Lk# 20243, Glenn's Food and Gas Center, inc

Mr. Hawks provides a summary of the case and appeal. The appeal is related to an MPCA 15% tank regulation reduction that has been imposed on 13 prior applications totaling \$51,730.26, with \$9,128.86 in reductions.

Mr. Glenn Gust and his consultant provide background information. MPCA provides background information. Discussion occurred.

Mr. Bratsch makes a motion to that Petrofund no longer impose the violation reduction of 15%, and Mr. Blixt seconds the motion. The motion passes 5-0.

Consideration of Appeal for Lk# 22000, 20415 Summerfield Rd property

Mr. Hawks provides a summary of the case and appeal. The appeal is related to a reduction 10% (\$401.04) that has been imposed for failure to obtain competitive bids per Minn Rule 2890.4000.

Mr. Bratsch moved to deny the appeal and maintain the reduction as recommended by Petrofund staff, Ms. Larsen seconded. The motion passes 5-0.

Consideration of Appeal for Lk# 22219, Celine Stop Glencoe inc – formerly Speedway

Mr. Hawks provides a summary of the case and appeal. The appeal is related to a reduction of \$56,810.05 related to Consultant/Contractor services, Excavation/Stockpiling/Loading/Hauling/Disposal of Contaminated soil over the Petrofund maximum costs.

Mike Hayes and Sam Ragheb present case that soil was difficult to estimate due to water saturation, compaction and soil makeup. They also suggest that the basic conversion metric of 1.4 tons per cubic yard is not a 1-size fits all metric. MPCA discussed that there was no request for additional soil to be removed/disposed. Additionally that the amount of soil removed was not in line with the amount of soil screening samples (recommended 1 sample per 10 cubic yds removed)(31 samples were taken, the amount of soil removed should have required 230 samples). MPCA argues there is not enough data to fully state that all soil was contaminated. Pump and Meter provided that the trucks were only being loaded 2/3 full due to the weight of the soil. Discussion ensued.

Mr. Blixt moved to approve the appeal and allow full reimbursement of the costs in dispute, Ms. Quinn seconded. The motion passes 4-1 with Ms. Nelsen dissenting.

Minnesota Pollution Control Agency Staff Report and Fund-Financed Summary Report

MPCA Program Administrator Amy Miller introduced a new staff members Marcel Mikkelson as a project manager out of the Saint Paul office. Ms. Miller also reported that PRP/ER is fully staffed. Ms. Miller reported that the MPCA had 6 reports that were not actioned within the statutory requirement of 120 days. These were due to staffing issues and leaves. Ms. Miller reports that for FY25 PRP had written work orders totaling approximately 84% of allocated dollars and invoices totaling approximately 40% of that amount. No additional exceedances of \$100k that were not already accounted for, and 2 that were anticipated that did not quite reach that threshold.

Ms. Miller presented and discussed the consultant performance report. Reports are based on a 1 Jan 2025 time start date and will be cumulative going forward. This report will be public facing and has been developed based on recommendations from the MPCA Legislative audit recently conducted.

Mr. Orton moved, Mr. Bratsch seconded, to approve the MPCA staff report and fund-financed summary report. The motion passed 5-0.

Ms. Miller made a request for \$7,700,000 for PRP during FY 2026. These funds are for 92 known sites. 2 projects are over \$1 million dollars.

Mr. Bratsch moved to approve, and Mr. Blixt seconded, to approve the MPCA PRP FY26 budget request. The motion passed 5-0.

Mr. Kory Wiech Program Coordinator for the MPCA Safety and Emergency Management made a request for \$1,000,000 for ER during FY 2026. This will be the first year that we have separated ER from PRP for requests for budget. This is an increase of \$500,000 that was requested last year, though ER has encumbered \$850,000 already in FY 25.

Mr. Bratsch moved, and Ms. Quinn seconded, to approve the MPCA ER FY26 budget request. The motion passed 5-0.

Minnesota Department of Commerce Staff Report and Fund Report

Petrofund Director Scott Hawks notified the Board that the Fund Report, as of 18 April 2025, has an unencumbered balance of the Petrofund was \$1,182,165 and the cash balance was \$32,341,846.

Mr. Hawks reports that Petrofund staff was reviewing initial and supplemental reimbursement applications within 60 and 120 days, respectively, as required by statute.

Mr. Hawks noted that as of May 15, 2025, initial applications were being reviewed within 20 days of their receipt and supplemental applications were being reviewed within 58 days of their receipt. In May of 2024 applications were being reviewed at 57 and 115 days and 63 days and 122 days in 2023 respectively. Our staff is engaging with applicants in less than ½ the time as the previous 2 years.

Mr. Hawks reported that the following number of applications had been received since his last report to the Board: 20 in January, 25 in Feb, 32 in March, 25 in April, and 10 so far in May for a total of 112 Applications. In that same time 115 applications have been processed for payment

Mr. Hawks indicated that as of today, a total of 227 applications have been processed for payment in FY2025 for \$3,568,739. This number exceeds 2 of the past 5 full years and is on pace to be the most applications paid since prior to 2020.

The Petrofund has had one staff member, Kelly Kangas, resign since the past board meeting. The hiring process has been completed and a new staff member selected pending HRO approval. We hope to have that new person on board by 18 Jun 2025. Additionally, we plan to hire 1 additional person to provide redundancy for our Abandoned Tank program and to also assist with application review in early FY 2026.

Petrofund is currently in progress of developing in concert with MNIT and a select group of stakeholders our new database. The new database will allow more efficient tracking of applications and their supplemental applications, it will also allow for an external input of applications directly into the system that should alleviate some of the most common mistakes in application submission. This will lead to faster turn-around and quicker payments for applicants in the future, as well as a more complete and robust record of interactions and application progress.

Mr. Hawks reports that the Abandoned Tank programs contracts have been updated and extended through Jan 2027.

Ms. Larsen moved, Mr. Orton seconded, to approve the Commerce staff report and fund report. The motion passed 5-0.

Mr. Hawks requested approval to Impose Petrofund from Sep 1 2025-Dec 31 2025.

Mr. Orton moved, Mr. Blixt seconded, to approve to impose the Petro fund fee from SEP 1 2025-Dec 31, 2025. The motion passed 5-0.

Mr. Hawks requested approval to make an interagency agreement with Attorney General's Office to 1) Approve agreement, 2) authorize Chair Orton to sign on behalf of the Board, 3) Approval to encumber 150 hrs for legal services in FY26/27.

Ms. Larsen moved, Mr. Bratsch seconded, to approve to the request to make an interagency agreement with the Adjutant General's office as outlined above. The motion passed 5-0.

Mr. Hawks requested approval to update Petrofund forms for FY 2026 to accommodate a greater than 10% inflationary price index increase.

Mr. Orton moved, Ms. Larsen seconded, to approve to the request to update Petrofund forms as outlined above. The motion passed 5-0.

Open Discussion

Mr. Orton brings up an item that is being considered by the Attorney General's office to potentially include "jobbers" as Responsible Persons (RP) for a leak site. Mr. Orton has concerns that this is a reach that the "jobbers" would have the information to be fairly considered an RP. If "jobbers were considered RPs, how would Petrofund be able to penalize these types of RPs for regulatory infractions by the tank operators and owners. Mr. Hawks has agreed to do more research on this and follow-up with Legislative Affairs for further discussion at a future meeting.

Adjournment

Ms. Larsen moved, Mr. Orton seconded, to adjourn the meeting. The motion passed 5-0.

Mr. Orton adjourned the meeting at 12:37 p.m.

Minutes prepared by: Petrofund Director Scott Hawks

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Petroleum Tank Release Compensation (Petrofund) Board Regular Meeting

B. Consideration of Appeal for LK# 21024

Petrofund Reimbursement Application Summary

File #:	<u>21024</u>	Pre-Approved Date:	<u>DENIED</u>
Date Application Received:	<u>4/26/21</u>	Pre-Approved Amount:	<u>\$0</u>
Type of Application:	<u>Initial</u>	Board Approved Date:	<u></u>
Type of Applicant:	<u>RP</u>	Board Approved Amount:	<u></u>

Applicant Information

Soldi Investments, LLC
312 Co Rd 5
Stillwater, MN 55082
Contact: Tony Misenor

Leaksite Information

Former Lake Elmo Oil
11127 Stillwater Blvd N
Lake Elmo, MN 55042

Multi-Party Check Name: N/A

Tank(s) Owned From:	<u>Unknown</u>	Date Leak Detected:	<u>7/16/19</u>
Tank(s) Owned To:	<u>6/28/19</u>	Date Leak Reported:	<u>7/16/19</u>

Tank Information: See back of application summary.

Cost Category	Amount Requested	Amount Not Approved	Amount Approved
Excavation/Soil Disposal Oversight	<u>\$ 3,431.16</u>	<u>\$ 3,431.16</u>	<u>\$ 0</u>
Limited Site Investigation	<u></u>	<u></u>	<u></u>
Contractor Services	<u></u>	<u></u>	<u></u>
Total Costs	<u>\$ 3,431.16</u>	<u>\$3,431.16</u>	<u>\$ 0</u>

	Total Eligible Costs	<u>\$ 0</u>
	× Reimbursement Rate: 90% <u>X</u> or 100% <u></u>	<u>\$ 0</u>
	Consultant and Contractor Bidding Reduction <u></u> %	<u>-\$</u>
	Unregistered Consultant and Contractor Reduction <u></u> %	<u>-\$</u>
	Notice of Release Reduction	<u>-\$</u>
	Tank Regulation Reduction <u>15</u> %	<u>-\$ 0</u>
	Failure to Cooperate with the MPCA Reduction <u></u> %	<u>-\$</u>
	Total Reimbursement	<u>\$ 0</u>

Prior application reductions:	<u>NA</u>
Total amount previously reimbursed:	<u>NA</u>
Ongoing expenses (from application):	<u>Closure Recommended</u>

Item(s) being appealed: All (\$3,431.16)

Tank Information

Tank Information

Tank Type	Contents	Capacity (gallons)	Date Installed	Date Removed
Steel	Gasoline	6,000	1983	6/28/2019
Steel	Gasoline	10,000	1983	6/28/2019
Steel	Gasoline	10,000	1983	6/28/2019
Steel	Diesel Fuel	6,000	1983	6/28/2019
STI-P3	Kerosene / racing fuel	6,000	1989	6/28/2019
Steel	Kerosene	3,000	Unknown	Unknown

¹ Aboveground Storage Tank

Date: June 25, 2025
To: Petrofund Board
From: Katherine Roelke, Petrofund Analyst
Subject: Leak #21024 – Former Lake Elmo Oil

The applicant is appealing the following item from my letter dated April 3, 2025:

1. The reduction (\$3,431.16) for failure to provide documentation showing that Soldi Investments, LLC evidentially incurred the costs being requested for reimbursement (pursuant to Minn. Stat. §115C.09, Subd. 3).

Minn. Stat. §115C.09, subd. 3 provides that costs for which reimbursement is requested must be determined to be actually incurred by an eligible applicant. The application lists Soldi Investments, LLC as the applicant, however the invoice included in the application is made out to No Neck Tony's. Because documentation has not been provided showing that Soldi Investments, LLC evidentially incurred these costs, they have not been considered for reimbursement.

The basis of the applicant's appeal is stated in Mr. Anthony J Misenor's letter received June 2, 2025.

Mr. Misenor indicates in his letter of appeal, that had his application been reviewed in a more-timely manner, he would have had time to obtain a copy of a cancelled check as proof of incurred costs before his bank closed.

This application was received on April 26, 2021 (not 2019 as indicated in Mr. Misenor's June 2, 2025 letter), during a time when there was only one analyst on staff and there was a significant backlog. As a result, application review time was taking longer. Attached is a copy of the application log showing the back-and-forth correspondence between the applicant and Petrofund staff. The original applicant name was No Neck Tony's – Solid (s/b Soldi) Investments, LLC. The invoice including the costs being requested for Petrofund reimbursement consideration was made out to No Neck Tony's. Through additional communication with the applicant and the MPCA, it was determined that No Neck Tony's and Soldi Investments, LLC had different Tax ID Numbers, and the MPCA only viewed Soldi Investments, LLC as a Responsible Person. Tony Misenor was the property owner and therefore, was an eligible applicant as a Volunteer.

Communication continued for approximately two years attempting to obtain a W-9 form and application with an applicant name and address that reconciled. The applicant name and address on both the application and W-9 form changed multiple times during this time frame.

After receiving the applicant's appeal letter, Petrofund staff continued to reach out to the applicant, asking if any bank statements or correspondence existed. Petrofund staff also reached out to the consultant, asking if they had any other documentation that could be used as proof of incurred costs. The applicant indicated that no bank information existed and that the consultant didn't have any additional information. The consultant sent me a copy of the check stub previously sent to me by the applicant. However, the check stub received from the consultant showed the account holder as Lambert, Inc. instead of Soldi Investments, LLC as stated on the copy provided by the applicant. It appears that the consultant invoice in question was paid by Lambert, Inc., not Soldi Investments, LLC as stated by the applicant.

For reference purposes, the following documents related to this application have been included in the meeting information packet:

- *Petrofund Reimbursement Application Summary;*
- Commerce staff memo;
- Commerce staff reimbursement determination letter;
- Applicant appeal letter;
- *MPCA Commissioner's Site Report;*
- Site map.

Because the information provided by the applicant does not change staff's reimbursement determination, staff recommends that the requested costs (\$3,431.16) not be approved for reimbursement as indicated in my letter dated April 3, 2025.

Application Chronology

Leak #21024 – Former Lake Elmo Oil

- 4-26-21 Application received.
Applicant name: **No Neck Tony's – Solid (s/b Soldi) Investments, LLC.**
Consultant invoice (one) billed to: No Neck Tony's.
No W-9 form included with the application.
- 9-17-21 Email sent to applicant requesting a W-9 form.
- 9-17-21 Received W-9 form: Lambert, Inc., dba No Neck Tony's.
- 12-8-21 Email sent to applicant stating the applicant name doesn't reconcile with the name on the W-9 form. I asked which name is correct and to provide a corrected W-9 form and/or corrected page one to application so that they reconcile.
- 11-7-22 Received email from applicant requesting status of application.
- 11-9-22 Email sent to applicant stating PF staff hasn't received a response to our 12-8-21 email.
- 11-9-22 Received email from applicant stating **Soldi Investments, LLC** is the correct applicant name. No corrected documentation provided as requested.
- 11-14-22 Email sent to applicant requesting a corrected W-9 form and page one to the application showing the legal name of the owner/operator of the tanks at the leak site.
- 12-19-22 Received a new W-9 form: Anthony Misenor dba Soldi Investments, LLC.
- 6-8-23 Email sent to the applicant stating that the W-9 form received on 12-19-22 does not reconcile with the applicant name and address on your application. Asked for corrected/corresponding forms.
- 6-8-23 Received a new W-9 form: Anthony Misenor dba Soldi Investments, LLC, and a new page one to the application with same name (**Anthony Misenor dba Soldi Investments, LLC**) but different address.
- 6-8-23 Received email from consultant stating to disregard the previous email stating the address is incorrect. Consultant will be sending a corrected page one and the applicant will be sending a corrected W-9 form.
- 6-8-23 Received a new W-9 form from the applicant: Anthony Misenor dba Soldi Investments, LLC . W-9 form was not dated.
- 6-8-23 Received a new page one from the consultant: **Anthony Misenor dba Soldi Investments, LLC** with new address.
- 6-9-23 Email sent to applicant, saying: with this new information, we now need the following: 1. W-9 form not dated. Please provide a dated W-9 form; 2. Applicant name is now Anthony Misenor dba Soldi Investments, LLC, however the invoice is made out to No Neck Tony's. Need proof of incurred costs. 3. What is the relationship between Anthony Misenor dba Soldi Investments, LLC and No Neck Tony's? 4. Do they share the same Tax ID Number?

- 6-13-23 Email received from applicant stating Soldi Investments is the LLC that owns the property. No Neck Tonys is the operating business. They have separate Tax ID Numbers.
- 6-13-23 Received an email from the consultant with the same information. Referenced attachments. No attachments included.
- 7-23-23 Received an email from the applicant requesting the status of his application.
- 7-24-23 Sent email requesting the attachments because they weren't included in the previous email.
- 7-24-23 Received the requested attachments from the consultant. New page one of application now shows: **Lambert Inc., LLC dba No Neck Tony's** as applicant. Same address. New W-9 form: Anthony Misenor dba Lambert Inc., LLC dba No Neck Tony's.
- 12-14-23 Tried calling applicant a few times. It would ring a few times and disconnect.
- 12-14-23 Tried sending applicant an email regarding what is still needed. The email didn't go through.
- 12-14-23 Left v/m for consultant. Explained I was unable to reach applicant by phone and explained what we need (name still doesn't reconcile and need proof of incurred costs).
- 12-14-23 Sent email to consultant. Explained the phone number and email address we have on file for the applicant doesn't appear to be current. Explained what we still need. Explained who can be a Responsible Person per the MPCA and who can be a Volunteer.
- 12-21-23 Sent letter to applicant detailing what is still needed:
1. The name on the W-9 form and page one to your application received on July 24, 2023 do not reconcile. The name on the most-recent W-9 form is Anthony Misenor dba Lambert Inc. LLC dba No Neck Tony's, and the name on the amended page one is Lambert, Inc., LLC dba No Neck Tony's. The Minnesota Pollution Control Agency shows Soldi Investments, LLC as a responsible person and Tony Misenor as the owner. Therefore, either Soldi Investments, LLC or Tony Misenor are considered eligible applicants. Please provide a corrected page one and W-9 form using one of these two names, or if using a different name, please provide documentation showing how the applicant is an eligible applicant.
 2. The invoice included in this application from Carlson McCain is made out to No Neck Tony's. Minn. Stat. §115C09, subd. 3 provides that costs for which reimbursement is requested must be determined to be actually incurred by the applicant. As previously requested, please provide documentation (e.g., invoices, cancelled checks) to show that the applicant eventually incurred these costs.
- 1-8-24 Received a new W-9 form from applicant: Soldi Investments, LLC.

- 1-10-24 Sent an email to the applicant stating the name and address on the W-9 form received on 1-8-24 do not reconcile with page one of the application. Explained that this request has been going back and forth for awhile. Explained again what needs to reconcile.
- 1-10-24 Received an email from the applicant asking what the original W-9 form showed.
- 1-10-24 Sent an email to the applicant, asking that he contact his consultant for help preparing a response. Explained PF is too short staffed to help him prepare his application and responses. Explained that I was still the only analyst on staff.
- 4-25-24 Received an email from the applicant asking for a status update.
- 4-26-24 Sent an email to the applicant stating that I still haven't received a response to my 1-10-24 email.
- 4-26-24 Received a new W-9 form the applicant: No Neck Tony's dba Woldi Investments, LLC
- 2-26-25: Spoke with applicant. Informed applicant that I have confirmed with the MPCA that Soldi Investments, LLC is an RP for this leak site. Therefore, Soldi Investments, LLC can be an eligible applicant. Explained to him that I need the correct address for Soldi Investments, LLC. Need W-9 form and page one and Certification Page with correct applicant name and address. Must match Tax records. Also need proof of incurred costs.
- 2-26-25 Sent an email to applicant to restate what is needed. Confirmed that Soldi Investments, LLC is the RP/applicant. Asked for the following: 1. Address confirmation (address changed again); and, 2. Need proof of incurred costs.
- 2-26-25 Received an email from applicant including a new W-9 form: Soldi Investments, LLC and an invoice from Jacon, LLC to Soldi Investments for "Balance Forward" in the amount of \$23,873.00. Email also included a new address.
- 2-26-25 Received email from applicant. Includes a one-page document from HAF Group dated 9-3-19, labeled as, "Draw 1". Details Demo, Tank removal, General Conditions, and Construction Management costs totaling \$81,761.00.
- 3-24-25 Received email from applicant forwarding me his 2-26-25 email with the HAF document stating, "The attached statement shows that invoice from Jacob was addressed to soldi investments"
- 3-24-25 Sent the following email to applicant:
In my previous email, I requested documentation to show that Soldi Investments, LLC eventually incurred the costs billed to No Neck Tony's from Carlson McCain on their invoice #0040913 totally \$3,431.16. Instead, you provided a copy of an invoice from Jacon LLC to Soldi Investments, LLC in the amount of \$23,873.00. It doesn't appear that the invoice from Jacon LLC has anything to do with the costs being requested for reimbursement in your application received 4-26-21. In order for us to be able to consider the requested costs for reimbursement consideration, we need documentation (e.g., invoice, copy of cancelled check) showing that Soldi Investments, LLC eventually incurred

- the costs billed to No Neck Tony's from Carlson McCain on their invoice #0040913 totaling \$3,431.16. If you have such documentation, please provide it for our review.
- 3-24-25 Received email from applicant stating: "this project was sold investments, the entire loan that paid all invoices which I attached came out of sold investments. Upper right corner of invoice shows sold investments".
- 3-28-25 Sent email to applicant detailing that I need a paper trail showing how Soldi Investments, LLC eventually incurred the requested costs. Need unit-cost breakdown of the \$23,876 showing how the \$3,416.00 is part of the \$23,876.00 amount.
- 3-28-25 Received email from applicant stating, "Ok, just to be clear, You need the invoice for the phase 2 from Carlson McCain?"
- 3-28-25 Sent email to applicant, stating, "I have the Carlson McCain invoice. I need all of the invoices that are part of the \$23,873.00 invoice".
- 3-28-25 Received email from applicant, stating, "I paid Carlson McCain for the phase 2 inspection. I then paid Jacon to remove the fuel tanks. I am not following as to what other invoices?"
- 3-28-25 Spoke with applicant. We went through everything that is needed and why. He will get me a copy of a cancelled check.
- 4-1-25 Received an email from applicant, forwarding me the email he received from the consultant that included a copy of the check stub used to pay his claim. The check stub showed the account came from Soldi Investments, LLC, from Lake Elmo Bank on 8-7-10 in the amount of \$3,431.16.
- 4-2-25 Sent email to applicant explaining we can't use a copy of the check stub. We need a copy of the actual cancelled check to show that it cleared the bank.
- 4-2-25 Received email from applicant; "I have been trying to get this reimbursed since 2019. That bank has closed. This is a payment receipt from Carlson"
Note: Application was received on 4-26-21.
- 4-2-25 Received another email from applicant: "Am no longer with that bank. I believed it closed down"
- 4-2-25 Left v/m message for applicant.
- 4-2-25 Sent email to applicant, following up from v/m message. Explained that a determination letter will be mailed denying the requested costs and why.
- 4-2-25 Received email from applicant: "5 years and now you need things from my bank that has closed?"
- 4-2-25 Sent email to applicant: "I understand your frustration. We have been asking for the same documentation for almost two years now. The applicant name and W-9 form have changed multiple times. Without proof of incurred costs, I cannot approve the requested costs. You will have 60 days from the date of the determination letter to provide additional information or appeal."
- 4-3-25 Determination letter sent to applicant denying all costs due to failure to provide proof of incurred costs.
- 6-2-25 Received letter of appeal from applicant.

April 3, 2025

Soldi Investments, LLC
Attn: Tony Misenor
312 Co Rd 5
Stillwater MN 55082

RE: Former Lake Elmo Oil – Leak #21024

Dear Mr. Misenor:

Information you recently submitted has enabled Petrofund staff to complete the review of your application for reimbursement received April 26, 2021. For the reason specified below, none of the costs included in your request (totaling \$3,431.16) have been approved for payment. A copy of the Minnesota Pollution Control Agency *Commissioner's Site Report* is enclosed for your review.

Minn. Stat. §115C.09, subd. 3 provides that costs for which reimbursement is requested must be determined to be actually incurred by an eligible applicant. Your application lists Soldi Investments, LLC as the applicant, however the invoice included in your application is made out to No Neck Tony's. Because you have not provided documentation showing that Soldi Investments, LLC evidentially incurred these costs, they have not been considered for reimbursement.

Please note that you may appeal the reimbursement determination. If you choose this option, you must file a written notice setting forth the specific basis for the appeal by June 2, 2025 (pursuant to Minn. Stat. §115C.12, subd. 1, which provides that the appeal must be made within 60 days of the date of this letter). Any additional information that clarifies or documents the specific basis for your appeal should also be included in your letter. If that information does not lead to a revised staff reimbursement determination, your application will be reviewed by the Petrofund Board at the **July 16, 2025**, Board meeting. The meeting will be held at the Department of Commerce, 85 Seventh Place East, St. Paul, MN. Signs posted at the Department will direct you to the meeting room. If you are unable to attend the meeting in person, you may participate by phone.

Soldi Investments, LLC

April 3, 2025

Page Two

If you have any questions, please contact me at 651-539-1512 or 800-638-0418 (outside the Twin Cities), or via e-mail at katherine.roelke@state.mn.us. The Petrofund fax number is 651539-0103.

Sincerely,

Katherine Roelke

Katherine Roelke
Petrofund Analyst

Enclosure

Copy: Carlson McCain, Inc.

Subject: Appeal for Reimbursement Determination – Former Lake Elmo Oil (#21024)

I am writing to formally appeal the reimbursement determination for "Former Lake Elmo Oil - #21024." I initially submitted the application in 2019 under the property owner, Soldi Investments, LLC. This project was commonly referred to as the No-Neck Tony's project, as No-Neck Tony's was intended to operate the space post-construction. All relevant parties, including the bank, architect, and city officials, were aware of this association.

In 2022, MN Petro Fund requested a W-9 form. Due to an oversight, I submitted it under No-Neck Tony's instead of Soldi Investments, LLC, as I own both companies. The subsequent correspondence and corrections took an additional 1.5 years, and the correct W-9 has since been provided. Currently, I am being asked to supply a cashed check as proof of payment. While I have submitted a paid invoice from Carlson McCain confirming payment by Soldi Investments, LLC, I am unable to provide a cashed check. This is because the bank used during the project's inception five years ago is no longer in operation, making it impossible to retrieve such documentation.

I believe the extended processing time by the Petro Fund significantly contributed to this issue. Had my application been reviewed promptly, I would have been able to provide the necessary cashed check before the bank's closure. Given these circumstances, I respectfully request the approval of the disbursement.

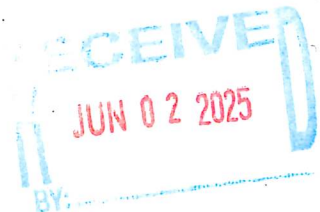
Thank you for considering my appeal. I appreciate your time and attention to this matter.

Sincerely,

Anthony J. Misenor

Amisenor@gmail.com

651-442-5750



Soldi Investments, LLC

6014

Carlson-McCain Inc

Date	Type	Reference	Original Amt.	Balance Due	4/23/2021 Discount	Payment
8/7/2019	Bill	0040913	3,431.16	3,431.16	Check Amount	3,431.16

Lake Elmo Bank Chec

3,431.16

RECEIVED
JUN 02 2025
BY: _____

MINNESOTA POLLUTION CONTROL AGENCY
COMMISSIONER'S SITE REPORT
TO THE PETROLEUM TANK RELEASE
COMPENSATION BOARD

Date: 5/14/2021



Site: Former Lake Elmo Oil
Site ID: LS0021024
Applicant: No Neck Tony's – Soldi Investments, LLC
Date Commerce Received Application: 4/26/2021

1. Appropriateness of the Corrective Action

As part of the application review process, Petroleum Tank Release Cleanup Fund (Petrofund) staff will verify with Minnesota Pollution Control Agency staff whether or not the corrective action described in the application was appropriate in terms of protecting public health, welfare, and the environment, pursuant to Minn. Stat. § 115C.09, subd. 2a, item (d).

2. Compliance with Applicable Requirements: **INADEQUATE**

Information readily available to the Minnesota Pollution Control Agency shows that the applicant has complied with the applicable requirements of Minn. Stat. § 115C.09, subdivision 3(i), with the following exceptions:

CORROSION PROTECTION

The applicant was not in compliance with corrosion protection requirements for tanks and/or piping under state rules (Minn. R. 7150.0215 and/or Minn. Stat. § 116.49, subd. 2).

-DATE CORROSION PROTECTION REQUIRED: December 1998

- The applicant received a citation warning in 2012 for failure to conduct annual cathodic protection testing on tank with impressed current.
- The applicant received a citation warning in 2012 for failure to conduct annual cathodic protection testing on piping with impressed current.

Reimbursement Reduction:

The Minnesota Pollution Control Agency may recommend a reduction in reimbursement by 15 percent in accordance with Minn. Stat. § 115C.09, subd. 3(i), and Minn. R. 2890.0065 subp. 1, item A(1).

LEAK DETECTION FOR TANKS

The applicant was not in compliance with leak detection requirements for tanks under state rules (Minn. R. 7150.0300--0340).

LEAK DETECTION FOR PRESSURIZED PIPING

The applicant was not in compliance with leak detection requirements for piping under state rules (Minn. R. 7150.0300-.0340).

-DATE PIPING LEAK DETECTION REQUIRED: December 1990

- The applicant received a citation warning in 2012 for failure to conduct annual line leak detector function test.
- The applicant received a citation warning in 2012 for failure to conduct annual line tightness test.

Reimbursement Reduction:

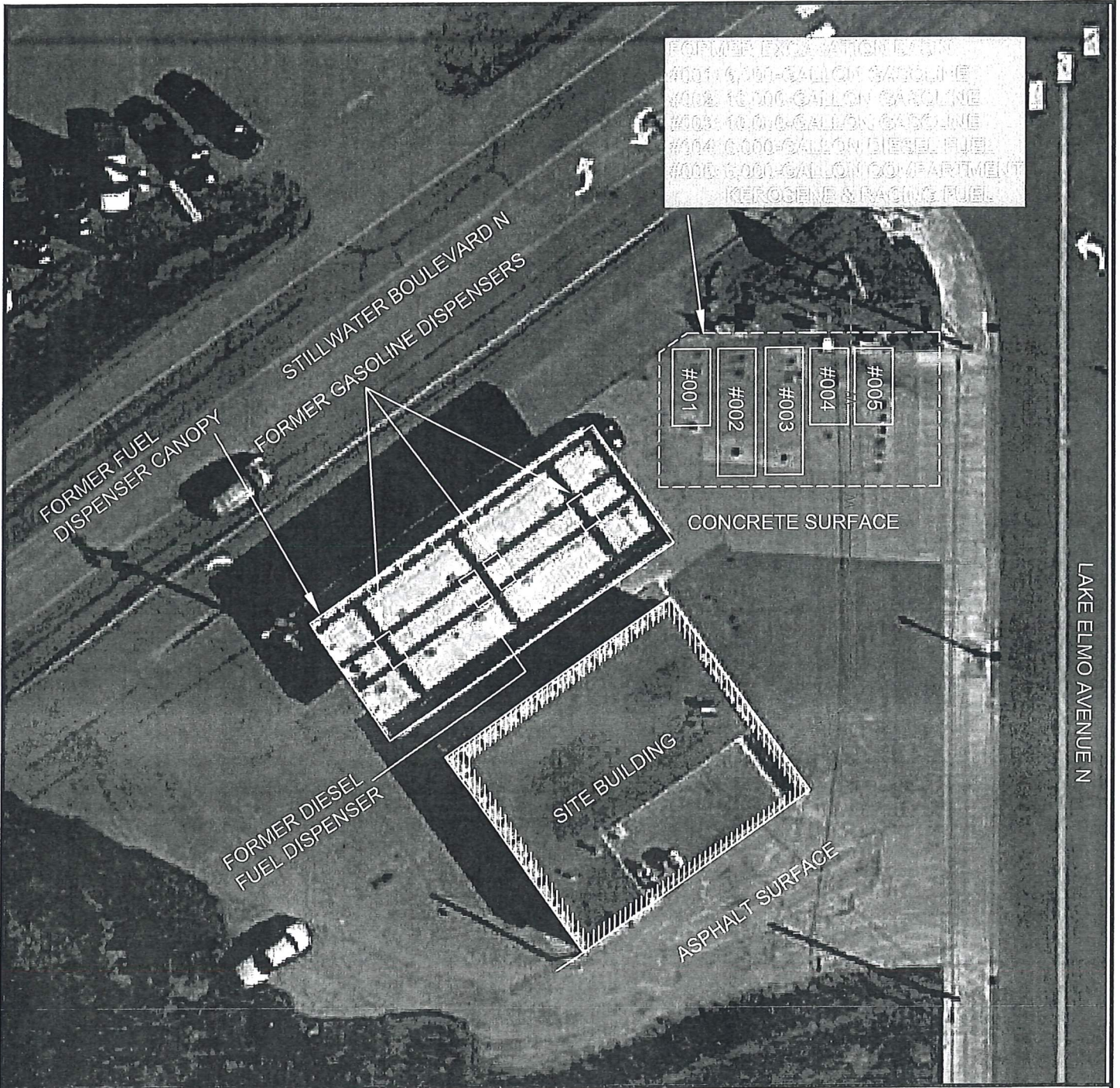
The Minnesota Pollution Control Agency may recommend a reduction in reimbursement by 15 percent in accordance with Minn. Stat. § 115C.09, subd. 3(i), and Minn. R. 2890.0065 subp. 1, item A(2).

3. Conclusion

Reimbursement Reduction Recommendation Summary:

The Minnesota Pollution Control Agency recommends a total of 15 percent reimbursement reduction for tank violations in accordance with Minn. Stat. § 115C.09, subdivision 3(i) and Minn. R. 2890.0065, subp. 1.

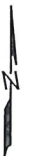
The statements in this report are made solely for the purpose of determining eligibility for reimbursement under Minn. Stat. § 115C.09. Nothing in this site report releases any person from liability, and the Minnesota Pollution Control Agency does not waive any of its authority to require additional corrective action at the above-referenced site or to enforce other provisions of state law.



LEGEND

SOURCE: GOOGLE EARTH, 2018

— W — BURIED WATER SERVICE LINE



Carlson McCain
 15650 36th Ave N, Suite 110, Plymouth, MN 55446
 Phone: 952-346-3900 Fax: 952-346-3901
 www.carlsonmccain.com

UST SYSTEM REMOVAL
FORMER LAKE ELMO OIL
 11127 STILLWATER BOULEVARD NORTH
 LAKE ELMO, MN 55042
 CARLSON MCCAIN PROJECT NO.: 8226-00
 MPCA LEAKSITE NO.: LS0021024

FIGURE 2
AERIAL PLAN
VIEW

In Person Attendance:

Minnesota Department of Commerce
85 7th Place East, St. Paul, MN 55101
Golden Rule Building, Summit Conference Room
(Go to Front Desk on Skyway Level for escort to 5th Floor)

Remote Attendance:

This meeting can be attended remotely.
Check the Petrofund website for more information:
<https://mn.gov/commerce/business/petrofund/>



Petroleum Tank Release Compensation (Petrofund) Board Regular Meeting

C. Consideration of Appeal Lk# 21929

Petrofund Reimbursement Application Summary

File #:	21929	Pre-Approved Date:	3 Apr 2025
Date Application Received:	1/08/2024	Pre-Approved Amount:	\$9,885.57
Type of Application:	Initial	Board Approved Date:	
Type of Applicant:	RP	Board Approved Amount:	

Applicant Information

Patty's, Inc dba Palisade One Stop
 307 Main St
 Palisade, MN 56469
Contact: Kory O'Neil

Leaksite Information

Palisade One Stop
 307 Main St
 Palisade, MN 56469

Multi-Party Check Name: N/A

Tank(s) Owned From:		Date Leak Detected:	02/10/2023
Tank(s) Owned To:	Current	Date Leak Reported:	02/13/2023

Tank Information: See back of application summary.

Cost Category	Amount Requested	Amount Not Approved	Amount Approved
Excavation/Soil Disposal Oversight	\$	\$	\$
Limited Site Investigation	\$ 14,299.50	\$ 70.00	\$ 14,229.50
Contractor Services	\$	\$	\$
Total Costs	\$ 14,299.50	\$ 70.00	\$ 14,299.50

Total Eligible Costs	\$ 14,299.50
× Reimbursement Rate: 90% <u>X</u> or 100% <u> </u>	\$ 12,806.55
Consultant and Contractor Bidding Reduction <u> </u> %	-\$
Unregistered Consultant and Contractor Reduction <u> </u> %	-\$
Notice of Release Reduction	-\$ 1,000.00
Tank Regulation Reduction 15%	-\$ 1,920.98
Failure to Cooperate with the MPCA Reduction <u> </u> %	-\$
Total Reimbursement	\$ 9,885.57

Prior application reductions:	NA
Total amount previously reimbursed:	NA
Ongoing expenses (from application):	Unknown

Item(s) being appealed: MPCA 15% Tank Regulation reduction, and the Notice of release reduction (\$2,920.98)

Tank Type	Contents	Capacity (gallons)	Date Installed	Date Removed
Steel	Gasoline	8,000	10/1/98	N/A
Steel	Gasoline	8,000	10/1/98	N/A
Steel	Diesel Fuel	4,000	10/1/98	N/A
				N/A
				N/A
				N/A

¹ Aboveground Storage Tank

Date: June 25, 2025
To: Petrofund Board
From: Katherine Roelke, Petrofund Analyst
Subject: Leak #21929– Palisade One Stop

The applicant is appealing the following items from my letter dated April 3, 2025:

1. The 15% reduction (\$1,920.98) for failure to comply with leak detection requirements (pursuant to Minn. Rule 2890.0065, subp. 1 (A) (2)).
2. The reduction (\$1,000.00) for failure to report a release to the MPCA immediately upon discovery (pursuant to Minn. Rule 2890.0065, subp. 1 (B)).

In accordance with the Minnesota Pollution Control Agency (MPCA) *Commissioner's Site Report* and Minn. Rule 2890.0065, staff imposed a 15% reduction for failure to comply with leak detection requirements. The details of the reduction are outlined on the *Commissioner's Site Report* and memo from the MPCA dated June 10, 2025.

In accordance with the MPCA *Commissioner's Site Report* and Minn. Rule 2890.0065, staff imposed a \$1,000.00 reduction for failure to report a release to the MPCA immediately upon discovery. The details of the reduction are outlined on the *Commissioner's Site Report* and memo from the MPCA dated June 10, 2025.

The basis of the applicant's appeal is stated in Kary O'Neil's email dated June 2, 2025.

For reference purposes, the following documents related to this application have been included in the meeting information packet:

- *Petrofund Reimbursement Application Summary*;
- Commerce staff memo;
- Commerce staff reimbursement determination letter;
- Applicant appeal letter;
- MPCA *Commissioner's Site Report*;
- MPCA staff memo;
- site map.

Because the information provided by the applicant does not change staff's reimbursement determination, staff recommends reimbursement of \$9,885.57, which includes the items listed above in my letter dated April 3, 2025.

April 3, 2025

Patty's, Inc. dba Palisade One Stop
Attn: Kary O'Neal
307 Main Street
Palisade MN 56469

RE: Palisade One Stop – Leak #21929

Dear Kory O'Neal:

Information you recently submitted has enabled Petrofund staff to complete the review of your application for reimbursement received January 8, 2024. Reimbursement of \$9,885.57 has been approved for payment. A copy of the Minnesota Pollution Control Agency (MPCA) *Commissioner's Site Report* is enclosed for your review.

Please note that you have three options available to you:

- **You may appeal the reimbursement determination. If you choose this option, you must file a written notice setting forth the specific basis for the appeal by June 2, 2025** (pursuant to Minn. Stat. §115C.12, subd. 1, which provides that the appeal must be made within 60 days of the date of this letter). Any additional information that clarifies or documents the specific basis for your appeal should also be included in your letter. If that information does not lead to a revised staff reimbursement determination, your application will be reviewed by the Petrofund Board at the **July 16, 2025**, Board meeting. The meeting will be held at the Department of Commerce, 85 Seventh Place East, St. Paul, MN. Signs posted at the Department will direct you to the meeting room. If you are unable to attend the meeting in person, you may participate by phone.
- **You may advise us in writing that you do not intend to appeal the amount approved for reimbursement.** In this case, your reimbursement will be issued approximately four to six weeks after we have received your written notice.
- **You may take no action.** If you choose this option, your reimbursement will be issued in approximately three months.

Patty's, Inc. dba Palisade One Stop

April 3, 2025

Page Two

Your reimbursement request has been reduced as follows:

1. **The requested costs not supported by an invoice (by \$70.00).** The *Calculation of Reimbursement Request* form included in your application identifies \$14,299.50 in charges being requested for reimbursement for the Limited Site Investigation step-of-work. However, only \$14,229.50 in costs have been supported with an invoice. As a result, the additional \$70.00 requested for reimbursement have not been approved.

The amount approved for payment has been reduced as follows:

1. Minn. Rule 2890.0065 allows for the Petrofund to reduce an applicant's reimbursement for failure to comply with leak detection protection requirements applicable to the operation of petroleum storage tanks. Based on the recommendation made in the enclosed MPCA *Commissioner's Site Report*, a 15% reduction has been imposed on the costs included in this application for failure to comply with leak detection requirements. This reduction amounts to \$1,920.98.
2. Minn. Rule 2890.0065 allows for the Petrofund to reduce an applicant's reimbursement for failure to report a release to the MPCA immediately upon discovery. Based on the recommendation made in the enclosed MPCA *Commissioner's Site Report*, a \$1,000.00 reduction has been imposed on the costs included in this application for failure to immediately report the release at this leaksite to the MPCA.

If you have any questions, please contact me at 651-539-1512 or 800-638-0418 (outside the Twin Cities), or via e-mail at katherine.roelke@state.mn.us. The Petrofund fax number is 651539-0103.

Sincerely,

Katherine Roelke

Katherine Roelke
Petrofund Analyst

Enclosure

Copy: Millsop Associates, Inc.

Roelke, Katherine (COMM)

From: kory o'neil <koryoneil@gmail.com>
Sent: Monday, June 2, 2025 3:19 PM
To: Roelke, Katherine (COMM)
Subject: Appeal for leak #21929

This message may be from an external email source.

Do not select links or open attachments unless verified. Report all suspicious emails to Minnesota IT Services Security Operations Center.

Katherine - Please consider the following appeal. I will send in supporting testing documents before 4 today in a separate email. Thank you for your help with this.

My name is Kory O'Neil and I, along with my business partner Ryan Fowlds, own the Palisade One Stop. On February 10th, 2023

it was determined that we had a possible leak. I am writing you this correspondence to appeal the decision to reduce our reimbursement for leak #21929. I talked to the MPCA and they told us that they have a black and white criteria for the penalties regarding Petrofund reimbursement and they can't vary from those recommendations but they understand there are situations for appeal. I am writing this appeal in the hopes that the board understands the mistakes that were made previously regarding reporting the leak and when leak testing needed to be done and reconsiders the recommended reductions from the MPCA for Petrofund reimbursement.

The story of the leak is as follows. On Thursday February 9th, 2023 at around 6 pm, I received a call from an employee. They told us that our unleaded product was not pumping. I asked the employee to check the leak detector and they told me that it was flashing and displaying a code. I had them bag the unleaded pumps right away and called into MN Petroleum to have them come out for a service call. They came out the next morning, 2/10/2023, and determined there was a cracked union on the 87 line directly under the dispenser. We left the bags on the pumps until they were able to fix it to ensure there was not a leak. When Millsop Associates did the testing for contamination, it was confirmed what we expected, that it was not a large leak as there was no abnormal contamination.

We bought the Palisade One Stop on January 1st, 2016 from its previous owners. It was a relatively new industry for both Ryan and myself. We did not know all of the specific rules and regulations when it came to dispensing fuel and the previous owners were not much help in the matter in regards to what needs to be tested and when it needs to be tested. We are a small store in a small community and we have tried our best to remain compliant with all regulations, not just for dispensing fuel, so we can continue to be here for our community. Most other tests/licenses send out reminders of what needs to be done and by

Roelke, Katherine (COMM)

From: Kory O'Neil <koryoneil@gmail.com>
Sent: Monday, June 2, 2025 3:53 PM
To: Roelke, Katherine (COMM)
Subject: Appeal for leak #21929
Attachments: 2327_001.pdf

This message may be from an external email source.

Do not select links or open attachments unless verified. Report all suspicious emails to Minnesota IT Services Security Operations Center.

Katherine - here is the supporting documents for my appeal of the petrofund reimbursement for leak #21929. It's documents showing we were current with our leak testing at the time of the leak. I apologize for the late timing of this appeal.

Thank you,
Kory O'Neil



UST cathodic protection system
evaluation Galvanic (Sacrificial Anode) Type
Underground Storage Tanks (UST) Program

Doc Type: Compliance Certification

Instructions:

- All reports must be submitted regardless of results (pass, fail, or inconclusive) within 30 days
Incomplete forms will not be accepted and will be returned.

Submittal: To submit this form, open the form using Internet Explorer Web browser or Adobe Acrobat Reader, save the form to your computer and send to the Minnesota Pollution Control Agency (MPCA) by using the submit button at the end of the form, or attach the form to an email message, using "Notification form" as the subject line to undergroundlinks.pca@state.mn.us.

1. UST facility MPCA Site ID #:
Name: PALISADE ONE STOP
Address: 307 MAIN AVE
City: PALISADE Zip code: 56469
County: Phone:
Contact name (if different than above):
2. UST owner/operator
Name:
Address:
City: State:
Zip code Phone:
Contact phone:

3. Cathodic protection (CP) tester information and qualifications

Tester name (print): Daniel Toldo Company name: Minnesota Petroleum Service
Address: 682 39th Ave NE City: Columbia Heights
State: MN Zip code: 55421 Phone: (763) 780-5191 Email: dtoldo@mnpetro.com
National Association of Corrosion Engineers (NACE) international certification #:
Steel Tank Institute (STI) certification #: CP-T1220

4. Reason survey was conducted (check only one)

- [X] Routine - 3 years [] Routine - within 6 months of install [] 30-day re-survey after fail [] Re-survey within 6 months of repair/modification
Date next CP survey must be conducted by (mm/dd/yyyy): 08/03/2025 (Required within 6 months of install or repair, and every 3 years thereafter.)

5. CP tester's evaluation (check only one)

- [X] Pass All protected structures at this facility pass the CP survey and the continuity survey indicates all protected structures are isolated. It is judged that adequate CP has been provided to the UST system (Complete sections 7 and 8).
[] Fail One or more protected structures at this facility fail the CP survey, and it is judged that adequate CP has not been provided to the UST system. (Complete sections 7 and 8).
[] Inconclusive The remote and the local do not both indicate the same test result on all protected structures (both pass or both fail), or the continuity survey indicates continuous or inconclusive results when compared to non-protected structures, the survey must be evaluated by a corrosion expert (Corrosion Expert to complete section 6).

Date CP survey performed (mm/dd/yyyy): 08/03/2022

6. Corrosion expert's evaluation (if applicable)

The attached survey must be conducted and/or evaluated by a corrosion expert when: a) conducting repairs to metallic structures which are non-factory coated with dielectric material; b) adding supplemental anodes to the tanks and/or piping without following accepted industry standards; c) the local and remote structure-to-soil potential did not result in the same outcome (both pass or both fail); d) the continuity survey indicates one or more of the protected structures are not isolated; e) when required by MPCA (Corrosion Expert to complete sections 7 and 8).

- [] Pass All protected structures at this facility have been judged that the adequate CP is provided to the UST system.
[] Fail One or more protected structures at this facility fail the CP survey and it is judged that adequate CP has not been provided to the UST system.

Corrosion expert's name (print): Phone:
Company name:
NACE Int./PE certification: NACE Int./PE certification #:

7. Criteria applicable to evaluation (check all that apply)

- [X] -850 On Structure-to-soil potential more negative than -850 millivolts (mV) with the protective current applied.
[] -850 Off Structure-to-soil potential more negative than -850 mV with the protective current momentarily interrupted. ("Instant Off")
[] 100 mV Structure tested exhibits at least 100 mV of cathodic polarization. ("Instant Off" readings minus native/depol readings)

Facility name: PALISADE ONE STOP

Date CP survey performed: 08/03/2022

(Note: The facility name and date of survey will automatically populate from page one.)

8. Action required as a result of this evaluation (check only one)

- None CP is adequate. No further action is necessary at this time. Test again by no later than (see Section 4).
Retest CP may not be adequate. Retest within 30 days to determine if passing results can be achieved. (Retests may occur only if all protected structures are isolated from non-protected structures)
Repair & Retest CP is not adequate. Repair/modification is necessary within the next 60 days, or permanently close the tank system.

9. CP system repairs and/or modification information

Date of "failing" test: Date of repair: Repair company:

Name of lead repair technician: Phone #

Certification of repair technician (check all that apply): Steel Tank Institute NACE MPCA certified supervisor

Note: submit failing test results with this report if not already submitted.

Description of repairs (check all that apply)

- Supplemental anodes for a sti-P3 tank.
Supplemental anodes for metallic pipe which is factory coated with dielectric material (fusion bonded epoxy or equivalent).
Supplemental anodes for a non-sti-P3 tank, (e.g., bare steel).
Supplemental anodes for metallic pipe which is non-factory coated with dielectric material (e.g., galvanized, copper, bare steel, etc.).
Isolation of Galvanically protected tanks/piping. (explain in "remarks/other" below).
Isolation of non-protected metal pipe segments (e.g., flex connectors) at STP or dispenser sumps (explain in "remarks/other" below).

Remarks/Other (Maximum 750 characters approximately):

10. Galvanic (sacrificial anode) structure to soil potential and continuity survey

Half Cell Placement (testing) on frozen soil, concrete, asphalt, or other paving materials is not acceptable.

Structure to Soil Potentials:

- The half cell must be placed in a minimum of three locations per tank, and three locations per piping run. At least one of the reference cell locations must be in the soil directly over the tested structure (local); and at least one must be placed in soil approximately 25 to 100 feet away from the structure (remote). The third location is at the discretion of the tester (either local or remote).
When testing flex connectors only, two tests points are required for each flex connector, one local and one remote.
Both the local and the remote voltage must meet one of the three criteria listed in section 7 in order for the structure to pass. Inconclusive must be indicated when both the local and the remote structure-to-soil potentials do not result in the same outcome (both pass or both fail).
If the "-850 mV Off" or the "100 mV Polarization" criteria is used for galvanic systems, record structure-to-soil potential readings on the MPCA Impressed Current data sheet or similar form.

Continuity Testing: (Point-to-Point and/or Fixed Cell-Moving Ground)

- Point-to-Point: When conducting this method, the leads of the volt meter are required to contact the two structures being examined to demonstrate isolation or continuity. A half cell is not used for this test method.
Fixed Cell-Moving Ground: When conducting this method, the half cell must be placed in the soil at a remote location approximately 25 to 100 feet away and left undisturbed. The other lead of the meter is moved to structures being evaluated.
To interpret continuity data for either method compare the difference in voltage of the structures evaluated and use the following guidelines: 1 mV or less = continuous, 1-10 mV= inconclusive, greater than 10 mV = isolated.
For galvanic systems, the structure that is to be protected must be isolated from all other non-protected metallic structure in order to "pass" the continuity survey.
If other approved continuity testing methods are used, alter this form or submit the data on a separate sheet.

Facility name: PALISADE ONE STOP

Date CP survey performed: 08/03/2022

(Note: The facility name and date of survey will automatically populate from page one.)

Describe soil type and location(s) of remote reference cell placement(s) (e.g., Black dirt, 30 feet NW of Tank #1 spill bucket):

Remote location #1: Greater than 30' EAST OF TANKS/LINES

Remote location #2: GREATER THAN 30' EAST OF TANKS/LINES

Describe soil type(s) of local reference cell placements: BACKFILL

Structure: Tank 1 (Example)

Structure to soil potentials (mV)			Continuity testing (mV)			
Half cell site map code	Half cell placement description	"ON" Voltage	Structure tested	Point-to-point voltage	Fixed cell remote voltage	Isolated/Continuous/Inconclusive
(Ex)1	Local, soil at ATG manway	-1011 mV	(Ex) ATG Conduit	475 mV		isolated
(Ex)2	Local, Soil at STP manway	-995 mV	(Ex) STP conduit		-528 mV	isolated
(Ex)R-1	Remote #1	-1042 mV	(Ex) Vent	421 mV		isolated
Structure contact point(s): (Ex) Tank Bottom			(Ex) Fill Riser	375 mV	-522 mV	isolated
Overall Structure Results (Structure to soil potentials and continuity):			<input checked="" type="checkbox"/> Pass	<input type="checkbox"/> Fail	<input type="checkbox"/> Inconclusive	

Structure: T1

1	SOIL OVER TANK	-874	CONDUIT	508		ISOLATED
2	"	-882				
3	"	-894				
R1/R2	REMOTE1/REMOTE2	-858/-862				
Structure contact point(s): TANK BOTTOM						
Overall Structure Results (Structure to soil potentials and continuity):			<input checked="" type="checkbox"/> Pass	<input type="checkbox"/> Fail	<input type="checkbox"/> Inconclusive	

Structure: T2

4	SOIL OVER TANK	-934	CONDUIT	723		ISOLATED
5	"	-1026				
6	"	-972				
R1/R2	REMOTE1/REMOTE2	-951/-949				
Structure contact point(s): TANK BOTTOM						
Overall Structure Results (Structure to soil potentials and continuity):			<input checked="" type="checkbox"/> Pass	<input type="checkbox"/> Fail	<input type="checkbox"/> Inconclusive	

Structure: T3

7	SOIL OVER TANK	-868	CONDUIT	750		ISOLATED
8	"	-884				
9	"	-880				
R1/R2	REMOTE1/REMOTE2	-969/-968				
Structure contact point(s): TANK BOTTOM						
Overall Structure Results (Structure to soil potentials and continuity):			<input checked="" type="checkbox"/> Pass	<input type="checkbox"/> Fail	<input type="checkbox"/> Inconclusive	

Structure: ALL LINES

10	SOIL OVER LINES	-997	CONDUIT	630		ISOLATED
3	"	-1095	ALL LINES	0		CONT
9	"	-1140				
R1/R2	REMOTE1/REMOTE2	-924/-920				
Structure contact point(s): LINES@DISP						
Overall Structure Results (Structure to soil potentials and continuity):			<input checked="" type="checkbox"/> Pass	<input type="checkbox"/> Fail	<input type="checkbox"/> Inconclusive	

Structure:

Structure contact point(s):						
Overall Structure Results (Structure to soil potentials and continuity):			<input checked="" type="checkbox"/> Pass	<input type="checkbox"/> Fail	<input type="checkbox"/> Inconclusive	

Facility name: PALISADE ONE STOP

Date CP survey performed: 08/03/2022

(Note: The facility name and date of survey will automatically populate from page one.)

Half cell site map code	Structure to soil potentials (mV)		Continuity testing (mV)			
	Half cell placement description	"ON" Voltage	Structure tested	Point-to-point voltage	Fixed cell remote voltage	Isolated/Continuous/Inconclusive
Structure:						
Structure contact point(s):						
Overall Structure Results (Structure to soil potentials and continuity):			<input checked="" type="checkbox"/> Pass	<input type="checkbox"/> Fail	<input type="checkbox"/> Inconclusive	

Structure:						
Structure contact point(s):						
Overall Structure Results (Structure to soil potentials and continuity):			<input checked="" type="checkbox"/> Pass	<input type="checkbox"/> Fail	<input type="checkbox"/> Inconclusive	

Structure:						
Structure contact point(s):						
Overall Structure Results (Structure to soil potentials and continuity):			<input checked="" type="checkbox"/> Pass	<input type="checkbox"/> Fail	<input type="checkbox"/> Inconclusive	

Structure:						
Structure contact point(s):						
Overall Structure Results (Structure to soil potentials and continuity):			<input type="checkbox"/> Pass	<input type="checkbox"/> Fail	<input type="checkbox"/> Inconclusive	

Structure:						
Structure contact point(s):						
Overall Structure Results (Structure to soil potentials and continuity):			<input checked="" type="checkbox"/> Pass	<input type="checkbox"/> Fail	<input type="checkbox"/> Inconclusive	

Comments (Maximum 750 characters approximately):

If separate corrosion protection is required on flex connectors, treat each flex as if it were an individual metal pipe.

If additional sheets are needed, complete another form.

Facility name: PALISADE ONE STOP

Date CP survey performed: 08/03/2022

(Note: The facility name and date of survey will automatically populate from page one.)

11. Description of UST system

Tank/ Pipe #	Product	Capacity (Gallons)	Tank type ¹	Piping type ²	Metal segments at tank sump ³	Metal segments at dispenser ¹
1	DIESEL	4,030	STIP3	SW STEEL	CP W ANODES	CP W ANODES
2	REGULAR	8,000	"	"	"	"
3	PREMIUM	8,000	"	"	"	"
4						
5						
6						
Ex:	Premium	10,000	SW sti-P ₃ [®]	DW Fiberglass	CP w/ anodes	In Containment

1. Indicate if tank is Double Wall (DW) or Single Wall (SW). Also indicated type (e.g., steel, fiberglass, sti-P₃[®], composite etc.). Also indicate if tank is compartmental if applicable
2. Indicate if piping is Double Wall (DW) or Single Wall (SW). Also, indicate type (e.g., coated steel, fiberglass, galvanized, flex, etc.).
3. Indicate how metal segments such as flex connectors or metal pipe segments are protected from corrosion (e.g., isolated, booted, bonded, CP w/anodes, in containment, etc.)

12. UST facility site diagram

Attach a detailed site diagram of the UST and CP systems to the email. At a minimum, you should indicate the following: All tanks, piping and dispensers; Location of anodes if known; All buildings and streets; Location of CP test stations; Each reference cell placement (local and remote) must be indicated by a code (e.g., 1, 2, T-1,) corresponding with the appropriate test in Section 10 of this form. If supplemental anodes are added to the tank system, indicate number, size, location and depth of the new anodes. An evaluation of the CP system is not complete without an acceptable site diagram.

Certification

By typing my name below, I certify the above statements to be true and correct, to the best of my knowledge, and that this information can be used for the purpose of processing this form.

I agree Note: This needs to be checked before the form will submit.

CP tester signature:

Name: DANIEL TOLDO
(This document has been electronically signed.)

Title: TECHNICIAN

Date (mm/dd/yyyy): 08/03/2022

MPCA supervisor #: _____

CP expert signature

Name: _____
(This document has been electronically signed.)

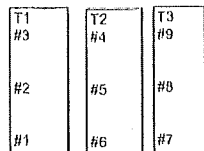
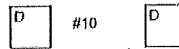
Title: _____

Date (mm/dd/yyyy): _____

MPCA contractor #: _____

Submit

Reset



R1/R2



MINNESOTA POLLUTION CONTROL AGENCY

520 Lafayette Road North
St. Paul, MN 55155-4194

UST automatic tank gauge inspection form

Underground Storage Tanks (UST) Program

Doc Type: Compliance Certification

Purpose: This form is for documenting the inspection of the automatic tank gauge (ATG). See PEI/RP1200, Section 8 for inspection procedures.

Facility information

Facility name: Palisade One Stop
Facility address: 307 Main Ave
City: Palisade State: MN Zip code: 56469
Owner name:
Mailing address:
City: State: Zip code:
Phone: Fax: Email:

Testing information

Table with 7 columns (1-7) and 16 rows of testing questions. Includes questions about tank number, product stored, volume, diameter, ATG brand, float movement, fuel/water float levels, alarm levels, and probe condition. Test results: Pass/Fail.

Comments:

Testing company name: Minnesota Petroleum Service
Date (mm/dd/yyyy): 8/3/2022

Tester's name: Daniel Toldo
Tester's signature: Daniel Toldo



MINNESOTA POLLUTION CONTROL AGENCY

520 Lafayette Road North
St. Paul, MN 55155-4194

UST overfill equipment inspection form

Underground Storage Tanks (UST) Program

Doc Type: Compliance Certification

Purpose: This form is for documenting the inspection of automatic shutoff devices and ball float valves. See PEI/RP1200, Section 7 for inspection procedures.

Facility information

Facility name: Palsade One Stop
Facility address: 307 Main Ave
City: Palsade State: MN Zip code: 56469
Owner name:
Mailing address:
City: State: Zip code:
Phone: Fax: Email:

Testing information

Table with 6 columns (1-6) and multiple rows for testing items 1-16, including automatic shutoff inspection and ball float valve inspection. Includes checkboxes for Yes/No and Pass/Fail.

*Use manufacturer's suggested procedure for determining if auto shutoff device will shut off flow at 95% capacity.

** Use manufacturer's suggested procedure for determining if flow restriction device will restrict flow at 90% capacity.

Comments:

Testing company name: Minnesota Petroleum Tester's name: Daniel Toldo
Date (mm/dd/yyyy): 6/3/2020 Tester's signature: Daniel Toldo

Minnesota Pollution
Control Agency

520 Lafayette Road North
St. Paul, MN 55155-4194

UST Spill Bucket Integrity Testing Form

Underground Storage Tanks (UST) Program

Doc Type: Compliance Certification

Instructions on Page 2

Purpose: This procedure is to test the leak integrity of single- and double-walled spill buckets. See reverse side for basic hydrostatic testing instructions. Consult PEI/RP1200, Section 6.2 for hydrostatic test method, Section 6.3 for single-walled vacuum test method, and Section 6.4 for double-walled vacuum test method.

Facility Information

Facility name: Palisade One Stop
 Facility address: 307 Main Ave Facility ID#: _____
 Mailing address: _____
 City: Palisade State: MN Zip code: 56469
 Owner name: _____
 Mailing address: _____
 City: _____ State: _____ Zip code: _____
 Phone: _____ Fax: _____ E-mail: _____

Testing Information

1. Tank number	1	2	3			
2. Product stored	REGULAR	NON OXY	DIESEL			
3. Spill bucket capacity	5 GAL	5 GAL	5 GAL			
4. Manufacturer	EBW	EBW	EBW			
5. Construction	<input checked="" type="checkbox"/> Single-walled <input type="checkbox"/> Double-walled	<input checked="" type="checkbox"/> Single-walled <input type="checkbox"/> Double-walled	<input checked="" type="checkbox"/> Single-walled <input type="checkbox"/> Double-walled	<input type="checkbox"/> Single-walled <input type="checkbox"/> Double-walled	<input type="checkbox"/> Single-walled <input type="checkbox"/> Double-walled	<input type="checkbox"/> Single-walled <input type="checkbox"/> Double-walled
	<input checked="" type="checkbox"/> Hydrostatic <input type="checkbox"/> Vacuum <input type="checkbox"/> Single-walled <input type="checkbox"/> Double-walled	<input checked="" type="checkbox"/> Hydrostatic <input type="checkbox"/> Vacuum <input type="checkbox"/> Single-walled <input type="checkbox"/> Double-walled	<input checked="" type="checkbox"/> Hydrostatic <input type="checkbox"/> Vacuum <input type="checkbox"/> Single-walled <input type="checkbox"/> Double-walled	<input type="checkbox"/> Hydrostatic <input type="checkbox"/> Vacuum <input type="checkbox"/> Single-walled <input type="checkbox"/> Double-walled	<input type="checkbox"/> Hydrostatic <input type="checkbox"/> Vacuum <input type="checkbox"/> Single-walled <input type="checkbox"/> Double-walled	<input type="checkbox"/> Hydrostatic <input type="checkbox"/> Vacuum <input type="checkbox"/> Single-walled <input type="checkbox"/> Double-walled
6. Test type	<input checked="" type="checkbox"/> Product <input type="checkbox"/> Vapor	<input checked="" type="checkbox"/> Product <input type="checkbox"/> Vapor	<input checked="" type="checkbox"/> Product <input type="checkbox"/> Vapor	<input type="checkbox"/> Product <input type="checkbox"/> Vapor	<input type="checkbox"/> Product <input type="checkbox"/> Vapor	<input type="checkbox"/> Product <input type="checkbox"/> Vapor
7. Spill bucket type	<input checked="" type="checkbox"/> Product <input type="checkbox"/> Vapor	<input checked="" type="checkbox"/> Product <input type="checkbox"/> Vapor	<input checked="" type="checkbox"/> Product <input type="checkbox"/> Vapor	<input type="checkbox"/> Product <input type="checkbox"/> Vapor	<input type="checkbox"/> Product <input type="checkbox"/> Vapor	<input type="checkbox"/> Product <input type="checkbox"/> Vapor
8. Liquid and debris removed from spill bucket:*	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
9. Visual inspection (No cracks, loose parts or separation of the bucket from the fill pipe.?)	<input checked="" type="checkbox"/> Pass <input type="checkbox"/> Fail	<input checked="" type="checkbox"/> Pass <input type="checkbox"/> Fail	<input checked="" type="checkbox"/> Pass <input type="checkbox"/> Fail	<input type="checkbox"/> Pass <input type="checkbox"/> Fail	<input type="checkbox"/> Pass <input type="checkbox"/> Fail	<input type="checkbox"/> Pass <input type="checkbox"/> Fail
10. Tank riser cap included in test?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA
11. Is drain valve included in test?	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> NA	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> NA
12. Starting level	13 1/2	10 1/2	10 1/2			
13. Test start time	9:00	9:00	9:00			
14. Ending level	13 1/2	10 1/2	10 1/2			
15. Test end time	10:00	10:00	10:00			
16. Test period	1 HR	1 HR	1 HR			
16. Level change	0	0	0			
Test results:	<input checked="" type="checkbox"/> Pass <input type="checkbox"/> Fail	<input checked="" type="checkbox"/> Pass <input type="checkbox"/> Fail	<input checked="" type="checkbox"/> Pass <input type="checkbox"/> Fail	<input type="checkbox"/> Pass <input type="checkbox"/> Fail	<input type="checkbox"/> Pass <input type="checkbox"/> Fail	<input type="checkbox"/> Pass <input type="checkbox"/> Fail

Pass/fail criteria: Must pass visual inspection. Hydrostatic: Water level drop of less than 1/8 inch; Vacuum single-walled only; Maintain at least 26 inches water column; Vacuum double-walled; maintain at least 12 inches water column.

Comments:

* All liquids and debris must be disposed of properly.

Testing company name: Minnesota Petroleum Service Tester's name: Daniel Toldo
 Date (mm/dd/yyyy): 6/3/2020 Tester's signature: Daniel Toldo

MEMO

June 10, 2025

To: Petrofund Staff, Department of Commerce

Thru: Sarah Larsen, Manager
Petroleum Remediation Program

From: Luis Allen, Project Manager
Petroleum Remediation Program

Phone: 651-757-2018

Site: Palisade One Stop, Palisade, Aitkin County

Site ID: LS0021929

Site Address: 307 Main St, Palisade, (Aitkin), MN 56469

Date Department of Commerce received the application: January 8, 2024.

Release Summary:

A petroleum release was discovered following a pump failure and system alarm on February 10, 2023, and was reported to the MPCA on February 13, 2023. The release was confirmed by both the MPCA tank inspector and the responsible party's consultant as originating from a leak at the union near the submersible pump in the piping.

A limited site investigation was submitted to the MPCA on January 2, 2024. A request for additional work was issued by MPCA on February 1, 2024, to sample the on-site well. The site file was closed by MPCA on October 1, 2024.

Site Use:

The site has operated as a gas station and retail store since 1987. It contains two active 8,000-gallon gasoline tanks and one active 4,000-gallon diesel tank.

Responsible Party (RP) Status and site ownership:

Responsible Party at Time of Release discovery and reporting:

Patty's, Inc.

Ryan Stephen Fowlds and Kory O'Neil

Address: 307 Main St., PO Box 47, Palisade, MN 56469

Patty's, Inc. has leased the site from the previous owner, Great River, LLC since January 1, 2016. They purchased the property under the name RFKO Properties, LLC on December 18, 2023. The responsible party (Patty's, Inc.) was the tank owner and operator at the time of the release on February 10, 2023.

Tank Inspection History

- **August 11, 2017** – Field Citation Warning from the July 19, 2017, inspection: Violation for a non-functioning automatic leak detection, line leak detection, line tightness testing.
- **July 10, 2020** – No issues found.
- **June 29, 2023** – No issues found.

MPCA Recommendation:

MPCA recommends upholding (1) the \$1,000 reimbursement reduction for late reporting of the release, in accordance with Minn. Stat. § 115.061, and (2) the 15% reimbursement reduction under Minn. Rules 7150.0300–7150.0340, based on the responsible party's status as tank owner and operator at the time of the release.

Enclosures: Field citation warning.

Date: August 11, 2017

Lead Program: Underground Tanks

Agency Interest ID#: 118049

Citation Warning ID#: NON20170001

Facility information

Facility name, address, and contact person:

Palisade One Stop
307 Main St
Palisade, MN 56469
County: Aitkin
Contact name: Cory O'Neil
Site phone number: 218-845-2156

Regulated Party contact person and address:

Patty's Inc and Great River LLC
Attn: Ryan Fowlds
307 Main St
PO Box 47
Palisade, MN 56469
Owner phone number:

Citation warning information

This Citation Warning is being issued due to violations found during a Routine Inspection conducted on July 19, 2017. This warning allows you **60 days** to correct the violations listed below and submit corrective action documentation to the Minnesota Pollution Control Agency (MPCA). Failure to correct the violations within **60 days** will result in the issuance of a Field Citation imposing a monetary penalty. For further questions, contact the case lead listed. This Citation Warning is being issued to you pursuant to Minn. Stat. § 116.073.

MPCA contact information:

Case Lead: Jeffery Brandon
Address: 525 Lake Avenue South Suite 400, Duluth, MN 55802
Phone: 218-302-6610
Email: jeffery.brandon@state.mn.us

Discovery method: Routine Inspection
Date: July 19, 2017

Violations:

	Citation/Statute - Description of non-compliance	Number of violations	Total
1	Minn. R. 7150 0100. PERFORMANCE STANDARDS FOR UNDERGROUND STORAGE TANK SYSTEMS. Subp. 13. Shear valves. All shear valves shall be securely anchored.	3 X \$50	\$150
2	Minn. R. 7150 0100. PERFORMANCE STANDARDS FOR UNDERGROUND STORAGE TANK SYSTEMS. Subp. 7. Installation. All underground storage tank systems must be properly installed according to the manufacturer's instructions and one of the following codes of practice developed by a nationally recognized association or independent testing laboratory. The codes are incorporated by reference under part 7150.0500:	1 X \$250	\$250
3	Minn. R. 7150 0300. RELEASE DETECTION. Subp. 7. Sump and basin monitoring. The source of spills, drips, or leaks must be investigated and remedied.	2 X \$250	\$500
4	Minn. R. 7150 0340. METHODS OF RELEASE DETECTION FOR PIPING. Subp. 2. Automatic line leak detectors. Methods that continuously alert the operator to the presence of a leak by restricting or shutting off the flow of regulated substances through piping, or by triggering an audible or visual alarm, may be used only if they detect leaks of three gallons per hour at ten pounds per square inch line pressure within one hour. An annual test of the operation of any line leak detector must be conducted.	3 X \$250	\$750
5	Minn. R. 7150 0340. METHODS OF RELEASE DETECTION FOR PIPING. Subp. 3. Line tightness testing. A periodic test of piping may be conducted: A. annually, if it can detect a 0.1 gallon per hour leak rate at one and one-half times the operating pressure; or B. monthly, if it can detect a 0.2 gallon per hour leak rate at standard operating pressure.	3 X \$250	\$750
6	Minn. R. 7150 0211. CLASS A, B, AND C OPERATOR REQUIREMENTS. Subp. 8. Class A and B operator training requirements. B. If the commissioner determines that the owner or operator of a tank system has violated part 7150.0205, subpart 5; 7150.0215; 7150.0300; 7150.0330; 7150.0340; or 7150.0400, the Class B	1 X \$50	\$50

operator of the tank system must attend an agency-approved training course and retake and pass an agency-administered examination within 60 days after notification by the commissioner.		
--	--	--

Maximum total amount (limited in statute): \$2,450

Corrective actions

Pursuant to Minn. Stat. § 116.073, the Regulated Party is required to correct all the violations listed in this Citation Warning. If you fail to correct the violations listed and submit proof of the corrections to the MPCA within **60 days** of receipt of this Citation Warning, the MPCA will issue a Citation, which will impose a monetary penalty.

1.	Tighten all loose shear valve anchors. Submit documentation to the MPCA when completed.
2.	Install emergency shutoff sign. Submit documentation to the MPCA when completed.
3.	Replace leaking diesel nozzle and repair/replace leaking meter in dispenser 3-4. Submit documentation to the MPCA when completed.
4.	Have automatic line leak detectors function tested. Submit documentation to the MPCA when completed.
5.	Have an annual line tightness test conducted that can detect a 0.1 gallon per hour leak or begin having monthly tightness tests conducted that can detect a 0.2 gallon per hour leak. Submit documentation to the MPCA when completed.
6.	Enroll and pass an Agency approved operator training program and retake the MPCA class B certification exam. Submit documentation to the MPCA when completed.

If the Regulated Party has any questions about the corrective actions required, contact the MPCA Case Lead above.

Corrective action due date: 10/14/2017

**Minnesota Pollution Control Agency
Commissioner's Site Report
to the Petroleum Tank Release
Compensation Board
Date: January 18, 2024**

JAN 20 2024

Site: Palisade One Stop

MPCA Site ID: LS0021929

Applicant: Patty's, Inc.

Date Minnesota Department of Commerce Petrofund program received application: January 8, 2024

Region: MPCA Northeast Region

1. Appropriateness of the corrective action

As part of the application review process, the Minnesota Department of Commerce Petroleum Tank Release Cleanup Fund (Petrofund) will verify with Minnesota Pollution Control Agency (MPCA) whether or not the corrective action described in the application was appropriate in terms of protecting public health, welfare, and the environment, pursuant to Minn. Stat. § 115C.09, subd. 2a, item (d).

2. Compliance with applicable requirements: Inadequate

Information readily available to the MPCA shows that the applicant has complied with the applicable requirements of Minn. Stat. § 115C.09, subd. 3(i), with the following exceptions:

Release notification

The responsible party failed to notify the MPCA immediately of the release as required by Minn. Stat. § 115.061. The release was discovered on February 10, 2023, during leak detection system alarming, and it was reported on February 13, 2023.

Reimbursement reduction:

Based on the release notification failure noted above, the MPCA recommends a \$1,000 reduction in reimbursement in accordance with Minn. Stat. § 115C.09, subd. 3(i), and Minn. R. 2890.0065, subp. 1, item B.

Leak detection for tanks

The applicant was not in compliance with leak detection requirements for tanks under state rules (Minn. R. 7150.0300-.0340).

Leak detection for pressurized piping

The applicant was not in compliance with leak detection requirements for piping under state rules (Minn. R. 7150.0300-.0340).

Citation Warning issued August 11, 2017. Six violations including failure to conduct line tightness testing and failure to conduct line leak detector functionality testing.

Reimbursement reduction:

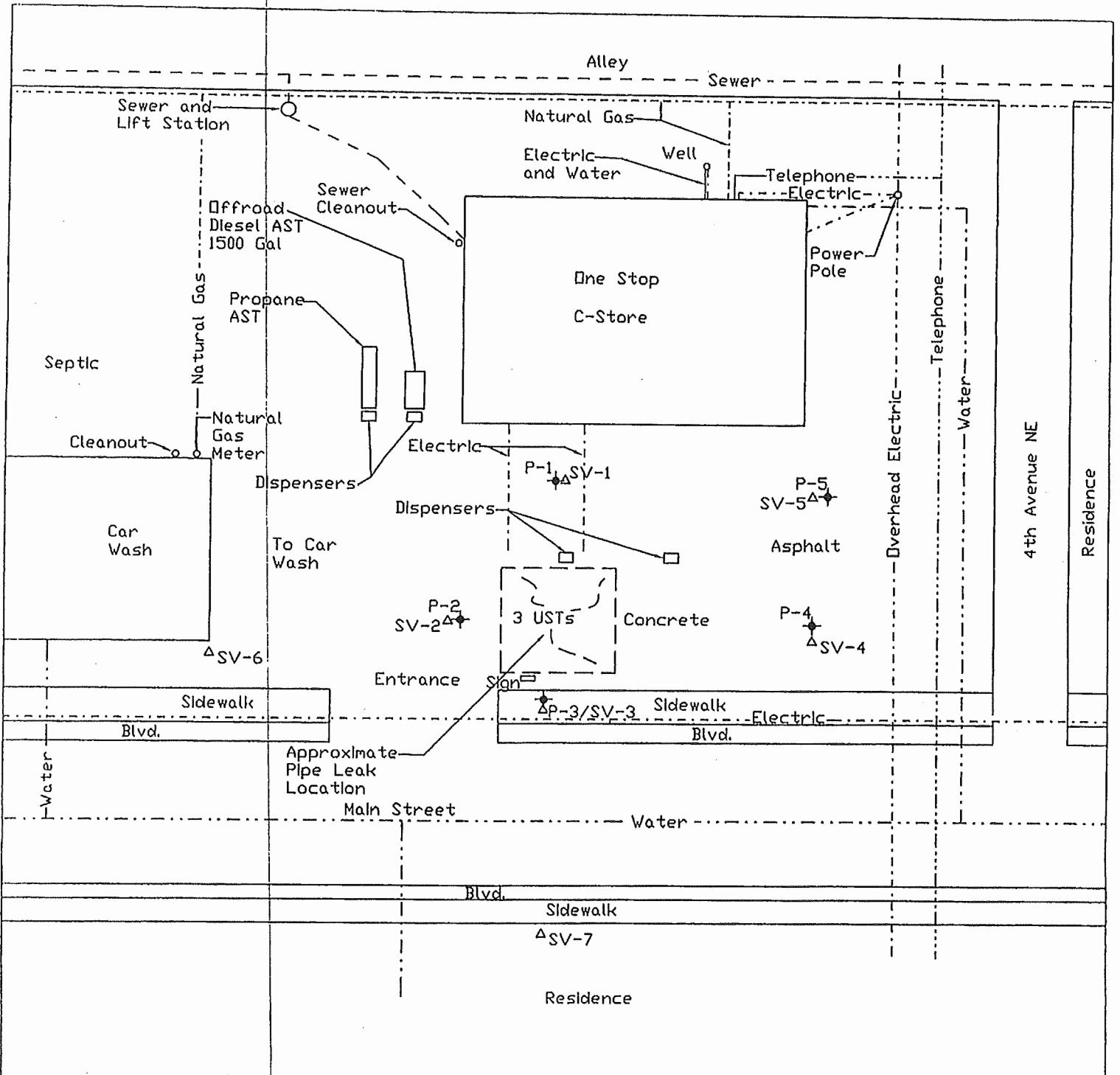
The MPCA may recommend a reduction in reimbursement by 15 % in accordance with Minn. Stat. § 115C.09, subd. 3(i), and Minn. R. 2890.0065 subp. 1, item A(2).

3. Conclusion

Reimbursement reduction recommendation summary:

The MPCA recommends a \$1000 reimbursement reduction for failure to notify of a release, and a total of 15 percent reimbursement reduction for tank violations in accordance with Minn. Stat. § 115C.09, subd. 3(i) and Minn. R. 2890.0065, subp. 1.

The statements in this report are made solely for the purpose of determining eligibility for reimbursement under Minn. Stat. § 115C.09. Nothing in this site report releases any person from liability, and the MPCA does not waive any of its authority to require additional corrective action at the above-referenced site or to enforce other provisions of state law.



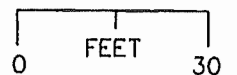
Legend

- ⊕ MAI Push Probe Location
- △ MAI Soil Vapor Probe Location

Note: Utility locations and structures shown are estimated and this map should not be used in lieu of contacting Gopher State One Call.



APPROXIMATE SCALE



MILLSOP ASSOCIATES, INC.

P.O. BOX 236
 35797 DOLNEY LAKE ROAD
 CROSBY, MINNESOTA 56441
 218-763-2908

**FIGURE 2: APPROXIMATE SITE DIAGRAM
 PALISADE ONE STOP
 PALISADE, MINNESOTA**

DECEMBER 2023

MAI PROJECT NO. M-23-9018

In Person Attendance:

Minnesota Department of Commerce
85 7th Place East, St. Paul, MN 55101
Golden Rule Building, Summit Conference Room
(Go to Front Desk on Skyway Level for escort to 5th Floor)

Remote Attendance:

This meeting can be attended remotely.
Check the Petrofund website for more information:
<https://mn.gov/commerce/business/petrofund/>



Petroleum Tank Release Compensation (Petrofund) Board Regular Meeting

D. Minnesota Pollution Control Agency Staff Report and Fund-Financed Summary Report

DEPARTMENT: POLLUTION CONTROL AGENCY

STATE OF MINNESOTA

DATE: June 30, 2025

Office Memorandum

TO: Petroleum Tank Release Compensation Board
Department of CommerceFROM: Sarah Larsen, Manager
Petroleum Remediation Program (PRP)

PHONE: (651) 757-2517

SUBJECT: FY25 Project List Report and Updates**FY25 Project List**

As of June 26, 2025, the MPCA PRP has approved \$5,514,363 for work orders written for FY25. Below are the requests the MPCA has made to the Petrofund this fiscal year for PRP and Emergency Response invoices received:

July 30, 2024 for \$500,000	November 1, 2024 for \$574,356	December 17, 2024 for \$497,970
February 6, 2025 for \$566,161	March 20, 2025 for \$533,013	April 24, 2025 for \$612,125
June 6, 2025 for \$642,222		

Total: \$3,925,847

Fiscal Year Comparisons

Below is a table that compares Fiscal Year 2024 and Fiscal Year 2025 in terms of PRP work orders and invoices paid against approved Petrofund dollars.

PRP FY 24 vs. FY 25	PetroBoard Approved \$	Work Orders Written	Amount Invoiced
PRP FY 2024 (7/1/23 – 7/8/24)	\$8,450,000	\$7,315,255	\$4,877,070
% of Approved \$		86.6%	57.7%
PRP FY 2025 7/1/24-6/26/25)	\$6,550,000	\$5,514,363	\$3,066,289
% of Approved \$		84.2%	46.8%

No additional projects have encumbered greater than \$100,000 in project funds that were not listed on the May 2024 Petrofund Request, that haven't already been reported in previous memos.

Since, January 1, 2025 to June 26, 2025, the PRP has completed review of 352 reports submitted for petroleum leaksite releases. Upon review of the reports, the MPCA determined that 45 (12.8%) could not be accepted or were rejected. The MPCA has completed 3 field audits in fiscal year 2025, only 1 audit reported errors. The Consultant Performance Report is attached.

FY26 Project List

As of June 30, 2025, the MPCA has not approved any work orders or made requests to Petrofund for invoices received.

SL:am

Attachments:

FY2025 PRP Allotment Report

Consultant Performance Report

**FY2025 PRP Allotment Report
6/26/2025**

Site ID	Site name	City	Leak Site				Allocation Amount	Work Order Amount	Invoiced Amount	Lifetime spent
			Reported	Leak Reopened	FF approved	FF closed				
LS0000131	Former Midtown Service Station	Paynesville	7/1/1985	1/26/1998	1/1/1998					
LS0000167	Lyon's Pride	Forest Lake	4/14/1983	10/14/2020	10/19/2021	\$65,000.00	\$65,831.46	\$49,200.43	\$2,742,834.55	
LS0000397	Dale's 66 & Off Sale, Inc.	Saint Michael	10/28/1987	8/20/2020	11/15/2024	\$14,100.00	\$15,685.62	\$10,025.44	\$114,399.36	
LS0001419	Rock Creek Motor Stop & Cafe/Kutzke Oil Company, Inc.	Pine City	8/7/1989	12/4/2020	8/12/2021	\$10,000.00	\$19,221.25	\$2,858.89	\$54,860.79	
LS0001741	Jerry's Texaco	Flensburg	8/24/1989		12/22/2008	\$677,950.00	\$97,268.93	\$48,355.84	\$855,759.10	
LS0002173	Triangle Oil Co	Randall	12/4/1989	6/11/2021	10/3/2024		\$53,856.57	\$36,137.76	\$36,137.76	
LS0002216	Hope Coop Creamery	Hope	1/8/1990	11/3/2022	1/3/2024	\$30,000.00	\$952.37	\$541.78	\$33,517.74	
LS0002609	Glacial Ridge Vet Clinic	Glenwood	5/31/1990	6/16/2022	12/6/2022	\$9,000.00	\$151,013.38	\$17,360.23	\$57,274.31	
LS0002621	Engel Distributing Company, Inc.	Austin	4/15/1990	9/26/2023	10/17/2023	\$20,000.00	\$35,606.56	\$19,717.00	\$587,648.81	
LS0002821	Lundin Construction Co. of Cromwell	Cromwell	7/6/1990	12/14/2018	11/15/2024		\$45,574.33	\$16,139.23	\$16,139.23	
LS0003801	Southside Quik Stop	Saint Stephen	2/14/1991	9/4/2013	1/29/2014	\$202,000.00	\$288,836.69	\$230,794.82	\$2,106,287.16	
LS0003807	Town & Country Oil	Mora	2/15/1991		11/27/2012	\$240,000.00	\$214,892.51	\$157,315.85	\$2,025,462.44	
LS0005053	Finlayson Coop	Finlayson	3/26/1992		11/1/2012	\$46,000.00	\$58,919.15	\$39,385.49	\$958,422.83	
LS0005087	Kabe's Conoco	Morristown	4/1/1992	9/16/2020	4/20/2022	\$0.00	\$387.20	\$361.90	\$7,562.51	
LS0005837	Jeff's Service	Greenbush	11/13/1992		10/24/2011	\$45,000.00	\$28,948.16	\$16,403.04	\$458,514.02	
LS0006360	Erling R Hansen Construction	Duluth	5/27/1993	7/31/2018	4/21/2023	\$15,000.00	\$1,716.88	\$1,660.80	\$37,841.10	
LS0006655	Wisch Auto Body	Arlington	6/22/1993	1/13/2020	4/20/2022	\$0.00			\$181,625.69	
LS0007577	Service Oil Bulk Plant	Underwood	7/7/1994	2/10/2022	12/13/2024		\$37,105.29			
LS0007635	Grub & Pub	Foley	7/13/1994		6/20/2002	\$130,000.00	\$133,177.54	\$32,698.46	\$1,539,324.34	
LS0009293	C S Service Inc	Grand Marais	5/17/1996		6/12/2023	\$56,000.00	\$47,128.59	\$15,341.89	\$1,995,566.04	
LS0009885	Dick's Phillips 66 Service	Willernie	1/3/1997	10/29/2004	12/21/2017	\$98,000.00	\$44,595.60	\$39,119.35	\$247,945.21	
LS0011420	Polish Palace	Sobieski	6/16/1998		4/30/2007	\$58,500.00	\$57,205.70	\$43,169.36	\$1,830,686.52	
LS0011948	Former Jerry's Phillips 66	Grand Rapids	10/20/1998	6/8/2022	12/13/2024		\$12,242.74	\$1,496.57	\$1,496.57	
LS0012009	Four Corners	Detroit Lakes	10/28/1998		7/1/2007				\$269,783.44	
LS0012435	Sturgeon River Landing	Side Lake	11/12/1998		12/11/2001	\$162,000.00	\$168,565.83	\$87,800.19	\$1,661,330.36	
LS0012749	H.R. & T. Fox, Inc.	Cannon Falls	6/28/1999	2/6/2018	5/16/2024		\$35,801.18	\$30,683.66	\$30,683.66	
LS0012811	Blackduck Amoco	Blackduck			6/24/2022	\$16,000.00	\$12,419.27	\$7,830.69	\$96,437.00	
LS0012970	Macs Inn	Detroit Lakes	9/20/1999		8/22/2001	\$50,000.00	\$49,780.14	\$31,776.97	\$1,182,978.33	
LS0013173	Esselman Store	Sauk Rapids	12/2/1999		1/9/2017	\$195,000.00	\$207,387.96	\$136,930.06	\$950,660.97	
LS0014494	Former Petes Garage or James Motor	Ely	10/8/2001	9/28/2020	9/28/2023	\$25,000.00	\$25,205.03	\$2,001.77	\$137,276.43	
LS0015264	Corey Oil Company Inc	Lindstrom	6/10/2003		5/29/2025					
LS0015381	L & L Oil Company Bulk Plant	Crookston	7/17/2003	8/1/2019	11/25/2019	\$60,000.00	\$62,133.74	\$38,001.02	\$151,398.14	
LS0016058	Jacobson Auto	Solway	4/15/2005		4/15/2005	\$30,000.00	\$41,574.46	\$23,298.91	\$1,307,171.67	
LS0017341	City of Pipestone Ewert Rec Center	Pipestone	8/12/2008	6/2/2023	6/26/2023	\$14,500.00	\$25,435.60	\$15,799.72	\$139,730.25	
LS0017515	Former Central Garage	Ham Lake	1/26/2009		7/5/2016	\$15,000.00	\$8,621.05	\$4,335.63	\$380,500.59	
LS0017886	Java Detour/Former Gas Station	Rochester	2/1/2010		2/1/2016	\$60,000.00	\$83,964.82	\$26,307.20	\$290,084.89	
LS0018150	Former Crane Lake Resort	Crane Lake	9/21/2010		12/4/2013	\$11,000.00	\$10,839.87	\$8,319.07	\$381,934.04	
LS0018168	John's Service	Alvarado	10/8/2010		11/1/2012	\$1,000,000.00	\$83,518.41	\$23,161.86	\$262,630.85	
LS0020613	Former Farmer's Union Oil Bulk Site	Alvarado	1/23/2015		4/2/2018					

FY2025 PRP Allotment Report
6/26/2025

Site ID	Site name	City	Leak Site				Allocation Amount	Work Order Amount	Invoiced Amount	Lifetime spent
			Reported	Leak Reopened	FF approved	FF closed				
LS0018245	Former Don's Tire Service	Dodge Center	12/1/2010		4/18/2018	4/21/2025	\$80,000.00	\$22,095.73	\$18,822.20	\$308,581.58
LS0018439	Kath Fuel Oil Service	North Branch	6/20/2011	1/17/2014	2/12/2020	3/11/2025	\$500.00	\$472.82	\$472.28	\$48,997.15
LS0018447	Gibbons Residence	Grand Rapids	6/27/2011	8/20/2020	4/11/2025					
LS0018832	Former Cherry Corner Store	Iron Junction	7/19/2012		5/16/2019		\$8,000.00	\$6,837.79	\$3,992.43	\$107,751.88
LS0019066	Longville Bible Chapel	Longville	2/22/2013		12/3/2013		\$75,000.00	\$99,034.80	\$59,343.14	\$396,002.52
LS0019264	Dalbo Foods	Dalbo	9/25/2013		8/16/2022		\$62,100.00			\$9,114.15
LS0019659	Exhaust Pros - Duluth	Duluth	9/19/2014		7/13/2016		\$18,000.00	\$11,888.92		\$126,944.75
LS0019679	Super Duper Store	Chisholm	8/7/2014		3/7/2025			\$23,303.32		
LS0019762	Woody's Pump N Munch	Randolph	6/19/2014		6/17/2015		\$67,000.00	\$55,007.11	\$42,676.67	\$781,887.03
LS0019775	Matthees Midtown Shell/Leonard's Corner Shell	Zumbrota	3/26/2015		4/23/2019		\$30,000.00	\$54,164.22	\$9,327.56	\$187,467.77
LS0019823	Former TNT Gas & Deli	Bock	5/12/2015		8/16/2022		\$22,000.00	\$152,842.80	\$5,003.67	\$44,350.49
LS0019901	Former Forner Garage	Holdingsford	8/20/2015		6/19/2017		\$10,000.00	\$19,499.77	\$10,840.30	\$122,156.93
LS0020084	Tardy's Fuel and Food	Angora	4/18/2016		3/20/2024		\$20,000.00	\$24,984.10	\$19,005.43	\$46,035.26
LS0020174	Nicholson Transportation Company	Backus	8/16/2016		1/9/2017		\$200,000.00	\$208,574.87	\$154,736.36	\$1,016,657.90
LS0020215	Former Skelly Gas Station	Kasson	7/21/2016		9/27/2016		\$94,000.00	\$107,694.98	\$47,222.17	\$339,433.90
LS0020289	Former Moose Lake Tire and Oil Inc	Moose Lake	12/7/2016		4/26/2017		\$38,000.00	\$38,592.94	\$12,310.15	\$1,179,575.12
LS0020540	Former Lindert's Hardware	Norwood Young America	5/21/2017		10/31/2018		\$54,000.00	\$51,053.44	\$34,429.78	\$256,575.56
LS0020636	Columbe Residence	Duluth	2/28/2018		6/1/2021		\$2,000.00	\$3,942.77		\$46,787.47
LS0020703	Richard Matosich Property	Nashwauk	6/11/2018		4/20/2022		\$30,000.00	\$27,383.06		\$5,955.23
LS0020714	Junior Borders Estate Property	Pillager	6/27/2018		2/20/2025			\$24,734.70	\$13,472.77	\$13,472.77
LS0020846	Stewartville Quick Stop	Stewartville	11/7/2018		9/26/2022		\$20,500.00	\$28,664.53	\$17,901.98	\$58,331.49
LS0020848	Former Bud's Place	Floodwood	11/15/2018		2/11/2019		\$8,000.00			\$132,234.04
LS0020849	Dean Foods North Central LLC	Thief River Falls	11/13/2018		5/12/2023		\$1,600.00	\$49,298.02	\$48,287.56	\$63,684.24
LS0020867	The Trolley Station Incorporated	Cromwell	7/25/2018		2/1/2022	5/27/2025	\$2,000.00	\$2,092.26	\$2,075.01	\$70,140.28
LS0020878	Adjacent ROW to Tulaby Lake Inn	Waubun	11/9/2018		1/28/2020		\$5,000.00	\$25,814.00		\$111,560.59
LS0020930	Pollock Residence	Willmar	4/9/2019		6/5/2019		\$11,000.00	\$11,021.14	\$2,850.06	\$74,513.55
LS0020977	Preston Oil Products Company	Preston	5/29/2019		4/9/2020		\$32,000.00	\$32,371.62	\$16,447.15	\$353,986.32
LS0021045	Busy Corner Store	Blackduck	7/26/2019		9/19/2019		\$39,000.00	\$56,912.48	\$45,882.81	\$1,090,678.45
LS0021098	B & J Service	Henriette	9/10/2019		6/1/2021		\$65,000.00	\$58,058.38	\$33,325.15	\$170,840.99
LS0021120	KJ Auto Service	Duluth	9/25/2019		10/9/2024			\$22,703.80		
LS0021131	Family First Choice Child Care	Minneapolis	10/8/2019		5/18/2023	2/14/2025	\$2,000.00	\$1,803.76	\$1,781.43	\$51,298.26
LS0021193	Donald Harvey Property	Minneapolis	10/23/2019		1/6/2023		\$35,000.00	\$13,177.36	\$7,355.53	\$57,578.27
LS0021205	Warba Auto Service	Warba	11/6/2019		2/1/2024		\$50,000.00	\$62,982.62	\$5,520.20	\$22,824.70
LS0021238	Deep Rock Service Station	Saint Cloud	4/8/2020		6/2/2021	5/21/2025	\$20,000.00	\$49,122.89	\$47,295.29	\$154,227.89
LS0021303	Oakdale Royal Service Station	Owatonna	7/2/2020		5/9/2025					
LS0021307	Tacner Property	Evansville	8/19/2020		4/12/2024		\$50,000.00	\$30,304.40		
LS0021329	140 Maine Street ROW UST	Saint Martin	8/27/2020		1/31/2025			\$26,836.17	\$4,149.65	\$4,149.65
LS0021359	Campbell Residence	Mahtomedi	9/17/2020		7/3/2024			\$31,207.72	\$21,276.54	\$21,276.54
LS0021368	1963 Gas Station	Hawick	9/28/2020		8/14/2024			\$10,980.67	\$2,979.39	\$2,979.39

**FY2025 PRP Allotment Report
6/26/2025**

Site ID	Site name	City	Leak Site				Allocation Amount	Work Order Amount	Invoiced Amount	Lifetime spent
			Reported	Leak Reopened	FF approved	FF closed				
LS0021402	Johnson-Ward Property	Minnetonka	11/5/2020		9/26/2024		\$13,615.90	\$10,895.34	\$10,895.34	
LS0021413	Sondrol Service Station	Sunburg	9/15/2020		9/2/2022	\$50,000.00	\$93,910.42	\$71,138.09	\$183,680.14	
LS0021484	South Minnesota Oil Co	Pipestone	2/5/2020		8/12/2021	\$25,000.00	\$62,852.13	\$7,179.75	\$144,856.73	
LS0021542	Lee's Pure Oil	Sartell	7/14/2021		5/9/2022	7/30/2024	\$0.00		\$36,191.50	
LS0021603	Fischer Residence	Morris	10/4/2021		7/20/2023	\$3,000.00	\$1,840.11	\$1,454.42	\$28,208.68	
LS0021627	Cut Face Creek Tanker Rollover	Grand Marais	10/13/2021		3/4/2022	\$160,000.00	\$202,309.98	\$111,460.70	\$331,597.81	
LS0021679	Complete Auto Truck Service	Brooklyn Park	1/21/2022		4/21/2023	4/25/2025	\$1,600.00	\$942.92	\$942.92	\$26,851.42
LS0021707	Elgin C-Store	Elgin	3/28/2022		3/17/2023	\$1,390,000.00	\$381,249.06	\$186,653.82	\$390,898.03	
LS0021708	Melis Residence	Saint Cloud	12/3/2021		10/18/2023	\$35,000.00	\$43,732.76	\$28,393.71	\$66,849.18	
LS0021724	Wallraff Property	Richmond	4/21/2022		10/23/2024		\$22,951.41	\$18,192.66	\$18,192.66	
LS0021750	Ben's Bait and Tackle	Grand Rapids	6/1/2022		3/25/2024	\$25,000.00	\$33,356.22	\$28,847.33	\$42,917.23	
LS0021778	Kern Residence	Aitkin	8/10/2022		4/21/2023	\$39,000.00	\$43,015.82	\$23,676.30	\$80,686.58	
LS0021879	Seline Property	Hermantown	12/9/2022		10/9/2024		\$24,527.23	\$21,944.30	\$21,944.30	
LS0021880	Rush Property	Duluth	12/9/2022		8/3/2023	5/22/2025	\$10,000.00	\$1,822.85	\$1,754.14	\$23,258.45
LS0021958	Cherokee Service, Inc.	West Saint Paul	3/30/2023		1/31/2025		\$40,501.24	\$11,270.52	\$11,270.52	
LS0021973	Reynolds/Erickson Property	Roseville	5/9/2023		1/3/2024	10/24/2024	\$0.00		\$21,539.76	
LS0022087	Grangruth Property	Wadena	9/11/2023		3/5/2025		\$29,514.26			
LS0022106	Moss Property	Karlstad	11/14/2023		5/16/2024		\$62,333.59	\$47,285.27	\$53,193.82	
LS0022218	9 Montcalm Ct Property	Saint Paul	6/5/2024		8/1/2024		\$27,984.22	\$14,899.07	\$14,899.07	
LS0022302	Lonsdale Food & Fuel Marketplace Inc	Lonsdale	10/15/2024		4/11/2025					
LS0022383	Swan Lake Marathon	Pengilly	3/4/2024		5/9/2025					
LS0079004	Public Water Supply Wells Assessment		3/11/1998		1/1/1900		\$16,000.00	\$13,898.82	\$8,702.70	\$560,331.79
LS0079007	Vapor Intrusion Studies		5/19/2004		1/1/2003	12/31/2024	\$0.00		\$3,894,744.84	
LS0079020	Gasoline Additive Project		6/1/2019		6/1/2019		\$500,000.00	\$707,771.01	\$400,175.35	\$1,703,825.34
LS0079021	Referrals to Petroleum Remediation Program		10/14/2019		10/14/2019		\$90,000.00	\$107,691.72	\$47,245.80	\$320,479.25
LS0079022	Fractionated TPH Project		6/28/2021		6/28/2021		\$24,500.00	\$25,519.90	\$9,862.79	\$357,512.06

Consultant Performance Report

1/1/2025-6/26/2025

Organization	# of Leaksites	Reports submitted	Reports rejected or not accepted	% Rejected or Not Accepted	More work requested	Field work notifications	MPCA Field work audits	Audits with errors	% of audits with errors	Most recent field work audit
AECOM	5	1	0	0%	0	7	0	0	0%	
American Engineering Testing	21	17	2	12%	3	11	0	0	0%	
Antea	12	5	1	20%	0	13	1	1	100%	2025
Apex Environmental	5	5	1	20%	2	8	0	0	0%	
Arcadis	2	2	0	0%	1	1	0	0	0%	
Atlas	37	21	7	33%	2	80	1	0	0%	2025
Barr Engineering	1	1	0	0%	0	0	0	0	0%	
Bay West	27	24	3	13%	5	32	1	0	0%	2025
BNSF	1	1	0	0%	0	0	0	0	0%	
Braun Intertec	38	31	6	19%	5	32	0	0	0%	
Burns & McDonnell	1	2	0	0%	1	0	0	0	0%	
Carlson McCain	30	31	0	0%	7	32	0	0	0%	
Chosen Valley Testing	2	5	4	80%	0	0	0	0	0%	
Dean's Tanks	2	3	1	33%	0	0	0	0	0%	
EnviroAnalytics Group	1	0	0	0%	0	2	0	0	0%	
Environmental Troubleshooters	11	6	0	0%	1	11	0	0	0%	
GeoTek	1	1	0	0%	0	1	0	0	0%	
Gilbane	2	0	0	0%	0	2	0	0	0%	
Glacial Lakes Environmental Consulting	5	7	1	14%	2	4	0	0	0%	
Granite City Environmental	1	1	0	0%	0	0	0	0	0%	
Groundwater & Environmental Services	1	1	0	0%	0	0	0	0	0%	
The Javelin Group	8	10	2	20%	2	2	0	0	0%	
Kennedy/Jenks Consulting	1	1	0	0%	0	6	0	0	0%	
KLJ Engineering	1	1	0	0%	0	0	0	0	0%	
Landmark Environmental	3	4	1	25%	1	0	0	0	0%	
McCoy Environmental	1	1	0	0%	0	0	0	0	0%	
METCO	31	22	2	9%	4	30	0	0	0%	
MidAmerica Technical & Environmental Services	6	7	3	43%	1	2	0	0	0%	
Millsop Associates	28	17	1	6%	4	30	0	0	0%	
MSA Professional Services	36	19	1	5%	4	38	0	0	0%	
Northeast Technical Services	5	5	1	20%	0	3	0	0	0%	
Northland Environmental	1	2	1	50%	0	0	0	0	0%	
Nova Consulting Group GBC	12	11	0	0%	3	18	0	0	0%	
Omni Environmental	2	1	0	0%	0	1	0	0	0%	
Pinnacle Engineering	1	2	1	50%	0	0	0	0	0%	
PPM Consultants	1	1	0	0%	0	0	0	0	0%	
Ramboll	2	1	1	100%	0	1	0	0	0%	
Stantec	8	5	0	0%	2	12	0	0	0%	
Terracon	10	10	0	0%	3	15	0	0	0%	
Valley Petroleum Equipment	1	1	0	0%	0	0	0	0	0%	
Vieau Associates, a division of GZA	4	1	0	0%	0	4	0	0	0%	
West Central Environmental Consultants	63	56	4	7%	14	73	0	0	0%	
Widseth	17	7	1	14%	0	14	0	0	0%	
WSB	10	2	0	0%	0	12	0	0	0%	
WSP	3	0	0	0%	0	6	0	0	0%	

STATE OF MINNESOTA

DATE: June 26, 2025

Office Memorandum

TO: Petroleum Tank Release Compensation
Board Department of CommerceFROM: Kory Wiech, Program Coordinator
Safety and Emergency Management Section
Operations Division

PHONE: (651) 757-2743

SUBJECT: FY25 Project List Report and Updates**FY25 Project List**

As of June 26nd, 2025, the MPCA has approved \$1,041,156 in Emergency Response work orders for FY 25. Below are the requests the MPCA has made to the Petrofund this fiscal year for invoices received:

Fiscal Year Comparisons

Below is a table that compares Fiscal Year 2024 and Fiscal Year 2025 in terms of work orders and invoices paid against approved Petrofund dollars.

ER FY 24 vs. FY 25	PetroBoard Approved \$	Work Orders Written	Amount Invoiced
ER FY 2024 (7/1/23-6/30/24)	\$650,000	\$381,759	381,759
% of Approved \$		58.7%	58.7%
ER FY 2025 (7/1/24-6/26/2025)	\$1,050,000	\$1,041,156	\$471,069
% of Approved \$		99.1%	44.8%

There are three ER sites that estimated to total greater than \$100,000. These sites are highlighted in the 2025 ER allotment summary attached.

- LS0022373 Thompson Property Residential Release- Estimated 240-260 fuel oil release cause by a pinhole sized leak from corrosion the tank at Thompson's cabin.
- LS0014520, LS0020403, LS0022302 Lonsdale Food & Fuel- UGS tank, Unleaded gasoline leaking to storm sewer, surface water and ground water.
- 217610 Brookstone Residential Release- Homeowner's fuel oil AST sprung a leak and flowed over land across the yard and into the right of way.

Since the beginning of the fiscal year, July 1, 2024 to the date of this memo, the MPCA Emergency Response Unit within the Safety and Emergency Management Section has responded and hired contractors for 19 petroleum releases.

FY 2025 06/26/2025

ER

Allotment
Summary

Incident ID	Site ID	Site Name	City	Start Date	End Date	Work Order Amount	Invoice Amount	Lifetime Spent
10869	LS0021413	Sondrol Station	Sunburg	7/31/24	9/30/24	2,000	1,918.68	7,857.71
258797	LS0022177	Hagin Property	Duluth	8/9/24	12/31/24	15,000.00	13,741.64	13,741.64
211821	LS0022135	Baron Property-Fuel Oil	Minnetonka	2/21/24	6/30/25	47,000.00	25,026.91	78,147.82
260220	LS002283	Schuchman Property	Duluth	7/2/24	6/30/25	80,000.00	35,181.45	35,181.45
214732	LS0012965	Redwood Falls Hospital	Redwood Falls	8/23/24	6/30/25	50,000.00		
215334		4200 Minnetonka Blvd	St. Louis Park	10/8/24	6/30/25	50,000.00	40,624.75	40,624.75
31089	LS0020958	D&D Salvage	Eveleth	10/21/24	6/30/25	75,000.00	1,206.98	19,346.90
215446	LS0014520	Lonsdale Food and Fuel	Lonsdale	10/15/24	6/30/25	175,000.00	156,154.40	156,154.40
215513	LS0022307	Moose Point Road	Grand Rapids	10/18/24	6/30/25	50,000.00	37,273.20	37,273.20
215726	LS0022340	12541 Ingersoll Ave,	Hugo	11/6/24	6/30/25	50,000.00		
215731		Kosnitch Property	Ely	11/7/24	6/30/25	45,000.00		
215919	LS0022345	GRESETH RESIDENCE FUEL OIL	Browns Valley	11/20/24	6/30/25	60,000.00	29,553.45	
216440	LS0022360	Barringer Residential Tank Release	Truman	12/29/24	6/30/25	30,000.00	14,137.84	
216413	LS0022361	E G Autoworks Structural Fire	Waverly	12/31/24	6/30/25	24,750.00		
216676	LS0022373	Thompson Property Residential Release	Aikin	1/20/25	6/30/25	132,000.00		
217578	LS0022392	607 Sherwood Rd Sump	Shoreview	3/31/25	6/30/25	40,000.00		
217610		Brookstone Fuel Oil	Brookston	3/31/25	6/30/25	115,000.00		
213986	LS0022229	KAG Tanker Truck	North Canton	7/7/24	6/30/25	30,000		
		PRP/ER MDH Analysis				\$76,000	\$26,030	1,810,627

In Person Attendance:

Minnesota Department of Commerce
85 7th Place East, St. Paul, MN 55101
Golden Rule Building, Summit Conference Room
(Go to Front Desk on Skyway Level for escort to 5th Floor)

Remote Attendance:

This meeting can be attended remotely.
Check the Petrofund website for more information:
<https://mn.gov/commerce/business/petrofund/>



Petroleum Tank Release Compensation (Petrofund) Board Regular Meeting

E. Minnesota Department of Commerce (Petrofund) Staff Report and Fund Report

Petroleum Tank Release Cleanup Fund (Petrofund)			
Fund Report			
6/27/2025			
Fiscal Year (FY) 2026			
Unencumbered Balance Transferred from FY 2025 (estimate)			16,313,754
Cancelled Prior Year Encumbrances			
MPCA Transfer Back From FY 2025			
Actual Receipts as of 06/27/2025			
Petrofund Fee			
Interest on Petrofund Account			
Other Revenue			
Restitutions			
<i>Total Receipts</i>		0	0
<i>Total Unencumbered Balance Transferred From FY 2025 Cancelled Prior Year Encumbrances, MPCA Transfers from FY 2025 and FY 2026 Receipts</i>			16,313,754
Operating Budget Expenditures (Pro-rata 3 months)			
Commerce FY 2026			
Program Administration	399,250		
Department Indirect Costs	4,127		
Attorney General's Office Interagency Agreement	8,900		
Abandoned Underground Storage Tank Removal Program	150,000		
Commerce Total Expenditures		562,277	
MPCA FY 2026			
Program Administration	2,061,000		
Fund-Financed Project Funding	2,175,000		
MPCA Total Expenditures		4,236,000	
DEED FY 2026			
Program Administration	56,250		
Grant Funding Current Fiscal Year			
Grant Funding Carry Forward \$6,441,833(estimate)	1,610,458		
DEED Total Expenditures		1,666,708	
<i>Total Program Expenditures</i>			6,464,985
<i>Available for Payment of Claims</i>			9,848,769
Reimbursement Claims Paid During FY2026 as of 06/27/2025			
Reimbursement Claims Awaiting Payment in Accounting			
Reimbursement Claims Pending Staff Review (estimate)			
<i>Total Paid and Pending Reimbursement Claims</i>			8,021,677
Unencumbered Balance 06/27/2025			1,827,092
Cash Balance 06/27/2025			29,715,167
Difference			27,888,075

Petrofund Reimbursement Applications Received Fiscal Years 2021 - 2025

2021	July	August	September	October	November	December	January	February	March	April	May	June	TOTAL
Total	26	30	32	16	34	28	23	31	30	25	8	19	302
Initial	16	18	27	11	25	15	10	14	21	14	6	11	188
Supplemental	10	12	5	5	9	13	13	17	9	11	2	8	114

2022	July	August	September	October	November	December	January	February	March	April	May	June	TOTAL
Total	18	11	19	25	20	15	22	26	33	25	14	18	246
Initial	9	4	15	16	10	12	12	13	19	17	7	14	148
Supplemental	9	7	4	9	10	3	10	13	14	8	7	4	98

2023	July	August	September	October	November	December	January	February	March	April	May	June	TOTAL
Total	18	22	25	28	22	25	19	28	22	24	18	29	280
Initial	9	10	16	18	8	17	11	20	11	16	11	20	167
Supplemental	9	12	9	10	14	8	8	8	11	8	7	9	113

2024	July	August	September	October	November	December	January	February	March	April	May	June	TOTAL
Total	15	19	15	14	13	19	32	36	23	14	30	16	246
Initial	9	11	11	8	8	7	17	18	16	8	20	13	146
Supplemental	6	8	4	6	5	12	15	18	7	6	10	3	100

2025	July	August	September	October	November	December	January	February	March	April	May	June	TOTAL
Total	15	15	22	20	29	14	20	25	32	25	18	29	264
Initial	4	9	8	12	15	13	14	15	17	10	12	14	143
Supplemental	11	6	14	8	14	1	6	10	15	15	6	15	121

as of June 12

Fiscal Year	July	August	September	October	November	December	January	February	March	April	May	June	TOTAL
2021	26	30	32	16	34	28	23	31	30	25	8	19	302
2022	18	11	19	25	20	15	22	26	33	25	14	18	246
2023	18	22	25	28	22	25	19	28	22	24	18	29	280
2024	15	19	15	14	13	19	32	36	23	14	30	16	246
2025	15	15	22	20	29	14	20	25	32	25	18	29	264

Yr # of Apps \$\$\$ of Applications Processed for payment

2021	238	\$3,214,229.92
2022	214	\$2,379,126.30
2023	254	\$4,479,789.00
2024	205	\$3,375,618.43
2025	264	\$4,229,358.15

Memo

Date: July 16, 2025
To: Petrofund Board
From: Scott Hawks, Petrofund Director
Subject: Request for Approval of 2026 Petrofund Board Meeting Schedule

The purpose of this memo is to request that the Board approve its regular meeting schedule for calendar year 2026.

Meeting Dates

Minnesota Rule 2890.0020, subp. 1 states: “A regular meeting of the board must be scheduled at least four times a year.” If the Board met only four times a year, though, our administrative procedures (such as mailing the appeal materials to the Board members approximately two weeks before the meeting) would not allow the Board to comply with Minn. Stat. §115C.12, subd. 1, which requires the Board to consider an appeal within 90 days of receipt of an applicant’s written notice of appeal.

Taking into account these requirements and the date of the final Board meeting in 2025 (November 19), the Board must hold the first meeting of next year no later than January 21, 2026. Assuming the Board wishes to continue meeting on Wednesdays, here are some meeting schedule options for 2026.

Second Wednesday of Every Other Month (Previous Schedule)	Third Wednesday of Every Other Month (Previous Schedule)
January 14	January 21 (conflict with ACRR Board)
March 11	March 18
May 13	May 20
July 8	July 15 (conflict with ACRR Board)
September 9	September 16
November 11 (recommend move to 18NOV for Veterans Day)	November 18

If you have suggestions for alternative schedule options, please let me know and I’ll pass them along to the other Board members for their consideration prior to the Board meeting.

Meeting Time

Board regular meetings are currently scheduled to begin at 10:30 a.m., but that time can be adjusted at your discretion.

If you have any questions or need any additional information, please let me know.